ACTS

AND

RESOLVES

PASSED BY THE

General Court of Massachusetts

IN THE YEAR

1968

TOGETHER WITH

TABLES SHOWING CHANGES IN THE STATUTES, ETC.

PUBLISHED BY

JOHN F. X. DAVOREN

Secretary of the Commonwealth



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ACTS AND RESOLVES

OF

MASSACHUSETTS

1968

☞The General Court, which was chosen November 8, 1966, assembled on Wednesday, the third day of January, 1968, for its second annual session.

His Excellency JOHN A. VOLPE and His Honor FRANCIS W. SARGENT continued to serve as Governor and Lieutenant Governor, respectively, for the political year of 1968.

ACTS.

Chap. 1. AN ACT FURTHER EXTENDING CERTAIN PROVISIONAL APPOINTMENTS AND TEMPORARY TRANSFERS FOR A LIMITED PERIOD.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

Chapter 743 of the acts of 1962 is hereby amended by striking out section 7, as most recently amended by chapter 9 of the acts of 1967, 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-nine; 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 February 12, 1968.*

Chap. 2. AN ACT RELATIVE TO THE PRESERVATION AND INSPECTION OF CIVIL SERVICE APPLICATIONS, RECOMMENDATIONS AND EXAMINATION PAPERS.

Be it enacted, etc., as follows:

Section 29 of chapter 31 of the General Laws, as most recently amended by chapter 459 of the acts of 1967, is hereby further amended by striking out the second sentence and inserting in place thereof the following three sentences: — Each application, recommendation and experience sheet shall be preserved for a period of at least two years, but may be destroyed thereafter. Examination papers may be destroyed as the director determines, but shall be preserved during the period in which any requests for review of markings in an examination or appeals thereon, made in accordance with the provisions of section twelve A, are pending. The appointing officer may inspect the application, recommendation and experience sheet of the person whose name is certified to him and may require such person to appear before him and make such inquiries of him as he may deem proper.

Approved February 12, 1968.

Chap. 3. 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, as most recently amended by chapter 25 of the acts of 1967, and inserting in place thereof the following section: —

Section 2. This act shall cease to be effective on April eighth, nineteen hundred and sixty-nine. *Approved February 14, 1968.*

Chap. 4. AN ACT DIRECTING THE COUNTY COMMISSIONERS OF PLYMOUTH COUNTY TO MAKE CERTAIN REPAIRS TO THE COUNTY FIRE PATROL AIRPLANE.

Be it enacted, etc., as follows:

The county commissioners of Plymouth county are hereby authorized and directed to expend a sum not exceeding two thousand dollars out of available funds for the replacement of the fabric covering of the Plymouth county fire patrol airplane. *Approved February 16, 1968.*

Chap. 5. AN ACT ESTABLISHING A MINIMUM REMUNERATION FOR TOWN CLERKS WHO ALSO SERVE AS MEMBERS OF BOARDS OF REGISTRARS OF VOTERS.

Be it enacted, etc., as follows:

Chapter 41 of the General Laws is hereby amended by striking out section 19G, inserted by chapter 346 of the acts of 1967, and inserting in place thereof the following section: —

Section 19G. A clerk of a city or town who also serves as a member of its board of registrars of voters shall, in addition to any compensation to which he may be entitled as city or town clerk, receive the sum of fifty dollars, and, if the number of registered voters exceeds one thousand, an additional fifty dollars for each additional thousand of registered voters or major fraction thereof, provided, however, that the total payment for such service as a member of said board shall not exceed fifteen hundred dollars in any year. *Approved February 16, 1968.*

Chap. 6. AN ACT AUTHORIZING THE COUNTY COMMISSIONERS OF THE COUNTY OF DUKES COUNTY TO PAY CERTAIN LEGAL EXPENSES.

Be it enacted, etc., as follows:

Notwithstanding any contrary provision of law, the county commissioners of the county of Dukes County are hereby authorized, subject to appropriation, to pay a sum not exceeding ten thousand dollars, for legal expenses incurred by said county in connection with matters before the courts relative to the apportionment of representatives to the several counties, the division of counties into representative districts and the assigning of representatives thereto, said sum to be in addition to the expenditures authorized by chapter five hundred and forty-five of the acts of nineteen hundred and sixty-seven.

Approved February 16, 1968.

Chap. 7. AN ACT RELATIVE TO TEMPORARY BORROWINGS BY COUNTY TREASURERS IN ANTICIPATION OF SERIAL LOANS.

Be it enacted, etc., as follows:

Chapter 35 of the General Laws is hereby amended by inserting after section 37A the following section: —

Section 37B. The county treasurer of any county, except Suffolk and Nantucket, with the approval of the county commissioners thereof, 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 any general or special law, 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 such general or special law. Any notes issued in anticipation of serial bonds or notes shall be paid from the proceeds thereof. If a balance remains in the proceeds of a loan issued in anticipation of a serial loan at the time when the serial loan is issued, said balance shall be applied to the payment of such temporary loan. *Approved February 16, 1968.*

Chap. 8. AN ACT RELATIVE TO THE ANNUAL OBSERVANCE OF JOHN F. KENNEDY DAY.

Be it enacted, etc., as follows:

Chapter 6 of the General Laws is hereby amended by inserting after section 15K, inserted by chapter 241 of the acts of 1967, the following section: —

Section 15L. The governor shall annually issue a proclamation setting apart the last Sunday in November as John F. Kennedy Day and recommending that said day be observed by the people in an appropriate manner in memory of John Fitzgerald Kennedy, the thirty-fifth president of the United States. *Approved February 16, 1968.*

Chap. 9. AN ACT AUTHORIZING THE COUNTY OF DUKES COUNTY TO BORROW MONEY FOR LENGTHENING A RUNWAY AT THE COUNTY AIRPORT.

Be it enacted, etc., as follows:

SECTION 1. The county commissioners of the county of Dukes County may expend, for the purpose of lengthening a runway at the public airport operated by said county, a sum not exceeding fifty thousand dollars.

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, fifty thousand dollars, and may issue notes of the county therefor, which shall bear on their face the words, Dukes County Airport Loan, Act of 1968. Each authorized issue shall constitute a separate loan, and such loans shall be payable in not more than five years from their dates. Such notes shall be signed by the treasurer of the county and countersigned by a majority of the county commissioners. The county may sell 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. *Approved February 16, 1968.*

Chap. 10. AN ACT DIRECTING THE COUNTY OF PLYMOUTH TO REIMBURSE THE CHIEF PROBATION OFFICER OF THE THIRD DISTRICT COURT OF PLYMOUTH ON ACCOUNT OF MONEY STOLEN FROM HIS OFFICE.

Be it enacted, etc., as follows:

The county of Plymouth is hereby authorized and directed to reimburse the chief probation officer of the third district court of Plymouth in the amount of sixty-one dollars and nine cents, which sum was the amount stolen and not recovered in a burglary of the courthouse of said court during the night of March third, nineteen hundred and sixty-seven. *Approved February 16, 1968.*

Chap. 11. AN ACT PROHIBITING THE OPERATION OF MOTOR VEHICLES IN A NOISY MANNER.

Be it enacted, etc., as follows:

Section 16 of chapter 90 of the General Laws, as most recently amended by chapter 239 of the acts of 1965, is hereby further amended by striking out the fifth sentence and inserting in place thereof the following sentence: — No person operating a motor vehicle shall sound a bell, horn or other device, nor in any manner operate such motor vehicle so as to make a harsh, objectionable or unreasonable noise, nor permit any unreasonable amount of smoke to escape from such vehicle.

Approved February 16, 1968.

Chap. 12. AN ACT REQUIRING APPOINTING AUTHORITIES TO KEEP ON FILE WRITTEN APPROVAL OF LEAVES OF ABSENCE.

Be it enacted, etc., as follows:

The first paragraph of section 46E of chapter 31 of the General Laws, as most recently amended by chapter 143 of the acts of 1967, is hereby further amended by striking out the third sentence and inserting in place thereof the following two sentences: — A copy of such written approval shall be kept on file by the appointing authority who shall, upon request, forward a copy of said written approval to the commission or director. In the case of a city or town, the appointing authority shall forward forthwith a copy of the written approval of such leave of absence to the city or town clerk, as the case may be.

Approved February 16, 1968.

Chap. 13. 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. Chapter sixty-eight of the acts of nineteen hundred and sixty-six is hereby repealed.

SECTION 2. 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, forty-five 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 three times 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 3. In calendar year nineteen hundred and sixty-eight said commissioners may expend without further approval, in advance of appropriations for said county for said year, the sums provided for by this act from any available funds in the county treasury.

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

Approved February 19, 1968.

Chap. 14. AN ACT INCREASING THE AMOUNT THAT MAY BE EXPENDED ANNUALLY BY THE COUNTY COMMISSIONERS OF ESSEX COUNTY FOR ADVERTISING RECREATIONAL, INDUSTRIAL AND AGRICULTURAL ADVANTAGES OF SAID COUNTY, AND FOR MAINTAINING CERTAIN BOOTHS IN CONNECTION THEREWITH.

Be it enacted, etc., as follows:

SECTION 1. The first sentence of section 1 of chapter 53 of the acts of 1963, as appearing in chapter 70 of the acts of 1967, is hereby further amended by striking out, in line 4, the word "forty-five" and inserting in place thereof the word: — fifty.

SECTION 2. This act shall take effect upon its acceptance during the current year by the county commissioners of Essex county, but not otherwise. *Approved February 19, 1968.*

Chap. 15. AN ACT PROVIDING THAT A CERTAIN PHYSICAL CONDITION OR DISEASE RESULTING IN TOTAL OR PARTIAL DISABILITY OR DEATH TO PERMANENT MEMBERS OF THE PARK POLICE OF CITIES AND TOWNS SHALL BE PRESUMED TO HAVE BEEN SUFFERED IN THE LINE OF DUTY WITH REFERENCE TO THE ACCIDENTAL DISABILITY LAW.

Be it enacted, etc., as follows:

SECTION 1. Section 94 of chapter 32 of the General Laws, as most recently amended by chapter 610 of the acts of 1963, is hereby further amended by adding the following paragraph: —

As used in this section the words "permanent member of a police department" shall include a permanent member of the park police of a city or town.

SECTION 2. This act shall take effect as of October first, nineteen hundred and sixty-six. *Approved February 19, 1968.*

Chap. 16. AN ACT INCREASING THE AMOUNTS OF CERTAIN PURCHASES WHICH MAY BE MADE BY A MUNICIPAL LIGHT COMMISSION WITHOUT ADVERTISING FOR BIDS.

Be it enacted, etc., as follows:

Section 56D of chapter 164 of the General Laws, as appearing in chapter 643 of the acts of 1960, is hereby amended by striking out, in line 2, the word "one" and inserting in place thereof the word: — two. *Approved February 19, 1968.*

Chap. 17. AN ACT AUTHORIZING THE COUNTY COMMISSIONERS OF WORCESTER COUNTY TO EXPEND A CERTAIN SUM OF MONEY ANNUALLY FOR THE PURPOSE OF ADVERTISING THE RECREATIONAL, CULTURAL, HISTORIC AND SCENIC ADVANTAGES OF SAID COUNTY.

Be it enacted, etc., as follows:

SECTION 1. The county commissioners of Worcester county may, for the purpose of advertising and promoting the recreational, cultural, historic and scenic advantages of said county, expend such sums, not exceeding, in the aggregate, fifty 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 and deposited with the county treasurer for the purpose aforesaid. Said commissioners shall expend such sums only for advertising and promotion in newspapers, magazines, and the like, or for booklets, posters, or other forms of advertising and promotion, 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 the Central Massachusetts Tourist Council, Inc. as 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 Worcester 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-eight, entitled 'An Act authorizing the county commissioners of Worcester county to expend a certain sum of money annually for the purpose of advertising and promoting the recreational, cultural, historic and scenic 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 February 19, 1968.*

Chap. 18. AN ACT PROVIDING FOR THE PAYMENT BY THE COMMONWEALTH OF A CERTAIN SUBSIDIARY OR ADDITIONAL RATE FOR GROUP INSURANCE COVERING CERTAIN ACTIVE AND RETIRED EMPLOYEES OF THE COMMONWEALTH AND THEIR DEPENDENTS.

Whereas, The deferred operation of this act would tend to defeat its purpose which is immediately to provide payment by the commonwealth of an increase in the premium required by public law 89-97 for supplementary medical insurance benefits commonly known as medicare part B of the federal health insurance for the aged act, for active and retired employees of the commonwealth insured under medicare and the commonwealth's optional medicare extension health insurance coverage, 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. In addition to the payment by the commonwealth provided in section eight of chapter thirty-two A of the General Laws, the commonwealth shall make payment in full, subject to an appropriation therefor, of such subsidiary or additional rate as may be determined by the group insurance commission as part of the total monthly cost of insurance purchased in accordance with the provisions of section ten C of said chapter thirty-two A.

SECTION 2. This act shall cease to be effective on December thirty-first, nineteen hundred and sixty-eight. *Approved February 21, 1968.*

Chap. 19. AN ACT PROVIDING FOR THE ANNUAL OBSERVANCE OF GRANDPARENTS' DAY.

Be it enacted, etc., as follows:

Section 12T of chapter 6 of the General Laws, as amended by chapter 297 of the acts of 1963, is hereby further amended by inserting after the word "Day", in line 6, the words: — , the first Sunday in October as Grandparents' Day, — so as to read as follows: —

Section 12T. The governor shall annually issue a proclamation setting apart the twenty-second day of February as Washington Day, the first Sunday in April as Veterans of World War I Hospital Day, the second Sunday in May as Mothers' Day, the third Sunday in June as Fathers' Day, the seventh day of August as Purple Heart Day, the first Sunday in October as Grandparents' Day, the first Sunday in December as Disabled American Veterans' Hospital Day and the second Saturday in December as Army and Navy Union Day; and recommending that said days be observed by the people in an appropriate manner.

Approved February 21, 1968.

Chap. 20. AN ACT PROVIDING THAT THE MINIMUM HEIGHT REQUIREMENT FOR APPLICANTS FOR THE POSITION OF CORRECTION OFFICER SHALL BE FIVE FEET SEVEN INCHES.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide forthwith for a reduction in the minimum height requirement for applicants for the position of correction officer,

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 13A of chapter 31 of the General Laws, as most recently amended by section 3 of chapter 725 of the acts of 1945, is hereby further amended by inserting after the word "examination", the first time it appears in line 5, the words: — ; provided, that the minimum height requirement for applicants for the position of correction officer shall be five feet seven inches. *Approved February 26, 1968.*

Chap. 21. AN ACT PROVIDING THAT MEDICAL REPORTS OF DECEASED ATTENDING AND EXAMINING PHYSICIANS SHALL BE ADMISSIBLE IN EVIDENCE IN WORKMEN'S COMPENSATION CASES.

Be it enacted, etc., as follows:

Chapter 152 of the General Laws is hereby amended by inserting after section 7C the following section: —

Section 7D. In any claim for compensation the medical report of a deceased physician who attended or examined the claimant, including expressions of medical opinion, shall, at the discretion of the member hearing the matter or the reviewing board, be admissible in evidence.

Approved February 26, 1968.

Chap. 22. AN ACT PROHIBITING THE EMPLOYMENT OF A MINOR AS AN INVESTIGATOR OR GUARD BY A PRIVATE DETECTIVE AGENCY OR AS A GUARD BY A WATCH, GUARD OR PATROL AGENCY UNDER CERTAIN CONDITIONS.

Be it enacted, etc., as follows:

Section 28 of chapter 147 of the General Laws, inserted by section 1 of chapter 802 of the acts of 1960, is hereby amended by adding the following paragraph: —

No minor shall be employed as an investigator or guard by a licensee if the use of firearms is required in the performance of his duties.

Approved February 26, 1968.

Chap. 23. AN ACT RELATIVE TO BORROWING BY CITIES, TOWNS, AND DISTRICTS.

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 44 of the General Laws, as most recently amended by section 1 of chapter 46 of the acts of 1967, is hereby further amended by adding the following definition: —

"Equalized valuation" shall mean 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.

SECTION 2. Section 8 of said chapter 44 is hereby amended by striking out clause (8), as amended by section 1 of chapter 70 of the acts of 1958, and inserting in place thereof the following clause: —

(8) For establishing, purchasing, extending or enlarging a gas or electric lighting plant within the limits of the territory within which such gas or electric lighting plant is authorized to distribute its products, twenty years; but the outstanding indebtedness so incurred shall not exceed in a town five per cent and in a city two and one half per cent of the equalized valuation of such town or city; provided, however, that the emergency finance board, established under chapter forty-nine of the acts of nineteen hundred and thirty-three, may authorize a city to incur indebtedness under this clause in excess of two and one half per cent but not in excess of five per cent of the equalized valuation of such city, and may authorize a town to incur indebtedness under this clause in excess of five per cent but not in excess of ten per cent of the equalized valuation of such town.

SECTION 3. Said section 8 of said chapter 44 is hereby further amended by striking out clause (10), as appearing in the Tercentenary Edition, and inserting in place thereof the following clause: —

(10) For acquiring land or constructing buildings or other structures, including the cost of original equipment, as memorials to members of the army, navy, marine corps, coast guard, or air force, twenty years; but the indebtedness so incurred shall not exceed one half of one per cent of the equalized valuation of the city or town.

SECTION 4. Said section 8 of said chapter 44 is hereby further amended by striking out clause (11), as appearing in the Tercentenary Edition.

SECTION 5. Said section 8 of said chapter 44 is hereby further amended by striking out clause (12), as appearing in the Tercentenary Edition, and inserting in place thereof the following clause: —

(12) For acquiring street railway property under sections one hundred and forty-three to one hundred and fifty-eight, inclusive, of chapter one hundred and sixty-one, operating the same, or contributing toward the sums expended or to be expended by a transportation area for capital purposes, ten years; but the indebtedness so incurred shall not exceed two per cent of the equalized valuation of the city or town.

SECTION 6. Clause (13) of said section 8 of said chapter 44, as most recently amended by chapter 431 of the acts of 1957, is hereby further amended by striking out the first sentence and inserting in place thereof the following sentence: — For the acquisition, construction, establishment, enlargement, improvement or protection of public airports, including the acquisition of land, ten years; but the outstanding indebtedness so incurred shall not exceed one per cent of the equalized valuation of the city or town.

SECTION 6A. The second paragraph of said section 8 of said chapter 44, as appearing in the Tercentenary Edition, is hereby amended by striking out the first and second sentences.

SECTION 7. Said section 8 of said chapter 44 is hereby further amended by striking out the last paragraph, as most recently amended by section 3 of chapter 672 of the acts of 1962, and inserting in place thereof the following paragraph: —

Debts for purposes mentioned in clauses (3), (4), (4A), (5), (6), (7), (7A) and (7B) of this section shall not be authorized to an amount exceeding ten per cent of the equalized valuation of the city or town.

SECTION 8. Section 9 of said chapter 44 is hereby amended by striking out the second paragraph, added by section 5 of chapter 298 of

the acts of 1947, and inserting in place thereof the following paragraph: —

In the year of organization of a newly established district, whether established under general or special law, the borrowing capacity for purposes specified in section seven and limited in amount by section ten, and for purposes specified in section eight, shall be based on an amount determined by applying to the equalized valuation of the town in which the district is located the same ratio which the assessors' valuation of the taxable property of the district for that year bears to the assessors' valuation of the taxable property of the town for the same year. In the case of a newly established district which is located in two or more towns, said borrowing capacity shall be based on the total amount determined by applying to the equalized valuation of each of the towns in which any part of the district is located the same ratio which the assessors' valuation of the taxable property of the district in the respective towns for that year bears to the assessors' valuation of the taxable property of said town for the same year.

SECTION 9. Said chapter 44 is hereby further amended by striking out section 10, as most recently amended by chapter 133 of the acts of 1967, and inserting in place thereof the following section: —

Section 10. Except as otherwise authorized by law, a city shall not authorize indebtedness to an amount exceeding two and one half per cent, and a town shall not authorize indebtedness to an amount exceeding five per cent, of the equalized valuation of said city or town. A city may authorize indebtedness in excess of two and one half per cent, but not in excess of five per cent, and a town may authorize indebtedness in excess of five per cent but not in excess of ten per cent, of the aforesaid equalized valuation; provided, however, that the amount of indebtedness so authorized shall be subject to the approval of the emergency finance board established under chapter forty-nine of the acts of nineteen hundred and thirty-three, which approval may be given either before or after such authorization.

In determining the debt limit for Boston hereunder the provisions of chapter ninety-three of the acts of eighteen hundred and ninety-one and of section one of chapter one hundred and ninety-one of the acts of nineteen hundred and three shall apply.

The debt limit for a district shall be based on an amount determined by applying to the equalized valuation of the town the same ratio which the assessors' valuation of the taxable property of the district for the preceding year bears to the assessors' valuation of the taxable property of the town for the preceding year. In the case of the district which is located in two or more towns, said debt limit shall be based on the total amount determined by applying to the equalized valuation of each of the towns in which any part of the district is located the same ratio which the assessors' valuation of the taxable property of the district in the respective towns for the preceding year bears to the assessors' valuation of the taxable property of said town for the preceding year.

All authorized debts, except those expressly authorized by law to be incurred outside the debt limit, shall be reckoned in determining the limit of indebtedness under this section.

SECTION 10. The first paragraph of section 26CC of chapter 121, as most recently amended by section 2 of chapter 692 of the acts of 1966, is hereby further amended by striking out, in lines 24 to 27, inclusive,

the words "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" and inserting in place thereof the words: — equalized valuation.

SECTION 11. The second paragraph of said section 26CC of said chapter 121, added by section 2 of chapter 619 of the acts of 1966, is hereby amended by striking out, in lines 8 to 10, inclusive, and in lines 16 to 18, inclusive, the words "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" and inserting in place thereof, in each instance, the words: — equalized valuation.

SECTION 12. Section 152 of chapter 161 of the General Laws is hereby amended by striking out, in line 7, as appearing in the Tercentenary Edition, the words "assessed valuation" and inserting in place thereof the words: — equalized valuation as defined in section one of chapter forty-four. *Approved February 27, 1968.*

Chap. 24. AN ACT DESIGNATING CERTAIN MONDAYS AS LEGAL HOLIDAYS.

Be it enacted, etc., as follows:

SECTION 1. Section 7 of chapter 4 of the General Laws is hereby amended by striking out clause Eighteenth, as most recently amended by section 1 of chapter 616 of the acts of 1962, and inserting in place thereof the following clause: —

Eighteenth, "Legal holiday" shall include January first, July fourth, October twelfth, November eleventh and Christmas day, or the day following when any of said days occur on Sunday, and the third Monday in February, the third Monday in April, the last Monday in May, the first Monday in September and Thanksgiving day. "Legal holiday" shall also include, with respect to Suffolk county only, March seventeenth and June seventeenth, or the day following when said days occur on Sunday; provided, however, that the words "legal holiday" as used in section forty-five of chapter one hundred and forty-nine shall not include March seventeenth, or the day following when said day occurs on Sunday.

SECTION 2. Section 12Q of chapter 6, inserted by chapter 84 of the acts of 1953, is hereby amended by striking out, in line 3, the words "May thirtieth" and inserting in place thereof the words: — the last Monday in May.

SECTION 3. Section 12T of said chapter 6 is hereby amended by striking out the words "twenty-second day of February" and inserting in place thereof the words: — third Monday of February.

SECTION 4. Chapter 136 of the General Laws is hereby amended by striking out section 13, as appearing in section 2 of chapter 616 of the acts of 1962, and inserting in place thereof the following section: —

Section 13. The provisions of sections five to eleven, inclusive, shall, except as provided in section fourteen, apply to all legal holidays, except the third Monday in February and the third Monday in April and March seventeenth and June seventeenth or the day following when either of said days occur on Sunday.

SECTION 5. Section 14 of said chapter 136, as appearing in said section 2 of said chapter 616, is hereby amended by striking out the second paragraph and inserting in place thereof the following paragraph: —

The mayor of a city or the selectmen of a town, upon written application therefor, and upon such terms and conditions as they may prescribe, may grant licenses for the maintenance and operation on the last Monday in May, July fourth and the first Monday of September, or the day following when July fourth occurs on Sunday, of establishments for the sale of souvenirs to the tourist trade, articles of beachwear and other goods incidental thereto, at amusement parks or beach resorts.

SECTION 6. Section 33 of chapter 138 of the General Laws is hereby amended by striking out the second sentence, as amended by chapter 323 of the acts of 1967, and inserting in place thereof the following sentence: — No holder of a tavern license shall sell any alcoholic beverages on Sundays, no other licensee under section twelve shall sell any such beverages on Sundays between one o'clock antemeridian and one o'clock postmeridian, no licensee under section twelve shall sell any such beverages on Christmas day, or on the day following when said day occurs on Sunday, or the last Monday in May, between one o'clock antemeridian and one o'clock postmeridian, no registered pharmacist acting under section twenty-nine and no licensee under section thirty A shall sell any alcoholic beverages or alcohol without a prescription on Sundays or legal holidays, no licensee under section fifteen shall sell or deliver any alcoholic beverages on Sundays or on the last Monday in May, Thanksgiving day or Christmas day or on the day following when Christmas day occurs on Sunday, or on any other legal holiday before one o'clock postmeridian and no licensee under any other section of this chapter for the sale of alcoholic beverages not to be drunk on the premises shall sell or deliver any such beverages or alcohol on Sundays or legal holidays.

SECTION 7. This act shall take effect on January first, nineteen hundred and sixty-nine. *Approved February 27, 1968.*

Chap. 25. 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 the year nineteen hundred and sixty-eight outside 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, aid to families with dependent children and disability assistance, and for veterans' benefits, 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 1968. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more

than three years from their dates, as the board shall fix, and, except as herein provided, shall be subject to said chapter forty-four.

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

Loans may be issued hereunder in the year nineteen hundred and sixty-eight for meeting appropriations for veterans' benefits only by a city or town which in such year has appropriated to be raised by taxation, or appropriated from available funds, for veterans' benefits purposes an amount not less than the aggregate of its expenditures made in the year nineteen hundred and sixty-seven for veterans' benefits, 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-eight 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, aid to families with dependent children and disability assistance, and for veterans' benefits, shall not be reduced during the said year by appropriation, transfer, or otherwise, except with the written approval of the board.

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.

Approved February 27, 1968.

Chap. 26. AN ACT RELATIVE TO THE AMOUNT OF MONEY WHICH MAY BE BORROWED BY CITIES, TOWNS, AND DISTRICTS FOR USEFUL PUBLIC WORKS PROJECTS.

Be it enacted, etc., as follows:

Section 2 of chapter 74 of the acts of 1945 is hereby amended by striking out the second paragraph and inserting in place thereof the following paragraph: —

Any city, town or district may borrow hereunder, for projects for which borrowings are authorized by section seven of said chapter forty-four of the General Laws and for other projects for which borrowings

are not authorized by section eight of said chapter, amounts incurred under authority of this act, not exceeding, in the aggregate outstanding at any one time, one per cent of the equalized valuation, as defined in section one of chapter forty-four of the General Laws, without affecting its future borrowing capacity, and in addition, after such limit of one per cent is reached, may so borrow therefor so much as may be required of any amount within its debt limit as determined in accordance with section ten of said chapter forty-four, not then borrowed or authorized by such city, town or district to be borrowed; and any city, town or district may borrow hereunder, for projects of any class for which borrowings are authorized by section eight of said chapter, water projects being treated as a single class for the purposes hereof, amounts incurred under authority of this act, not exceeding, in the aggregate outstanding at any one time, one per cent of said equalized valuation of such city, town or district without affecting its future borrowing capacity, and in addition, after such limit of one per cent is reached, may so borrow therefor so much as may be required of any amount authorized by said section eight for such class of projects not then borrowed or authorized by such city, town or district to be borrowed, and no borrowing hereunder for any project for which borrowings are authorized by said section eight shall be reckoned in determining the borrowing capacity of such city, town or district under said section ten.

Approved February 28, 1968.

Chap. 27. AN ACT AUTHORIZING THE APPOINTMENT OF COMPUTER EXPERTS TO MONITOR THE ELECTRONIC COUNTING OF BALLOTS.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide forthwith for the monitoring of the electronic counting of ballots on behalf of each political party, 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 33H of chapter 54 of the General Laws, as appearing in section 5 of chapter 564 of the acts of 1967, is hereby amended by inserting after the first paragraph the following paragraph: —

Each city or town chairman of a political party may appoint in writing a qualified computer expert to monitor the electronic counting of ballots at such tabulating center. He shall be assigned by the presiding officer to a position within the center which will enable him to observe all operations.

Approved March 4, 1968.

Chap. 28. AN ACT CLARIFYING THE PROVISIONS OF LAW RELATING TO THE SUBMISSION TO THE VOTERS OF QUESTIONS OF APPROVING OR DISAPPROVING ORDERS AUTHORIZING THE ISSUANCE OF BONDS, NOTES OR CERTIFICATES OF INDEBTEDNESS.

Be it enacted, etc., as follows:

Section 8A of chapter 44 of the General Laws, inserted by section 1 of chapter 108 of the acts of 1939, is hereby amended by striking out,

in lines 7 and 8, the words "specified in clause (3), (4), (5), (6), (7), (8), (10) or (12) of section eight" and inserting in place thereof the words: — for any purposes specified in section eight, other than clause (1), (2) or (9). *Approved March 4, 1968.*

Chap. 29. AN ACT FURTHER REGULATING THE DELAYED REGISTRATION OF A BIRTH RECORD.

Be it enacted, etc., as follows:

Chapter 46 of the General Laws is hereby amended by striking out section 13A, as amended by section 3 of chapter 12 of the acts of 1965, and inserting in place thereof the following section: —

Section 13A. If it is claimed that a child was born in a city or town in this commonwealth and the clerk or registrar of such city or town has no record thereof, said clerk or registrar may receive an affidavit, signed and sworn to by a parent of such child, or, in his discretion, by some credible person or persons having knowledge of the case, setting forth the facts relating to such birth, in the manner provided by section one, and documentary evidence substantiating such facts beyond reasonable doubt. If said clerk or registrar is satisfied as to the truth and accuracy of the statements in such affidavit and the sufficiency of the evidence submitted therewith, he shall make a record of such birth.

A person who is unable to furnish such an affidavit for the establishment of his birth record may petition the clerk or registrar of the city or town wherein it is claimed his birth occurred for the recording of his birth. If the evidence submitted by the petitioner is satisfactory to said clerk or registrar as a basis for establishing such record, he shall accept the same and record the birth. If, however, in the opinion of said clerk or registrar such evidence is not satisfactory, he shall refuse in writing to record the birth. Such person may then present a petition, together with such written refusal and his evidence to establish the validity of such record, to a judge of the probate court of the county in which such city or town is located. Written notice shall be given to said clerk or registrar of the time and place of the hearing on such petition. After such hearing, if it is the opinion of the court that such birth should be recorded, it shall be so ordered. Upon receipt of such order from said judge, said clerk or registrar shall establish the record. *Approved March 4, 1968.*

Chap. 30. AN ACT AUTHORIZING THE COUNTY COMMISSIONERS OF BRISTOL COUNTY TO CONSTRUCT AND EQUIP AN ADDITION TO AND TO ALTER THE MAIN SCHOOL BUILDING AT THE BRISTOL COUNTY AGRICULTURAL SCHOOL AND AUTHORIZING THE BORROWING OF MONEY FOR SAID PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. The county commissioners of Bristol county are hereby authorized to raise and expend a sum not exceeding one million two hundred and fifty thousand dollars for the construction, originally equipping and furnishing, on land now owned by the county, of an addition to and alterations of the main school building at the Bristol County Agricultural School, including plans and specifications, architects' fees and legal fees and expenses.

SECTION 2. For the purposes aforesaid, the treasurer of the county of Bristol, with the approval of the county commissioners thereof, may borrow upon the credit of the county such sums as may be necessary, not exceeding, in the aggregate, one million two hundred and fifty thousand dollars and may issue bonds or notes of the county therefor, which shall bear on their face the words, Bristol County Agricultural School Loan, Act of 1968. Each authorized issue shall constitute a separate loan and such loans shall be payable in 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, 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. *Approved March 4, 1968.*

Chap. 31. AN ACT FURTHER REGULATING THE OPERATION OF MOTOR VEHICLES CARRYING A CERTAIN CRANE OR BOOM.

Be it enacted, etc., as follows:

The first paragraph of section 19 of chapter 90 of the General Laws is hereby amended by striking out the fifth sentence, inserted by chapter 259 of the acts of 1965, and inserting in place thereof the following sentence: — No motor vehicle, trailer or other vehicle, carrying a crane or boom whether or not permanently or temporarily attached to said vehicle or trailer, which crane or boom extends more than four feet beyond the bed or body of the vehicle or trailer shall be operated or drawn on any way unless vehicles approaching from the rear are protected from the rear projecting crane or boom by another vehicle following immediately behind the projecting extremity of such crane or boom.

Approved March 4, 1968.

Chap. 32. AN ACT FURTHER REGULATING THE REPORTING OF USED CAR SALES BY CERTAIN LICENSEES.

Be it enacted, etc., as follows:

Section 57 of chapter 140 of the General Laws, as amended by section 1 of chapter 103 of the acts of 1952, is hereby further amended by adding the following sentence: — All sales of second hand motor vehicles made by any person required to be licensed by this section shall be reported to the registry of motor vehicles in the manner prescribed for *Class 1* licensees as provided in section fifty-eight, and all such sales shall be subject to the provisions of sections sixty through sixty-nine, inclusive.

Approved March 4, 1968.

Chap. 33. AN ACT FURTHER REGULATING VACATIONS FOR POLICE OFFICERS AND FIRE FIGHTERS IN CERTAIN CITIES AND TOWNS AFTER TWENTY YEARS OF SERVICE.

Be it enacted, etc., as follows:

Chapter 41 of the General Laws is hereby amended by inserting after section 111K the following section: —

Section 111L. In any city or town in which the provisions of section one hundred and eleven D apply and which accepts this section all members of its regular police or fire force may after twenty years of service be granted a vacation of five weeks without loss of pay.

(*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, March 5, 1968, and, in concurrence, by the Senate, March 6, 1968, the objections of the governor notwithstanding, in the manner prescribed by the constitution; and thereby has "the force of a law".*)

Chap. 34. AN ACT RELATIVE TO THE DISPOSITION OF CERTAIN BURIAL CERTIFICATES.

Be it enacted, etc., as follows:

Section 46 of chapter 114 of the General Laws, as most recently amended by chapter 465 of the acts of 1958, is further amended by striking out the second paragraph and inserting in place thereof the following paragraph: —

The board of health or its agent, or the superintendent or person having such care, shall, upon receipt of such certificate, forthwith countersign it and file it in his office. *Approved March 9, 1968.*

Chap. 35. AN ACT AUTHORIZING THE COUNTY TREASURER 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 treasurer of Essex county is hereby authorized to pay from any available funds in the county treasury such of the unpaid bills of said county, 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, as appear on a list on file in the office of the director of accounts totaling three thousand one hundred twenty-eight dollars and eighty-nine cents.

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

Approved March 11, 1968.

Chap. 36. AN ACT INCREASING THE AMOUNT TO BE PAID TO CERTAIN RECIPIENTS OF OLD AGE ASSISTANCE AND TO CERTAIN PERMANENTLY AND TOTALLY DISABLED PERSONS AS TRANSPORTATION ALLOWANCES.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to increase further the transportation allowance for

recipients of old age assistance and of disability assistance, 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 third paragraph of section 1 of chapter 118A of the General Laws, as most recently amended by section 1 of chapter 724 of the acts of 1965, is hereby further amended by striking out, in line 8, the words "five dollars" and inserting in place thereof the words: — nine dollars and fifty cents.

SECTION 2. The last sentence of section 4 of chapter 118D of the General Laws, as appearing in section 59 of chapter 658 of the acts of 1967, is hereby amended by striking out, in lines 7 and 8, the words "two dollars and fifty cents" and inserting in place thereof the words: — seven dollars.

SECTION 3. This act shall take effect on April first, nineteen hundred and sixty-eight. *Approved March 11, 1968.*

Chap. 37. AN ACT AUTHORIZING CITIES TO COMBINE AND FORM DISTRICTS FOR THE ADMINISTRATION OF THE LAWS RELATING TO WEIGHING AND MEASURING DEVICES, AND THE GIVING OF FALSE OR INSUFFICIENT WEIGHT OR MEASURE.

Be it enacted, etc., as follows:

Section 36 of chapter 98 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: — Two or more municipalities may combine the whole or any part of their respective territories as may be agreed upon by the boards or officers having the appointing power in such municipalities into a district with one district sealer and one set of standards. *Approved March 11, 1968.*

Chap. 38. AN ACT PROVIDING FOR THE APPOINTMENT AND REMOVAL OF CONSTABLES IN THE CITY OF QUINCY BY THE CHIEF OF POLICE.

Be it enacted, etc., as follows:

Notwithstanding the provisions of section ninety-one of chapter forty-one of the General Laws, in the city of Quincy constables shall be appointed by the chief of police for terms not exceeding three years. He may, with the consent of the city council, remove a constable from office for gross misconduct. *Approved March 11, 1968.*

Chap. 39. AN ACT RELATIVE TO ATTENDANCE AT THE REGULAR MONTHLY MEETINGS OF THE MEMBERS OF THE MASSACHUSETTS STATE COLLEGE BUILDING AUTHORITY.

Be it enacted, etc., as follows:

The third paragraph of section 2 of chapter 703 of the acts of 1963 is hereby amended by adding the following sentence: — If any member is absent f om four regular monthly meetings in any calendar year, his

office as member of said Authority shall be deemed vacant. The chairman shall forthwith notify the governor that such vacancy exists.

Approved March 11, 1968.

Chap. 40. AN ACT PROVIDING FOR THE OBLITERATION OF ALL MARKINGS OR SIGNS INDICATIVE OF A POLICE CAR PRIOR TO ITS SALE FOR USE FOR OTHER THAN POLICE PURPOSES.

Be it enacted, etc., as follows:

Chapter 266 of the General Laws is hereby amended by striking out section 92A, as most recently amended by chapter 235 of the acts of 1959, and inserting in place thereof the following section: —

Section 92A. Whoever sells a motor vehicle knowing that its engine or electrical parts have been submerged in water, or knowing that it has been used as a police car, a taxicab or a rental vehicle by a motor vehicle rental agency, without informing the purchaser of such fact, and whoever, other than the commonwealth or any political subdivision thereof, sells any such police car to an ultimate user for other than police purposes without first having obliterated all evidence of distinctive police insignias or markings thereon, and painting the exterior thereof one solid color, shall be punished by a fine of not less than ten nor more than five hundred dollars. *Approved March 11, 1968.*

Chap. 41. AN ACT RELATIVE TO THE RIGHT OF MEMBERS OF THE ARMED FORCES OF THE UNITED STATES AND THEIR SPOUSES TO OPERATE MOTOR VEHICLES UPON WAYS OF THE COMMONWEALTH.

Be it enacted, etc., as follows:

The second sentence of section 10 of chapter 90 of the General Laws as appearing in section 1 of chapter 713 of the acts of 1963, is hereby amended by adding after the word "provided", in line 5, the following: — or unless he is the spouse of a member of the armed forces of the United States who is accompanying such member on military or naval assignment to this commonwealth and who has a valid operator's license issued by another state, or unless he is on active duty in the armed forces of the United States and has in his possession a license to operate motor vehicles issued by the state where he is domiciled, or unless he is a member of the armed forces of the United States returning from duty outside the United States, and has in his possession a license to operate motor vehicles issued by said armed forces in a foreign country, but in such case for a period of not more than forty-five days after his return. *Approved March 11, 1968.*

Chap. 42. AN ACT RELATIVE TO THE KEEPING OF RECORDS OF BIRTHS, MARRIAGES AND DEATHS BY CITY AND TOWN CLERKS.

Be it enacted, etc., as follows:

SECTION 1. The first paragraph of section 1 of chapter 46 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by striking out, in lines 1 and 2, the words "in separate columns".

SECTION 2. Said chapter 46 is hereby amended by striking out section 2, as so appearing, and inserting in place thereof the following section: —

Section 2. Separate indexes of births, marriages and deaths shall be kept, and each entry shall be numbered in its order. The town clerk shall preserve all returns of births, marriages and deaths and shall conveniently arrange them for examination. He may record in separate columns the facts of such births, marriages and deaths.

Approved March 11, 1968.

Chap. 43. AN ACT AUTHORIZING THE CITY OF WORCESTER TO BORROW MONEY OUTSIDE ITS DEBT LIMIT FOR THE PURPOSE OF REHABILITATING, RECONSTRUCTING AND MAKING EXTRAORDINARY REPAIRS TO A MUNICIPAL GOLF COURSE.

Be it enacted, etc., as follows:

SECTION 1. The city of Worcester may, from time to time, borrow such sums as may be necessary, not to exceed, in the aggregate, three hundred thousand dollars for the purpose of paying necessary expenses and liabilities in connection with rehabilitating, reconstructing and making extraordinary repairs to the Green Hill Municipal Golf Course, including the construction and reconstruction of fairways and greens, and the construction, reconstruction and original furnishing of buildings and other facilities, all as may be necessary and beneficial to its use as a public golf course. Said city may issue bonds or notes therefor, which shall bear on their face the words, City of Worcester, Golf Course Loan, Act of 1968. Each authorized issue shall constitute a separate loan, and such loans shall be payable in not more than ten 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 the provisions of chapter forty-four of the General Laws, including the appropriation or transfer of a sum equal to ten per cent of the amount authorized to be borrowed pursuant to the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its acceptance by the city council of the city of Worcester. *Approved March 11, 1968.*

Chap. 44. AN ACT EXTENDING THE OPERATION OF THE LAW PROVIDING FOR SPECIAL HEARING PROCEDURES FOR CERTAIN PERSONS COMMITTED OR CONFINED AT BRIDGEWATER STATE HOSPITAL AND STATE HOSPITALS UNDER THE JURISDICTION OF THE DEPARTMENT OF MENTAL HEALTH.

Be it enacted, etc., as follows:

Section 9 of chapter 620 of the acts of 1967 is hereby amended by striking out, in line 2, the word "sixty-eight" and inserting in place thereof of the word: — seventy. *Approved March 11, 1968.*

Chap. 45. AN ACT REMOVING THE PROHIBITION ON THE DISPLAY OF ADVERTISING MATTER IN WINDOWS OF TAVERNS.

Be it enacted, etc., as follows:

The definition of "Tavern" in section 1 of chapter 138 of the General Laws, as appearing in section 1 of chapter 253 of the acts of 1935, is hereby further amended by striking out the last sentence.

Approved March 11, 1968.

Chap. 46. AN ACT AUTHORIZING THE TOWN OF BROOKLINE TO PAY A CERTAIN SUM OF MONEY TO NORTHEAST SALES & SERVICE, INC.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of discharging a moral obligation, the town of Brookline is hereby authorized to appropriate money for the payment of, and after such appropriation the treasurer of said town is hereby authorized to pay, an unpaid bill in the amount of three thousand nine hundred and ninety-five dollars to Northeast Sales & Service, Inc., a corporation organized under the laws of the commonwealth, for the installation of a new engine in a Walter Snow Fighter owned by the town, said bill being legally unenforceable by reason of it not having been incurred pursuant to the provisions of the General Laws and town by-laws.

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

Approved March 12, 1968.

Chap. 47. AN ACT RELATIVE TO THE EXPIRATION DATE OF PERMITS TO SELL ANTI-FREEZE SOLUTIONS.

Be it enacted, etc., as follows:

SECTION 1. The first paragraph of section 303J of chapter 94 of the General Laws, as appearing in chapter 481 of the acts of 1967, is hereby amended by striking out the third sentence and inserting in place thereof the following sentence: — If the anti-freeze is not adulterated or misbranded, the division shall give the applicant a written permit authorizing the sale of such anti-freeze within the commonwealth for a period expiring June thirtieth next.

SECTION 2. This act shall take effect as of the effective date of chapter four hundred and eighty-one of the acts of nineteen hundred and sixty-seven.

Approved March 12, 1968.

Chap. 48. AN ACT MAKING A CORRECTIVE CHANGE IN THE LAW RELATIVE TO THE CARE OF CERTAIN STANDARDS OF THE METRIC SYSTEM.

Be it enacted, etc., as follows:

Section 3 of chapter 99 of the General Laws, as amended by section 21 of chapter 261 of the acts of 1939, is hereby further amended by striking out, in line 3, the word "treasurer" and inserting in place thereof the words: — sealer of weights and measures.

Approved March 12, 1968.

Chap. 49. AN ACT AUTHORIZING THE TRUSTEES OF THE ESSEX AGRICULTURAL AND TECHNICAL INSTITUTE TO CONSTRUCT A LIVE STOCK BUILDING.

Be it enacted, etc., as follows:

SECTION 1. The trustees of the Essex agricultural and technical institute are hereby authorized to construct and equip a general purpose live stock building for the use of said institute.

SECTION 2. For the purposes of this act, said trustees are hereby authorized to expend such sum, not exceeding twenty thousand dollars, as may be appropriated therefor. *Approved March 12, 1968.*

Chap. 50. AN ACT AUTHORIZING THE CITY OF SPRINGFIELD TO SELL CERTAIN PARK LAND IN SAID CITY TO MERCY HOSPITAL OF SPRINGFIELD, MASS.

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 Mercy Hospital of Springfield, Mass., a charitable corporation duly established under the laws of the commonwealth, for the purpose of enabling said corporation to establish a hospital, and upon such terms and conditions as may be agreed upon by said city and said corporation, a certain parcel of park land lying easterly of Carew street and northerly of Cass street and more particularly bounded and described as follows:

Beginning at an unmarked point in the easterly sideline of Carew Street, said point marking the intersection of the line between land of the grantor herein and land of United States of America with the easterly sideline of Carew Street and being further N 13°26′30″ E a distance of 239.51 feet from a concrete bound marking the intersection of the easterly sideline of Carew Street with the northerly sideline of Cass Street; thence N 13°26′30″ E a distance of 77.56 feet to an unmarked point; thence northerly on a curve to the left of radius 270.00 feet an arc length of 2.46 feet to an unmarked point, the last two courses being along the easterly sideline of Carew Street; thence S 78°30′10″ E a distance of 120.00 feet to an unmarked point; thence N 21°56′30″ E a distance of 61.02 feet to an unmarked point, the last two courses being along land of Peter and Zelima Garrish; thence N 50°13′30″ E along land of Bertha L. Franklin and Pearl F. Choungon along land of Andrew and Ourania Baldman and along land of Paul M. Desrosiers a distance of 384.00 feet to an unmarked point; thence S 42°50′00″ E along land of the grantor herein a distance of 950.45 feet to an unmarked point; thence S 42°21′30″ W along land of Timothy J. Herlihy a distance of 41.65 feet to an unmarked point; thence S 42°22′00″ W a distance of 118.03 feet to an unmarked point; thence S 42°05′50″ W a distance of 140.32 feet to an unmarked point, the last two courses being along land of J. J. Sullivan The Mover, Inc.; thence N 43°58′55″ W along land of Romeo A. and Germaine S. Poirier, along the northerly end of Everett Street, along land of Toli P. and Constance Zguro, along land of Howard P. and Rose H. Bedore, and along the northerly end of Butler Street a distance of 332.39 feet to a stone bound; thence N 43°55′ W along land of Michael E. Moran and along land of heirs of Daniel Curtis

a distance of 163.25 feet to an iron pipe; thence S 43°18′ W a distance of 16.50 feet to an iron pipe; thence N 43°54′ W a distance of 54.26 feet to a concrete bound; thence S 40°25′50″ W a distance of 291.66 feet to an unmarked point, the last three courses being along land of said Curtis; thence northwesterly on a curve to the left of radius 186.93 feet an arc length of 14.48 feet to a concrete bound; thence N 65°46′00″ W a distance of 39.47 feet to an unmarked point, the last two courses being along the northerly sideline of Cass Street; thence N 40°25′50″ E a distance of 400.00 feet to an unmarked point; thence N 39°46′ W a distance of 238.15 feet to an unmarked point; thence S 50°10′40″ W a distance of 232.62 feet to an unmarked point; thence N 78°30′10″ W a distance of 200.00 feet to the point of beginning and containing 7.45 acres, the last four courses being along said land of United States of America.

The parcel described above is more completely shown on a plan entitled "Land in Springfield, Mass., Surveyed for the Roman Catholic Bishop of Springfield" to be recorded at this time and considered a part of this instrument, and is conveyed subject to rights of the grantor herein for storm sewer lines as shown on the aforementioned plan.

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 March 13, 1968.*

Chap. 51. AN ACT RELATIVE TO THE AGE AT WHICH MINORS MAY BE ADMITTED TO PUBLIC DANCE HALLS AND ROLLER SKATING RINKS.

Be it enacted, etc., as follows:

SECTION 1. Section 198 of chapter 140 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 two sentences: — No proprietor, lessee or manager and no employee of a proprietor, lessee or manager of any public hall or room in which roller skating is practiced, and for admission to which money or other valuable thing is accepted, shall admit, while roller skating is practiced therein between six in the afternoon and six in the forenoon, any person twelve years of age or under, unless such person is accompanied by a parent, guardian or adult member of the family with whom such person is residing; and any minor may be refused admission to or be excluded from any such hall or room while roller skating is being carried on therein, unless such minor produces evidence satisfactory to the proprietor or his agent that he is over the age of twelve years. No proprietor, lessee or manager and no employee of a proprietor, lessee or manager of any public hall or room in which dancing is practiced, and for admission to which money or other valuable thing is accepted, shall admit, while dancing is practiced therein between six in the afternoon and six in the forenoon, any person fifteen years of age or under, unless such person is accompanied by a parent, guardian or adult member of the family with whom such person is residing; and any minor may be refused admission to or be excluded from any such hall or room while a dance is being

carried on therein, unless such minor produces evidence satisfactory to the proprietor or his agent that he is over the age of fifteen years.

SECTION 2. Chapter eight hundred and six of the acts of nineteen hundred and sixty-seven is hereby repealed.

Approved March 13, 1968.

Chap. 52. AN ACT AUTHORIZING THE TOWN OF WAKEFIELD TO VALIDATE THE PROCEEDINGS TAKEN AT CERTAIN TOWN MEETINGS.

Be it enacted, etc., as follows:

SECTION 1. All acts and proceedings of the town of Wakefield at its annual town meetings, and at adjourned sessions thereof, held in the years nineteen hundred and sixty-five, nineteen hundred and sixty-six and nineteen hundred and sixty-seven, and all acts done in pursuance thereof, are hereby ratified, validated and confirmed to the same extent as if the warrants for the meetings stated the time and place of holding said meetings.

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

Approved March 14, 1968.

Chap. 53. AN ACT AUTHORIZING THE COUNTY COMMISSIONERS OF BRISTOL, HAMPDEN AND NORFOLK COUNTIES TO MAKE CERTAIN EXPENDITURES FOR THE SALARIES OF CERTAIN COURT OFFICERS FOR THE YEAR NINETEEN HUNDRED AND SIXTY-EIGHT.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any contrary provisions of chapter thirty-five of the General Laws, the county commissioners of Bristol, Hampden and Norfolk counties shall expend from any available funds such sums as may be necessary to pay the salaries commencing January first, nineteen hundred and sixty-eight of the court officers in their respective county appointed under authority of chapter eight hundred and thirty-four of the acts of nineteen hundred and sixty-seven.

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

Approved March 14, 1968.

Chap. 54. AN ACT AUTHORIZING CERTAIN TOWNS IN BARNSTABLE AND PLYMOUTH COUNTIES TO CONTRIBUTE TO THE OTIS MEMORIAL.

Be it enacted, etc., as follows:

SECTION 1. Any of the towns in Barnstable and Plymouth counties are hereby authorized to appropriate money for the purpose of contributing the same for the establishment and maintenance of the Otis Memorial at the Otis Air Force Base in memory of the crews of the three picket planes who were lost in the line of duty, many of the members of which were residents of said towns.

SECTION 2. Any action taken pursuant to the authority contained in this act by any of the towns in Barnstable and Plymouth counties

at their annual town meetings held in the current year shall be as valid and effective for all purposes as though this act had been in effect at the time of the posting of the warrant for said meetings.

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

Approved March 19, 1968.

Chap. 55. AN ACT RELATIVE TO THE NUMBER OF MEMBERS ELECTED FROM THE BOARD OF TRUSTEES OF THE ATTLEBOROUGH HOSPITAL TO ITS BOARD OF MANAGERS.

Be it enacted, etc., as follows:

SECTION 1. The action of the city of Attleboro in amending the trust instrument dated September fifth, nineteen hundred and twelve, under which certain real property was conveyed by the town of Attleboro to the Attleborough Hospital, a corporation duly established by law, which trust instrument was ratified and confirmed by chapter three hundred and three of the acts of nineteen hundred and thirteen, so as to amend the said deed of trust by increasing the number of members elected from the board of trustees of the Attleborough Hospital to its board of managers to not less than six or more than nine persons, with the approval of the probate court, is hereby validated and confirmed.

SECTION 2. The approval of the probate court shall be given upon petition and after notice to the city of Attleboro, the attorney general and all persons interested, if upon hearing it appears to be for the benefit of the estate held in trust by the Attleborough Hospital to amend the said deed of trust to increase the number of members elected from the board of trustees of the Attleborough Hospital to its board of managers to not less than six or more than nine persons.

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

Approved March 19, 1968.

Chap. 56. AN ACT AUTHORIZING THE TOWN OF BROOKLINE TO EXTEND HOLIDAY BENEFITS TO THE EMPLOYEES OF SAID TOWN ON JUNE SEVENTEENTH.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any contrary provision of law, the town of Brookline shall extend the same benefits to the employees of said town on June seventeenth as though said day were a legal holiday in said town; provided, however, that said day shall not be construed to be a legal holiday for any other purpose.

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

Approved March 19, 1968.

Chap. 57. AN ACT MERGING THE OFFICES OF TREE WARDEN AND MOTH SUPERINTENDENT OF THE TOWN OF METHUEN INTO THE OFFICE OF TREE WARDEN.

Be it enacted, etc., as follows:

SECTION 1. The offices of tree warden and moth superintendent of the town of Methuen are hereby merged into the office of tree warden.

The tree warden of said town shall exercise and perform all of the powers, rights, duties and obligations vested by law in the offices of moth superintendent and tree warden.

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

Approved March 19, 1968.

Chap. 58. AN ACT AUTHORIZING THE CITY OF SPRINGFIELD TO USE CERTAIN PARK LAND IN SAID CITY FOR PUBLIC LIBRARY PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. The city of Springfield is hereby authorized to use a certain parcel of park land in said city, located on the easterly side of Parker street, for public library purposes, said parcel being bounded and described as follows: —

Beginning at a point on the easterly line of Parker Street four hundred thirty-four and one hundredths feet northerly of the intersection of the easterly line of Parker Street and the northerly line of Wilbraham Road; thence northerly along the easterly line of Parker Street by a curve to the right having a radius of three thousand seventy-six and ninety-six hundredths feet an arc distance of three hundred seventy-five feet to a point; thence, easterly along land now or formerly of City of Springfield, Park Department, by a bearing of North 83° 01′ 02″ East a distance of three hundred sixty-two and twenty-six hundredths feet to a point; thence, southerly along land now or formerly of City of Springfield, Park Department, by a bearing of South 6° 33′ 23″ East a distance of three hundred and seventy-three and eighty-seven hundredths feet to an iron pipe; thence, westerly along land now or formerly of Mel Realty Corp. by a bearing of South 83° 01′ 02″ West a distance of three hundred eighty-five and sixty-one hundredths feet to the point of beginning. The area enclosed by these metes and bounds being equal to three and two hundred thirty-nine thousandths acres. All as shown on a plan entitled: "Springfield, Mass. Dept. of Streets & Engineering PARKER ST. SITE PLAN OF PARK DEPARTMENT LAND formerly Wetstone Tract — Scale: 1″ = 50′ — July, 1964", and being a portion of the premises taken by the City of Springfield for park purposes by order passed by the City Council March 18, 1963 and approved by the Mayor March 19, 1963.

SECTION 1A. Any action taken by the city of Springfield pursuant to the authority granted by this act is hereby validated and confirmed as though this act were in full force and effect when such action was taken.

SECTION 2. This act shall take effect upon its acceptance by the city of Springfield. *Approved March 19, 1968.*

Chap. 59. AN ACT INCREASING THE PENALTY FOR CRUEL TREATMENT OF ANIMALS.

Be it enacted, etc., as follows:

Section 77 of chapter 272 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by striking out, in line 16, the words "two hundred and fifty" and inserting in place thereof the words: — five hundred. *Approved March 19, 1968.*

Chap. 60. AN ACT AUTHORIZING THE PLACING FOR STORAGE AT PREVAILING RATES BY THE METROPOLITAN DISTRICT POLICE OF MOTOR VEHICLES REMOVED FROM THE SCENE OF AN ACCIDENT.

Be it enacted, etc., as follows:

Section 39A of chapter 255 of the General Laws, inserted by chapter 585 of the acts of 1954, is hereby amended by inserting after the word "force", in line 6, the first time it appears therein, the words: —, by a member of the metropolitan district police.

Approved March 19, 1968.

Chap. 61. AN ACT IMPOSING A PENALTY FOR THE FAILURE OF CERTAIN PERSONS TO PAY OVER SALES AND USE TAXES.

Be it enacted, etc., as follows:

SECTION 1. Section 24 of chapter 64H of the General Laws, as appearing in section 1 of chapter 757 of the acts of 1967, is hereby amended by striking out the third paragraph and inserting in place thereof the following paragraph: —

Any person who, in connection with the preparation of a tax return for another, the filing of a tax return or the payment of any tax, 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 chapter and fails to pay the same over to the commissioner 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.

SECTION 2. The second paragraph of section 25 of chapter 64I of the General Laws, as appearing in section 2 of said chapter 757, is hereby amended by striking out the second sentence and inserting in place thereof the following sentence: — Any person who, in connection with the preparation of a tax return for another, the filing of a tax return or the payment of any tax, 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 chapter and fails to pay the same over to the commissioner 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.

Approved March 19, 1968.

Chap. 62. AN ACT PROVIDING SERVICE OF PROCESS ON THE STATE SECRETARY IN LEGAL ACTIONS AGAINST OUT-OF-STATE VENDORS UNDER THE SALES AND USE TAX LAW.

Be it enacted, etc., as follows:

SECTION 1. Chapter 64H of the General Laws, inserted by section 1 of chapter 757 of the acts of 1967, is hereby amended by adding the following section: —

Section 32. Any person not a resident of the commonwealth who engages in business in the commonwealth, as defined in section one, shall, as a condition precedent to engaging in business in the common-

wealth and by so engaging in business in the commonwealth, be deemed thereby to appoint the secretary of the commonwealth his agent for the service of process in any judicial proceeding under this chapter. Such process shall be served by leaving a copy of the process in the hands of the secretary of the commonwealth or a deputy or in the office of said secretary. Such service shall be sufficient service upon the person; provided, that notice of such service and a copy of the process is, at least fifteen days before the return day of such process, sent by registered mail to such person's last known address, and that the sender's registered mail receipt and the commissioner's affidavit of compliance with this section are appended to the process and filed in the action or proceeding on or before the return day of the process or within such further time as the court may allow. The court in which the action or proceeding is pending may order such continuances as may be necessary to afford the defendant reasonable opportunity to defend the action. Service of process in the foregoing manner shall be of the same force and validity as if served upon the taxpayer personally within the commonwealth.

SECTION 2. Chapter 64I of the General Laws, inserted by section 2 of said chapter 757, is hereby amended by adding the following section:—

Section 33. Any person not a resident of the commonwealth who engages in business in the commonwealth, as defined in section one, shall, as a condition precedent to engaging in business in the commonwealth and by so engaging in business in the commonwealth, be deemed thereby to appoint the secretary of the commonwealth his agent for the service of process in any judicial proceeding under this chapter. Such process shall be served by leaving a copy of the process in the hands of the secretary of the commonwealth or a deputy or in the office of said secretary. Such service shall be sufficient service upon the person; provided, that notice of such service and a copy of the process is, at least fifteen days before the return day of such process, sent by registered mail to such person's last known address, and that the sender's registered mail receipt and the commissioner's affidavit of compliance with this section are appended to the process and filed in the action or proceeding on or before the return day of the process or within such further time as the court may allow. The court in which the action or proceeding is pending may order such continuances as may be necessary to afford the defendant reasonable opportunity to defend the action. Service of process in the foregoing manner shall be of the same force and validity as if served upon the taxpayer personally within the commonwealth. *Approved March 19, 1968.*

Chap. 63. AN ACT DESIGNATING A CERTAIN BRIDGE ON STATE HIGHWAY ROUTE 25 AND LOCATED IN THE TOWN OF WAREHAM AS THE SPECIALIST 5TH CLASS RONALD L. BUMPUS BRIDGE.

Be it enacted, etc., as follows:

The bridge under construction at the intersection of relocated state highway route 6 and state highway route 25 in the town of Wareham, shall, upon its completion, be known and designated as the Specialist 5th Class Ronald L. Bumpus bridge, in memory of Ronald L. Bumpus, the first Wareham man to be killed in the Vietnam campaign while a

member of the armed forces of the United States. A suitable marker bearing said designation shall be attached thereto by the department of public works. *Approved March 19, 1968.*

Chap. 64. AN ACT AUTHORIZING THE ISSUANCE OF LICENSES TO CONDUCT AUTOMOBILE RACING ON SUNDAYS.

Be it enacted, etc., as follows:

Paragraph (1) of section 4 of chapter 136 of the General Laws is hereby amended by striking out, in line 10, as appearing in section 2 of chapter 616 of the acts of 1962, the words ", automobile racing". *Approved March 19, 1968.*

Chap. 65. AN ACT DESIGNATING THE BRIDGE ON THE ACUSHNET AVENUE EXIT RAMP OVER ROUTE 140 IN THE CITY OF NEW BEDFORD AS THE CORPORAL NORMAND L. BEAULIEU BRIDGE.

Be it enacted, etc., as follows:

The bridge on the Acushnet avenue exit ramp over state highway route 140 in the city of New Bedford shall be known and designated as the Corporal Normand L. Beaulieu bridge, in memory of Normand L. Beaulieu, who was killed in action while a member of the United States Marine Corps in the Vietnam campaign. A suitable marker bearing said designation shall be attached thereto by the department of public works. *Approved March 19, 1968.*

Chap. 66. AN ACT AUTHORIZING THE EMPLOYMENT OF SCHOOL ADJUSTMENT COUNSELLORS IN HIGH SCHOOLS.

Be it enacted, etc., as follows:

The second sentence of section 46G of chapter 71 of the General Laws, as appearing in chapter 696 of the acts of 1955, is hereby amended by striking out, in line 3, the words "primary and elementary grades" and inserting in place thereof the words: — primary, elementary and secondary grades. *Approved March 19, 1968.*

Chap. 67. AN ACT DESIGNATING THE BRIDGE AT THE INTERSTATE ROUTE I-195 OVERPASS ON HIXVILLE ROAD IN THE TOWN OF DARTMOUTH AS THE WAYNE J. SYLVIA MEMORIAL BRIDGE.

Be it enacted, etc., as follows:

The bridge at the interstate route I-195 overpass on Hixville road in the town of Dartmouth shall be known and designated as the Wayne J. Sylvia Memorial Bridge, in memory of Wayne J. Sylvia who was killed in action while a member of the armed forces of the United States in the Vietnam campaign. A suitable marker bearing such designation shall be attached thereto 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 19, 1968.*

Chap. 68. AN ACT EXTENDING THE DESIGNATION OF A CERTAIN PORTION OF ROUTE 25 AS MASSACHUSETTS STATE GUARD VETERANS HIGHWAY TO INCLUDE AN ADDITIONAL PORTION OF SAID ROUTE IN THE TOWNS OF WAREHAM AND BOURNE.

Be it enacted, etc., as follows:

Chapter 270 of the acts of 1961, as most recently amended by chapter 75 of the acts of 1967, is hereby further amended by striking out the first sentence and inserting in place thereof the following sentence: — That portion of state highway route 25 extending from AMVETS Memorial Highway in the town of Raynham for a distance of approximately twenty-two and one half miles to state highway route 3 in the town of Bourne shall be designated and known as the Massachusetts State Guard Veterans Highway. *Approved March 19, 1968.*

Chap. 69. AN ACT EXEMPTING FLAGS OF THE UNITED STATES FROM THE TAX ON RETAIL SALES.

Be it enacted, etc., as follows:

Section 6 of chapter 64H of the General Laws, as appearing in section 1 of chapter 757 of the acts of 1967, is hereby amended by inserting after paragraph (*v*) the following paragraph: —

(*w*) Sales of the flag of the United States.

Approved March 19, 1968.

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, May 24, 1968.

The Honorable JOHN F. X. DAVOREN, *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 69 of the Acts of 1968, entitled "An Act Exempting Flags of the United States from the Tax on Retail Sales." and the enactment of which received my approval on March 19, 1968, 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:

In anticipation of Memorial Day, many veterans organizations are now decorating the graves of our veterans and Flag Day, June 14th, will soon be with us. It seems unfair that the benefit of this law should be denied to them during this time and by making this effective immediately, it could conceivably encourage others to want to display our nation's flag.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, May 27, 1968.

I, John F. X. Davoren, 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, 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 sixty-nine of the acts of nineteen hundred and sixty-eight.

JOHN F. X. DAVOREN,
Secretary of the Commonwealth.

Chap. 70. AN ACT DESIGNATING THE EMPLOYMENT SECURITY BUILDING IN THE HEALTH, WELFARE AND EDUCATION SERVICE CENTER IN THE CITY OF BOSTON AS THE CHARLES F. HURLEY EMPLOYMENT SECURITY BUILDING.

Be it enacted, etc., as follows:

The employment security building in the health, welfare and education service center in the city of Boston shall, upon its completion, be known and designated as the Charles F. Hurley Employment Security building in memory of Charles F. Hurley, a former state treasurer and governor of the commonwealth. A suitable marker bearing said designation shall be attached thereto by the government center commission.

Approved March 19, 1968.

Chap. 71. AN ACT PROVIDING THAT THE LAW REQUIRING THE INSPECTION OF WEIGHING AND MEASURING DEVICES IN CERTAIN TOWNS BE BASED ON THE POPULATION THEREOF AS DETERMINED BY THE LAST PRECEDING STATE CENSUS.

Be it enacted, etc., as follows:

Section 33A of chapter 98 of the General Laws, inserted by section 1 of chapter 406 of the acts of 1965, is hereby amended by adding the following sentence: — The number of inhabitants shall mean the population as determined by the last preceding state census.

Approved March 19, 1968.

Chap. 72. AN ACT DISSOLVING THE FRENCH KING REGIONAL VOCATIONAL-TECHNICAL SCHOOL DISTRICT.

Be it enacted, etc., as follows:

SECTION 1. The French King Regional Vocational-Technical School District, formerly known as the Athol-Franklin County Regional Vocational School District, originally consisting of the towns of Ashfield, Athol, Bernardston, Buckland, Charlemont, Colrain, Deerfield, Erving, Greenfield, Leverett, Leyden, New Salem, Northfield, Petersham, Shelburne, Shutesbury, Sunderland and Warwick, is hereby dissolved.

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

Approved March 21, 1968.

Chap. 73. AN ACT EXTENDING THE AUTHORITY OF 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 extend forthwith the authority of co-operative banks and savings banks to pay supplemental or variable rates of divi-

dends 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 2 of chapter 547 of the acts of 1966 is hereby amended by striking out, in line 3, the word "two", and inserting in place thereof the word: — five, — and by striking out in line 4, the words "two-year period", and inserting in place thereof the words: — five-year period, — so as to read as follows: —

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 five years immediately following the effective date of this act, but any such rates contracted for during the five-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 March 21, 1968.*

Chap. 74. AN ACT INCREASING THE AUTHORITY OF CONSTABLES TO SERVE CIVIL PROCESS.

Be it enacted, etc., as follows:

Section 92 of chapter 41 of the General Laws is hereby amended by striking out the last sentence, as amended by chapter 228 of the acts of 1965, and inserting in place thereof the following sentence: — A constable who has filed such bond, in a sum of not less than three thousand dollars, may, within his town, also serve any such writ or other process in which the damages are laid at a sum not exceeding five hundred dollars, and any process in replevin in which the subject matter does not exceed in value five hundred dollars. *Approved March 21, 1968.*

Chap. 75. AN ACT CORRECTING CERTAIN CAPTIONS UNDER THE CORPORATION EXCISE LAW.

Be it enacted, etc., as follows:

SECTION 1. Chapter 63 of the General Laws is hereby amended by striking out the caption preceding section 11 and inserting in place thereof the following caption: —

TAXATION OF SAVINGS BANKS, CO-OPERATIVE SANKS AND SAVINGS AND LOAN ASSOCIATIONS.

SECTION 2. Said chapter 63 is hereby further amended by striking out the caption following section 18A. *Approved March 21, 1968.*

Chap. 76. AN ACT EXTENDING THE TIME WITHIN WHICH THE COMMISSIONER OF CORPORATIONS AND TAXATION IS REQUIRED TO ISSUE A CERTAIN CERTIFICATE UPON THE SALE OF A BUSINESS.

Be it enacted, etc., as follows:

SECTION 1. Paragraph (*b*) of section 28 of chapter 64H of the General Laws, as appearing in section 1 of chapter 757 of the acts of 1967, is hereby amended by striking out the second sentence and inserting in place thereof the following sentence: — Within ninety days after receiving a written request from the purchaser for a certificate, the commissioner shall either issue the certificate or mail a notice to

the purchaser at his address as it appears on the records of the commissioner of the amount that must be paid as a condition of issuing the certificate.

SECTION 2. Paragraph (*b*) of section 29 of chapter 64I of the General Laws, as appearing in section 2 of said chapter 757, is hereby amended by striking out the second sentence and inserting in place thereof the following sentence: — Within ninety days after receiving a written request from the purchaser for a certificate, the commissioner shall either issue the certificate or mail a notice to the purchaser at his address as it appears on the records of the commissioner of the amount that must be paid as a condition of issuing the certificate.

SECTION 3. This act shall not apply to requests for certificates made prior to its effective date. *Approved March 21, 1968.*

Chap. 77. AN ACT REDUCING THE AGE AT WHICH A MINOR MAY BE ADMITTED TO BILLIARD AND OTHER ROOMS WITHOUT THE WRITTEN CONSENT OF A PARENT OR GUARDIAN.

Be it enacted, etc., as follows:

Chapter 140 of the General Laws is hereby amended by striking out section 179, as most recently amended by chapter 558 of the acts of 1964, and inserting in place thereof the following section: —

Section 179. The keeper of a billiard, pool or sippio room or table, or place in which pictures are displayed upon the deposit of money in a coin controlled apparatus, who admits a minor under the age of eighteen thereto without the written consent of his parent or guardian, or the keeper of a bowling alley in which alcoholic beverages are sold who admits thereto a minor under the age of sixteen without such consent, shall forfeit ten dollars for the first and twenty dollars for each subsequent offence. *Approved March 21, 1968.*

Chap. 78. AN ACT AMENDING THE FIRE SALE LAW.

Be it enacted, etc., as follows:

Chapter 93 of the General Laws is hereby amended by striking out section 28F, inserted by section 3 of chapter 178 of the acts of 1958, and inserting in place thereof the following section: —

Section 28F. No person shall advertise or offer for sale a stock of goods, wares or merchandise under designation of "fire sale", or other designation of like meaning, indicating the effect or result of fire, water or smoke, unless the goods, wares or merchandise so advertised or so offered for sale have, in fact, been salvaged from a fire, and unless such goods, wares or merchandise are segregated and identified. No other goods, wares or merchandise shall be included under such designation in any form of advertising, tagging or labeling.

Approved March 21, 1968.

Chap. 79. AN ACT RELATIVE TO THE BEAUTIFICATION OF RESERVATIONS BY THE METROPOLITAN DISTRICT COMMISSION.

Be it enacted, etc., as follows:

The second paragraph of section 33 of chapter 92 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by inserting after the word "preserve", in line 1, the word: —, beautify.

Approved March 21, 1968.

Chap. 80. AN ACT RELATIVE TO THE TERMS OF OFFICE AND QUALIFICATIONS OF LOCAL SUPERINTENDENTS OF PEST CONTROL.

Be it enacted, etc., as follows:

Section 13 of chapter 132 of the General Laws, as most recently amended by section 7 of chapter 657 of the acts of 1956, is hereby further amended by striking out the first three sentences and inserting in place thereof the following two sentences: — The city manager and the town manager in cities and towns having such a manager, otherwise the mayor in cities and the selectmen in towns, shall appoint for a term of three years a local superintendent of insect pest control, hereinafter called the local superintendent, for the suppression of the public nuisances named in section eleven. Said local superintendent shall be qualified by training and experience to enable him to carry out efficiently the powers and duties of his position, and shall possess a supervisory license issued under the rules and regulations of the pesticide board in the department of public health. *Approved March 21, 1968.*

Chap. 81. AN ACT CLARIFYING THE RIGHTS OF BAHA'IS SPIRITUAL ASSEMBLIES RELATIVE TO SOLEMNIZING MARRIAGES AND RELATIVE TO CERTAIN RELATED MATTERS.

Be it enacted, etc., as follows:

SECTION 1. Section 30 of chapter 207 of the General Laws, as most recently amended by section 1 of chapter 197 of the acts of 1946, is hereby further amended by striking out, in lines 15 and 16, the words "chairman of an incorporated local spiritual assembly" and inserting in place thereof the words: — authorized representative of a Spiritual Assembly.

SECTION 2. Section 38 of said chapter 207, as most recently amended by section 1 of chapter 11 of the acts of 1965, is hereby further amended by striking out, in lines 22 and 23, the words "local spiritual assembly of the Baha'is according to the usage of their society" and inserting in place thereof the words: — Spiritual Assembly of the Baha'is according to the usage of their community.

SECTION 3. The third sentence of section 39 of said chapter 207, as appearing in chapter 54 of the acts of 1965, is hereby amended by striking out, in line 3, the words "chairman of a spiritual assembly" and inserting in place thereof the words: — authorized representative of a Spiritual Assembly.

SECTION 4. Said chapter 207 is hereby further amended by striking out section 40, as most recently amended by section 2 of chapter 11 of the acts of 1965, and inserting in place thereof the following section: —

Section 40. Every justice of the peace, minister, rabbi, secretary of a Spiritual Assembly of the Baha'is, leader of an Ethical Culture Society, and clerk or keeper of the records of a meeting wherein marriages among Friends or Quakers are solemnized shall make and keep a record of each marriage solemnized by him, or in such meeting, and of all facts relative to the marriage required to be recorded by section one of chapter forty-six. He shall also, between the first and tenth days of the month following each marriage solemnized by him, return each certificate issued under section twenty-eight to the clerk or registrar who issued the same; and, if the marriage was solemnized in a town other than the place or places where the parties to the marriage resided, return a copy of the

certificate, or of either certificate if two were issued, to the clerk or registrar of the town where the marriage was solemnized. Each certificate and copy so returned shall contain a statement giving the place and date of marriage, attested by the signature of the person who solemnized the same or of said secretary of a Spiritual Assembly of the Baha'is or of said leader of an Ethical Culture Society, or of said clerk or keeper of the records of a Friends or Quaker meeting. The person who solemnized the marriage shall add the title of the office by virtue of which the marriage was solemnized, as "justice of the peace", "minister of the gospel", "clergyman", "priest", "rabbi", "authorized representative of a Spiritual Assembly", or "leader of an Ethical Culture Society", and his residence. All certificates or copies so returned shall be recorded by the clerk or registrar receiving them.

SECTION 5. Section 42 of said chapter 207, as most recently amended by section 3 of said chapter 11, is hereby further amended by striking out, in lines 4 and 5, the words "chairman of an incorporated local spiritual assembly" and inserting in place thereof the words: — authorized representative of a Spiritual Assembly. *Approved March 21, 1968*

Chap. 82. AN ACT INCREASING THE PENALTIES FOR INTERFERING WITH FIRE FIGHTING OPERATIONS.

Be it enacted, etc., as follows:

Chapter 268 of the General Laws is hereby amended by striking out section 32A, inserted by chapter 289 of the acts of 1966, and inserting in place thereof the following section: —

Section 32A. Whoever willfully obstructs, interferes with or hinders a fire fighter in the lawful performance of his duty, or whoever willfully obstructs, interferes with or hinders a fire fighting force in the lawful performance of its duty, shall be punished by a fine of not less than one hundred nor more than one thousand dollars or by imprisonment in a jail or house of correction for not less than thirty days nor more than two and one half years or by imprisonment in the state prison for not more than five years, or by both such fine and imprisonment in a jail or house of correction. *Approved March 21, 1968.*

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, April 10, 1968.

The Honorable JOHN F. X. DAVOREN, *Secretary of the Commonwealth, State House, Boston, Massachusetts.*

DEAR MR. SECRETARY: — I, Francis W. Sargent, 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 82 of the Acts of 1968, entitled "An Act increasing the Penalties for Interfering with Fire Fighting Operations." and the enactment of which received my approval on March 21, 1968, should take effect forthwith.

Postponement of this act for 90 days would delay its intent which increases the penalty for interfering with fire fighting operations. We are all aware, I am sure, of the danger that our fire fighters have been subjected to while on their way in response to a call for aid. By making this act effective immediately, it would give pause to those who would

delay fire fighting operations by any act meant to endanger the fire fighter in the performance of his duty.

Sincerely,
FRANCIS W. SARGENT,
Lieutenant Governor, Acting Governor of the Commonwealth

OFFICE OF THE SECRETARY, BOSTON, April 11, 1968.

I, John F. X. Davoren, 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 nine o'clock and fifty 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 eighty-two of the acts of nineteen hundred and sixty-eight.

JOHN F. X. DAVOREN,
Secretary of the Commonwealth.

Chap. 83. AN ACT DESIGNATING HIGHWAY ROUTE 24 BETWEEN ROUTE 128 AND THE RHODE ISLAND STATE LINE AS THE AMVETS MEMORIAL HIGHWAY.

Be it enacted, etc., as follows:

SECTION 1. State highway route 24, as relocated between state highway route 128 and the Rhode Island state line, shall be designated and known as the AMVETS Memorial Highway. The department of public works is hereby authorized and directed to erect along said highway suitable markers bearing said designation.

SECTION 2. Chapter four hundred and two of the acts of nineteen hundred and fifty is hereby repealed. *Approved March 21, 1968.*

Chap. 84. AN ACT RELATIVE TO THE RETURN AND REGISTRY OF BIRTH RECORDS.

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 46 of the General Laws is hereby amended by striking out the second paragraph, as amended by section 1 of chapter 280 of the acts of 1933, and inserting in place thereof the following paragraph: —

In the record of births, date of record, date of birth, place of birth, name of child, his sex and color, names, places of birth and residence of his parents, including the maiden name of the mother and occupation of the father. In the record of birth of an illegitimate child, the name of, and other facts relating to, the father shall not be recorded.

SECTION 2. Said chapter 46 is hereby further amended by striking out section 3, as most recently amended by section 1 of chapter 22 of the acts of 1963, and inserting in place thereof the following two sections: —

Section 3. Every physician, or hospital medical officer registered under section nine of chapter one hundred and twelve, in this chapter called officer, shall keep a record of the birth of every child in cases of which he was in charge, showing the date, the place of birth, the sex, the color, the weight, and the name, if any, of the child, the name, age and birthplace of each parent, the occupation of the father, the maiden name and residence, (including street and number if any) of

the mother, and the name of the physician or officer, if any, attending the birth. If the child is illegitimate, the name of and other facts relating to the father shall not be set forth. If an illegitimate child shall have become legitimate by the intermarriage of his parents and the acknowledgement of his father, as provided in section seven of chapter one hundred and ninety, prior to the filing of such report with said clerk or registrar, such report shall read, in all respects, as if such child had been born in lawful wedlock.

If a birth occurs in a hospital, or en route to a hospital, or if a birth occurs elsewhere and the mother and child are admitted to a hospital for post-natal care immediately after birth, said physician or officer shall, within twenty-four hours after such birth or admittance, file with the administrator, or person in charge of such hospital, a report, on forms prepared and furnished by the state secretary, stating the facts required by this section to be shown on the record of such birth.

Section 3A. The administrator or person in charge of a hospital shall be required to obtain, within twenty-four hours after a birth occurring therein or the admittance thereto of a mother and child for post-natal care, the report required by section three. Said administrator or person in charge shall then forthwith make, or cause to be made, a copy of such report on forms prepared and furnished by the state secretary and shall, within ten days after obtaining such report, file such copies with the clerk or registrar of the city or town wherein the birth occurred. Such copies shall be signed by the mother or if she is not able then by the father or other responsible adult, attesting to the truth and accuracy of the facts appearing in the report.

Any administrator or person in charge of a hospital violating any provision of this section shall be punished by a fine of not more than twenty-five dollars.

SECTION 3. Said chapter 46 is hereby further amended by striking out section 4, as appearing in the Tercentenary Edition, and inserting in place thereof the following section: —

Section 4. The mother of a child who was born without a physician or hospital medical officer in attendance shall, within thirty days after the birth of such child, file a report of such birth, signed and sworn to by her, setting forth the facts required for a record as provided in section one, with the clerk or registrar of the city or town wherein such birth occurred. Written evidence substantiating such facts shall be furnished to said clerk or registrar and if he is satisfied as to the truth and accuracy thereof, he shall make a record of such birth.

SECTION 4. Said chapter 46 is hereby further amended by striking out section 4A, as most recently amended by section 2 of chapter 15 of the acts of 1960, and inserting in place thereof the following section: —

Section 4A. Each city and town clerk upon receipt of the return of a birth in his town shall determine that it is filled out in accordance with the requirements of section three. If there are any deficiencies or omissions therein, he shall return it to the hospital administrator for correction or completion. If the return is complete, he shall record it as required in section one.

The said town clerk or registrar shall file daily with the local board of health a list of all births reported to him, showing, as to each, the date of birth, sex, color, birth weight, family name, residence and physician or officer in charge.

SECTION 5. Section five of said chapter forty-six, as appearing in the Tercentenary Edition, is hereby repealed.

SECTION 6. This act shall take effect on January first, nineteen hundred and sixty-nine. *Approved March 21, 1968.*

Chap. 85. AN ACT PROVIDING FOR THE EXTENSION OF CERTAIN OUTDOOR RECREATION FACILITIES IN COOPERATION WITH AND WITH THE ASSISTANCE OF THE FEDERAL GOVERNMENT AND AUTHORIZING THE COMMONWEALTH TO BORROW MONEY IN ANTICIPATION OF THE RECEIPT OF FEDERAL FUNDS.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide forthwith for improved and expanded public outdoor recreation in the commonwealth in cooperation with and with the assistance of the federal government, 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 707 of the acts of 1967 is hereby amended by striking out section 2 and inserting in place thereof the following section: —

Section 2. Said department may enter into agreements with the federal government for the receipt and allocation of funds to an amount not to exceed five million dollars, for the extension or enlargement of outdoor recreation projects authorized by the general court prior to January first, nineteen hundred and sixty-seven, which are under the control and supervision of the department of natural resources, the department of public works, the metropolitan district commission, or, on a matching basis, for approved outdoor recreation projects of political subdivisions of the commonwealth, provided that such projects are open to the general public.

SECTION 2. Section 3 of said chapter 707 is hereby amended by striking out, in line 1, the words "under section two".

SECTION 3. Said chapter 707 is hereby amended by striking out section 4 and inserting in place thereof the following section: —

Section 4. To provide funds for the purposes of this act and for meeting federal allocations in anticipation of the sums to be received from the federal government under section two there is hereby appropriated the sum of five million dollars from the Federal Capital Improvement Fund established by section two B of chapter twenty-nine of the General Laws, and said appropriation shall expire on June thirtieth, nineteen hundred and seventy-one.

SECTION 4. Said chapter 707 is hereby further amended by striking out section 5 and inserting in place thereof the following section: —

Section 5. In anticipation of the receipt of federal funds, the state treasurer may borrow, from time to time, on the credit of the commonwealth, such sums as may be necessary for the purpose of meeting payments authorized by section four 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 not be later than June thirtieth, nineteen hundred and seventy-four. Notwithstanding any provisions of this act, such notes shall be general obligations of the commonwealth. Notwithstanding the amount appropriated, sums authorized to be borrowed in this section shall not exceed the amounts certified by the proper federal authorities as the federal share of the cost of such projects and provided further that amounts received from the federal government shall be deposited in the Federal Capital Improvement Fund and shall be available to repay any note or notes issued as provided in this section; and provided, further, that all payments on account of interest shall be allocated by the state treasurer to the funds financing the loan accounts for projects previously authorized by the general court in proportion to which the allocation had been made to the particular bond funds. *Approved March 22, 1968.*

Chap. 86. AN ACT PLACING CERTAIN FULL-TIME OFFICES AND CERTAIN FULL-TIME POSITIONS WHICH ARE NOT SUBJECT TO THE CIVIL SERVICE LAW IN THE TOWN OF TEWKSBURY UNDER SAID LAW.

Be it enacted, etc., as follows:

SECTION 1. The provisions of chapter thirty-one of the General Laws shall apply to the following offices and positions in the town of Tewksbury wherever such offices and positions are on a full-time basis: fire chief; deputy fire chief; fire captain; fire fighter; police lieutenant; police sergeant; patrolman; policewoman and stenographer and custodial positions in the library. The tenure of office of the permanent incumbents on the effective date of this act of any such offices or positions shall be unlimited, subject, however, to the provisions of the civil service law and rules, provided the incumbent of any such office or position shall be subjected by the division of civil service to a qualifying examination and if he passes said examination shall be certified for such office or position and shall be deemed to be permanently appointed thereto without being required to serve any probationary period.

SECTION 2. This act shall be submitted for acceptance to the voters of the town of Tewksbury at the annual town meeting to be held in the year nineteen hundred and sixty-nine 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-eight, entitled 'An Act placing certain full-time offices and certain full-time positions which are not subject to the civil service law in the town of Tewksbury under said law', 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 23, 1968.*

Chap. 87. AN ACT RELATING TO THE EXEMPTION UNDER THE SALES AND USE TAX LAW FOR MOTOR VEHICLES PURCHASED BY CERTAIN DISABLED PERSONS.

Be it enacted, etc., as follows:

SECTION 1. Section 6 of chapter 64H of the General Laws, as appearing in section 1 of chapter 757 of the acts of 1967, is hereby amended

by striking out paragraph (*u*) and inserting in place thereof the following paragraph: —

(*u*) Sale of a motor vehicle purchased by and for the use of a person who has suffered loss, or permanent loss of use of, both legs or both arms or one leg and one arm. This exemption shall apply to one motor vehicle only owned and registered for the personal, noncommercial use of such person.

SECTION 2. This act shall take effect on January first, nineteen hundred and sixty-nine. *Approved March 23, 1968.*

Chap. 88. AN ACT RELATIVE TO THE EXEMPTIONS FROM THE USE TAX FOR PROPERTY UPON WHICH TAXES HAVE BEEN PAID.

Be it enacted, etc., as follows:

SECTION 1. Section 7 of chapter 64I of the General Laws, as appearing in section 2 of chapter 757 of the acts of 1967, is hereby amended by striking out paragraph (*a*) and inserting in place thereof the following paragraph: —

(*a*) Sales upon which taxes have been collected under chapter sixty-four H.

SECTION 2. Said section 7 of said chapter 64I is hereby further amended by striking out paragraph (*c*) and inserting in place thereof the following paragraph: —

(*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, provided that such tax was legally due without any right to a refund or credit thereof and that such other state or territory allows a corresponding exemption with respect to the sale or use of tangible personal property upon which such a sales or use tax was paid to this state. To the extent that the tax imposed by this chapter is at a higher rate than the rate of tax in the first taxing jurisdiction, this exemption shall be inapplicable and the tax imposed by this chapter shall apply to the extent of the difference in such rates.

SECTION 3. This act shall take effect on January first, nineteen hundred and sixty-nine. *Approved March 23, 1968.*

Chap. 89. AN ACT AUTHORIZING EXEMPT USE CERTIFICATES UNDER THE SALES AND USE TAX LAW.

Be it enacted, etc., as follows:

SECTION 1. Section 8 of chapter 64H of the General Laws, as appearing in section 1 of chapter 757 of the acts of 1967, is hereby amended by adding the following four paragraphs: —

(*f*) If tangible personal property is purchased by a person who will use such property in a manner which exempts it from the tax imposed by this chapter, he may give an exempt use certificate to the vendor, certifying that the property being purchased will be so used. The certificate shall relieve the vendor from further liability for the tax.

(*g*) The exempt use certificate shall be signed by and bear the name and address of the purchaser, give a description of the property being purchased, certify the exempt use to which the property will be applied and be in such form as the commissioner may prescribe.

(*h*) If a purchaser who gives an exempt use certificate makes any use of the property other than the one therein certified, the use shall be

deemed a retail sale by the purchaser as of the time the property is first so used and the cost of the property to him shall be deemed the gross receipts from such retail sale.

(*i*) Any person who gives an exempt use certificate for property which he knows at the time of purchase is not to be used in a manner that would exempt it from tax under this chapter 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.

SECTION 2. Section 8 of chapter 64I of the General Laws, as appearing in section 2 of said chapter 757, is hereby amended by adding the following four paragraphs: —

(*g*) If tangible personal property is purchased by a person who will use such property in a manner which exempts it from the tax imposed by this chapter, he may give an exempt use certificate to the vendor, certifying that the property being purchased will be so used. The certificate shall relieve the vendor from further liability for the tax.

(*h*) The exempt use certificate shall be signed by and bear the name and address of the vendor, give a description of the property being purchased, certify the exempt use to which the property will be applied and be in such form as the commissioner may prescribe.

(*i*) If a purchaser who gives an exempt use certificate stores or makes any use of the property other than the one therein certified, the storage or use is taxable as of the time the property is first so stored or used.

(*j*) Any person who gives an exempt use certificate for property which he knows at the time of purchase is not to be used in a manner that would exempt it from tax under this chapter 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.

SECTION 3. This act shall take effect on January first, nineteen hundred and sixty-nine. *Approved March 23, 1968.*

Chap. 90. AN ACT PROHIBITING THE OFFERING FOR SALE OF MOTOR VEHICLE MASTER KEYS FOR ILLEGAL USE.

Be it enacted, etc., as follows:

Section 140 of chapter 266 of the General Laws, added by section 2 of chapter 269 of the acts of 1966, is hereby amended by inserting, in line 1, after the word "sells" the words: — or offers to sell or solicits offers to purchase, — so as to read as follows: —

Section 140. Whoever sells or offers to sell or solicits offers to purchase 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 March 23, 1968.

Chap. 91. AN ACT FURTHER DEFINING ELIGIBILITY FOR CERTAIN PROMOTIONS UNDER THE CIVIL SERVICE LAW.

Be it enacted, etc., as follows:

Paragraph A of section 15 of chapter 31 of the General Laws, as most recently amended by chapter 112 of the acts of 1967, is hereby further

amended by striking out, in lines 8 and 9, the words ", as computed in accordance with section fifteen D" and inserting in place thereof the words: — who is willing to accept such position.

Approved March 23, 1968.

Chap. 92. AN ACT TO REQUIRE CERTAIN COMMERCIAL VEHICLES TO CARRY FLARES AT ALL TIMES.

Be it enacted, etc., as follows:

Section 14B of chapter 85 of the General Laws is hereby amended by striking out the second paragraph, as amended by section 2 of chapter 234 of the acts of 1953, and inserting in place thereof the following paragraph: —

Every motor vehicle to which this section applies, when operated on any street or highway, shall carry at all times not less than three flares in a position where they are easily accessible to any person desiring to use the same and to any officer or official authorized to inspect said vehicle.

Approved March 23, 1968.

Chap. 93. AN ACT PROVIDING THAT THE PROBATIONARY PERIOD FOR POLICE PATROLMEN SHALL BE NINE MONTHS.

Be it enacted, etc., as follows:

The first sentence of section 20D of chapter 31 of the General Laws, as amended by chapter 255 of the acts of 1961, is hereby further amended by adding after the word "months", in line 5, the words: — ; provided, however, in the case of a person appointed to the regular police force, the probationary period shall be nine months.

Approved March 23, 1968.

Chap. 94. AN ACT EXTENDING THE STATUTE OF LIMITATIONS IN ACTIONS FOR LIBEL.

Be it enacted, etc., as follows:

SECTION 1. The first paragraph of section 4 of chapter 260 of the General Laws, as amended by chapter 302 of the acts of 1965, is hereby amended by inserting after the word "slander", in line 5, the word: —, libel, — and by striking out, in lines 23 and 24, the words "; and actions for libel shall be commenced only within one year next after the cause of action accrues".

SECTION 2. This act shall take effect on January first, nineteen hundred and sixty-nine, but shall not apply to causes of action accruing prior to said date.

Approved March 23, 1968.

Chap. 95. AN ACT AUTHORIZING THE CITY OF LOWELL TO ISSUE AN ALL ALCOHOLIC BEVERAGE LICENSE TO THE ITALIAN-AMERICAN CITIZENS CLUB OF LOWELL, INC.

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 Lowell is

hereby authorized to issue to the Italian-American Citizens Club of Lowell, Inc., at 547 Central street in said city, an annual club license to sell all alcoholic beverages to be drunk on said premises, to its members and to guests introduced by such members and to no others. Such license shall not be transferable to any other licensee.

Approved March 23, 1968.

Chap. 96. AN ACT MAKING APPROPRIATIONS FOR THE MAINTENANCE OF BARNSTABLE COUNTY, ITS 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 COUNTY.

Be it enacted, etc., as follows:

SECTION 1. To provide for the maintenance of Barnstable county, its 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-eight:

BARNSTABLE COUNTY.

Item		
1.	For interest on county debt	$93,239 00
2.	For reduction of county debt	105,000 00
3.	For county commissioners, salaries and expenses	26,554 52
4.	For transportation and expenses of county and acting commissioners	1,100 00
5.	For clerk of courts, salaries and expenses	34,959 41
6.	For county treasurer, salaries and expenses	36,303 18
7.	For sheriff, salary and expenses	13,305 00
8.	For registry of deeds, salaries and expenses	240,361 09
8a.	For registry of probate, salaries and expenses	5,571 25
9.	For law library, salaries and expenses	7,462 10
10.	For highways, including state highways, bridges and land damages	210,815 00
12.	For criminal costs in superior court	85,140 36
13.	For civil expenses in supreme judicial, superior, probate and land courts, including auditors, masters and referees	47,750 00
14.	For district courts, salaries and expenses	296,799 50
15.	For medical examiners and commitments of insane	9,026 00
16.	For jail and house of correction, maintenance and operation	289,398 72
17.	For training school	5,000 00
18.	For court houses and registry buildings, maintenance and operation	59,834 74
18a.	For sewage system	3,529 80

Item		
20.	For agricultural school or county aid to agriculture, maintenance and operation	$61,895 81
22.	For hospital or sanatorium	899,304 00
23.	For health service	88,134 50
24.	For noncontributory pensions	19,069 02
25.	For contributory retirement system and supervisory expenses	72,472 85
26.	For miscellaneous and contingent expenses	18,211 38
27.	For unpaid bills of previous years	136 01
28.	For reserve fund	50,000 00
29.	For advertising recreational advantages of the county	75,000 00
31.	For police radio system	81,535 70
32.	For state fire patrol	6,000 00
32a.	For maintenance of forest fire apparatus	1,600 00
33.	For police training school and bureau of criminal investigation	48,949 10
35.	For Cape Cod planning and development commission	47,395 82
38.	For airplane	1,760 00
39.	For group insurance	27,200 75
40.	For advertising and promoting county fairs	500 00
41.	For fire fighters' training school	2,157 00
	Total amount of appropriations	$3,072,471 61
	Less estimated amount available for reduction of county tax	1,386,479 57
	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	$1,685,992 04

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 Barnstable county a certification of the amounts above appropriated as set forth in the approved schedules. 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 the 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", "equipment", "structures and improvements" or "improvements to land" to another main group nor shall any transfer be made from any other main group into any of the aforementioned main groups.

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 and a graduate nurse who becomes a registered nurse may be paid an increased salary rate on account of such promotion, subject to approval by the county personnel board, and a person may receive an increased cash salary in lieu of maintenance formerly received, with like approval.

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.

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; 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-seven.

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 act shall take effect upon its passage.

Approved March 27, 1968.

Chap. 97. AN ACT FURTHER REGULATING THE TAXING OF PARI-MUTUEL WAGERING.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to make available forthwith revenue for the General Fund and to make permanent certain temporary taxes, 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 128A of the General Laws is hereby amended by striking out section 5 and inserting in place thereof the following section: —

Section 5. Before holding or conducting a racing meeting, every licensee shall provide a place or places, equipped as hereinafter provided, on the grounds where such meeting is held or conducted or adjacent thereto, but not elsewhere, at which such licensee shall conduct and supervise the pari-mutuel or certificate system of wagering on the speed or ability of horses or dogs performing in the races held or conducted by such licensee at such meeting, and such pari-mutuel or certificate method of wagering upon such races so conducted shall not under any circumstances be held or construed to be unlawful, other statutes of the commonwealth to the contrary notwithstanding. Such place or places shall be equipped with automatic betting machines capable of accurate and speedy determination of award or dividend to winning patrons, and all such awards or dividends shall be calculated by a totalisator machine or like machine, except at state or county fairs.

No wagers on any race shall be received by a licensee unless they are made within the grounds aforesaid on the day such race is held by patrons who purchase their betting tickets at the windows or booths provided therefor.

No other place or method of betting, pool making, wagering or gambling shall be used or permitted by the licensee, nor shall this chapter be deemed to authorize or legalize the pari-mutuel or certificate system of wagering on any races except horse and dog races at the track where such pari-mutuel or certificate system of wagering is conducted. Each licensee conducting a racing meeting shall become the custodian or depository for such sums as may be deposited with such licensee by patrons as wagers on the speed or ability of any one or more horses or dogs in a race or races and such licensee shall be responsible for such sum so deposited and shall return to the winning patrons so wagering on the speed or ability of any one or more horses or dogs in a race or

races all sums so deposited as an award or dividend, according to the acknowledged and recognized rules and method under which such parimutuel or certificate system has been operated, less the breaks, as defined in this section, and less an amount not to exceed fifteen per cent of the total amount so deposited by the patrons wagering on the speed or ability of running horses in a race or races not conducted in connection with a state or county fair, and seventeen per cent of the total amount so deposited by the patrons wagering on the speed or ability of running horses in a race or races conducted in connection with a state or county fair and on the speed or ability of harness horses or of dogs in a race or races, whether or not conducted in connection with a state or county fair and less the so-called breaks, as defined in this section.

Each person licensed to conduct a running horse racing meeting, other than a licensee holding a racing meeting in connection with a state or county fair, shall pay to the commission on the day following each day of such horse racing meeting a sum equal to seven and one half per cent of the total amount deposited on the preceding day by the patrons so wagering at such meeting, said percentage to be paid from the fifteen per cent withheld, as provided in this section, from the total amount wagered.

Each person licensed to conduct a dog racing meeting, other than a licensee holding a racing meeting in connection with a state or county fair, shall pay to the commission, on the day following each day of such dog racing meeting, a sum equal to five and one half per cent of so much of the total amount deposited on the preceding day by patrons so wagering at such meeting as does not exceed one hundred and fifty thousand dollars, nine per cent of so much thereof as exceeds one hundred and fifty thousand dollars but does not exceed two hundred and fifty thousand dollars, ten and one quarter per cent of so much thereof as exceeds two hundred and fifty thousand dollars but does not exceed three hundred and seventy-five thousand dollars, ten and three quarters per cent of so much thereof as exceeds three hundred and seventy-five thousand dollars, said percentages to be paid from the seventeen per cent withheld, as provided in this section, from the total amount wagered. Each licensee may retain as his commission on the total of all sums so deposited, in addition to his share of the breaks as hereinafter provided, a sum not exceeding the balance of the fifteen and seventeen per cent withheld as provided in this section, from the total amount wagered after deducting therefrom the amount hereinbefore required to be paid to the commission.

Each person licensed to conduct a racing meeting in connection with a state or county fair shall pay to the commission on the day following each day of such meeting a sum equal to two per cent of so much of the total amount deposited on the preceding day by patrons so wagering at such meeting as does not exceed sixty-five thousand dollars, five and one half per cent as exceeds sixty-five thousand dollars, said percentages to be paid from the seventeen per cent withheld, as provided in this section, from the total amount wagered.

One half of the odd cents over any multiple of ten cents of winnings per dollar wagered shall be retained by the licensee, and one half shall be paid to the commission on the day following each day of a horse or dog racing meeting. Such odd cents shall in this chapter be called the "breaks".

Each person licensed to conduct a harness horse racing meeting, other than a licensee holding a racing meeting in connection with a state or county fair, shall pay to the commission on the day following each day of such harness horse racing meeting a sum equal to five and one half per cent of so much of the total amount deposited on the preceding day by the patrons so wagering at such meeting as does not exceed four hundred thousand dollars, six and three quarters per cent of so much thereof as exceeds four hundred thousand dollars but does not exceed four hundred and fifty thousand dollars, seven and one quarter per cent of so much thereof as exceeds four hundred and fifty thousand dollars but does not exceed five hundred thousand dollars, seven and three quarters per cent of so much thereof as exceeds five hundred thousand dollars but does not exceed five hundred and fifty thousand dollars, eight and one quarter per cent of so much thereof as exceeds five hundred and fifty thousand dollars but does not exceed six hundred thousand dollars, eight and three quarters per cent of so much thereof as exceeds six hundred thousand dollars but does not exceed six hundred and fifty thousand dollars, and nine and one quarter per cent of all over six hundred and fifty thousand dollars, said percentages to be paid from the seventeen per cent withheld, as provided in this section, from the total amount wagered.

SECTION 2. Chapter 128A of the General Laws is hereby amended by striking out section 15 and inserting in place thereof the following section: —

Section 15. The receipts paid into the state treasury under this chapter shall be credited to the General Fund; provided, however, that of the payments made under section five by licensees conducting racing meetings in connection with a state or county fair, there shall be credited to the General Fund an amount equal to two per cent of the total amount wagered on each day of each meeting and the balance shall be paid to the Agricultural Purposes Fund. *Approved March 27, 1968.*

Chap. 98. AN ACT INCREASING THE RETIREMENT ALLOWANCE OF POLICE AND FIRE FIGHTERS IN TOWNS AND FIRE FIGHTERS IN DISTRICTS WHO RETIRE UNDER THE VETERANS' RETIREMENT LAW.

Be it enacted, etc., as follows:

SECTION 1. Section 58C of chapter 32 of the General Laws, inserted by section 1 of chapter 400 of the acts of 1967, is hereby amended by inserting after the word "city", in line 1, the words: —, town or district, — and by inserting after the word "department", in line 3, the words: — of such city, town or district, respectively.

SECTION 2. In any town or district which accepts section fifty-eight C of chapter thirty-two of the General Laws, as amended by section one of this act, if any veteran who was retired under the provisions of section fifty-eight of said chapter thirty-two was at the time of his retirement a member of the police department of such town or a permanent member of the fire department of such town or district prior to the date of such acceptance, he shall have his retirement allowance adjusted so as to conform, from and after the date of such acceptance, to the provisions of said section fifty-eight C. *Approved March 28, 1968.*

Chap. 99. AN ACT AUTHORIZING THE CITY OF QUINCY TO BORROW MONEY FOR THE CONSTRUCTION OF A BUILDING TO BE USED BY THE REGISTRY OF MOTOR VEHICLES.

Be it enacted, etc., as follows:

SECTION 1. The commonwealth, acting by and through the superintendent of buildings, and the city of Quincy may enter into an agreement for the leasing or purchasing by the commonwealth of the whole or a part of a building to be constructed by said city to provide adequate accommodation for the branch office of the registry of motor vehicles in said city.

SECTION 2. For the purpose of carrying out the provisions of any agreement that may be entered into pursuant to section one, the city of Quincy may borrow from time to time such sums as may be necessary, not exceeding, in the aggregate, two hundred thousand dollars, and may issue bonds or notes therefor which shall bear on their face the words, City of Quincy, Registry of Motor Vehicles Loan, Act of 1968. 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 herein provided, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

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

Approved March 29, 1968.

Chap. 100. AN ACT PROVIDING THAT A LOCAL GOVERNMENTAL UNIT MAY CONTRIBUTE THE FULL AMOUNT OF A SUBSIDIARY OR ADDITIONAL RATE FOR GROUP LIFE AND HEALTH INSURANCE COVERING CERTAIN ACTIVE AND RETIRED EMPLOYEES AND THEIR DEPENDENTS.

Whereas, The deferred operation of this act would tend to defeat its purpose which is to authorize forthwith certain political subdivisions of the commonwealth to pay the full amount of a subsidiary or additional rate which may be used to pay the increase in the premium required for supplementary medical insurance benefits for the aged as determined under Part B of the Health Insurance for the Aged Act (Public Law 89–97), for active and retired employees of the political subdivision insured under Medicare and the political subdivision's Optional Medicare Extension health insurance coverage, 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 32B of the General Laws is hereby amended by inserting after section 7 the following section: —

Section 7A. A governmental unit which has accepted the provisions of section ten and which accepts the provisions of this section may, as a part of the total monthly cost of contracts of insurance authorized by sections three and eleven C, with contributions as required by section seven, make payment of a subsidiary or additional rate which may be lower or higher than a premium determined by the governmental unit

to be paid by the insured, the combination of which shall result in the governmental unit making payment of more, but not less, than fifty per cent of the total monthly cost for such insurance.

(*a*) With respect to any period of insurance which is in effect for an active or retired employee and dependent, there shall be withheld from each payment of salary, wages, other compensation, pension or retirement allowance, subject to the provisions of section nine E, fifty per cent of a premium for the insurance of the employee and his dependents and the governmental unit shall contribute the remaining fifty per cent of such premium together with any subsidiary or additional rate. The governmental unit shall also contribute fifty per cent of a premium together with any subsidiary or additional rate which may be required of an employee's dependent child who is nineteen years of age or over and mentally or physically incapable of earning his own living.

(*b*) If an active or retired employee is entitled to receive, during a calendar month, salary, wages, other compensation, pension or retirement allowance, and the premium has not been withheld from said salary, wages, other compensation, pension or retirement allowance, he may continue his insurance in effect by paying directly to the governmental unit the premium which would otherwise have been deducted from his salary or pension and said governmental unit shall contribute the remaining fifty per cent of the premium together with any subsidiary or additional rate. If an employee is not entitled to receive salary, wages or other compensation for a calendar month, for purposes of this chapter, he shall be deemed to have been granted a leave of absence without pay, and he shall make payment for the entire cost of his insurance to the governmental unit as aforesaid, and there shall be no contribution by the governmental unit for such employee's insurance. If an employee is not entitled to receive salary, wages or other compensation for any calendar month, due to illness of such employee and not because of illness of his immediate family, for purposes of this section he shall be deemed to have been granted sick leave without pay, and subject to the rules and regulations of the appropriate public authority, said employee shall make payment of fifty per cent of the premium for his insurance to the treasurer of the governmental unit, and such governmental unit shall contribute the remaining fifty per cent of such premium together with any subsidiary or additional rate.

(*c*) All amounts withheld from an employee's salary, wages or other compensation as provided in paragraph (*a*) of this section and all amounts paid by an employee as provided in paragraph (*b*) of this section and all amounts withheld from retired employees as retirement allowances under the provisions of section nineteen A of chapter thirty-two together with the contribution of the governmental unit as provided in paragraph (*a*) shall be paid by the treasurer of the governmental unit to the carrier or carriers entitled to the total premium and subsidiary or additional rate, if any.

(*d*) This section shall take effect in a county, city, town or district upon its acceptance in the following manner: — In a county by vote of the county commissioners; in a city having a Plan D or Plan E charter by majority vote of its city council; in any other city by vote of its city council, approved by the mayor; in a district, except as hereinafter provided, by vote of the registered voters of the district at a district meet-

ing; in a regional school district by vote of the regional district school committee; in a veterans' services district by vote of the district board; in a welfare district by vote of the district welfare committee; in a health district established under section twenty-seven A of chapter one hundred and eleven by vote of the joint committee; and in a town by submission for acceptance to the registered voters in the form of the following question which shall be printed upon the official ballot to be used at an election: — "Shall the town, in addition to the payment of fifty per cent of a premium for contributory group life and health insurance for employees in the service of the town and their dependents, pay a subsidiary or additional rate?" Section seven shall not apply in any governmental unit which accepts the provisions of this section.

SECTION 2. Said chapter 32B is hereby further amended by inserting after section 9D the following section: —

Section 9E. A county by vote of the county commissioners; a city having a Plan D or Plan E charter by majority vote of its city council; in any other city by vote of its city council, approved by the mayor; a district, except as hereinafter provided, by vote of the registered voters of the district at a district meeting; a regional school district by vote of the regional district school committee; a veterans' services district by vote of the district board; a welfare district by vote of the district welfare committee; a health district established under section twenty-seven A of chapter one hundred and eleven by vote of the joint committee may provide that it will pay in addition to fifty per cent of a stated monthly premium as described in section seven A for contracts of insurance authorized by sections three and eleven C, a subsidiary or additional rate which may be lower or higher than the aforesaid premium and the remaining fifty per cent of said premium is to be paid by a retired employee under the provisions of the first sentence of section nine. A town may provide for such payment if a majority of the votes cast in answer to the following question which shall be printed on the official ballot to be used at an election in said town is in the affirmative: — "Shall the town, in addition to the payment of fifty per cent of a premium for contributory group life and health insurance for employees retired from the service of the town, and their dependents, pay a subsidiary or additional rate?" Section nine A shall not apply in any governmental unit which accepts the provisions of this section.

SECTION 3. Section 9 of said chapter 32B, as most recently amended by section 5 of chapter 841 of the acts of 1965, is hereby further amended by striking out the first paragraph and inserting in place thereof the following paragraph: —

The policy or policies of insurance shall provide that upon retirement of an employee, the policy or policies providing two thousand dollars of group life insurance and two thousand dollars of group accidental death and dismemberment insurance; as set forth in section five, except the optional coverage referred to therein, shall be reduced to one thousand dollars of group life insurance and the retired employee shall make payment of the full premium cost, subject to the provisions of section nine A or nine E, whichever may be applicable, of the average group premium as determined by the appropriate public authority for the group life insurance; and the group general or blanket insurance providing hospital, surgical, medical and other health insurance, as provided under sections four and eleven C, as may be applicable, shall be

continued and the retired employee shall pay the full premium cost, subject to the provisions of section nine A or section nine E whichever may be applicable of the average group premium as determined by the appropriate public authority for such hospital, surgical, medical and other health insurance.

SECTION 4. Section 3 of said chapter 32B is hereby amended by striking out the eighth and ninth sentences and inserting in place thereof the following two sentences: — If a town or district accepts the provisions of this chapter as provided under section ten and as further provided under sections seven A and nine E but fails to appropriate the funds necessary to implement said provisions, the selectmen, in the case of a town, or the prudential committee or district commissioners, in the case of a district, shall certify the cost to the town or district, as the case may be, in carrying out the provisions of this chapter to the board of assessors who shall include the amount so certified in the determination of the tax rate of that year. If a city accepts the provisions of this chapter as provided under section ten and as further provided under sections seven A and nine E, the annual budget shall include sums necessary to implement said provisions.

SECTION 5. Section 10 of said chapter 32B is hereby amended by striking out section 10, as most recently amended by section 1 of chapter 373 of the acts of 1967, and inserting in place thereof the following section: —

Section 10. This chapter, except sections seven A, eight A, nine A, nine C, nine D, nine E, eleven A, eleven B, and eleven D, may be accepted in a county by vote of the county commissioners; in a city having a Plan D or Plan E charter by majority vote of its city council, in any other city by vote of its city council, approved by the mayor; in a district, except as hereinafter provided, by vote of the registered voters of the district at a district meeting; in a regional school district by vote of the regional district school committee; in a veterans' services district by vote of the district board; in a welfare district by vote of the district welfare committee; in a health district established under section twenty-seven A of chapter one hundred and eleven by vote of the joint committee; and in a town by submission for acceptance to the registered voters in the form of the following question which shall be printed upon the official ballot to be used at an election: — "Shall certain provisions of chapter thirty-two B of the General Laws, authorizing any county, city, town or district to provide a plan of contributory group life insurance, group accidental death and dismemberment insurance, and group general or blanket hospital, surgical, medical and other health insurance for certain persons in the service of such county, city, town or district and their dependents, be accepted by this town?" If a majority of the voters voting on the question shall vote in the affirmative, this chapter, except sections seven A, eight A, nine A, nine C, nine D, nine E, eleven A, eleven B, and eleven D, shall take effect in such town.

Notwithstanding the provisions of any general law to the contrary, neither the acceptance of this chapter nor the acceptance of any individual section thereof by a governmental unit shall be revoked or rescinded. *Approved March 29, 1968.*

Chap. 101. AN ACT MAKING APPROPRIATIONS FOR THE MAINTENANCE OF BERKSHIRE COUNTY, ITS 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 COUNTY.

Be it enacted, etc., as follows:

SECTION 1. To provide for the maintenance of Berkshire county, its 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-eight:

BERKSHIRE COUNTY.

Item		
1.	For interest on county debt	$14,000 00
2.	For reduction of county debt	30,000 00
3.	For county commissioners, salaries and expenses	26,194 52
4.	For transportation and expenses of county and acting commissioners	1,200 00
5.	For clerk of courts, salaries and expenses	35,413 28
6.	For county treasurer, salaries and expenses	23,315 20
7.	For sheriff, salary and expenses	10,832 50
8.	For registries of deeds, salaries and expenses	148,731 88
8a.	For registry of probate, salaries and expenses	6,884 65
9.	For law library, salaries and expenses	13,232 00
10.	For highways, including state highways, bridges and land damages	310,380 55
12.	For criminal costs in superior court	201,650 55
13.	For civil expenses in supreme judicial, superior, probate and land courts, including auditors, masters and referees	81,245 00
14.	For district courts, salaries and expenses	312,699 92
15.	For medical examiners and commitments of insane	25,000 00
16.	For jail and house of correction, maintenance and operation	195,936 15
17.	For training school	4,000 00
18.	For court houses and registry buildings, maintenance and operation	63,133 81
20.	For agricultural school or county aid to agriculture, maintenance and operation	69,979 19
21.	For state reservation, maintenance and operation (Mount Everett)	11,457 00
23a.	For county tuberculosis clinic	38,642 65
24.	For noncontributory pensions	5,899 98

Item		
25.	For contributory retirement system and supervisory expenses	$51,368 77
26.	For miscellaneous and contingent expenses	13,864 65
27.	For unpaid bills of previous years	357 14
28.	For reserve fund	20,000 00
29.	For advertising recreational, industrial and agricultural advantages of the county	45,000 00
30.	For forest fire patrol	12,915 60
31.	For radio system for fire protection	2,320 00
32.	For forest development	3,200 00
34.	For soil conservation district	325 00
35.	For industrial development commission	43,296 69
36.	For Dutch elm disease	4,000 00
39.	For group insurance	19,300 00
	Total amount of appropriations	$1,845,776 68
	Less estimated amount available for reduction of county tax	295,415 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...	$1,550,360 75

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 Berkshire county a certification of the amounts above appropriated as set forth in the approved schedules. 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 the 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", "equipment", "structures and improvements" or "improvements to land" to another main group nor shall any transfer be made from any other main group into any of the aforementioned main groups.

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.

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.

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; 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-seven.

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 act shall take effect upon its passage.

Approved March 30, 1968.

Chap. 102. AN ACT MAKING APPROPRIATIONS FOR THE MAINTENANCE OF FRANKLIN COUNTY, ITS 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 COUNTY.

Be it enacted, etc., as follows:

SECTION 1. To provide for the maintenance of Franklin county, its 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-eight:

FRANKLIN COUNTY.

Item		
1.	For interest on county debt	$3,500 00
3.	For county commissioners, salaries and expenses	13,982 74
4.	For transportation and expenses of county and acting commissioners	800 00
5.	For clerk of courts, salaries and expenses	31,148 18
6.	For county treasurer, salaries and expenses	18,219 27
7.	For sheriff, salary and expenses	9,216 50
8.	For registry of deeds, salaries and expenses	73,525 67
8a.	For registry of probate, salaries and expenses	2,910 00
9.	For law library, salaries and expenses	10,157 98
10.	For highways, including state highways, bridges and land damages	213,560 00
11.	For examination of dams	2,500 00
12.	For criminal costs in superior court	68,116 21
13.	For civil expenses in supreme judicial, superior, probate and land courts, including auditors, masters and referees	27,695 00
14.	For district courts, salaries and expenses	104,218 67
15.	For medical examiners and commitments of insane	9,523 20
16.	For jail and house of correction, maintenance and operation	134,473 04
17.	For training school	2,000 00
18.	For court houses and registry buildings, maintenance and operation	37,701 20
20.	For agricultural school or county aid to agriculture, maintenance and operation	62,908 42
21.	For state reservation, maintenance and operation (Mount Sugarloaf)	8,808 80
23a.	For mental health clinic	10,415 00
23b.	For children's camp	2,000 00
24.	For noncontributory pensions	1,807 78
25.	For contributory retirement system and supervisory expenses	40,146 51

Item		
26.	For miscellaneous and contingent expenses.....	$5,532 46
27.	For unpaid bills of previous years.....	2,478 41
28.	For reserve fund.....	25,000 00
29.	For advertising recreational, industrial and agricultural advantages of the county.....	10,000 00
31.	For radio system for fire protection.....	2,250 00
35.	For county planning board.....	13,977 67
36.	For Dutch elm disease.....	2,500 00
39.	For group insurance.....	7,500 00
	Total amount of appropriations.....	$958,572 71
	Less estimated amount available for reduction of county tax.....	152,327 17
	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...	$806,245 54

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 Franklin county a certification of the amounts above appropriated as set forth in the approved schedules. 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 the 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", "equipment", "structures and improvements" or "improvements to land" to another main group nor shall any transfer be made from any other main group into any of the aforementioned main groups.

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.

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.

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; 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-seven.

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 act shall take effect upon its passage.

Approved March 30, 1968.

Chap. 103. AN ACT PROVIDING FOR A SECOND ASSISTANT CLERK IN THE DISTRICT COURT OF HAMPSHIRE.

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 is hereby amended by inserting after the word "Lowell", in line 11, as appearing in chapter 813 of the acts of 1965, the words: — the district court of Hampshire.

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

Approved March 30, 1968.

Chap. 104. AN ACT DESIGNATING THE SWIMMING POOL BEING CONSTRUCTED BY THE DEPARTMENT OF PUBLIC WORKS IN THE CITY OF HOLYOKE AS THE STEPHEN THOMAS CHMURA SWIMMING POOL.

Be it enacted, etc., as follows:

The swimming pool being constructed by the state department of public works in the city of Holyoke shall, upon its completion, be designated and known as the Stephen Thomas Chmura Swimming Pool, in memory of Stephen Thomas Chmura of Holyoke, a former member of the house of representatives. Said department shall erect at said pool a suitable marker bearing such designation.

Approved March 30, 1968.

Chap. 105. AN ACT EXEMPTING CERTAIN NONINSTRUCTIONAL AIDES EMPLOYED BY SCHOOL DEPARTMENTS FROM THE PROVISIONS OF THE CIVIL SERVICE LAW.

Be it enacted, etc., as follows:

Noninstructional aides employed by school departments under the provisions of Title I of the Elementary and Secondary Education Act of 1965 (Public Law 89–10) shall be exempt from the provisions of chapter thirty-one of the General Laws; provided, however, that no such aide shall be appointed to or employed in any office or position which is classified under the civil service law and rules.

Approved March 30, 1968.

Chap. 106. AN ACT REDEFINING THE TERM "INTERSTATE LICENSE" IN THE LAW RELATIVE TO CARRIERS OF PROPERTY BY MOTOR VEHICLE.

Be it enacted, etc., as follows:

Section 2 of chapter 159B of the General Laws is hereby amended by striking out the paragraph defining "Interstate license", as appearing in section 1 of chapter 483 of the acts of 1938, and inserting in place thereof the following paragraph: —

"Interstate license or registration" a license or registration granted by the department to an interstate carrier by motor vehicle operating for compensation over ways.

Approved March 30, 1968.

Chap. 107. AN ACT AUTHORIZING THE APPOINTMENT OF ASSISTANT ASSESSORS AT ANY TIME DURING THE YEAR.

Be it enacted, etc., as follows:

Chapter 41 of the General Laws is hereby amended by striking out section 25A, as most recently amended by chapter 77 of the acts of 1951, and inserting in place thereof the following section: —

Section 25A. The assessors shall appoint as assistant assessors such number of suitable citizens of the town as they deem necessary, and may remove them. Such assistant assessors shall perform such duties as the assessors may require for such time as they may determine and shall receive compensation only for duties performed as so required.

Every such assistant assessor shall hold office for the period of one year from the date of his appointment, unless sooner removed; provided, that, in the case the assessors fail to appoint a successor to any such assistant assessor during the month preceding the expiration of his term, he shall continue to serve during the following period of one year, unless sooner removed. This section shall apply in all cities and towns, except Boston, notwithstanding any provision of special law.

Approved March 30, 1968.

Chap. 108. AN ACT RELATING TO THE ISSUANCE OF LICENSES TO PARTNERSHIPS TO ACT AS INSURANCE AGENTS OR BROKERS, AND PROVIDING THAT CERTAIN MEMBERS OF SUCH PARTNERSHIPS MAY BE NONRESIDENT AGENTS OR BROKERS.

Be it enacted, etc., as follows:

Section 173 of chapter 175 of the General Laws, as most recently amended by chapter 299 of the acts of 1946, is hereby further amended by adding the following paragraph: —

Such partnership may include nonresident insurance agents or brokers provided that a majority of such partners are residents of the commonwealth, and provided that the partnership agreement contains a statement which in substance states that such partnership agreement is a Massachusetts contract and shall be governed by, and construed and enforced in accordance with, the laws of the commonwealth, and that with respect to any legal action arising out of the transactions or activities of the partnership affairs, service of process made on any one of the partners shall be deemed valid and binding service upon all partners who are not residents of the commonwealth.

Approved March 30, 1968.

Chap. 109. AN ACT AUTHORIZING THE REGISTRAR OF MOTOR VEHICLES TO ESTABLISH RULES AND REGULATIONS GOVERNING THE USE OF CERTAIN LIGHTS ON MOTOR VEHICLES.

Be it enacted, etc., as follows:

The first paragraph of section 7 of chapter 90 of the General Laws is hereby amended by inserting after the sentence, amended by section 1 of chapter 149 of the acts of 1966, the following sentence: — The registrar may also make such rules and regulations governing or prohibiting the forward display of such other lights on motor vehicles as he may deem necessary for public safety. *Approved March 30, 1968.*

Chap. 110. AN ACT REQUIRING THAT EACH MOTOR VEHICLE BE EQUIPPED WITH AT LEAST ONE REAR-VIEW MIRROR.

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 twelfth sentence, as appearing in chapter 51 of the acts of 1933, and inserting in place thereof the following sentence: — Every motor vehicle shall be equipped with at least one mirror so placed and adjusted as to afford the operator a clear, reflected view of the highway to the rear and left side of the vehicle.

Approved March 30, 1968.

Chap. 111. AN ACT REPEALING THE LAW AUTHORIZING THE CITY OF MEDFORD TO SELL CERTAIN PARK LAND.

Be it enacted, etc., as follows:

Chapter one hundred and fourteen of the acts of nineteen hundred and sixty-three is hereby repealed. *Approved March 30, 1968.*

Chap. 112. AN ACT RELATIVE TO THE STATEMENT OF RESIDENCE BY VOTERS ON NOMINATION PAPERS.

Be it enacted, etc., as follows:

Section 7 of chapter 53 of the General Laws is hereby amended by striking out the first sentence, as amended by section 3 of chapter 334 of the acts of 1943, and inserting in place thereof the following sentence: — Every voter signing a nomination paper shall sign in person, with his name as registered, and shall state his residence on January first preceding, or his residence when registered if subsequent thereto, and the place where he is then living, with the street and number, if any; provided, however, if both addresses given are identical, the voter may so indicate by writing the word "same" in the column indicating where he is then living; but any voter who is prevented by physical disability from writing may authorize some person to write his name and residence in his presence; and, except as provided in section three of chapter fifty-four A, every voter may sign as many nomination papers for each office as there are persons to be elected thereto, and no more.

Approved March 30, 1968.

Chap. 113. AN ACT MAKING THE CHANCELLOR OF THE BOARD OF HIGHER EDUCATION A MEMBER OF THE MASSACHUSETTS BOARD OF REGIONAL COMMUNITY COLLEGES.

Be it enacted, etc., as follows:

Section 27 of chapter 15 of the General Laws is hereby amended by striking out the first sentence, as amended by section 6 of chapter 572 of the acts of 1965, and inserting in place thereof the following sentence: — There is hereby established in the department, but not subject to its control, a Massachusetts board of regional community colleges, hereinafter called the board, which shall consist of sixteen members, including the chancellor of the board of higher education, the commissioner of education, the president of the University of Massachusetts, a president of a state college elected annually by the presidents of the state colleges, including the Massachusetts college of art and the Massachusetts Maritime Academy, a president of a Massachusetts technical institute elected by the presidents of such technical institutes, and eleven members appointed by the governor with the advice and consent of the council, at least one of whom shall be the president of a private college, university or junior college in the commonwealth and at least two of whom shall be women. *Approved March 30, 1968.*

Chap. 114. AN ACT REQUIRING REGISTRARS OF VOTERS TO COMPLETE CERTIFICATION OF SIGNATURES ON NOMINATION PAPERS FOR STATE OFFICE TWENTY-FOUR HOURS PRIOR TO THE FINAL DATE FOR FILING.

Be it enacted, etc., as follows:

Section 7 of chapter 53 of the General Laws is hereby amended by striking out the second sentence, as amended by section 3 of chapter 334 of the acts of 1943, and inserting in place thereof the following sentence: — Every nomination paper of a candidate for a state or a city or town office shall be submitted to the registrars of the city or town where the signers appear to be voters on or before five o'clock in the afternoon of the seventh day preceding the day on which it must be filed with the state secretary or the city or town clerk; and certification of nomination papers of candidates for state office shall be completed no later than twenty-four hours before the final hour for filing said papers with the state secretary. *Approved March 30, 1968.*

Chap. 115. AN ACT INCREASING THE PENALTIES FOR VIOLATION OF THE LAW RELATING TO LOTTERIES AND THE DISPOSAL OF PROPERTY BY CHANCE.

Be it enacted, etc., as follows:

Chapter 271 of the General Laws is hereby amended by striking out section 7, as appearing in the Tercentenary Edition, and inserting in place thereof the following section: —

Section 7. Whoever sets up or promotes a lottery for money or other property of value, or by way of lottery disposes of any property of value, or under the pretext of a sale, gift or delivery of other property or of any right, privilege or thing whatever disposes of or offers or attempts to dispose of any property, with intent to make the disposal thereof dependent upon or connected with chance by lot, dice, numbers, game, hazard or other gambling device, whereby such chance or device is made an additional inducement to the disposal or sale of said property, and whoever aids either by printing or writing, or is in any way concerned, in the setting up, managing or drawing of such lottery, or in such disposal or offer or attempt to dispose of property by such chance or device, shall be punished by a fine of not more than three thousand dollars or by imprisonment in the state prison for not more than three years, or in jail or the house of correction for not more than two and one half years.
Approved March 30, 1968.

Chap. 116. AN ACT INCREASING THE PENALTIES FOR BUYING AND SELLING POOLS OR REGISTERING BETS.

Be it enacted, etc., as follows:

Chapter 271 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. Whoever keeps a building or room, or any part thereof, or occupies, or is found in, any place, way, public or private, park or park-

way, or any open space, public or private, or any portion thereof, with apparatus, books or any device, for registering bets, or buying or selling pools, upon the result of a trial or contest of skill, speed or endurance of man, beast, bird or machine, or upon the result of a game, competition, political nomination, appointment or election, or whoever is present in such place, way, park or parkway, or any such open space, or any portion thereof, engaged in such business or employment; or, being such keeper, occupant, person found or person present, as aforesaid, registers such bets, or buys or sells such pools, or is concerned in buying or selling the same; or, being the owner, lessee or occupant of a building or room, or part thereof, or private grounds, knowingly permits the same to be used or occupied for any such purpose, or therein keeps, exhibits, uses or employs, or knowingly permits to be therein kept, exhibited, used or employed, any device or apparatus for registering such bets, or for buying or selling such pools, or whoever becomes the custodian or depository for hire, reward, commission or compensation in any manner, of any pools, money, property or thing of value, in any manner staked or bet upon such result, shall be punished by a fine of not more than three thousand dollars or by imprisonment in the state prison for not more than three years, or in jail or the house of correction for not more than two and one half years. *Approved March 30, 1968.*

Chap. 117. AN ACT AUTHORIZING THE DISSOLUTION OF THE SUPERINTENDENCY UNION COMPRISING THE TOWNS OF HANOVER, HANSON AND NORWELL.

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 Hanover, Hanson and Norwell, 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 April 2, 1968.

Chap. 118. AN ACT MAKING APPROPRIATIONS FOR THE MAINTENANCE OF THE COUNTY OF DUKES COUNTY, ITS 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 COUNTY.

Be it enacted, etc., as follows:

SECTION 1. To provide for the maintenance of the county of Dukes county, its 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 provi-

sions of law regulating the disbursement of county funds and the approval thereof for the year nineteen hundred and sixty-eight:

DUKES COUNTY.

Item		
1.	For interest on county debt	$5,700 00
2.	For reduction of county debt	15,000 00
3.	For county commissioners, salaries and expenses	9,750 90
4.	For transportation and expenses of county and acting commissioners	500 00
5.	For clerk of courts, salaries and expenses	6,730 35
6.	For county treasurer, salaries and expenses	5,637 00
7.	For sheriff, salary and expenses	5,512 00
8.	For registry of deeds, salaries and expenses	19,523 30
8a.	For registry of probate, salaries and expenses	1,235 00
9.	For law library, salaries and expenses	1,700 00
10.	For highways, including state highways, bridges and land damages	24,000 00
12.	For criminal costs in superior court	5,347 86
13.	For civil expenses in supreme judicial, superior, probate and land courts, including auditors, masters and referees	2,946 80
14.	For district courts, salaries and expenses	28,716 46
15.	For medical examiners and commitments of insane	1,500 00
16.	For jail and house of correction, maintenance and operation	9,872 58
18.	For court houses and registry buildings, maintenance and operation	10,422 40
20.	For agricultural school or county aid to agriculture, maintenance and operation	18,039 20
21.	For state reservation, maintenance and operation (Gay Head)	250 00
21a.	For state reservation, maintenance and operation (Indian Burial Ground)	650 00
23.	For county tuberculosis clinic	2,000 00
23a.	For mental health program	1,000 00
25.	For contributory retirement system and supervisory expenses	14,430 80
26.	For miscellaneous and contingent expenses	19,149 56
27.	For unpaid bills of previous years	793 36
28.	For reserve fund	6,500 00
29.	For advertising recreational advantages of the county	29,967 70
33.	For police training school	500 00
35.	For county planning commission	12,500 00
38.	For county airport, maintenance and operation	74,146 00
39.	For group insurance	5,000 00
42.	For rodent control	8,319 76
43.	For woodtick control	1,250 00
44.	For communication system	22,665 38
	Total amount of appropriations	$371,256 41
	Less estimated amount available for reduction of county tax	72,151 81

And the county commissioners of the county 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	$299,104 60

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 the county of Dukes county a certification of the amounts above appropriated as set forth in the approved schedules. 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 the 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", "equipment", "structures and improvements" or "improvements to land" to another main group nor shall any transfer be made from any other main group into any of the aforementioned main groups.

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.

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.

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; 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-seven.

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 act shall take effect upon its passage.

Approved April 2, 1968.

Chap. 119. AN ACT AUTHORIZING THE CITY OF MALDEN TO PAY A CERTAIN UNPAID BILL.

Be it enacted, etc., as follows:

SECTION 1. The city of Malden is hereby authorized to pay the sum of four hundred and fifty-six dollars and seventy-five cents to the New England Telephone and Telegraph Company for telephone service furnished to said city during January and February, nineteen hundred and sixty-six, said bill being legally unenforceable against said city.

SECTION 2. Said bill shall not be approved by the controller of accounts of said city for payment or paid by the treasurer thereof unless and until a certificate has been signed and filed with said controller of accounts stating that the services for which said bill has been submitted were furnished to and received by said city.

SECTION 3. Whoever knowingly files a certificate required by section two which is false and who thereby receives payment for telephone service not received by said city shall be punished by imprisonment for not more than one year or by a fine of not more than one hundred dollars, or both.

SECTION 4. This act shall take effect upon its acceptance by the city of Malden.

Approved April 2, 1968.

Chap. 120. AN ACT PROVIDING THAT THE STATE ADMINISTRATIVE PROCEDURE ACT SHALL NOT APPLY TO THE APPELLATE TAX BOARD.

Be it enacted, etc., as follows:

SECTION 1. Paragraph (2) of section 1 of chapter 30A of the General Laws, as most recently amended by chapter 725 of the acts of 1965, is hereby further amended by striking out, in line 12, the words "and the welfare compensation board" and inserting in place thereof the words: — ; and the appellate tax board.

SECTION 2. Section 13 of chapter 58A of the General Laws is hereby amended by inserting after the fourth sentence the following sentence: — The decision of the board shall be final as to findings of fact.

SECTION 3. Said section 13 of said chapter 58A is hereby further amended by striking out the sixth sentence and inserting in place thereof the following sentence: — From any decision of the board upon an appeal from a decision or determination of the commission, or of a board of assessors, except decisions of the board under sections twenty-five and twenty-six of chapter sixty-five, an appeal as to matters of law may be taken to the supreme judicial court by either party to the proceedings before the board who has not waived such right of appeal.

SECTION 4. Said section 13 of said chapter 58A is hereby further amended by striking out the seventh sentence, inserted by section 5 of chapter 681 of the acts of 1954.

SECTION 5. This act shall take effect on July first, nineteen hundred and sixty-eight. *Approved April 2, 1968.*

Chap. 121. AN ACT AUTHORIZING THE DISSOLUTION OF THE SUPERINTENDENCY UNION OF THE TOWNS OF DUNSTABLE, PEPPERELL AND TYNGSBOROUGH.

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 Dunstable, Pepperell and Tyngsborough, by majority vote, vote to dissolve the superintendency union comprising said towns, said union shall be dissolved.

SECTION 2. This act shall take effect on June thirtieth, nineteen hundred and sixty-eight. *Approved April 2, 1968.*

Chap. 122. AN ACT INCREASING THE PENALTY FOR CAUSING A FALSE ALARM OF FIRE.

Be it enacted, etc., as follows:

Chapter 269 of the General Laws is hereby amended by striking out section 13, as appearing in the Tercentenary Edition, and inserting in place thereof the following section: —

Section 13. Whoever, without reasonable cause, by outcry or the ringing of bells, or otherwise, makes or circulates or causes to be made or circulated a false alarm of fire shall be punished by a fine of not more than two hundred dollars, or by imprisonment in a jail or house of correction for not more than one year. *Approved April 2, 1968.*

Chap. 123. AN ACT RELATING TO THE SEMIANNUAL ASSESSMENT OF CREDIT UNION MEMBERS OF THE MASSACHUSETTS CREDIT UNION SHARE INSURANCE CORPORATION.

Be it enacted, etc., as follows:

Section 8 in section 1 of chapter 294 of the acts of 1961 is hereby amended by striking out the second paragraph, as amended by section 4 of chapter 208 of the acts of 1964, and inserting in place thereof the following paragraph: —

In or within thirty days after June thirtieth and December thirty-first of each year, except as hereinbefore provided, while a member credit union, such credit union shall pay to the corporation an assessment equal to one twenty-fourth of one per cent of its share and deposit liabilities payable as shown on its financial statement as of said dates, provided, however, that the directors may with the approval of the commissioner, prior to the semiannual assessment date, reduce uniformly the rate of the semiannual assessment or waive an assessment. The assessment referred to herein may be charged to the guaranty fund, reserve account, undivided earnings or operating expense.

Approved April 2, 1968.

Chap. 124. AN ACT RELATIVE TO EXPENDITURES FOR THE CARE, MAINTENANCE AND REPAIR OF BRISTOL COUNTY HOSPITAL.

Be it enacted, etc., as follows:

The trustees of the Bristol county hospital are hereby authorized to expend for the year nineteen hundred and sixty-eight the sums set forth in this act for the care, maintenance and repair of the county hospital, 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 with the county treasurer a certification of the amounts set forth in the approved schedules for such hospital. 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 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", "equipment", "structures and improvements" or "improvements to land" to another main group nor shall any transfer be made from any other main group into any of the aforementioned main groups.

Transfers within an appropriation between classes and between subclasses within a main group may be made by said trustees 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 and a graduate nurse who becomes a registered nurse may be paid an increased salary rate on account of such promotion, subject to approval by the county personnel board, and a person may receive an increased cash salary in lieu of maintenance formerly received, with like approval.

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 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	$60,000 00
2.	For contractual services	15,000 00
3.	For supplies and materials	20,000 00
4.	For current charges and obligations	24,610 68
8.	For debt and interest	28,500 00
11.	For reserve fund	1,000 00
12.	For group insurance	2,250 00
	For total expenditures	$151,360 68

Approved April 2, 1968.

Chap. 125. AN ACT RELATIVE TO THE GROUP INSURANCE RIGHTS OF MUNICIPAL OFFICERS AND EMPLOYEES TO BE TRANSFERRED TO THE STATE DEPARTMENT OF PUBLIC WELFARE UNDER THE WELFARE REORGANIZATION ACT OF NINETEEN HUNDRED AND SIXTY-SEVEN.

Whereas, The deferred operation of this act would tend to defeat its purpose which is immediately to authorize the group insurance commission to provide uninterrupted group life and health insurance coverages applicable to public welfare officers and employees of local governmental units who are to become employees of the state department of public welfare on July first, nineteen hundred and sixty-eight and their dependents, and further to authorize the treasurers of local governmental units to transmit to the commission from said employees' June salary or compensation the appropriate insurance premiums as determined by the 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:

SECTION 1. Section 79 of chapter 658 of the acts of 1967 is hereby amended by striking out the third sentence and inserting in place

thereof the following sentence: — The officers and employees of such city and town boards and offices, including local welfare districts and officers and employees of the state department of public welfare, who immediately prior to the effective date of this act shall hold positions classified under chapter thirty-one of the General Laws or shall have tenure in their positions by reason of section nine A of chapter thirty shall, without impairment of civil service status, seniority, retirement, group insurance and other rights, without interruption of service within the meaning of chapter thirty-one or section nine A of chapter thirty, and without reduction in compensation or salary grade, become employees of the said department of public welfare, notwithstanding any change in title or duties made as a result of such commencement of employment with the department; provided, however, that no employee shall suffer loss of eligibility to take any promotional examination to which he would have been eligible, notwithstanding the enactment of this act.

SECTION 2. Said section 79 of said chapter 658 is hereby further amended by inserting after the sixth sentence the following sentence: — All questions relating to group insurance rights shall be determined by the group insurance commission. *Approved April 4, 1968.*

Chap. 126. AN ACT MAKING APPROPRIATIONS FOR THE MAINTENANCE OF BRISTOL COUNTY, ITS 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 COUNTY.

Be it enacted, etc., as follows:

SECTION 1. To provide for the maintenance of the county of Bristol, its 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-eight:

BRISTOL COUNTY.

Item		
1.	For interest on county debt	$21,225 00
2.	For reduction of county debt	70,000 00
3.	For county commissioners, salaries and expenses.	20,438 61
4.	For transportation and expenses of county and acting commissioners	1,000 00
5.	For clerk of courts, salaries and expenses	161,340 35
6.	For county treasurer, salaries and expenses	74,527 65
7.	For sheriff, salary and expenses	13,053 50
8.	For registries of deeds, salaries and expenses	341,808 95
8a.	For registry of probate, salaries and expenses	15,320 00
9.	For law libraries, salaries and expenses	43,588 00

Item		
10.	For highways, including state highways, bridges and land damages	$302,600 00
11.	For examination of dams	5,000 00
12.	For criminal costs in superior court	245,760 04
13.	For civil expenses in supreme judicial, superior, probate and land courts, including auditors, masters and referees	197,731 80
14.	For district courts, salaries and expenses	713,990 56
15.	For medical examiners and commitments of insane	53,550 00
16.	For jail and house of correction, maintenance and operation	433,633 03
17.	For training school	10,000 00
18.	For court houses and registry buildings, maintenance and operation	330,604 78
20.	For agricultural school or county aid to agriculture, maintenance and operation	552,568 96
24.	For noncontributory pensions	46,000 00
25.	For contributory retirement system and supervisory expenses	146,386 89
26.	For miscellaneous and contingent expenses	29,762 18
27.	For unpaid bills of previous years	11,240 06
28.	For reserve fund	45,000 00
29.	For advertising recreational, industrial and agricultural advantages of the county	45,000 00
30.	For forest fire patrol	8,842 75
39.	For group insurance	37,000 00
	Total amount of appropriations	$3,976,973 11
	Less estimated amount available for reduction of county tax	850,284 24
	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	$3,126,688 87

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 the county of Bristol a certification of the amounts above appropriated as set forth in the approved schedules. 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 the 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", "equipment", "struc-

tures and improvements" or "improvements to land" to another main group nor shall any transfer be made from any other main group into any of the aforementioned main groups.

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.

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.

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; 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-seven.

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 act shall take effect upon its passage.

Approved April 4, 1968.

Chap. 127. AN ACT EXTENDING THE PERIOD OF OPERATION OF THE LAW PROVIDING FOR RELEASE ON PERSONAL RECOGNIZANCE INSTEAD OF BAIL.

Be it enacted, etc., as follows:

SECTION 1. Any person charged with an offense 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 or assistant clerk of the district court, a bail commissioner or master in chancery, be ordered released pending trial on his personal recognizance which shall be in writing signed by said person on forms approved by the chief justice of the district courts, unless said justice, clerk or assistant 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 or assistant clerk, bail commissioner or master in chancery shall, on the basis of available information, take into account the nature and circumstances of the offense 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 prosecution, or any previous failure to appear at any court proceedings. Said determination need not be in writing. Said justice, clerk or assistant 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 authorized to take bail may charge the fees authorized by section twenty-four of chapter two hundred and sixty-two of the General Laws if he goes to the place of detention of the person arrested to make the determination provided for in this act, even though said person arrested is ordered released on his personal recognizance pending trial. Said fees shall not be charged by any clerk or assistant clerk of a district court during regular working hours. 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 or assistant 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 said justice and he shall, if he finds that such person shall be released on his personal recognizance, order such release.

SECTION 2. This act shall take effect on July first, nineteen hundred and sixty-eight and shall cease to be operative on July first, nineteen hundred and seventy. *Approved April 4, 1968.*

Chap. 128. AN ACT EXEMPTING CERTAIN MANUFACTURERS OF HARMFUL DRUGS FROM THE LICENSING REQUIREMENTS OF THE COMMONWEALTH IF THEY HAVE FEDERAL REGISTRATION.

Be it enacted, etc., as follows:

Section 187E of chapter 94 of the General Laws, as amended by section 1 of chapter 515 of the acts of 1965, is hereby further amended by striking out the fourth paragraph and inserting in place thereof the following paragraph: —

The provisions of this section shall not apply to wholesale druggists and retail pharmacists who are licensed by the board of registration in pharmacy or to a manufacturer who is registered with the secretary of the department of health, education and welfare under the Federal Food, Drug and Cosmetic Act, as amended, provided that he sends a copy of such registration to the director of the division of food and drugs.

Approved April 4, 1968.

Chap. 129. AN ACT PROVIDING FOR THE DOMESTICATION OF THE UNITED STATES BRANCHES OF FOREIGN INSURANCE COMPANIES FORMED UNDER THE LAWS OF FOREIGN COUNTRIES.

Be it enacted, etc., as follows:

Chapter 175 of the General Laws is hereby amended by inserting after section 160, under the caption DOMESTICATION OF CERTAIN FOREIGN INSURANCE COMPANIES, the following five sections: —

Section 160A. In this section and in sections 160B to 160E, inclusive, the following words shall, unless the context requires otherwise, have the following meanings: —

"Alien insurer", any insurer incorporated or organized under the laws of any country or state other than the United States or one of the United States.

"Domestication", the reorganization of the United States branch of an alien insurer as the result of which a domestic insurer shall succeed to all the business and assets and assume all the liabilities of the United States branch of the alien insurer.

"United States branch", the business unit through which business is transacted within the United States by an alien insurer, and the assets and liabilities of such insurer within the United States pertaining to such business.

"Domestic insurer", a stock insurance company incorporated under the laws of the commonwealth.

Section 160B. Any alien insurer now or hereafter licensed to do business in the commonwealth which owns beneficially, directly or indirectly, all of the outstanding capital stock of a domestic insurer may, with the prior written approval of the commissioner and subject to the final approval of the commissioner, domesticate its United States branch, if its principal office in the United States is located in the commonwealth, by entering into an agreement in writing with said domestic insurer providing for the acquisition by said domestic insurer of the business and assets of said United States branch and the assumption by said domestic insurer of all the liabilities of said United States branch for no consideration other than the assumption of such liabilities, except that the agreement may further provide for additional consideration payable by the issuance by the acquiring domestic insurer of shares of its capital stock. For the purposes of this section and sections one hundred and sixty C to one hundred and sixty E, inclusive, shares of capital stock of the acquiring domestic insurer or voting trust certificates representing said shares, which are held among the trusteed assets of the United States branch of the alien insurer or which are held in a trust created by the alien insurer and of which the alien insurer is a beneficiary, shall be deemed to be shares held beneficially, but indirectly, by an alien insurer. The acquisition of the assets and the assumption of liabilities of the United States branch by the domestic insurer shall be effected by filing with the commissioner an instrument of transfer and assumption which shall be in form satisfactory to the commissioner and shall be executed by the alien insurer and the domestic insurer. A domestic insurer may either be licensed to engage in the insurance business in the commonwealth prior to entering into such domestication agreement, or may, if the commissioner so approves, be licensed effective with the consummation of the domestication agreement. Nothing in this section or in sections one hundred and sixty C to one hundred and sixty E, inclusive, shall be construed to authorize any insurance company to do any kind of insurance business not authorized by its charter or to authorize any foreign or alien insurance company to do any kind of insurance business in the commonwealth not authorized by its license or certificate of authority to do business in the commonwealth.

Section 160C. Said domestication agreement shall be authorized, adopted, approved, signed and acknowledged by the alien insurer in accordance with the laws of the country under which it is organized. In the case of a domestic insurer the domestication agreement shall be approved, adopted and authorized by its board of directors and executed by its president or any vice president and attested by its secretary or assistant secretary under its corporate seal.

Section 160D. An executed counterpart of the domestication agreement, together with certified copies of the corporate proceedings of the domestic insurer and the alien insurer, approving, adopting and authorizing the execution of said domestication agreement, shall be submitted to the commissioner for his approval. The commissioner shall thereupon consider said agreement and if he is satisfied that the same is in accordance with the provisions of sections one hundred and sixty B to one hundred and sixty E, inclusive, and if he finds that the interest of policyholders and creditors of the United States branch of the alien insurer are not materially adversely affected, he may approve such

domestication agreement and authorize the consummation thereof in compliance with the provisions of section one hundred and sixty E.

Section 160E. Upon the filing with the commissioner of a certified copy of the instrument of transfer and assumption pursuant to which a domestic insurer succeeds to the business and assets of the United States branch of an alien insurer and assumes all its liabilities, as provided by sections one hundred and sixty B to one hundred and sixty D, inclusive, the domestication of the United States branch shall be deemed to be effective, and thereupon all the rights, franchises and interests of said United States branch in and to every species of property, real, personal and mixed, and things in action thereunto belonging shall be deemed as transferred to and vested in said domestic insurer and simultaneously therewith said domestic insurer shall be deemed to have assumed all of the liabilities of said United States branch; all deposits of the United States branch held by the state officers or other state regulatory agencies pursuant to requirements of state laws shall be deemed to be held as security that said domestic insurer will fully perform its assumption as direct liabilities of all the liabilities to policyholders and creditors within the United States of said United States branch and such deposits shall be deemed to be admitted assets of the domestic insurer and shall be reported as such in the annual financial statements and other reports which said domestic insurer may be required to file and upon the ultimate release by any said state officer or agency of any such deposits, the securities and cash constituting such released deposit shall be delivered and paid over to said domestic insurer as the lawful successor in interest to said United States branch; and contemporaneously with the consummation of the domestication of the United States branch, the state treasurer shall transfer to said domestic insurer the securities deposited by said United States branch in compliance with the provisions of sections one hundred and fifty-five and one hundred and eighty-five, and the commissioner shall consent that the trustee of the trusteed assets deposited by said United States branch in compliance with the provisions of said sections one hundred and fifty-five and one hundred and eighty-five shall withdraw from the trusteed assets all assets held by such trustee and transfer and deliver the same to said domestic insurer. *Approved April 4, 1968.*

Chap. 130. AN ACT PROVIDING FOR A SECOND ASSISTANT CLERK IN THE DISTRICT COURT OF LAWRENCE.

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 first district court of Barnstable", inserted by section 1 of chapter 812 of the acts of 1967, the words: —, the district court of Lawrence. *Approved April 4, 1968.*

Chap. 131. 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-eight 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 April 4, 1968.*

Chap. 132. AN ACT MAKING APPROPRIATIONS FOR THE FISCAL YEAR ENDING JUNE THIRTIETH, NINETEEN HUNDRED AND SIXTY-EIGHT, 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 four hundred and fourteen of the acts of nineteen hundred and sixty-seven.

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 . . .	**$6,790**

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	**$15,000**
0102–20	For certain payments, as authorized by chapters one hundred and twenty-five and one hundred and forty-three of the resolves of nineteen hundred and sixty-seven	**28,800**
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	**2,000**

Sergeant-at-Arms.

0103–02	For clerical and other assistance employed by the sergeant-at-arms, including not more than ten permanent positions . .	**$359**
0103–06	For the salaries of clerks employed in the legislative document room, including not more than three permanent positions . .	**5,039**
0103–55	Item 0103–55 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by adding at the end thereof the words: —, appropriation expires June thirtieth, nineteen hundred and sixty-nine	**30,000**

Other Expenses.

Item

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 $25,000

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 31,536

0110-36 For expenses of the special joint committee on air pollution established by an order adopted in the house of representatives on February first, nineteen hundred and sixty-seven and by the senate on February twenty-first, nineteen hundred and sixty-seven, and revived and continued by an order adopted in the house of representatives on November thirteenth, nineteen hundred and sixty-seven and by the senate on November fourteenth, nineteen hundred and sixty-seven . 5,000

0110-37 For the expenses of the special joint committee authorized to study and investigate the Deer Island sewerage treatment plant 1,000

Special Investigations.

0263-03 For the investigation and study relative to the administration of the department of mental health and of the laws of the commonwealth relative to the admittance, treatment and release of patients in institutions under the control of said department, as authorized by chapter eighty-nine of the resolves of nineteen hundred and sixty-one and most recently revived and continued under the provisions of chapter one of the resolves of nineteen hundred and sixty-eight . . . $10,200

0266-01 Item 0266-01 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by adding after the word "sixty-five", in line four, the words: —, including the preparation of a documentary history of the revolutionary government in Massachusetts, appropriation expires June thirtieth, nineteen hundred and seventy-one 90,000

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 one of the resolves of nineteen hundred and sixty-eight . . 88,750

0267-07 For an investigation and study relative to certain civil service and public administration matters, as authorized by chapter eighty of the resolves of nineteen hundred and sixty-five, as most recently revived and continued by chapter one of the resolves of nineteen hundred and sixty-eight 3,745

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 2,000

0267-11 For an investigation and study of 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 nineteen hundred and sixty-six and most recently revived and continued by chapter one of the resolves of nineteen hundred and sixty-eight . 8,000

0268-01 For an investigation and study by a special commission to develop a master plan and program for taxation within the commonwealth, as authorized by chapter one hundred and sixty-two of the resolves of nineteen hundred and sixty-seven 25,000

0268-02 For an investigation and study of capital punishment, as authorized by chapter one hundred and fifty of the resolves of nineteen hundred and sixty-seven. 5,000

0268-03 For an investigation and study of all courthouse facilities in the commonwealth, as authorized by chapter one hundred and twenty-six of the resolves of nineteen hundred and sixty-five, as revived and continued by chapter eighty-two of the resolves of nineteen hundred and sixty-seven 35,000

0268-04 For an investigation and study of state governmental operations, as provided by chapter one hundred and thirty-one of the resolves of nineteen hundred and sixty-seven as revived and continued by chapter one of the resolves of nineteen hundred and sixty-eight . . . 10,200

Item
0268-05 For an investigation and study of the laws of the commonwealth relating to crimes and the sentencing and release of persons committing said crimes $5,000

Judiciary.

Supreme Judicial Court.

0301-10 For the use by certain state agencies of the facilities of the social law library; provided, that no payment shall be made for the use of the said facilities other than from funds provided by this item $7,000
0301-12 For the service of the executive secretary 2,850
0301-15 For the cost of providing certain legal assistance by the Massachusetts defenders committee in order to carry out the provisions of chapters six hundred and nineteen and six hundred and twenty of the acts of nineteen hundred and sixty-seven appropriation expires June thirtieth, nineteen hundred and sixty-nine 18,524
0302-02 For the service of the reporter of decisions, including not more than three permanent positions 2,306

Superior Court.

0305-01 Item 0305-01 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in line one, the word "forty-one" and inserting in place thereof the word: — forty-five $26,400
0305-04 For expenses authorized by section twenty-eight of chapter two hundred and twelve of the General Laws 5,000
0305-16 For expenses of retired justices of the superior court assigned by the chief justice to hear certain proceedings in carrying out the provisions of chapters six hundred and nineteen and six hundred and twenty of the acts of nineteen hundred and sixty-seven appropriation expires June thirtieth, nineteen hundred and sixty-nine 1,650

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 $8,000

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:

Essex:
0325-01 Two judges of probate $2,100
0325-03 Item 0325-03 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the word "Three" and inserting in place thereof the word: — Four 4,125

Hampden:
0327-03 Item 0327-03 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the word "Three" and inserting in place thereof the word: — Four 3,919

Suffolk:
0333-04 Item 0333-04 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by adding at the end thereof the words: — ; provided, that notwithstanding any other provision of law to the contrary, a certain shortage in the amount of one hundred and ninety-one dollars shall be allowed and paid from this item 191

Pensions for Certain Retired Justices.

0345-01 For pensions of retired judges or their widows, as authorized by law $36,000

District Attorneys.

Item

0350-01 For the salaries of the district attorney and assistants for the Suffolk district, including not more than twenty-nine permanent positions $7,000

0358-01 Item 0358-01 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in line two, the word "five" and inserting in place thereof the word: — seven 5,417

0359-01 Item 0359-01 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in line two, the word "five" and inserting in place thereof the word: — six 3,250

Executive.

Governor's Mansion Commission.

0401-11 For the maintenance and operation of the governor's mansion, including not more than four permanent positions $9,940

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 $8,000

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.

0421-05 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 $20,000

0421-21 For the service of the air national guard, including not more than one permanent position 613

State Quartermaster.

0424-08 For certain national guard aviation facilities, including not more than ten permanent positions $1,000

Armory Commission.

0428-01 Item 0428-01 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by adding at the end thereof the words: —, and for the acquisition of 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. $2,200

8066-01 Item 8066-01 of section two of chapter seven hundred and ninety-one of the acts of nineteen hundred and sixty-five is hereby amended by inserting after the word "For", in line one, the following words: — the acquisition of 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, and for.

Massachusetts Commission for the Blind.

Item

0430-01 For the office of the commissioner, including not more than nine permanent positions **$8,000**

Bureau of Medical Care.

0430-12 Item 0430-12 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the wording and inserting in place thereof the following: —

For administration of the bureau of medical care, including not more than fifty-four permanent positions, to be in addition to any federal funds available for the purpose **$25,000**

0430-13 Item 0430-13 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in line two, the words "including the cost of certain medical assistance and supplies,".

0430-13 } Item 0430-15 of section two of chapter four hundred and fourteen of the
0430-15 } acts of nineteen hundred and sixty-seven is hereby amended by striking out the wording and inserting in place thereof the following: —

For the state share of the cost of payments for certain programs of medical assistance, including medical supplies and equipment; provided, that the sum of five hundred and fifty thousand dollars shall be transferred from item 0430-13 and made available for the purposes of this item.

0430-22 For the maintenance of a talking book program, including not more than three permanent positions **9,762**

0430-45 For expenses of administering and operating the service of piano tuning under section one hundred and thirty-four of chapter six of the General Laws **3,200**

Executive Office for Administration and Finance.

Fiscal Affairs Division.

0441-11 Item 0441-11 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by adding at the end thereof the words: — ; provided, that notwithstanding the limitations of said section fifty-five, compensation and expenses may be allowed each member for forty additional days . . **$5,250**

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 **$6,000**

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-five permanent positions **14,377**

0441-23 For the maintenance of the new state office building, including not more than seventy-four permanent positions **85,700**

0441-24 For the operation of certain central services and the new telephone system, including not more than twenty-five permanent positions **5,000**

0441-30 For a study and the development of a program to provide for the needs of and the services for the mentally retarded, to be spent with federal matching funds or any other public or private funds available for the purpose **13,511**

0441-36 For the replacement of a certain plaque, as authorized by chapter four hundred and ninety-one of the acts of nineteen hundred and sixty-seven **4,500**

0441-37 For certain improvements to the electrical distribution system in the state house **25,000**

Comptroller's Division.

0442-01 Item 0442-01 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in line two, the word "thirty-four" and inserting in place

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thereof the word: — seventy-seven, — and by striking out, in lines three and four, the words "fifty-four thousand one hundred" and inserting in place thereof the words: — eighty-four thousand seven hundred **$102,000**

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 eighty-five thousand seven hundred dollars from the Highway Fund . . **$416**

The Group Insurance Commission.

0448–01 Item 0448–01 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in line two, the word "thirty" and inserting in place thereof the word: — forty **$73,241**

Rate Setting Board for Convalescent or Nursing Homes and Rest Homes.

0449–01 For expenses of the board, as authorized by section thirty M of chapter seven of the General Laws, including not more than eleven permanent positions **$20,000**

Other Boards and Commissions serving under Governor and Council.

Commissioners on Uniform State Laws.

0457–01 For the expenses of the commissioners **$1,000**

Massachusetts Commission Against Discrimination.

0462–01 For the service of the commission, including not more than twenty-two permanent positions **$7,618**

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 forty-five dollars per diem, and in connection with dog racing shall not exceed thirty-five dollars per diem **$8,250**

Consumers' Council.

0475–01 Item 0475–01 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in line two, the word "three" and inserting in place thereof the word: — five **$1,400**

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 **$10,000**

Soldiers' Home in Massachusetts.

0481–02 Item 0481–02 of section two of chapter seven hundred and nine of the acts of nineteen hundred and sixty-six is hereby amended by adding at the end thereof the words: — , appropriation expires June thirtieth, nineteen hundred and sixty-nine **$30,000**

Soldiers' Home in Holyoke.

0482–02 For the construction of an incinerator **$20,000**

Compact for Education.

Item

0484–01 For the commonwealth's share of the cost of the compact for education, as authorized by chapter four hundred and fifty-three of the acts of nineteen hundred and sixty-seven $6,750

Commissioner of Veterans' Service.

0485–03 For the payment of annuities to certain disabled veterans, as authorized by section six A to six C, inclusive, of chapter one hundred and fifteen of the General Laws $15,000

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 $800

Service Corps Commission.

0491–01 For the service of the service corps commission, prior appropriation continued $38,520

Secretary of the Commonwealth.

0501–02 For the office of the secretary, including not more than eighty-one permanent positions $12,538

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-eight, prior appropriation continued $30,000

0503–02 For the printing of reports of decisions of the supreme judicial court, prior appropriation continued 8,000

Matters Relating to Elections.

0504–01 For preparing, printing and distributing ballots and other miscellaneous expenses for primary and other elections, including not more than nine permanent positions, prior appropriation continued . $3,600

Commission on Interstate Co-operation.

0506–01 For the service of the commission, including not more than two permanent positions; provided, that the position of director, commission on interstate co-operation shall not be subject to the provisions of chapter thirty-one of the General Laws $500

Treasurer and Receiver-General.

0601–02 Item 0601–02 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in line two, the word "eighty-four" and inserting in place thereof the word: — eighty-six, — and by striking out, in lines three and four, the words "seventy-eight thousand one hundred and thirteen" and inserting in place thereof the words: — ninety-two thousand one hundred and four $41,643

State Board of Retirement.

0604–01 Item 0604–01 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in lines one and two, the word "thirty-seven" and inserting in place thereof the word: — thirty-nine $5,761

0604–03 Item 0604–03 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in line five, the words "five hundred and thirty-five" and inserting in place thereof the words: — seven hundred and fifteen . 1,200,000

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0604–04 Item 0604–04 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in lines thirteen and fourteen, the words "nineteen thousand two hundred" and inserting in place thereof the words: — one hundred and forty-two thousand four hundred . . **$560,000**

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 **1,045**

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 **100**

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 **44,000**

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 **15,000**

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 **5,000**

Auditor of the Commonwealth.

0701–02 Item 0701–02 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in lines six and seven, the words "twelve thousand eight hundred and sixty" and inserting in place thereof the words: — forty-three thousand one hundred and twenty-five **$95,000**

Department of the Attorney General.

0801–02 For the office of the attorney general, including not more than fifty-one permanent positions **$43,500**

0801–10 For the cost of providing certain legal services in carrying out the provisions of chapters six hundred and nineteen and six hundred and twenty of the acts of nineteen hundred and sixty-seven, appropriation expires June thirtieth, nineteen hundred and sixty-nine . . **21,472**

Department of Agriculture.

Division of Plant Pest Control.

0909–01 } From the unexpended balance remaining in item 0909–01 of section
0909–02 } two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven, the sum of twelve thousand dollars is hereby transferred and made available for the purposes of the following item:—

0909–02 For the control of the European Chafer . . **$5,000**

State Reclamation Board.

Item

0910–01 For the service of the board, including not more than three permanent positions $5,000

Department of Natural Resources.

1001–01 For the salary of the commissioner $2,639

8064–04 Item 8064–04 of section two of chapter six hundred and forty-eight of the acts of nineteen hundred and sixty-three is hereby amended by adding at the end thereof the words: — , appropriation expires March first, nineteen hundred and sixty-eight.

Division of Forests and Parks.

1002–01 For the office of the director, including not more than fourteen permanent positions $1,900

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 3,800

1002–21 For the development of forests, including not more than five permanent positions 5,000

Division of Law Enforcement.

1003–00 For the service of the division, including not more than seventy-seven permanent positions; provided, that the comptroller shall transfer to the General Fund the sum of one hundred and eighty-two thousand seven hundred and forty-two dollars from the Inland Fisheries and Game Fund, the sum of one hundred and sixty-eight thousand four hundred and eight dollars from the Marine Fisheries Fund and the sum of thirty-five thousand and eighty-five dollars from the State Recreation Areas Fund $12,650

Division of Conservation Services.

1005–01 Item 1005–01 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by adding the words: — ; provided, that the comptroller shall transfer to the General Fund the sum of one thousand three hundred dollars from the Public Access Fund $2,300

Division of Water Resources.

1010–42 For flood control reservoirs in the Bradley brook watershed, as authorized by chapter five hundred and five of the acts of nineteen hundred and sixty-seven, appropriation expires June thirtieth, nineteen hundred and sixty-nine $20,000

1010–43 For the payment of a certain cost to the city of New Bedford, notwithstanding any other provision of law to the contrary, to reimburse for land damages on property used for construction of the hurricane barrier, as provided in chapter five hundred and sixty-five of the acts of nineteen hundred and sixty-two; provided, however, that a sum equal to this amount when received from the federal government shall be credited to the General Fund 229,000

1010–45 For expenses of the Ipswich river watershed district commission, as authorized by chapter six hundred and eighty-two of the acts of nineteen hundred and sixty-six 15,000

Division of Water Pollution Control.

1011–01 Item 1011–01 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by adding the words: — ; provided, that the sum of ten thousand six hundred and seventy dollars is hereby transferred from item 4425–00 to the General Fund $10,670

Department of Corporations and Taxation.

Item

1201–02 Item 1201–02 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the wording and inserting in place thereof the following: —

For personal services of the department, except as otherwise provided, including not more than nine hundred and seven permanent positions, including not more than forty permanent intermittent positions; provided, that the comptroller shall transfer to the General Fund the sum of four hundred and thirty-five thousand eight hundred and forty-two dollars from the Highway Fund and the sum of six million four hundred and sixty-four thousand seven hundred and forty-nine dollars from the Local Aid Fund; and, provided further, that notwithstanding any other provision of law to the contrary, the sum of three thousand one hundred and fifty dollars and eighty cents for certain prior year salaries, earned but not paid, may be charged to this item; and, provided further, that the payment of nine hundred and three dollars and eighty-seven cents as the salary of a certain employee as principal clerk from April eleventh, nineteen hundred and sixty-six to June twelfth, nineteen hundred and sixty-six is hereby validated . . . **$8,945**

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 eight hundred and seventy-five dollars from the Highway Fund and the sum of one hundred and eleven thousand six hundred and sixty-five dollars from the Local Aid Fund . **16,200**

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 Local Aid Fund **23,252**

Department of Education.

Board of Education.

Board of Education and Commissioner's Office.

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 **$26,300**

1301–38 For certain payments for the use of the museum of fine arts in Boston; provided, that children under sixteen years of age be admitted without charge **35,000**

Division of Administration and Personnel.

1302–16 For the rental and maintenance of the Tremont street property, including not more than five permanent positions **$10,000**

Division of Curriculum and Instruction.

1303–11 Item 1303–11 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in line two, the word "sixty-three" and inserting in place thereof the word: — seventy-one **$27,206**

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 **250**

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 **230,600**

1303–24 For the expenses of a fire fighting academy and training program, including not more than two permanent positions **17,718**

Division of School Facilities and Related Services.

1305–14 Item 1305–14 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by inserting after the word "act", in line seven, the words: — and, provided

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further, that the foregoing restriction shall not apply to lunches served during the months of May and June, nineteen hundred and sixty-eight.

Board of Higher Education.

1320-03 Item 1320-03 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in line two, the words "eight permanent positions" and inserting in place thereof the words: — nine permanent positions, to be in addition to any federal funds available for the purpose . . $5,145

1320-04 Item 1320-04 of section two of chapter three hundred and ninety-three of the acts of nineteen hundred and sixty-seven is hereby amended by adding at the end thereof the words: — , and for furnishings and equipment.

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 . . . 500,000

Bureau of Immigration and Americanization.

1320-30 For the service of the bureau, including not more than seventeen permanent positions $266

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 nineteen permanent positions $2,000

1329-02 Item 1329-02 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in line eleven, the words "one million seven hundred thousand" and inserting in place thereof the words: — two million.

1330-01 Item 1330-01 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in lines one and two, the words "two hundred and twenty-five" and inserting in place thereof the words: — two hundred and forty-five 41,100

1330-21 State college at Bridgewater, boarding hall, including not more than thirty-eight permanent positions 40,000

1331-01 Item 1331-01 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in lines one and two, the words "one hundred and eighty-five" and inserting in place thereof the words: — two hundred and one.

8068-07 Item 8068-07 of section two of chapter six hundred and eighty-two of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in line two, the words "nine hundred thousand" and inserting in place thereof the words: — three hundred and seventy-eight.

1332-01 Item 1332-01 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the words "one hundred and forty-two" and inserting in place thereof the words: — one hundred and eighty.

1333-01 Item 1333-01 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the words "one hundred and forty-six" and inserting in place thereof the words: — one hundred and fifty-nine . . . 9,800

1334-01 Item 1334-01 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the word "sixty-seven" and inserting in place thereof the word: — eighty-one 17,400

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1335–01	Item 1335–01 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the words "two hundred and sixty" and inserting in place thereof the words: — two hundred and sixty-nine	$3,000
8067–65	Item 8067–65 of section two of chapter five hundred and ninety of the acts of nineteen hundred and sixty-six is hereby amended by inserting after the word "fields", in line three, the words: — and for the demolition of certain buildings and the construction of parking facilities.	
1335–11	For certain programs of assistance to higher education; provided, that expenditures from this item shall be contingent upon the receipt and expenditure of at least an equivalent amount of federal funds available for the purposes of this item	34,235
1336–01	Item 1336–01 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the words "one hundred and fifty-nine" and inserting in place thereof the words: — one hundred and eighty-six	40,000
1337–01	Item 1337–01 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the words "one hundred and fifty-four" and inserting in place thereof the words: — one hundred and eighty.	
1338–01	Item 1338–01 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the words "three hundred and twenty-eight" and inserting in place thereof the words: — three hundred and seventy-nine	18,000

Lowell Technological Institute of Massachusetts.

1345–01	Item 1345–01 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in line two, the words "three hundred and twenty-eight" and inserting in place thereof the words: — three hundred and thirty-four	$44,000

Southeastern Massachusetts Technological Institute.

1347–01	Item 1347–01 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in line four, the words "two hundred and fifty-two" and inserting in place thereof the words: — two hundred and fifty-six	$36,500
8068–25	Item 8068–25 of section two of chapter six hundred and eighty-two of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in line seven, the words "forty-two thousand eight hundred and thirty-eight" and inserting in place thereof the words: — twenty thousand and thirty-four.	

University of Massachusetts.

1350–01	Item 1350–01 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in line two, the words "one thousand nine hundred and twenty-four" and inserting in place thereof the words: — two thousand and twenty-three	$150,000
1350–02	Item 1350–02 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in line two, the words "one hundred and ninety-seven" and inserting in place thereof the words: — two hundred and forty-nine	590,000
1350–80	For certain technical services' programs; provided, that expenditures from this item shall be contingent upon the receipt and expenditure of at least an equivalent amount of federal funds available for the purposes of this item	25,000

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	$15,000

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1361–00 Massachusetts Bay community college, including not more than ninety-two permanent positions $21,525

1362–00 Item 1362–00 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the word "seventy-nine" and inserting in place thereof the word: — eighty-six.

1363–00 Item 1363–00 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the word "forty-two" and inserting in place thereof the word: — forty-five.

1364–00 Item 1364–00 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the word "fifty-six" and inserting in place thereof the word: — fifty-seven 1,200

1365–00 Item 1365–00 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the word "eighty-two" and inserting in place thereof the word: — eighty-four 18,412

1366–00 Item 1366–00 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the word "forty" and inserting in place thereof the word: — forty-three 1,200

1367–00 Item 1367–00 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the word "eighty-eight" and inserting in place thereof the words: — one hundred and one 4,000

8068–34 Item 8068–34 of section two of chapter six hundred and eighty-two of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the wording and inserting in place thereof the following: —

For the cost of furnishings and equipment for the Elmwood school, Holyoke; provided, that the provisions of section eight A of chapter twenty-nine of the General Laws shall not apply to expenditures made from this item.

1368–00 Mount Wachusett community college, including not more than fifty-two permanent positions 30,243

1369–00 Item 1369–00 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the word "forty-five" and inserting in place thereof the word: — fifty-eight 4,200

1370–00 Item 1370–00 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the word "seventy-eight" and inserting in place thereof the word: — eighty 32,873

1372–00 Item 1372–00 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the word "forty-eight" and inserting in place thereof the word: — sixty-eight.

1373–00 Item 1373–00 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by adding the words: — , including not more than one hundred and twenty-seven permanent positions 2,000

Division of Youth Service.

For the maintenance of and for certain improvements at the institutions within the division:

8068–36 Item 8068–36 of section two of chapter six hundred and eighty-two of the acts of nineteen hundred and sixty-seven is hereby amended by inserting after the figure 10 the words: — the administration building, staff cottages.

8068–37 Item 8068–37 of section two of chapter six hundred and eighty-two of the acts of nineteen hundred and sixty-seven is hereby amended by inserting after the word "areas", in line one, the words: — in staff cottages and.

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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 $2,700

1385-01 For the operation of the institute of juvenile guidance, including not more than fifty-four permanent positions 17,700

1388-01 For the operation of a residential treatment unit for small boys in Oakdale, including not more than twenty-five permanent positions 5,300

Council on the Arts and Humanities.

1398-01 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 $28,097

Department of Civil Service and Registration.

Division of Civil Service.

1402-02 Item 1402-02 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in lines one and two, the words "two hundred and ninety-one" and inserting in place thereof the words: — three hundred and thirteen $18,500

Division of Registration.

1403-02 For the service of the division, including not more than seventy permanent positions; provided, that the position of investigator of radio-television technicians shall not be subject to chapter thirty-one of the General Laws $13,122

For the service of the following agencies in the division:

1419-01 Board of registration of electrologists, including not more than three permanent positions $750

1421-01 Board of registration of hairdressers, including not more than eighteen permanent positions 1,500

Department of Commerce and Development.

1501-01 Item 1501-01 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in lines one and two, the words "one hundred and thirty-one" and inserting in place thereof the words: — one hundred and thirty-two $10,978

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 25,000

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 23,000

1501-16 For expenses of tourist information booths; provided, that the comptroller shall transfer to the General Fund a sum equivalent to this appropriation from the Tourism and Industrial Promotion Fund; provided, that any expenditure made for this purpose under item 1501-02 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven shall be transferred and charged to this item 35,000

1501-21 For the expenses of a community development training program, provided that state funds shall be expended with at least an equivalent amount of federal funds available for the purposes authorized by the

Item

National Housing Act, as amended by the Housing Act of 1964; appropriation expires June thirtieth, nineteen hundred and sixty-nine $230,000

1501-22 For the expenses of urban information and technical assistance programs relative to community development problems; provided that state funds shall be expended with at least an equivalent amount of federal funds available for the purpose as authorized by the National Housing Act as amended by the Model Cities and Metropolitan Development Act of 1966; appropriation expires June thirtieth, nineteen hundred and sixty-nine 160,000

Department of Labor and Industries.

1603-01 For the division of industrial safety, including not more than seventy-seven permanent positions $4,658

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 1,000

1616-01 For the division of employment agencies, including not more than one permanent position 2,075

Labor Relations Commission.

1630-01 For the service of the commission, including not more than twenty-two permanent positions $4,600

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

1651-06 Item 1651-06 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in lines five and six, the words "five hundred and nineteen thousand seven hundred" and inserting in place thereof the words: — six hundred and seven thousand two hundred . 250,000

Division of Self-Insurance.

1651-21 For the service of the division, including not more than six permanent positions $450

Department of Mental Health.

1750-12 Item 1750-12 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in lines five and six, the words "two hundred and thirty-two" and inserting in place thereof the words: — two hundred and eighty-three $186,420

For a comprehensive program of community mental health and retardation services in accordance with the provisions of section seventeen of chapter nineteen of the General Laws; provided, that the governor, upon the recommendation of the commissioner of administration, may allocate funds by transfer or otherwise and may transfer permanent positions between appropriations made available to the department of mental health for the fiscal year ending June thirtieth, nineteen hundred and sixty-eight, in appropriation items 1750-12, 1751-11, 1751-21, 1752-11, 1752-21, 1753-11, 1753-21, 1754-11, 1754-21, 1755-11, 1755-21, 1756-11, 1756-21, 1757-11 and 1757-21 of this act:

Region One.

1751-11 Item 1751-11 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the word "six" and inserting in place thereof the word: — seven $3,781

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1751–21	Item 1751–21 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the word "fifty-four" and inserting in place thereof the word: — forty-nine	$19,242
1751–81	For the maintenance of the Belchertown state school, including not more than five hundred and eighty-three permanent positions .	9,000
1751–91	Item 1751–91 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the words "seven hundred and forty-five" and inserting in place thereof the words: — seven hundred and sixty-six . .	48,044

Region Two.

1752–11	Item 1752–11 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the word "six" and inserting in place thereof the word: — seven	$3,789
1752–21	Item 1752–21 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the word "fifty-five" and inserting in place thereof the word: — forty-three	21,642
1752–71	For the maintenance of the Rutland Heights mental health rehabilitation center, including not more than thirty-six permanent positions	4,434
1752–91	Item 1752–91 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the words "five hundred and seventeen" and inserting in place thereof the words: — five hundred and twenty-four .	35,663
1752–92	Item 1752–92 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the words "five hundred and eighty-one" and inserting in place thereof the words: — five hundred and eighty-three .	26,719
1752–93	Item 1752–93 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in line two, the words "one thousand and forty permanent positions" and inserting in place thereof the words: — one thousand and forty-one permanent positions; provided, that notwithstanding any other provision of law to the contrary, the amount of forty dollars and ninety-five cents shall be allowed and paid from this item for a prior year salary of a certain employee earned but not paid for the period from March twenty-seventh, nineteen hundred and sixty-seven to May twenty-eighth, nineteen hundred and sixty-seven	15,000

Region Three.

1753–11	Item 1753–11 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the word "six" and inserting in place thereof the word: — seven	$3,781
1753–21	Item 1753–21 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the word "sixty-four" and inserting in place thereof the word: — sixty-eight	22,950
1753–61	Item 1753–61 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in line two, the word "thirteen" and inserting in place thereof the word: — seventeen, — and by striking out, in lines three and four, the words "used in lieu of a like amount appropriated in this item" and inserting in place thereof the words: — credited to the General Fund	42,638
1753–81	Item 1753–81 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in line two, the words "nine hundred and seventy-two permanent positions" and inserting in place thereof the words: — nine hundred and	

Item

seventy-six permanent positions; provided, that notwithstanding any other provision of law to the contrary, the amount of one hundred dollars and eighty cents shall be allowed and paid from this item to correct a certain prior year payroll adjustment $15,419

1753–91 Item 1753–91 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the words "seven hundred and thirty-nine" and inserting in place thereof the words: — seven hundred and forty-three . 35,000

Region Four.

1754–11 Item 1754–11 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the word "six" and inserting in place thereof the word: — seven $3,781

1754–21 Item 1754–21 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the word "forty-three" and inserting in place thereof the word: — forty-six 21,466

1754–71 For the maintenance of the North Reading rehabilitation center, including not more than seventy-six permanent positions . . 20,000

1754–91 Item 1754–91 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the words "eight hundred and fifty-five" and inserting in place thereof the words: — eight hundred and sixty-four . 33,000

Region Five.

1755–11 Item 1755–11 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the word "six" and inserting in place thereof the word: — seven $3,781

1755–21 Item 1755–21 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the word "eighty-four" and inserting in place thereof the word: — eighty 50,400

1755–81 Item 1755–81 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the words "six hundred and forty-six" and inserting in place thereof the words: — six hundred and forty-eight . . . 2,905

1755–91 Item 1755–91 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the words "six hundred and seventy-four" and inserting in place thereof the words: — six hundred and seventy-eight . 91,700

1755–92 Item 1755–92 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in line two, the words "eight hundred and nine permanent positions" and inserting in place thereof the words: — eight hundred and seventeen permanent positions; provided, that notwithstanding the provisions of section eight A of chapter twenty-nine of the General Laws the amount of five thousand four hundred and forty-seven dollars which was reserved on June thirtieth, nineteen hundred and sixty-seven, under the appropriation made in item 1720–00 of section two of chapter four hundred and eleven of the acts of nineteen hundred and sixty-six, as amended, may be paid for flooring in wards I and J 50,000

1755–93 Item 1755–93 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by adding at the end thereof the words: — ; provided, that notwithstanding any provision of law to the contrary, the amount of one hundred and fifty-four dollars and fifty-six cents shall be allowed and paid from this item for the salary of a certain employee, earned but not paid, for the periods of March sixth, nineteen hundred and sixty-six through September twentieth, nineteen hundred and sixty-six and November twenty-sixth, nineteen hundred and sixty-six through January twenty-sixth, nineteen hundred and sixty-seven.

Region Six.

Item

1756-11 Item 1756-11 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the word "six" and inserting in place thereof the word: — seven $3,781

1756-21 Item 1756-21 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in line two, the words "sixty-eight permanent positions" and inserting in place thereof the words: — one hundred and fifteen permanent positions; provided, that any federal funds available for this purpose, when received, shall be credited to the General Fund 135,500

1756-61 Item 1756-61 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by adding the words: — ; provided, that any federal funds available for this purpose, when received, shall be credited to the General Fund 2,000

1756-91 Item 1756-91 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in line two, the words "one thousand one hundred and twenty permanent positions" and inserting in place thereof the words: — one thousand one hundred and twenty-six permanent positions; provided, that any federal funds available for this purpose, when received, shall be credited to the General Fund 62,500

Region Seven.

1757-11 Item 1757-11 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the word "six" and inserting in place thereof the word: — seven $3,781

1757-21 Item 1757-21 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the word "forty-three" and inserting in place thereof the word: — thirty-nine 32,150

1757-61 For the maintenance of the Fall River mental health center, including not more than one hundred and five permanent positions; provided, that any federal funds available for this purpose, when received, shall be credited to the General Fund 218,000

1757-91 Item 1757-91 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in line two, the words "five hundred and fifty-five" and inserting in place thereof the words: — five hundred and sixty-five 23,655

8068-47 Item 8068-47 of section two of chapter six hundred and eighty-two of the acts of nineteen hundred and sixty-seven is hereby amended by striking out all after the word "plant;", in line two, and inserting in place thereof the words: — provided, that application shall be made for federal funds and such funds when received shall be credited to the Federal Capital Improvement Fund.

1757-92 Item 1757-92 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in line two, the words "seven hundred and fourteen" and inserting in place thereof the words: — seven hundred and twenty 23,300

Department of Correction.

1801-02 For administration, including not more than sixty-five 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 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 $5,500

For the maintenance of and for certain improvements at the following institutions under the control of the department of correction:

Item

1810–01 Item 1810–01 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in line two, the words "seventy-six permanent positions" and inserting in place thereof the words: — seventy-seven permanent positions; provided, that notwithstanding the provisions of section twenty-four B of chapter thirty of the General Laws, the sum of three hundred and eighty-five dollars and eighty-six cents representing a salary earned but not paid to a certain employee for the period from July twenty-eighth, nineteen hundred and sixty-seven to October thirtieth, nineteen hundred and sixty-seven, inclusive, may be charged to this item $416,341

1810–21 For renovations, I-1 infirmary kitchen, to be in addition to the amount available for this purpose in item 8365–28 of section two of chapter three hundred and ninety-eight of the acts of nineteen hundred and sixty-four 5,600

1812–01 Correctional institution at Walpole, including not more than three hundred and nine permanent positions 21,500

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 126,000

1814–01 Correctional institution at Concord, including not more than two hundred and fifty-one permanent positions 1,000

1814–02 Correctional institution at Concord, industries, including not more than fifteen permanent positions 5,000

1816–02 Correctional institution at Framingham, industries, including not more than ten permanent positions 1,700

1818–01 Correctional institution at Norfolk, including not more than two hundred and sixty-three permanent positions 5,000

1818–02 Correctional institution at Norfolk, industries, including not more than thirty permanent positions 9,000

1818–21 For certain renovations to the power plant; provided, that any encumbrance or expenditure made for this purpose under item 1818–01 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven shall be transferred and charged to this item 35,000

1818–22 For certain renovations to the power plant roof; provided, that any encumbrance or expenditure made for this purpose under item 1818–01 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven shall be transferred and charged to this item 30,000

1820–01 For the operation of correctional institution camps, including not more than thirty-six permanent positions 11,992

Parole Board.

1830–01 Item 1830–01 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in line one, the word "ninety-three" and inserting in place thereof the word: — ninety-five $11,192

Department of Public Welfare.

1901–03 Item 1901–03 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the word "fifty-five" and inserting in place thereof the word: — fifty-seven $3,420

1906–04 For the care and maintenance of children under the jurisdiction of the division of child guardianship, prior appropriation continued 1,500,000

Department of Public Health.

Bureau of Administration.

Item

2001-02 For the service of the bureau of administration, including not more than fifty-six permanent positions . . **$40,820**

Bureau of Environmental Sanitation.

2002-01 Item 2002-01 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in line one, the word "sixty-one" and inserting in place thereof the word: — sixty-six **$46,902**

2002-06 Item 2002-06 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by adding at the end thereof the words: — ; including not more than two permanent positions **1,200**

2002-54 For certain improvements at Lake Mahkeenac 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 **15,000**

2002-57 Notwithstanding the limitation of time for incurring expenditures under chapter ninety-six of the resolves of nineteen hundred and sixty-four, obligations in the amount of five thousand three hundred and eighty-four dollars and fifty cents, incurred by the department of public health under the said resolve after December first, nineteen hundred and sixty-five, may be paid, including expenditures so incurred for equipment.

2002-59 For a program to assist cities and towns in the establishment of a rat control program, as authorized by chapter seven hundred and fifty-four of the acts of nineteen hundred and sixty-seven . . **100,000**

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 **$25,000**

2003-03 For the service of the division of alcoholism, including not more than eleven permanent positions **2,000**

2003-06 For the service of the division of dental health, including not more than twelve permanent positions **1,780**

Bureau of Health Services.

2004-01 Item 2004-01 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the word "sixty-one" and inserting in place thereof the word: — sixty-four **$197,780**

2004-02 Item 2004-02 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the wording and inserting in place thereof the following: — For maternal and infant care projects and preschool and school age children's projects, to be in addition to any federal, city or town or any private 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, prior appropriation continued.

2004-02 } From the unexpended balance remaining in item 2004-02 of section two
2004-03 } of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven, the sum of one hundred and fifty thousand dollars is hereby transferred and made available for the purposes of the following item: —

2004-03 For certain comprehensive public health and medical care programs, including research, to be in addition to any federal, city or town or private funds available for the purpose; provided, that the maximum period of state participation shall be four years and the commonwealth's share shall not exceed the following yearly percentages of the cost of any project: seventy-five per cent in the first, sixty per cent in the second; forty per cent in the third; and twenty-five per cent in the fourth year of state participation.

Bureau of Consumer Products Protection.

Item

2008-01 For the service of the bureau, including not more than seventy permanent positions $156,340

For the maintenance of and for certain improvements at the following institutions under the control of the department of public health:

2022-00 Lakeville hospital, including not more than three hundred and eighteen permanent positions $3,000

8066-62 Item 8066-62 of section two of chapter seven hundred and ninety-one of the acts of nineteen hundred and sixty-five is hereby amended by inserting after the word "equipment", in line two, the words: — and necessary street lighting on the approach driveway.

2022-20 For certain renovations to the storehouse; provided, that any encumbrance or expenditure made for this purpose under item 2022-00 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven shall be transferred and charged to this item 37,000

2026-00 Lemuel Shattuck hospital, including not more than eight hundred and twenty-three permanent positions 160,000

New England Interstate Water Pollution Control Commission.

2040-01 Item 2040-01 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by adding at the end thereof the words: — ; provided, that the limitation contained in Article VIII of said chapter four hundred and twenty-one shall be increased to nine thousand seven hundred and fifty dollars.

Department of Public Utilities.

2301-02 For administration, including not more than seventy permanent positions $2,500

Commercial Motor Vehicle Division.

2304-01 For the service of the division, including not more than thirty-two permanent positions $1,650

Securities Division.

2308-01 Item 2308-01 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the word "nine" and inserting in place thereof the word: — ten $2,482

Miscellaneous.

2445-02 Item 2445-02 of section three of chapter seven hundred and twenty-seven of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the wording and inserting in place thereof the following: —

For a reserve to meet the cost of certain salary adjustments authorized by chapter seven hundred and twenty-seven of the acts of nineteen hundred and sixty-seven and 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; 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-eight 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 for said fiscal year. The governor, upon the 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.

Item
2453–00 For the payment of a judgment entered in the supreme judicial court, docket number 63448 . . . . . $627
2455–00 For a certain payment, as authorized by chapter forty-one of the resolves of nineteen hundred and sixty-seven 1,026

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 $435,856
2820–00 For certain serial bonds maturing, to be in addition to the amount appropriated in item 2982–00, prior appropriation continued . 608,000

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-eight 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-eight thousand nine hundred and seventy-seven dollars from the General Fund, the sum of four thousand six hundred and thirty-three dollars from the Recreational Boating Fund and the sum of two thousand three hundred and sixty-four dollars from the State Recreation Areas Fund. $600
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-nine . . . 10,000
2910–10 For certain administrative and engineering expenses of the commission, the office of the public works commissioner and the division of administrative services, highway engineering, highway maintenance, highway construction and the district and other highway activity offices 11,725

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 $1,000,000
2920–10 For the maintenance and operation of state highways and bridges 500,000

Construction, Reconstruction and Betterments.

The following appropriation is for the costs of projects which come within the purposes of appropriations for the accelerated highway program and is to be in addition to sums appropriated therefor:

Item

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-nine . . . $100,000

2940–33 For resurfacing existing state highways with not less than three quarter inch of bituminous aggregate, prior appropriation continued 4,000,000

Registry of Motor Vehicles.

2970–01 Item 2970–01 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in line two, the words "one hundred and one" and inserting in place thereof the words: — one hundred and thirty-five, — and by adding after the letters "R.M.V.", in line four, the words: — , executive secretary R.M.V. $68,400

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 forty-nine permanent positions . 12,150

2970–06 For the construction of a registry of motor vehicles branch office building, including the cost of furnishings and equipment, Woburn 25,000

2970–08 Item 2970–08 of section two A of chapter six hundred and eighty-two of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the wording and inserting in place thereof the following: — For the acquisition of land, or land with buildings thereon, and for the construction of a state office building in the city of Springfield, including space requirements for a registry branch office and including the cost of furnishings and equipment; 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, provided further, that the governor, from the recommendation of the commissioner of administration, is hereby authorized, upon the occupying of space in said office building, to allocate to the several state or other funds from which the agency operation appropriation is charged a percentage of the amount herein appropriated based upon the ratio of the space occupied by the agency to the total building space.

Department of Public Safety.

Division of State Police.

2972–01 Item 2972–01 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in lines one and two, the words "eight hundred and seventeen" and inserting in place thereof the words: — eight hundred and ninety-two $187,288

2972–29 For the acquisition, by the commissioner of public safety in the name of and on behalf of the commonwealth, 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 land until an independent appraisal of the value of said land has been made by a qualified, disinterested appraiser; and for the preparation of plans and specifications for a new state police academy; prior appropriation continued 45,000

Metropolitan District Commission.

The following item is to be paid with the approval of the Metropolitan District Commission:

2973–06 Item 2973–06 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in line eight, the word "forty-one" and inserting in place thereof the word: — forty-two.

Miscellaneous.

2998–04 For a certain payment, as authorized by chapter one hundred and sixteen of the resolves of nineteen hundred and sixty-seven . $3,384

LOCAL AID FUND.

Item

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.

3004–02 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 . . **$40,000**

Department of Natural Resources.

Division of Water Pollution Control.

3010–05 For reimbursement of the metropolitan district commission, any city or town or other political subdivision for the commonwealth's share of water pollution abatement projects, as provided by section thirty-seven of chapter twenty-one of the General Laws . . **$591,134**

Division of Forests and Parks.

3010–10 For a certain payment to the town of Sandisfield, as authorized by chapter eight hundred and sixty-nine of the acts of nineteen hundred and sixty-five **$4,340**

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-seven, and for reimbursement of certain towns, as authorized by section seventeen B of chapter fifty-eight of the General Laws **$300,000**

Department of Education.

Board of Education.

3013–20 } From the unexpended balance remaining in item 3013–20 of section
3013–01 } two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven, the sum of two hundred and fifty thousand dollars is hereby transferred and made available for the purposes of the following item: —

3013–01 For the reimbursement of certain towns and regional schools districts for the transportation of pupils, as provided by law **$904,360**

3013–04 Item 3013–04 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by adding at the end thereof 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-eight.

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 . . **100,000**

3013–11 For the reimbursement of cities, towns and regional districts on a fifty per cent matching fund basis, as authorized by section one of chapter six

Item

hundred and fifty-one of the acts of nineteen hundred and sixty-four, for the commonwealth's share of the cost of special programs for academically talented children; provided, that the sum appropriated in this act shall be available only for charges incurred prior to July first, nineteen hundred and sixty-seven $11,405

3013-12 For the reimbursement of certain counties for the commonwealth's share of the cost of maintenance of vocational schools, as authorized by section eleven of chapter seventy-four of the General Laws . 746,149

3013-13 For financial assistance to towns for payments of certain costs incurred under plans for the elimination of racial imbalance, as authorized by section twelve A of chapter seventy-six of the General Laws 100,000

3013-14 For the expenses of a program providing for the instruction and training of children with certain learning impairments, as authorized by sections forty-six K and forty-six L of chapter seventy-one of the General Laws 50,000

University of Massachusetts.

3013-21 For reimbursing the town of Amherst for the cost of a fire truck needed to meet the additional fire protective requirements of the University of Massachusetts $32,000

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 $87,609

Department of Commerce and Development.

Division of Housing.

3015-01 Item 3015-01 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the wording and inserting in place thereof the following: —

For certain financial assistance for housing projects for the elderly, as authorized by sections twenty-six NN, twenty-six OO and twenty-six VV of chapter one hundred and twenty-one of the General Laws.

3015-02 Item 3015-02 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the wording and inserting in place thereof the following: —

For certain financial assistance for housing projects for veterans, as authorized by sections twenty-six NN and twenty-six OO of chapter one hundred and twenty-one of the General Laws.

3015-06 For a program of assistance for certain low-income housing, as authorized by chapter seven hundred and five of the acts of nineteen hundred and sixty-six $300,000

3015-07 Item 3015-07 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the wording and inserting in place thereof the following: —

For a program of rental assistance, as authorized by chapter seven hundred and seven of the acts of nineteen hundred and sixty-six; provided, that upon certification by the division of housing that funds are available for such rental assistance for the current fiscal year, local housing authorities may enter into lease agreements as provided in section twenty-six LLL of chapter one hundred and twenty-one of the General Laws; and, provided, further, that not more than ten per cent of the appropriation available in this item may be used for the administration of the said program; and, provided further, that notwithstanding any provision of section twenty-six MMM of said chapter one hundred and twenty-one to the contrary, preference shall be given in the selection of tenants first to elderly persons of low income as defined in section twenty-six J of said chapter one hundred and twenty-one 500,000

Division of Urban Renewal.

Item

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 **$569,666**

Department of Public Welfare.

3019-01 For the payment of suitable aid to certain dependent children **$12,512,000**

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 **546,000**

3019-08 For reimbursement to cities and towns for old age assistance, as provided by law **4,659,000**

3019-02, 3019-03, 3019-04, 3019-05, 3019-10 The unexpended balances remaining in items 3019-02, 3019-03, 3019-04 and 3019-05 of section two of chapter four hundred and eleven of the acts of nineteen hundred and sixty-six are hereby transferred and made available for the purposes of the following item:

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, and for the purposes of said items 3019-02, 3019-03, 3019-04 and 3019-05 prior to their inclusion herein. . **1,145,000**

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 **14,523,000**

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.)

3304-01 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 **$3,700**

3304-41 For the payment of damages caused by wild deer and wild moose, including not more than one permanent position, prior appropriation continued **5,000**

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 **4,000**

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 **5,000**

3304-51 For expenses of game farms and for wildlife research and management, including not more than forty-nine permanent positions . **1,800**

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-one permanent positions **32,000**

3304-62 For certain anadromous fish restoration programs; provided, that expenditures from this item shall be contingent upon prior approval of the proper federal authorities for reimbursement of at least fifty per cent of the amounts expended **7,500**

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	**$13,000**

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	**$13,935**
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	**13,900**
3601-18	For a study to design a program to coordinate commercial fisheries research and development work	**2,000**
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	**6,000**

MOSQUITO CONTROL FUND.

STATE PURPOSES APPROPRIATIONS.

Department of Agriculture.

State Reclamation Board.

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 five hundred and fifty-three of the acts of nineteen hundred and sixty-seven, to be assessed in the calendar year nineteen hundred and sixty-seven	**$32,210**

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 thirty-three permanent positions	**$72,550**
4010-29	For certain original equipment, Mount Wachusett reservation	**20,000**
4010-30	For certain original equipment, Cohasset annex recreatjon area	**14,500**
4010-31	For certain original equipment, Massasoit state park	**10,000**

Department of Public Works.

Division of Waterways.

4050-03	For the payment of a certain contractual obligation of the commonwealth for work performed at Salisbury beach	**$24,559**

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 Metropolitan District Commission:

Metropolitan Parks, General.

Item

8603-60 The bonds authorized by chapter seven hundred and forty-three of the acts of nineteen hundred and fifty-five are hereby reduced by the amount provided herein, which shall be available in lieu thereof for the purposes of said chapter in item 9017-01; provided, however, that said amount shall be assessed upon the metropolitan parks district in accordance with the methods fixed by law **$10,000**

Metropolitan Sewerage District.

8701-00 Item 8701-00 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in line four, the words "four hundred and seventy-four" and inserting in place thereof the words: — five hundred and thirty-seven **$133,111**

8703-26 The bonds authorized by chapter four hundred and ten of the acts of nineteen hundred and fifty-five are hereby reduced by the amount provided herein, which shall be available in lieu thereof for the purposes of said chapter in item 9112-01; provided, however, that said amount shall be assessed upon the metropolitan sewerage district in accordance with the methods fixed by law **96,981**

8703-27 The bonds authorized by chapter seven hundred and five of the acts of nineteen hundred and forty-five are hereby reduced by the amount provided herein, which shall be available in lieu thereof for the purposes of said chapter in item 9107-00; provided, however, that said amount shall be assessed upon the metropolitan sewerage district in accordance with the methods fixed by law **340,000**

8703-28 The bonds authorized by chapter six hundred and fifty-eight of the acts of nineteen hundred and sixty-two are hereby reduced by the amount provided herein, which shall be available in lieu thereof for the purposes of said chapter in item 9107-00; provided, however, that said amount shall be assessed upon the metropolitan sewerage district in accordance with the methods fixed by law **290,000**

8703-29 The bonds authorized by chapter five hundred and fifteen of the acts of nineteen hundred and sixty-one are hereby reduced by the amount provided herein, which shall be available in lieu thereof for the purposes of said chapter in item 9107-00; provided, however, that said amount shall be assessed upon the metropolitan sewerage district in accordance with the methods fixed by law **240,000**

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 **$18,400**

8902-91 The bonds authorized by chapter six hundred and sixty of the acts of nineteen hundred and fifty are hereby reduced by the amount provided herein, which shall be available in lieu thereof for the purposes of said chapter in item 9204-05, and said amount shall be included in the fiscal year charges of the metropolitan water district, as provided in section twenty-five A of chapter ninety-two of the General Laws **1,000**

8902-96 The bonds authorized by chapter four hundred and forty-six of the acts of nineteen hundred and forty-six, 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 item 9235-01, and

Item

said amount shall be included in the fiscal year charges of the metropolitan water district, as provided in section twenty-five A of chapter ninety-two of the General Laws $175,000

9230-01 Section one of chapter six hundred and eight of the acts of nineteen hundred and forty-eight, as amended, is hereby further amended by adding after the word "Marblehead", in line seven, the words: — and a certain water main in and through Lynn to the Swampscott town boundary.

DEFICIENCIES.

For deficiencies in certain appropriations of previous years, in certain funds, as follows:

2449-00	General Fund	$200,439
2949-00	Highway Fund	34,688
3949-00	Mosquito Control Fund	2,063
4049-00	State Recreation Areas Fund	7,580

Provided, that no payments shall be made unless the subsidiary account item to which the deficiency is to be charged contained a balance sufficient to meet the required payments on or after July first, nineteen hundred and sixty-eight.

SECTION 2A. For the purpose of making available for expenditure in the fiscal year nineteen hundred and sixty-nine certain balances of appropriations which otherwise would revert on June thirtieth, nineteen hundred and sixty-eight, the unexpended balances of the items shown below are hereby reappropriated for the fiscal year nineteen hundred and sixty-nine:

0421-22	8063-54	8261-01	8603-04
0428-21	8063-59	8261-09	8603-54
2202-10	8063-66	8261-20	8701-29
2202-22	8064-01	8261-44	8701-33
2202-29	8064-10	8262-05	8701-34
2910-05	8064-22	8262-07	8701-50
2910-97	8064-31	8262-19	8701-51
2940-21	8064-36	8262-21	8701-55
2940-28	8064-38	8262-29	8703-25
2940-29	8064-49	8262-31	8902-22
2940-30	8064-53	8264-18	8902-34
2940-31	8064-56	8264-22	8902-36
2940-32	8157-66	8329-00	8902-38
2940-33	8157-85	8330-00	8902-40
2940-34	8165-22	8331-00	8902-94
2940-35	8165-38	8352-00	9018-01
2940-37	8166-37	8356-16	9020-01
2940-38	8258-79	8363-97	9022-01
2940-40	8259-89	8365-28	9024-01
2970-06	8259-93	8365-34	9025-01
2970-07	8260-17	8365-76	9026-01
2972-29	8260-21	8366-05	9027-01
2973-04	8260-28	8366-10	9027-04
7664-01	8260-29	8366-61	9027-05
8063-04	8260-44	8602-25	9028-01
8063-21	8260-50	8602-41	9029-01
8063-23	8260-53	8602-46	9029-03
8063-26	8260-61	8602-51	9030-01
8063-42	8260-78	8602-60	9031-00
8063-44	8260-83	8602-92	

SECTION 2B. Chapter 650 of the acts of 1966 is hereby amended by inserting, after the word "area", in line 16, the following: — ; and, provided further, that said commission shall expend from the proceeds of said bonds a sum not exceeding five hundred thousand dollars for the construction of an artificial ice skating rink in the city of Somerville, as authorized by chapter six hundred and eighty of the acts of nineteen hundred and sixty-seven.

SECTION 3. Section 5 of chapter 682 of the acts of 1967 is hereby amended by striking out, in line 2, the words "now or formerly"; and by adding at the end thereof the words: — ; and, provided further, that any other receipts, disposition of which is not provided in the bond or note authorization, shall be credited to the respective fund debt service account.

SECTION 4. To provide for the payment of certain maturing notes issued under the authority of section seven of chapter five hundred and twenty-two of the acts of nineteen hundred and sixty-three and section seven of chapter three hundred and ninety-eight of the acts of nineteen hundred and sixty-four 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 said chapter three hundred and ninety-eight and section two of said chapter eight hundred and forty-six already in the main incurred during the fiscal years nineteen hundred and sixty-six and nineteen hundred and sixty-seven, the sum of six million two hundred and thirty-four thousand two hundred and seventy dollars is hereby appropriated from the General Fund debt service account, established in accordance with the provisions of section six of chapter seven hundred and seventy-four of the acts of nineteen hundred and sixty; 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 seven hundred and twenty thousand seven hundred and eighty-one dollars and said chapter three hundred and ninety-eight by one million one hundred and fifty-six thousand two hundred and fifty-three dollars and said chapter eight hundred and forty-six by four million three hundred and fifty-seven thousand two hundred and thirty-six dollars.

SECTION 5. This act shall take effect upon its passage.

Approved April 5, 1968.

Chap. 133. AN ACT AUTHORIZING DOMESTIC LIFE INSURANCE COMPANIES TO INVEST IN REAL PROPERTY IN THE DOMINION OF CANADA AND TO ACQUIRE HOUSING PROJECTS IN PUERTO RICO AND THE DOMINION OF CANADA.

Be it enacted, etc., as follows:

SECTION 1. Section 66A of chapter 175 of the General Laws, as most recently amended by chapter 504 of the acts of 1947, is hereby further amended by striking out the first sentence and inserting in place thereof the following sentence: — Any domestic life company may purchase, lease or acquire by gift or otherwise and hold without any limitation of time any real property, or any interest therein, in any state of the

United States in which it is authorized to transact business, in Puerto Rico if authorized to transact business therein and in the Dominion of Canada where authorized to transact business therein, and may use such property, as well as any other real property, owned, held or leased by it for a housing project designed to provide accommodations for twenty-five or more families.

SECTION 2. Said chapter 175 is hereby further amended by striking out section 66B and inserting in place thereof the following section: —

Section 66B. Any domestic life company may purchase, lease, acquire by gift or otherwise and hold without any limitation of time any real property, or any interest therein, in any state of the United States in which it is authorized to transact business, in Puerto Rico, if authorized to transact business therein and in the Dominion of Canada where authorized to transact business therein, and may use such property for investment purposes as well as any other real property owned, held or leased by it; provided, that such property shall not include property the primary income from which is or is intended to be derived from agriculture, horticulture or animal husbandry. Such company may use existing structures, may erect or cause to be erected new structures, may use any combination of existing structures and new structures, and may maintain, repair, alter, demolish and reconstruct such structures. Such company may manage, lease, mortgage, sell and convey the whole or any part of such property, and may collect or receive rents or income therefrom. No real property shall be purchased, leased, acquired or improved under this section if the cost or value thereof, or the estimated cost of proposed improvements thereon, or both of them, as the case may be, would exceed two per cent of the assets of such company, nor if any such cost or value, plus the book value on the date of such purchase, lease or acquisition thereof, of all real property held under this section, would exceed ten per cent of such assets, nor if any such cost or value, together with the book value on such date of all real property held by the company, exclusive of real estate held pursuant to chapter one hundred and twenty-one A, would exceed twenty per cent of its assets. Such property shall be carried upon the books of the company at a value not in excess of its original cost or value. Such book value, excluding all land costs, shall be written down at a rate that will average not less than two per cent per annum of such original cost or value, excluding all land costs, for each year that the property has been held. Such writing down shall continue until such value has been reduced to one dollar. *Approved April 8, 1968.*

Chap. 134. AN ACT DIRECTING THE COUNTY COMMISSIONERS OF ESSEX COUNTY TO PAY CERTAIN UNPAID BILLS.

Be it enacted, etc., as follows:

The county commissioners of Essex county are hereby authorized and directed to pay, subject to appropriation, and after said appropriation the treasurer of said county shall pay, to William E. Spears of the town of Danvers the sum of four hundred and fifty-one dollars, and to George H. Chansky of the city of Beverly the sum of three hundred and forty-five dollars, for certain services rendered by them as justices of the peace during the calendar year nineteen hundred and sixty-five. *Approved April 8, 1968.*

Chap. 135. AN ACT PROVIDING THAT A REPRESENTATIVE OF THE CENTRAL MASSACHUSETTS TOURIST COUNCIL, INC. BE A MEMBER OF THE ADVISORY COMMITTEE ON VACATION TRAVEL ESTABLISHED TO ASSIST THE DEPARTMENT OF COMMERCE AND DEVELOPMENT.

Be it enacted, etc., as follows:

Section 6 of chapter 23A of the General Laws is hereby amended by striking out the first paragraph, as most recently amended by chapter 159 of the acts of 1967, and inserting in place thereof the following paragraph: —

To assist the department in the discharge of its duties the commissioner shall appoint, without regard to chapter thirty-one but with the approval of the governor, advisory committees from among interested citizens of the commonwealth. There shall be advisory committees on manpower development training; public housing; relocation; regional and local planning; transportation planning; commercial and industrial development; vacation travel, which shall consist of seventeen members including the chief executive officers of the twelve regional associations known as the Berkshire Hills Conference, Inc., Central Massachusetts Tourist Council, Inc., Essex County Tourist Council of Massachusetts, Inc., Cape Cod Chamber of Commerce, Greater Boston Chamber of Commerce, Martha's Vineyard Chamber of Commerce, Mohawk Trail Association, Nantucket Island Chamber of Commerce, Inc., Pioneer Valley Association, Inc., Plymouth Chamber of Commerce, Inc., Old Sturbridge, Inc. and The Tourist Council of Bristol County, Inc., urban renewal, science and technology; international trade; and a women's advisory committee.

Approved April 8, 1968.

Chap. 136. AN ACT AUTHORIZING LEAVES OF ABSENCE FOR SCHOOL DIRECTORS, LIBRARIANS, SUPERINTENDENT AND ASSISTANT SUPERINTENDENT FOR STUDY OR RESEARCH.

Be it enacted, etc., as follows:

Section 41A of chapter 71 of the General Laws is hereby amended by striking out the first sentence, as appearing in chapter 277 of the acts of 1962, and inserting in place thereof the following sentence: — A school committee may grant a leave of absence for study or research to any teacher, principal, supervisor, director, school librarian, superintendent or assistant superintendent, serving at discretion which would increase his professional ability, such leave to be for a period not exceeding one year at full or partial pay; provided, that prior to the granting of such leave he shall enter into a written agreement with the school committee that upon termination of such leave he will return to service in the public schools of such city or town for a period equal to twice the length of such leave and that, in default of completing such service, he will refund to the city or town an amount equal to such proportion of salary received by him while on leave as the amount of service not actually rendered as agreed bears to the whole amount of service agreed to be rendered.

Approved April 8, 1968.

Chap. 137. AN ACT FURTHER REGULATING THE QUALIFICATIONS OF APPLICANTS FOR A LICENSE TO PRACTICE CHIROPRACTIC.

Be it enacted, etc., as follows:

Chapter 112 of the General Laws is hereby amended by striking out section 92, as appearing in section 2 of chapter 409 of the acts of 1966, and inserting in place thereof the following section: —

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, or any person certified by the National Board of Chiropractic Examiners of the United States, 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 or the proof of his certification by said National Board of Chiropractic Examiners of the United States, and evidence satisfactory to the board that he is of good moral character. The board may accept any or all facts of the examination of said National Board of Chiropractic Examiners of the United States in lieu of equivalent subjects in the examination required under section ninety-four. Any person making application under this section under a license granted by another state shall produce evidence that he has practiced chiropractic under such license for at least three years. *Approved April 8, 1968.*

Chap. 138. AN ACT AUTHORIZING CITIES, TOWNS AND DISTRICTS TO INCREASE THE RETIREMENT ALLOWANCE OF CERTAIN FORMER EMPLOYEES RETIRED ON SUPERANNUATION.

Be it enacted, etc., as follows:

Chapter 32 of the General Laws is hereby amended by inserting after section 90B the following section: —

Section 90C. Any city, town or district which accepts the provision of this section in the manner hereinafter provided may, in the case of a city by two thirds vote of the city council and with the approval of the mayor, or in the case of a town by two thirds vote at the annual town meeting, or in a district by a two thirds vote of its prudential committee, increase the retirement allowance of any former employee retired under any provision of this chapter or similar provision of earlier law on account of superannuation after having served such city, town or district for a period of not less than twenty-five years to an amount not exceeding one half the rate of regular compensation payable to employees of such city, town or district holding similar positions at the time of increasing such allowance in the same grade or classification occupied by such former employee at the time of his retirement.

Approved April 8, 1968.

Chap. 139. AN ACT IMPOSING A PENALTY FOR THROWING OR DROPPING OBJECTS FROM BRIDGES OR OVERPASSES ONTO ANY PUBLIC WAY, THE MASSACHUSETTS TURNPIKE, THE SUMNER TUNNEL OR THE CALLAHAN TUNNEL.

Be it enacted, etc., as follows:

Chapter 265 of the General Laws is hereby amended by adding the following section: —

Section 35. Whoever willfully or negligently drops, throws or otherwise releases any object, missile or other article from any bridge or overpass onto any way as defined in section one of chapter ninety, the turnpike as defined in clause (*b*) of section four of chapter three hundred and fifty-four of the acts of nineteen hundred and fifty-two or the tunnels as defined in clause (*d*) of section one of chapter five hundred and ninety-eight of the acts of nineteen hundred and fifty-eight so that the lives or safety of the public might be endangered shall be punished by a fine of not more than one hundred dollars, or by imprisonment for not more than one year, or both. *Approved April 8, 1968.*

Chap. 140. AN ACT RELATIVE TO EXPENDITURES FOR THE CARE, MAINTENANCE AND REPAIR OF THE WORCESTER COUNTY HOSPITAL.

Be it enacted, etc., as follows:

The county commissioners of Worcester county are hereby authorized to expend for the year nineteen hundred and sixty-eight the sums set forth in this act for the care, maintenance and repair of the county hospital within their county, 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 county commissioners and with the county treasurer a certification of the amounts set forth in the approved schedules for such hospital. 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 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", "equipment", "structures and improvements" or "improvements to land" to another main group nor shall any transfer be made from any other main group into any of the aforementioned main groups.

Transfers within an appropriation between classes and between subclasses within a main group may be made by 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 and a graduate nurse who becomes a registered nurse may be paid an increased salary rate on account of such promotion, subject to approval by the county personnel board, and a person may receive an increased cash salary in lieu of maintenance formerly received, with like approval.

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 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.

WORCESTER COUNTY.

Item		
1.	For personal services	$974,730 44
2.	For contractual services	45,000 00
3.	For supplies and materials	155,000 00
4.	For current charges and obligations	90,928 79
5.	For equipment	34,119 50
8.	For debt and interest	18,600 00
10.	For unpaid bills of previous years	1,764 28
11.	For reserve fund	10,000 00
12.	For group insurance	21,000 00
	For total expenditures	$1,351,143 01

Approved April 9, 1968.

Chap. 141. AN ACT RELATIVE TO EXPENDITURES FOR THE CARE, MAINTENANCE AND REPAIR OF THE HAMPSHIRE COUNTY HOSPITAL.

Be it enacted, etc., as follows:

The county commissioners of Hampshire county are hereby authorized to expend for the year nineteen hundred and sixty-eight the sums set forth in this act for the care, maintenance and repair of the county hospital within their respective county, 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 county commissioners and with the county treasurer a certification of the amounts set forth in the approved

schedules for such hospital. 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 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", "equipment", "structures and improvements" or "improvements to land" to another main group nor shall any transfer be made from any other main group into any of the aforementioned main groups.

Transfers within an appropriation between classes and between subclasses within a main group may be made by 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 and a graduate nurse who becomes a registered nurse may be paid an increased salary rate on account of such promotion, subject to approval by the county personnel board, and a person may receive an increased cash salary in lieu of maintenance formerly received, with like approval.

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 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.

HAMPSHIRE COUNTY.

Item		
1.	For personal services	$288,539 04
2.	For contractual services	12,361 92
3.	For supplies and materials	60,975 00
4.	For current charges and obligations	32,361 87
5.	For equipment	9,821 00
7.	For land and nonstructural	11,113 00
8.	For debt and interest	3,500 00
11.	For reserve fund	7,500 00
12.	For group insurance	4,500 00
	For total expenditures	$430,671 83

Approved April 9, 1968.

Chap. 142. AN ACT PROVIDING THAT A RELOCATION PLAN SHALL FIRST BE APPROVED BEFORE THE APPROVAL OF AN URBAN RENEWAL PLAN.

Be it enacted, etc., as follows:

SECTION 1. The second sentence of the first paragraph of section 26ZZ of chapter 121 of the General Laws, as appearing in section 7 of chapter 776 of the acts of 1960, is hereby amended by inserting after the word "structures", in line 12, the words: — and the relocation of persons and organizations displaced therefrom by eminent domain proceedings.

SECTION 2. The second sentence of the second paragraph of said section 26ZZ of said chapter 121, as so appearing, is hereby amended by striking out, in line 14, the word "and", — and by inserting after the word "section", in line 15, the words: — ; and (*f*) the relocation plan has been approved under chapter seventy-nine A.

Approved April 9, 1968.

Chap. 143. AN ACT REQUIRING SCHOOL COMMITTEES TO INDEMNIFY CERTAIN SCHOOL PERSONNEL FOR EXPENSES OR DAMAGES SUSTAINED BY REASON OF CERTAIN ACTIONS OR CLAIMS.

Be it enacted, etc., as follows:

Chapter 41 of the General Laws is hereby amended by striking out section 100C, as most recently amended by chapter 513 of the acts of 1964, and inserting in place thereof the following section: —

Section 100C. In addition to the indemnification provided in section one hundred A, a city, town or regional school district, acting by its school committee, shall, out of any funds appropriated for the purpose of this section which appropriation shall be made in the same manner as appropriations for general school purposes, indemnify any person in the employ of its school department in a capacity requiring certification under the provisions of section thirty-eight G of chapter seventy-one for expenses or damages sustained by him by reason of an action or claim against him arising out of his negligence or other act of his resulting in accidental bodily injury to or the death of any person or in accidental damage to or destruction of property, while acting in such capacity, and may, out of any funds so appropriated, indemnify such person in its employ for expenses or damages sustained by him by reason of an action or claim against him arising out of any other acts done by him while acting in such capacity; provided, in either case, that after investigation it shall appear to the school committee that such person was at the time the cause of action or claim arose acting within the scope of his employment; and provided, further, that the defence or settlement of any action or claim for which indemnification is sought under this section shall have been made by the city solicitor, town counsel or legal counsel for the district upon request of the school committee, or, if the town has no town counsel or the district has no legal counsel, by an attorney employed for the purpose by the school committee, or, if such solicitor or counsel upon such request or such attorney upon such employment fails or refuses to defend such action or claim, by an attorney employed by such person.

Approved April 9, 1968.

Chap. 144. AN ACT RELATIVE TO THE POWERS OF LOAN OFFICERS IN CREDIT UNIONS.

Be it enacted, etc., as follows:

Section 22 of chapter 171 of the General Laws, as most recently amended by chapter 344 of the acts of 1962, is hereby further amended by striking out the third paragraph and inserting in place thereof the following paragraph: —

Notwithstanding the provisions of this section, the board of directors may delegate to one or more loan officers, not members of the credit committee, appointed pursuant to the provisions of section fifteen, the power to make unsecured loans of not more than five hundred dollars in excess of the shares and deposits of the maker, or co-maker, if any, pledged to secure the same and to make all loans secured by satisfactory collateral. The board of directors of a credit union which is a member of the Massachusetts Credit Union Share Insurance Corporation may delegate to one or more loan officers, not members of the credit committee, appointed pursuant to the provisions of section fifteen, the power to make all loans provided for in section twenty-four with the exception of real estate mortgage loans. Any loans made by a loan officer shall be reported to the credit committee within seven days from the date of the loan. *Approved April 9, 1968.*

Chap. 145. AN ACT VALIDATING A CERTAIN LICENSE GRANTED BY THE DEPARTMENT OF PUBLIC WORKS TO MACO DEVELOPMENT CO., INC.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to perfect the title to certain land in order to facilitate forthwith the construction of certain taxable property thereon and thereby contribute to the industrial development 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:

License numbered 5074 granted by the department of public works to Maco Development Co., Inc. on June eighth, nineteen hundred and sixty-six and made irrevocable by chapter five hundred and ninety-four of the acts of nineteen hundred and sixty-six shall, notwithstanding the failure to record said license within one year as required by section eighteen of chapter ninety-one of the General Laws, be as valid and irrevocable as if said license had been recorded in compliance with the provisions of said section. *Approved April 10, 1968.*

Chap. 146. AN ACT AUTHORIZING THE ISSUANCE OF AN ANNUAL ALCOHOLIC BEVERAGE LICENSE TO THE MONTE PIO LUSO AMERICANO CORPORATION.

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 New Bedford is hereby authorized to issue to The Monte Pio Luso Americano Corpo-

ration, a corporation duly established by law in the commonwealth, an annual license to sell all alcoholic beverages, to be drunk on its premises, to 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. *Approved April 10, 1968.*

Chap. 147. AN ACT AUTHORIZING THE MASSACHUSETTS BAY TRANSPORTATION AUTHORITY TO CONTINUE BUS SERVICE TO CERTAIN CITIES AND TOWNS FORMERLY SERVED BY THE EASTERN MASSACHUSETTS STREET RAILWAY COMPANY.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide forthwith for the continuation of public transportation by the Massachusetts Bay Transportation Authority to the cities and towns formerly served by the Eastern Massachusetts Street Railway Company, 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 the provisions of paragraph (*j*) of section three and paragraph (*j*) of section five of chapter one hundred and sixty-one A of the General Laws or any other provisions of said chapter, the Massachusetts Bay Transportation Authority shall operate the mass transportation service operated by the Eastern Massachusetts Street Railway Company prior to March twenty-ninth, nineteen hundred and sixty-eight in the cities and towns lying outside the area constituting the Authority, until September twenty-fifth, nineteen hundred and sixty-eight. Notwithstanding the provisions of paragraph (*b*) of section twenty-eight of chapter sixty-four C of the General Laws, the net cost of such service shall be paid to the Authority from that portion of the excise on cigarettes as authorized by said paragraph (*b*). Such payments shall be made to the Authority from time to time when the amount of such net cost of service is certified by the Authority to the state treasurer.

SECTION 2. This act shall take effect as of March twenty-ninth, nineteen hundred and sixty-eight. *Approved April 11, 1968.*

Chap. 148. AN ACT MAKING APPROPRIATIONS FOR THE MAINTENANCE OF HAMPSHIRE COUNTY, ITS 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 COUNTY.

Be it enacted, etc., as follows:

SECTION 1. To provide for the maintenance of Hampshire county, its departments, boards, commissions and institutions, of sundry other services, for certain permanent improvements, for interest and debt re-

quirements, 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-eight:

HAMPSHIRE COUNTY.

Item		
1.	For interest on county debt	$500 00
3.	For county commissioners, salaries and expenses	24,080 14
4.	For transportation and expenses of county and acting commissioners	300 00
5.	For clerk of courts, salaries and expenses	39,707 65
6.	For county treasurer, salaries and expenses	29,448 90
7.	For sheriff, salary and expenses	10,299 50
8.	For registry of deeds, salaries and expenses	69,809 00
8a.	For registry of probate, salaries and expenses	4,850 00
9.	For law library, salaries and expenses	11,363 00
10.	For highways, including state highways, bridges and land damages	201,950 00
11.	For examination of dams	3,200 00
12.	For criminal costs in superior court	147,505 22
13.	For civil expenses in supreme judicial, superior, probate and land courts, including auditors, masters and referees	62,649 00
14.	For district courts, salaries and expenses	162,474 49
15.	For medical examiners and commitments of insane	15,305 00
16.	For jail and house of correction, maintenance and operation	185,816 88
17.	For training school	1,500 00
18.	For court houses and registry buildings, maintenance and operation	39,544 16
20.	For agricultural school or county aid to agriculture, maintenance and operation	74,745 05
21.	For state reservation, maintenance and operation (Mount Tom)	10,978 67
21a.	For state reservation, maintenance and operation (Deer Hill)	2,000 00
24.	For noncontributory pensions	16,802 07
25.	For contributory retirement system and supervisory expenses	60,343 93
26.	For miscellaneous and contingent expenses	2,689 96
27.	For unpaid bills of previous years	1,994 00
28.	For reserve fund	25,000 00
29.	For advertising recreational, industrial and agricultural advantages of the county	8,980 00
31.	For radio system for fire protection	500 00
32.	For forest development in cooperation with the state	6,000 00
39.	For group insurance	14,000 00
	Total amount of appropriations	$1,234,336 62
	Less estimated amount available for reduction of county tax	264,127 42

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...	$970,209 20

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 Hampshire county a certification of the amounts above appropriated as set forth in the approved schedules. 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 the 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", "equipment", "structures and improvements" or "improvements to land" to another main group nor shall any transfer be made from any other main group into any of the aforementioned main groups.

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.

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.

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; 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-seven.

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 act shall take effect upon its passage.

Approved April 11, 1968.

Chap. 149. AN ACT MAKING A CORRECTIVE CHANGE IN THE LAW RELATIVE TO THE CIVIL SERVICE STATUS OF THE DEPUTY COMMISSIONERS AND ASSISTANT COMMISSIONERS IN THE DEPARTMENT OF PUBLIC WELFARE.

Be it enacted, etc., as follows:

Chapter 18 of the General Laws is hereby amended by striking out section 8, as appearing in section 1 of chapter 658 of the acts of 1967, and inserting in place thereof the following section: —

Section 8. The provisions of section nine A of chapter thirty and the provisions of chapter thirty-one shall not apply to the office of commissioner. If an employee of the commonwealth or of a political subdivision, as defined in section one of chapter thirty-two, shall be appointed to the office of commissioner, he shall upon termination of his service in such office be restored to the position which he held immediately prior to such appointment. Such restoration shall be made without impairment of his civil service status or tenure under section nine A of chapter thirty and without loss of seniority, retirement or other rights to which uninterrupted service in such position would have entitled him. During the period of such appointment each person so appointed from a position in the classified civil service shall be eligible to take any competitive promotional examination to which he would have otherwise been eligible.

Approved April 11, 1968.

Chap. 150. AN ACT DESIGNATING THE STATE BEACH IN THE TOWNS OF OAK BLUFFS AND EDGARTOWN AS THE JOSEPH A. SYLVIA STATE BEACH.

Be it enacted, etc., as follows:

The state beach in the towns of Oak Bluffs and Edgartown shall be known and designated as the Joseph A. Sylvia state beach in honor of Joseph A. Sylvia, a former member of the Massachusetts house of representatives. The department of public works shall erect a suitable marker bearing said designation at said beach.

Approved April 11, 1968.

Chap. 151. AN ACT DESIGNATING A SWIMMING POOL TO BE CONSTRUCTED AT WHITING PARK IN THE TOWN OF LUDLOW AS THE JOHN F. THOMPSON MEMORIAL POOL.

Be it enacted, etc., as follows:

The swimming pool to be constructed in Whiting Park in the town of Ludlow shall be known and designated as the John F. Thompson Memorial Pool, in memory of John F. Thompson, a former speaker of the Massachusetts house of representatives. The department of public works shall place a suitable marker bearing said designation at the entrance to said pool. *Approved April 11, 1968.*

Chap. 152. AN ACT REQUIRING NOTICE TO LANDOWNERS PRIOR TO ENTRY BY AN ELECTRIC COMPANY UPON LANDS FOR THE PURPOSE OF MAKING A SURVEY.

Be it enacted, etc., as follows:

Chapter 164 of the General Laws is hereby amended by striking out section 72A, as appearing in the Tercentenary Edition, and inserting in place thereof the following section: —

Section 72A. The department may upon petition authorize an electric company to enter upon lands of any person or corporation for the purpose of making a survey preliminary to eminent domain proceedings. The department shall give notice of the authorization granted, by registered mail, to the landowners involved at least five days prior to any entry by such electric company. The company entering upon any such lands shall be subject to liability for any damages occasioned thereby, to be recovered under chapter seventy-nine.

Approved April 11, 1968.

Chap. 153. AN ACT REQUIRING MODEL CITY AGENCIES TO NOTIFY CERTAIN HISTORICAL COMMISSIONS OF PUBLIC HEARINGS.

Be it enacted, etc., as follows:

The last paragraph of section 26ZZ of chapter 121 of the General Laws, added by section 3 of chapter 704 of the acts of 1966, is hereby amended by inserting after the word "renewal", in line 1, the words: — or model city. *Approved April 11, 1968.*

Chap. 154. AN ACT PROVIDING FOR A PENALTY FOR TENDERING A BAD CHECK IN PAYMENT OF ANY TAX LIABILITY.

Be it enacted, etc., as follows:

SECTION 1. Chapter 58 of the General Laws is hereby amended by adding the following section: —

Section 34. If any check in payment of any tax, interest, penalty, fee or other charge imposed under chapters sixty-two to sixty-five, inclusive, or chapter one hundred and thirty-eight is not duly paid there shall, in addition to any other penalties provided by law, be paid as a penalty by the person who tendered such check, upon notice and demand by the commissioner, in the same manner as the tax or other amount to which the check relates, an amount equal to one per cent of the amount of such check, provided that if the amount of such check is less than five hundred dollars, the penalty under this section shall be five dollars or the amount of such check, whichever is the lesser. This section shall not apply if the person tendered such check in good faith and with reasonable cause to believe that it would be duly paid. The commissioner may, in his discretion, abate any such penalty in whole or in part.

SECTION 2. This act shall apply to payments made on and after January first, nineteen hundred and sixty-nine.

Approved April 12, 1968.

Chap. 155. AN ACT AUTHORIZING THE LICENSING BOARD OF THE CITY OF CHICOPEE TO ISSUE AN ALL ALCOHOLIC BEVERAGES CLUB LICENSE TO CHICOPEE FALLS LODGE NO. 1849, LOYAL ORDER OF MOOSE, INCORPORATED.

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 Chicopee is hereby authorized to issue to Chicopee Falls Lodge No. 1849, Loyal Order of Moose, Incorporated, a corporation duly established under the laws of 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. *Approved April 12, 1968.*

Chap. 156. AN ACT DECREASING THE PERIOD FOR WHICH A TEACHER MAY BE SUSPENDED WITHOUT A HEARING.

Be it enacted, etc., as follows:

Section 42D of chapter 71 of the General Laws, inserted by section 3 of chapter 185 of the acts of 1966, is hereby amended by striking out the

last paragraph and inserting in place thereof the following paragraph: —

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 seven days a teacher for unbecoming conduct or for any other cause which such committee, superintendent or official deems adequate.

Approved April 12, 1968.

Chap. 157. AN ACT FURTHER REGULATING THE SALE OF LANDS OF LOW VALUE HELD BY CITIES OR TOWNS.

Be it enacted, etc., as follows:

The first paragraph of section 79 of chapter 60 of the General Laws, as appearing in section 1 of chapter 594 of the acts of 1941, is hereby amended by striking out, in line 13, the words "one thousand" and inserting in place thereof the words: — two thousand five hundred.

Approved April 12, 1968.

Chap. 158. AN ACT REQUIRING EMPLOYERS TO PROVIDE PROPER HEATING IN CERTAIN WORK ROOMS DURING THE PERIOD FROM OCTOBER FIFTEENTH TO APRIL FIFTEENTH.

Be it enacted, etc., as follows:

Section 113 of chapter 149 of the General Laws is hereby amended by striking out, in line 6, as appearing in chapter 255 of the acts of 1934, the words "winter months" and inserting in place thereof the words: — period from October fifteenth to April fifteenth.

Approved April 12, 1968.

Chap. 159. AN ACT AUTHORIZING THE COMMONWEALTH TO REIMBURSE THE TOWN OF WESTFORD FOR CERTAIN MONIES EXPENDED FOR VETERANS' BENEFITS.

Be it enacted, etc., as follows:

There shall be allowed and paid out of the state treasury to the town of Westford, subject to appropriation and subject to the approval of the commissioner of veterans' services, such sum, not exceeding four thousand eight hundred and eighty dollars, as said town would have been entitled to receive in reimbursement for veterans' benefits paid by it in the year nineteen hundred and sixty-five under the provisions of section six of chapter one hundred and fifteen of the General Laws, had said town made a proper and seasonable report thereof to said commissioner as required by said section six.

Approved April 12, 1968.

Chap. 160. AN ACT DESIGNATING THE TRAFFIC INTERCHANGE AT THE JUNCTION OF RIVERSIDE DRIVE AND ROUTE 110 IN THE TOWN OF METHUEN AS THE NORMAN MACLEOD INTERCHANGE.

Be it enacted, etc., as follows:

SECTION 1. The traffic interchange to be constructed at the junction of Riverside drive and Route 110 in the town of Methuen shall, when

completed, be known and designated as the Norman MacLeod interchange in memory of Norman MacLeod, late commissioner of veterans affairs in said town, and a suitable marker bearing said designation shall be erected at said interchange by the department of public works.

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

Approved April 15, 1968.

Chap. 161. AN ACT DESIGNATING THE OVERPASS OVER ROUTE I–195 AT PURCHASE STREET IN THE CITY OF NEW BEDFORD AS THE NAPOLEON J. CABANA OVERPASS.

Be it enacted, etc., as follows:

The overpass over Route I–195 at Purchase street in the city of New Bedford shall be known and designated as the Napoleon J. Cabana overpass, in memory of warrant officer Napoleon J. Cabana who was killed in action while a member of the armed forces of the United States in World War II, and a suitable marker bearing said designation shall be attached thereto by the department of public works in accordance with the standards of the federal bureau of public roads and said department.

Approved April 15, 1968.

Chap. 162. AN ACT DESIGNATING THE PLUM ISLAND RIVER BRIDGE, SO-CALLED, IN THE TOWN OF NEWBURY AS THE WILLIAM E. LAVERNE AND WALTER F. NEAL BRIDGE.

Be it enacted, etc., as follows:

The Plum island river bridge, so-called, in the town of Newbury shall be known and designated as the William E. Laverne and Walter F. Neal bridge, in memory of William E. Laverne and Walter F. Neal who served for many years as court officers of the general court and a suitable marker bearing said designation shall be attached to said bridge by the department of public works.

Approved April 15, 1968.

Chap. 163. AN ACT RELATIVE TO THE AMOUNT THAT CO-OPERATIVE BANKS MAY DEPOSIT OR INVEST IN CERTAIN DEPOSITORIES.

Be it enacted, etc., as follows:

Section 26 of chapter 170 of the General Laws is hereby amended by striking out the first paragraph, as amended by chapter 167 of the acts of 1966, and inserting in place thereof the following paragraph: —

Any such corporation may deposit on demand or invest in certificates of deposit the aggregate sum of 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. Notwithstanding the limitations contained herein, an amount in excess of said aggregate sum may be deposited, provided such deposit does not exceed forty per cent of the capital stock and surplus of such depository and, pro-

vided further, that said trust company or national banking association shall have transferred to the credit of the corporation as security for such excess over said aggregate sum bonds, notes, bills or certificates of indebtedness of the United States or of this commonwealth and, provided further, that the commissioner has given approval for such excess deposit. *Approved April 16, 1968.*

Chap. 164. AN ACT LIMITING THE CHARGES FOR INSURING THE LIFE OR HEALTH OF CERTAIN BORROWERS.

Be it enacted, etc., as follows:

SECTION 1. Chapter 140 of the General Laws is hereby amended by inserting after section 100 the following section: —

Section 100A. In the event the charge or any portion thereof for insurance on the life of the borrower, issued under subdivision (c) of section one hundred and thirty-three or accident and health insurance issued to the borrower under subdivision (*j*) of section one hundred and ten, both of chapter one hundred and seventy-five, which shall be the only credit life insurance or credit accident and health insurance authorized in connection with a loan made pursuant to sections ninety-six to one hundred and fourteen A, inclusive, is paid by him to the creditor, such payment may be made from the proceeds of the loan, or otherwise, and shall not be deemed to constitute a charge upon a loan in violation of said sections, if the creditor charges the borrower for each such insurance coverage not more than fifty cents per one hundred dollars per year of the sum of the agreed monthly instalments contracted to be paid and proportionately at such rates for greater or lesser periods and for greater or lesser amounts of each such life insurance or accident and health insurance coverage, regardless of the cost of such insurance to the creditor. In the event of prepayment of the note there shall be a refund of the charge for such insurance computed on the same basis as is used for a precomputation refund under the provisions of section one hundred. The amount of death benefit payable shall be computed as of the date of death, as follows: In the case of precomputation, the amount shall at no time be less than the unextinguished debt, including unearned charges. In the case of interest bearing loans other than precomputed loans, the amount shall be the unpaid principal balance plus the difference between the original total planned interest and the amount of interest actually earned. Any such unearned charges shall be refunded to the estate of the borrower. No group accident and health insurance policy shall have a waiting period in excess of thirty days.

SECTION 2. Section 134 of chapter 175 of the General Laws is hereby amended by striking out the last paragraph, as most recently amended by chapter 574 of the acts of 1958. *Approved April 16, 1968.*

Chap. 165. AN ACT CLARIFYING THE PROPERTY MEASURE FOR INTANGIBLE PROPERTY CORPORATIONS UNDER THE BUSINESS CORPORATION EXCISE.

Be it enacted, etc., as follows:

Paragraph 9 of section 30 of chapter 63 of the General Laws is hereby further amended by striking out the second sentence, as most recently

amended by section 48 of chapter 698 of the acts of 1966, and inserting in place thereof the following sentence: — The intangible assets allocable to this commonwealth shall be such portion of the book value of its total intangible assets on the last day of the taxable year, less the book value on said date of its investment in and advances to subsidiary corporations not doing business in the commonwealth which represent eighty per cent or more of the voting stock of said corporations, as shall be found by multiplying said amount by such corporation's income apportionment percentage, as determined under the provisions of section thirty-eight. *Approved April 16, 1968.*

Chap. 166. AN ACT AUTHORIZING THE LICENSING AUTHORITY OF THE TOWN OF WARREN TO GRANT A LICENSE TO CASMIR FORTUNA FOR THE SALE OF WINES AND MALT BEVERAGES NOT TO BE DRUNK ON THE PREMISES.

Be it enacted, etc., as follows:

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, the licensing authority of the town of Warren is hereby authorized to grant an annual license to Casmir Fortuna, for the sale under section fifteen of said chapter one hundred and thirty-eight of wines and malt beverages at his premises on Main street in the West Warren section of the town of Warren. *Approved April 16, 1968.*

Chap. 167. AN ACT REQUIRING CERTAIN EMPLOYERS TO KEEP TIME BOOKS OF ALL EMPLOYEES.

Be it enacted, etc., as follows:

The first sentence of section 52 of chapter 149 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by striking out, in line 1, the word "section" and inserting in place thereof the words: — sections forty-seven and. *Approved April 16, 1968.*

Chap. 168. AN ACT FURTHER REGULATING THE PAYMENT OF SALARY OR COMPENSATION OF EMPLOYEES OF CITIES AND TOWNS.

Be it enacted, etc., as follows:

Chapter 41 of the General Laws is hereby amended by striking out section 41, as appearing in the Tercentenary Edition, and inserting in place thereof the following section: —

Section 41. No treasurer or other fiscal officer of any town or city, other than Boston, shall pay any salary or compensation to any person in the service or employment of the town or city unless the payroll, bill or account for such salary or compensation shall be sworn to by the head of the department or the person immediately responsible for the appointment, employment, promotion or transfer of the persons named therein, or, in the case of the absence or disability of the head of the department or of such person, then by a person designated by the head of the department and approved by the board of selectmen in

towns, and by the mayor in cities, or by the city manager in cities operating under a Plan D or Plan E charter. A commission, committee or board of trustees in a city or town, including a city council, board of aldermen or common council in a city, may for purposes of this section designate any one of its members to make oath to a payroll, bill or account for salary or compensation of its members or employees. This provision shall not limit the responsibility of each member of any such body in the event of a noncompliance with this section.

Approved April 16, 1968.

Chap. 169. AN ACT DESIGNATING A CERTAIN PROPOSED CONNECTOR ROAD IN THE TOWNS OF EASTON AND NORTON AND THE CITY OF ATTLEBORO AS THE CORPORAL GORDON M. CRAIG HIGHWAY.

Be it enacted, etc., as follows:

The proposed connector road from the city of Brockton to interstate highway Route I-95, located in the towns of Easton and Norton and the city of Attleboro, shall, upon its completion, be known and designated as the Corporal Gordon M. Craig Highway, in memory of Gordon M. Craig, who was awarded the Congressional Medal of Honor for gallantry in action as a member of the armed forces of the United States in the Korean emergency. Suitable markers bearing such designation shall be erected and maintained thereon by the department of public works. *Approved April 16, 1968.*

Chap. 170. AN ACT AUTHORIZING THE LICENSING AUTHORITY OF THE CITY OF NORTH ADAMS TO TRANSFER A CERTAIN LICENSE HELD BY EDWIN R. WILK AND LOUISE D. WILK, DOING BUSINESS AS C&M PACKAGE STORE, TO ANOTHER LOCATION IN SAID CITY.

Be it enacted, etc., as follows:

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, the licensing authority of the city of North Adams may transfer the license held by Edwin R. Wilk and Louise D. Wilk, doing business as C&M Package Store, for the sale under section fifteen of said chapter one hundred and thirty-eight of all alcoholic beverages from the premises at 135 State street in said city to Berkshire Plaza, on Holden street in said city. *Approved April 16, 1968.*

Chap. 171. AN ACT PROVIDING THAT, IN MAKING INITIAL APPOINTMENTS, CERTAIN QUALIFICATIONS OF COMMUNITY SERVICE CENTER DIRECTORS MAY BE WAIVED.

Be it enacted, etc., as follows:

Chapter 658 of the acts of 1967 is hereby amended by inserting after section 84A the following section: —

Section 84A½. In making the initial appointments of center directors of community service centers under the provisions of section five

of chapter eighteen of the General Laws, inserted by section one of this act, the commissioner of public welfare may, with the approval of the state advisory board in the department of public welfare, waive the qualifications for said offices required by the fifth paragraph of said section five. *Approved April 16, 1968.*

Chap. 172. AN ACT DIRECTING THE COUNTY COMMISSIONERS OF NORFOLK COUNTY TO CONSTRUCT AND ORIGINALLY EQUIP A COMBINATION DORMITORY AND CAFETERIA BUILDING AT THE NORFOLK COUNTY AGRICULTURAL SCHOOL.

Be it enacted, etc., as follows:

SECTION 1. The county commissioners of Norfolk county are hereby authorized and directed to raise and expend a sum, not exceeding four hundred thousand dollars, for the purpose of constructing and originally equipping and furnishing a combination dormitory and cafeteria building at the Norfolk County Agricultural School, including the cost of plans and specifications and architects' fees. 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, four hundred thousand dollars, and may issue bonds or notes of the county thereof, which shall bear on their face the words, Norfolk County Agricultural School Dormitory and Cafeteria Building Loan, Act of 1968. Each authorized issue shall constitute a separate loan and such loans shall be payable not more than ten 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. *Approved April 16, 1968.*

Chap. 173. AN ACT INCREASING THE LIMIT ON THE AMOUNT OF SHARES OR DEPOSITS WHICH A MEMBER OF CERTAIN CREDIT UNIONS MAY HOLD.

Be it enacted, etc., as follows:

Section 10 of chapter 171 of the General Laws is hereby amended by striking out the fifth sentence, inserted by chapter 226 of the acts of 1964, and inserting in place thereof the following sentence: — Notwithstanding the limitations on shares and deposits contained herein a member of a credit union whose deposit and share liabilities are insured by the Massachusetts Credit Union Share Insurance Corporation may hold shares or make deposits or both therein in his own name to an amount not exceeding seven thousand five hundred dollars in the

aggregate and, provided that he has no other account, he may jointly with another member hold shares or make deposits or both to an amount not exceeding in the aggregate fifteen thousand dollars, exclusive of club deposits; and a member of a credit union whose deposit and share liabilities are insured by the Massachusetts Credit Union Share Insurance Corporation having assets of five hundred thousand dollars or more may hold shares or make deposits or both therein in his own name to an amount not exceeding thirteen thousand dollars in the aggregate and, provided that he has no other account, he may jointly with another member hold shares or make deposits or both to an amount not exceeding in the aggregate twenty-six thousand dollars, exclusive of club deposits. *Approved April 16, 1968.*

Chap. 174. AN ACT EXTENDING THE TIME FOR THE ACCEPTANCE BY ANY TOWN OF THE VETERANS RETIREMENT LAW, SO CALLED.

Be it enacted, etc., as follows:

Notwithstanding the limitation contained in the first paragraph of section sixty of chapter thirty-two of the General Laws, sections fifty-six to fifty-nine, inclusive, of said chapter thirty-two shall be in effect in any town which accepts said sections prior to January first, nineteen hundred and seventy by majority vote of the selectmen.

Approved April 18, 1968.

Chap. 175 AN ACT MAKING APPROPRIATIONS FOR THE MAINTENANCE OF HAMPDEN COUNTY, ITS 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 COUNTY.

Be it enacted, etc., as follows:

SECTION 1. To provide for the maintenance of Hampden county, its 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-eight:

HAMPDEN COUNTY.

Item		
1.	For interest on county debt	$28,000 00
2.	For reduction of county debt	144,100 00
3.	For county commissioners, salaries and expenses	43,709 80
4.	For transportation and expenses of county and acting commissioners	600 00
5.	For clerk of courts, salaries and expenses	167,087 26
6.	For county treasurer, salaries and expenses	49,151 33

Item		
7.	For sheriff, salary and expenses	$13,302 00
8.	For registry of deeds, salaries and expenses	292,660 88
8a.	For registry of probate, salaries and expenses	52,850 45
9.	For law library, salaries and expenses	33,054 40
10.	For highways, including state highways, bridges and land damages	309,950 00
11.	For examination of dams	4,200 00
12.	For criminal costs in superior court	273,519 95
13.	For civil expenses in supreme judicial, superior, probate and land courts, including auditors, masters and referees	309,433 67
14.	For district courts, salaries and expenses	946,367 49
15.	For medical examiners and commitments of insane	66,000 00
16.	For jail and house of correction, maintenance and operation	517,764 76
17.	For training school	162,087 95
18.	For court houses and registry buildings, maintenance and operation	221,866 32
20.	For agricultural school or county aid to agriculture, maintenance and operation	164,238 75
21.	For state reservation, maintenance and operation (Mount Tom)	56,045 68
23b.	For children's camp	5,000 00
24.	For noncontributory pensions	39,353 06
25.	For contributory retirement system and supervisory expenses	182,212 96
26.	For miscellaneous and contingent expenses	39,205 29
27.	For unpaid bills of previous years	6,664 65
28.	For reserve fund	50,000 00
29.	For advertising recreational, industrial and agricultural advantages of the county	7,000 00
31.	For radio system for fire protection	850 00
39.	For group insurance	43,000 00
	Total amount of appropriations	$4,229,276 65
	Less estimated amount available for reduction of county tax	846,630 43
	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	$3,382,646 22

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 Hampden county a certification of the amounts above appropriated as set forth in the approved schedules. 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 avail-

able 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 the 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", "equipment", "structures and improvements" or "improvements to land" to another main group nor shall any transfer be made from any other main group into any of the aforementioned main groups.

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.

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.

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; 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-seven.

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 act shall take effect upon its passage.

Approved April 22, 1968.

Chap. 176. AN ACT AUTHORIZING THE COMMISSIONER OF PUBLIC SAFETY TO APPOINT, AS SPECIAL POLICE OFFICERS, CERTAIN EMPLOYEES OF THE CIVIL DEFENSE AGENCY.

Be it enacted, etc., as follows:

Chapter 147 of the General Laws is hereby amended by inserting after section 10G the following section: —

Section 10H. The commissioner of public safety may, at the request of the director of civil defense, appoint employees of the civil defense agency as special police officers. Such special police officers shall serve for one year, subject to removal by the commissioner, and they shall have the same power to make arrests as the state police for any criminal offence committed in or upon lands or structures within the charge of said director located in the town of Framingham. Such officers shall report to the commissioner as to their official acts at such times and in such manner as he may require. They shall serve without compensation, other than their regular compensation as employees of said agency.

Approved April 22, 1968.

Chap. 177. AN ACT REQUIRING THE DEPARTMENT OF PUBLIC UTILITIES TO ESTABLISH RATES REGULATING THE CHARGE FOR THE TOWING OF A MOTOR VEHICLE.

Be it enacted, etc., as follows:

Chapter 159B of the General Laws is hereby amended by inserting after section 6B the following section: —

Section 6C. The department shall establish the maximum charges that may be made by persons subject to the provisions of this chapter for the towing away of motor vehicles, other than during snow removal operations, when such towing is ordered by the police or other public authority.

Approved April 22, 1968.

Chap. 178. AN ACT AUTHORIZING THE COUNTY COMMISSIONERS OF NORFOLK COUNTY TO ACQUIRE CERTAIN LAND BY EMINENT DOMAIN OR OTHERWISE FOR THE PURPOSE OF CERTAIN SCHOOL ACTIVITIES CONDUCTED BY THE NORFOLK COUNTY AGRICULTURAL SCHOOL.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of expansion and consolidation of school activities at the main school campus of the Norfolk County Agricultural school, the county commissioners of Norfolk county are hereby authorized to take by eminent domain under the provisions of chapter seventy-nine of the General Laws, or acquire by purchase or otherwise, a certain parcel of land situated on the westerly side of Fisher street in the town of Walpole as shown on a plan of land entitled "Plan of Land in Walpole, Mass. Arnold E. Schaier, C. E. Norwood Engineering Co., Inc. 245 Walpole St., Norwood, Mass. August 22, 1958" recorded in Norfolk registry of deeds, bounded and described according to said plan as follows: —

EASTERLY by Fisher Street, by three courses measuring a total of 179.11 feet, according to said plan;

NORTHERLY, NORTHEASTERLY and then NORTHERLY again by land of Kauko E. and Frances Kahilla, in three courses, 1,053.49 feet according to said plan;

EASTERLY by land of said Kauko E. and Frances Kahilla 100 feet according to said plan;

NORTHERLY by land of John Siegmund, 619.84 feet according to said plan;

WESTERLY by land of said John Siegmund, 236.75 feet according to said plan;

SOUTHEASTERLY by land of said John Siegmund, 48.56 feet according to said plan;

NORTHEASTERLY by land of said John Siegmund, 59.07 feet according to said plan;

EASTERLY by land of said John Siegmund, 225.68 feet according to said plan;

NORTHERLY by land of said John Siegmund and in part by land of Alfred Devriendt, in four courses, 674.04 feet according to said plan;

WESTERLY by land of Robert O. Taylor in two courses 436.27 feet according to said plan;

SOUTHERLY by land of said Robert O. Taylor, 375.33 feet according to said plan;

WESTERLY, NORTHWESTERLY and NORTHERLY by land of said Robert O. Taylor by twelve courses along a stone wall measuring a total of 1,072.35 feet according to said plan;

WESTERLY by land of said Robert O. Taylor, 87.00 feet according to said plan;

SOUTHERLY by land of County of Norfolk by four courses by a stone wall and the remains of a stone wall a distance of 1714.21 feet according to said plan;

EASTERLY by land of said County of Norfolk, 19.20 feet according to said plan;

SOUTHERLY by land of said County of Norfolk by six courses a distance of 555.59 feet according to said plan;

EASTERLY by land of Elvira Marinelli in two courses, 734.85 feet to a drill hole at the intersection of walls, according to said plan;

SOUTHERLY by land of said Elvira Marinelli and in part by land of Sulo E. and Anna F. Salomaa 216.83 feet according to said plan;

EASTERLY by land now or formerly of Carl Sundquist et al 110 feet;

SOUTHERLY by land now or formerly of said Carl Sundquist et al 234 feet.

Containing 52 acres 38,636 square feet according to said plan.

SECTION 2. For the purpose of this act said commissioners may expend a sum not exceeding seventy-five thousand dollars from funds available in the county treasury. *Approved April 22, 1968.*

Chap. 179. AN ACT RELATIVE TO EXPENDITURES FOR THE CARE, MAINTENANCE AND REPAIR OF NORFOLK COUNTY HOSPITAL.

Be it enacted, etc., as follows:

The county commissioners of Norfolk county are hereby authorized to expend for the year nineteen hundred and sixty-eight the sums set forth in this act for the care, maintenance and repair of the Norfolk county hospital, 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 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 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", "equipment", "structures and improvements" or "improvements to land" to another main group nor shall any transfer be made from any other main group into any of the aforementioned main groups.

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, notwith-

standing any special or general law to the contrary; except that an attendant who becomes a licensed practical nurse and a graduate nurse who becomes a registered nurse may be paid an increased salary rate on account of such promotion, subject to approval by the county personnel board, and a person may receive an increased cash salary in lieu of maintenance formerly received, with like approval.

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 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.

NORFOLK COUNTY.

Item		
1.	For personal services	$1,040,515 74
2.	For contractual services	62,000 00
3.	For supplies and materials	275,000 00
4.	For current charges and obligations	61,563 70
5.	For equipment	35,790 00
8.	For debt and interest	6,000 00
10.	For unpaid bills of previous years	362 67
11.	For reserve fund	10,000 00
12.	For group insurance	22,000 00
	For total expenditures	$1,513,232 11

Approved April 22, 1968.

Chap. 180. AN ACT AUTHORIZING PAYROLL DEDUCTIONS FOR SCHOOL NURSES ON ACCOUNT OF DUES TO ASSOCIATIONS OF PUBLIC SCHOOL TEACHERS.

Be it enacted, etc., as follows:

Chapter 180 of the General Laws is hereby amended by inserting after section 17D the following section: —

Section 17E. A city, town or regional school district may provide for deductions on payroll schedules from the salary of a school nurse for the payment of dues to an association of teachers in the same manner and subject to the same conditions as provided in section seventeen C.

Approved April 22, 1968.

Chap. 181. AN ACT CLARIFYING THE EMERGENCIES UNDER WHICH THE MILITIA MAY BE USED.

Be it enacted, etc., as follows:

Chapter 33 of the General Laws is hereby amended by striking out section 38, as appearing in section 1 of chapter 590 of the acts of 1954, and inserting in place thereof the following section: —

Section 38. The commander in chief may order out any part of the organized militia for escort and other duties including special duty and emergency assistance to state and local civil authorities in the preservation of life and property. *Approved April 23, 1968.*

Chap. 182. AN ACT INCREASING THE MAXIMUM AMOUNT OF IMPROVEMENT LOANS WHICH MAY BE MADE OR ACQUIRED BY SAVINGS BANKS.

Be it enacted, etc., as follows:

The second sentence of paragraph 10 of section 35 of chapter 168 of the General Laws, as appearing in chapter 269 of the acts of 1963, is hereby amended by striking out, in line 2, the word "two" and inserting in place thereof the word: — three, — so as to read as follows: — Such loan shall not exceed three thousand five hundred dollars, exclusive of interest or discount from the date of the note, with respect to any one parcel of such real estate. *Approved April 23, 1968.*

Chap. 183. AN ACT FURTHER REGULATING PARTICIPATION LOANS SECURED BY REAL ESTATE LEASES MADE BY SAVINGS BANKS.

Be it enacted, etc., as follows:

The second paragraph of paragraph 7 of section 38 of chapter 168 of the General Laws, as appearing in chapter 257 of the acts of 1960, is hereby amended by striking out the third sentence and inserting in place thereof the following sentence: — No such corporation shall participate in any such loan if the total sum of such loan, including the sums loaned by each such corporation participating therein, would be in excess of the total cost of the leased land and buildings as determined by its 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, or would be 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 23, 1968.*

Chap. 184. AN ACT AUTHORIZING CO-OPERATIVE BANKS TO ESTABLISH AND MAINTAIN SPECIAL NOTICE ACCOUNTS.

Be it enacted, etc., as follows:

SECTION 1. Section 13 of chapter 170 of the General Laws is hereby amended by inserting after subsection 3, the following subsection: —

3A. *Special Notice Accounts.* — Any of the deposits in savings share accounts, referred to in subsection 3, may, if the board of directors of such corporation so determines, be received as special notice account deposits, subject to the limitations contained in said subsection 3 and to the following provisions: —

(*a*) *Special Notice Account Agreements.* — Any such deposits shall be received subject to a written agreement between the corporation and the shareholder or joint shareholders which agreement shall contain the following provisions: —

(i) Except as hereinafter provided in respect of interest on the shares representing such deposits, neither the whole nor any part of such deposits may be withdrawn other than pursuant to the terms of a withdrawal notice of ninety days or more signed by such shareholder or one of two or more joint shareholders and received by such corporation. Such notice shall state that such shareholder or joint shareholder pro-

poses to withdraw such deposits in whole or in specified part during a withdrawal period commencing upon a day specified, which day shall be not less than ninety days following the receipt by the corporation of such withdrawal notice, and terminating upon the expiration of the ninth day following or, if such ninth day shall be a Saturday, Sunday or legal holiday, upon the expiration of the business day next succeeding such ninth day.

(ii) Any ordinary, extra or additional interest on such deposits may be withdrawn pursuant to a permanent interest order or agreement signed by such shareholder or one of two or more joint shareholders and received by such corporation prior to the distribution of interest, or pursuant to a demand made by such shareholder or one of two or more joint shareholders within one year after the day upon which such interest was distributed. If not so withdrawn, no such interest shall be withdrawn except as hereinbefore provided in this paragraph (a).

(*b*) *Interest.* — Additional interest may be credited on deposits in savings share accounts designated as special notice accounts pursuant to this subsection at a rate which shall be not less than one eighth nor more than one half of one per cent per annum greater than the rate distributed on regular savings share accounts.

(*c*) *Withdrawals.* — Notwithstanding the provisions of section seventeen, no such corporation shall permit the whole or any part of such deposits or any ordinary, extra or additional interest distributed thereon to be withdrawn, in whole or in part, except in accordance with the terms of such agreement.

(*d*) *Passbooks.* — Each passbook evidencing deposits received under this subsection shall contain the title "Special Notice Account" and shall plainly set forth the phrase "90 Days' Written Notice of Withdrawal Required".

(*e*) *Other Provisions.* — No general requirement of notice of withdrawal or loan under section seventeen shall apply to the withdrawal of such deposits or shares pursuant to a withdrawal notice in compliance with this subsection received by such corporation before such general requirement was imposed.

SECTION 2. The last paragraph of section 17 of said chapter 170, as amended by section 2 of chapter 257 of the acts of 1952, is hereby further amended by inserting after the word "section", in line 9, the words: — or in accordance with any special notice account agreement referred to in subsection 3A of section thirteen.

SECTION 3. Section 19 of said chapter 170, as amended by chapter 327 of the acts of 1963, is hereby further amended by inserting after the word "payment", in line 5, the words: — or notice of proposed withdrawal.

SECTION 4. Section 25 of said chapter 170, as appearing in section 1 of chapter 371 of the acts of 1950, is hereby amended by inserting after the word "corporation", in line 9, the words: — ; provided, however, that no such corporation shall make a loan to one of its own special notice account shareholders secured by the pledge of the passbook evidencing such shareholder's special notice account unless such loan either is made pursuant to the provisions of section twenty-five A or is for a period of not less than six months.

SECTION 5. Section 25A of said chapter 170, added by section 1 of chapter 24 of the acts of 1960, is hereby amended by inserting after the

word "made", in line 7, the words: — ; provided, however, that no such loan secured by a passbook evidencing special notice account deposits shall be made except upon an application in writing received by such corporation not less than ninety days prior to the day upon which such loan is made.

SECTION 6. Said section 25A of said chapter 170 is hereby further amended by adding the following paragraph: —

Such corporation may, upon application by a depositor or by either of two joint depositors in a special notice account referred to in subsection 3A of section thirteen make a loan to him, secured by his deposit book in an amount not exceeding said deposit account, for a time not extending beyond the end of the dividend period in which the loan was made or ninety days from the day on which the loan was made, whichever is longer. Said corporation shall charge the depositor interest for, or collect discount in advance upon, such loan at a rate not less than two per cent per annum more than the combined rates of the next preceding ordinary interest distribution of such corporation and the additional interest then paid therewith on special notice account deposits, and if an extra interest distribution shall have been made therewith, not less than two per cent per annum more than the combined rates of such ordinary, additional and extra interest.

Approved April 23, 1968.

Chap. 185. AN ACT FURTHER REGULATING MORTGAGE LOANS BY CO-OPERATIVE BANKS IN EXCESS OF NINETY PER CENT OF THE VALUE OF THE MORTGAGED PROPERTY.

Be it enacted, etc., as follows:

Subsection 3A of section 24 of chapter 170 of the General Laws is hereby amended by striking out clause (*a*), as appearing in chapter 146 of the acts of 1963, and inserting in place thereof the following clause: —

(*a*) a loan made under this subsection shall not exceed twenty-five thousand dollars.

Approved April 23, 1968.

Chap. 186. AN ACT FURTHER REGULATING PARTICIPATION LOANS BY CO-OPERATIVE BANKS.

Be it enacted, etc., as follows:

Subsection 4 of section 23 of chapter 170 of the General Laws, as most recently amended by chapter 221 of the acts of 1964, is hereby further amended by striking out the last sentence and inserting in place thereof the following sentence: — The amount which, notwithstanding the provisions of section twenty-four, any such corporation may invest in a participation loan shall not exceed one per cent of its deposits or thirty thousand dollars, whichever is greater, and the aggregate balance of principal of all such participation loans, outstanding at any one time by such corporation, shall not exceed ten per cent of its total deposits.

Approved April 23, 1968.

Chap. 187. AN ACT INCREASING THE AMOUNT OF HOME IMPROVEMENT LOANS WHICH MAY BE MADE BY CO-OPERATIVE BANKS.

Be it enacted, etc., as follows:

Subsection 6 of section 26 of chapter 170 of the General Laws, as amended by chapter 100 of the acts of 1963, is hereby further amended by striking out, in line 9, the word "twenty-five" and inserting in place thereof the word: — thirty-five. *Approved April 23, 1968.*

Chap. 188. AN ACT AUTHORIZING THE SALE OF ALCOHOLIC BEVERAGES BY HOTELS AND RESTAURANTS ON SUNDAYS AND CERTAIN LEGAL HOLIDAYS STARTING AT TWELVE O'CLOCK NOON.

Be it enacted, etc., as follows:

SECTION 1. Section 33 of chapter 138 of the General Laws is hereby amended by striking out the second sentence, as amended by chapter 323 of the acts of 1967, and inserting in place thereof the following sentence: — No holder of a tavern license shall sell any alcoholic beverages on Sundays, no other licensee under section twelve shall sell any such beverages on Sundays between one o'clock antemeridian and twelve o'clock noon, in any county other than Suffolk no licensee under section twelve shall sell any such beverages on Christmas day or May thirtieth, or on the day following when either of said days occurs on Sunday, between one o'clock antemeridian and twelve o'clock noon, and in Suffolk county no licensee under said section twelve shall sell any such beverages on Christmas day or on May thirtieth, or on the day following, when either of said days occurs on Sunday, between two o'clock antemeridian and twelve o'clock noon, no registered pharmacist acting under section twenty-nine and no licensee under section thirty A shall sell any alcoholic beverages or alcohol without a prescription on Sundays or legal holidays, no licensee under section fifteen shall sell or deliver any alcoholic beverages on Sundays or on May thirtieth, Thanksgiving day or Christmas day or on the day following when May thirtieth or Christmas day occurs on Sunday, or on any other legal holiday before one o'clock postmeridian and no licensee under any other section of this chapter for the sale of alcoholic beverages not to be drunk on the premises shall sell or deliver any such beverages or alcohol on Sundays or legal holidays.

SECTION 2. Chapter 24 of the acts of 1968 is hereby amended by striking out section 6 and inserting in place thereof the following section: —

Section 6. Section 33 of chapter 138 of the General Laws is hereby amended by striking out the second sentence and inserting in place thereof the following sentence: — No holder of a tavern license shall sell any alcoholic beverages on Sundays, no other licensee under section twelve shall sell any such beverages on Sundays between one o'clock antemeridian and twelve o'clock noon, in any county other than Suffolk no licensee under section twelve shall sell any such beverages on Christmas day, or on the day following when said day occurs on Sunday, or on the last Monday in May, between one o'clock antemeridian and twelve o'clock noon, and in Suffolk county no licensee under said section twelve shall sell any such beverages on Christmas day or on the day following

when said day occurs on Sunday, or on the last Monday in May, between two o'clock antemeridian and twelve o'clock noon, no registered pharmacist acting under section twenty-nine and no licensee under section thirty A shall sell any alcoholic beverages or alcohol without a prescription on Sundays or legal holidays, no licensee under section fifteen shall sell or deliver any alcoholic beverages on Sunday or on the last Monday in May, Thanksgiving day or Christmas day or on the day following when Christmas day occurs on a Sunday, or on any other legal holiday before one o'clock postmeridian and no licensee under any other section of this chapter for the sale of alcoholic beverages not to be drunk on the premises shall sell or deliver any such beverages or alcohol on Sundays or legal holidays. *Approved April 23, 1968.*

Chap. 189. AN ACT PROVIDING THAT THE CHAIRMEN OF CERTAIN ADVISORY COUNCILS IN THE DEPARTMENT OF MENTAL HEALTH SHALL BE ELECTED BY AND FROM THE COUNCIL.

Be it enacted, etc., as follows:

SECTION 1. Section 11 of chapter 19 of the General Laws, as appearing in section 1 of chapter 735 of the acts of 1966, is hereby amended by striking out the fourth sentence and inserting in place thereof the following sentence: — The council shall annually or upon a vacancy elect a chairman from its members.

SECTION 2. Section 12 of said chapter 19, as so appearing, is hereby amended by striking out the fourth sentence and inserting in place thereof the following sentence: — The council shall annually or upon a vacancy elect a chairman from its members.

Approved April 23, 1968.

Chap. 190. AN ACT FURTHER REGULATING THE SALE OF CERTAIN MOTOR VEHICLES LEFT IN PUBLIC GARAGES.

Be it enacted, etc., as follows:

The fifth paragraph of section 39A of chapter 255 of the General Laws, as appearing in chapter 585 of the acts of 1954, is hereby amended by striking out the first two sentences and inserting in place thereof the following two sentences: — If, after the expiration of ninety days from the date when the vehicle was brought to the garage or placed in the care of the owner of said garage, the owner of the motor vehicle has not claimed said vehicle, the owner of the garage may give notice to the owner by registered mail at his last known place of abode stating the amount of the storage charges and informing him that if the vehicle is not claimed within twenty-one days the vehicle will be sold. If the owner does not claim the vehicle within said twenty-one days, the owner of the garage may sell said motor vehicle at public or private sale after publishing notice of such sale for three successive weeks in a newspaper published or having a circulation in the city or town in which the property is located; provided that he shall notify the chief of police in the city or town in which the garage is located at least five days prior to such sale that the vehicle is to be sold. *Approved April 23, 1968.*

Chap. 191. AN ACT MAKING APPROPRIATIONS FOR THE MAINTENANCE OF NORFOLK COUNTY, ITS 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 COUNTY.

Be it enacted, etc., as follows:

SECTION 1. To provide for the maintenance of Norfolk county, its 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-eight:

NORFOLK COUNTY.

Item		
1.	For interest on county debt	$31,732 50
2.	For reduction of county debt	163,560 00
3.	For county commissioners, salaries and expenses	48,952 60
4.	For transportation and expenses of county and acting commissioners	570 00
5.	For clerk of courts, salaries and expenses	150,971 22
6.	For county treasurer, salaries and expenses	55,584 15
7.	For sheriff, salary and expenses	13,549 30
8.	For registry of deeds, salaries and expenses	451,559 83
8a.	For registry of probate, salaries and expenses	30,405 60
9.	For law library, salaries and expenses	11,265 35
10.	For highways, including state highways, bridges and land damages	667,467 70
12.	For criminal costs in superior court	498,590 42
13.	For civil expenses in supreme judicial, superior, probate and land courts, including auditors, masters and referees	303,913 62
14.	For district courts, salaries and expenses	965,335 64
15.	For medical examiners and commitments of insane	60,000 00
16.	For jail and house of correction, maintenance and operation	426,248 70
17.	For training school	50,000 00
18.	For court houses and registry buildings, maintenance and operation	541,310 67
19.	For construction of county buildings and purchase of land	75,000 00
20.	For agricultural school or county aid to agriculture, maintenance and operation	610,387 95
24.	For noncontributory pensions	100,000 00
25.	For contributory retirement system and supervisory expenses	144,878 83
26.	For miscellaneous and contingent expenses	10,316 32
27.	For unpaid bills of previous years	16,797 29

Item		
28.	For reserve fund	$50,000 00
30.	For forest fire patrol	5,000 00
39.	For group insurance	68,000 00
	Total amount of appropriations	$5,551,403 69
	Less estimated amount available for reduction of county tax	1,317,515 49
	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	$4,133,888 20

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 Norfolk county a certification of the amounts above appropriated as set forth in the approved schedules. 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 the 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", "equipment", "structures and improvements" or "improvements to land" to another main group nor shall any transfer be made from any other main group into any of the aforementioned main groups.

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.

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.

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; 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-seven.

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 act shall take effect upon its passage.

Approved April 24, 1968.

Chap. 192. AN ACT PROVIDING FOR AN ASSISTANT CLERK IN THE FOURTH DISTRICT COURT OF BRISTOL.

Be it enacted, etc., as follows:

The second sentence of the first paragraph of section 10 of chapter 218 of the General Laws, as amended by chapter 813 of the acts of 1965, is hereby further amended by inserting after the word "Norfolk", in line 8, the words: —, the fourth district court of Bristol.

Approved April 24, 1968.

Chap. 193. AN ACT RELATIVE TO EXPENDITURES FOR THE CARE, MAINTENANCE AND REPAIR OF THE PLYMOUTH COUNTY HOSPITAL.

Be it enacted, etc., as follows:

The county commissioners of Plymouth county are hereby authorized to expend for the year nineteen hundred and sixty-eight 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 county commissioners and with the county treasurer a certification of the amounts set forth in the approved schedules for such hospital. 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 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", "equipment", "structures and improvements" or "improvements to land" to another main group nor shall any transfer be made from any other main group into any of the aforementioned main groups.

Transfers within an appropriation between classes and between subclasses within a main group may be made by 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 and a graduate nurse who becomes a registered nurse may be paid an increased salary rate on account of such promotion, subject to approval by the county personnel board, and a person may receive an increased cash salary in lieu of maintenance formerly received, with like approval.

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 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.

PLYMOUTH COUNTY.

Item		
1.	For personal services	$844,034 94
2.	For contractual services	37,300 00
3.	For supplies and materials	160,000 00
4.	For current charges and obligations	74,773 23
5.	For equipment	10,590 70
8.	For debt and interest	28,550 00
10.	For unpaid bills of previous years	367 92
11.	For reserve fund	10,000 00
12.	For group insurance	18,479 64
	For total expenditures	$1,184,096 43

Approved April 24, 1968.

Chap. 194. AN ACT REQUIRING PLANNING BOARDS TO HOLD PUBLIC HEARINGS WITHIN SIXTY DAYS AFTER PROPOSED ZONING ORDINANCES OR BY-LAWS ARE FILED WITH THE PLANNING BOARD.

Be it enacted, etc., as follows:

Section 6 of chapter 40A of the General Laws is hereby amended by inserting after the second sentence, as appearing in section 1 of chapter 201 of the acts of 1962, the following sentence: — Said public hearing shall be held within sixty days after the proposed zoning ordinances or by-laws are submitted to the planning board by the city council or selectmen. *Approved April 25, 1968.*

Chap. 195. AN ACT PROVIDING THAT CERTAIN REGISTERED TRUSTS CONTINUE SUBJECT TO THE HEALTH, WELFARE AND RETIREMENT TRUST FUNDS LAW, NOTWITHSTANDING A DECREASE IN THE NUMBER OF EMPLOYEES WHO ARE BENEFICIARIES.

Be it enacted, etc., as follows:

The first paragraph of section 2 of chapter 151D of the General Laws, as appearing in section 4 of chapter 655 of the acts of 1958, is hereby amended by inserting after the word "chapter" in line 5, the following words: — ; and any such trust which subsequent to registration has fewer than twenty-five employee participants shall continue to comply with the provisions of this chapter. *Approved April 25, 1968.*

Chap. 196. AN ACT REPEALING THE LAW PROVIDING THAT THE LAW RELATIVE TO PROTECTION OF HUMAN LIFE AT GRADE CROSSINGS SHALL NOT APPLY TO THE MASSACHUSETTS BAY TRANSPORTATION AUTHORITY OR TO RAILROADS OPERATING UNDER CONTRACT WITH SAID AUTHORITY.

Be it enacted, etc., as follows:

Section 147 of chapter 160 of the General Laws, as most recently amended by chapter 886 of the acts of 1965, is hereby further amended

by striking out the third sentence and inserting in place thereof the following sentence: — No part of the cost of installing, maintaining or operating such protection shall be apportioned or charged under this section against any city or town in the fourteen cities and towns or the sixty-four cities and towns, both as defined in section one of chapter one hundred and sixty-one A, with respect to any crossing of a railroad or railroad corporation operated under any contract with the Massachusetts Bay Transportation Authority. *Approved April 25, 1968.*

Chap. 197. AN ACT REQUIRING CLUBS TO BE INCORPORATED FOR AT LEAST THREE YEARS IN ORDER TO BE ELIGIBLE FOR A SEASONAL LICENSE TO SELL ALCOHOLIC BEVERAGES.

Be it enacted, etc., as follows:

SECTION 1. Chapter 570 of the acts of 1965 is hereby amended by striking out, in line 1, the word "fourth" and inserting in place thereof the word: — fifth.

SECTION 1A. The first sentence of the fifth paragraph of section 17 of chapter 138 of the General Laws, as amended by chapter 570 of the acts of 1965, is hereby further amended by inserting after the word "interest", in line 31, the words: — ; provided, however, that such clubs shall have been incorporated for a period of at least three years.

SECTION 2. This act shall not apply to any club incorporated on or before the effective date of this act. *Approved April 25, 1968.*

Chap. 198. AN ACT AUTHORIZING THE CITY OF FALL RIVER TO PAY A CERTAIN SUM OF MONEY TO ECONOMY BODY AND RADIATOR WORKS, INC.

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 Economy Body and Radiator Works, Inc., an unpaid bill incurred by the department of public works of said city in the amount of three hundred and ninety-three dollars and forty-five cents for services and materials rendered to said department during the year nineteen hundred and sixty-four, said bill being legally unenforceable against said city by reason of said bill not having been rendered within the time required by law.

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 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 to and actually received by said city or that such services were rendered to said city, or both. *Approved April 25, 1968.*

Chap. 199. AN ACT INCREASING THE SALARY OF THE CLERK OF THE DISTRICT COURT OF LOWELL.

Be it enacted, etc., as follows:

SECTION 1. *Class IV* of paragraph (1) of section 79 of chapter 218 of the General Laws is hereby amended by striking out the line reading "district court of Lowell,".

SECTION 2. *Class V* of said paragraph (1) of said section 79 of said chapter 218, as appearing in section 3 of chapter 818 of the acts of 1967, is hereby amended by inserting after the line reading "first district court of southern Middlesex," the following line: — district court of Lowell,. *Approved April 25, 1968.*

Chap. 200. AN ACT AUTHORIZING THE TOWN OF MILLIS TO GRANT AN EASEMENT UPON, ACROSS, OVER AND UNDER CERTAIN LAND FOR THE TRANSMISSION OF INTELLIGENCE, TO AMERICAN TELEPHONE AND TELEGRAPH COMPANY.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any provision of any general or special law to the contrary, the town of Millis is hereby authorized, upon such terms and for such consideration as the board of selectmen of said town may determine, to grant to American Telephone and Telegraph Company, a telephone and telegraph company organized and existing under the laws of the state of New York, an easement for the construction, operation, maintenance, replacement and removal of an underground communication system upon, across, over and under a certain portion of land of the town of Millis held as park land, said portion of land being a strip of land twenty feet wide, parallel with and adjacent to Union street, for a distance of approximately one hundred and seventy-five feet, on the property described in a deed dated November seventh, eighteen hundred and ninety, and recorded in Book six hundred and forty-five at Page four hundred and thirty-eight, Norfolk County registry of deeds. Said easement shall be in such form and at such locations as the said board of selectmen may approve and deem proper.

SECTION 2. Any action taken by the town of Millis at its annual town meeting held on March thirteenth, nineteen hundred and sixty-seven pursuant to the authority contained in this act shall be as valid and effective for all purposes 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 30, 1968.

Chap. 201. AN ACT REPEALING A CERTAIN DISQUALIFICATION FOR APPOINTMENT TO THE HEALTH, WELFARE AND RETIREMENT TRUST FUND BOARD.

Be it enacted, etc., as follows:

Section 10F of chapter 23 of the General Laws, inserted by section 3 of chapter 655 of the acts of 1958, is hereby amended by striking out the third sentence. *Approved April 30, 1968.*

Chap. 202. AN ACT AUTHORIZING THE EXPENDITURE OF RECEIPTS FROM THE WITCH HOUSE, SO-CALLED, FOR MAINTAINING AND IMPROVING ANY OTHER PROPERTY UNDER THE CONTROL OF THE BOARD OF PARK COMMISSIONERS OF THE CITY OF SALEM.

Be it enacted, etc., as follows:

Chapter 144 of the acts of 1946 is hereby amended by striking out the last sentence, as amended by section 1 of chapter 212 of the acts of 1960, and inserting in place thereof the following sentence: — Expenditures from said account shall, subject to appropriation, be made from said fund for wages and salaries of employees engaged in the operation thereof, for the purchase of souvenirs and supplies, for completing the payment of the cost of restoration of said house, for maintaining and operating the house and grounds and any other buildings of historical importance under the control of said commissioners and for maintaining and improving any other property under the control of said commissioners. *Approved April 30, 1968.*

Chap. 203. AN ACT EXPEDITING THE EMPLOYMENT BY THE COMMONWEALTH OF CERTAIN STUDENTS IN CO-OPERATIVE EDUCATION PROGRAMS.

Be it enacted, etc., as follows:

Chapter 30 of the General Laws is hereby amended by adding after section 59 the following section: —

Section 60. The director of the bureau of personnel shall cooperate with public and private colleges, universities and other institutions of higher education, which grant degrees and which provide facilities for educating students on the so-called "co-operative plan" of education whereby work-study programs are so developed and maintained that students enrolled therein may be employed in the service of the commonwealth in positions appropriate to their major academic interests. The employment of such students in positions classified under section forty-five shall be approved by the director of the bureau of personnel. The employment of such students in said positions shall, upon certification to the director of civil service by a representative of such a college, university or institution that such student is enrolled therein under a "co-operative plan" of education, not be subject to the provisions of chapter thirty-one; provided that employment by the commonwealth of a student under such plan is for a stated and limited time. *Approved April 30, 1968.*

Chap. 204. AN ACT RELATIVE TO INVESTMENTS BY SAVINGS BANKS IN THE COMMON STOCKS OF CERTAIN BANK HOLDING COMPANIES.

Be it enacted, etc., as follows:

Paragraph 4 of section 47 of chapter 168 of the General Laws, as most recently amended by section 2 of chapter 227 of the acts of 1966, is hereby further amended by striking out subdivision (*b*) and inserting in place thereof the following subdivision: —

(*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, or in the common stock of a bank holding company, as defined in the federal Bank Holding Company Act of 1956, provided in either case 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 at any time after an investment in the common stock of any such bank holding company, at least two thirds of the assets of such bank holding company at book value shall cease to consist of bank stocks of the kinds referred to in paragraphs 1 or 2 of this section, such holding company's stock shall be disposed of within such reasonable time as the commissioner shall determine. *Approved April 30, 1968.*

Chap. 205. AN ACT LIMITING THE NUMBER OF TIMES A PRISONER MAY DONATE BLOOD FOR THE PURPOSE OF EFFECTING A REDUCTION OF SENTENCE.

Be it enacted, etc., as follows:

Section 129A of chapter 127 of the General Laws is hereby amended by striking out the third and fourth sentences, inserted by chapter 221 of the acts of 1967, and inserting in place thereof the following sentence: — Each prisoner shall be limited to one donation every eight weeks. *Approved April 30, 1968.*

Chap. 206. AN ACT RELATIVE TO THE INDICTMENT, TRIAL AND PUNISHMENT OF PERSONS WHO COUNSEL, HIRE OR OTHERWISE PROCURE A FELONY TO BE COMMITTED.

Be it enacted, etc., as follows:

SECTION 1. Chapter 274 of the General Laws is hereby amended by striking out section 2, as appearing in the Tercentenary Edition, and inserting in place thereof the following section: —

Section 2. Whoever aids in the commission of a felony, or is an accessory thereto before the fact by counselling, hiring or otherwise procuring such felony to be committed, shall be indicted, tried and punished as a principal.

SECTION 2. Said chapter 274 is hereby further amended by striking out section 3, as so appearing, and inserting in place thereof the following section: —

Section 3. Whoever counsels, hires or otherwise procures a felony to be committed may be indicted and convicted either with the person who directly committed the offense or after his conviction; and may be indicted and convicted whether the person who committed the offense has or has not been convicted or is or is not amenable to justice; and may be indicted, tried and punished in the same county where the person who directly committed the offense might be indicted and tried, although the counselling, hiring or procuring of the commission of such felony was committed within or without this commonwealth or on the high seas.

Approved April 30, 1968.

Chap. 207. AN ACT PROVIDING THAT THE ATTORNEY GENERAL SHALL REPRESENT CERTAIN MEMBERS OF THE MILITARY FORCES OF THE COMMONWEALTH IN CONNECTION WITH ACTIONS AND CLAIMS ARISING OUT OF THE OPERATION OF MOTOR VEHICLES IN THE PERFORMANCE OF THEIR MILITARY DUTIES.

Be it enacted, etc., as follows:

Section 3B of chapter 12 of the General Laws is hereby amended by striking out the second paragraph, as inserted by section 3 of chapter 409 of the acts of 1943, and inserting in place thereof the following paragraph: —

For the purpose of this section and section three C an officer, or soldier of the military forces of the commonwealth, as defined in chapter thirty-three, shall while performing any lawfully ordered military duty be deemed to be an officer or employee of the commonwealth and a motor vehicle given to the commonwealth, loaned to it or hired or purchased by it shall, while being used in the performance of any lawfully ordered military duty, be deemed to be a motor vehicle owned by the commonwealth. *Approved April 30, 1968.*

Chap. 208. AN ACT INCREASING THE ANNUAL RATE OF COMPENSATION OF CERTAIN CALL FIREMEN AND RESERVE POLICEMEN FOR PURPOSES OF DETERMINING THEIR NORMAL YEARLY AMOUNT OF ACCIDENTAL DISABILITY RETIREMENT ALLOWANCE.

Be it enacted, etc., as follows:

Subdivision 2 of section 7 of chapter 32 of the General Laws is hereby amended by striking out paragraph (*b*), as most recently amended by section 14 of chapter 826 of the acts of 1967, and inserting in place thereof the following paragraph: —

(*b*) For purposes of determining the normal yearly amount of any pension in accordance with the provisions of this section or of section nine on account of the retirement or death of any member classified in Group 4 as a call fireman or reserve policeman, who was performing the duties of a call fireman or reserve policeman at the time the injury was sustained or the hazard was undergone which resulted in the granting of such pension, the annual rate of regular compensation of such member shall be considered to be the same as that of permanent firemen or policemen of lowest rank and grade, as the case may be, in the city or town in which he was employed; provided, that if there are no such permanent firemen or policemen, then the annual rate of his regular compensation shall be considered for such purposes to be six thousand dollars. *Approved April 30, 1968.*

Chap. 209. AN ACT INCREASING THE SALARY OF THE ASSISTANT CLERK OF THE COURTS FOR MIDDLESEX COUNTY.

Be it enacted, etc., as follows:

SECTION 1. Section 94 of chapter 221 of the General Laws is hereby amended by striking out the last paragraph, as appearing in section 1 of chapter 653 of the acts of 1966, and inserting in place thereof the following paragraph: —

In Middlesex county the assistant clerk shall receive a sum equal to eighty per cent of the salary of the clerk. In all counties other than Middlesex and Suffolk the assistant clerk shall receive a sum equal to seventy-five per cent of the salary of the clerk, and in all counties other than Suffolk 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 as of January first, nineteen hundred and sixty-eight. *Approved April 30, 1968.*

Chap. 210. AN ACT RELATIVE TO EXTENDING THE TERM OF CORPORATE EXISTENCE OF THE SAVINGS BANK INVESTMENT FUND.

Be it enacted, etc., as follows:

Section 1 of chapter 283 of the acts of 1945 is hereby amended by striking out the first sentence and inserting in place thereof the following sentence: — The directors for the time being of the Mutual Savings Central Fund, Inc., established by chapter forty-four of the acts of nineteen hundred and thirty-two, as amended, hereinafter called the incorporators, are hereby constituted a corporation for a term ending upon the dissolution of the said Mutual Savings Central Fund, Inc. under the name of the Savings Bank Investment Fund, hereinafter referred to as the corporation. *Approved April 30, 1968.*

Chap. 211. AN ACT EXTENDING DEATH BENEFITS TO GRANDCHILDREN OF DECEASED MEMBERS OF THE GRAND LODGE OF MASSACHUSETTS OF THE INDEPENDENT ORDER SONS OF ITALY.

Be it enacted, etc., as follows:

Section 1 of chapter 129 of the acts of 1938, as appearing in chapter 138 of the acts of 1956, is hereby amended by striking out, in line 8, the words "families or dependents" and inserting in place thereof the words: — families, dependents or grandchildren.

Approved April 30, 1968.

Chap. 212. AN ACT FURTHER REGULATING THE QUALIFICATION FOR VOTING FOR ELECTORS FOR THE OFFICE OF PRESIDENT AND VICE-PRESIDENT.

Be it enacted, etc., as follows:

The second sentence of section 26 of chapter 51 of the General Laws, as appearing in section 7 of chapter 437 of the acts of 1962, is hereby amended by striking out, in line 4, the word "thirty-second" and inserting in place thereof the word: — thirty-first.

Approved April 30, 1968.

Chap. 213. AN ACT INCREASING THE COMPENSATION OF CERTAIN RESERVE AND CALL POLICEMEN AND FIREFIGHTERS INJURED IN LINE OF DUTY.

Be it enacted, etc., as follows:

Section 85H of chapter 32 of the General Laws, as amended by chapter 633 of the acts of 1954, is hereby further amended by striking out, in line 12 and in line 25, the words "fifteen hundred" and inserting in place thereof, in each instance, the words: — three thousand.

Approved April 30, 1968.

Chap. 214. AN ACT AUTHORIZING THE CARRYING OF FIREARMS ON SUNDAY FOR THE PURPOSE OF SPORT TARGET SHOOTING.

Be it enacted, etc., as follows:

Section 57 of chapter 131 of the General Laws, as appearing in section 1 of chapter 802 of the acts of 1967, is hereby amended by striking out the last sentence and inserting in place thereof the following sentence: — This section shall not render unlawful the possession or carrying of a rifle, shotgun, pistol, revolver or bow and arrow, for the purpose of using the same on a skeet, trap or target range, nor for the purpose of using the same for sport target shooting at artificial targets by an owner or lessee, or his guest, upon his own or leased property, or by members or guests of clubs or associations on supervised firing ranges, nor shall it prohibit the taking of mammals by means of traps.

Approved April 30, 1968.

Chap. 215. AN ACT AUTHORIZING THE DEPARTMENT OF PUBLIC WELFARE TO IMPLEMENT THE STATE PUBLIC WELFARE SYSTEM AND MAKING CERTAIN APPROPRIATIONS FOR THE PURPOSE FOR THE NINETEEN HUNDRED AND SIXTY-NINE FISCAL YEAR.

Be it enacted, etc., as follows:

SECTION 1. The commissioner of public welfare is hereby authorized to expend during the fiscal year nineteen hundred and sixty-eight such sums as may be available to implement the program to transfer the administration of public welfare from cities and towns to the commonwealth, as provided in chapter six hundred and fifty-eight of the acts of nineteen hundred and sixty-seven. Such authorization shall include, but is not limited to, the expenditure of funds essential to the establishment and initial operation of finance units in accordance with agreements made with certain cities and towns pursuant to the provisions of section eighty-four of said chapter. Said commissioner may assign such municipal employees as may be designated by such agreements or may assign employees of the department of public welfare for the purpose of implementing the transition in advance of the effective date of said chapter six hundred and fifty-eight. The budget director is hereby authorized to transfer any available funds between various subsidiary accounts within appropriation item 1901–03 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven.

SECTION 2.

GENERAL FUND.

STATE PURPOSES APPROPRIATIONS.

Department of Public Welfare.

Item		
1901–03	Item 1901–03 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven, as amended by item 1901–03 of section two of chapter one hundred and thirty-two of the acts of the current year, is hereby further amended by striking out the words "six hundred and fifty-seven" and inserting in place thereof the words: — four thousand five hundred and eighty-seven.	

SECTION 3. To provide for payments required to be made by the commonwealth by chapter six hundred and fifty-eight of the acts of nineteen hundred and sixty-seven, the sums set forth in section four of this act are hereby appropriated from the "Local Aid Fund", 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-nine.

SECTION 4.

Department of Public Welfare.

Item		
1902–5000	For a program of direct medical assistance, provided that all federal funds received for the purposes of this item shall be credited to the Local Aid Fund	**$18,000,000**
1903–2000	For a program of direct aid to families with dependent children, provided that all federal funds received for the purposes of this item shall be credited to the Local Aid Fund	**9,000,000**
1905–2000	For a program of direct old age assistance, provided that all federal funds received for the purposes of this item shall be credited to the Local Aid Fund	**4,000,000**
1906–2000	For a program of direct general relief	**1,200,000**
1907–2000	For a program of direct assistance to totally and permanently disabled persons, provided that all federal funds received for the purpose of this item shall be credited to the Local Aid Fund	**1,400,000**

SECTION 5. The effective date of appropriation accounts, subsidiary accounts and authorizations in section four of this act shall be July first, nineteen hundred and sixty-eight. However, beginning June first, nineteen hundred and sixty-eight, the comptroller may prepare warrants and the state treasurer may advance funds appropriated under said section four to the department of public welfare for the purpose of making payments on and after July first, nineteen hundred and sixty-eight, as authorized by chapter six hundred and fifty-eight of the acts of nineteen hundred and sixty-seven; provided they are in accordance with law and the amounts thereof do not exceed the amount of the appropriation account or subsidiary account.

SECTION 6. Items of appropriations authorized by this act shall, prior to July first, nineteen hundred and sixty-eight, be subject to all the applicable conditions pertaining to the appropriations in chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven. On and after July first, nineteen hundred and sixty-eight, all items of appropriations authorized by this act shall be subject to applicable conditions pertaining to the appropriations authorized in the general appropriation act for the fiscal year nineteen hundred and sixty-nine.

SECTION 7. This act shall take effect upon its passage.

Approved May 2, 1968.

Chap. 216. AN ACT LIMITING THE CHARGES FOR CERTAIN INSURANCE ISSUED IN CONNECTION WITH RETAIL INSTALMENT SALES OF MOTOR VEHICLES.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to limit forthwith charges for certain insurance issued in connection with retail instalment sales of motor vehicles, 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 10 of chapter 255B of the General Laws, as amended by chapter 823 of the acts of 1967, is hereby further amended by striking out the eighth sentence and inserting in place thereof the following two sentences: — Except as hereinafter provided, no group accident and health insurance policy shall have a waiting period in excess of thirty days, and such policy shall not be offered unless the original amount of the principal balance of the debt is more than five hundred dollars. Notwithstanding the foregoing, a group accident and health policy may have a waiting period of sixty days; provided, however, that if incapacity extends for a period of sixty-one days or more, benefits shall be payable from the date of the incapacity; and provided, further, that the charge to the buyer shall not exceed thirty-five cents per one hundred dollars per year of the sum of the agreed monthly instalments contracted to be paid and proportionately at such rates for greater or lesser periods and for greater or lesser amounts of such coverage regardless of the cost of such insurance to the creditor, but such shall not be offered unless the original amount of the principal balance is more than five hundred dollars. *Approved May 2, 1968.*

Chap. 217. AN ACT REQUIRING HOUSING BOARDS TO CONSULT WITH THE COMMISSION ON AGING PRIOR TO THE CONSTRUCTION OF HOUSING FOR ELDERLY PERSONS OF LOW INCOME.

Be it enacted, etc., as follows:

Section 26UU of chapter 121 of the General Laws is hereby amended by striking out subdivision (*c*), as appearing in section 1 of chapter 667 of the acts of 1954, and inserting in place thereof the following subdivision: —

(*c*) Housing for elderly persons of low income shall conform to standards established by the housing board after consultation with the department of public health, the department of public welfare, the commission on aging and the board of standards, and shall be designed so as to alleviate the infirmities characteristic of the elderly.

Approved May 2, 1968.

Chap. 218. AN ACT PROVIDING THAT CERTAIN OPINIONS RENDERED BY THE MASSACHUSETTS COMMISSION AGAINST DISCRIMINATION SHALL BE KEPT ON FILE AT ITS OFFICE AND MADE AVAILABLE FOR PUBLIC INSPECTION.

Be it enacted, etc., as follows:

Subsection 12 of section 3 of chapter 151B of the General Laws, added by chapter 410 of the acts of 1966, is hereby amended by striking out the

second sentence and inserting in place thereof the following sentence: — Copies of such opinions shall be maintained in the files of the commission at its office and shall be available during regular business hours for public inspection. *Approved May 2, 1968.*

Chap. 219. AN ACT FURTHER DEFINING THE CRIME OF BOARDING A BOAT OR VESSEL WITHOUT AUTHORITY.

Be it enacted, etc., as follows:

SECTION 1. Chapter 102 of the General Laws is hereby amended by inserting after section 1 the following section: —

Section 1A. Except as provided in section one, whoever, not being a pilot or public officer, boards a boat or vessel without the permission of the owner or person in charge thereof shall be punished by a fine of not more than fifty dollars.

This section shall not apply to a person who boards a rafted-up boat or vessel to reach a boat or vessel which he is authorized to board, or to reach a wharf, dock or float, or who boards a boat or vessel which has been abandoned, or who boards a boat or vessel to save life or prevent personal injury or property damage.

SECTION 2. Section 3 of said chapter 102, as appearing in the Tercentenary Edition, is hereby amended by striking out, in line 1, the words "the two preceding sections" and inserting in place thereof the words: — sections one and two.

SECTION 3. Section 4 of said chapter 102, as so appearing, is hereby amended by striking out, in line 1, the words "the three preceding sections" and inserting in place thereof the words: — sections one, two and three. *Approved May 6, 1968.*

Chap. 220. AN ACT REQUIRING HOUSING AUTHORITIES TO CONFER WITH TENANT ORGANIZATIONS IN HOUSING PROJECTS RELATIVE TO GRIEVANCES.

Be it enacted, etc., as follows:

Chapter 121 of the General Laws is hereby amended by adding the following section: —

Section 43. A housing authority or its designee shall meet at reasonable times with tenant organizations to confer about complaints and grievances; provided, that if there is more than one tenant organization in any housing project, said authority or its designee shall not be obliged to meet with more than two organizations in each project which represent, as the housing authority may determine, the largest number of tenants in that project. The housing authority shall inform the tenant organizations of its decisions on any matters presented.

Approved May 6, 1968.

Chap. 221. AN ACT PROVIDING A MAXIMUM HEIGHT LIMITATION FOR MOTOR VEHICLES.

Be it enacted, etc., as follows:

Section 19 of chapter 90 of the General Laws is hereby amended by striking out the second sentence, as appearing in chapter 573 of the acts

of 1951, and inserting in place thereof the following two sentences: — No vehicle shall exceed a height of thirteen feet six inches, except that a special permit may be issued by the board or officer having charge of the ways for the operation of a vehicle of a height in excess of this limitation. The aforesaid dimensions of width, length and height shall be inclusive of the load and load-holding devices. *Approved May 6, 1968.*

Chap. 222. AN ACT PROVIDING THAT SPECIAL REGULATIONS RELATIVE TO THE SPEED AND USE OF MOTOR VEHICLES ON PRIVATE WAYS OR PARKING AREAS SHALL BE UNLIMITED IN DURATION.

Be it enacted, etc., as follows:

The second paragraph of section 18 of chapter 90 of the General Laws is hereby amended by striking out the second sentence, as appearing in chapter 135 of the acts of 1955. *Approved May 6, 1968.*

Chap. 223. AN ACT REQUIRING THE DISPLAY OF THE FLAG OF THE COMMONWEALTH IN EVERY COURT THEREOF WHILE COURT IS IN SESSION.

Be it enacted, etc., as follows:

Chapter 220 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 flag of the United States and the flag of the commonwealth shall be displayed in every court of justice of the commonwealth while court is in session. The flags shall be of suitable dimensions.

Approved May 6, 1968.

Chap. 224. AN ACT RELATIVE TO THE DECLARATION AND PAYMENT OF DIVIDENDS BY SAVINGS BANKS.

Be it enacted, etc., as follows:

SECTION 1. Chapter 168 of the General Laws is hereby amended by striking out section 59, as appearing in section 1 of chapter 432 of the acts of 1955, and inserting in place thereof the following section: —

Section 59. Before the declaration of an ordinary dividend as provided in section sixty, the auditing committee, referred to in section sixteen, shall cause an examination to be made of the estimated income and expenses of such corporation for the period for which such dividend is to be declared. The committee shall report to the trustees the estimated net income available for such dividend consisting of (*a*) the estimated net income for such period, and (*b*) with respect to the twelve-month period immediately preceding the date on which the dividend to be declared shall become payable, the balance, if any, of the net income earned during the part of such twelve-month period before such report and the estimated net income for the remainder of such twelve-month period, after deducting the amount of the ordinary dividends and estimated ordinary dividends declared for such twelve-month period. No

ordinary dividend shall be paid unless authorized and declared by the trustees after such examination, and a copy of said report shall be filed and preserved with the records of such corporation. As used in this section, and in sections sixty, sixty A and sixty-one, the term "net income" shall mean earned income less (*a*) reasonable expenses incurred in the management of such corporation, (*b*) the taxes paid, exclusive of taxes based upon income and profits, and (*c*) the amount set apart for or transferred to the guaranty fund from income for such period; the foregoing to be determined either on a cash or accrual basis or a combination thereof.

SECTION 2. Paragraph 1 of section 60 of said chapter 168 is hereby amended by striking out the third sentence, as amended by section 9 of chapter 169 of the acts of 1962, and inserting in place thereof the following sentence: — Ordinary dividends shall be declared, not more than four months before the date payable, from the estimated net income available therefor as shown by the report of the auditing committee required by section fifty-nine; after making such provisions as the trustees shall determine, pursuant to their election made in accordance with subparagraph (*e*) of paragraph 1 of section twenty-two B, to credit to systematic savings account deposits an appropriate portion of such estimated net income or to reserve, subject to the approval of the commissioner, an appropriate portion thereof for the payment of bonus dividends on such deposits.

SECTION 3. Paragraph 4 of said section 60 of said chapter 168, as appearing in section 1 of chapter 432 of the acts of 1955, is hereby amended by striking out the last sentence and inserting in place thereof the following sentence: — The aggregate amount of ordinary dividends declared with respect to any twelve-month period, other than in the case of a change in dividend periods referred to in paragraph 1 of this section, shall not exceed the estimated net income of the corporation for such twelve-month period except with the written approval of the commissioner.

SECTION 4. The second sentence of paragraph 1 of section 60A of said chapter 168, as appearing in section 10 of chapter 169 of the acts of 1962, is hereby amended by inserting before the word "net", in lines 2 and 7, the word: — estimated, — so as to read as follows: — Additional dividends on special notice account deposits shall be declared from the estimated net income available therefor as shown by the report of the auditing committee required by section fifty-nine, after making such provisions as the trustees shall determine, pursuant to their election made in accordance with subparagraph (*e*) of paragraph 1 of section twenty-two B, to credit to systematic savings account deposits an appropriate portion of such estimated net income or to reserve, subject to the approval of the commissioner, an appropriate portion thereof for the payment of bonus dividends on such deposits.

SECTION 5. Section 61 of said chapter 168 is hereby amended by striking out paragraph 3, as amended by chapter 301 of the acts of 1967, and inserting in place thereof the following paragraph: —

3. *Optional Extra Dividend.* — Notwithstanding the provisions of paragraphs 1 and 2 of this section, the trustees may authorize and declare an extra dividend (1) from the estimated net income available for dividend payment as shown by the report of the auditing committee required by section fifty-nine, such dividend to be payable on the day

on which the ordinary dividend is paid and to be at such rate as the trustees shall determine, or (2) without regard to such estimated net income, at the rate of not less than one eighth and not more than one half of one per cent, payable at such times and in such manner as the trustees may determine; unless, in such latter instance, it is estimated by the trustees after receipt of said report (*a*) that the total of the guaranty fund and surplus would thereby be reduced to less than eleven per cent of the whole amount of deposits; or (*b*) that the total of the surplus, undivided profits and reserves, at the beginning of the taxable year of such corporation, determined in accordance with federal income tax laws and regulations relating to mutual savings banks, would thereby be reduced to less than twelve per cent of the whole amount of deposits. In no case shall a dividend be declared under the authority of this paragraph if it is estimated by the trustees after such receipt that payment thereof would reduce either the guaranty fund on the bad debt reserve.

SECTION 6. Chapter 167 of the General Laws is hereby amended by striking out section 18, as most recently amended by section 11 of chapter 493 of the acts of 1961, and inserting in place thereof the following section: —

Section 18. An officer, agent, clerk or servant of a savings bank who pays or authorizes the payment of any dividend or interest in violation of the provisions of section sixty of chapter one hundred and sixty-eight shall be punished by a fine of not more than one thousand dollars or by imprisonment for not more than six months.

SECTION 7. Section 18A of said chapter 167, inserted by chapter 269 of the acts of 1961, is hereby amended by striking out, in line 3, the words "sixty days" and inserting in place thereof the words: — four months, — so as to read as follows: —

Section 18A. Without the consent of the commissioner, no bank shall advertise in any manner more than four months prior to the date interest or dividends on deposits or shares will be payable, the rate at which it is anticipated or estimated such interest or dividends will be paid.

Approved May 6, 1968.

Chap. 225. AN ACT PROHIBITING THE OPERATOR OF A MOTORCYCLE FROM CARRYING A PASSENGER WHO IS NOT WEARING PROTECTIVE HEAD GEAR.

Be it enacted, etc., as follows:

The last sentence of the first paragraph of section 7 of chapter 90 of the General Laws, added by chapter 13 of the acts of 1967, is hereby amended by adding after the word "prescribe", in line 5, the following words: — , and no person operating a motorcycle shall permit any other person to ride as a passenger on such motorcycle or in a side-car attached to such motorcycle unless such passenger is wearing such protective head gear.

Approved May 6, 1968.

Chap. 226. AN ACT DIRECTING THE COUNTY COMMISSIONERS OF HAMPSHIRE COUNTY TO PREPARE PLANS FOR THE CONSTRUCTION OF A NEW COURT HOUSE IN THE CITY OF NORTHAMPTON.

Be it enacted, etc., as follows:

The county commissioners of Hampshire county are hereby authorized and directed to have plans, test borings and specifications prepared for the construction of a new court house in the city of Northampton. For said purposes, said commissioners may expend from any available funds a sum not exceeding twenty thousand dollars.

Approved May 6, 1968.

Chap. 227. AN ACT REDUCING THE REQUIRED AGE FOR EXAMINATION FOR A LICENSE TO OPERATE A CINEMATOGRAPH OR SIMILAR APPARATUS IN A PUBLIC BUILDING.

Be it enacted, etc., as follows:

SECTION 1. Section 75 of chapter 143 of the General Laws, as most recently amended by chapter 112 of the acts of 1950, is hereby further amended by striking out, in line 12, the word "twenty-one" and inserting in place thereof the word: — nineteen.

SECTION 2. Said chapter 143 is hereby further amended by striking out section 79, as amended by section 5 of chapter 553 of the acts of 1941, and inserting in place thereof the following section: —

Section 79. Any person over nineteen who presents to the commissioner of public safety an affidavit, signed and sworn to by him, stating that he has operated a cinematograph or similar apparatus in a booth or enclosure in a theatre or hall devoted to public exhibitions of moving pictures outside of the commonwealth for a period of three months or more, shall be eligible for the examination, as provided in section seventy-five, for a license. *Approved May 6, 1968.*

Chap. 228. AN ACT AUTHORIZING CITIES AND TOWNS TO BORROW FOR THE DEVELOPMENT OF LAND FOR BURIAL PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. Section 7 of chapter 44 of the General Laws is hereby amended by inserting after clause (19) the following clause: —

(20) For developing land for burial purposes and for constructing paths and avenues and embellishing the grounds in said developed areas in a cemetery owned by the city or town, five years, ten per cent. The proceeds from the sale of the exclusive rights of burials in any of the lots in such cemetery shall be kept separate from other funds and be appropriated for the payment of any indebtedness incurred for such developments, notwithstanding the provisions of section fifteen of chapter one hundred and fourteen.

SECTION 2. This act shall take effect as of January first, nineteen hundred and sixty-eight. *Approved May 6, 1968.*

Chap. 229. AN ACT INCREASING THE SALARY OF THE CLERK OF THE DISTRICT COURT OF LAWRENCE AND PROVIDING THAT HE SHALL DEVOTE FULL TIME TO HIS OFFICIAL DUTIES.

Be it enacted, etc., as follows:

SECTION 1. *Class IV* of paragraph 1 of section 79 of chapter 218 of the General Laws is hereby amended by striking out the line reading "district court of Lawrence,".

SECTION 2. *Class V* of said paragraph 1 of said section 79 of said chapter 218, as appearing in section 3 of chapter 818 of the acts of 1967, is hereby amended by inserting after the line reading "district court of southern Essex," the following line: —

district court of Lawrence.

Approved May 6, 1968.

Chap. 230. AN ACT RELATIVE TO NOTICE REQUIREMENTS IN TAKING OR ACQUIRING LANDS IN ADVANCE OF THE ADOPTION AND APPROVAL OF CERTAIN REDEVELOPMENT PLANS.

Be it enacted, etc., as follows:

Section 26P of chapter 121 of the General Laws, as most recently amended by section 1 of chapter 764 of the acts of 1962, is hereby further amended by striking out the last paragraph and inserting in place thereof the following paragraph: —

Notwithstanding any contrary provision of section twenty-six KK or section twenty-six ZZ or any other section of the Housing Authority Law, a housing authority may, with the consent of the housing board and the consent of the city or town in which the land lies, acting by the mayor with the authorization of the city council or by the board of selectmen, and after a temporary loan contract for the purpose has been executed under the federal Housing Act of 1949, as amended, take by eminent domain as aforesaid or acquire by purchase, lease, gift, bequest or grant, and hold, clear, repair, operate, and after having taken or acquired the same, dispose of, land constituting the whole or any part or parts of any area which, after a public hearing of which the land owners of record have been notified by registered mail and of which at least twenty days' notice has been given by publication in a newspaper having a general circulation in the city or town in which the land lies, it has determined to be a substandard, decadent or blighted open area and for which it is preparing a land assembly and redevelopment plan or an urban renewal plan, and for such purposes may borrow money from the federal government or use any available funds or both; provided, however, that no such taking or acquisition shall be effected unless and until the expiration of thirty days after the housing authority has notified the land owners of record by registered mail and has caused a notice of such determination to be published in a newspaper having a general circulation in the city or town in which the land lies. Within thirty days after publication of the notice of such determination, any person aggrieved by such determination may file a petition in the supreme judicial or superior court sitting in Suffolk county for a writ of certiorari against the housing authority to correct errors of law in such determination, which shall be the exclusive remedy for such purpose;

and the provisions of section one D of chapter two hundred and thirteen and of section four of chapter two hundred and forty-nine shall apply to said petition except as herein provided with respect to the time for the filing thereof. *Approved May 6, 1968.*

Chap. 231. AN ACT REQUIRING A HOUSING AUTHORITY TO BARGAIN COLLECTIVELY WITH LABOR ORGANIZATIONS REPRESENTING ITS EMPLOYEES.

Be it enacted, etc., as follows:

The second paragraph of section 26T of chapter 121 of the General Laws, inserted by chapter 564 of the acts of 1965, is hereby amended by striking out, in line 1, the word "may" and inserting in place thereof the word: — shall. *Approved May 6, 1968.*

Chap. 232. AN ACT REPEALING THE LAW LIMITING THE HEIGHT OF BUILDINGS IN CITIES.

Be it enacted, etc., as follows:

Section two of chapter one hundred and forty-three of the General Laws is hereby repealed. *Approved May 6, 1968.*

Chap. 233. AN ACT REQUIRING CERTAIN CITIES AND TOWNS TO PROVIDE POLICE OFFICERS FOR FOOT PATROL.

Be it enacted, etc., as follows:

Chapter 41 of the General Laws is hereby amended by inserting after section 98A the following section: —

Section 98B. In every city or town which has a population of forty thousand or more and which accepts the provisions of this section there shall be at all times a minimum of one police officer on foot patrol for every ten thousand inhabitants or major portion thereof.

"On foot patrol", as used in this section, shall mean an assignment to patrol a certain area on foot. *Approved May 6, 1968.*

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, May 24, 1968.

The Honorable JOHN F. X. DAVOREN, *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 233 of the Acts of 1968, entitled "An Act requiring certain Cities and Towns to provide Police Officers for Foot Patrol." and the enactment of which received my approval on May 6, 1968, 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:

Cities and towns may require additional law enforcement procedures to meet extraordinary emergencies, of any nature or description, which in their course could threaten the lives and property of their citizens and such communities should be entitled to avail themselves of the advantage and protection provided by the laws of the Commonwealth.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, May 27, 1968.

I, John F. X. Davoren, 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 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 thirty-three of the acts of nineteen hundred and sixty-eight.

JOHN F. X. DAVOREN,
Secretary of the Commonwealth.

Chap. 234. AN ACT RELATIVE TO THE PERIOD FOR WHICH CERTIFICATES OF LIMITED REGISTRATION MAY BE ISSUED TO CERTAIN PHYSICIANS.

Be it enacted, etc., as follows:

Notwithstanding the provisions of any other law or regulation, the temporary license to practice medicine issued to a physician who is a graduate of a foreign medical school shall be extended so long as such physician is an employee of the commonwealth and works in a state hospital, state school or other mental health or retardation facility, or is a municipal employee working in a municipal hospital, and otherwise complies with the requirements for limited registration.

Approved May 8, 1968.

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, May 14, 1968.

The Honorable JOHN F. X. DAVOREN, *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 234 of the Acts of 1968, entitled "An Act relative to the Period for which Certificates of Limited Registration may be issued to certain Physicians." and the enactment of which received my approval on May 8, 1968, 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:

There are some doctors presently employed in state institutions who would be forced to leave if the operation of this act is not effective immediately.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, May 14, 1968.

I, John F. X. Davoren, 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 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 two hundred and thirty-four of the acts of nineteen hundred and sixty-eight.

JOHN F. X. DAVOREN,
Secretary of the Commonwealth.

Chap. 235. AN ACT EXTENDING THE RIGHTS OF EMPLOYEES TO OBTAIN COPIES OF STATEMENTS MADE TO INSURANCE COMPANIES TO INCLUDE STATEMENTS TAKEN ON RECORDING INSTRUMENTS.

Be it enacted, etc., as follows:

Chapter 152 of the General Laws is hereby amended by striking out section 7B, inserted by chapter 455 of the acts of 1947, and inserting in place thereof the following section: —

Section 7B. In any claim for compensation by an employee, which is denied by an insurer or self-insurer, no statement in writing signed by the claimant, or statement taken on a recording instrument, concerning the facts out of which the claim arose, given by such claimant, or a person in his behalf, to such insurer or self-insurer, or to an agent or attorney of such insurer or self-insurer, shall be admissible in evidence or referred to at the hearing of any such claim, or in any proceeding connected therewith, unless a copy of such statement or verbatim written transcript of such recorded statement has been furnished to the claimant, or to a person acting in his behalf, or to his attorney, within ten days after a written request therefor. *Approved May 8, 1968.*

Chap. 236. AN ACT INCREASING THE MAXIMUM LOAN LIMIT ON PERSONAL LOANS BY CO-OPERATIVE BANKS.

Be it enacted, etc., as follows:

Subsection 8 of section 26 of chapter 170 of the General Laws is hereby amended by striking out the fourth sentence, as amended by chapter 814 of the acts of 1965, and inserting in place thereof the following sentence: — The total obligation of any one person to any such corporation in this class of investment shall not exceed thirty-five hundred dollars, exclusive of interest or discount from date of note; and the aggregate balance of such loans made by any such corporation, at any time outstanding, shall not exceed ten per cent of its deposits.

Approved May 8, 1968.

Chap. 237. AN ACT REQUIRING OWNERS OF MOTOR VEHICLES TO DELIVER NUMBER PLATES TO THE REGISTRAR OF MOTOR VEHICLES FOLLOWING REVOCATION OF THE REGISTRATION OF SUCH MOTOR VEHICLE.

Be it enacted, etc., as follows:

The first sentence of the first paragraph of section 22 of chapter 90 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by inserting after the word "certificate", in line 6, the words: — and number plates. *Approved May 8, 1968.*

Chap. 238. AN ACT REDEFINING THE TERM "OWNER-REPAIRMAN" AS USED IN THE MOTOR VEHICLE LAWS.

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 90 of the General Laws is hereby amended by striking out the definition of "Owner-repairman", inserted by section 3 of chapter 511 of the acts of 1948, and inserting in place thereof the following definition: —

"Owner-repairman", any person who is not a manufacturer, dealer or repairman, and who owns a fleet of ten or more motor vehicles or trailers which are used by him exclusively in his principal business, and who maintains an establishment with facilities for the repair, alteration or equipment of such motor vehicles or trailers.

SECTION 2. This act shall take effect on January first, nineteen hundred and sixty-nine. *Approved May 8, 1968.*

Chap. 239. AN ACT EXCLUDING CERTAIN POLL TAKERS FROM THE OPERATION OF THE EMPLOYMENT SECURITY LAW.

Be it enacted, etc., as follows:

Section 6 of chapter 151A of the General Laws is hereby amended by adding after section (*p*) the following subsection: —

(*q*) Services performed by an individual as a poll taker or opinion taker, if the rate of such individual's remuneration is determined by a person other than the person supervising him and if said individual is free to accept or decline any given assignment.

Approved May 8, 1968.

Chap. 240. AN ACT RELATIVE TO RETURNS BY ASSESSORS OF NAMES OF CERTAIN CORPORATIONS AND ASSESSED VALUE OF CERTAIN CORPORATE PROPERTY.

Be it enacted, etc., as follows:

Chapter 59 of the General Laws is hereby amended by striking out section 83, as most recently amended by section 2 of chapter 490 of the acts of 1958, and inserting in place thereof the following section: —

Section 83. The assessors shall, upon request of the commissioner for detailed information concerning domestic and foreign corporations named by the commissioner, except banks of issue and deposit, having a capital stock divided into shares, organized for the purposes of business

or profit and established in their respective towns or owning real estate therein, provide a detailed statement of the works, structures, real estate, machinery, poles, underground conduits, wires and pipes owned by each of said corporations and situated in such town, with the value thereof, on January first preceding, and the amount at which the same is assessed in said town for the then current year.

The assessors shall also, when requested, return to the commissioner a detailed statement of all motor vehicles and trailers owned by each such corporation and the amount at which each such vehicle or trailer is assessed under chapter sixty A for said year. An assessor neglecting to comply with this section within thirty days after said request shall be punished by a fine of one hundred dollars. *Approved May 8, 1968.*

Chap. 241. AN ACT RELATIVE TO THE METHOD OF DETERMINING FEES OF PARTICIPATING DENTISTS UNDER THE DENTAL SERVICE CORPORATION LAW.

Be it enacted, etc., as follows:

Section 4 of chapter 176E of the General Laws, as appearing in chapter 714 of the acts of 1962, is hereby amended by striking out the first paragraph and inserting in place thereof the following paragraph: —

Any dental service corporation may enter into contracts with its subscribers and with participating dentists, for such dental and surgical services as may lawfully be rendered by them to the subscribers and to their dependents, and may pay for such services. The form of the agreement with participating dentists shall at all times be subject to the written approval of the commissioner. The fees to be paid to participating dentists for their services to the subscribers or to insured dependents, or the method of determining such fees, shall at all times be subject to a public hearing as provided by section two of chapter thirty A and to the written approval of the commissioner. Such fees shall not be equal to or higher than the fees charged by participating dentists to their average nonsubscriber patients; and in consideration of said fees submitted for his approval, he shall give weight to the ease and certainty of collection by the participating dentists of said fees charged subscribers through such corporation. Acquisition costs in connection with the solicitation of subscribers and costs of administration shall at all times be limited to such amounts as the commissioner shall approve.

Approved May 8, 1968.

Chap. 242. AN ACT AUTHORIZING FAMILY SERVICE ASSOCIATION OF GREATER BOSTON TO HOLD ADDITIONAL REAL AND PERSONAL ESTATE.

Be it enacted, etc., as follows:

Chapter 120 of the acts of 1957 is hereby amended by striking out section 5 and inserting in place thereof the following section: —

Section 5. The consolidated corporation may hold real and personal estate to an amount not exceeding fifteen million dollars.

Approved May 8, 1968.

Chap. 243. AN ACT INCREASING THE AMOUNT OF PROPERTY THAT MAY BE HELD BY THE HOLY GHOST HOSPITAL FOR INCURABLES.

Be it enacted, etc., as follows:

The Holy Ghost Hospital for Incurables, a corporation organized under general law, is hereby authorized to hold real and personal property to an amount not exceeding fifteen million dollars, said property to be used for the purposes set forth in its charter or in its agreement of association, or in any amendment thereof.

Approved May 8, 1968.

Chap. 244. AN ACT ESTABLISHING THE WAR VETERANS REIMBURSEMENT FUND AND PROVIDING FOR THE TRANSFER OF THE BALANCE IN THE SPANISH AMERICAN WAR REIMBURSEMENT FUND THERETO.

Be it enacted, etc., as follows:

SECTION 1. The balance now on hand in the Spanish American War Reimbursement Fund established by section one of chapter two hundred and eighty of the acts of nineteen hundred and twenty-eight is hereby diverted from said fund and made a separate fund to be called The War Veterans Reimbursement Fund. Said fund shall be safely invested by the state treasurer. All valid claims presented by persons entitled to any portion of such fund shall hereafter be paid by the state treasurer out of the principal thereof. The interest accruing on such fund shall be paid without special appropriation to the commissioner of veterans' services upon requisition by him, to be expended by him for the sole purpose of aiding worthy veterans as defined in section seven of chapter four of the General Laws, or the unremarried spouse of a deceased veteran.

SECTION 2. Chapter two hundred and eighty of the acts of nineteen hundred and twenty-eight is hereby repealed.

Approved May 8, 1968.

Chap. 245. AN ACT PROVIDING THAT THE QUESTION OF ACCEPTING THE PROVISIONS OF LAW PROVIDING FOR A FORTY-TWO HOUR WEEK FOR PERMANENT MEMBERS OF FIRE DEPARTMENTS MAY BE SUBMITTED TO THE VOTERS IN A CITY OR TOWN AT A STATE ELECTION.

Be it enacted, etc., as follows:

Section 58D of chapter 48 of the General Laws is hereby amended by striking out the third paragraph, as appearing in chapter 177 of the acts of 1967, and inserting in place thereof the following paragraph: —

Upon petition of not less than five per cent of the registered voters in any city or town, duly certified by the registrars of voters and filed with the state secretary not less than sixty days before a state election, or filed with a city or town clerk not less than sixty days before a municipal election, the state secretary, or the city or town clerk, as the case may be, shall cause to be printed upon the official ballot to be used in such city or town at such state or municipal election the following question: —

"Shall section fifty-eight D of chapter forty-eight of the General Laws, providing for a forty-two hour work week for permanent members of fire departments, be accepted?" If a majority of the votes cast on said question in any city or town are in the affirmative, this section shall take effect in such city or town ninety days thereafter.

Approved May 8, 1968.

Chap. 246. AN ACT RELATIVE TO THE INVESTMENTS OF DOMESTIC LIFE INSURANCE COMPANIES AND AUTHORIZING SUCH COMPANIES TO MAKE CERTAIN INVESTMENTS IN CANADA AND PUERTO RICO.

Be it enacted, etc., as follows:

SECTION 1. Section 63 of chapter 175 of the General Laws is hereby further amended by striking out paragraph 6, as amended by section 5 of chapter 266 of the acts of 1947, and inserting in place thereof the following paragraph: —

6. In equipment trust obligations or certificates which are adequately secured or other adequately secured instruments evidencing an interest in railroad equipment to be used wholly or in part within the United States or the Dominion of Canada or evidencing an interest in aircraft or aircraft equipment and a right to receive determined portions of rental, purchase or other fixed obligatory payments for the use or purchase of such equipment; provided, that an initial cash or other equity payment of at least ten per cent has been paid on such equipment; and provided, further, that such obligations, certificates or instruments mature not later than fifteen years from the date of issue.

SECTION 2. Section 65 of said chapter 175 is hereby amended by inserting after the word "sixty-three", inserted by section 1 of chapter 254 of the acts of 1967, the following: — ; provided, further, that in addition to the foregoing any such company may, to an aggregate amount not in excess of five per cent of the assets of such company, make and hold loans upon real property, including leasehold estates therein, in any state of the United States, or in the District of Columbia or Puerto Rico, or in any province of the Dominion of Canada, notwithstanding the fact that such loans and the mortgages securing the same do not comply with the provisions of said paragraphs 7 and 7A of said section sixty-three. Nothing in this section shall prevent any such company from making and holding loans otherwise permitted under this chapter and taking as incidental collateral therefor any type of security including mortgages of real property or any interest or estate therein.

SECTION 3. The first paragraph of section 66 of said chapter 175 is hereby amended by striking out the third sentence, as appearing in the Tercentenary Edition, and inserting in place thereof the following sentence: — No such life company shall subscribe to or participate in any underwriting of the purchase or sale of securities, or enter into any transaction for such underwriting on account of said company jointly with any other person, nor shall any such life company enter into any agreement to withhold from sale any of its property, but the disposition of its property shall be at all times within the control of its board of directors.

Approved May 8, 1968.

Chap. 247. AN ACT RELATIVE TO EXPENDITURES FOR THE CARE, MAINTENANCE AND REPAIR OF THE MIDDLESEX COUNTY HOSPITAL.

Be it enacted, etc., as follows:

The county commissioners of Middlesex county are hereby authorized to expend for the year nineteen hundred and sixty-eight the sums set forth in this act for the care, maintenance and repair of the county hospital within the county, 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 county commissioners and with the county treasurer a certification of the amounts set forth in the approved schedules for such hospital. 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 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", "equipment", "structures and improvements" or "improvements to land" to another main group nor shall any transfer be made from any other main group into any of the aforementioned main groups.

Transfers within an appropriation between classes and between subclasses within a main group may be made by 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 and a graduate nurse who becomes a registered nurse may be paid an increased salary rate on account of such promotion, subject to approval by the county personnel board, and a person may receive an increased cash salary in lieu of maintenance formerly received, with like approval.

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 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.

MIDDLESEX COUNTY.

Item		
1.	For personal services	$2,025,353 67
2.	For contractual services	93,000 00
3.	For supplies and materials	375,000 00
4.	For current charges and obligations	125,000 00
5.	For equipment	172,019 75
6.	For structures and improvements	40,000 00
8.	For debt and interest	18,000 00
10.	For unpaid bills of previous years	8,860 87
11.	For reserve fund	100,000 00
12.	For group insurance	36,200 00
	For total expenditures	$2,993,434 29

Approved May 8, 1968.

Chap. 248. AN ACT PROVIDING FOR THE REPAIR OF SEWERS IN PRIVATE WAYS.

Be it enacted, etc., as follows:

Chapter 83 of the General Laws is hereby amended by inserting after section 3 the following section: —

Section 3A. The board or officers of a city or town having charge of the repair and maintenance of sewers may at the request of the owner of land and payment by him of the actual cost thereof repair a break in a sewer laid in a private way and remove any sewerage flowing from such break. *Approved May 8, 1968.*

Chap. 249. AN ACT FURTHER REGULATING THE ELIGIBILITY OF TENANTS IN HOUSING PROJECTS.

Be it enacted, etc., as follows:

SECTION 1. Clause (*f*) of section 26FF of chapter 121 of the General Laws is hereby amended by striking out the last sentence added by section 4 of chapter 705 of the acts of 1966 and inserting in place thereof the following sentence: — 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 including enforcement of the minimum standards of fitness for human habitation established by the state sanitary code and other local ordinances, by-laws, rules or regulations.

SECTION 2. Clause (*g*) of said section 26FF of said chapter 121, inserted by chapter 740 of the acts of 1965, is hereby amended by inserting after the word "action", in line 2, the words: — , including the enforcement of the minimum standards of fitness for human habitation established by the state sanitary code and other local ordinances, by-laws, rules or regulations,. *Approved May 8, 1968.*

Chap. 250. AN ACT AUTHORIZING THE ISSUANCE OF AN ALL ALCOHOLIC BEVERAGES CLUB LICENSE TO FAIRVIEW KNIGHTS OF COLUMBUS HOME ASSOCIATION.

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 Chicopee is hereby authorized to issue to Fairview Knights of Columbus Home Association, 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, said license shall be included in such new quota. *Approved May 11, 1968.*

Chap. 251. AN ACT PROVIDING THAT CERTAIN NEW BRAKE DRUMS OR DISCS SHALL BE PLAINLY MARKED WITH CERTAIN SAFETY STANDARDS.

Be it enacted, etc., as follows:

Section 7G of chapter 90 of the General Laws, inserted by chapter 299 of the acts of 1964, is hereby amended by inserting after the second sentence the following sentence: — No person shall sell, offer or expose for sale, or have in his possession with intent to sell any brake drum or brake disc designed for use on a motor vehicle, which drum or disc was manufactured after January first, nineteen hundred and seventy-one, whether as original or replacement equipment, unless such drum or disc is permanently and plainly marked to clearly indicate the maximum safe diameter or minimum safe thickness to which it may be worn, ground or turned. *Approved May 11, 1968.*

Chap. 252. AN ACT MAKING A CORRECTIVE CHANGE IN THE LAW RELATIVE TO THE FORMATION OF DOMESTIC STOCK INSURANCE COMPANIES.

Be it enacted, etc., as follows:

Section 19A of chapter 175 of the General Laws is hereby amended by striking out the fourth sentence, inserted by section 1 of chapter 95 of the acts of 1966, and inserting in place thereof 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 fourth paragraph of section forty-eight. *Approved May 11, 1968.*

Chap. 253. AN ACT TO PERMIT THE ABATEMENT OF A PORTION OF UNPAID REAL PROPERTY TAXES ON LAND ACQUIRED BY A TOWN.

Be it enacted, etc., as follows:

Chapter 59 of the General Laws is amended by inserting after section 72 the following section: —

Section 72A. Upon the purchase, other than under eminent domain, or acceptance of a gift of land located therein by a town, the unpaid real estate taxes shall be adjusted as of the date title passes. The board or department having control of such land may request in writing that the unpaid taxes on said land for the balance of said year be abated. Upon receipt of such request said taxes shall be so abated. Said request shall form a part of the assessors' records of abatement.

Approved May 11, 1968.

Chap. 254. AN ACT REQUIRING OPERATORS OF MOTOR VEHICLES TO EXHIBIT, UPON REQUEST, THE CERTIFICATE OF REGISTRATION OF SUCH VEHICLES AT THE SCENE OF THE ACCIDENT.

Be it enacted, etc., as follows:

Section 11 of chapter 90 of the General Laws is hereby amended by striking out the last sentence, as appearing in section 2 of chapter 388 of the acts of 1956, and inserting in place thereof the following sentence: — Any operator who knowingly collides with or causes injury to any person or damage to any property shall, upon the request of the person injured or the person owning or in charge of the property damaged, plainly exhibit to such person his license and, if required under the provisions of this chapter to carry the certificate of registration for the vehicle upon his person or in the vehicle, such certificate.

Approved May 11, 1968.

Chap. 255. AN ACT DESIGNATING THE MENTAL HEALTH CENTER IN THE CITY OF LOWELL AS THE DR. HARRY C. SOLOMON MENTAL HEALTH CENTER.

Be it enacted, etc., as follows:

The mental health center in the department of mental health, located in the city of Lowell shall be known and designated as the Dr. Harry C. Solomon mental health center in recognition of over fifty years of dedicated service of Harry C. Solomon, M.D. to the department of mental health and the commonwealth. Said department shall affix a suitable marker bearing said designation in an appropriate location at said center. *Approved May 11, 1968.*

Chap. 256. AN ACT RELATIVE TO THE INFORMATION REQUIRED TO BE FURNISHED TO THE STATE TAX COMMISSION BY CITIES AND TOWNS WITH RESPECT TO THE ESTABLISHMENT OF EQUALIZED VALUATIONS.

Be it enacted, etc., as follows:

SECTION 1. Section 10 of chapter 58 of the General Laws, as appearing in section 43 of chapter 14 of the acts of 1966, is hereby amended

by adding the following sentence: — If a city or town fails to submit such information in its possession as the commission requests in writing for use in determining the equalized valuations required by section nine and such failure continues for thirty days after such written request, such city or town shall not have a right of appeal to the appellate tax board as provided under section ten B and the decision of the commission with respect to such city or town shall be final.

SECTION 2. This act shall apply to equalized valuations required to be determined after the calendar year nineteen hundred and sixty-eight. *Approved May 11, 1968.*

Chap. 257. AN ACT RELATIVE TO THE TIME FOR FILING CLAIMS FOR REIMBURSEMENT OF THE EXCISE ON GASOLINE USED ON A FARM FOR FARMING PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. Section 7A of chapter 64A of the General Laws, as most recently amended by section 1 of chapter 410 of the acts of 1960, is hereby further amended by striking out the second sentence and inserting in place thereof the following sentence: — Claim for reimbursement of said excise with respect to fuel used during the taxable year for which such refund of the federal gasoline tax is due shall be filed on or before the fifteenth day of the fourth month following the close of such taxable year.

SECTION 2. Any claim for reimbursement of excise paid pursuant to section seven A of chapter sixty-four A of the General Laws with respect to fuel used during a taxable year ending in nineteen hundred and sixty-eight shall also include a claim for reimbursement of any excise paid with respect to fuel used after June thirtieth of nineteen hundred and sixty-seven.

SECTION 3. This act shall take effect with respect to taxable years ending in nineteen hundred and sixty-eight and thereafter.

Approved May 11, 1968.

Chap. 258. AN ACT AUTHORIZING A PERSON RECEIVING A RETIREMENT ALLOWANCE FROM THE COMMONWEALTH, OR ANY CITY, TOWN OR DISTRICT TO RECEIVE COMPENSATION FOR CERTAIN SERVICES.

Be it enacted, etc., as follows:

The first sentence of section 91 of chapter 32 of the General Laws, as most recently amended by section 2 of chapter 749 of the acts of 1963, is hereby further amended by inserting after the word "general", in line 17, the words: — , for services rendered as an auditor or master by appointment of the probate court, the superior court or the supreme judicial court. *Approved May 11, 1968.*

Chap. 259. AN ACT PROHIBITING THE LOAN OF A LEARNER'S PERMIT TO OPERATE A MOTOR VEHICLE.

Be it enacted, etc., as follows:

The first sentence of paragraph (*a*) of subdivision (2) of section 24 of chapter 90 of the General Laws, as most recently amended by chapter 316 of the acts of 1966, is hereby further amended by inserting after the word "license" in line 12, the words: — or learner's permit.

Approved May 11, 1968.

Chap. 260. AN ACT AUTHORIZING THE FIRST BAPTIST CHURCH OF GRAFTON, FIRST BAPTIST SOCIETY IN GRAFTON AND THE SECOND BAPTIST CHURCH OF GRAFTON TO CONSOLIDATE WITH THE BAPTIST CHURCH OF GRAFTON, MASSACHUSETTS, INC.

Be it enacted, etc., as follows:

SECTION 1. The First Baptist Church of Grafton, incorporated in the year eighteen hundred and ninety-four, First Baptist Society in Grafton, incorporated in the year eighteen hundred and thirty-nine and The Second Baptist Church of Grafton, incorporated in the year nineteen hundred and seven, hereinafter referred to as said existing corporations, which are and are hereby declared to be religious corporations existing under the laws of the commonwealth are hereby authorized to consolidate with The Baptist Church of Grafton, Massachusetts, Inc., a religious corporation, existing under the laws of the commonwealth, hereinafter referred to as said consolidated corporation, with all the privileges, powers and immunities which said existing corporations have heretofore acquired or enjoyed by statute or otherwise, and with the powers, privileges and immunities set forth in all general laws pertaining to religious societies or churches and all acts in amendment thereof and in addition thereto, which said consolidated corporation shall in all respects be a continuation of and the lawful successor to said existing corporations.

SECTION 2. Upon such consolidation all property of said existing corporations, including all bequests, devises, gifts and transfers of any kind heretofore made to them, shall vest in and may be received by said consolidated corporation, and all bequests, devises, gifts and transfers of any kind hereafter made to or for the benefit of said existing corporations shall vest in said consolidated corporation, and said consolidated corporation shall have with respect to such property and with respect to such bequests, devises, gifts and transfers, whether heretofore or hereafter made, the same powers, rights and privileges as would have been possessed by said existing corporations had such consolidation not been effected; provided, that no property now held by, or hereafter bequeathed, devised or given to any of said existing corporations upon specific and limited charitable uses and trusts, as distinguished from property held by, or hereafter bequeathed, devised or given to them for their general purposes, shall be so received unless authorized by decree of a court of competent jurisdiction.

SECTION 3. The officers, or any of them, of each of said existing corporations are hereby respectively authorized to execute and deliver

all instruments and to perform all such other acts as may be necessary or proper to carry out and implement the consolidation authorized by this act.

SECTION 4. Said consolidated corporation shall assume and is hereby charged with the payment of all valid and existing obligations of said existing corporations.

SECTION 5. All members of the existing corporations shall become members of said consolidated corporation on the effective date of this act. New members may be admitted to the consolidated corporation thereafter in accordance with the provisions of the constitution and by-laws of the consolidated corporation.

SECTION 6. The proceedings and votes of The First Baptist Church of Grafton, First Baptist Society in Grafton and The Second Baptist Church of Grafton, relative to the consolidation of said corporations and their change of names, taken prior to the acceptance of this act, and all acts in pursuance thereof, are hereby ratified, confirmed and validated, notwithstanding any informalities, errors or omissions.

SECTION 7. Upon acceptance of this act by a majority of the members of each of said corporations present and voting at meetings duly called for the purpose, certified copies of the respective votes of acceptance, sworn to by the respective clerks or recording officers of said corporations, shall be recorded in the office of the register of deeds for the county of Worcester and filed in the office of the state secretary, and thereupon said consolidation shall be complete and the persons who are then members of said The First Baptist Church of Grafton, First Baptist Society in Grafton and The Second Baptist Church of Grafton shall become members of The Baptist Church of Grafton, Massachusetts, Inc. *Approved May 11, 1968.*

Chap. 261. AN ACT ALLOWING THE DIRECTOR OF CIVIL SERVICE TO ESTABLISH EDUCATIONAL STANDARDS FOR FIRE FIGHTERS UPON WRITTEN REQUEST OF THE APPOINTING AUTHORITY.

Be it enacted, etc., as follows:

The third paragraph of section 6A of chapter 31 of the General Laws, as appearing in section 9 of chapter 780 of the acts of 1967, is hereby amended by inserting after the word "service", in line 4, the words: — or to the fire service as a fire fighter. *Approved May 11, 1968.*

Chap. 262. AN ACT AUTHORIZING THE COUNTY COMMISSIONERS OF ESSEX COUNTY TO COMPENSATE RICHARD O. SLINGSBY FOR SERVICES RENDERED AS THIRD ASSISTANT CLERK IN THE DISTRICT COURT OF SOUTHERN ESSEX.

Be it enacted, etc., as follows:

The county commissioners of Essex county are hereby authorized to pay out of any available funds to Richard O. Slingsby of Lynn the sum of one thousand one hundred and fourteen dollars and forty-seven cents as compensation for services rendered by him as third assistant clerk in the district court of southern Essex for the period commencing September thirtieth, nineteen hundred and sixty-seven and ending November fifteenth, nineteen hundred and sixty-seven.

Approved May 11, 1968.

Chap. 263. AN ACT PROHIBITING THE ESTABLISHMENT OF CERTAIN RESIDENCY REQUIREMENTS FOR APPOINTMENT AS A FIRE FIGHTER UNDER CIVIL SERVICE LAW IN CERTAIN CITIES AND TOWNS.

Be it enacted, etc., as follows:

Chapter 31 of the General Laws is hereby amended by inserting after section 19B the following section: —

Section 19C. The director may hold examinations for appointment to fire forces in the cities and towns which are subject to the provisions of this chapter and which accept this section on a state-wide basis or within a reasonable area based on proximity to any city or town. An appointing authority in a fire department may file with the director a request that such a reasonable area be established setting forth in his request the names of the municipalities which he proposes should be included within said area. If the director approves the establishment of such an area, no applicant for appointment to the fire force of a city or town shall be required by rule, or otherwise, to be a resident of such city or town at the time of filing his application for examination; provided, however, that if any person has resided in a city or town for one year immediately prior to filing his application for examination and has the same standing as any person who has not so resided in such city or town, the director of civil service, when establishing the list of eligible applicants, shall place the name of the person so residing ahead of the name of the person not so residing; provided, further, that notwithstanding the provisions of any general or special law to the contrary, any person who receives an appointment to the fire force of a city or town shall within six months after his appointment establish his residence within such city or town or at some other place within ten miles of the perimeter of such city or town. The commission may by rule require that any such applicant shall have resided in the commonwealth for one year prior to filing such application.

Approved May 11, 1968.

Chap. 264. AN ACT PROVIDING THAT ANY GENERAL OR BLANKET POLICY OF INSURANCE OR SCHEDULE OF PREMIUM CHARGES ISSUED THEREFOR FOR DELIVERY IN THE COMMONWEALTH SHALL BE FURNISHED TO THE COMMISSIONER OF INSURANCE UPON HIS REQUEST.

Be it enacted, etc., as follows:

Subdivision (A) of section 110 of chapter 175 of the General Laws, as most recently amended by section 1 of chapter 309 of the acts of 1965, is hereby further amended by inserting after the first sentence the following sentence: — Any general or blanket policy delivered or issued for delivery in the commonwealth, and any certificate and the schedule of premium charges issued in connection with such policy, shall be furnished to the commissioner upon his request.

Approved May 11, 1968.

Chap. 265. AN ACT PROVIDING FOR DISCLOSURE BY BANKS RELATIVE TO INTEREST ON DEPOSITS IN CHRISTMAS CLUB, VACATION CLUB, TAX CLUB AND OTHER GROUP CLUB ACCOUNTS.

Be it enacted, etc., as follows:

Section 16 of chapter 167 of the General Laws, as most recently amended by section 10 of chapter 493 of the acts of 1961, is hereby further amended by striking out the first sentence and inserting in place thereof the following sentence: — Savings banks, trust companies, and co-operative banks may contract, on terms to be agreed upon, for the deposit, at intervals within any period of twelve months, of sums of money in the aggregate not in excess of the statutory limit on deposits in savings banks, and for the payment of interest, if any, on said deposits; provided, however, that if interest is not paid on deposits made in Christmas Clubs, Vacation Clubs and Tax Clubs, so called, in the same manner and to the same extent that interest is paid on regular savings deposits, a statement to such effect shall be conspicuously printed on the passbook, application or elsewhere as the commissioner shall by regulation determine. *Approved May 11, 1968.*

Chap. 266. AN ACT TO PROVIDE FUNDS FOR THE PLANNING AND DEVELOPMENT OF THE HOLYOKE COMMUNITY COLLEGE IN THE CITY OF HOLYOKE.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide funds immediately for the planning and development of the Holyoke community college, 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 the development of a site and the preparation of plans for a new Holyoke community college, the sum set forth in section two of this act, subject to the conditions contained therein, is hereby made available subject to the provisions of law regulating the disbursement of public funds and the approval thereof.

SECTION 2.

Department of Education.

Holyoke Community College.

Item		
8069-01	For the preparation of plans for the development of the Holyoke community college, including a master plan and plans for the preparation of the site and the design plans for the construction of phase I; provided, that the city of Holyoke grants land free of charge to the commonwealth for said purpose; and, provided further, that any federal funds received for this purpose shall be credited to the General Fund, debt service account	**$1,100,000**

SECTION 3. No agency of the commonwealth shall make any expenditure for the purposes of said item 8069-01 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. 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 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 not be later than June thirtieth, nineteen hundred and seventy-four. Notwithstanding any provisions of this act, such notes shall be general obligations of the commonwealth.

Approved May 14, 1968.

Chap. 267. AN ACT RELATIVE TO THE PAYMENT OF INTEREST BY CO-OPERATIVE BANKS ON SAVINGS SHARE ACCOUNTS.

Be it enacted, etc., as follows:

Subsection 3 of section 13 of chapter 170 of the General Laws is hereby amended by striking out paragraph (*c*), as most recently amended by section 2 of chapter 373 of the acts of 1965, and inserting in place thereof the following two paragraphs: —

(*c*) There shall be credited to each savings share account of ten dollars or more at every distribution date applicable to savings shares interest on such rate basis as the directors from time to time may determine, computed without regard to fractions of a dollar; provided, that interest shall not be credited on amounts withdrawn between distribution dates. Interest shall be credited upon amounts deposited from and after the bank day next following, and may be credited upon amounts deposited within ten days subsequent to the preceding bank day, or with the approval of the commissioner may be credited from the date of deposit. Additional interest may be credited on deposits in savings share accounts designated as Special Notice Accounts credited as provided in subsection 3A.

(*d*) With the approval of the commissioner, any of the savings share deposits authorized by this subsection 3 may be received in a separate class of account on which interest shall be credited at the time when and for the same distribution period as that for which any ordinary interest is credited and at a rate which shall be at least one eighth of one per cent less than the rate so credited. Interest on such accounts shall be

credited at the distribution date from the day of deposit to the day of withdrawal on sums withdrawn before the distribution date, so long as the account in which such sums were on deposit shall remain open until the distribution date with a balance of at least ten dollars; and from the date of deposit to the distribution date on all sums remaining on deposit on such date. *Approved May 14, 1968.*

Chap. 268. AN ACT RELATIVE TO THE CLOSING HOURS FOR THE SALE OF ALCOHOLIC BEVERAGES.

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 most recently amended by chapter 275 of the acts of 1966, 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 on any secular day between the hours of two and eight o'clock antemeridian 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 antemeridian and before eleven o'clock postmeridian, and no tavern shall be kept open on any such day between twelve o'clock midnight and eight o'clock antemeridian.

Approved May 14, 1968.

Chap. 269. AN ACT AUTHORIZING POLITICAL SUBDIVISIONS OF THE COMMONWEALTH TO FORM GROUPS FOR THE PURPOSE OF MAKING COLLECTIVE PURCHASES.

Be it enacted, etc., as follows:

Chapter 7 of the General Laws is hereby amended by inserting after section 22 the following section: —

Section 22A. Notwithstanding any contrary provision of law relative to collective purchasing, but subject, however, to all other laws regulating public purchases and competitive bidding, the commonwealth may join with cities, towns, counties, districts or bodies corporate and politic in purchasing in quantity various items, materials, supplies or equipment, or may make such purchases on behalf of a combination or group of cities, towns, counties, districts or bodies politic and corporate in the manner hereinafter provided. The state purchasing agent shall, upon the certification of availability of funds for the payment of vendors by each of the political subdivisions comprising such combination or group, purchase all items specified on requisitions submitted to him.

Approved May 14, 1968.

Chap. 270. AN ACT DIRECTING THE COUNTY COMMISSIONERS OF THE COUNTY OF NORFOLK TO HAVE PLANS AND SPECIFICATIONS PREPARED FOR THE CONSTRUCTION OF A HOUSE OF CORRECTION IN SAID COUNTY.

Be it enacted, etc., as follows:

SECTION 1. The county commissioners of the county of Norfolk are hereby authorized and directed to cause plans and specifications to

be prepared for the construction of a house of correction to be located on a site in Norfolk county selected by said commissioners. For said purposes said commissioners may expend a sum not exceeding fifty thousand dollars.

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

Approved May 15, 1968.

Chap. 271. AN ACT PERMITTING TENANTS IN HOUSING PROJECTS TO BE, AT THE SAME TIME, MEMBERS OF THE HOUSING AUTHORITIES OPERATING SUCH PROJECTS.

Be it enacted, etc., as follows:

SECTION 1. The first paragraph of section 26L of chapter 121 of the General Laws is hereby amended by striking out the fourth sentence, inserted by section 1 of chapter 128 of the acts of 1955.

SECTION 2. The second paragraph of section 26M of said chapter 121 is hereby amended by striking out the last sentence, added by section 2 of said chapter 128, and inserting in place thereof the following sentence: — A member shall not, if he is a tenant in a housing project, participate in any decision relating to the project affecting his personal interest.

Approved May 15, 1968.

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, May 24, 1968.

The Honorable JOHN F. X. DAVOREN, *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 271 of the Acts of 1968, entitled "An Act permitting Tenants in Housing Projects to be, at the same time, Members of the Housing Authorities operating such Projects." and the enactment of which received my approval on May 15, 1968, 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:

Vacancies are now occurring in local housing authorities and member tenants should be given the opportunity to fill these vacancies without delay so that they may participate in the operating of such projects.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, May 27, 1968.

I, John F. X. Davoren, 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 seven minutes, P.M., on the above date, and in ac-

cordance with Article Forty-eight of the Amendments to the Constitution said chapter takes effect forthwith, being chapter two hundred and seventy-one of the acts of nineteen hundred and sixty-eight.

JOHN F. X. DAVOREN,
Secretary of the Commonwealth.

Chap. 272. AN ACT AUTHORIZING A REGIONAL SCHOOL DISTRICT COMMITTEE TO APPOINT A SCHOOL BUILDING COMMITTEE.

Be it enacted, etc., as follows:

Section 16A of chapter 71 of the General Laws is hereby amended by adding the following sentence: — The committee may appoint a school building committee which shall have such powers and duties relative to the construction, reconstruction, remodelling, repair, expansion or equipping of school buildings or facilities as the committee determines. *Approved May 15, 1968.*

Chap. 273. AN ACT INCREASING THE SALARY OF THE CLERK OF THE DISTRICT COURT OF HAMPSHIRE.

Be it enacted, etc., as follows:

SECTION 1. Paragraph (1) of section 79 of chapter 218 of the General Laws is hereby amended in *Class III* by striking out line 6, as appearing in chapter 725 of the acts of 1962, reading "district court of Hampshire,", and in *Class IV* by inserting after the line reading "district court of western Hampden,", inserted by chapter 677 of the acts of 1964, the following line: — district court of Hampshire,.

SECTION 2. Notwithstanding any provision of this act to the contrary, the provisions of sections seventy-nine and eighty of chapter two hundred and eighteen of the General Laws, relative to the salary of the clerk and assistant clerks of the district court of Hampshire, in effect immediately prior to the effective date of this act shall remain in effect and apply to the salary of any person appointed to either of said offices between the effective date of this act and December thirty-first, nineteen hundred and sixty-eight, both dates inclusive.

Approved May 15, 1968.

Chap. 274. AN ACT PROVIDING FOR ADEQUATE PLUMBING FACILITIES IN JAILS.

Be it enacted, etc., as follows:

Section 21 of chapter 111 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: — The department shall make rules for police station houses, lockups, houses of detention, jails, houses of correction, prisons and reformatories, regarding the care and use of drinking cups and of dishes used for food, the care and use of bedding, the ventilation of the buildings and minimum plumbing facilities for human habitation. *Approved May 15, 1968.*

Chap. 275. AN ACT RELATIVE TO THE CIVIL SERVICE STATUS OF THE INVESTIGATING AGENTS IN THE FRAUDULENT CLAIMS BOARD OF THE DEPARTMENT OF PUBLIC WELFARE.

Be it enacted, etc., as follows:

Chapter 18 of the General Laws is hereby amended by striking out section 5A, as appearing in section 1 of chapter 658 of the acts of 1967, and inserting in place thereof the following section: —

Section 5A. There shall be a fraudulent claims board, hereinafter called the board, consisting of a chief and seven investigating agents, who shall be appointed by the commissioner subject to the provisions of chapter thirty-one. The board may expend for legal, investigative, clerical and other assistance and expenses such sums as may be appropriated therefor.

The board shall investigate complaints which indicate the possibility of a fraudulent claim for welfare assistance or receipt of such welfare assistance by a person not entitled thereto.

Approved May 15, 1968.

Chap. 276. AN ACT INCREASING THE MAXIMUM LIABILITY WHICH MAY BE IMPOSED FOR REMOVING CERTAIN ILLEGALLY PARKED VEHICLES IN THE CITY OF BOSTON.

Be it enacted, etc., as follows:

The fifth paragraph of section 2 of chapter 263 of the acts of 1929, as amended by section 1 of chapter 228 of the acts of 1966, is hereby amended by striking out, in line 27, the word "eight" and inserting in place thereof the word: — twelve. *Approved May 15, 1968.*

Chap. 277. AN ACT PROVIDING PENSIONS FOR WIDOWS OF CERTAIN JANITORS IN NONCONTRIBUTORY PENSION SYSTEMS.

Be it enacted, etc., as follows:

Chapter 32 of the General Laws is hereby amended by inserting after section 44A the following section: —

Section 44B. Any school janitor who is eligible for superannuation retirement under the provisions of section forty-four or section forty-four A shall have the right at the time of his retirement to elect one of the following options for the payments of his pension: —

Option A. — The full yearly amount of pension payable under the provisions of said section forty-four or forty-four A to such school janitor on the date of his retirement.

Option B. — A lesser amount of yearly pension which shall be payable to such school janitor during his lifetime, with a provision that two thirds of the yearly amount of such lesser pension shall be continued during the lifetime of and paid to his widow who was his spouse at the time of his retirement. The yearly amount of such lesser pension shall be determined so that the value, on the date the retirement and pension becomes effective, of the prospective payments to such school janitor and to such widow shall be the actuarial equivalent of the value on such date of the full pension specified in option A of this section.

If a school janitor who has served continuously for not less than twenty years in any city or town, where he would be eligible for retirement under the provisions of section forty-four or forty-four A, dies before being retired, his widow shall receive two thirds of the yearly amount of said option B allowance to which such school janitor would have been entitled had he attained age sixty and had his retirement taken place on the date of his death. Said yearly amount shall be paid to such a widow so long as she remains unmarried; provided, that she has been married to such school janitor not less than ten years prior to his death, and that they were living together at the time of his death, or living apart for justifiable cause other than desertion or moral turpitude on the part of the wife. The computation of the actuarial equivalent of the pension payable to any school janitor and the widow under the provisions of said option shall be subject to the supervision and verification by the actuary appointed by the commissioner of insurance in accordance with the provisions of section twenty-one, and the expenses for such service shall be paid by the city or town in which such school janitor was employed.

The provisions of this section shall become effective in a city having a Plan D or Plan E charter by the affirmative vote of two thirds of all the members of the city council, and in the case of any other city by vote of the city council subject to the provisions of its charter, and in a town by a majority vote at an annual town meeting.

Approved May 15, 1968.

Chap. 278. AN ACT EXEMPTING FROM PERSONAL INCOME TAXATION THE COMPENSATION RECEIVED BY MEMBERS OF THE ARMED FORCES WHILE SERVING IN A COMBAT ZONE.

Be it enacted, etc., as follows:

SECTION 1. Section 8 of chapter 62 of the General Laws is hereby amended by adding the following paragraph: —

(*m*) Compensation received by members of the armed forces of the United States while serving in an area which the president of the United States has, by executive order, designated as a combat zone to the extent that such compensation is excluded from gross income under the provisions of the Federal Internal Revenue Code, as amended and in effect for the taxable year.

SECTION 2. Subsection (*b*) of section 5 of said chapter 62 is hereby amended by striking out the sixth sentence, as appearing in chapter 559 of the acts of 1966.

SECTION 3. Paragraph (1) of section 5B of said chapter 62 is hereby amended by striking out clause (*iii*), as appearing in section 9 of chapter 698 of the acts of 1966.

SECTION 4. Paragraph (2) of said section 5B of said chapter 62 is hereby amended by striking out clause (*iii*), as so appearing.

SECTION 5. This act shall apply with respect to taxable years commencing after December thirty-first, nineteen hundred and sixty-eight.

Approved May 16, 1968.

Chap. 279. AN ACT AUTHORIZING THE CITY OF SPRINGFIELD TO ACQUIRE, HOLD AND DISPOSE OF PROPERTY FROM THE UNITED STATES OF AMERICA.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the provisions of any general or special law, the city of Springfield may acquire, purchase, hold, lease as lessee and use any franchise, facilities or property, real, personal or mixed, tangible or intangible, belonging to the United States of America and situated in said city of Springfield; and said city may sell, mortgage, lease as lessor, transfer and dispose of any such property or interest therein at any time acquired by it.

The exercise by the city of the foregoing powers shall be subject to the following provisions:

1. Payment by the city may be by cash, or part cash and part purchase money note and mortgage securing the unpaid balance; the term of such note or notes shall not be in excess of twenty years for an aggregate sum of money not to be in excess of ten million dollars, at a rate of interest and other terms agreeable to the mayor, and shall be in excess of the limit of indebtedness prescribed in section ten of chapter forty-four of the General Laws.

2. Any lease by the city of property, or interest therein, acquired hereunder, shall:

(*a*) be for a term not in excess of twenty-five years;

(*b*) provide a rental sufficient to amortize the principal and interest of any obligation of the city outstanding thereon, incurred to pay the cost thereof;

(*c*) provide for the payment by the lessee of such further amount as the mayor may deem necessary or desirable;

(*d*) and may contain any other provision deemed necessary or desirable by the mayor, including, without limitation, renewal or purchase options but any purchase option shall provide at a minimum for payment sufficient to reimburse the city for expenses incurred in connection with the particular property and to pay in full any obligation of the city outstanding thereon, incurred to pay the cost thereof.

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

Approved May 18, 1968.

Chap. 280. AN ACT CHANGING THE DATE FOR THE MASSACHUSETTS TURNPIKE AUTHORITY TO MAKE ITS ANNUAL REPORT.

Be it enacted, etc., as follows:

SECTION 1. The sixth paragraph of section 15 of chapter 354 of the acts of 1952 is hereby amended by striking out the first sentence and inserting in place thereof the following sentence: — On or before the first day of March 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.

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

Approved May 18, 1968.

Chap. 281. AN ACT SHIFTING THE BURDEN OF PROOF OF CERTAIN FACTORS IN DOG-BITE CASES FROM THE PLAINTIFF TO THE DEFENDANT WHERE THE PLAINTIFF IS A MINOR UNDER SEVEN YEARS OF AGE.

Be it enacted, etc., as follows:

Section 155 of chapter 140 of the General Laws, as amended by section 18 of chapter 320 of the acts of 1934, is hereby further amended by adding the following sentence: — If a minor, on whose behalf an action under this section is brought, is under seven years of age at the time the damage was done, it shall be presumed that such minor was not committing a trespass or other tort, or teasing, tormenting or abusing such dog, and the burden of proof thereof shall be upon the defendant in such action. *Approved May 18, 1968.*

Chap. 282. AN ACT RELATIVE TO THE APPROVAL OF CERTAIN MEMBERS OF THE BOARD OF DIRECTORS OF THE MASSACHUSETTS BAY TRANSPORTATION AUTHORITY.

Be it enacted, etc., as follows:

Section 6 of chapter 161A of the General Laws is hereby amended by striking out the second sentence, as appearing in section 18 of chapter 563 of the acts of 1964, and inserting in place thereof the following two sentences: — The approval of the fourteen cities and towns shall be determined by a majority vote of their mayors (or city managers in the cases of Plan D or Plan E cities) and chairmen of selectmen with the vote of each city and town counted as on the advisory board pursuant to section seven; provided, that the vote of at least four municipalities shall be required to constitute the majority of the fourteen cities and towns. The approval of the advisory board and of the sixty-four cities and towns shall be determined by majority vote of their mayors or city managers and chairmen of selectmen present and voting thereon with the vote of each city and town counted as on said advisory board; provided, that fifty per cent or more of the total votes as set forth in said section seven is represented at such meeting.

Approved May 18, 1968.

Chap. 283. AN ACT ENCOURAGING THE USE OF PUBLIC SCHOOL GYMNASIUMS FOR ADULT PHYSICAL FITNESS PROGRAMS.

Be it enacted, etc., as follows:

Chapter 71 of the General Laws is hereby amended by inserting after section 71A the following section: —

Section 71B. A school committee may offer adult physical fitness programs to be held in the gymnasium of any school at any time during which such gymnasium facilities are not being used for school purposes.

Approved May 18, 1968.

Chap 284. AN ACT RELATIVE TO THE THROWING OF LITTER IN SUBWAYS AND TERMINALS AND OTHER PREMISES OF A PUBLIC TRANSPORTATION FACILITY.

Be it enacted, etc., as follows:

Chapter 161 of the General Laws is hereby amended by inserting after section 94 the following section: —

Section 94A. Whoever places or throws filth, rubbish or any other substance within a station, waiting room, or terminal of a public transportation facility, or upon the platform, stairs, grounds or on other premises of a public transportation facility, after having been forbidden to do so either by notice posted thereon, or by the person who has the lawful control of said premises, or by a railroad, railway, or railway express officer or by any police officer, shall be punished by a fine of not more than twenty-five dollars and may be arrested without a warrant by such officer and kept in a convenient place, not more than twenty-four hours Sundays and legal holidays excepted, at or before the expiration of which he shall be taken before a proper court or magistrate and proceeded against according to law.

Approved May 18, 1968.

Chap. 285. AN ACT AUTHORIZING QUINCY POINT CONGREGATIONAL CHURCH HOMES, INC. TO HOLD ADDITIONAL REAL AND PERSONAL ESTATE.

Be it enacted, etc., as follows:

Quincy Point Congregational Church Homes, Inc., a corporation established under the provisions of chapter one hundred and eighty of the General Laws, may hold real and personal estate not to exceed ten 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 May 18, 1968.

Chap. 286. AN ACT RELATIVE TO THE TAX REDUCTION OF A SPOUSE WHO DOES NOT FILE A JOINT TAX RETURN BUT FILES A RETURN UNDER THE SIMPLIFIED METHOD OF COMPUTING INDIVIDUAL INCOME TAXES.

Be it enacted, etc., as follows:

SECTION 1. Section 3 of chapter 62A of the General Laws, as most recently amended by section 28 of chapter 698 of the acts of 1966, is hereby further amended by striking out the first paragraph.

SECTION 2. This act shall apply with respect to taxable years commencing after December thirty-first, nineteen hundred and sixty-seven.

Approved May 18, 1968.

Chap. 287. AN ACT PLACING ADDITIONAL RESTRICTIONS UPON THE SALE OF MEDICINAL PREPARATIONS CONTAINING NARCOTIC DRUGS, WHICH ARE EXEMPT FROM THE PROVISIONS OF THE NARCOTIC DRUGS LAW.

Be it enacted, etc., as follows:

Section 199E of chapter 94 of the General Laws is hereby amended by striking out the second paragraph, as appearing in section 1 of chap-

ter 660 of the acts of 1957, and inserting in place thereof the following paragraph: —

The exemption authorized by this section shall be subject to the following conditions: — (1) that the medicinal preparation administered, dispensed or sold shall contain, in addition to the narcotic drug, some drug or drugs conferring upon it medicinal qualities other than those possessed by the narcotic drug alone; (2) that such preparation shall be administered, dispensed and sold in good faith as a medicine, and not for the purpose of evading the provisions of the narcotic drugs law; (3) that the purchaser of such preparation identify himself to the satisfaction of the pharmacist; and (4) that of such preparations not more than four ounces are administered, dispensed or sold to a person during any twenty-four hour period, except that quantity of paregoric to be administered, dispensed or sold to a person during such twenty-four hour period shall not exceed one fluid ounce.

Approved May 18, 1968.

Chap. 288. AN ACT INCREASING THE AMOUNT OF PROPERTY WHICH MAY BE HELD BY THE TRUSTEES OF NOBLE HOSPITAL, AND RELATIVE TO THE MEMBERSHIP OF THE TRUSTEES THEREOF.

Be it enacted, etc., as follows:

SECTION 1. Chapter 260 of the acts of 1893 is hereby amended by striking out section 2 and inserting in place thereof the following section: —

Section 2. Said corporation shall have authority to buy and hold real and personal estate to an amount not exceeding ten million dollars, including all the real and personal estate and the proceeds thereof, bequeathed and devised in said will for the establishment and maintenance of a hospital in Westfield and any and all personal and real estate which may be otherwise given, granted, bequeathed or devised to said corporation for the use and benefit of said hospital.

SECTION 2. Said chapter 260 is hereby further amended by striking out section 3 and inserting in place thereof the following section: —

Section 3. The trustees shall number not less than nine nor more than eleven, at least eight of whom shall be residents of Westfield and at least four shall be females. The trustees shall serve without pay and no bonds shall be required of them. Vacancies in the office of trustee shall be filled by the remaining trustees. *Approved May 18, 1968.*

Chap. 289. AN ACT AUTHORIZING USE OF A VEHICLE IDENTIFICATION DEVICE FOR INTERSTATE CARRIERS.

Be it enacted, etc., as follows:

SECTION 1. Chapter 159B of the General Laws is hereby amended by striking out the first paragraph of section 10, as amended by chapter 481 of the acts of 1954, and inserting in place thereof the following paragraph: —

Each interstate carrier by motor vehicle transporting property over the ways within the commonwealth for compensation shall apply to the department for an interstate license or registration as defined in section two. Each application for an interstate license or registration shall be made in the same manner as provided in paragraph (*a*) of

section three for applications for certificates and shall be accompanied by a fee of ten dollars and a designation showing the name and address of a local agent for the service of process within the commonwealth. Such license or registration shall be issued in the name of the applicant. One interstate distinguishing plate or vehicle-identification device shall be issued by the department annually to each such licensee for each vehicle of said licensee operating over such ways upon application to the department and payment of a fee of five dollars per plate or device, which plate or device shall bear an identifying number and shall be carried or displayed in a manner prescribed by the department. Each such plate or device shall be accompanied by a certificate issued by the department, which shall be in the possession of the driver at all times while operating within the commonwealth and shall set forth the make, manufacturer's serial number, if any, and motor number, if any, of the vehicle with respect to which said plate or vehicle identification device shall be used. Each such plate or identification device shall be nontransferable, except as provided in section ten B. Whoever uses any such plate or identification device or any vehicle other than the one for which it is issued, and whoever permits such plate or device issued to him to be so used, shall be punished by a fine of one hundred dollars.

SECTION 2. Section 10A of chapter 159B of the General Laws is hereby amended by adding the following paragraph: —

If a vehicle identification device other than a distinguishing plate is lost, destroyed, mutilated or becomes illegible a new device may be issued therefor upon application by the motor carrier and upon payment of the same fee prescribed for the original issuance thereof.

Approved May 18, 1968.

Chap. 290. AN ACT INCREASING THE RATE OF INTEREST ON UNPAID LOCAL REAL ESTATE AND PERSONAL PROPERTY TAXES.

Be it enacted, etc., as follows:

SECTION 1. Section 57 of chapter 59 of the General Laws is hereby amended by striking out the second sentence, as amended by section 1 of chapter 597 of the acts of 1965, and inserting in place thereof the following sentence: — Interest shall be paid at the rate of eight per cent per annum on all real and personal property taxes remaining unpaid after November first of the year in which they are payable, computed from October first of such year.

SECTION 2. This act shall apply to taxes assessed in the year nineteen hundred and sixty-nine and thereafter. *Approved May 18, 1968.*

Chap. 291. AN ACT EXEMPTING CERTAIN FOREIGN RAILROAD CORPORATIONS FROM FILING ANNUAL CERTIFICATES OF CONDITION WITH THE STATE SECRETARY.

Be it enacted, etc., as follows:

Section 12 of chapter 181 of the General Laws, as most recently amended by chapter 371 of the acts of 1963, is hereby further amended by inserting after the word "sixty-six", in line 3, the words: — or by section two hundred and forty-two of chapter one hundred and sixty.

Approved May 18, 1968.

Chap. 292. AN ACT RELATIVE TO DISCOVERY IN PROCEEDINGS FOR TAX ABATEMENT.

Be it enacted, etc., as follows:

Section 61A of chapter 59 of the General Laws, as inserted by section 2 of chapter 276 of the acts of 1935, is hereby amended by adding the following sentence: — Failure of the applicant to comply with the provisions of this section within thirty days after such request shall bar him from any statutory appeal under this chapter unless the applicant was unable to comply with such request for reasons beyond his control or unless he attempted to comply in good faith.

Approved May 18, 1968.

Chap. 293. AN ACT TO PROHIBIT THE OBSCURING OF NUMBER PLATES.

Be it enacted, etc., as follows:

Section 6 of chapter 90 of the General Laws is hereby amended by striking out the second sentence, as appearing in the Tercentenary Edition, and inserting in place thereof the following sentence: — The said number plates shall be kept clean with the numbers legible and shall not be obscured in any manner by the installation of any device obscuring said numbers, and during the period when the vehicle or trailer is required to display lights the rear register number shall be illuminated so as to be plainly visible at a distance of sixty feet.

Approved May 18, 1968.

Chap. 294. AN ACT FURTHER DEFINING THE PHRASE "RIGHT TO OPERATE" AS USED IN THE MOTOR VEHICLE LAWS.

Be it enacted, etc., as follows:

Section 1 of chapter 90 of the General Laws is hereby amended by striking out the definition "Right to operate", inserted by chapter 238 of the acts of 1966, and inserting in place thereof 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, including the right of residents of the commonwealth who are at least sixteen years of age to apply for such license or learner's permit.

Approved May 18, 1968.

Chap. 295. AN ACT DIRECTING THE COUNTY COMMISSIONERS OF THE COUNTY OF PLYMOUTH TO CAUSE PLANS AND SPECIFICATIONS TO BE PREPARED FOR ADDITIONS AND ALTERATIONS TO THE REGISTRY BUILDING FOR DEEDS AND PROBATE IN THE TOWN OF PLYMOUTH.

Be it enacted, etc., as follows:

The county commissioners of the county of Plymouth, for the purpose of providing additional facilities at the Plymouth county registry of

deeds and the Plymouth county registry of probate in the registry building in the town of Plymouth, are hereby authorized and directed to expend from any available funds the sum of five thousand dollars for plans and specifications for additions and alterations to said building.

Approved May 18, 1968.

Chap. 296. AN ACT PROVIDING FOR ALTERNATE REPRESENTATIVES FROM CITIES AND TOWNS OF THE OLD COLONY PLANNING DISTRICT.

Be it enacted, etc., as follows:

Section 1 of chapter 332 of the acts of 1967 is hereby amended by adding the following paragraph: —

There shall be an alternate representative from each city and town of the Old Colony Planning District established by section three who shall be appointed for a term of three years by the mayor, or, in the case of a town, by concurrent vote of the board of selectmen and planning board. The alternate representative shall act as the official representative of the city or town which he represents in the absence of the appointed representative and shall have the right to vote on behalf of the city or town in the deliberation of the council when he is acting as said official representative of the city or town. Upon the expiration of the term of any alternate representative, his successor shall be appointed in like manner for a term of three years. *Approved May 18, 1968.*

Chap 297. AN ACT REQUIRING THE APPOINTMENT OF SUPERVISORS OF SPECIAL CLASSES FOR MENTALLY RETARDED CHILDREN IN CERTAIN CITIES AND TOWNS.

Be it enacted, etc., as follows:

Section 46 of chapter 71 of the General Laws is hereby amended by adding the following paragraph: —

In every town having a population of at least fifty thousand inhabitants the school committee shall appoint a supervisor of special classes for mentally retarded children. Said supervisor shall have had experience in teaching special classes, or shall be certified as qualified by the bureau of special education in the department.

Approved May 18, 1968.

Chap. 298. AN ACT AUTHORIZING THE TRUSTEES OF MOUNT HOLYOKE COLLEGE TO HOLD REAL AND PERSONAL ESTATE IN ANY AMOUNT.

Be it enacted, etc., as follows:

Chapter 90 of the acts of 1894 is hereby amended by striking out section 1, as most recently amended by chapter 333 of the acts of 1964, and inserting in place thereof the following section: —

Section 1. The Trustees of Mount Holyoke College are hereby authorized to hold real and personal estate in any amount.

Approved May 18, 1968.

Chap. 299. AN ACT AUTHORIZING THE CLARKE SCHOOL FOR THE DEAF TO HOLD ADDITIONAL REAL AND PERSONAL ESTATE.

Be it enacted, etc., as follows:

The Clarke School for the Deaf is hereby authorized to hold real and personal estate to an amount not exceeding fifty million dollars, which estate or its income shall be devoted to the purposes set forth in its act of incorporation as heretofore or hereafter amended.

Approved May 18, 1968.

Chap. 300. AN ACT AUTHORIZING AN INCREASE IN THE NUMBER OF TRUSTEES OF WORCESTER ACADEMY.

Be it enacted, etc., as follows:

The number of trustees of Worcester Academy, incorporated by chapter forty-one of the acts of eighteen hundred and thirty-four, shall not be more than thirty-five. *Approved May 18, 1968.*

Chap. 301. AN ACT DESIGNATING A PORTION OF TURTLE POND PARKWAY IN STONY BROOK RESERVATION IN THE CITY OF BOSTON AS ENNEKING PARKWAY.

Be it enacted, etc., as follows:

Turtle Pond parkway between Washington street and the junction of Bold Knob road and Bold Knob road to the junction of Beaver street in Stony Brook reservation located in the Hyde Park and Roslindale districts of the city of Boston shall hereafter be known and designated as Enneking parkway in memory of the late John J. Enneking of Hyde Park, famed Boston "Sunset Painter", whose foresight led to the establishment of Stony Brook reservation as a public domain. Suitable markers bearing said designation shall be erected by the metropolitan district commission along said parkway. *Approved May 18, 1968.*

Chap. 302. AN ACT RELATING TO THE ASSESSMENT AND ABATEMENT OF FEDERAL INCOME TAX CHANGES.

Be it enacted, etc., as follows:

SECTION 1. Chapter 62 of the General Laws is hereby amended by inserting after section 37A the following section: —

Section 37B. If a person's federal taxable income is finally determined by the federal government to be different from the taxable income as originally reported and, as a result thereof, it shall appear that any tax under this chapter has not been fully assessed, the commissioner shall, notwithstanding the three-year limitation in section thirty-seven, assess an additional tax, if any, with respect thereto, with interest as provided in section thirty-seven A. An assessment under this section shall be made in the manner provided in section thirty-seven within two years of the receipt by the commissioner of information from the federal government that it has made a final determination of such person's federal taxable income different from that reported and shall be limited

to changes in such person's tax liability under this chapter resulting from the allowance or disallowance of the items which comprise such change.

If, as a result of the change by the federal government in a person's federal taxable income, such person believes that a lesser tax was due the commonwealth than was paid, he may apply in writing to the commission for an abatement thereof under section forty-three within one year of the date of notice of such final determination by the federal government. The commission shall not be limited in its consideration of such application to the items which comprise the federal change but shall abate only such portion of the tax assessed or paid as exceeds the proper tax due under this chapter.

SECTION 2. Section 37A of said chapter 62, as most recently amended by section 3 of chapter 555 of the acts of 1962, is hereby amended by striking out in the third sentence the words "and thirty-seven" and inserting in place thereof the words: — , thirty-seven and thirty-seven B.

SECTION 3. This act shall apply to final determinations of federal taxable income made on and after January first, nineteen hundred and sixty-nine. *Approved May 18, 1968.*

Chap. 303. AN ACT INCREASING THE AMOUNT OF PROPERTY THAT MAY BE HELD BY LAWRENCE MEMORIAL HOSPITAL OF MEDFORD.

Be it enacted, etc., as follows:

Lawrence Memorial Hospital of Medford, a charitable 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 incorporation or in any amendment thereof. *Approved May 18, 1968.*

Chap. 304. AN ACT AUTHORIZING THE COOLEY DICKINSON HOSPITAL TO HOLD ADDITIONAL REAL AND PERSONAL ESTATE.

Be it enacted, etc., as follows:

Notwithstanding any provision of special or general law to the contrary, The Cooley Dickinson Hospital, a charitable corporation established by chapter one hundred and fifty-two of the acts of eighteen hundred and eighty-five may hold real and personal estate in an amount not exceeding twenty-five million dollars. *Approved May 18, 1968.*

Chap. 305. AN ACT RELATIVE TO THE DETERMINATION OF POPULATION FOR THE PURPOSE OF GRANTING LICENSES FOR THE SALE OF ALCOHOLIC BEVERAGES.

Be it enacted, etc., as follows:

SECTION 1. Section 17 of chapter 138 of the General Laws is hereby amended by inserting before the last paragraph the following paragraph: —

In determining the population of any city or town for the purposes of this section the state secretary shall, if the last preceding census is the national census, by a writing filed by him in his office, make

such adjustments in such census as will reflect the criteria used in making the last preceding state census.

SECTION 2. Notwithstanding the provisions of section seventeen of chapter one hundred and thirty-eight of the General Laws, as amended by section one of this act, the number of licenses authorized to be issued in a city or town on the effective date of this act shall not be decreased. *Approved May 18, 1968.*

Chap. 306. AN ACT AUTHORIZING THE TOWN OF EASTHAM TO PAY AN ANNUITY TO WINFRED J. KNOWLES.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any contrary provisions of law and for the purpose of promoting the public good, the town of Eastham is hereby authorized to appropriate and pay to Winfred J. Knowles, former chief of police of said town, an annuity not to exceed two thousand dollars, said annuity to be paid in equal monthly installments.

SECTION 2. This act shall take effect as of March thirty-first, nineteen hundred and sixty-eight. *Approved May 18, 1968.*

Chap. 307. AN ACT AUTHORIZING THE COUNTY COMMISSIONERS OF MIDDLESEX COUNTY TO PAY A CERTAIN UNPAID BILL.

Be it enacted, etc., as follows:

Notwithstanding any contrary provision of law, the county commissioners of Middlesex county shall pay from any available funds an unpaid bill in the sum of fourteen hundred five dollars and twenty cents to Smith Business Forms Corporation for the printing of parking tags which were delivered to the first district court of eastern Middlesex during the year nineteen hundred and sixty-seven, which bill is legally unenforceable against said county by reason of its being incurred without inviting bids as required by section seventeen of chapter thirty-four of the General Laws. *Approved May 18, 1968.*

Chap. 308. AN ACT AUTHORIZING PARKING METER SUPERVISORS TO ENFORCE ALL LAWS RELATIVE TO PARKING IN THE CITY OF BOSTON.

Be it enacted, etc., as follows:

The fifth sentence of section 3 of chapter 282 of the acts of 1898, as appearing in section 1 of chapter 365 of the acts of 1965, is hereby amended by striking out, in line 7, the words: — at meters.

Approved May 18, 1968.

Chap. 309. AN ACT REQUIRING THE USE OF CERTAIN LIGHTS ON A MOTOR VEHICLE WHILE BEING OPERATED BETWEEN THE PERIOD OF ONE HALF HOUR AFTER SUNSET AND ONE HALF HOUR BEFORE SUNRISE.

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 sixth sentence, as most recently

amended by chapter 168 of the acts of 1967, and inserting in place thereof the following sentence: — Every automobile operated during the period from one half an hour after sunset to one half an hour before sunrise, and during any other period when visibility is reduced by atmospheric conditions so as to render dangerous further operation without lights being displayed, shall display at least two lighted white headlamps with at least one mounted at each side of the front of the vehicle or if parked within the limits of a way at least one white or amber light on the side of the automobile nearer the center of the way, and every motorcycle so operated at least one white headlamp and every such motorcycle with a sidecar attached, in addition, one such light on the front of the sidecar, and every motor truck, trailer and commercial motor vehicle used solely as such, having a carrying capacity of three tons or over, in addition, an amber light attached to the extreme left of the front of such vehicle, so attached and adjusted as to indicate the extreme left lateral extension of the vehicle or load, which shall in all cases aforesaid be visible not less than two hundred feet in the direction toward which the vehicle is proceeding or facing; provided, that an automobile need display no light when parked within the limits of a way in a space in which unlighted parking is permitted by the rules or regulations of the board or officer having control of such way.

Approved May 18, 1968.

Chap. 310. AN ACT FURTHER REGULATING SMOKING IN PUBLIC CONVEYANCES AND CERTAIN PREMISES.

Be it enacted, etc., as follows:

Chapter 272 of the General Laws is amended by striking out section 43A, inserted by chapter 358 of the acts of 1947, and inserting in place thereof the following section: —

Section 43A. Whoever, in or upon a railroad carriage, steamboat or other public conveyance, or in a terminal or other facility of the Massachusetts Bay Transportation Authority, after being requested by the person in charge of such conveyance or premises not to do so, or by an operator, guard or other employee of the corporation or authority operating the railroad, steamboat or public conveyance, smokes, or carries an open flame or lighted match, cigar, cigarette or pipe, when a sign prohibiting such smoking is displayed therein, shall be punished by imprisonment for not more than ten days or by a fine of not more than fifty dollars or both.

Approved May 18, 1968.

Chap. 311. AN ACT PROVIDING TENURE OF OFFICE FOR MICHAEL J. SOLITRO, CHIEF OF POLICE IN THE TOWN OF WEST BOYLSTON.

Be it enacted, etc., as follows:

SECTION 1. Michael J. Solitro, incumbent of the office of chief of police of the town of West Boylston, shall hold said office during good behavior until he reaches age sixty-five, unless incapacitated by physical or mental disability from performing the duties thereof. He shall not, prior to reaching said age, be lowered in compensation, suspended or removed, except for just cause after hearing in the manner

provided by section forty-three of chapter thirty-one of the General Laws.

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

Approved May 21, 1968.

Chap. 312. AN ACT CLARIFYING CERTAIN ASPECTS OF THE WELFARE REORGANIZATION ACT OF NINETEEN HUNDRED AND SIXTY-SEVEN.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is in part to clarify forthwith certain aspects of the Welfare Reorganization Act of 1967, which is to take effect on July first, nineteen hundred and sixty-eight, 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 80 of chapter 658 of the acts of 1967 is hereby amended by striking out the third sentence and inserting in place thereof the following sentence: — Except as provided in section eighty A, all duly existing contracts, leases and obligations of any city or town board or office abolished by this act shall be performed by the state department of public welfare or by an administrative unit, officer or employee thereof acting under authority of law.

SECTION 2. Said chapter 658 is hereby further amended by inserting after section 80 the following two sections: —

Section 80A. Payment for public welfare assistance rendered prior to July first, nineteen hundred and sixty-eight, either directly or through vendors, under chapters one hundred and seventeen, one hundred and eighteen, one hundred and eighteen A and one hundred and eighteen D of the General Laws and chapter eight hundred and seventy-four of the acts of nineteen hundred and sixty-five, shall be paid by the city or town rendering such assistance, and nothing in this act shall be construed to relieve such city or town of such responsibility.

Section 80B. On and after July first, nineteen hundred and sixty-eight, in cities having a Plan D or Plan E charter the city manager or a person designated by him in a writing filed with the city clerk, in other cities the mayor or a person designated by him in a writing filed with the city clerk, and in towns the board of selectmen are hereby authorized and directed to exercise all powers and duties of their respective boards, or agencies performing the duties of boards, of public welfare with respect to the approval and payment of any unpaid bills for public welfare assistance, as described in section eighty A, which was rendered up to and including June thirtieth, nineteen hundred and sixty-eight.

The commonwealth shall reimburse each city or town for expenditures made for such public welfare assistance rendered prior to July first, nineteen hundred and sixty-eight, and for the costs of administration thereof. Such reimbursement shall be made irrespective of the date on which such expenditure was made by the municipality and shall be made in accordance with the appropriate reimbursement formulae set forth in chapters one hundred and seventeen, one hundred and eighteen, one hundred and eighteen A and one hundred and eighteen D of the

General Laws, as in effect immediately prior to July first, nineteen hundred and sixty-eight.

SECTION 3. Section one of this act and section eighty A of chapter six hundred and fifty-eight of the acts of nineteen hundred and sixty-seven, inserted by section two of this act, shall take effect upon the passage of this act. Section eighty B of said chapter six hundred and fifty-eight, inserted by said section two, shall take effect on July first, nineteen hundred and sixty-eight. *Approved May 21, 1968.*

Chap. 313. AN ACT AUTHORIZING THE CITY OF BEVERLY TO REVOKE ITS ACCEPTANCE OF THE LAW APPLICABLE TO TENEMENT HOUSES IN CITIES.

Be it enacted, etc., as follows:

SECTION 1. The board of aldermen of the city of Beverly at any regular meeting or special meeting called for the purpose within three years from the effective date of this act may, by majority vote, revoke its acceptance of chapter one hundred and forty-four of the General Laws, and thereafter the provisions of said chapter, other than sections ninety-five, ninety-five A, ninety-five B and ninety-five C thereof, shall not apply in said city, but the provisions of said sections ninety-five, ninety-five A, ninety-five B and ninety-five C shall continue to apply therein. Nothing herein contained shall prevent said city from again accepting the provisions of said chapter after the revocation of its acceptance thereof.

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

Approved May 21, 1968.

Chap. 314. AN ACT PROHIBITING DISCRIMINATION UNDER THE PROVISIONS OF ANY POLICY OF INSURANCE, CERTIFICATE OR SERVICE CONTRACT.

Be it enacted, etc., as follows:

Chapter 175 of the General Laws is hereby amended by inserting after section 193J the following section: —

Section 193K. Wherever an insurance policy, certificate or service contract provides for reimbursement or payment for any services which may be legally performed by any person, licensed under the provisions of chapter one hundred and twelve, reimbursements or payments under such insurance policy, certificate or service contract shall not be denied because of race, color or creed nor shall any insurer make or permit any unfair discrimination against particular individuals or persons licensed under said chapter to whom reimbursement or payment would be due and payable. *Approved May 21, 1968.*

Chap. 315. AN ACT AUTHORIZING THE TOWN OF FAIRHAVEN TO BORROW MONEY TO PAY THE OBLIGATIONS OF THE FAIRHAVEN WATER COMPANY.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of paying off the bonded indebtedness of the Fairhaven Water Company which is outstanding at the time of

the transfer of all of the capital stock of said company to the town of Fairhaven and such other liabilities incurred by said company up to the time of its dissolution, as authorized by chapter seven hundred and fifteen of the acts of nineteen hundred and sixty-six, as amended by chapter eight hundred and thirty of the acts of nineteen hundred and sixty-seven, the town of Fairhaven may borrow from time to time such sums as may be necessary, not exceeding, in the aggregate, one hundred and fifty-two thousand dollars, and may issue bonds or notes of the town therefor, which shall bear on their face the words, Town of Fairhaven, Fairhaven Water Company Acquisition Loan, Act of 1968. 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 limits of indebtedness, and shall, except as provided herein, be subject to the provisions of chapter forty-four of the General Laws, exclusive of the limitations contained in sections seven or eight thereof.

SECTION 2. Upon the transfer of all of the capital stock of the Fairhaven Water Company to the town of Fairhaven, as authorized by chapter seven hundred and fifteen of the acts of nineteen hundred and sixty-six, as so amended, the board of selectmen of said town are authorized to vote the shares of the stock of the Fairhaven Water Company at all stockholder meetings and also upon dissolution of said company to transfer all of the assets, franchises, corporate property, rights and privileges to the town of Fairhaven to be managed thereafter by the board of sewer and water commissioners.

SECTION 3. Any action taken by the town of Fairhaven at its adjourned annual town meeting held March sixteenth, nineteen hundred and sixty-eight, pursuant to the authority contained in this act, shall be as valid and effective as though this act had been in effect at the time of the posting of the warrant for said meeting.

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

Approved May 24 1968.

Chap. 316. AN ACT AUTHORIZING THE CITY OF NEW BEDFORD AND THE TOWN OF DARTMOUTH TO ENTER INTO AN AGREEMENT RELATIVE TO THE PURCHASE OF WATER FOR A PERIOD NOT EXCEEDING TWENTY YEARS.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any provision of chapter 188 of the acts of 1914 or any other special or any general law to the contrary, the town of Dartmouth, acting through its board of public works, and the city of New Bedford, acting through its water board, may enter into an agreement for the sale and purchase of water for a period not exceeding twenty years. Said agreement shall establish rates and conditions of sale and purchase of water and shall contain a clause to permit the periodic review of water rates.

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

Approved May 24, 1968.

Chap. 317. AN ACT INCREASING THE TOTAL AMOUNT OF BONDS OF THE WOODS HOLE, MARTHA'S VINEYARD AND NANTUCKET STEAMSHIP AUTHORITY WHICH MAY BE OUTSTANDING AT ANY ONE TIME.

Be it enacted, etc., as follows:

Section 4 of chapter 701 of the acts of 1960 is hereby amended by striking out clause (*b*), as amended by chapter 528 of the acts of 1963, and inserting in place thereof the following clause: —

(*b*) To issue bonds of the Authority payable solely from the funds herein provided for such payment for the purpose of paying for replacements and new construction or acquisition of vessels and other facilities required to provide adequate service, the total amount to be outstanding at any one time, including refunding bonds but excluding the bonds to be refunded thereby, not to exceed fifteen million dollars.

Approved May 24, 1968.

Chap. 318. AN ACT RELATIVE TO RULES AND REGULATIONS OF THE BOARD OF REGISTRATION OF HAIRDRESSERS FURTHER REGULATING THE SALE AT RETAIL OF VARIOUS ARTICLES IN HAIRDRESSERS' SHOPS AND SIMILAR ESTABLISHMENTS.

Be it enacted, etc., as follows:

The first paragraph of section 87CC of chapter 112, of the General Laws is hereby amended by striking out the last sentence, added by chapter 347 of the acts of 1948, and inserting in place thereof the following sentence: — Except as may be necessary for the protection of the public health, safety or morals, the board shall not make any rule or regulation restraining the normal and incidental business of hairdressers' shops by restricting the retail sale therein of so-called beauty preparations, lotions, salves, toilet articles, jewelry, gift novelties, female personal attire and accessories or other articles. *Approved May 24, 1968.*

Chap. 319. AN ACT PROVIDING FOR THE ENFORCEMENT OF REGULATIONS CONCERNING LOCKS ON EXTERIOR DOORS OF CERTAIN APARTMENT HOUSES.

Be it enacted, etc., as follows:

Section 3R of chapter 143 of the General Laws, as most recently amended by section 1 of chapter 735 of the acts of 1967, is hereby further amended by adding the following paragraph: —

The provisions of this section shall be enforced by an inspector of buildings in a city or town having such an inspector, and in a city or town not having an inspector of buildings by an inspector of the division of inspection of the department. *Approved May 24, 1968.*

Chap. 320. AN ACT AUTHORIZING CERTAIN PERSONS WHO HAVE STUDIED NURSING TO TAKE THE EXAMINATION TO BECOME A LICENSED PRACTICAL NURSE.

Be it enacted, etc., as follows:

Section 74A of chapter 112 of the General Laws is hereby amended by striking out the third sentence, as most recently amended by section 2

of chapter 21 of the acts of 1964, and inserting in place thereof the following sentence: — An applicant who furnishes satisfactory proof that he is of good moral character and that he is a graduate of a school for practical nurses approved by the board or was a student in good standing at an accredited school of professional nursing before completing the program of studies and, at the time of withdrawal, had completed a program of study, theory and clinical practice equivalent to that required for graduation from an approved school of practical nursing shall, upon payment of ten dollars, be examined by the board and, if found qualified, shall be licensed, with a right to use the title licensed practical nurse and to practice as such, and shall receive a certificate thereof from the board, signed by its chairman and secretary.

Approved May 24, 1968.

Chap. 321. AN ACT AUTHORIZING THE COUNTY COMMISSIONERS OF THE COUNTY OF DUKES COUNTY TO PARTICIPATE IN THE PUBLIC HEALTH PROGRAM ESTABLISHED IN SAID COUNTY BY THE DEPARTMENT OF PUBLIC HEALTH.

Be it enacted, etc., as follows:

The county commissioners of the county of Dukes County are hereby authorized to participate in establishing and maintaining public health services provided by the department of public health in said county, and to expend for such purpose such sums, not exceeding five thousand dollars in any one year, as may be appropriated therefor.

Approved May 24, 1968.

Chap. 322. AN ACT AUTHORIZING THE TOWN OF HULL TO REPURCHASE A CERTAIN PARCEL OF LAND IN SAID TOWN.

Be it enacted, etc., as follows:

The town of Hull is hereby authorized to appropriate the sum of one thousand five hundred and fifty-seven dollars for the purpose of repurchasing a certain parcel of land in said town described in a deed from the Inhabitants of the Town of Hull to Edward Lieberman, recorded at Plymouth County Registry of Deeds, Book 2204, page 437, said land being situated in that part of said town called Kenberma and bounded by Kingsley road, Touraine avenue and Packard avenue, containing approximately 18,958 square feet. Said town may also reimburse the said Edward Lieberman for real estate taxes paid by him from March third, nineteen hundred and fifty-two to the effective date of this act.

Approved May 24, 1968.

Chap. 323. AN ACT MAKING UNIFORM CERTAIN PROVISIONS OF LAW CONCERNING THE EMPLOYMENT OF PERSONS EIGHTEEN YEARS AND OLDER.

Be it enacted, etc., as follows:

SECTION 1. The first paragraph of section 59 of chapter 149 of the General Laws, as appearing in chapter 448 of the acts of 1965, is hereby amended by striking out, in lines 3, 5 and 8, the words "eleven o'clock

in the evening" and inserting in place thereof, in each instance, the words: — twelve midnight; — and by striking out, in line 4, the word "twenty-one" and inserting in place thereof the word: — eighteen.

SECTION 2. The second paragraph of said section 59 of said chapter 149, as so appearing, is hereby amended by striking out, in line 9, the words "eleven o'clock in the evening" and inserting in place thereof the words: — twelve midnight.

SECTION 3. Said chapter 149 is hereby further amended by striking out section 66, as most recently amended by chapter 95 of the acts of 1967, and inserting in place thereof the following section: —

Section 66. No person shall employ a boy or a girl under eighteen or permit such boy or girl to work in, about or in connection with any establishment or occupation named in section fifty-six or sixty before six o'clock in the morning or after ten o'clock in the evening; provided, that boys or girls under eighteen may be employed as operators in regular service telephone exchanges or telegraph offices until, but not after, eleven o'clock in the evening.

SECTION 4. Section 100 of said chapter 149, as most recently amended by chapter 461 of the acts of 1958, is hereby further amended by inserting after the word "manufacturing", in line 3, the word: — , mercantile, — and by striking out, in lines 5 and 6, the words "nor so employed in a mercantile establishment without an interval of at least forty-five minutes for a meal".

SECTION 5. Clause (4) of subsection (c) of section 25 of chapter 151A of the General Laws, as appearing in chapter 533 of the acts of 1959, is hereby amended by striking out, in line 2, the words "eleven o'clock post meridian" and inserting in place thereof the words: — twelve midnight.

Approved May 24, 1968.

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, June 5, 1968.

The Honorable JOHN F. X. DAVOREN, *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 323 of the Acts of 1968, entitled "An Act making uniform certain Provisions of Law concerning the Employment of Persons Eighteen Years and Older." and the enactment of which received my approval on May 24, 1968, 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 law affects summer employment of college students and others who will be entering the labor market in the next couple of weeks. Resort areas depend a great deal on this group and they would be able to take advantage of this new source of employment. Also, these young people should not be deprived of jobs that, in many cases, are needed to help earn part of their tuition for the coming academic year.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, June 5, 1968.

I, John F. X. Davoren, 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 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 three hundred and twenty-three of the acts of nineteen hundred and sixty-eight.

JOHN F. X. DAVOREN,
Secretary of the Commonwealth.

Chap. 324. AN ACT RELATIVE TO THE PERSONS WHO MAY BE JOINED BY IMPLEADER IN CIVIL CASES.

Be it enacted, etc., as follows:

Section 4B of chapter 231 of the General Laws, added by chapter 696 of the acts of 1964, is hereby amended by striking out, in line 4 and in line 17, the words "not a party to the action", — and by striking out, in line 20, the words "not parties to the action".

Approved May 24, 1968.

Chap. 325. AN ACT RELATIVE TO EXAMINATION AND LICENSE FEES FOR DRIVERS OF COMMON CARRIERS OF PASSENGERS BY MOTOR VEHICLE.

Be it enacted, etc., as follows:

Section 9 of chapter 159A of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by striking out the third sentence and inserting in place thereof the following sentence: — The department shall charge a fee of three dollars for the examination for such a license, two dollars for the issuance of the original license, and two dollars for the annual renewal of such license, and may revoke or suspend such a license at any time for such cause as may seem to it sufficient.

Approved May 24, 1968.

Chap. 326. AN ACT PROVIDING A PENALTY FOR ONE WHO KNOWINGLY FAILS TO MAKE AGREED CONTRIBUTIONS TO HEALTH, WELFARE AND RETIREMENT TRUST FUNDS FOR THE BENEFIT OF EMPLOYEES AND THEIR DEPENDENTS.

Be it enacted, etc., as follows:

Section 10 of chapter 151D of the General Laws is hereby amended by striking out the word "wilfully", in line 8, as appearing in section 4 of chapter 655 of the acts of 1958, and inserting in place thereof the word: — knowingly.

Approved May 24, 1968.

Chap. 327. AN ACT RELATIVE TO THE COMPUTATION OF RESERVES OF INSURANCE COMPANIES OTHER THAN LIFE COMPANIES.

Be it enacted, etc., as follows:

Section 10 of chapter 175 of the General Laws, as amended by chapter 217 of the acts of 1947, is hereby further amended by striking out the

second sentence and inserting in place thereof the following sentence: — He shall charge as a liability fifty per cent of the amount of the premiums written in its policies of ocean marine insurance upon yearly risks, and upon risks covering more than one passage not terminated, or the actual unearned portions of such premiums, and shall require a reserve to be carried equal to one hundred per cent of the premiums on trip risks written during the month ended as of the date of statement, except that in the case of a foreign fire and marine company with less than three hundred thousand dollars capital, admitted to transact fire insurance only, he shall charge as a liability the full amount of premiums written in its marine and inland navigation and transportation insurance policies.

Approved May 24, 1968.

Chap. 328. AN ACT AUTHORIZING FRATERNAL BENEFIT SOCIETIES TO INVEST IN SHARES OR DEPOSITS OF CERTAIN CREDIT UNIONS.

Be it enacted, etc., as follows:

SECTION 1. The first sentence of section 40 of chapter 176 of the General Laws, as appearing in chapter 238 of the acts of 1960, is hereby amended by inserting after the word "commonwealth", in line 5, the words: — , in shares or deposits in credit unions insured by the Massachusetts Credit Union Share Insurance Corporation.

SECTION 2. Chapter 540 of the acts of 1958 is hereby amended by inserting after section 2A, added by chapter 155 of the acts of 1961, the following section: —

Section 2B. Any fraternal benefit society transacting business under authority of sections forty-five to forty-six D, inclusive, of chapter one hundred and seventy-six of the General Laws, as in effect immediately preceding the effective date of this act, may invest its funds in shares or deposits in credit unions insured by the Massachusetts Credit Union Share Insurance Corporation. *Approved May 24, 1968.*

Chap. 329. AN ACT INCREASING THE AMOUNT OF MONEY THE MASTER OR KEEPER OF A JAIL OR HOUSE OF CORRECTION MAY EXPEND TO AID CERTAIN DISCHARGED PRISONERS.

Be it enacted, etc., as follows:

Section 165 of chapter 127 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by striking out, in line 3, the word "ten" and inserting in place thereof the word: — twenty-five.

Approved May 24, 1968.

Chap. 330. AN ACT ESTABLISHING A PROCESSOR'S LIEN RELATIVE TO SYNTHETIC FIBERS AND CERTAIN OTHER MATERIALS.

Be it enacted, etc., as follows:

Section 31A of chapter 255 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: — A lien on account of work, labor and materials furnished in the spinning,

throwing, manufacturing, bleaching, mercerizing, dyeing, printing, finishing or otherwise processing of cotton, wool, silk, artificial silk or synthetic fibers, or of goods of which cotton, wool, silk, artificial silk or synthetic fibers form a component part and the processing of wood, metals, paper, paperboard, plastic and plastic compounds, covering the addition of materials and labor furnished in printing, cutting, milling, extruding, combining and sewing, as against goods in the lienor's possession, shall extend to any unpaid balance of account for work, labor and materials furnished in the course of any such process in respect of any other such goods of the same owner whereof the lienor's possession has terminated. *Approved May 24, 1968.*

Chap. 331. AN ACT LIMITING THE WEIGHT OF OBJECTS WHICH FEMALE EMPLOYEES MAY BE PERMITTED TO LIFT.

Be it enacted, etc., as follows:

SECTION 1. Section 53 of chapter 149 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by striking out, in lines 7 and 8, the words "for every day during which such violation continues".

SECTION 2. Said chapter 149 is hereby further amended by inserting after section 53 the following section: —

Section 53A. No female employee shall be permitted to lift or carry any object which weighs in excess of forty pounds. Whoever knowingly violates this section shall be punished by a fine of not more than fifty dollars. *Approved May 24, 1968.*

Chap. 332. AN ACT PROVIDING THAT CERTAIN NEW OR DUPLICATE LEARNER'S PERMITS, LICENSES AND CERTIFICATES OF REGISTRATION OF MOTOR VEHICLES SHALL BE INVALID.

Be it enacted, etc., as follows:

Section 22 of chapter 90 of the General Laws is hereby amended by adding the following paragraph: —

If during the period of any such suspension or revocation and prior to its termination by the registrar a new or duplicate learner's permit, license or certificate of registration, or any renewal thereof, is issued, such learner's permit, license or certificate of registration shall be void and of no effect. *Approved May 24, 1968.*

Chap. 333. AN ACT TO MAKE AVAILABLE TO THE DEFENDANT AND HIS COUNSEL FOR INSPECTION THE RECORD OF PRIOR CRIMINAL PROSECUTIONS OF THE DEFENDANT PREPARED FOR THE COURT BY ITS PROBATION OFFICER.

Be it enacted, etc., as follows:

SECTION 1. Section 4A of chapter 279 of the General Laws is hereby amended by adding the following sentence: — Prior to the aforesaid disposition such record of the probation officer shall be made available to the defendant and his counsel for inspection.

SECTION 2. Section 85 of chapter 276 of the General Laws is hereby amended by inserting after the second sentence the following sentence: — Prior to the aforesaid disposition such record of the probation officer shall be made available to the defendant and his counsel for inspection.

Approved May 24, 1968.

Chap. 334. AN ACT CHANGING THE NAMES OF CERTAIN INSTITUTIONS UNDER THE BOARD OF TRUSTEES OF STATE COLLEGES.

Be it enacted, etc., as follows:

Chapter 73 of the General Laws is hereby amended by inserting after section 18 the following section: —

Section 19. The institutions of higher learning under the jurisdiction of the board of trustees of state colleges shall be Boston State College, Bridgewater State College, Fitchburg State College, Framingham State College, Lowell State College, North Adams State College, Salem State College, Westfield State College, Worcester State College, Massachusetts College of Art and Massachusetts Maritime Academy.

Approved May 24, 1968.

Chap. 335. AN ACT PROVIDING THAT CERTAIN REGISTERED ASSISTANT PHARMACISTS SHALL, UPON APPLICATION, BE EXAMINED FOR REGISTRATION AS PHARMACISTS, AND IF THEY PASS SUCH EXAMINATION SHALL BE CERTIFIED AS REGISTERED PHARMACISTS.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the provisions of section twenty-four of chapter one hundred and twelve of the General Laws, a person who holds a certificate of registration, issued by the commonwealth, as an assistant pharmacist and who has been continuously employed in a retail drugstore for a period of ten years or more immediately prior to the filing of an application for registration as a pharmacist hereunder, shall, upon application to the board of registration in pharmacy within two years of the effective date of this act and upon the payment of ten dollars to said board, be entitled to an examination for registration as a pharmacist. Upon passing such examination, such person shall be registered as a pharmacist, and shall receive a certificate of registration signed by the president and secretary of said board.

SECTION 2. Chapter six hundred and thirty-four of the acts of nineteen hundred and fifty-five is hereby repealed.

Approved May 24, 1968.

Chap. 336. AN ACT PROVIDING THAT CERTAIN LEGAL ADVERTISEMENTS REQUIRED UNDER ZONING LAWS SHALL CONTAIN MATTER PRINTED IN BOLD FACE TYPE.

Be it enacted, etc., as follows:

Section 17 of chapter 40A of the General Laws, as most recently amended by section 2 of chapter 201 of the acts of 1962, is hereby further amended by inserting after the first sentence the following sentence: —

The publication required by this section shall contain the following printed in bold face type: (*a*) the name of the petitioner; (*b*) the location of the area or premises which are the subject of the petition; and (*c*) the date and place of the public hearing. *Approved May 24, 1968.*

Chap. 337. AN ACT AUTHORIZING WILLARD PAGE JACKSON OF MARBLEHEAD TO BECOME A MEMBER OF THE RETIREMENT SYSTEM OF THE TOWN OF MARBLEHEAD.

Be it enacted, etc., as follows:

Notwithstanding any provisions of general or special law to the contrary, Willard Page Jackson of Marblehead, assessor of the town of Marblehead, shall, upon application, be admitted to membership in the retirement system of said town; provided, that said Willard Page Jackson shall deposit in the annuity savings fund of said system such amount as the Marblehead retirement board may determine as being equal to that which he would have paid into said fund had he been a member of the retirement system at the time his service commenced, together with regular interest thereon. *Approved May 24, 1968.*

Chap. 338. AN ACT INCREASING THE RETIREMENT ALLOWANCE OF CERTAIN CITY OR TOWN EMPLOYEES WHO RETIRE UNDER THE VETERANS RETIREMENT ACT.

Be it enacted, etc., as follows:

SECTION 1. Chapter 32 of the General Laws is hereby amended by inserting after section 58C, inserted by section 1 of chapter 400 of the acts of 1967, the following section: —

Section 58D. In any city or town which accepts this section, if any city or town employee, other than a member of the police department or a permanent member of the fire department, who is a veteran, retires under section fifty-eight, he shall, in lieu of the retirement allowance provided in said section fifty-eight, receive a retirement allowance, if he retires before attaining age sixty, equal to seventy per cent, after attaining age sixty and before attaining age sixty-one, equal to seventy-one per cent, or after attaining age sixty-one, equal to seventy-two per cent, of the highest annual rate of compensation, including any bonuses paid in lieu of additional salary or as a temporary wage increase in addition to his regular compensation, and including any maintenance allowance, payable to him while he was holding the grade held by him at his retirement, and payable from the same source.

SECTION 2. In any city or town which accepts section fifty-eight D of chapter thirty-two of the General Laws, inserted by section one of this act, any person who had been retired as a veteran under the provisions of section fifty-eight of said chapter thirty-two prior to the date of such acceptance and who at the time of his retirement was an employee of such city or town, other than a member of the police department or a permanent member of the fire department prior to the date of such acceptance, shall have his retirement allowance adjusted so as to conform, from and after the date of such acceptance, to the provisions of said section fifty-eight D. *Approved May 24, 1968.*

Chap. 339. AN ACT INCREASING THE AMOUNT OF PROPERTY THAT MAY BE HELD BY NORTHEASTERN UNIVERSITY.

Be it enacted, etc., as follows:

Chapter 134 of the acts of 1955, as most recently amended by chapter 154 of the acts of 1963, is hereby further amended by striking out all after the enacting clause and inserting in place thereof the following: —

Northeastern University, a corporation organized under general law, is hereby authorized to hold real and personal estate to an amount not exceeding five hundred 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 24, 1968.*

Chap. 340. AN ACT PROVIDING THAT STORES OR SHOPS EMPLOYING NOT MORE THAN THREE PERSONS AT ANY ONE TIME ON SUNDAY AND THROUGHOUT THE WEEK MAY REMAIN OPEN FOR THE SALE AT RETAIL OF FOODSTUFFS THEREIN ON SUNDAY.

Be it enacted, etc., as follows:

Section 6 of chapter 136 of the General Laws is hereby amended by striking out clause (2), as appearing in section 2 of chapter 616 of the acts of 1962, and inserting in place thereof the following clause: —

(2) The opening of a store or shop and the sale at retail of foodstuffs therein; provided, not more than a total of three persons, including the proprietor, are employed therein at any one time on Sunday and throughout the week. *Approved May 24, 1968.*

Chap. 341. AN ACT RELATIVE TO THE DEFINITION OF EXEMPT ORGANIZATION UNDER THE SALES AND USE TAX LAW.

Be it enacted, etc., as follows:

Paragraph (*e*) of section 6 of chapter 64H of the General Laws, as appearing in section 1 of chapter 757 of the acts of 1967, is hereby amended by inserting after the word "amended", in line 3, the words: — , and in effect for the applicable period.

Approved May 24, 1968.

Chap. 342. AN ACT PROVIDING THAT ALL SESSIONS OF THE SECOND DISTRICT COURT OF SOUTHERN WORCESTER SHALL BE HELD IN UXBRIDGE AND DIRECTING THE COUNTY COMMISSIONERS OF WORCESTER COUNTY TO CONSTRUCT AND EQUIP A NEW COURT HOUSE FOR SAID COURT IN SAID TOWN.

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 218 of the General Laws is hereby amended by striking out the sixth paragraph under the caption "*Worcester*", as appearing in the Tercentenary Edition, and inserting in place thereof the following paragraph: —

The second district court of southern Worcester held at Uxbridge; Uxbridge, Blackstone, Douglas, Northbridge and Millville.

SECTION 2. The county commissioners of Worcester county are hereby authorized and directed to construct and originally equip a court house to provide suitable and adequate facilities for the second district court of southern Worcester. 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, seven 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 3. For the purposes authorized by section two, 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 thousand dollars and may issue bonds or notes of the county therefor, which shall bear on their face the words Second District Court of Southern Worcester Court House Loan, Act of 1968. 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 4. Notwithstanding the provisions of the sixth paragraph, under the caption "Worcester", of section one of chapter two hundred and eighteen of the General Laws, as amended by section one of this act, sessions of the second district court of Southern Worcester may continue to be held at Blackstone and Uxbridge, and at Northbridge in that part thereof called Whitinsville, until the construction of the court house provided for in section two of this act is completed and until said court house is opened for the use of said second district court.

Approved May 24, 1968.

Chap. 343. AN ACT AUTHORIZING THE METROPOLITAN DISTRICT COMMISSION TO REIMBURSE PROPERTY OWNERS FOR DAMAGE CAUSED BY THE BURSTING OF A WATER SUPPLY MAIN IN THE CITY OF MALDEN.

Be it enacted, etc., as follows:

Notwithstanding any other provision of law, including provisions relative to the settlement of claims against the commonwealth, the metropolitan district commission, subject to the approval of the attorney general, is hereby authorized and empowered to reimburse any persons for damage to their property, both real and personal, caused by the bursting, on January third, nineteen hundred and sixty-eight, of a section of a forty-eight inch metropolitan district commission water supply main in Highland avenue in the city of Malden, and to expend

for such purpose such sums as may be necessary, not exceeding, in the aggregate, sixty thousand dollars from the amount available in item 8902–34 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven; provided, that no claim for such damage shall be paid under the provisions of this act for any poles, wires, pipes or other public utility facilities located within the limits of any public way under any grant, license or permit.

Approved May 24, 1968.

Chap. 344. AN ACT FURTHER REGULATING THE MEMBERSHIP OF THE UNIVERSITY OF MASSACHUSETTS BUILDING AUTHORITY.

Be it enacted, etc., as follows:

SECTION 1. The second paragraph of section 2 of chapter 773 of the acts of 1960, as amended by section 3 of chapter 684 of the acts of 1963, is hereby further amended by striking out the first six sentences and inserting in place thereof the following: —

The Authority shall consist of nine members to be appointed by the governor, of whom three members shall be appointive members of the trustees, and may, but need not, be graduates of the University, and three other members shall be graduates of the University. The members appointed from the appointive members of the trustees shall continue in office so long as they continue in office as trustees, and such dual membership shall not invalidate any action heretofore or hereafter taken by the Authority or by the trustees in which any such member has participated or may participate. Each member appointed other than from the appointive members of the trustees shall continue in office for a term expiring on June thirtieth in the sixth calendar year next after the calendar year in which his term of office began, except that a person appointed to fill a vacancy in any such membership shall serve only for the unexpired term. Each member shall continue in office until his successor shall have been appointed and qualified, but the term of office of a member appointed other than from the appointive members of the trustees shall be deemed to have commenced in the calendar year in which the stated term of office of his predecessor shall have expired. Any member of the Authority may be removed by the governor for cause after notice and a public hearing unless such notice and hearing are expressly waived in writing.

SECTION 2. All members of the University of Massachusetts Building Authority in office on the effective date of this act shall continue in office until their respective terms of office expire or they earlier die, resign or are removed. Members of said Authority thereafter appointed from the appointive members of the trustees shall be so appointed that not more than four members of the Authority shall at any one time be members who were appointed from the appointive members of the trustees.

Approved May 24, 1968.

Chap. 345. AN ACT FURTHER REGULATING THE MEMBERSHIP OF THE LOWELL TECHNOLOGICAL INSTITUTE BUILDING AUTHORITY.

Be it enacted, etc., as follows:

SECTION 1. The second paragraph of section 2 of chapter 557 of the acts of 1961, as amended by section 3 of chapter 685 of the acts

of 1963, is hereby further amended by striking out the first six sentences and inserting in place thereof the following: —

The Authority shall consist of nine members to be appointed by the governor, of whom three members shall be appointive members of the trustees, and may, but need not, be graduates of the institute and three other members shall be graduates of the institute. The members appointed from the appointive members of the trustees shall continue in office so long as they continue in office as trustees, and such dual membership shall not invalidate any action heretofore or hereafter taken by the Authority or by the trustees in which any such member has participated or may participate. Each member appointed other than from the appointive members of the trustees shall continue in office for a term expiring on June thirtieth in the sixth calendar year next after the calendar year in which his term of office began, except that a person appointed to fill a vacancy in any such membership shall serve only for the unexpired term. Each member shall continue in office until his successor shall have been appointed and qualified, but the term of office of a member appointed other than from the appointive members of the trustees shall be deemed to have commenced in the calendar year in which the stated term of office of his predecessor shall have expired. Any member of the Authority may be removed by the governor for cause after notice and a public hearing unless such notice and hearing are expressly waived in writing.

SECTION 2. All members of the Lowell Technological Institute Building Authority in office on the effective date of this act shall continue in office until their respective terms of office expire or they earlier die, resign or are removed. Members of said Authority thereafter appointed from the appointive members of the trustees shall be so appointed that not more than four members of the Authority shall at any one time be members who were appointed from the appointive members of the trustees. *Approved May 24, 1968.*

Chap. 346. AN ACT FURTHER REGULATING THE MEMBERSHIP OF THE SOUTHEASTERN MASSACHUSETTS TECHNOLOGICAL INSTITUTE BUILDING AUTHORITY.

Be it enacted, etc., as follows:

SECTION 1. The second paragraph of section 2 of chapter 703 of the acts of 1964 is hereby amended by striking out the first five sentences and inserting in place thereof the following: —

The Authority shall consist of nine members to be appointed by the governor, of whom three members shall be appointive members of the trustees. The members appointed from the appointive members of the trustees shall continue in office so long as they continue in office as trustees, and such dual membership shall not invalidate any action heretofore or hereafter taken by the authority or by the trustees in which any such member has participated or may participate. Each member appointed other than from the appointive members of the trustees shall continue in office for a term expiring on June thirtieth in the sixth calendar year next after the calendar year in which his term of office began, except that a person appointed to fill a vacancy in any such membership shall serve only for the unexpired term. Each member

shall continue in office until his successor shall have been appointed and qualified, but the term of office of a member appointed other than from the appointive members of the trustees shall be deemed to have commenced in the calendar year in which the stated term of office of his predecessor shall have expired. Any member of the Authority may be removed by the governor for cause after notice and a public hearing unless such notice and hearing are expressly waived in writing.

SECTION 2. All members of the Southeastern Massachusetts Technological Institute Building Authority in office on the effective date of this act shall continue in office until their respective terms of office expire or they earlier die, resign or are removed. Members of said Authority thereafter appointed from the appointive members of the trustees shall be so appointed that not more than four members of the Authority shall at any one time be members who were appointed from the appointive members of the trustees. *Approved May 24, 1968.*

Chap. 347. AN ACT FURTHER REGULATING THE MEMBERSHIP OF THE MASSACHUSETTS STATE COLLEGE BUILDING AUTHORITY.

Be it enacted, etc., as follows:

SECTION 1. Section 2 of chapter 703 of the acts of 1963 is hereby amended by striking out the second and third paragraphs, as amended by chapter 39 of the acts of 1968, and inserting in place thereof the following paragraph: —

The Authority shall consist of nine members to be appointed by the governor, of whom three members shall be appointive members of the trustees, and may, but need not, be graduates of a state college. The members appointed from the appointive members of the trustees shall continue in office so long as they continue in office as trustees, and such dual membership shall not invalidate any action heretofore or hereafter taken by the authority or by the trustees in which any such member has participated or may participate. Each member appointed other than from the appointive members of the trustees shall continue in office for a term expiring on June thirtieth in the sixth calendar year next after the calendar year in which his term of office began, except that a person appointed to fill a vacancy in any such membership shall serve only for the unexpired term. Each member shall continue in office until his successor shall have been appointed and qualified, but the term of office of a member appointed other than from the appointive members of the trustees shall be deemed to have commenced in the calendar year in which the stated term of office of his predecessor shall have expired. Any member of the Authority may be removed by the governor for cause after notice and a public hearing unless such notice and hearing are expressly waived in writing. The Authority shall annually elect from its members a chairman and a vice-chairman, and shall also elect a secretary-treasurer and may elect an assistant secretary-treasurer who need not be members of the Authority. If any member is absent from four regular monthly meetings in any calendar year, his office as a member of said Authority shall be deemed vacant. The chairman shall forthwith notify the governor that such vacancy exists.

SECTION 2. All members of the Massachusetts State College Building Authority in office on the effective date of this act shall continue

in office until their respective terms of office expire or they earlier die, resign or are removed. Members of said Authority thereafter appointed shall be so appointed that not more than four members of the Authority shall at any one time be members who were appointed from the appointive members of the trustees. *Approved May 24, 1968.*

Chap. 348. AN ACT PROVIDING TENURE OF OFFICE UNTIL AGE SIXTY-FIVE FOR JAMES E. CARBREY, INCUMBENT OF THE OFFICE OF CHIEF OF POLICE OF THE TOWN OF NORTHBOROUGH.

Be it enacted, etc., as follows:

The tenure of office of James E. Carbrey, incumbent of the office of chief of police of the town of Northborough, shall continue during good behavior until he reaches the age of sixty-five, unless incapacitated by physical or mental disability from performing the duties thereof, but he may be removed for cause after hearing in the manner provided by section forty-three of chapter thirty-one of the General Laws.

Approved May 24, 1968.

Chap. 349. AN ACT RELATIVE TO AWARDING OF CONTRACTS FOR CONSTRUCTION AND FOR THE PURCHASE OF EQUIPMENT, SUPPLIES AND MATERIALS WITHOUT ADVERTISING IN THE CITY OF PEABODY.

Be it enacted, etc., as follows:

Chapter 300 of the Special Acts of 1916 is hereby amended by striking out section 33, as amended by chapter 249 of the acts of 1958, and inserting in place thereof the following section: —

Section 33. No contract for construction work or for the purchase of equipment, supplies or materials, whether the same shall be for repairs or original construction, the estimated cost of which amounts to or exceeds two thousand dollars, except in cases of special emergency involving the health or safety of the people or their property, shall be awarded unless proposals for the same shall have been invited by advertisements in at least one newspaper published in the city once a week for at least two consecutive weeks, the last publication to be at least one week before the time specified for the opening of the proposals. Such advertisements shall state the time and place where plans and specifications of the proposed work or supplies may be had, and the time and place for opening the proposals in answer to said advertisements, and shall reserve to the city the right to reject any or all proposals. All such proposals shall be opened in public. No bill or contract shall be split or divided for the purpose of evading any provision of this act. *Approved May 24, 1968.*

Chap. 350. AN ACT RELATIVE TO THE PAYMENT OF TIME DEPOSITS PRIOR TO MATURITY BY A TRUST COMPANY TO PREVENT HARDSHIP TO DEPOSITORS.

Be it enacted, etc., as follows:

Chapter 172 of the General Laws is hereby amended by striking out section 50, as appearing in section 1 of chapter 493 of the acts of 1961, and inserting in place thereof the following section: —

Section 50. No such corporation shall allow a time deposit represented by a certificate or written agreement to be withdrawn before the time specified therein, and where such certificate or agreement does not specify any definite date for withdrawal no such corporation shall allow such deposit to be withdrawn without receiving written notice of at least thirty days; provided, however, that in an emergency where it is necessary to prevent great hardship to the depositor, any such corporation may pay before maturity or without such thirty day notice in writing where no definite date of withdrawal is specified in the certificate or agreement a time deposit or the portion thereof necessary to meet such emergency.

Prior to the payment of any time deposit or portion thereof before maturity, the depositor shall sign a written statement setting forth the circumstances relating to such emergency and the amount of the time deposit required to meet his needs.

Whenever a time deposit or any part thereof is paid before maturity to prevent hardship to the depositor, the depositor shall forfeit accrued and unpaid interest for a period of not less than three months on the amount withdrawn. When a portion of a time certificate of deposit is paid before maturity, the original certificate shall be cancelled and a new certificate shall be issued for the unpaid portion of the deposit, with the same terms, rate, date and maturity as the original deposit.

Originals or duplicates of all agreements and statements in reference to time deposits shall be kept on file by such corporations and submitted to the commissioner at his request.

Any such corporation violating this section shall be punished by a fine of not more than one thousand dollars. *Approved May 24, 1968.*

Chap. 351. AN ACT FURTHER INCREASING THE AMOUNT OF MONEY THAT MAY BE BORROWED FOR THE CONSTRUCTION OF A COURT HOUSE 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 the words "one million four hundred and fifty", inserted by section 1 of chapter 480 of the acts of 1966, and inserting in place thereof the words: — one million six hundred and fifty.

SECTION 2. Section 2 of said chapter 519 is hereby amended by striking out the words "one million four hundred and fifty", inserted by section 2 of said chapter 480, and inserting in place thereof the words: — one million six hundred and fifty. *Approved May 24, 1968.*

Chap. 352. AN ACT FURTHER DEFINING THE AUTHORITY OF CITIES, TOWNS AND REGIONAL SCHOOL DISTRICTS RELATIVE TO JOINT SPECIAL EDUCATION PROGRAMS.

Be it enacted, etc., as follows:

SECTION 1. Chapter 71 of the General Laws is hereby amended by striking out section 46J, inserted by chapter 555 of the acts of 1962, and inserting in place thereof the following section: —

Section 46J. Any city or town or regional school district may, with the approval of the department, join with another city, town or regional

school district or with other cities, towns or regional school districts to provide the special instruction authorized by sections forty-six, forty-six A, forty-six H and forty-six K of this chapter and sections twenty-nine, thirty-two and thirty-three of chapter sixty-nine.

SECTION 2. Section forty-six C of said chapter seventy-one is hereby repealed.

SECTION 3. Section 46B of said chapter 71 is hereby amended by striking out the first sentence, as most recently amended by chapter 881 of the acts of 1967, and inserting in place thereof the following sentence: — If a child of school age, handicapped as described in section forty-six, forty-six A, forty-six H or forty-six K of this chapter or in section twenty-nine, thirty-two or thirty-three of chapter sixty-nine, attends a school or an occupational training program approved by the department, within or without the city or town of residence of the parent or guardian, the school committee of the town where the child resides shall provide transportation once each day to and from such school or occupational training program while the child is in attendance.

Approved May 24, 1968.

Chap. 353. AN ACT MAKING A CERTAIN CORRECTIVE CHANGE IN THE LAW RELATIVE TO THE RECORDING OF DEEDS IN CERTAIN SALES OF LAND OF LOW VALUE 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, as most recently amended by section 1 of chapter 114 of the acts of 1966, is hereby further amended by adding the following sentence: — Title taken pursuant to a sale under this section shall be absolute upon the recording of such deed of the treasurer.

SECTION 2. This act shall take effect as of the effective date of chapter one hundred and fourteen of the acts of nineteen hundred and sixty-six and shall apply to sales made on and after December thirty-first, nineteen hundred and sixty-six. *Approved May 24, 1968.*

Chap. 354. AN ACT FURTHER DEFINING THE ANNUAL FINANCE CHARGE FORMULA IN THE TRUTH IN LENDING LAW.

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 140A of the General Laws is hereby amended by striking out clause (1), as appearing in section 1 of chapter 587 of the acts of 1966, and inserting in place thereof the following clause: —

(1) "Annual finance charge formula", the method for converting a dollar finance charge into a percentage rate equivalent to the nominal annual rate determined by the actuarial method (United States rule). For purposes of this calculation it may be assumed that:

(A) The total time for repayment of the total amount to be financed is the time from the date of the transaction to the date of the final scheduled payment.

(B) All payments are equal if every scheduled payment in the series of payments is equal except one which may not be more than double any other scheduled payment in the series.

(C) All payments are scheduled at equal intervals, if all payments are so scheduled except the first payment which may be scheduled to be paid before, on or after one period from the date of the transaction. A period of time equal to one half or more of a payment period may be considered one full period. 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 2. Section 1 of chapter 255B of the General Laws is hereby amended by striking out the definition of "Annual finance charge formula", inserted by section 1A of chapter 284 of the acts of 1966, and inserting in place thereof the following definition: —

"Annual finance charge formula", the method for converting a dollar finance charge into a percentage rate equivalent to the nominal annual rate determined by the actuarial method (United States rule). For purposes of this calculation it may be assumed that:

(A) The total time for repayment of the total amount to be financed is the time from the date of the transaction to the date of the final scheduled payment.

(B) All payments are equal if every scheduled payment in the series of payments is equal except one which may not be more than double any other scheduled payment in the series.

(C) All payments are scheduled at equal intervals, if all payments are so scheduled except the first payment which may be scheduled to be paid before, on or after one period from the date of the transaction. A period of time equal to one half or more of a payment period may be considered one full period. 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 1 of chapter 255C of the General Laws is hereby amended by striking out the definition of "Annual finance charge formula", added by section 2 of chapter 587 of the acts of 1966, and inserting in place thereof the following definition: —

(6) "Annual finance charge formula", the method for converting a dollar finance charge into a percentage rate equivalent to the nominal annual rate determined by the actuarial method (United States rule). For purposes of this calculation it may be assumed that:

(A) The total time for repayment of the total amount to be financed is the time from the date of the transaction to the date of the final scheduled payment.

(B) All payments are equal if every scheduled payment in the series of payments is equal except one which may not be more than double any other scheduled payment in the series.

(C) All payments are scheduled at equal intervals, if all payments are so scheduled except the first payment which may be scheduled to be paid before, on or after one period from the date of the transaction. A period of time equal to one half or more of a payment period may be considered one full period. 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 4. Section 1 of chapter 255D of the General Laws is hereby amended by striking out the definition of "Annual finance charge formula", as appearing in section 1 of chapter 284 of the acts of 1966, and inserting in place thereof the following definition: —

"Annual finance charge formula", the method for converting a dollar finance charge into a percentage rate equivalent to the nominal annual rate determined by the actuarial method (United States rule). For purposes of this calculation it may be assumed that:

(A) The total time for repayment of the total amount to be financed is the time from the date of the transaction to the date of the final scheduled payment.

(B) All payments are equal if every scheduled payment in the series of payments is equal except one which may not be more than double any other scheduled payment in the series.

(C) All payments are scheduled at equal intervals, if all payments are so scheduled except the first payment which may be scheduled to be paid before, on or after one period from the date of the transaction. A period of time equal to one half or more of a payment period may be considered one full period. 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 5. This act shall take effect on January first, nineteen hundred and sixty-nine. *Approved May 24, 1968.*

Chap. 355. AN ACT INCREASING THE AMOUNT OF MONEY THE TOWN OF EASTHAM, MAY APPROPRIATE FOR MUNICIPAL ADVERTISING PURPOSES AND PUBLIC AMUSEMENTS.

Be it enacted, etc., as follows:

Chapter 662 of the acts of 1965 is hereby amended by striking out section 1, as amended by section 1 of chapter 203 of the acts of 1967, and inserting in place thereof the following section: —

Section 1. The town of Eastham may, by a majority vote, appropriate each year a sum not exceeding four thousand dollars for advertising the advantages of the town and for providing amusements or entertainments of a public character. The money so appropriated by the town shall be expended under the direction of the board of selectmen. *Approved May 24, 1968.*

Chap. 356. AN ACT AUTHORIZING CERTAIN CHARITABLE CORPORATIONS TO PARTICIPATE AS DEVELOPERS UNDER THE URBAN RENEWAL LAW.

Be it enacted, etc., as follows:

SECTION 1. Section 3 of chapter 121A of the General Laws is hereby amended by inserting after the first paragraph the following paragraph: —

A charitable corporation organized under chapter one hundred and eighty, the property of which cannot on dissolution or otherwise inure to the benefit of any private person or entity, and which is approved by the local renewal agency, is hereby empowered to act as an Urban Redevelopment Corporation pursuant to all other provisions of this chapter, except as hereinafter provided, for the purpose of rehabilitating and improving residential housing. Such a corporation may sell any redevelopment project within a forty-year period, provided that any profits shall be employed in further redevelopment projects. Such a corporation

shall be exempt from the provisions of section nine, provided that surplus earning profits from such projects, however categorized, shall be employed in further urban redevelopment projects.

SECTION 2. Section 9 of said chapter 121A is hereby amended by adding the following sentence: — This section shall not apply to charitable corporations organized pursuant to and meeting the standards of section three, provided that all surplus earnings from projects there specified, however categorized, shall be employed in further urban redevelopment projects. *Approved May 27, 1968.*

Chap. 357. AN ACT PROVIDING THAT CERTAIN CONTRACTS ENTERED INTO BY CERTAIN STUDENTS UNDER THE AGE OF TWENTY-ONE FOR FINANCING THEIR EDUCATION SHALL NOT BE VOIDABLE.

Be it enacted, etc., as follows:

Chapter 167 of the General Laws is hereby amended by inserting after section 61 the following section: —

Section 62. Any student who has not attained the age of twenty-one and has been admitted to an institution of higher learning or attends such an institution shall have full legal capacity to act in his own behalf in the matter of contracts and other transactions with respect to financing his education under any federal, state or private financing plan, and with respect to such acts done by such student, he shall have all of the rights, powers and privileges and be subject to the obligations of persons of full age. *Approved May 27, 1968.*

Chap. 358. AN ACT ELIMINATING THE RECITATION OF COLOR, WEIGHT AND USE OF PROPHYLACTIC ON RECORDS OF BIRTH AND PROVIDING FOR CERTAIN STATISTICAL INFORMATION.

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 46 of the General Laws is hereby amended by striking out the second paragraph, as most recently amended by section 1 of chapter 84 of the acts of 1968, and inserting in place thereof the following paragraph: —

In the record of births, date of record, date of birth, place of birth, name of child, his sex, names, places of birth and residence of his parents, including the maiden name of the mother and occupation of the father. In the record of birth of an illegitimate child, the name of, and other facts relating to, the father shall not be recorded.

SECTION 2. Section 3 of said chapter 46, as most recently amended by section 2 of said chapter 84, is hereby further amended by striking out, in line 4, the words ", the color, the weight".

SECTION 3. Chapter 111 of the General Laws is hereby amended by inserting after section 24A the following section: —

Section 24B. Upon the birth of any child the physician, administrator or other person in charge of a hospital shall forward to the commissioner any information which the said commissioner shall certify to the state secretary as being necessary for administrative, research and statistical purposes. The state secretary shall provide such forms as he shall prescribe which shall bear the caption "Confidential Informa-

tion", and when such information is forwarded to the commissioner it shall not constitute a public record nor be available except as may be necessary for the foregoing purposes.

SECTION 4. Section 109A of said chapter 111, as amended by chapter 46 of the acts of 1943, is hereby further amended by striking out, in lines 6 and 7, the words ", and he shall record on the birth certificate the use of such prophylactic".

SECTION 5. This act shall take effect on January first, nineteen hundred and sixty-nine. *Approved May 27, 1968.*

Chap. 359. AN ACT REVIVING EDWARD C. ROMAN CO. INC.

Be it enacted, etc., as follows:

Notwithstanding the fact that more than five years have elapsed since its dissolution, Edward C. Roman Co. Inc. may be revived by the state secretary in the manner and upon the conditions provided in section one hundred and eight of chapter one hundred and fifty-six B of the General Laws. *Approved May 27, 1968.*

Chap. 360. AN ACT AUTHORIZING THE TOWN OF DOVER TO MAINTAIN, OPERATE AND DEVELOP A WATER SYSTEM.

Be it enacted, etc., as follows:

SECTION 1. The town of Dover is hereby authorized to maintain, operate and develop the water supply now owned by the town and situated on Church Street in said town, and the water distributing system connected therewith, in accordance with the provisions of sections thirty-nine A to thirty-nine G, inclusive, of chapter forty of the General Laws.

SECTION 2. The board of selectmen of said town are authorized to act as water commissioners pursuant to said section thirty-nine A and, while acting in such capacity, may continue to be elected annually for one year terms, without regard to the provisions of section twenty-one of chapter forty-one of the General Laws.

SECTION 3. The proceedings taken by the town of Dover at the annual town meeting held on March eighteen, nineteen hundred and sixty-eight, dealing with the water supply system shall be deemed as valid and effective as though this act had been in effect when said meeting was warned and held.

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

Approved May 28, 1968.

Chap. 361. AN ACT FURTHER REGULATING THE PUBLISHING OF NOTICES OF APPLICATIONS FOR LICENSES TO SELL ALCOHOLIC BEVERAGES.

Be it enacted, etc., as follows:

The first paragraph of section 15A of chapter 138 of the General Laws, as most recently amended by chapter 523 of the acts of 1967, is hereby further amended by striking out the third sentence and inserting in place thereof the following sentence: — Such notice shall be pub-

lished in a daily or weekly newspaper published in the city or town wherein the license is intended to be exercised or, if no newspaper is published in such city or town, then in a daily newspaper published in the county wherein such license is intended to be exercised.

Approved May 28, 1968.

Chap. 362. AN ACT AUTHORIZING ARREST WITHOUT A WARRANT IN HIT-AND-RUN CASES.

Be it enacted, etc., as follows:

The first sentence of section 21 of chapter 90 of the General Laws is hereby amended by inserting after the word "officer", in line 29, as appearing in chapter 332 of the acts of 1963, the following: —, or whoever operates a motor vehicle upon any way or in any place to which members of the public have a right of 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.

Approved May 28, 1968.

Chap. 363. AN ACT PROVIDING FOR WORK RELEASE PROGRAMS AT THE SUFFOLK COUNTY HOUSE OF CORRECTION AND AT THE SUFFOLK COUNTY JAIL.

Be it enacted, etc., as follows:

Chapter 127 of the General Laws is hereby amended by inserting after section 86F the following section:—

Section 86G. In Suffolk county the penal institutions commissioner of Boston shall have the same powers and duties with respect to the house of correction at Deer Island, and the sheriff of Suffolk county shall have the same powers and duties with respect to the Suffolk County Jail, as are vested in the sheriff of any county, except the sheriff of Suffolk county, under the provisions of section eighty-six F, and the exercise of such powers and duties, in each instance, shall be subject to the same terms and conditions as are provided in said section eighty-six F. The work release supervisor or supervisors in Suffolk county shall be placed in such grade of the classification and pay plan for said county as the city council of the city of Boston, subject to the provisions of the charter of said city, shall from time to time determine.

Approved May 28, 1968.

Chap. 364. AN ACT RELATIVE TO THE RETURN OF SUSPENDED LICENSES, CERTIFICATES OF REGISTRATION AND NUMBER PLATES TO THE REGISTRAR OF MOTOR VEHICLES.

Be it enacted, etc., as follows:

Section 29 of chapter 90 of the General Laws is hereby amended by striking out the eighth sentence, as appearing in section 1 of chapter 477 of the acts of 1935, and inserting in place thereof the following sentence: — Every such officer, upon the request of the registrar, shall demand forthwith the license of any operator and the certificate of

registration and number plates of any motor vehicle situated in a city or town within such officer's jurisdiction when said license or certificate has been suspended or revoked by the registrar and shall forward the same to the registrar. *Approved May 28, 1968.*

Chap. 365. AN ACT EXTENDING THE CLOSING HOURS OF TAVERNS TO ONE O'CLOCK ANTEMERIDIAN.

Be it enacted, etc., as follows:

The seventh paragraph of section 12 of chapter 138 of the General Laws, as most recently amended by chapter 268 of the acts of 1968, is hereby further amended by striking out the words "twelve o'clock midnight" and inserting in place thereof the words: — one o'clock antemeridian. *Approved May 28, 1968.*

Chap. 366. AN ACT PROVIDING FOR ADDITIONAL COURT OFFICERS IN THE BOSTON JUVENILE COURT.

Be it enacted, etc., as follows:

Section 62 of chapter 218 of the General Laws is hereby amended by adding the following sentence: — In the Boston juvenile court six court officers may be appointed. *Approved May 28, 1968.*

Chap. 367. AN ACT AUTHORIZING THE TOWN OF NATICK TO PAY A CERTAIN SUM OF MONEY TO JOSEPH SAVIANO.

Be it enacted, etc., as follows:

SECTION 1. The town of Natick is hereby authorized to appropriate, and after such appropriation the treasurer of said town is hereby authorized to pay to Joseph Saviano of said town, the sum of four thousand three hundred and eighty-seven dollars and twelve cents as reimbursement for medical expenses incurred by him as the result of injuries received by him during his employment by the department of public works of said town.

SECTION 2. Any action taken by the town of Natick as its annual town meeting held in the current year pursuant to the authorization contained in section one of this act is hereby validated and confirmed as though this act had been in effect at the time of the posting of the warrant for said meeting. *Approved May 28, 1968.*

Chap. 368. AN ACT PROVIDING FOR COMPENSATION FOR OVERTIME SERVICE BY CERTAIN OFFICERS OF FIRE FIGHTING FORCES OF CITIES AND TOWNS.

Be it enacted, etc., as follows:

Chapter 48 of the General Laws is hereby amended by striking out section 58C, as amended by chapter 206 of the acts of 1956, and inserting in place thereof the following section: —

Section 58C. If an officer or member of the fire fighting force of the fire department of a city or town shall be required to be on duty for any period in excess of his regular hours of duty as from time to time established, he may be given time off equal to such period of overtime duty or, if time off cannot be given by reason of a personnel shortage or other cause, he may be paid for such period of overtime duty at

such an hourly rate as may be determined by the authority in charge of a fire department, which rate shall in no event be less than the hourly rate of his regular compensation for his average weekly hours of regular duty. *Approved May 28, 1968.*

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, June 19, 1968.

The Honorable JOHN F. X. DAVOREN, *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 368 of the Acts of 1968, entitled "An Act providing for Compensation for Overtime Service by certain Officers of Fire Fighting Forces of Cities and Towns." and the enactment of which received my approval on May 28, 1968, 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 purpose behind the bill was to give the officers in fire departments that work on an hourly basis the right to receive overtime pay, the same as firemen. As this is a clarifying amendment to a previous law, I believe that the law should be made effective immediately so that the fire fighter and officer will be treated the same in regard to overtime pay.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, June 19, 1968.

I, John F. X. Davoren, 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 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-eight of the acts of nineteen hundred and sixty-eight.

JOHN F. X. DAVOREN,
Secretary of the Commonwealth.

Chap. 369. AN ACT INCREASING THE CHARGE FOR THE TOWING AND STORAGE OF CERTAIN ILLEGALLY PARKED MOTOR VEHICLES.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide forthwith for the proper regulation of traffic in the various cities and towns, 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 22D of chapter 40 of the General Laws, inserted by chapter 322 of the acts of 1961, is hereby amended by striking out the fourth

sentence and inserting in place thereof the following sentence: — Liability may be imposed for the reasonable cost of such removal, and for 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 twelve dollars, and that the liability so imposed for storage shall not exceed two dollars for any twenty-four hour period and one dollar and fifty cents for any lesser period.

Approved May 31, 1968.

Chap. 370. AN ACT AUTHORIZING THE PROBATE COURT TO ISSUE AN ORDER OR DECREE FOR SEPARATE SUPPORT NOTWITHSTANDING THE FACT THAT THE PETITIONER IS NOT ACTUALLY LIVING APART FROM SPOUSE.

Be it enacted, etc., as follows:

Chapter 209 of the General Laws is hereby amended by striking out section 32 and inserting in place thereof the following section: —

Section 32. If a husband fails, without justifiable cause, to provide suitable support for his wife, or deserts her, or if the wife has justifiable cause for living apart from her husband, or if the husband is deserted by his wife or has justifiable cause for living apart from his wife, whether or not he or she is actually living apart, the probate court may, upon his or her petition, or if he or she is incompetent due to mental illness or mental retardation, upon petition of the guardian or next friend, prohibit the husband or wife from imposing any restraint on the personal liberty of the other during such time as the court by its order may direct or until further order of the court thereon and upon the application of the husband or wife or of the guardian of either, the court may make further orders relative to the support of the wife and the care, custody and maintenance of their minor children, may determine with which of their parents the children or any of them shall remain and may, from time to time, upon similar application revise and alter such order or make a new order or decree as the circumstance of the parents or the benefit of the children may require.

Upon request by the court, the state police, local police or probation officers shall make an investigation in relation to any proceedings hereunder and report to the court. Every such report shall be in writing and shall become part of the records of such proceedings.

Approved May 31, 1968.

Chap. 371. AN ACT AUTHORIZING BRANDEIS UNIVERSITY TO FURTHER INCREASE THE MEMBERSHIP OF ITS BOARD OF TRUSTEES.

Be it enacted, etc., as follows:

Section 1 of chapter 326 of the acts of 1937 is hereby further amended by striking out the last sentence, as most recently amended by chapter 257 of the acts of 1961, and inserting in place thereof the following sentence: — Said trustees shall be self-perpetuating and shall have power, as shall be required, to elect a president, vice-president, secretary, treasurer and such other officers as may be necessary and to declare the duties and tenures of their respective offices; provided, nevertheless, that the number of the members shall not be greater than forty.

Approved May 31, 1968.

Chap. 372. AN ACT AUTHORIZING THE INTRODUCTION OF REPRODUCTIONS OF CERTAIN DOCUMENTS HELD IN A FIDUCIARY CAPACITY IN EVIDENCE IN JUDICIAL OR ADMINISTRATIVE PROCEEDINGS.

Be it enacted, etc., as follows:

Section 79E of chapter 233 of the General Laws, as most recently amended by chapter 661 of the acts of 1965, is hereby further amended by striking out the first sentence and inserting in place thereof the following sentence: — If any business, institution, member of a profession or calling, or any department or agency of government, in the regular course of business or activity, has kept or recorded any memorandum, writing entry, print, representation or combination thereof of any act, transaction, occurrence or event, and in the regular course of business has caused any or all of the same to be recorded, copied or reproduced by any photographic, photostatic, microfilm, microcard, miniature photographic or other process which accurately reproduces or forms a durable medium for so reproducing the original, the original may be destroyed in the regular course of business unless its preservation is required by law. *Approved May 31, 1968.*

Chap. 373. AN ACT REGULATING THE TIME OF EXPIRATION OF LICENSES OF FIREMEN, ENGINEERS, HOISTING MACHINERY OPERATORS, ELEVATOR OPERATORS, OIL BURNER TECHNICIANS AND APPRENTICES AND CERTIFICATES OF COMPETENCY OF BLASTING OPERATORS.

Be it enacted, etc., as follows:

SECTION 1. Section 67 of chapter 146 of the General Laws, as most recently amended by chapter 175 of the acts of 1952, is hereby further amended by striking out the first sentence and inserting in place thereof the following four sentences: — A license shall continue in force until the date of birth of the licensee occurring more than twelve months but not more than twenty-four months after the effective date of such license unless suspended or revoked for incompetence or untrustworthiness of the licensee, except that a special license shall not continue in force after the holder thereof ceases to be employed in the plant specified in the license. If any such license or the renewal thereof expires in an even year, any subsequent renewal shall expire on the next anniversary of the licensee's date of birth occurring in an even year. If any such license or renewal thereof expires in an odd year, any subsequent renewal shall expire on the next anniversary of the licensee's date of birth occurring in an odd year. A license issued to a person born on February twenty-ninth shall, for the purposes of this section, expire on March first.

SECTION 2. Section 20B of chapter 148 of the General Laws, inserted by section 1 of chapter 532 of the acts of 1967, is hereby amended by striking out the sixth sentence and inserting in place thereof the following four sentences: — Said certificate shall be valid throughout the commonwealth until the date of birth of the licensee occurring more than twelve months but not more than twenty-four months after the effective date of such license and may be renewed after its expiration without examination upon the payment of a fee of five dollars. If any such li-

cense or the renewal thereof expires in an even year, any subsequent renewal shall expire on the next anniversary of the licensee's date of birth occurring in an even year. If any such license or renewal thereof expires in an odd year, any subsequent renewal shall expire on the next anniversary of the licensee's date of birth occurring in an odd year. A license issued to a person born on February twenty-ninth shall, for the purposes of this section, expire on March first.

SECTION 3. Section 10D of said chapter 148, as appearing in section 2 of chapter 680 of the acts of 1964, is hereby amended by striking out the fifth sentence and inserting in place thereof the following four sentences: — Said certificate shall be valid throughout the commonwealth until the date of birth of the licensee occurring more than twelve months but not more than twenty-four months after the effective date of such license and may be renewed within two years after its expiration without examination upon the payment of a renewal fee of five dollars. If any such license or the renewal thereof expires in an even year, any subsequent renewal shall expire on the next anniversary of the licensee's date of birth occurring in an even year. If any such license or renewal thereof expires in an odd year, any subsequent renewal shall expire on the next anniversary of the licensee's date of birth occurring in an odd year. A license issued to a person born on February twenty-ninth shall, for the purposes of this section, expire on March first.

SECTION 4. Section 10E of said chapter 148, as so appearing, is hereby amended by striking out the second sentence and inserting in place thereof the following four sentences: — An apprentice certificate shall be valid until the date of birth of the licensee occurring more than twelve months but not more than twenty-four months after the effective date of such license, and shall be renewed without examination upon the payment of three dollars. If any such license or the renewal thereof expires in an even year, any subsequent renewal shall expire on the next anniversary of the licensee's date of birth occurring in an even year. If any such license or renewal thereof expires in an odd year, any subsequent renewal shall expire on the next anniversary of the licensee's date of birth occurring in an odd year. A license issued to a person born on February twenty-ninth shall, for the purposes of this section, expire on March first.

SECTION 5. Section 71G of chapter 143 of the General Laws, added by section 4 of chapter 616 of the acts of 1963, is hereby amended by striking out the second sentence and inserting in place thereof the following four sentences: — Licenses shall be issued until the date of birth of the licensee occurring more than twelve months but not more than twenty-four months after the effective date of such license. If any such license or the renewal thereof expires in an even year, any subsequent renewal shall expire on the next anniversary of the licensee's date of birth occurring in an even year. If any such license or renewal thereof expires in an odd year, any subsequent renewal shall expire on the next anniversary of the licensee's date of birth occurring in an odd year. A license issued to a person born on February twenty-ninth shall, for the purposes of this section, expire on March first.

SECTION 6. This act shall take effect on July first, nineteen hundred and sixty-nine, and shall apply to all licenses and certificates referred to in this act and renewals thereof issued on and after said date.

Approved May 31, 1968.

Chap. 374. AN ACT PROVIDING TENURE OF OFFICE FOR MAYO A. DARLING, JR., CHIEF OF POLICE OF THE TOWN OF GROTON.

Be it enacted, etc., as follows:

The tenure of office of Mayo A. Darling, Jr., incumbent of the office of chief of police of the town of Groton, shall continue during good behavior until he reaches the age of sixty-five, 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. *Approved May 31, 1968.*

Chap. 375. AN ACT ESTABLISHING A DEPARTMENT OF TRAFFIC AND PARKING, A TRAFFIC ADVISORY BOARD AND A TRAFFIC APPEALS BOARD IN THE TOWN OF BROOKLINE.

Be it enacted, etc., as follows:

SECTION 1. There is established in the town of Brookline, hereinafter referred to as the town, a department of traffic and parking, consisting of a director of traffic and parking, hereinafter referred to as the traffic director, and such staff as may be appointed. The traffic director shall be a traffic engineer, possessing the qualifications required for associate or full membership in the Institute of Traffic Engineers or the equivalent. The selectmen shall appoint and may remove, when in their judgment the public interest so requires, and may fix the compensation of, the traffic director. He shall not be subject to the civil service law and rules. During his tenure, he shall hold no elective office nor shall he engage in any other business or occupation. Upon recommendation of the traffic director, the selectmen shall have the authority to create subordinate staff positions in the department of traffic and parking. The traffic director, with the approval of the selectmen, may appoint persons to fill these positions, and he may remove them pursuant to law. All statutes and by-laws applicable generally to the departments of the town shall apply to the department of traffic and parking.

SECTION 2. There is also established in the town of Brookline a traffic appeals board consisting of three citizen members to be appointed by the selectmen. Of the members first appointed by the selectmen, one shall be appointed for a term of one year, one for a term of two years and one for a term of three years. Upon the expiration of a term of a member, his successor shall be appointed for a term of three years. The selectmen may also appoint three associate members of the traffic appeals board. The appointments first made shall be for the terms of one, two and three years, respectively. All subsequent appointments shall be for a term of three years. Any vacancy in such office shall be filled by appointment by the selectmen for the remainder of the unexpired term. A member shall be eligible to succeed himself only once. No person holding a public office in the town other than a town meeting member and no salaried employee of the town shall be eligible for appointment. A member and an associate member shall not receive any compensation for his services but shall be reimbursed for all reasonable expenses incurred by him in carrying out his duties under this act. The selectmen shall each year designate one of the members to serve as chairman of the traffic appeals board.

The selectmen shall have the power at any time to remove any member or associate member of the board. The chairman of the traffic appeals board may designate any associate member to sit on the board in case of the absence, inability to act or incapacity on the part of a member thereof, or in the event of a vacancy on said board until said vacancy is filled as provided in this section.

The traffic appeals board shall have the powers and duties prescribed for it in clause (b) of section three.

Meetings of the traffic appeals board shall be called by the chairman on his own motion or on request of the traffic director.

SECTION 3. The traffic director shall have exclusive authority, except as otherwise provided in this act, to take any and all of the following actions, if he determines that such actions serve the public safety, welfare or convenience: —

(a) The traffic director may adopt, alter or repeal rules and regulations, not inconsistent with general law as modified by this act, relative to vehicular and pedestrian traffic in the streets and in the town-controlled public off-street parking areas in the town, and to the movement, stopping, standing or parking of vehicles on, and their exclusion from, all or any streets, ways, highways, roads, parkways and public off-street parking areas under the control of the town, including rules and regulations designating any way or part thereof under such control as a through way under and subject to the provisions of section nine of chapter eighty-nine of the General Laws. The traffic director shall also have all authority previously granted to the selectmen by virtue of the provisions of section twenty-two of chapter forty of the General Laws. The traffic director may prescribe a schedule of fines not exceeding fifteen dollars for each violation of parking regulations as authorized by section twenty C of chapter ninety of the General Laws. All other violations of regulations adopted under the provisions of this act, except as otherwise provided by statute, shall be subject to fines not to exceed fifty dollars for each offense as set forth in the regulations.

No such adoption, alteration or repeal of a rule or regulation shall take effect, except with respect to such special rules or regulations as are declared by the traffic director to be urgently required for public safety or welfare or such as are of a temporary nature and are to be effective for a period of not more than sixty days, until printed in a newspaper published or distributed in the town.

(b) Upon the filing of a petition or petitions with the traffic appeals board by not less than fifty registered voters of the town, relative to any rule or regulation which has been adopted, altered or repealed, under this section, whether or not same has become effective, the traffic appeals board shall hold a public hearing thereon within thirty days after the filing thereof. Such hearing shall be held before three members of said board. In addition to public notice, notice of such hearing shall be sent to the board members, the traffic director and to the members of the traffic advisory board hereinafter referred to.

The traffic appeals board shall, subject to section two of chapter eighty-five of the General Laws, have authority, following such hearing, by unanimous vote of all the members who heard said petition, to declare as void, in whole or in part, the adoption, alteration or repeal of a rule or regulation concerning which such hearing was held. Such petition or petitions shall be filed no later than sixty days after the date

of the first publication of the adoption, alteration or repeal of a rule or regulation. After the expiration of such sixty days, no petition or petitions shall be accepted for filing without the express consent of the traffic appeals board.

(c) The traffic director may erect, make and maintain or cause to be erected, made and maintained traffic signs, signals, markings, parking meters and other devices for the control of traffic and parking in the town and for informing and warning the public as to rules and regulations adopted under this act, subject, however, to section two of chapter eighty-five, to sections eight and nine of chapter eighty-nine and to sections eighteen and eighteen A of chapter ninety of the General Laws.

(d) Nothing in this act shall be construed to authorize the traffic director to adopt any rule or regulation excluding the trackless trolley vehicles or buses of a street railway or bus company from any way or part thereof in which said company has a location, or to modify or limit any power or authority of the metropolitan district commission, state department of public works or state department of public utilities; or to modify or limit any power or authority now vested in the selectmen or heads of departments with reference to the issuance of licenses or permits for the opening, using or occupying of streets and sidewalks.

SECTION 4. There is also established in the town of Brookline a traffic advisory board consisting of the chairman of the board of selectmen, or his representative, the chief of police, the chief of the fire department, the commissioner of public works, the chairman of the planning board, or his representative, and one citizen appointed annually by the selectmen. The chairman shall be designated annually by the selectmen. The traffic advisory board shall be available to the traffic director for advice and consultation with respect to all his activities. Meetings shall be called by the chairman either on his own motion or on request of the traffic director.

SECTION 5. Chapter six hundred and thirty-one of the acts of nineteen hundred and sixty, as amended by section two of chapter four hundred and twenty of the acts of nineteen hundred and sixty-two, is hereby repealed.

SECTION 6. All existing by-laws, rules and regulations relating to the control of vehicular and pedestrian traffic, including those relating to the parking of vehicles on any streets, ways, highways, roads, parkways, and off-street parking areas, under the control of the town, shall remain in full force and effect until superseded by rules and regulations adopted by the traffic director under this act, and the adoption thereof by the traffic director shall not affect any act done, any right accrued, any penalty incurred or any suit, prosecution or proceeding pending at the time of such adoption.

SECTION 7. This act shall take effect upon its acceptance, during the current year or the year subsequent thereto, by a vote of the selectmen of said town. *Approved June 3, 1968.*

Chap. 376. AN ACT PERMITTING REGIONAL SCHOOL DISTRICTS TO INCLUDE PROVISIONS IN THE AGREEMENT BETWEEN THE MEMBER TOWNS REQUIRING APPROVAL OF THE INCURRING OF INDEBTEDNESS OF THE DISTRICT BY THE REGISTERED VOTERS THEREOF AT AN ELECTION.

Be it enacted, etc., as follows:

SECTION 1. Chapter 71 of the General Laws is hereby amended by inserting after section 14C the following section: —

Section 14D. The agreement made under section fourteen B, or any amendment to such an agreement, may provide that the incurring of indebtedness by the district shall be approved by the registered voters in the member towns pursuant to the provisions of clause (*n*) of section sixteen. In any district for which the agreement does not so provide, the incurring of indebtedness shall be subject to disapproval by any member town pursuant to the provisions of clause (*d*) of said section sixteen. No amendment to an agreement to provide that the incurring of indebtedness shall be approved pursuant to the provisions of clause (*n*) of section sixteen shall take effect unless such amendment is approved by each of the member towns of the district.

SECTION 2. Section 16 of said chapter 71 is hereby amended by adding the following clause: —

(*n*) To incur debt not exceeding an amount approved by the emergency finance board for the purposes and terms specified in clause (*d*); provided that the vote of the district committee authorizing such debt is approved by a majority of the registered voters in the member towns voting on the question at an election called and held pursuant to the following provisions. The election shall be called by a warrant addressed to the registered voters in the member towns and signed by a majority of the members of the district committee which shall set forth the date of the election, the polling place or places in each town, the hours during which the polls are to be open and the question which is to appear upon the ballot. Notice of the election shall be given by posting a copy of the warrant attested by the secretary of the committee in at least one public place in each town and by publishing a copy thereof at least once in a newspaper of general circulation in the district, said posting and publishing to occur at least ten days before said election. A certificate of the secretary shall be conclusive evidence that the warrant was duly posted and published. The number and location of the polling place, or places, in each town shall be determined by the district committee after consultation with the selectmen thereof; and the hours during which all the polls in the district are open shall be uniform throughout the district and shall be not less than four nor more than eight consecutive hours. The district committee shall be responsible for preparing the ballots used at the election. The town clerk of each town shall certify the results of the election to the district committee. Except as provided herein the election shall be conducted in each town in the same manner as town meetings for the election of town officers. The expenses of the election shall be paid by the regional school district as an operating expense of the district; and if provision for their payment is not included in the budget for the year in which they are incurred, the district committee may use any available funds of the district or may

transfer the sums required from appropriations included in the budget. The defeat of a proposal for incurring debt shall not prevent the resubmission of the same proposal as a new authorization.

Approved June 3, 1968.

Chap. 377. AN ACT AUTHORIZING THE ESTABLISHMENT OF A CIVIC CENTER COMMISSION IN THE CITY OF SPRINGFIELD.

Be it enacted, etc., as follows:

SECTION 1. It is hereby declared that the lack of proper facilities for cultural, exhibition and civic purposes and the lack of proper facilities for public entertainment in connection with the holding of conventions in a city and the lack of proper structures and facilities to accommodate large public and private gatherings, banquets, trade shows, the performing arts, concerts, sports events and cultural events at a reasonable cost obstructs the urban development of a city, diminishes assessed property values, reduces the level of employment and endangers the general welfare of the public; that the provision of such structures and facilities at a reasonable cost is therefore necessary to alleviate such conditions; and that the establishment and operation of such structures and facilities is a proper public or municipal purpose.

SECTION 2. For the purposes of this act the term "civic center" shall mean a single or multipurpose structure or structures erected and operated to provide accommodation for large public and private gatherings, conventions, exhibitions, banquets, trade shows and displays, the performing arts, concerts, sports events, cultural events, public entertainment, civic events and similar activities, with or without provision for reasonable off-street parking facilities as a part of or in close proximity to such structure or structures. Such structures and such off-street parking facilities or either of them may be publicly owned and publicly operated, or they may be publicly owned and privately operated, and the same may be open to public use with or without charge or to private use for a fee.

SECTION 3. The city of Springfield is hereby authorized to establish a commission, to be known as the Springfield Civic Center Commission, hereinafter called the commission, for the purpose of establishing, operating and maintaining, as hereinafter provided, a civic center within the city of Springfield. Such commission shall consist of five members all of whom shall be appointed by the mayor pursuant to the provisions of the city charter. The chairman of the commission shall be designated by the mayor.

The members of the commission shall serve for terms of five years unless sooner removed; provided, however, the initial appointees shall serve for terms of one, two, three, four and five years, respectively. Members, unless sooner removed, shall serve until the appointment of their successors, and vacancies other than by reason of expiration of a term shall be filled by appointment by the mayor for the balance of the unexpired term. Any member of the commission may be removed by the mayor pursuant to the provisions of the city charter and in accordance with the procedures therein provided.

Members of the commission shall serve without compensation, but shall be allowed their reasonable and necessary expenses incurred in the performance of their duties as such members.

SECTION 4. (a) The commission, acting alone or in cooperation with any federal, state, municipal or private agency or person, natural or corporate, is hereby authorized to plan, design, locate, relocate, acquire property for, construct, equip, furnish, alter, enlarge, use, maintain, operate or lease, either as lessee or lessor, facilities for a civic center, whenever and to the extent that the commission deems such facilities to be necessary or desirable in the city of Springfield. Such civic center facilities may consist of one or more single or multi-purpose buildings with or without off-street parking facilities incorporated thereon or in close proximity thereto. If such off-street parking facilities are so provided by the commission they shall remain subject to the commission's control and jurisdiction; provided, however, that nothing contained herein shall prohibit the commission from permitting public or special purpose off-street automobile parking as defined in section two of chapter four hundred and eighty-six of the acts of nineteen hundred and fifty-five as amended, therein with or without a reasonable charge for the same, to the extent and at such times as such off-street parking facilities are not required for the activities then taking place in the civic center.

(b) For the purposes of this act, the commission is authorized to use the personnel and services of other departments of the city of Springfield; provided, that the cost of such services and personnel is properly charged against the commission.

(c) The commission is further authorized to contract with such firms and for such studies and surveys as it deems necessary to the accomplishment of the purposes of the act subject only to the limitations and procedures established by section twenty-nine of chapter forty-three of the General Laws.

(d) The commission is authorized to construct, or cause to be constructed, civic center facilities of such design and in such locations as authorized by this act. In inviting bids for, entering contracts for, and constructing the civic center, the commission and all contractors and subcontractors shall comply with the applicable provisions of sections forty-four A to forty-four L, inclusive, of chapter one hundred and forty-nine of the General Laws.

SECTION 5. (a) For the purposes of this act, the commission is hereby authorized to acquire private or public, real or personal property rights above, at or below the surface of the earth, which it deems necessary or desirable for civic center facilities, by purchase, eminent domain under chapter seventy-nine or chapter eighty A of the General Laws, gift, lease, bequest, devise or grant; provided, that the power of eminent domain shall be exercised only upon prior approval by the mayor and city council of the city of Springfield in each instance. Wherever possible and practicable, real property acquired under the provision of this act shall be acquired in fee simple.

(b) The commission, with the prior approval of the city of Springfield, may sell, lease, exchange, demolish or otherwise dispose of property and property rights acquired under this act, if in so doing it

deems that the interest of the city of Springfield will be best served and that the same are no longer needed for purposes of the civic center.

(c) The city of Springfield, acting through the commission, shall have the same rights as any person to petition for the benefits provided in chapter one hundred and forty-four of the acts of nineteen hundred and sixty-seven.

SECTION 6. For the purposes of making surveys, planning, acquiring land for, erecting, equipping, or furnishing civic center facilities, the city of Springfield is authorized to accept and use such federal funds, credits and benefits as may now or hereafter be available for the same and to secure the benefits in regard to the civic center of the provisions of chapter seventy-four of the acts of nineteen hundred and forty-five as amended, but in all events subject to the applicable provisions of federal law.

SECTION 7. Notwithstanding the provisions of any general or special law or ordinance to the contrary, the commission is hereby authorized and empowered:—

(a) To maintain, operate, repair and improve a civic center for such uses as are provided in this act.

(b) To provide through employees of the city under the commission's supervision or by the grant of one or more concessions to private persons or firms or in part through such employees of the city and in part by the granting of one or more concessions to private persons or firms for the furnishing of services and things for the accommodation of persons admitted to or using the civic center or any part, facility or function thereof.

(c) To establish rules and regulations, and fix policies, for the use of the civic center in accordance with the purposes provided for in this act and to revise the same from time to time.

(d) To fix from time to time and charge and collect fees for admission to, or the use or occupancy of such civic center or any part or facility thereof, and for the grant of concessions therein and for things furnished or services rendered by the commission or by any person holding a concession from the commission whether the facilities are operated by the commission or under a contract or lease, provided such fees shall conform to any applicable laws of the United States or of the commonwealth. The commission shall fix such fees under this clause as in its judgment are best adapted to insure sufficient income to meet the expenses of the commission and to provide such facilities at reasonably low cost.

(e) To directly purchase or contract for printing work, towel and cleaning services and services for the setting up and taking down of chairs, tables, and other equipment and property. All contracts made pursuant to this clause, which exceed two thousand dollars, shall be in writing, shall be approved by the city auditor as to available appropriation and shall be signed by the mayor and a majority of the commission, and after being signed by the parties, no such contract shall be altered in any particular unless a majority of the commission shall signify their assent thereto in writing and unless it is approved by the mayor. Custody of all written contracts shall be in conformity with the ordinances of the city or Springfield. The commission may

purchase such other materials and services as are not specified above, only in the manner provided by the ordinances of the city of Springfield.

(f) To hire a general manager by a written contract wherein the commission may delegate such duties and authority to the general manager in regard to supervising the construction, equipping, furnishing, repairing, operating and maintaining of the civic center as the commission deems proper, but any such contract shall provide for the termination of the same by the commission for cause; and to employ such other employees and agents as may be necessary to insure compliance with the provisions of this act. The said general manager and four other positions in the service of said commission, and so designated by the commission, shall be exempt from the civil service law and rules. All persons employed by the commission, except a general manager hired by a written contract as aforesaid, shall be deemed to be employees of the city of Springfield and shall be subject to all laws, ordinances and rules applicable to employees of said city except as hereinbefore provided.

SECTION 8. (a) The commission is hereby authorized to maintain and operate a civic center or to lease to any person corporate or otherwise, the operation of the civic center or any of the facilities thereof; provided, any such lease shall not exceed a term of five years and shall be subject to the limitations and procedures established by section twenty-nine of chapter forty-three of the General Laws.

(b) The commission is authorized to contract in writing for the use of the civic center or any of its facilities with any person or persons, corporate or natural, for any activities encompassed in the purposes of this act which are to be conducted by or sponsored by such person or persons. Any such contract may provide for advance reservations of the civic center or of a facility thereof and shall be on such terms and conditions as the commission deems proper. Notwithstanding the provisions of any special or general law or ordinance to the contrary, contracts executed pursuant to this clause shall be valid and binding on both parties thereto when executed by such person or persons and by a majority of the commission. The commission's power to execute contracts under this clause may be delegated by it to the general manager of the civic center.

SECTION 9. (a) For the purposes of paying all or any part of the costs incurred or to be incurred pursuant to sections four and five of this act, the city of Springfield may borrow from time to time such sums of money as may be necessary, not exceeding, in the aggregate, nine million three hundred thousand dollars, and may issue bonds or notes therefor, which shall bear on their face the words, City of Springfield Civic Center Loan, Act of 1968. Each authorized issue shall constitute a separate loan and such loans shall be payable in not more than thirty years from their dates of issue. Indebtedness incurred under this act shall be in excess of the statutory limits provided in section ten of chapter forty-four of the General Laws, and the provisions of sections seven and eight of said chapter forty-four shall not apply to such funds or their use. The notes or bonds issued hereunder shall be signed by the mayor and the treasurer, and subject to the provisions of this clause shall be upon such terms and

conditions as they deem proper; provided, however, that such notes or bonds shall not be sold at less than the par value thereof.

(b) The city of Springfield may appropriate such funds as it deems necessary to the commission for the purposes of managing, operating, maintaining and repairing the civic center or any of its facilities. Any funds appropriated to the commission and not required by it in any fiscal year for said purposes shall be returned to the city of Springfield at the end of such fiscal year.

(c) Any funds received by the commission from the operation of the civic center and any of its facilities shall be paid over to the city treasurer forthwith and may be used by the city of Springfield for any municipal purpose authorized by any general or special laws.

(d) Annual reports of all activities shall be made by the commission to the mayor and to the city council and the commission shall be subject to the provisions of section thirty-one and thirty-one A of chapter forty-four of the General Laws.

SECTION 10. (a) Notwithstanding any limitation on the number of licenses which may be issued under the provisions of section seventeen of chapter one hundred and thirty-eight of the General Laws, the licensing board of the city of Springfield may issue to a person operating the civic center under a lease pursuant to clause (a) of section eight of this act or who has been granted a concession by the commission for the sale of food and alcoholic beverages pursuant to clause (b) of section seven of this act a license as a common victualler to serve all alcoholic beverages to be drunk on the premises of the civic center or any part thereof and the provisions of section twelve A and sixteen C of said chapter shall not apply to such premises. The licensee shall not be required by said licensing board under the provisions of section twelve of said chapter to have the licensed premises open during any hours when there is no activity being conducted in the civic center nor shall the licensee be permitted to serve food or alcoholic beverage to strangers, travelers or members of the general public who are not attending an activity then being conducted in the civic center.

(b) Said licensing board is authorized to issue to a person operating the civic center under a lease pursuant to clause (*a*) of section eight of this act or who has been granted a concession by the commission for the sale of food and beverages pursuant to clause (*b*) of section seven of this act a common victualler's license for the civic center premises or any part thereof pursuant to section two of chapter one hundred and forty of the General Laws, and the provisions of sections five and eight of said chapter shall not apply to the license so issued.

(c) Any licenses issued under this section shall not be transferable to any other location and such licenses may be renewed annually.

(d) Any license issued under this section shall expire and be returned by the licensee to the licensing board upon the termination of the licensee's lease or concession from the commission.

SECTION 11. The commission is authorized to exercise all powers necessary, convenient or desirable to carry out the purpose of this act.

SECTION 12. The commission shall adopt rules, not inconsistent with the provisions of any statute or ordinance, for conducting its business

and meetings and otherwise carrying out the purpose of this act. Meetings of the commission shall be held at the call of the chairman or in such other manner as may be set forth in said rules but not less often than monthly. All decisions of the commission, including the adoption of said rules, shall be by vote of a majority of the members thereof.

SECTION 13. The provisions of this act are severable and if any section, provision or clause of this act shall be declared invalid or inapplicable to any person or circumstance by any court of competent jurisdiction, such invalidity or inapplicability shall not be construed to affect the portions not so held or persons or circumstances not so affected. All laws and ordinances or portions of laws or ordinances inconsistent with the policy and provisions of this act are superseded to the extent of such inconsistency by the provisions of this act.

SECTION 14. This act shall take full effect upon its acceptance by the city of Springfield. *Approved June 3, 1968.*

Chap. 378. AN ACT EXTENDING THE TIME WITHIN WHICH WIDOWS, ORPHANS, SOLDIERS AND SAILORS AND THEIR WIVES, THEIR WIDOWS, THEIR FATHERS OR MOTHERS, CERTAIN ELDERLY PERSONS AND BLIND PERSONS MAY FILE APPLICATIONS FOR CERTAIN ABATEMENTS OR EXEMPTION OF TAXES LEVIED IN THE YEARS NINETEEN HUNDRED AND SIXTY-SIX AND NINETEEN HUNDRED AND SIXTY-SEVEN.

Be it enacted, etc., as follows:

Applications for abatement or exemption, as provided in clauses Seventeenth, 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-six or the year nineteen hundred and sixty-seven may be made not later than December fifteenth, nineteen hundred and sixty-eight, notwithstanding any provision of law to the contrary.

(*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 29, 1968, and, in concurrence, by the Senate, June 3, 1968, the objections of the governor notwithstanding, in the manner prescribed by the constitution; and thereby has "the force of a law".*)

Chap. 379. AN ACT AUTHORIZING THE TOWN OF EASTHAM TO HIRE TWO MEN WHO ARE OVER THE AGE OF SEVENTY AS MILLERS OF SAID TOWN.

Be it enacted, etc., as follows:

Notwithstanding the provisions of chapter thirty-two of the General Laws, relative to the maximum age of public employees, the town of Eastham may hire two men, who are over said age, as millers.

(*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 28, 1968, and, in concurrence, by the Senate, June 3, 1968, the objections of the governor notwithstanding, in the manner prescribed by the constitution; and thereby has "the force of a law".*)

Chap. 380. AN ACT MAKING APPROPRIATIONS FOR THE FISCAL YEAR NINETEEN HUNDRED AND SIXTY-NINE, 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 General Fund unless specifically designated otherwise in the item, 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-nine, in this act referred to as the year nineteen hundred and sixty-nine, or for such period as may be specified.

SECTION 2.

Legislature.

Senate.

Item		
0111-0000	For the compensation of senators, prior appropriation continued	$434,999
0111-8000	For expenses of senators, including travel, prior appropriation continued	75,000
0112-0000	For the office of senate clerk, prior appropriation continued, including not more than six permanent positions	89,301
0113-0000	For the salary of the chaplain of the senate	5,417
0114-0000	For the office of the senate counsel, prior appropriation continued, including not more than five permanent positions	114,500
0115-0000	For the office of the senate committee on rules, prior appropriation continued, including not more than eight permanent positions	270,858
0117-0000	For the office of the senate committee on ways and means, prior appropriation continued, including not more than four permanent positions	64,358
0118-0000	For traveling and such other expenses of the committees of the senate, as may be authorized by order of the senate	2,000
	Total	$1,056,433

House of Representatives.

0121-0000	For the compensation of representatives, prior appropriation continued	$2,443,332
0121-8000	For expenses of representatives, including travel, prior appropriation continued	485,000
0122-0000	For the office of the clerk of the house of representatives, prior appropriation continued, including not more than eight permanent positions	115,100
0123-0000	For the salary of the chaplain of the house of representatives	5,417
0124-0000	For the office of the house counsel, prior appropriation continued, including not more than eight permanent positions	166,384
0125-0000	For the office of the house committee on rules, prior appropriation continued, including not more than fourteen permanent positions	229,100
0126-0000	For the office of the house committee on ways and means, prior appropriation continued, including not more than nine permanent positions	160,000

Item		
0127–0000	For clerical and other expenses of the members of the house of representatives, including not more than one permanent position	$150,000
0129–0000	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	$3,757,333

Sergeant-at-Arms.

0131–0000	For the office of the sergeant-at-arms, including not more than eleven permanent positions	$119,503
0132–0000	For the salaries of the doorkeepers, assistant doorkeepers, general court officers and pages of the senate and house of representatives, with the approval of the sergeant-at-arms, including not more than ninety-four permanent positions	1,066,474
0132–1000	For the salaries of clerks employed in the legislative document room, including not more than three permanent positions	85,894
0133–0000	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
0134–0000	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
0135–0000	For the rental and maintenance of an electric roll call system	12,500
0136–0000	For certain improvements and renovations including furnishings and equipment, prior appropriation continued	90,000
	Total	$1,474,671

Legislative Research Council.

0141–0000	For the expenses of the council	$7,500
0142–0000	For the office of the legislative research bureau	175,000
	Total	$182,500

Recodification Counsel.

0151–0000	For the office of the counsel, including not more than four permanent positions	$52,492

Other Expenses.

0161–0000	For printing, binding and paper ordered by the senate and house of representatives, or by concurrent order of the two branches, for printing the manual of the general court, with the approval of the clerks of the respective branches, and for biographical sketches of certain state and federal officials	$532,500
0161–1000	For telephone and telegraph service, prior appropriation continued	155,000
0161–2000	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	8,000
0161–3000	For the compilation, indexing, annotating, printing and distribution of veterans laws, as provided by a joint order, and 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, and for printing a descriptive pamphlet of the murals, house of representatives, including not more than two permanent positions	165,554
0162–0000	For the service of the joint committee on federal financial assistance	17,490

Item		
0163–0000	For clerical and other assistance to the joint committees	$33,531
0164–0000	For traveling and such other expenses of joint committees of the general court, as may be authorized by joint order of the general court	10,000
0165–0000	For the annual membership fee of the commonwealth in the national conference of state legislative leaders	1,000
	Total	$923,075

Special Investigations.

0181–5000	For the expenses of the revolutionary bicentennial commission, including the preparation of a documentary history of the revolutionary government in Massachusetts, appropriation expires June thirtieth, nineteen hundred and seventy-three.	
0182–1000	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 nineteen hundred and sixty-six	$75,000
0182–6000	For an investigation and study relative to the causes and possible prevention of the current wave 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	15,000
0183–0000	For an investigation and study relative to the disposal of solid waste matters and related matters, as authorized by chapter fifty-three of the resolves of nineteen hundred and sixty-six	25,000
0183–5000	For an investigation and study by a special commission to develop a master plan and program for taxation within the commonwealth, as authorized by chapter one hundred and sixty-two of the resolves of nineteen hundred and sixty-seven	100,000
0183–7000	For an investigation and study relative to the celebration of the three hundred and fiftieth anniversary of the landing of the Pilgrims, as authorized by chapter ninety-eight of the resolves of nineteen hundred and sixty-seven	1,500
0183–8000	For an investigation and study relative to the conduct, operation, administration and management of state governmental departments, agencies, boards, divisions and commissions, as authorized by chapter one hundred and thirty-one of the resolves of nineteen hundred and sixty-seven	10,000
0183–9000	For an investigation and study relative to the finances and operation of the Massachusetts Bay Transportation Authority, as authorized by chapter one hundred and twenty-six of the resolves of nineteen hundred and sixty-seven	75,000
	Total	$301,500
	Total, Legislature	$7,748,004

Judiciary.

Supreme Judicial Court.

0301–0001	For the salaries, traveling allowances and expenses of the chief justice and of the six associate justices	$212,000
0301–0002	For law clerks and clerical assistance for the justices	142,114
0301–0006	For office supplies, services and equipment	14,600
0301–0101	For the salary of the clerk and the assistant clerk for the commonwealth	38,982
0301–0102	For clerical assistance to the clerk	15,221
0301–0200	For the salaries of the officers and messengers	10,520
0301–0300	For the commonwealth's part of the salaries of the clerk and assistant clerks for the county of Suffolk	6,670

Item		
0301-0400	For the use by certain state agencies of the facilities of the social law library; provided, that no payment shall be made for the use of the said facilities other than from funds provided by this item	$7,000
0301-0500	For the service of the executive secretary	57,052
0301-0601	For expenses of the Massachusetts defenders committee, to be expended with any other public or private funds available for the purpose, and including not more than thirty-nine permanent positions	739,946
0301-0700	For the office of the reporter of decisions, including not more than four permanent positions	49,556
	Total	$1,293,661

Superior Court.

0302-0000	For the salaries, traveling allowances and expenses of the chief justice and of the forty-five justices	$1,304,600
0302-0001	For court expenses	187,000
0302-0100	For the salary of the assistant clerk of Suffolk County	2,500
0302-0301	For the compensation of justices of district courts while sitting in the superior court, prior appropriation continued	45,000
0302-0302	For expenses of justices of district courts while sitting in the superior court, prior appropriation continued.	
0302-0303	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 Local Aid Fund 100.0%	33,000
0302-0401	For the compensation of probation officers, including not more than fifty-six permanent positions	560,000
0302-0402	For personal services and expenses of the office of the supervisor of probation	9,600
	Total	$2,141,700

Judicial Council.

0303-0001	For the service of the council	$17,500

Administration of District Courts.

0304-0001	For compensation and expenses in connection with the administration of district courts	$23,000

Administration of Probate and Insolvency Courts.

0305-1001	For the compensation of the special judge of probate when acting for other judges of probate	$15,000
0305-2001	For expenses of the special judge of probate when acting for other judges of probate	1,500
0305-3001	For reimbursing officials for premiums paid for procuring sureties on their bonds, as provided by law	800
0305-4001	For expenses of the administrative committee of probate courts	500
0305-5001	For office expenses of the chief judge	27,144
	Total	$44,944

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:

0305-6011	Barnstable, including not more than eight permanent positions	$67,520
0305-6021	Berkshire, including not more than eight permanent positions	68,695
0305-6031	Bristol, including not more than nineteen permanent positions	156,615

Item		
0305–6041	Dukes, including not more than three permanent positions	$19,285
0305–6051	Essex, including not more than twenty-six permanent positions	206,605
0305–6061	Franklin, including not more than five permanent positions	54,130
0305–6071	Hampden, including not more than twenty-seven permanent positions	207,856
0305–6081	Hampshire, including not more than five permanent positions	54,055
0305–6091	Middlesex, including not more than fifty-eight permanent positions	430,732
0305–6101	Nantucket, including not more than three permanent positions	19,771
0305–6111	Norfolk, including not more than twenty-seven permanent positions	242,345
0305–6121	Plymouth, including not more than fourteen permanent positions	131,420
0305–6131	Suffolk, including not more than sixty-three permanent positions	488,150
0305–6141	Worcester, including not more than twenty-four permanent positions	198,096
	Total	$2,345,275

Land Court.

0306–0001	For the office of the land court, including not more than fifty-eight permanent positions	$594,342

Pensions for Certain Retired Justices.

0307–0001	For pensions of retired judges or their widows, as authorized by law	$225,000

District Attorneys.

For the salaries of district attorneys and assistants for the nine districts:

0308–0001	Suffolk, including not more than twenty-nine permanent positions	$309,900
0308–0002	Northern, including not more than fifteen permanent positions	147,900
0308–0003	Eastern, including not more than eight permanent positions	70,500
0308–0004	Southern, including not more than seven permanent positions	63,000
0308–0005	Middle, including not more than nine permanent positions	78,000
0308–0006	Western, including not more than six permanent positions	49,000
0308–0007	Northwestern, including not more than three permanent positions	19,900
0308–0008	Norfolk, including not more than seven permanent positions	58,500
0308–0009	Plymouth, including not more than six permanent positions	51,500
0308–0010	For the traveling expenses necessarily incurred by the above district attorneys except in the Suffolk district, including expenses incurred in previous years	7,000
	Total	$855,200

Committee on Probation.

0309–0001	For the office of the commissioner of probation, including not more than sixty-one permanent positions	$487,193
0309–0002	For compensation and expenses of the members of the committee on probation	2,400
	Total	$489,593

Board of Bar Examiners.

0310–0001	For the service of the board, including not more than six permanent positions	$52,555

Suffolk County Court House.

Item

0312-0001 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 $250,000
Local Aid Fund 100.0%

Total, Judiciary $8,332,770

Executive.

Governor.

0411-1000 For the salaries of the governor and officers and employees in the governor's office $565,000

0411-1901 For postage, printing, office and other contingent expenses, including travel of the governor 122,000

0411-2000 For the administration of the medical assistance advisory council 23,000

0411-3000 For the commonwealth's share of the expenses of the New England regional commission to coordinate interstate development and planning projects under the economic development act of nineteen hundred and sixty-five 6,000

0411-4000 For the administration of the public safety committee . 35,800

0411-5000 For the office of the governor's highway safety committee 15,036
Highway Fund 100.0%

0411-7000 For the maintenance and operation of the governor's mansion, including not more than four permanent positions . . 68,092

0411-8000 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 his written recommendation as to the amount of funds required with facts pertinent thereto 100,000

Total $934,928

Lieutenant-Governor.

0412-1000 For the salary of the lieutenant-governor and for personal services for the lieutenant-governor's office $85,800

Governor's Council.

0413-1000 For the salaries and personal services of the council, for the expenses of the governor and council, and for the expenses and travel of the lieutenant-governor and council from and to their homes $105,803

Civil Defense Agency.

0414-0000 For the service of the civil defense agency 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; 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 funds for the purposes of this item, and including not more than one hundred and nine permanent positions $485,000

0414-2000 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 . . . 17,900

Item		
0414–4000	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	$35,000
	Total	$537,900
	Total, Executive	$1,664,431

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.

0431–0000	For the office of the adjutant general, including not more than thirty-seven permanent positions	$302,120
0431–0100	For officers' uniform allowances	70,000
0431–0200	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	158,454
0431–0300	For allowances to companies and other administrative units, to be expended under the direction of the adjutant general	186,000
0431–0400	For compensation for accidents and injuries sustained in the performance of military duty and for small claims for damages to private property	8,000
0431–0500	For the operation of the war records project, so called, including not more than ten permanent positions	58,340
	Total	$782,914

State Quartermaster.

0431–1000	For the office of the state quartermaster	$8,550
0431–1100	For the operation of armories of the first class, including not more than one hundred and three permanent positions	1,177,430
0431–1200	For reimbursement for rent and maintenance of armories not of the first class	15,000
0431–1300	For the Camp Curtis Guild rifle range, including not more than seven permanent positions.	39,015
0431–1400	For certain storage and maintenance facilities, including not more than twenty-eight permanent positions	154,415
0431–1500	For certain national guard aviation facilities, including not more than ten permanent positions	58,610
0431–9001	For the military reservation, located in Barnstable County, including compensation of the commissioner	1,155
0431–9002	For expenses of maintaining, in the state house, headquarters for the Department of Massachusetts, United Spanish War Veterans, with the approval of the department commander and the adjutant general	1,500
	Total	$1,455,675

Armory Commission.

0431–9003	For compensation of one member and for expenses of the commission	$242
	Total, Military Division	$2,238,831

Massachusetts Commission for the Blind.

Item		
0441-0000	For the office of the commissioner, including not more than ten permanent positions	$89,338

Bureau of Medical Care.

0441-1000	For administration of the bureau, to be in addition to any federal funds available for the purpose, and including not more than fifty-four permanent positions	$147,990
0441-1010	For aiding the adult blind, subject to the conditions provided by law, to be in addition to any federal funds available for the purpose, prior appropriation continued	2,300,400
0441-1020	For administration of a program of medical assistance, to be in addition to any federal funds available for the purpose, and including not more than five permanent positions	122,350
0441-1030	For payments of the state share of certain medical assistance programs, including medical supplies and equipment	1,110,200
	Total	$3,680,940

Bureau of Individual Services.

0441-2000	For administration of a program of individual services, including not more than two permanent positions	$15,435
0441-2010	For administration of a talking book program, including not more than three permanent positions	59,667
0441-2020	For administration of a home teaching program, including not more than nineteen permanent positions	119,980
0441-2030	For administration of a children's services program, including not more than seven permanent positions	55,085
	Total	$250,167

Bureau of Rehabilitation.

0441-3000	For administration of the bureau, to be in addition to any federal funds available for the purpose, including not more than two permanent positions	$13,970
0441-3010	For a program of vocational rehabilitation of the blind in co-operation with the federal government, prior appropriation continued	267,500
	Total	$281,470

Bureau of Industrial Aid and Workshops.

0441-4000	For the administration of the bureau, including not more than three permanent positions	$26,625
0441-4010	For operation of local shops, including not more than thirteen permanent positions	318,845
0441-4020	For operation of the salesroom and other expenses in connection with the sales of material made by blind persons, and including not more than four permanent positions	49,750
0441-4030	For operation of the Cambridge industries for the blind, including not more than eleven permanent positions	584,533
0441-4040	For the administration and operation of the service of piano tuning	33,000
0441-4050	For certain payments to blind persons, as authorized by chapter six hundred and sixty-nine of the acts of nineteen hundred and fifty-seven	62,597
	Total	$1,075,350

Bureau of Research.

Item		
0441-5000	For the administration of the bureau, including not more than four permanent positions	$20,125
	Total, Massachusetts Commission for the Blind	$5,397,390

Executive Office for Administration and Finance.

0451-1100	For the office of the commissioner of administration, to be in addition to any federal funds available for the purpose, including not more than thirty-three permanent positions	$514,071
	Highway Fund 30.0%	
	General Fund 70.0%	
0451-1191	For a reserve for transfers to items of appropriation made specifically in this act for purchase of equipment or repair, alteration or renovation projects by the commissioner of administration with the approval of the governor where the amount appropriated is insufficient for the purpose of said item; provided, that the transfer shall not exceed five per cent of the amount originally appropriated for any such item, appropriation expires June thirtieth, nineteen hundred and seventy	50,000
0451-1200	For the personal expenses of the governor while living in the vicinity of Boston, with approval of the commissioner of administration	10,000
0451-1601	For personal services and expenses in connection with the administration and operation of highway safety programs with the approval of the commissioner of administration; provided, that expenditures from this item shall be contingent upon prior approval of the proper federal authorities, and shall be expended with at least an equivalent amount of federal funds available for the purposes of this item	800,000
	Highway Fund 100.0%	
0451-1701	For the administration of the bureau of retardation	36,033
	Total	$1,410,104

Fiscal Affairs Division.

0451-2100	For administration of the division, to be in addition to any federal funds available for the purpose, including not more than one hundred and thirty-six permanent positions	$1,309,946
	Highway Fund 30.0%	
	General Fund 70.0%	
0451-2200	For the compensation and expenses of the personnel appeals board, as authorized by section fifty-five of chapter thirty of the General Laws; provided, that notwithstanding the limitations of said section fifty-five compensation and expenses may be allowed each member for forty additional days, and including not more than three permanent positions	13,350
0451-2300	For the administration of the bureau of hospital costs and finances, including not more than six permanent positions	73,061
0451-2400	For the expenses of an in-service training program for engineering employees, to be in addition to any amounts paid by cities or towns for the purpose	80,000
	Highway Fund 100.0%	
0451-2500	For other in-service training programs	50,000
	Total	$1,526,357

Central Services Division.

0451-3100	For the administration of the division, to be in addition to any federal funds available for the purpose, including not more than five permanent positions	$64,205

Item		
0451-3200	For the administration of the bureau of building construction, to be in addition to any federal funds available for the purpose, including not more than seventy permanent positions	$971,020
0451-3300	For the bureau of state buildings, and for the maintenance of the state house and Ford building, including not more than one hundred and seventy-five permanent positions	1,572,551
0451-3400	For the maintenance of the new state office building, including not more than seventy-four permanent positions	1,364,225
0451-3903	For regilding the state house dome, appropriation expires June thirtieth, nineteen hundred and seventy	42,000
0451-4000	For the operation of certain central services and the telephone system, including not more than twenty-eight permanent positions	206,032
	Total	$4,220,033

Comptroller's Division.

0452-1000	For the administration of the division, including not more than one hundred and seventy-seven permanent positions	$1,650,636
	Highway Fund 30.0%	
	General Fund 70.0%	
0452-2000	For the design, development and installation of a coordinated, automated financial and information system for the comptroller's division and other state agencies; provided, the necessary consultant services may be furnished by an accredited accounting firm	125,000
	Total	$1,775,636

Purchasing Agent's Division.

0453-1000	For the administration of the division, including not more than ninety permanent positions	$632,587
	Highway Fund 30.0%	
	General Fund 70.0%	
0453-2000	For the operation of a central mailing room in the new state office building, including not more than four permanent positions	20,385
0453-3000	For the purchase of paper used in the execution of contracts for printing, other than legislative	138,500
	Total	$791,472

Group Insurance Commission.

0454-1000	For administration of the group insurance program, including not more than forty permanent positions	$398,755
0454-2000	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	9,302,290
0454-3000	For the group insurance premium for certain retired employees and their dependents; provided, that amounts received from cities, towns or districts are to be in addition to this item and to be available for expenditure without further appropriation	160,000
	Total	$9,861,045

Rate Setting Board for Convalescent or Nursing Homes and Rest Homes.

Item		
0455–0000	For expenses of the board, including not more than eleven permanent positions	$153,015

Suggestion Awards Board.

0456–0000	For awards to state employees	$1,435

Board of Economic Advisors.

0457–0000	For the expenses of the board	$32,067
	Total, Executive Office for Administration and Finance	$19,771,164

Other Boards and Commissions serving under the Governor and Council.

Commission on Uniform State Laws.

0461–1000	For the expenses of the commission	$3,595

George Fingold Library.

0461–2000	For the administration of the library, including not more than thirty-one permanent positions	$265,520

Art Commission.

0461–3000	For expenses of the commission, notwithstanding the limitation of section nineteen of chapter six of the General Laws	$900

Ballot Law Commission.

0461–4000	For compensation and expenses of the commissioners, including not more than three permanent positions	$4,550

Massachusetts Commission against Discrimination.

0461–5100	For the office of the commission, providing, that all special or general laws to the contrary, notwithstanding, all positions under this item shall be subject to chapter thirty-one of the General Laws, including not more than fifty-seven permanent positions	$605,909
0461–5110	For administration of the Springfield office	29,633
0461–5120	For administration of the New Bedford office	16,830
	Total	$652,372

State Racing Commission.

0461–6000	For the office of the commission; provided, that fees paid to veterinarians for services in connection with horse racing shall not exceed forty-five dollars per diem, and in connection with dog racing shall not exceed thirty-five dollars per diem, including not more than ten permanent positions	$199,415

Records Conservation Board.

0461–7000	For expenses of the board	$1,810

Commission on Aging.

0462–0100	For expenses of the commission, to be in addition to any federal funds available for the purpose	$132,950
0462–0200	For a demonstration grant program for the elderly Local Aid Fund 100.0%	25,000
	Total	$157,950

Old State House.

Item		
0462-2000	For the contribution of the commonwealth toward the maintenance of the old provincial state house	$1,500

Alcoholic Beverages Control Commission.

0462-3000	For the office of the commission, including not more than sixty-four permanent positions	$618,170

Contributory Retirement Appeal Board.

0462-4000	For the expenses of the board	$100

Obscene Literature Control Commission.

0462-5000	For the expenses of the commission	$1,000

Mobile Homes Commission.

0462-6000	For the expenses of the commission	$5,000

Metropolitan Area Planning Council.

0462-7100	For personal services and expenses of the council	$125,520

Consumers' Council.

0462-8000	For the administration of the council, including not more than seven permanent positions	$66,341

New England Board of Higher Education.

0463-0000	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	$52,806
0463-1000	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	$227,806

Finance Advisory Board.

0463-2000	For the expenses of the board	$100

Retirement Law Commission.

0463-3000	For the administration of the commission, including not more than two permanent positions	$29,191

Boxers' Fund Board.

0463-4100	For the expenses of the board	$250

Committee on Law Enforcement and Administration of Criminal Justice.

0463-5000	For the expenses of the committee	$500

Commissioner of Veterans' Services.

0463-6100	For the office of the commissioner, including not more than ninety permanent positions	$680,450
0463-6300	For the payment of annuities to certain disabled veterans	150,000
0463-6400	For reimbursing cities and towns for money paid for veterans' benefits	10,000,000
	Local Aid Fund 100.0%	

Item		
0463–6500	For reimbursing cities and towns for financial aid granted to certain needy dependents of persons in the service of the armed forces	$24,000
	Local Aid Fund 100.0%	
	Total	$10,854,450

Municipal Police Training Council.

0463–7000	For the administration of the council	$25,036

Massachusetts Aeronautics Commission.

0463–8100	For the personal services and expense of the commissioners, including not more than five permanent positions	$8,250
0463–8200	For the administration of the commission, including not more than ten permanent positions	114,410
0463–8400	For the expenses of air navigation facilities	50,000
	Total	$172,660

Health and Welfare Commission.

0464–1000	For the office of the commission, including not more than three permanent positions	$27,730

Advisory Council on Home and Family.

0464–2000	For expenses of the council	$10,000

Commission on Employment of the Handicapped.

0464–3000	For the expenses of the commission	$500

Massachusetts Rehabilitation Commission.

0464–4010	For the administration of the commission, including not more than one permanent position	$2,300,409

Teachers' Corps Commission.

0464–5000	For the expenses of the commission, prior appropriation continued.	

Governor's Mansion Commission.

0464–6000	For the expenses of the commission	$250

Soldiers' Home in Massachusetts.

0471–0000	For the maintenance of the home, including not more than six hundred and fourteen permanent positions	$4,835,751
0471–9001	For the replacement of unit heaters in certain hospital wards, appropriation expires June thirtieth, nineteen hundred and seventy	12,000
0471–9002	For weatherproofing the power plant, appropriation expires June thirtieth, nineteen hundred and seventy	15,000
	Total	$4,862,751

Soldiers' Home in Holyoke.

0481–0000	For the maintenance of the home, including not more than two hundred and twenty-six permanent positions	$1,775,595
0481–9001	For the replacement of floor covering for the hospital building, appropriation expires June thirtieth, nineteen hundred and seventy	35,000
	Total	$1,810,595

Service Corps Commission.

Item		
0491-1000	For the expenses of the commission, prior appropriation continued	$837,000
	Total, Other Boards and Commissions serving under the Governor and Council	$23,262,971

Secretary of the Commonwealth.

0511-0000	For the office of the secretary, including not more than eighty-four permanent positions	$833,353
0513-0000	For the expense of processing certain statistical data	7,500
0514-0000	For the administration of the bureau of corporate organization and registration, including not more than thirteen permanent positions	144,405
0516-0000	For the expenses of reproduction of the manuscript collection designated "Massachusetts Archives", and for furnishing copies of corporation papers, election papers and acts and resolves	32,650
0517-0000	For the expense of printing various public documents, prior appropriation continued	106,800
0518-0000	For the purchase and distribution of certain journals of the house of representatives, as authorized by chapter four hundred and thirteen of the acts of nineteen hundred and twenty, as amended	3,000
0521-0000	For preparing, printing and distributing ballots and other miscellaneous expenses for primary and other elections, prior appropriation continued, and including not more than nine permanent positions	657,040
0522-0000	For expenses of publications of lists of candidates and of questions before state elections	30,000
0523-0000	For services and expenses of the electoral college	1,270
0524-0000	For expenses of compiling and publishing information to voters	188,250
	Total	$2,004,268

Commission on Interstate Co-operation.

0525-0000	For the office of the commission; provided, that the position of director, commission on interstate co-operation shall not be subject to the provisions of chapter thirty-one of the General Laws, and including not more than two permanent positions	$44,010

Massachusetts Historical Commission.

0526-0000	For the administration of the commission, including not more than one permanent position	$32,993
	Total, Secretary of the Commonwealth	$2,081,271

Treasurer and Receiver-General.

0610-0000	For the office of the treasurer and receiver-general; provided, that there shall be charged against this appropriation certain shortages in the amount of two thousand seven hundred and thirty dollars and thirty-five cents determined by the auditor to be the shortage as of January thirty-first, nineteen hundred and sixty-seven, including not more than eighty-eight permanent positions	$970,558
	Highway Fund 30.0%	
	General Fund 70.0%	
0611-1000	For payments to soldiers in recognition of service in World War I and the Spanish war	750
0611-2000	For payments to soldiers in recognition of service in World War II	5,000
0611-3000	For payments to soldiers in recognition of service in the Korean conflict	2,500
	Total	$978,808

State Board of Retirement.

Item

0612-0000 For the administration of the board, including not more than thirty-nine permanent positions $291,945

0612-1000 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 appropriations continued; provided, 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 18,161,000

Highway Fund 15.0%
General Fund . . . . . Remainder

0612-2000 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, as amended, 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 5,203,000

Highway Fund 22.0%
General Fund 78.0%

0612-3000 For payment of any claims for allowances to families of certain employees killed or fatally injured in the discharge of their duties 14,700

0612-4000 For the compensation of certain prison officers and instructors formerly in the service of the commonwealth, now retired . 19,500

0612-5000 For retirement allowances of certain employees formerly in the service of the administrative division of the metropolitan district commission; provided, that the metropolitan district commission's share of this item shall be assessed by methods fixed by law . 15,400

MDC Sewerage District Fund . 25.0%
MDC Water District Fund . . 25.0%
Highway Fund 25.0%
MDC Parks District Fund . . 25.0%

0612-6000 For retirement allowances of certain veterans and police officers, formerly in the service of the metropolitan district commission; provided, that the commission's share of this item shall be assessed by methods fixed by law 639,200

Highway Fund 60.0%
MDC Parks District Fund . . 39.0%
General Fund 1.0%

0612-7000 For retirement allowances of certain veterans formerly in the service of the metropolitan sewerage district 185,400

MDC Sewerage District Fund . 100.0%

0612-8000 For retirement allowances of certain veterans formerly in the service of the metropolitan water system 382,900

MDC Water District Fund . . 100.0%

0612-9000 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 40,000

Highway Fund 66.0%
General Fund 34.0%

Total $24,953,045

Commissioners on Firemen's Relief.

0620-0000 For the expenses of administration, and for relief disbursed by the commissioners $16,625

Emergency Finance Boards.

Item		
0630-0000	For administration of the board, including not more than one permanent position	$31,173
	Total, Treasurer and Receiver-General	$25,979,651

Auditor of the Commonwealth.

0710-0000	For the office of the auditor, including not more than seventy-two permanent positions	$1,189,930
	Highway Fund 30.0%	
	General Fund 70.0%	
	Total, Auditor of the Commonwealth	$1,189,930

Department of the Attorney General.

0810-0000	For the office of the attorney general, including not more than fifty-two permanent positions	$1,484,433
0821-0100	For the settlement of certain claims on account of damages by cars owned by the commonwealth and operated by state employees and for the settlement of certain small claims; 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	108,000
	Total, Department of the Attorney General	$1,592,433

Department of Agriculture.

0911-1000	For the office of the commissioner, including the expenses of the board of agriculture, and including not more than twenty-nine permanent positions	$214,000
0912-1000	For apiary inspection and for reimbursement of owners of diseased bees, including not more than one permanent position	10,178
	Total	$224,178

Division of Poultry and Poultry Products.

0913-1000	For the office of the division, including not more than six permanent positions	$50,620
0913-2000	For a program of quality improvement of the production and marketing of eggs; provided, that the sum appropriated herein shall be expended with at least an equivalent amount of federal grants for the purposes of this item	4,650
	Total	$55,270

Division of Dairying and Animal Husbandry.

0914-1000	For the office of the division, including not more than twenty permanent positions.	$176,965
0914-2000	For a program of quality improvement of dairy products; provided, that the sum appropriated herein shall be expended with at least an equivalent amount of federal grants for the purposes of this item	4,500
	Total	$181,465

Division of Animal Health.

0915-1000	For the office of the division, including not more than twenty-eight permanent positions	$263,020

Item		
0915–2000	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	$1,875
0915–3000	For the reimbursement of owners of 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.	
0915–4000	For the reimbursement of certain towns for compensation paid to inspectors of animals, prior appropriation continued.	
	Local Aid Fund 100.0%	
	Total	$264,895

Division of Markets.

0916–1000	For the office of the division, including not more than eleven permanent positions	$132,410
0916–2000	For a program of preparing crop survey reports; provided, that the sum appropriated herein shall be expended with at least an equivalent amount of federal grants for the purposes of this item	5,955
0916–7000	For a program of improving roadside marketing; provided, that the sum appropriated herein shall be expended with at least an equivalent amount of federal grants for the purposes of this item	3,500
	Total	$141,865

Division of Plant Pest Control.

0917–1000	For the office of the division, including not more than four permanent positions	$45,762

Division of Fairs.

0918–1000	For the office of the division and for state prizes and agricultural exhibits, including allotment of funds for the 4-H activities, prior appropriation continued, and including not more than three permanent positions	$292,500
	Agricultural Purposes Fund . . 100.0%	

State Reclamation Board.

0919–0100	For the office of the board, including not more than three permanent positions	$23,260
0919–0200	For the control of the greenhead fly	6,500
	Total	$29,760

For the expenses of the following mosquito control projects:

0919–0300	Cape Cod	$155,232
	Mosquito and Greenhead Fly Control Fund 100.0%	
0919–1100	Berkshire County	107,441
	Mosquito and Greenhead Fly Control Fund 100.0%	
0919–1200	Norfolk County	117,760
	Mosquito and Greenhead Fly Control Fund 100.0%	
0919–1300	Bristol County	102,327
	Mosquito and Greenhead Fly Control Fund 100.0%	
0919–1400	Plymouth County	111,895
	Mosquito and Greenhead Fly Control Fund 100.0%	
0919–1500	Essex County, city of Revere, and town of Winthrop	107,032
	Mosquito and Greenhead Fly Control Fund 100.0%	
	Total	$701,687

Division of Milk Control.

Item

0920-1000 For the office of the division, including not more than thirty-four permanent positions $248,710

Total, Department of Agriculture $2,186,092

Department of Natural Resources.

1000-0000 For the office of the commissioner, including the expenses of the natural resources board; provided, that the position of deputy commissioner shall not be subject to the provisions of chapter thirty-one of the General Laws, and including not more than thirty-eight permanent positions $349,455

Inland Fisheries and Game Fund . .7%
Public Access Fund . . . 2.8%
General Fund 96.5%

Public Access Board.

1000-1491 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 provision 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 $500,000

Public Access Fund . . . 100.0%

Division of Forests and Parks.

1010-0000 For the office of the division, including not more than fourteen permanent positions $132,500

1011-0000 For the office of the bureau of recreation, including not more than one hundred and thirty-three permanent positions . . 1,831,355

State Recreational Areas Fund . 100.0%

1011-9006 For the improvement of roads in state forests, state parks and state reservations, prior appropriation continued . . 150,000

State Recreational Areas Fund . 100.0%

1012-0000 For the development of forests, including not more than five permanent positions 60,535

1012-9001 For the administration of an accelerated program of forest management on the state forest lands, as authorized by chapter four hundred and eighty-six of the acts of nineteen hundred and sixty . 45,900

1012-9002 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; provided, that no expenditures shall be made under this item for farm forestry projects until the county shall have deposited the sum of twenty-five per cent of the expenses of its projects, as determined by the commissioner of natural resources, in the state treasury, and including not more than ten permanent positions . . 130,990

1013-0000 For the office of the state fire warden 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, and including not more than nineteen permanent positions 614,425

1013-0002 For the administration of the forest fire patrol, including not more than eleven permanent positions 120,080

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1014–0000 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-two permanent positions $233,015

Total $3,318,800

Division of Law Enforcement.

1020–0000 For the office of the division, including not more than seventy-seven permanent positions $700,000

Inland Fisheries and Game Fund . 26.0%
Marine Fisheries Fund . . . 24.0%
State Recreational Areas Fund . 5.0%
General Fund 45.0%

1020–0200 For the supervision of public fishing and hunting grounds . 11,070

Inland Fisheries and Game Fund . 100.0%

Total $711,070

Division of Conservation Services.

1030–0000 For the office of the division, including the expenses for the committee for conservation, and including not more than five permanent positions $128,900

1030–1200 For assistance to community conservation commissions in the acquisition of conservation lands 1,000,000

Local Aid Fund 100.0%

1030–1241 For the administration of a land and water conservation program, including not more than one permanent position . . 69,316

State Recreational Areas Fund . 100.0%

1039–8000 For the payment of interest on certain bonded debt of the commonwealth; provided, that any deficit existing in this item at the close of this fiscal year shall be charged to the State Recreation Areas Fund 128,681

State Recreational Areas Fund . 100.0%

1039–9000 For certain serial bonds maturing; provided, that any deficit existing in this item at the close of this fiscal year shall be charged to the State Recreation Areas Fund 394,900

State Recreational Areas Fund . 100.0%

Total $1,721,797

Division of Marine Fisheries.

1040–0000 For the office of the division, and for the administration of the activities provided for under item 1040–1361, including not more than twenty permanent positions $205,215

Marine Fisheries Fund . . . 100.0%

1040–0001 For the expenses of the marine fisheries advisory commission 1,500

Marine Fisheries Fund . . . 100.0%

1040–1311 For a program of estuarine research 102,860

Marine Fisheries Fund . . . 100.0%

1040–1341 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 78,366

Marine Fisheries Fund . . . 100.0%

1040–1361 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; provided, that the expenditures by said cities and towns

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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

Marine Fisheries Fund . . . 100.0%

Total $409,941

Expenditures from the following 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:

1040-1371 For a special program of marine food science and technology research to improve quality of Massachusetts commercial fishery products $39,000

Marine Fisheries Fund . . . 100.0%

1040-1372 For the collection, compilation, evaluation and dissemination of commercial fisheries statistics 18,145

Marine Fisheries Fund . . . 100.0%

1040-1373 For a program, in cooperation with the Woods Hole laboratory of the bureau of commercial fisheries, to increase the knowledge of coastal flounder population 17,080

Marine Fisheries Fund . . . 100.0%

1040-1374 Coordination of commercial fisheries research and development work 30,605

Marine Fisheries Fund . . . 100.0%

1040-1375 For consumer education in and the development of Massachusetts fishery products 120,000

Marine Fisheries Fund . . . 100.0%

1040-1376 For an investigation of the use of anadromous fish . 16,330

Marine Fisheries Fund . . . 100.0%

1040-1377 For the improvement of the program for the protection of shellfish 9,600

Marine Fisheries Fund . . . 100.0%

1040-1378 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 one hundred per cent of the amounts expended for the purpose of this item 26,325

Marine Fisheries Fund . . . 100.0%

Total $277,085

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.

1070-0000 For the office of the division, including expenses of the fish and game board, including not more than seventeen permanent positions $203,760

Inland Fisheries and Game Fund . 100.0%

1070-1000 For contributions to the state retirement system for retirement allowances on account of the death or retirement of employees, officers and officials now or formerly employees of the division 39,000

Inland Fisheries and Game Fund . 100.0%

1070-2204 For the purchase of fish and wildlife lands and waters . 50,000

Inland Fisheries and Game Fund . 100.0%

1070-2300 For the administration of the fish hatcheries and for the improvement and management of lakes, ponds and rivers, including not more than forty-nine permanent positions 500,050

Inland Fisheries and Game Fund . 100.0%

Item		
1070–2304	For certain construction and improvements to the East Sandwich trout hatchery, prior appropriation continued	$25,000
	Inland Fisheries and Game Fund . 100.0%	
1070–2322	For certain anadromous fish restoration programs; provided, that expenditures from this item shall be contingent upon prior approval of the proper federal authorities for reimbursement of at least fifty per cent of the amounts expended	11,800
	Inland Fisheries and Game Fund . 100.0%	
1070–2341	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
	Inland Fisheries and Game Fund . 100.0%	
1070–2342	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	49,585
	Inland Fisheries and Game Fund . 100.0%	
1070–2400	For the administration of game farms and for wildlife research and management, including not more than forty-nine permanent positions	485,250
	Inland Fisheries and Game Fund . 100.0%	
1070–2441	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	8,500
	Inland Fisheries and Game Fund . 100.0%	
1070–2451	For the payment of damages caused by wild deer, prior appropriation continued, including not more than one permanent position	10,866
	Inland Fisheries and Game Fund . 100.0%	
1070–2461	For the administration of a program for 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-one permanent positions	167,905
	Inland Fisheries and Game Fund . 100.0%	
1070–2502	For the eastern dove management unit; provided, that expenditures from this item shall be contingent upon the prior approval of the proper federal authorities for one hundred per cent reimbursement of the amounts expended	3,500
	Inland Fisheries and Game Fund . 100.0%	
1079–8000	For the payment of interest on certain bonded debt of the commonwealth; provided, that any deficit existing in this item at the close of this fiscal year shall be charged to the Inland Fisheries and Game Fund, prior appropriation continued.	
	Inland Fisheries and Game Fund . 100.0%	
1079–9000	For certain serial bonds maturing; provided, that any deficit existing in this item at the close of this fiscal year shall be charged to the Inland Fisheries and Game Fund, prior appropriation continued.	
	Inland Fisheries and Game Fund . 100.0%	
	Total	$1,565,216

Division of Water Resources.

1080–0000	For the office of the division, to be in addition to any federal or other funds available, and including not more than sixteen permanent positions	$190,412
1080–0102	For property surveys for establishment of flood plain limits in Assabet and Chicopee river valleys	10,000
1080–0200	For water planning, including not more than four permanent positions	55,732
1080–0501	For the administration 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 . .	600

Item		
1080-0502	For the administration 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	$49,106
1080-0503	For the administration 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	80,450
1080-0801	For the expenses of a certain flood control project in the town of New Marlborough	150
1080-0802	For the expenses of the flood control reservoirs on the Clam river watershed	5,000
1080-0803	For the expenses of the flood control reservoirs on the Quaboag river watershed	6,000
1080-0804	For the expenses of the flood control reservoirs on the SuAsCo watershed	10,000
1080-0805	For the commonwealth's share of the cost of a federal-state cooperative water favorability study	80,000
1080-0806	For the commonwealth's share of the cost of a federal-state cooperative water reservoir site study	60,000
1080-0807	For the commonwealth's share of the New England River Basin Commission	10,000
	Total	$557,450

Division of Water Pollution Control.

1085-0000	For the office of the division; provided, that any federal funds available for this purpose, when received, shall be credited to the General Fund, including not more than thirty-nine permanent positions	$526,383
1085-8000	For the compensation and 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	12,075
	Total	$538,458
	Total, Department of Natural Resources	$9,949,272

Department of Banking and Insurance.

Division of Banks.

1111-0000	For the office of the commissioner, including not more than two hundred and forty-two permanent positions	$2,152,460
	Total	$2,152,460

Division of Insurance.

1121-0000	For the office of the division, including expenses of the board of appeal, and certain other costs of supervising motor vehicle liability insurance; 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 including not more than three hundred and nine permanent positions	$2,407,175
	Highway Fund 20.0%	
	General Fund 80.0%	

Division of Savings Bank Life Insurance.

Item

1131-0000 For the office of the division, including not more than twenty-nine permanent positions $235,235

Total, Department of Banking and Insurance . . $4,794,870

Department of Corporations and Taxation.

1201-0000 For personal services of the department except as otherwise provided, including not more than nine hundred and seventy-eight permanent positions including not more than eighty permanent intermittent positions. $7,698,070

Highway Fund 6.0%
Local Aid Fund 87.0%
General Fund 7.0%

1201-1000 For the expenses of the department except as provided in other items contained in this section; provided, that the comptroller shall transfer to the General Fund the sum of one hundred and twenty-nine thousand dollars from the receipts of the cigarette tax in accordance with provisions of paragraph (B) of section twenty-eight of chapter sixty-four C of the General Laws 1,813,310

Highway Fund 2.5%
Local Aid Fund 68.0%
General Fund 29.5%

1201-2000 For certain tax audits of foreign corporations. . . 69,730

Total $9,581,110

Bureau of Accounts.

1231-0000 For the administration of the bureau, including the expenses of auditing and installing systems of municipal accounts and 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, and including not more than one hundred and thirty-one permanent positions $1,298,790

1231-1000 For the administration of the county personnel board, including not more than six permanent positions 28,890

Total $1,327,680

Bureau of Local Taxation.

1233-1000 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-eight, and for reimbursement of certain towns $1,530,000

Local Aid Fund 100.0%

1233-2000 For reimbursing cities and towns for abatements granted, prior appropriation continued 255,000

Local Aid Fund 100.0%

1233-3000 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 357,575

Local Aid Fund 100.0%

Total $2,142,575

Appellate Tax Board.

1281-0000 For the personal services and expenses of the board; 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

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sums appropriated in this item, expend from the receipts therefor, without appropriation, income derived from the sale of such transcripts, and including not more than thirty-two permanent positions $311,550

Total, Department of Corporations and Taxation . $13,362,915

Department of Civil Service and Registration.

Division of Civil Service.

1411-0000 For the office of the division, including the compensation of the members of the commission, and including the expenses of hearings, as authorized by section forty-three of chapter thirty-one of the General Laws, and including not more than three hundred and nineteen permanent positions $2,541,948

Highway Fund 15.0%
General Fund 85.0%

Division of Registration.

1421-0000 For the administration of the division; provided, that the position of investigator of radio-television technicians shall not be subject to chapter thirty-one of the General Laws, and including not more than seventy-one permanent positions $684,695

For the services of the following agencies in the division.

1421-0100 Board of registration in medicine, including not more than seven permanent positions $12,575

1421-0200 Board of dental examiners, including not more than five permanent positions 7,450

1421-0300 Board of registration in chiropody, notwithstanding the limitations of section twelve C of chapter thirteen of the General Laws, and including not more than five permanent positions . . . 3,400

1421-0400 Board of registration in pharmacy, including not more than nine permanent positions 49,742

1421-0500 Board of registration of nurses, including not more than twelve permanent positions 8,000

1421-0600 Board of registration in embalming and funeral directing, including not more than five permanent positions 13,125

1421-0700 Board of registration in optometry, including not more than five permanent positions 3,750

1421-0800 Board of registration in veterinary medicine, including not more than five permanent positions 3,730

1421-0900 Board of registration of chiropractors, including not more than five permanent positions 14,500

1421-1000 Board of registration of architects, including not more than five permanent positions 9,930

1421-1100 Board of registration of professional engineers and land surveyors 24,750

1421-1200 Board of public accountancy, including not more than nine permanent positions 50,800

1421-1300 State examiners of electricians, including not more than two permanent positions 10,000

1421-1400 State examiners of plumbers, including not more than three permanent positions 10,250

1421-1500 Board of registration of real estate brokers and salesmen, provided, that persons employed under this item shall not be subject to the civil service law and rules, including not more than twenty-nine permanent positions 293,270

1421-1600 Board of registration of electrologists, including not more than three permanent positions 2,725

1421-1700 Board of registration of barbers, including not more than ten permanent positions 67,275

Item		
1421–1800	Board of registration of hairdressers, including not more than eighteen permanent positions	$135,410
1421–1900	Board of registration of dispensing opticians, including not more than five permanent positions	1,375
1421–2000	Board of registration of sanitarians, including not more than four permanent positions	1,500
1421–2100	Board of registration of radio and television technicians, including not more than seven permanent positions	13,200
	Total	$736,757
	Total, Department of Civil Service and Registration	$3,963,400

Department of Commerce and Development.

1500–0000	For the general administration of the department; provided, 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, and including not more than one hundred and thirty-eight permanent positions	$1,733,943
	Tourism and Industrial Promotion Fund 30.0%	
	General Fund 70.0%	

Division of Tourism.

1522–1000	For expenses of not more than one tourist information booth	$46,500
	Tourism and Industrial Promotion Fund 100.0%	
1522–9001	For the promotion of vacation travel within the commonwealth; provided, that no salaries or expenses of employees shall be chargeable to this item	600,000
	Tourism and Industrial Promotion Fund 100.0%	
	Total	$646,500

Division of Economic Development.

1532–9001	For the promotion of industry within the commonwealth; provided, that no salaries or expenses of employees shall be chargeable to this item	$300,000
	Tourism and Industrial Promotion Fund 100.0%	

Division of Planning.

1543–9003	For the commonwealth's share of the cost of certain federally-aided planning studies of district planning commissions established under the provisions of chapter forty B of the General Laws and of county and other regional planning agencies except such agencies as are directly financed by state appropriations; provided, that the commonwealth's share of the cost of such planning projects shall not exceed the contribution assessed on the constituent cities and towns within the district	$30,000
	Local Aid Fund 100.0%	

Division of Housing.

1554–9001	For certain financial assistance for housing projects for the elderly, as authorized by sections twenty-six NN, twenty-six OO and twenty-six VV of chapter one hundred and twenty-one of the General Laws, prior appropriation continued	$3,560,000
	Local Aid Fund 100.0%	
1554–9002	For certain financial assistance for housing projects for veterans, as authorized by sections twenty-six NN and twenty-six OO of chapter one hundred and twenty-one of the General Laws, prior appropriation continued	4,565,000
	Local Aid Fund 100.0%	

Item		
1554-9003	For a program of financial assistance for certain low income housing, as authorized by sections twenty-six NN and twenty-six OO of chapter one hundred and twenty-one of the General Laws	$500,000
	Local Aid Fund 100.0%	
1554-9004	For a program of rental assistance for families of low income; provided, that at least fifty per cent of said appropriation shall be allocated for dwellings containing four or less units; and, provided further, the term commonly referred to as "row housing" shall be considered in the category of nine or more units; and, provided further, that notwithstanding any provision of law to the contrary, first preference for admission shall be granted to the eligible elderly; and, provided further, that not more than ten per cent of the appropriation available in this item may be used for administration of the said program	1,000,000
	Local Aid Fund 100.0%	
	Total	$9,625,000

Division of Urban Renewal.

1563-9001	For reimbursement of cities and towns for the commonwealth's share of federally-aided urban renewal projects, as authorized by the provisions of section twenty-six FFF of chapter one hundred and twenty-one of the General Laws	$1,500,000
	Local Aid Fund 100.0%	
1563-9002	For reimbursement of cities and towns for the commonwealth's share of certain nonfederally-aided urban renewal projects, as authorized by the provisions of section twenty-six HHH of chapter one hundred and twenty-one of the General Laws	290,000
	Local Aid Fund 100.0%	
	Total	$1,790,000
	Total, Department of Commerce and Development	$14,125,443

Department of Labor and Industries.

1610-1000	For the general administration of the department, including not more than thirteen permanent positions	$129,135
	For the personal services and expenses of the following agencies of the department.	
1610-2000	Division of industrial safety, including not more than seventy-nine permanent positions	$722,885
1610-3000	Division of occupational hygiene, including not more than fifteen permanent positions	159,695
1610-4000	Division of statistics, including not more than thirty-four permanent positions	218,490
1610-5100	Division on the necessaries of life, including not more than five permanent positions	37,770
1610-5200	Division on the necessaries of life relating to the sale of motor fuel, including not more than twelve permanent positions	104,207
1610-6000	Commission on minimum wage and for expenses of wage boards, and including not more than thirty-four permanent positions	250,800
1610-7000	Division of standards, including not more than twenty-one permanent positions	195,896
1610-8000	Board of conciliation and arbitration, including not more than fifteen permanent positions	183,080
1610-9000	Division of employment agencies, including not more than one permanent position	31,680
	Total	$1,904,503

Division of Apprentice Training.

Item

1614-9000 For the office of the division, including not more than thirty-six permanent positions; provided, that all of the positions of this division shall not be subject to chapter thirty-one of the General Laws $247,300

Labor Relations Commission.

1620-1000 For the office of the commission, including not more than twenty-four permanent positions $230,210

Health, Welfare and Retirement Trust Funds Board.

1630-1000 For the administration of the board, including not more than twenty-eight permanent positions $254,410

Division of Industrial Accidents.

1650-1000 For the office of the division and for clerical and other assistance for the industrial accident rehabilitation board, including not more than one hundred and eighty-six permanent positions . $1,320,870

1650-1901 For expenses of impartial examinations 33,000

1650-3000 For the compensation of certain public employees for injuries sustained in the course of their employment 1,625,000

Highway Fund	35.0%
General Fund	65.0%

Total $2,978,870

Division of Self-Insurance.

1650-4000 For the service of the division, including not more than six permanent positions $49,906

Industrial Accident Rehabilitation Board.

1650-5000 For the service of the board, including not more than six permanent positions $16,390

Total, Department of Labor and Industries . . $5,810,724

Department of Correction.

1801-0000 For administration; 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 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, and including not more than sixty-six permanent positions $675,735

For the maintenance of and for certain improvements at the following institutions under the control of the department of correction:

1810-0000 Correctional institution at Bridgewater, including not more than five hundred and seventy-seven permanent positions . $6,528,030

1812-0000 Correctional institution at Walpole, including not more than three hundred and nine permanent positions . . . 3,008,110

1812-2000 Correctional institution at Walpole, industries; 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, including not more than thirty-one permanent positions 1,576,030

Item		
1814-0000	Correctional institution at Concord, including not more than two hundred and fifty-one permanent positions	$2,387,450
1814-2000	Correctional institution at Concord, industries, including not more than fifteen permanent positions	311,795
1816-0000	Correctional institution at Framingham, including not more than one hundred and thirty-two permanent positions	1,245,600
1816-2000	Correctional institution at Framingham, industries, including not more than ten permanent positions	224,915
1818-0000	Correctional institution at Norfolk, including not more than two hundred and sixty-three permanent positions	2,894,950
1818-2000	Correctional institution at Norfolk, industries, including not more than thirty permanent positions	603,745
1831-0000	Correctional institution camps, including not more than thirty-six permanent positions	557,700
1831-9001	For a motor vehicle maintenance garage, appropriation expires June thirtieth, nineteen hundred and seventy	7,500
	Total	$19,345,825

Parole Board.

1880-0000	For the office of the board; provided, that the position of employment officer, parole board, shall not be subject to the provisions of chapter thirty-one of the General Laws, and including not more than ninety-five permanent positions	$858,700
	Total, Department of Correction	$20,880,260

Department of Public Welfare.

1900-1000	For the office of the commissioner, including not more than four thousand six hundred and fifty-four permanent positions	$34,271,096
1900-9600	For other forms of assistance wholly reimbursed by the federal government; provided, that the federal reimbursement shall be credited to this account and may be expended without further appropriation	25,000
	Local Aid Fund 100.0%	
1901-1000	For care and maintenance of children under the jurisdiction of the division of child guardianship	13,922,000
1901-2000	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-eight	1,029,000
	Local Aid Fund 100.0%	
1901-1000	For payments on account of medical assistance and permanent and total disability assistance for recipients at Tewksbury hospital	26,600
1902-2000	For payments on account of medical assistance and old age assistance for recipients at Tewksbury hospital	48,500
1902-3000	For payments on account of the programs of medical assistance-mental health and old age assistance-mental health	19,550,000
1902-4000	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, prior appropriation continued.	
	Local Aid Fund 100.0%	
1902-5000	For a direct medical assistance program; provided, that all federal funds received for the purpose of this item shall be credited to the Local Aid Fund	195,470,000
	Local Aid Fund 100.0%	

Item

1903-1000 For the payment of suitable aid to certain dependent children, prior appropriation continued.
Local Aid Fund 100.0%

1903-2000 For a program of direct aid to families with dependent children; provided, that all federal funds received for the purpose of this item shall be credited to the Local Aid Fund **$95,020,000**
Local Aid Fund 100.0%

1905-1000 For reimbursement to cities and towns for old age assistance as provided by law, prior appropriation continued.
Local Aid Fund 100.0%

1905-2000 For a direct old age assistance program; provided, that all federal funds received for the purpose of this item shall be credited to the Local Aid Fund **43,275,000**
Local Aid Fund 100.0%

1906-1000 For reimbursement to cities and towns for general relief and for purposes of items 3019-02, 3019-03, 3019-04 and 3019-05 prior to their inclusion herein, prior appropriation continued.
Local Aid Fund 100.0%

1906-2000 For a program of direct general relief **13,135,000**
Local Aid Fund 100.0%

1907-1000 For the reimbursement to cities and towns for total and permanent disability assistance, as provided by chapter one hundred and eighteen D of the General Laws, prior appropriation continued.
Local Aid Fund 100.0%

1907-2000 For a direct totally and permanently disabled persons program; provided, that all federal funds received for the purpose of this item shall be credited to the Local Aid Fund **14,785,000**
Local Aid Fund 100.0%

Total, Department of Public Welfare . . . **$430,557,196**

Department of Public Health.

Bureau of Administration.

2010-0100 For the office of the bureau, including not more than fifty-nine permanent positions **$517,024**

2010-0200 For the administration 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 **6,766**

2010-0700 For the administration of the medical assistance unit . **119,535**

Total **$643,325**

Bureau of Environmental Sanitation.

2011-0100 For the office of the bureau, to be in addition to any federal funds available for the purpose, and including not more than sixty-six permanent positions **$724,025**

2011-0200 For the administration of the Lawrence experiment station, including not more than thirty-one permanent positions . . **302,275**

2011-0300 For the administration 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; 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 to be in addition to any federal funds available for the purpose, and including not more than nine permanent positions . **87,955**

2011-0500 For the administration 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 to be in addition to any federal funds available for the purpose, including not more than two permanent positions **18,450**

Item		
2011-9003	For certain improvements at Lake Mahkeenac 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.	
2011-9008	For a program to assist cities and towns in the establishment of a rat control program, as authorized by chapter seven hundred and fifty-four of the acts of nineteen hundred and sixty-seven, prior appropriation continued.	
	Total	$1,132,705

Bureau of Chronic Disease Control.

2012-0100	For the office of the division of communicable and venereal diseases, including not more than twenty-three permanent positions	$648,237
2012-0110	For a poliomyelitis vaccine program	100,000
2012-0120	For a measles vaccine program	250,000
2012-0150	For a mumps vaccine program	400,000
2012-0200	For the office of the division of alcoholism, including not more than eleven permanent positions	814,579
2012-0300	For the office of the division of adult health, including not more than fourteen permanent positions	400,500
2012-0400	For the office of the division of nursing home facilities, including not more than fourteen permanent positions	330,850
2012-0500	For the office of the division of dental health, including not more than twelve permanent positions	115,235
2012-0600	For a study of equine encephalitis	38,240
2012-0700	For the office of the division of epilepsy control program	50,000
	Total	$3,147,641

Bureau of Health Services.

2013-1000	For the office of the bureau, including not more than sixty-four permanent positions	$1,240,025
2013-2100	For maternal and infant care projects and preschool and school age children's projects, to be in addition to any federal, city or town or any private 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, prior appropriation continued.	
2013-2110	For certain comprehensive public health and medical care programs, including research, to be in addition to any federal, city or town or private funds available for the purpose; provided, that the maximum period of state participation shall be four years and the commonwealth's share shall not exceed the following yearly percentages of the cost of any project: seventy-five per cent in the first; sixty per cent in the second; forty per cent in the third; and twenty-five per cent in the fourth year of state participation, prior appropriation continued.	
2013-2200	For the reimbursement of cities and towns for the care of certain infants	150,000
	Local Aid Fund 100.0%	
	Total	$1,390,025

Bureau of Hospital Facilities.

2014-0100	For the office of the bureau, including not more than eighteen permanent positions	$164,120

Bureau of Tuberculosis and Institutions.

2015-0100	For the office 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, and including not more than thirty-eight permanent positions	$4,574,900

Institute of Laboratories.

Item		
2016-0100	For the office of the institute, including not more than one hundred and fifty permanent positions	$1,225,387
2016-9001	For the replacement of certain vacuum drier equipment	40,000
	Total	$1,265,387

Bureau of Consumer Products Protection.

2017-0100	For the office of the bureau, including not more than seventy permanent positions	$684,350
2017-0200	For the administration of the pesticide board	22,935
	Total	$707,285

For the maintenance of and for certain improvements at the following institutions under the control of the department of public health:

2031-0000	Lakeville hospital, including not more than three hundred and twenty-seven permanent positions	$2,423,175
2032-0000	Lemuel Shattuck hospital, including not more than eight hundred and twenty-five permanent positions	6,300,300
2032-9002	For a research program of chronic hepatitis and related diseases, to be in addition to any federal or other funds available.	65,000
2033-0000	Massachusetts hospital school, including not more than two hundred and ninety-four permanent positions	1,949,390
2034-0000	Pondville hospital, including not more than two hundred and eighty-four permanent positions	2,432,545
2034-9001	For the administration of a cancer research project	25,385
2035-0000	Rutland Heights hospital, including not more than three hundred and forty-seven permanent positions	2,460,400
2036-0000	Tewksbury hospital, including not more than eight hundred and six permanent positions	6,329,050
2037-0000	Western Massachusetts hospital, including not more than two hundred and ninety permanent positions	2,219,000
2037-9001	For the renewal of cobalt-60 sources and related equipment repair, appropriation expires June thirtieth, nineteen hundred and seventy	19,000
	Total	$24,223,245

Drug Addiction Rehabilitation Board.

2072-0000	For the office of the board, including not more than five permanent positions	$275,780
	Total, Department of Public Health	$37,524,413

Department of Public Safety.

2111-0000	For the administration of the department, including not more than one hundred and four permanent positions	$935,220
2111-9002	For the replacement of a certain elevator, appropriation expires June thirtieth, nineteen hundred and seventy	20,000
	Total	$955,220

Division of State Police.

2112-0000	For the administration of the division, including the compensation of state police officers formerly in the service of the commonwealth, now retired, including not more than eight hundred and ninety-two permanent positions	$8,523,943
	General Fund 15.0%	
	Highway Fund 85.0%	

Division of Subversive Activities.

Item		
2113–0000	For the administration of the division, including not more than five permanent positions	$43,435

Division of Fire Prevention.

2114–0000	For the administration of the division, including not more than twenty-five permanent positions	$302,545

Division of Inspection.

2115–0000	For the administration of the division; provided, that the position of examiner of elevator operators shall not be subject to the provisions of chapter thirty-one of the General Laws, including not more than eighty-three permanent positions	$956,515

Board of Boiler Rules.

2116–0000	For the administration of the board, including not more than four permanent positions	$2,300

State Boxing Commission.

2117–0000	For the office of the commission, including not more than six permanent positions	$35,640

Board of Elevator Regulations.

2118–0000	For the administration of the board, including not more than seven permanent positions	$6,350

Board of Examiners of Elevator Constructors, Maintenance Men and Repairmen.

2119–0000	For the administration of the board, including not more than one permanent position	$1,200

Board of Elevator Appeals.

2120–0000	For the administration of the board, including not more than six permanent positions	$2,100

Board of Standards.

2130–0000	For the administration of the board, including not more than seven permanent positions	$6,350

Board of Fire Prevention Regulations.

2140–0000	For the administration of the board, including not more than eight permanent positions	$6,500

Board of Schoolhouse Structural Standards.

2150–0000	For the expenses of the board, as authorized by chapter six hundred and seventy-five of the acts of nineteen hundred and fifty-five, as amended	$2,000
	Total, Department of Public Safety	$10,844,098

Department of Public Utilities.

2301–0000	For general administration, including not more than seventy-seven permanent positions	$702,850
2311–9001	For hearings and special investigations; provided, that no salaries or expenses of permanent employees shall be chargeable to this item	26,500
	Total	$729,350

Commercial Motor Vehicle Division.

Item

2321-0000 For the office of the division, including not more than thirty-two permanent positions $292,904

Securities Division.

2331-0000 For the office of the division, including not more than ten permanent positions $74,005

Gas Fitting Regulations Board.

2380-0000 For administration of the program of regulating the installation of gas fittings in buildings, including not more than one permanent position $28,240

Total, Department of Public Utilities . . . $1,124,499

Metropolitan District Commission.

Administration.

2410-0000 For general administration, including not more than sixty-nine permanent positions $646,240

Highway Fund	25.0%
MDC Parks District Fund	25.0%
MDC Sewerage District Fund	25.0%
MDC Water District Fund	25.0%

2410-9002 For the exterior waterproofing and pointing of the administration building 25,000

Highway Fund	25.0%
MDC Parks District Fund	25.0%
MDC Sewerage District Fund	25.0%
MDC Water District Fund	25.0%

Total $671,240

Metropolitan Water System.

2420-0000 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 $5,385,900

MDC Water District Fund . . 100.0%

2422-9006 For the purchase of a tractor shovel, Quabbin section . 15,000

MDC Water District Fund . . 100.0%

2425-9001 For emergency repairs to water mains, prior appropriation continued 10,000

MDC Water District Fund . . 100.0%

2425-9008 For the purchase of a pneumatractor, distribution section 15,000

MDC Water District Fund . . 100.0%

2426-9002 For certain roof repairs to buildings, pumping service . 15,000

MDC Water District Fund . . 100.0%

2429-8000 For the payment of interest on certain bonded debt of the commonwealth; provided, that any deficit existing in this item at the close of this fiscal year shall be charged to the Metropolitan Water District Fund 3,377,165

MDC Water District Fund . . 100.0%

2429-9000 For certain serial bonds maturing; provided, that any deficit existing in this item at the close of this fiscal year shall be charged to the Metropolitan Water District Fund 5,653,000

MDC Water District Fund . . 100.0%

Total $14,471,065

Metropolitan Sewerage District.

Item

2430-0000 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 five hundred and thirty-seven permanent positions **$5,131,430**

MDC Sewerage District Fund . 100.0%

2432-9006 For the replacement of a diesel pumping unit, Reading station **15,000**

MDC Sewerage District Fund . 100.0%

2432-9007 For the replacement of certain valves, Charlestown station **20,000**

MDC Sewerage District Fund . 100.0%

2433-9001 For the purchase of a heavy duty crane . . . **26,000**

MDC Sewerage District Fund . 100.0%

2439-8000 For the payment of interest on certain bonded debt of the commonwealth; provided, that any deficit existing in this item at the close of this fiscal year shall be charged to the Metropolitan Sewerage District Fund **2,856,140**

MDC Sewerage District Fund . 100.0%

2439-9000 For certain serial bonds maturing; provided, that any deficit existing in this item at the close of this fiscal year shall be charged to the Metropolitan Sewerage District Fund **4,004,000**

MDC Sewerage District Fund . 100.0%

Total **$12,052,570**

Metropolitan Parks District.

2440-0000 For the maintenance of boulevards and parkways, including Bunker Hill and the adjacent property, 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; 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, and including not more than one thousand two hundred and forty-two permanent positions. **$14,986,000**

Highway Fund 60.0%
MDC Parks District Fund . . 39.0%
General Fund 1.0%

2442-9012 For the modernization of certain parks sanitary facilities **45,000**

MDC Parks District Fund . . 100.0%

2444-9001 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 **1,500,000**

Highway Fund 100.0%

2444-9002 For the purchase of certain highway maintenance equipment **219,000**

Highway Fund 100.0%

2444-9003 For certain payments for the use of facilities of the museum of science **75,000**

MDC Parks District Fund . . 100.0%

2444-9004 For certain payments for the maintenance and use of the Trailside museum **50,000**

MDC Parks District Fund . . 100.0%

2444-9005 For the cost of suppressing the gypsy moth . . . **5,000**

MDC Parks District Fund . . 100.0%

2444-9006 For the expenses of holding band concerts . . . **25,000**

MDC Parks District Fund . . 100.0%

Item		
2444–9011	For the payment of a certain prior-year claim, as authorized by contract number 1058 MDC	$19,000
	MDC Parks District Fund . . 100.0%	
2449–8000	For the payment of interest on certain bonded debt of the commonwealth; provided, that any deficit existing in this item at the close of this fiscal year shall be charged to the Metropolitan Parks District Fund	1,424,193
	MDC Parks District Fund . . 100.0%	
2449–9000	For certain serial bonds maturing; provided, that any deficit existing in this item at the close of this fiscal year shall be charged to the Metropolitan Parks District Fund	2,483,000
	MDC Parks District Fund . . 100.0%	
	Total	$20,831,193
	Total, Metropolitan District Commission . .	$48,026,068

Department of Mental Health.

5011–0000	For administration, except as otherwise provided, for 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 mentally retarded persons; to be in addition to any federal funds available for the purposes of this item, and including not more than three hundred and twenty-six permanent positions .	$4,588,389

Region One.

5111–0000	For administration, including not more than seven permanent positions.	$101,564
5121–0000	For mental health and retardation services, including not more than fifty-two permanent positions	639,620
5181–0000	For the maintenance of the Belchertown state school, including not more than five hundred and ninety-one permanent positions	4,392,505
5181–9001	For the replacement of certain beds and mattresses, appropriation expires June thirtieth, nineteen hundred and seventy .	50,000
5181–9002	For certain improvements to floors, appropriation expires June thirtieth, nineteen hundred and seventy	37,000
5181–9003	For the replacement of electrical feeder cable, appropriation expires June thirtieth, nineteen hundred and seventy . .	30,000
5191–0000	For the maintenance of the Northampton state hospital, including not more than seven hundred and ninety-one permanent positions	5,949,087
5191–9001	For the renewal of certain heating stacks, appropriation expires June thirtieth, nineteen hundred and seventy . . .	75,000
5191–9002	For the replacement of certain steam return lines, appropriation expires June thirtieth, nineteen hundred and seventy .	60,000
	Total	$11,334,776

Region Two.

5211–0000	For administration, including not more than seven permanent positions	$101,564
5221–0000	For mental health and retardation services, including not more than forty-six permanent positions	723,940
5271–0000	For the maintenance of the Rutland Heights mental health rehabilitation center, including not more than thirty-six permanent positions	460,080
5291–0000	For the maintenance of the Gardner state hospital, including not more than five hundred and twenty-nine permanent positions	3,989,910
5291–9001	For rewiring and ventilating the laundry, appropriation expires June thirtieth, nineteen hundred and seventy . . .	50,000

Item		
5291–9002	For the purchase and installation of certain laundry equipment, appropriation expires June thirtieth, nineteen hundred and seventy	$34,500
5291–9003	For the replacement of certain dairy equipment, appropriation expires June thirtieth, nineteen hundred and seventy	32,000
5292–0000	For the maintenance of the Grafton state hospital, including not more than five hundred and eighty-seven permanent positions	4,304,442
5292–9001	For retubing boiler, pines group, appropriation expires June thirtieth, nineteen hundred and seventy	25,000
5293–0000	For the maintenance of the Worcester state hospital, including not more than one thousand and fifty permanent positions	7,199,915
5294–0000	For the maintenance of the Monson state hospital, including not more than seven hundred and twenty-five permanent positions	4,550,805
	Total	$21,472,156

Region Three.

5311–0000	For administration, including not more than seven permanent positions	$101,564
5321–0000	For mental health and retardation services, including not more than seventy-six permanent positions	900,036
5361–0000	For the Lowell mental health center; provided, that any federal funds available for this purpose, when received, shall be credited to the General Fund, and including not more than one hundred and twenty-three permanent positions	1,070,644
5381–0000	For the maintenance of the Walter E. Fernald state school, including not more than nine hundred and eighty-three permanent positions	7,343,989
5381–9001	For the replacement of certain X-ray equipment, appropriation expires June thirtieth, nineteen hundred and seventy	40,000
5381–9002	For the replacement of doughnut machine, appropriation expires June thirtieth, nineteen hundred and seventy	13,400
5381–9003	For the replacement of certain beds and mattresses, appropriation expires June thirtieth, nineteen hundred and seventy	49,850
5381–9004	For the replacement of ceilings, appropriation expires June thirtieth, nineteen hundred and seventy	28,000
5391–0000	For the maintenance of the Metropolitan state hospital, including not more than seven hundred and ninety-seven permanent positions	5,868,942
5391–9001	For the replacement of certain ceilings, appropriation expires June thirtieth, nineteen hundred and seventy	50,000
5391–9002	For the replacement of the electrical control board in laundry, appropriation expires June thirtieth, nineteen hundred and seventy	34,000
	Total	$15,500,425

Region Four.

5411–0000	For administration, including not more than seven permanent positions	$101,564
5421–0000	For mental health and retardation services, including not more than sixty permanent positions	701,730
5471–0000	For the maintenance of the North Reading rehabilitation center, including not more than seventy-seven permanent positions	645,440
5481–0000	For the maintenance of the Hathorne state school, including not more than one hundred and two permanent positions	1,254,650
5491–0000	For the maintenance of the Danvers state hospital, including not more than eight hundred and eighty-six permanent positions	6,529,311
5491–9001	For renovation of elevators in "A" and "J" buildings, appropriation expires June thirtieth, nineteen hundred and seventy	30,000
5491–9002	For the removal of the spire over the main entrance, appropriation expires June thirtieth, nineteen hundred and seventy	10,000
	Total	$9,272,695

Region Five.

Item		
5511–0000	For administration, including not more than seven permanent positions	$101,564
5521–0000	For mental health and retardation services, including not more than ninety-two permanent positions	1,127,055
5581–0000	For the maintenance of the Wrentham state school, including not more than six hundred and fifty-three permanent positions	5,904,136
5581–9001	For replacement of the schoolhouse roof, appropriation expires June thirtieth, nineteen hundred and seventy	18,750
5581–9002	For the replacement of certain dairy equipment, appropriation expires June thirtieth, nineteen hundred and seventy	25,000
5581–9003	For certain boiler repairs, appropriation expires June thirtieth, nineteen hundred and seventy	17,000
5591–0000	For the maintenance of the Medfield state hospital, including not more than six hundred and eighty-five permanent positions	4,753,820
5592–0000	For the maintenance of the Westborough state hospital, including not more than nine hundred and four permanent positions	5,934,515
5592–9001	For the replacement of certain X-ray equipment, appropriation expires June thirtieth, nineteen hundred and seventy	30,000
5592–9002	For the replacement of certain wiring, Hadley building, appropriation expires June thirtieth, nineteen hundred and seventy	11,000
5592–9003	For the replacement of certain wiring, administration building, appropriation expires June thirtieth, nineteen hundred and seventy	20,000
5593–0000	For the maintenance of the Cushing hospital, including not more than six hundred and eighty-six permanent positions	4,288,335
5593–9001	For a termite control program, appropriation expires June thirtieth, nineteen hundred and seventy	35,000
5593–9002	For the replacement of certain fire fighting equipment, appropriation expires June thirtieth, nineteen hundred and seventy	20,000
5593–9003	For the purchase and installation of certain laundry equipment, appropriation expires June thirtieth, nineteen hundred and seventy	40,000
	Total	$22,326,175

Region Six.

5611–0000	For administration, including not more than seven permanent positions	$101,654
5621–0000	For mental health and retardation services; provided, that any federal funds available for this purpose, when received, shall be credited to the General Fund, and including not more than one hundred and thirty permanent positions	1,640,000
5661–0000	For the maintenance of the Massachusetts mental health center; provided, that any federal funds available for this purpose, when received, shall be credited to the General Fund, and including not more than two hundred and ninety-seven permanent positions	2,398,475
5661–9001	For the replacement of certain steel sash, appropriation expires June thirtieth, nineteen hundred and seventy	33,000
5691–0000	For the maintenance of the Boston state hospital; provided, that any federal funds available for this purpose, when received, shall be credited to the General Fund, including not more than one thousand one hundred and fifty-three permanent positions	8,576,590
5691–9001	For the replacement of certain fuel oil tanks, appropriation expires June thirtieth, nineteen hundred and seventy	35,000
5691–9002	For the replacement of beds and mattresses, appropriation expires June thirtieth, nineteen hundred and seventy	44,000
5691–9003	For the repair and replacement of certain roofs, appropriation expires June thirtieth, nineteen hundred and seventy	15,000
	Total	$12,843,719

Region Seven.

5711–0000	For administration, including not more than seven permanent positions	$102,765

Item

5721-0000 For mental health and retardation services, including not more than fifty permanent positions $613,555

5761-0000 For the Fall River mental health center; provided, that any federal funds available for this purpose, when received, shall be credited to the General Fund, and including not more than one hundred and twelve permanent positions 929,000

5781-0000 For the maintenance of the Paul A. Dever school, including not more than six hundred and thirty-four permanent positions . 5,455,359

5781-9001 For the replacement of dormitory beds and mattresses, appropriation expires June thirtieth, nineteen hundred and seventy . 42,000

5791-0000 For the maintenance of the Foxborough state hospital, including not more than five hundred and seventy permanent positions 4,224,416

5791-9001 For the replacement and addition of certain laundry equipment, appropriation expires June thirtieth, nineteen hundred and seventy 37,000

5792-0000 For the maintenance of the Taunton state hospital, including not more than seven hundred and twenty-three permanent positions 6,245,211

5792-9001 For the replacement of certain X-ray units, appropriation expires June thirtieth, nineteen hundred and seventy 45,000

Total $17,694,306

Total, Department of Mental Health $115,032,641

Department of Public Works.

Highway Activities.

Personal Services.

6010-0000 For personal services; provided, that the salaries of all officers and employees of the department engaged in projects or activities related to highways shall be charged in full to this item, except for services provided for in item 6020-1900, including not more than four thousand six hundred and three permanent positions . . $38,200,000

Highway Fund 100.0%

Administrative and Engineering Expenses.

6020-1509 For telephone service in the public works building . . $100,000

Recreational Boating Fund . . 3.0%
General Fund 5.0%
State Recreational Areas Fund . 2.0%
Highway Fund 90.0%

6020-1900 For the operation and maintenance of the public works building, including not more than eighty-five permanent positions . 641,400

State Recreational Areas Fund . .4%
Highway Fund 95.8%
Recreational Boating Fund . . .8%
General Fund 3.0%

6020-2401 For the purchase of all administrative and engineering equipment 300,000

Highway Fund 100.0%

6020-2501 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 2,229,000

General Fund 8%
Highway Fund 99.2%

6020-2801 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 7,171

Highway Fund 100.0%

Item

6020–2901 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
Highway Fund 100.0%

Total $3,280,571

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:

6030–7201 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 . . . $5,500,000
Highway Fund 100.0%

6030–7291 For the construction of a glass lined, steel salt storage bin 40,000
Highway Fund 100.0%

6030–7301 For expenses in connection with traffic line painting, including the cost of materials 696,000
Highway Fund 100.0%

6030–7401 For the purchase of materials and supplies for the maintenance and operation of state highways and bridges, excluding those specifically provided for in items 6030–7201 and 6030–7301 . . 2,070,000
Highway Fund 100.0%

6030–7501 For the purchase of all equipment to be used directly for the maintenance and operation of state highways and bridges . 2,000,000
Highway Fund 100.0%

6030–7601 For the maintenance and operation of state highways and bridges 2,257,010
Highway Fund 100.0%

Total $12,563,010

Waterways Activities.

The salaries of all officers and employees of the department engaged in waterways projects or activities authorized by bond issue or otherwise shall be charged in full to appropriations authorized under this heading in this act:

Division of Waterways.

6032–0000 For the administration of the division, including not more than sixty-five permanent positions $749,300
Public Access Fund . . . 2.6%
General Fund 97.4%

6032–1700 For the administration of public beaches, including not more than five permanent positions 49,370
State Recreational Areas Fund . 100.0%

6032–1711 For the maintenance of Salisbury beach reservation, including not more than three permanent positions. 180,266
State Recreational Areas Fund . 100.0%

6032–1721 For the maintenance of Horseneck beach, including not more than one permanent position 165,285
State Recreational Areas Fund . 100.0%

6032–1731 For the maintenance of Scusset beach 49,475
State Recreational Areas Fund . 100.0%

6032–1741 For the maintenance of Fort Phoenix Beach . . . 30,450
State Recreational Areas Fund . 100.0%

6032–1800 For the purpose of discharging a moral obligation to the city of Fall River 183,615

Item

6032-2011 For the purchase and installation of a new elevator, previous appropriation for this purpose expires June thirtieth, nineteen hundred and sixty-eight $86,000

6032-3001 For the maintenance of property in the town of Plymouth, including not more than two permanent positions 12,757

6032-3002 For the operation and maintenance of the New Bedford state pier, including not more than one permanent position . 24,657

6032-9800 For the payment of interest on certain bonded debt of the commonwealth; provided, that any deficit existing in this item at the close of this fiscal year shall be charged to the State Recreation Areas Fund 31,968

State Recreational Areas Fund . 100.0%

6032-9900 For certain serial bonds maturing; provided, that any deficit existing in this item at the close of this fiscal year shall be charged to the State Recreation Areas Fund 115,000

State Recreational Areas Fund . 100.0%

Total $1,678,143

Construction, Reconstruction and Betterments.

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:

6033-1001 For the modernizing of the traffic signal system, prior appropriation continued $500,000

Highway Fund 100.0%

6033-1004 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, prior appropriation continued 50,000

Highway Fund 100.0%

6033-1006 For the construction of three foreman's garages, prior appropriation continued 390,000

Highway Fund 100.0%

6033-1009 For resurfacing existing state highways with not less than three quarter inch of bituminous aggregate, prior appropriation continued 2,000,000

Highway Fund 100.0%

6033-1010 For the cost of improvements on state highways, prior appropriation continued 125,000

Highway Fund 100.0%

Total $3,065,000

Local Aid.

6034-0001 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 this fiscal year to enter into agreements with officials of cities and towns for projects to be constructed in the next succeeding fiscal year not exceeding, in the aggregate, eight million five hundred thousand dollars, prior appropriation continued $8,000,000

Highway Fund 100.0%

Item			
6034–0002	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-nine, 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		$3,000,000
	Highway Fund	100.0%	
6034–0003	For reimbursing cities and towns for the commonwealth's share of the cost of installation of traffic control devices at high accident locations		1,000,000
	Highway Fund	100.0%	
	Total		$12,000,000
	Total, Department of Public Works		$70,786,724

Registry of Motor Vehicles.

6111–0000	For the office of the registry; provided, that the positions of administrative assistant to the registrar of motor vehicles, legislative assistants, R.M.V., executive secretary, R.M.V., and executive assistant to the registrar of motor vehicles shall not be subject to the civil service law and rules, and including not more than one thousand one hundred and ninety-two permanent positions		$10,929,000
	Local Aid Fund	1.2%	
	Highway Fund	98.8%	
6111–0010	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		2,000
	Highway Fund	100.0%	
	Total, Registry of Motor Vehicles		$10,931,000

Division of Motorboats.

6120–0000	For the office of the division, including not more than fifty-one permanent positions		$509,385
	Recreational Boating Fund	100.0%	
	Total, Division of Motorboats		$509,385

Outdoor Advertising Division.

6210–0000	For the office of the division, including not more than eleven permanent positions		$78,340
	Total, Outdoor Advertising Division		$78,340

Government Center Commission.

6300–0000	For the office of the commission		$246,225
	Total, Government Center Commission		$246,225

Debt Service.

Item		
6980–0000	For the payment of interest on certain bonded debt of the commonwealth; provided, that any deficit existing in this item at the close of this fiscal year shall be charged to the Highway Fund debt service reserve	**$13,297,200**
	Highway Fund 100.0%	
6990–0000	For certain serial bonds maturing; provided, that any deficit existing in this item at the close of this fiscal year shall be charged to the Highway Fund debt service reserve	**37,782,800**
	Highway Fund 100.0%	
6999–0001	For the cost of financing a portion of the expenditures, authorized by chapter five hundred and fifty-six of the acts of nineteen hundred and fifty-two; provided, that the amount appropriated in this item shall be charged to the Highway Fund debt service account; and provided further, that said amount shall reduce the amount of bonds authorized in section eight of said chapter five hundred and fifty-six by twenty-four million dollars	**24,000,000**
	Highway Fund 100.0%	
	Total, Debt Service	**$75,080,000**

Department of Education.

Advisory Council on Education.

7001–0000	For the office of the council, including not more than seven permanent positions.	**$373,491**
	Total, Advisory Council on Education . . .	**$373,491**

Board of Education.

Board of Education and Commissioner's Office.

7010–0000	For the office of the commissioner, including the expenses of the members of the board, and for the commonwealth's share of the national council of state school officers, including not more than seventeen permanent positions	**$189,560**
7010–0006	For assistance to children of certain war veterans, as authorized by section seven B of chapter sixty-nine of the General Laws and corresponding provisions of earlier laws, prior appropriation continued	**75,000**
7010–0009	For the administration of the program for the elimination of racial imbalance, prior appropriation continued.	
7010–0010	For certain payments for the use of the facilities of the museum of fine arts; provided, that children age sixteen years or under shall be admitted without charge	**100,000**
7010–0012	For financial assistance to towns for payments of certain costs incurred under plans for the elimination of racial imbalance .	**247,928**
	Local Aid Fund 100.0%	
	Total	**$612,488**

Division of Administration and Personnel.

7021–0000	For the office of the division, including not more than twenty-nine permanent positions	**$234,110**
7021–9001	For the expenses of the advisory commission on academically talented pupils	**500**
7021–9003	For the rental and maintenance of the Tremont street property, including not more than five permanent positions . .	**388,935**

Item		
7025-0000	For the administration of the bureau of teachers' retirement, including not more than thirty-four permanent positions	$217,200
7025-9001	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
7025-9003	For reimbursement of certain cities and towns for pensions to retired teachers	4,500,000
	Local Aid Fund 100.0%	
7025-9004	For the payment of the commonwealth's share in financing the teachers' retirement system	33,400,000
	Local Aid Fund 100.0%	
	Total	$38,741,245

Division of Curriculum and Instruction.

7030-0000	For the office of the division, to be in addition to any federal funds available for the purpose, including not more than ninety permanent positions	$806,000
7032-0301	For expenses of holding teachers' institutes	800
7032-1001	For printing guides for school curricula	7,000
7033-5001	For the administration of a program of vocational education including teacher training, to comply with the requirement of federal authorities under the provisions of the Smith-Hughes act; 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 including not more than thirty-four permanent positions	179,550
7033-5010	For expenses of a fire fighting academy and training program, prior appropriation continued, including not more than two permanent positions	50,708
7034-0301	For the expenses of educating the emotionally disturbed children of the commonwealth, prior appropriation continued	5,000,000
7034-0701	For the expenses of educating the deaf, blind and aphasic pupils of the commonwealth, prior appropriation continued	3,900,000
7034-1101	For a program of sight saving classes	2,000
7034-1401	For the reimbursement of certain cities and towns for day classes of the deaf and of the blind	600,000
	Local Aid Fund 100.0%	
7034-2801	For the reimbursement of certain counties for county vocational schools	750,000
	Local Aid Fund 100.0%	
7034-2802	For the reimbursement to cities and towns for the expenses of conducting a learning impairment program	250,000
	Local Aid Fund 100.0%	
7035-0000	For the adult education and extended services program; 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, and including not more than fifty-eight permanent positions	374,000
7035-0001	For the reimbursement of certain towns and regional school districts for the transportation of pupils as provided by law	11,000,000
	Local Aid Fund 100.0%	
7035-0002	For the reimbursement of certain towns for the transportation of pupils	250,000
	Local Aid Fund 100.0%	
7036-0101	For the administration of the library bureau, to be in addition to any federal funds available for the purpose, including not more than twenty-five permanent positions	211,810

Item		
7036–1401	For state aid to regional public libraries . . .	$825,000
	Local Aid Fund . . . 100.0%	
7036–1501	For state aid to public libraries	1,250,000
	Local Aid Fund 100.0%	
	Total	$25,456,868

Division of Research and Development.

7040–1011	For the office of the division, to be in addition to any federal funds available for the purpose, and including not more than six permanent positions	$107,768
7044–1801	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
	State Recreational Areas Fund . 100.0%	
	Total	$182,768

Division of School Facilities and Related Services.

7051–0001	For the office of the division, including not more than three permanent positions	$30,465
7051–1908	For printing school registers and other school blanks for cities and towns	8,800
7052–0001	For the administration of the school building assistance bureau	124,325
7052–0002	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	30,000,000
	Local Aid Fund 100.0%	
7053–1905	For the administration of the school lunch program; provided, that the comptroller shall transfer to the General Fund the sum of fifty thousand dollars from the school lunch distribution and salvage fund, and including not more than thirty-two permanent positions	261,605
7053–1907	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 the 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
7053–1909	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	3,900,000
	Local Aid Fund 100.0%	
	Total	$34,825,195

Division of State and Federal Assistance.

7061–0001	For the office of the division, including not more than four permanent positions	$76,720
7061–0002	For personal services of the surplus property agency; 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, and including not more than two permanent positions	15,700

Item		
7065-0001	For the commonwealth's share of a certain assistance program, to be expended with the approval of the commissioner of administration and with at least an equivalent amount of federal funds, as 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 and Public Law 89-10; 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	$274,500
	Total	$366,920
	Total, Board of Education	$100,185,484

Board of Higher Education.

7070-0001	For the office of the board, including the salary of the chancellor, including not more than twelve permanent positions	$293,897
7070-0005	For medical, dental and nursing scholarships, as authorized by section one D of chapter fifteen of the General Laws	250,000
7070-0006	For general scholarships, as authorized by section one D of chapter fifteen of the General Laws, to be awarded during this fiscal year for scholarships pertaining to the following fiscal year	2,000,000
7070-0007	For special educational scholarships, authorized by section seven D of chapter sixty-nine of the General Laws	15,000
7070-0008	For the administration of the bureau of immigration and Americanization, including not more than seventeen permanent positions	136,613
7070-0014	For merit scholarships, as authorized by section one D of chapter fifteen of the General Laws	32,000
7070-9900	For the administration of a scholarship aid program	22,640
	Total	$2,750,150

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.

7101-0000	For expenses of the board of trustees of state colleges	$3,300
7101-0001	For the office of the board, including not more than nineteen permanent positions	208,600
7102-0001	For the purchase of scientific, technological and other education reference material for the libraries	200,000
7105-0001	For the operation of a data processing system	57,000
7107-0001	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 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 two million dollars with the approval of said trustees.	
7108-0000	State college at Boston, including not more than three hundred and seventy-nine permanent positions	4,323,680
7108-4102	For the trimester program at the state college at Boston.	225,000
7108-9001	For the replacement of electrical fixtures, appropriation expires June thirtieth, nineteen hundred and seventy	16,000

Item		
7108–9704	For the commonwealth's contribution toward the national defense education act loan program and the office of economic opportunity student work program	$75,000
7109–0000	State college at Bridgewater, including not more than two hundred and fifty-one permanent positions	2,921,150
7109–1011	State college at Bridgewater, boarding hall, including not more than thirty-eight permanent positions	354,000
7109–9704	For the commonwealth's contribution toward the national defense education act loan program and the office of economic opportunity student work program	41,500
7110–0000	State college at Fitchburg; provided, that said college may expend a sum not to exceed seventy 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, and including not more than two hundred and twelve permanent positions	2,438,400
7110–1011	State college at Fitchburg, boarding hall, including not more than nineteen permanent positions	257,900
7110–9704	For the commonwealth's contribution toward the national defense education act loan program and the office of economic opportunity student work program and for not more than one hundred scholarships, as authorized by section seven C of chapter sixty-nine of the General Laws	49,000
7111–0000	State college at Framingham, including not more than one hundred and eighty-two permanent positions	1,786,600
7111–1011	State college at Framingham, boarding hall, including not more than twenty-two permanent positions	154,400
7111–9001	For the replacement of cornices and capstones on certain buildings, appropriation expires June thirtieth, nineteen hundred and seventy	15,000
7111–9704	For the commonwealth's contribution toward the national defense education act loan program and the office of economic opportunity student work program	23,000
7112–0000	State college at Lowell, including not more than one hundred and fifty-nine permanent positions	1,749,600
7112–1011	State college at Lowell, boarding hall, including not more than four permanent positions	39,100
7112–9704	For the commonwealth's contribution toward the national defense education act loan program and the office of economic opportunity student work program	26,000
7113–0000	State college at North Adams, including not more than eighty-one permanent positions	946,550
7113–1011	State college at North Adams, boarding hall, including not more than six permanent positions	34,375
7113–9704	For the commonwealth's contribution toward the national defense education act loan program and the office of economic opportunity student work program	8,000
7114–0000	State college at Salem, including not more than two hundred and seventy-two permanent positions	3,051,600
7114–2501	For the trimester program at the state college at Salem	31,200
7114–9704	For the commonwealth's contribution toward the national defense education act loan program and the office of economic opportunity student work program	51,000
7115–0000	State college at Westfield, including not more than one hundred and eighty-nine permanent positions	1,870,700
7115–1011	State college at Westfield, boarding hall, including not more than nine permanent positions	67,800
7115–9704	For the commonwealth's contribution toward the national defense education act loan program and the office of economic opportunity student work program	31,500
7116–0000	State college at Worcester, including not more than one hundred and eighty-one permanent positions	1,924,000
7116–9704	For the commonwealth's contribution toward the national defense education act loan program and the office of economic opportunity student work program	31,000

Item		
7117-0000	Massachusetts College of Art, including not more than fifty permanent positions	$642,950
7117-9704	For the commonwealth's contribution toward the national defense education act loan program and the office of economic opportunity student work program	8,460
7118-0000	Massachusetts maritime academy and ship, including not more than fifty-nine permanent positions	719,266
	Total	$24,382,631

Lowell Technological Institute of Massachusetts.

7210-0000	For the maintenance of the institute, with the approval of the trustees; 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, and including not more than three hundred and thirty-four permanent positions	$4,417,900
7210-9704	For the commonwealth's contribution toward the national defense education act loan program and the office of economic opportunity student work program and for not more than eighty scholarships, as authorized by section seventeen of chapter seventy-five A of the General Laws	57,000
7210-9705	For the purchase of scientific, technological and other educational reference material for the library	50,000
7211-0103	For a program to encourage students in the field of science	4,000
	Total	$4,528,900

Southeastern Massachusetts Technological Institute.

7310-0000	For the maintenance of the institute, with the approval of the trustees; 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, and including not more than two hundred and fifty-six permanent positions	$3,355,000
7310-9704	For the commonwealth's contribution toward the national defense education act loan program and the office of economic opportunity student work program and for not more than forty scholarships, as authorized by section forty-six C of chapter seventy-four of the General Laws	65,000
7310-9705	For the purchase of scientific, technological and other educational reference material for the library	50,000
	Total	$3,470,000

University of Massachusetts.

7410-0000	For the maintenance of the university, with the approval of the trustees; 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	

Item		
	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, and including not more than two thousand and twenty-three permanent positions	$33,193,500
7410-9704	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 the commonwealth's contribution toward the national defense act loan program and the office of economic opportunity student work program	700,000
	Agricultural Purposes Fund . . 38.0%	
	General Fund 62.0%	
7410-9705	For the purchase of scientific, technological and other educational reference material for the library at Amherst . . .	200,000
7411-0002	For the payment of the rental fee for the president's house, with the approval of the board of trustees	1,200
7411-1003	For a senior internship program; provided, that any public or private funds received for this purpose shall be credited to the General Fund	35,000
7411-1004	For a legislative internship program, to be in addition to any other funds available for the purpose	9,000
7411-1005	For the personal services and expenses of the medical school, prior appropriation continued, including not more than twenty-three permanent positions	339,200
7411-1006	For the commonwealth's contribution, to be expended in conjunction with federal funds authorized for programs of assistance to higher education; provided, that any available public or private funds may also be used in addition to the amount made available in this item	100,000
7411-1012	For the entertainment of distinguished visitors to the campus of the university, with the approval of the board of trustees .	1,000
7414-1002	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.	
7414-1107	For the commonwealth's contribution in matching an equivalent amount of federal funds for the administration of the state technical services act, prior appropriation continued	150,000
7416-1001	For the maintenance of the facilities of the university in the city of Boston; provided, that administrative expenses may be incurred for this operation, with the approval of the trustees, from the amounts appropriated for the maintenance of the university at Amherst, and including not more than two hundred and seventy-five permanent positions	5,164,000
7416-4011	For the purchase of scientific, technological and other educational reference material for the library at Boston . . .	100,000
	Total	$39,992,900

Massachusetts Board of Regional Community Colleges.

For the administration, maintenance of and for certain improvements at community colleges with the approval of the board of regional community colleges:

7501-1001	For the office of the board, as authorized by section twenty-seven of chapter fifteen of the General Laws, including not more than eight permanent positions	$160,330
7501-3004	For the purchase of scientific, technological and other educational reference material	150,000
7502-0000	Berkshire community college, including not more than fifty-seven permanent positions	628,650

Item		
7502–9704	For the commonwealth's contribution toward the national defense education act loan program and the office of economic opportunity student work program	$16,500
7503–0000	Bristol community college, including not more than seventy-one permanent positions	840,300
7503–9704	For the commonwealth's contribution toward the national defense education act loan program and the office of economic opportunity student work program	7,500
7504–0000	Cape Cod community college, including not more than forty-six permanent positions	577,087
7504–9704	For the commonwealth's contribution toward the national defense education act loan program and the office of economic opportunity student work program	4,700
7505–0000	Greenfield community college, including not more than forty-three permanent positions	548,282
7505–9704	For the commonwealth's contribution toward the national defense education act loan program and the office of economic opportunity student work program	11,500
7506–0000	Holyoke community college, including not more than one hundred and one permanent positions	1,172,700
7506–9704	For the commonwealth's contribution toward the national defense education act loan program and the office of economic opportunity student work program	9,200
7507–0000	Massachusetts Bay community college, including not more than ninety-two permanent positions	1,188,550
7507–9704	For the commonwealth's contribution toward the national defense education act loan program and the office of economic opportunity student work program	14,000
7508–0000	Massasoit community college, including not more than sixty-three permanent positions	889,065
7508–9704	For the commonwealth's contribution toward the national defense education act loan program and the office of economic opportunity student work program	5,000
7509–0000	Mount Wachusett community college, including not more than fifty-two permanent positions	589,850
7509–9704	For the commonwealth's contribution toward the national defense education act loan program and the office of economic opportunity student work program	3,200
7510–0000	Northern Essex community college, including not more than eighty-six permanent positions	955,150
7510–9704	For the commonwealth's contribution toward the national defense education act loan program and the office of economic opportunity student work program	14,000
7511–0000	North Shore community college, including not more than eighty permanent positions	874,200
7511–9704	For the commonwealth's contribution toward the national defense education act loan program and the office of economic opportunity student work program	7,000
7512–0000	Quinsigamond community college, including not more than eighty-four permanent positions	933,700
7512–9704	For the commonwealth's contribution toward the national defense education act loan program and the office of economic opportunity student work program	3,000
7514–0000	Springfield technical institute, including not more than one hundred and thirty-one permanent positions	959,300
7514–9704	For the commonwealth's contribution toward the national defense education act loan program and the office of economic opportunity student work program	10,000
	Total	$10,572,764
	Total, Board of Higher Education	$85,697,345

Division of Youth Service.

Item		
7610–0001	For administration of the division, including the expenses of the board, and including not more than ninety-five permanent positions	$1,757,952
7654–0001	For the commonwealth's share of delinquency prevention programs in certain cities	158,482
	Local Aid Fund 100.0%	
7655–0002	For reimbursement of cities and towns for tuition, including transportation to and from school, of children attending public schools	22,000
	Local Aid Fund 100.0%	
	Total	$1,938,434

For the administration, maintenance of and for certain improvements at the institutions within the division:

7660–2001	Stephen L. French youth forestry camp	$121,100
7660–3000	Residential treatment unit in Oakdale, including not more than twenty-five permanent positions	266,350
7660–4000	Industrial school for boys, including not more than one hundred and thirty-eight permanent positions	1,088,675
7660–5000	Industrial school for girls, including not more than ninety-eight permanent positions	733,020
7660–6000	Judge John J. Connelly youth center in the city of Boston, including not more than sixty-two permanent positions	548,260
7660–7000	Reception and detention facilities for girls in the city of Boston, including not more than thirty-two permanent positions	300,410
7660–8000	Lyman school for boys, including not more than one hundred and fifty-one permanent positions	1,247,500
7660–9000	Detention center in Hampden county, including not more than nineteen permanent positions	168,250
7661–0000	Institute of juvenile guidance, including not more than fifty-four permanent positions	477,650
7661–1000	Detention center in Worcester county, including not more than twenty permanent positions	179,492
	Total	$5,130,707
	Total, Division of Youth Service	$7,069,141

Council on the Arts and Humanities.

7700–0000	For the administration 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	$100,000
	Total, Council on the Arts and Humanities	$100,000
	Total, Department of Education	$193,102,986

Debt Service.

9978–0000	For the payment of interest on certain bonded debt of the commonwealth; provided, that any deficit existing in this item at the close of this fiscal year shall be charged to the General Fund debt service reserve	$15,040,100
9979–0000	For certain serial bonds maturing; provided, that any deficit existing in this item at the close of this fiscal year shall be charged to the General Fund debt service reserve	28,925,000
	Total, Debt Service	$43,965,100

Miscellaneous.

Item		
9990-0001	For the payment of certain annuities and pensions of soldiers and others under the provisions of certain acts and resolves .	**$11,100**
9990-0002	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 no payments shall be made unless the subsidiary account item to which the deficiency is to be charged contained a balance sufficient to meet the required payments on or after July first, nineteen hundred and sixty-eight	**25,000**
9990-0003	For 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**
9990-0004	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**
9990-0020	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 no payments shall be made unless the subsidiary account item to which the deficiency is to be charged contained a balance sufficient to meet the required payments on or after July first, nineteen hundred and sixty-eight	**5,000**
	Highway Fund 100.0%	
	Total, Miscellaneous	**$47,600**

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 sched-

ules 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 emergency 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-nine 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-nine 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 of 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-nine 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-nine, 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 require 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 purchasing 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 hun-

dred 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-nine 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 Accounts 9204–07, 9204–09, 9204–11 and 9204–13 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.

8330–00	9107–25	9107–36
8331–00	9107–26	9107–37
9020–01	9107–31	9107–39
9107–23	9107–33	9126–01
	9107–35	

SECTION 19. Notwithstanding any provision of law to the contrary, during the entire fiscal year nineteen hundred and sixty-nine, for the payment of classified personal services the fiscal year shall be from July first, nineteen hundred and sixty-eight through June twenty-eighth, nineteen hundred and sixty-nine. Classified personal services for June twenty-ninth and thirtieth, nineteen hundred and sixty-nine 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 board of regional community colleges and the community colleges under the control of said board; 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 21A. To provide statistical and accounting continuity in recording appropriations authorized by this act, the comptroller is hereby authorized during the fiscal year nineteen hundred and sixty-nine to record the same under the pattern of account numbers used for the fiscal year nineteen hundred and sixty-eight; provided, that the final financial report for the fiscal year nineteen hundred and sixty-nine will be reported under account numbers as shown in this act.

SECTION 22. The effective date of the appropriation accounts, sub-

sidiary accounts and authorizations in section two of this act shall be July first, nineteen hundred and sixty-eight. However, beginning June first, nineteen hundred and sixty-eight, 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-eight; 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-eight. 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-eight.

SECTION 23. The budget director is hereby directed to send a copy of sections three to twenty-two, inclusive, of this act to each departmental, divisional and institutional head immediately following passage of this act.

SECTION 24. Sections one to twenty-one A, inclusive, of this act shall take effect as of July first, nineteen hundred and sixty-eight, and sections twenty-two and twenty-three shall take effect upon the passage of this act. *Approved June 6, 1968.*

Chap. 381. AN ACT PROVIDING TENURE OF OFFICE UNTIL AGE SIXTY FOR ALFRED A. MELIEN, JR., INCUMBENT OF THE OFFICE OF TOWN ENGINEER AND SUPERINTENDENT OF PUBLIC WORKS IN THE TOWN OF EAST LONGMEADOW.

Be it enacted, etc., as follows:

Alfred A. Melien, Jr., incumbent of the office of town engineer and superintendent of public works of the town of East Longmeadow, shall hold said office during good behavior until he reaches age sixty, 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 provided by section forty-three of chapter thirty-one of the General Laws. *Approved June 6, 1968.*

Chap. 382. 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 WESTFORD.

Be it enacted, etc., as follows:

Notwithstanding any law or rule to the contrary regulating the minimum height of police officers, applicants in the next open competitive examination for police officer in the town of Westford, after the effective date of this act, who meet all other requirements shall be eligible for certification and appointment provided they are not less than five feet five and one half inches in height. *Approved June 6, 1968.*

Chap. 383. AN ACT AUTHORIZING THE CITY OF CAMBRIDGE TO GRANT AN ANNUITY TO MINNIE EAGLESON, THE WIDOW OF HORACE EAGLESON, A FORMER EMPLOYEE OF SAID CITY.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of promoting the public good and in consideration of the long and meritorious service of Horace Eagleson, a former employee of the city of Cambridge, and due to the fact that the records relative to his retirement have been lost or destroyed, said city may grant an annuity in the amount of twelve hundred dollars to Minnie Eagleson, his widow, so long as she lives and remains unmarried, said annuity to be paid in equal monthly payments.

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

Approved June 10, 1968.

Chap. 384. AN ACT RELATIVE TO THE INVESTMENTS OF DOMESTIC INSURANCE COMPANIES IN BONDS, NOTES OR OTHER EVIDENCES OF INDEBTEDNESS AND IN EQUIPMENT OR CHATTELS.

Be it enacted, etc., as follows:

SECTION 1. Paragraph 14C of section 63 of chapter 175 of the General Laws is hereby amended by striking out clause (*b*), as amended by section 2 of chapter 269 of the acts of 1965, and inserting in place thereof the following clause: —

(*b*) the average net earnings of any lessee under (2) above, or of any such company, association or trust assuming or guaranteeing said lease, during the five fiscal years preceding the date of investment have not been less than three times the average fixed charges for said period if such company, association or trust is not engaged in wholesale, retail, installment, commercial or consumer financing, factoring or the small loan business, or is not a bank chartered or incorporated under the laws of the United States or any state thereof; or one and one half times the average fixed charges for said period if such company, association or trust is so engaged or is a bank chartered or incorporated under the laws of the United States or any state thereof;.

SECTION 2. Paragraph 14F of said section 63 of said chapter 175, added by chapter 300 of the acts of 1965, is hereby amended by striking out subdivision (2) of clause (*a*) and inserting in place thereof the following: —

(2) one or more companies incorporated under the laws of the United States or any state thereof, or of the Dominion of Canada or a province thereof, or one or more associations or trusts as defined in section one of chapter one hundred and eighty-two, whose average net earnings during the five fiscal years next preceding the date of investment have been not less than three times the average fixed charges for said period if such company, association or trust is not engaged in wholesale, retail, installment, commercial or consumer financing, factoring or the small loan business, or is not a bank chartered or incorporated under the laws of the United States or any state thereof, or one and one half times the average fixed charges for said period if such company, association or trust is so engaged or is such a bank;.

Approved June 10, 1968.

Chap. 385. AN ACT AUTHORIZING THE ISSUANCE OF AN ALCOHOLIC BEVERAGES CLUB LICENSE TO CHICOPEE KNIGHTS OF COLUMBUS ELDER COUNCIL, #69, HOME ASSOCIATION, INC.

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 Chicopee is hereby authorized to issue to Chicopee Knights of Columbus Elder Council #69, Home Association, Inc., 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. *Approved June 10, 1968.*

Chap. 386. AN ACT DESIGNATING A SECTION OF THE WILLIAM T. MORRISSEY BOULEVARD IN THE CITY OF QUINCY AS THE QUINCY SHORE DRIVE.

Be it enacted, etc., as follows:

SECTION 1. The metropolitan district commission is hereby authorized and directed to redesignate that section of the William T. Morrissey boulevard which lies between Hancock street and Sea street in the city of Quincy as the Quincy Shore drive and to erect along said drive suitable markers bearing such designation.

SECTION 2. This act shall take effect on January first, nineteen hundred and sixty-nine. *Approved June 10, 1968.*

Chap. 387. AN ACT AUTHORIZING THE CITY OF SALEM TO APPROPRIATE MONEY FOR THE PAYMENT OF, AND TO PAY, CERTAIN UNPAID BILLS.

Be it enacted, etc., as follows:

SECTION 1. The city of Salem is hereby authorized to appropriate money for the payment of, and after such appropriation the treasurer is hereby authorized to pay, such of the unpaid bills incurred by the police department of said city during the years nineteen hundred and sixty-five, nineteen hundred and sixty-six and nineteen hundred and sixty-seven totalling four thousand two hundred and eighty-seven dollars and fifty-eight cents as are set forth on a list on file in the office of the director of accounts in the department of corporations and taxation and are certified for payment by said police department; provided, that the money so appropriated shall be made available from unappropriated surplus revenue for the year nineteen hundred and sixty-eight.

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 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 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.

Approved June 10, 1968.

Chap. 388. AN ACT PROVIDING THAT THE TOWN CLERK OF THE TOWN OF MONTAGUE SHALL ANNUALLY DETERMINE THE NUMBER OF TOWN MEETING MEMBERS TO WHICH EACH PRECINCT OF SAID TOWN IS ENTITLED.

Be it enacted, etc., as follows:

Section 3 of chapter 398 of the acts of 1962 is hereby amended by adding the following sentence: — The number of elected town meeting members to which each precinct is entitled for the ensuing year shall be determined by the town clerk between January fifteenth and January twentieth of each year and shall be proportionate to the number of registered voters on January fifteenth of that year.

Approved June 10, 1968.

Chap. 389. AN ACT PROVIDING THAT NONCOMMISSIONED OFFICERS WHO ARE CUSTODIANS OF MILITARY PROPERTY MAY BE REQUIRED TO GIVE BOND.

Be it enacted, etc., as follows:

SECTION 1. Section 108 of chapter 33 of the General Laws, as appearing in section 1 of chapter 590 of the acts of 1954, is hereby amended by inserting in line 1, after the word "officer" the words: — or noncommissioned officer.

SECTION 2. Said chapter 33 is hereby amended by striking out section 109, as so appearing, and inserting in place thereof the following section: —

Section 109. The adjutant general may arrange for such schedule bond as he deems advisable to take the place of individual bonds required by law from any officer or officers or noncommissioned officer or officers of the armed forces of the commonwealth. Each such schedule bond shall be with surety satisfactory to the commander-in-chief and conditioned that the officers and noncommissioned officers holding the positions specified in said bond shall faithfully perform the duties of their respective offices; and it shall contain such other conditions or provisions as may be required by law. *Approved June 11, 1968.*

Chap. 390. AN ACT PROVIDING FOR THE PRESERVATION AND RESTORATION OF THE SHIRLEY-EUSTIS HOUSE IN THE ROXBURY DISTRICT OF THE CITY OF BOSTON AS AN HISTORIC STRUCTURE.

Be it enacted, etc., as follows:

SECTION 1. The Massachusetts Historical Commission is hereby authorized to accept, on behalf of the commonwealth, the conveyance by The Shirley-Eustis House Association, a corporation duly established by law in the commonwealth, of all of its right, title and interest in and to the Shirley-Eustis House in the Roxbury district of the city of Boston, including lands of said Shirley-Eustis House Association and improvements thereon.

SECTION 2. The property acquired under section one of this act shall be restored, preserved and maintained as an historic structure and shall be known as the Shirley-Eustis House.

SECTION 3. The commission may contract with the secretary of Housing and Urban Development for the purpose of acquiring for the commonwealth grants for the restoration and improvement for public use and benefit of said Shirley-Eustis House in conformity with Section 709 of the Housing Act of 1961, as amended by Public Law 89–754, Title VII. The commission may expend for said restoration and improvement such sums as may be appropriated therefor from the Local Aid Fund, not to exceed one hundred thousand dollars; and may in addition expend for said purpose without further appropriation such federal grants as may be received under this section.

SECTION 4. The commission, subject to approval by the governor, is further authorized to make appropriate provision for the management and maintenance of said Shirley-Eustis House, by contract, lease or otherwise upon such terms and conditions as the commission deems appropriate. *Approved June 11, 1968.*

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, June 11, 1968.

The Honorable JOHN F. X. DAVOREN, *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 390 of the Acts of 1968, entitled "An Act providing for the Preservation and Restoration of the Shirley-Eustis House in the Roxbury District of the City of Boston as an Historic Structure." and the enactment of which received my approval on June 11, 1968, 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:

There will be a grant available on June 21, 1968 from the Federal Department of Housing and Urban Development. Therefore, it be-

comes necessary that the operation of this law become effective immediately so that we will be eligible to procure this grant for the preservation of the Shirley-Eustis House.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, June 11, 1968.

I, John F. X. Davoren, 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 forty 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 ninety of the acts of nineteen hundred and sixty-eight.

JOHN F. X. DAVOREN,
Secretary of the Commonwealth.

Chap. 391. AN ACT TO PERMIT LIFE INSURANCE COMPANIES TO DO VARIABLE ANNUITY BUSINESS AND TO GRANT LIFE COMPANY POWERS TO VARIABLE ANNUITY COMPANIES.

Be it enacted, etc., as follows:

SECTION 1. The paragraph defining "Company" in section 1 of chapter 175 of the General Laws is hereby amended by striking out the words "and also including corporations authorized to issue variable annuity contracts", added by section 1 of chapter 848 of the acts of 1963.

SECTION 2. Said section 1 of said chapter 175 is hereby further amended by striking out the last paragraph, added by section 2 of said chapter 848, and inserting in place thereof the following paragraph: —

"Variable annuity contract", an annuity contract which provides for benefits, payments or values in variable dollar amounts in accordance with the provisions of section one hundred and thirty-two F or section one hundred and thirty-two G.

SECTION 3. Said chapter 175 is hereby further amended by striking out section 3, as amended by section 3 of said chapter 848, and inserting in place thereof the following section: —

Section 3. No company shall make a contract of insurance or an annuity or variable annuity contract upon or relative to any property or interests or lives in the commonwealth, or with any resident thereof, and no person shall negotiate, solicit, sell or in any manner aid in the transaction of such contracts, or of their continuance or renewal, except as authorized by this chapter or chapter one hundred and seventy-six or one hundred and seventy-eight, or except as otherwise expressly authorized by law; and any such contract and the negotiation, solicitation, sale or transaction thereof by any person shall not be subject to the provisions of chapter one hundred and ten A.

SECTION 4. Section 47 of said chapter 175 is hereby amended by striking out clause Eighteenth, added by section 4 of said chapter 848.

SECTION 5. Section 48 of said chapter 175 is hereby amended by striking out the first paragraph, as most recently amended by section 2 of chapter 260 of the acts of 1965, and inserting in place thereof the following paragraph: —

Ten or more persons residents of this commonwealth may form a stock company (*a*) to transact the business set forth in any one of the clauses set forth in section forty-seven, excepting the third or seventeenth, (*b*) to transact the business set forth in the first and eighth clauses thereof, (*c*) to transact the business set forth in the first and second clauses thereof, in the first and seventeenth clauses thereof, in the first, second and eighth clauses thereof, or in the first, second, eighth and seventeenth clauses thereof, (*d*) to transact the business set forth in any two or more of the fourth, fifth, sixth, seventh, eighth, ninth, tenth, twelfth and thirteenth clauses thereof, or (*e*) to transact the business set forth in the sixth and sixteenth clauses thereof.

SECTION 6. Said section 48 of said chapter 175 is hereby further amended by striking out the paragraph added by section 5 of chapter 848 of the acts of 1963.

SECTION 7. Said chapter 175 is hereby further amended by striking out sections 48B and 48C.

SECTION 8. The second paragraph of section 49 of said chapter 175 is hereby amended by striking out the words "or if organized under the eighteenth clause of said section forty-seven, the words 'variable annuity'", added by section 7 of chapter 848 of the acts of 1963, and inserting in place thereof the words: — or the words "variable annuity life".

SECTION 9. Section 51 of said chapter 175 is hereby amended by striking out clause (*h*), as amended by section 1 of chapter 676 of the acts of 1967.

SECTION 10. Section 61 of said chapter 175 is hereby amended by striking out the second sentence, inserted by section 1 of chapter 260 of the acts of 1965.

SECTION 11. The second paragraph of section 63 of said chapter 175 is hereby amended by striking out the words "including a variable annuity insurance company", inserted by section 2 of chapter 676 of the acts of 1967, and by striking out the words "including three fourths of the reserve of any variable annuity company for fixed payment annuities permitted by clause (*h*) of section fifty-one", as so inserted.

SECTION 12. The second sentence of section 66 of said chapter 175, as appearing in section 1 of chapter 530 of the acts of 1967, is hereby amended by striking out, in line 3, the words "a variable annuity company or".

SECTION 13. The first paragraph of section 66C of said chapter 175, as appearing in section 2 of chapter 419 of the acts of 1967, is hereby amended by striking out, in line 2, the words "or a variable annuity company".

SECTION 14. The fifth paragraph of said section 66C of said chapter 175, as so appearing, is hereby amended by striking out, in line 6 and in line 8, the words "or variable annuity".

SECTION 15. The first paragraph of section 94 of said chapter 175, as most recently amended by section 2 of chapter 313 of the acts of 1945, is hereby further amended by inserting after the word "contract", in line 10, the words: — other than a variable annuity contract.

SECTION 16. Section 118 of said chapter 175, as appearing in the Tercentenary Edition, is hereby amended by adding the following paragraph: —

Any domestic stock company organized to make contracts for the

payment of variable annuities shall be deemed to be a life company with power to transact any one or more of the categories of business set forth in the sixteenth clause of section forty-seven, and the assets of any such company set aside for such variable annuity contracts shall be deemed to be one or more separate investment accounts, established under and meeting the requirements of section one hundred and thirty-two G, and all policies and contracts issued and insurance business transacted by any such company shall be in accordance with the provisions of this chapter applicable to life companies; but such provisions to the contrary notwithstanding, any such company may retain its corporate name. The provisions of this paragraph shall apply notwithstanding any inconsistent provision in the agreement of association or charter of any such domestic stock company.

SECTION 17. Provision 4 of section 132B of said chapter 175, as appearing in section 1 of chapter 313 of the acts of 1945, is hereby amended by adding the following sentence: — A group annuity contract which is a variable annuity contract need not comply with the foregoing requirements provided that such contract specifies, in a manner satisfactory to the commissioner, the nature and the basis of the ascertainment of benefits to be paid to or in respect of an annuitant who has contributed to the considerations or payments under such a contract.

SECTION. 18. Section 132F of said chapter 175, as most recently amended by chapter 161 of the acts of 1967, is hereby further amended by striking out the seventh and the eleventh paragraphs.

SECTION 19. Said chapter 175 is hereby further amended by striking out section 134B.

SECTION 20. Subdivision 11 of section 144 of said chapter 175, added by section 3 of chapter 313 of the acts of 1945, is hereby amended by adding after the word "thirty-two A", in line 2, the following words: — or to individual variable annuity contracts; provided, that such individual variable annuity contracts specify, in a manner satisfactory to the commissioner, the nature and the basis of the ascertainment of the rights of an annuitant, in the event of the nonpayment of any premium or consideration.

SECTION 21. Said chapter 175 is hereby further amended by inserting after section 132F the following two sections: —

Section 132G. "Contract on a variable basis" for the purpose of this section shall mean any contract, whether on the group or individual basis, and any supplementary agreements relating thereto, issued by a life company providing for the amount of benefits or other contractual payments or values thereunder to vary, in whole or in part, so as to reflect the investment results of a separate investment account or accounts established under this section in which amounts received in connection with any such contract have been placed or, with the approval of the commissioner, to vary, in whole or in part, on some other basis fixed by the contract. No "pension contract" as defined in section one hundred and thirty-two F shall be deemed a "contract on a variable basis" for the purpose of this section unless assigned by the life company to a separate investment account established under this section.

Any life company may issue contracts on a variable basis and, in connection with such contracts, may establish one or more separate investment accounts, hereinafter called "separate accounts," inde-

pendent of its general investment account. All amounts received by the life company which are required by a contract on a variable basis to be applied to provide variable benefits, payments or values thereunder shall be placed in the appropriate separate account or accounts, and the assets of any such separate account shall not be chargeable with liabilities arising out of any other business the life company may conduct. The income, if any, and gains or losses, realized or unrealized, on each such separate account shall be credited to or charged against the amounts placed in such account without regard to the other income, gains or losses of the company. Amounts payable to the life company under any contract on a variable basis may, with the consent of the life company, be paid by transferring investments to the life company.

No investment shall be transferred by sale or substitution or otherwise between any separate account and the life company's general investment account, provided that the commissioner may authorize such transfers in circumstances where such transfers would not be inequitable. Except as otherwise provided in this section, assets in any separate account shall be valued at their market value at the date as of which valued in accordance with the terms of the applicable contracts, or if there is no readily available market, then in accordance with the terms of such contracts. Separate account assets and liabilities shall be included in the annual statement required by section twenty-five.

The life company's reserve liability for contracts on a variable basis shall be in accordance with actuarial procedures which recognize the variable nature of the benefits, payments or values to be provided. A contract on a variable basis may provide for benefits payable in fixed amounts and for values or funds guaranteed as to principal amount or stated rate of interest; provided, that to the extent that the life company's reserve liability with respect to guaranteed benefits, values or funds is maintained in any separate account, a portion of the assets of such separate account at least equal to such reserve liability shall be invested in accordance with the requirements applicable to the life company's general investment account, and shall be valued and computed as provided in section twenty-five.

Any contract on a variable basis delivered or issued for delivery in this commonwealth shall contain a statement of the essential features of the procedure to be followed by the life company in determining the amount of variable benefits, payments or values thereunder. Any such contract, including a group contract and any certificate issued thereunder, shall state that the amount of variable benefits, payments or values thereunder may decrease or increase according to such procedure, and shall contain on its first page, in a prominent position, a statement that the benefits, payments or values thereunder are on a variable basis. Any such contract containing such statements shall be deemed to contain a distinct statement of the amount of benefits payable as required by section one hundred and eighteen.

No contract on a variable basis shall be issued or delivered in the commonwealth until a copy of the form thereof, including, in the case of a contract on a group basis, the form of any certificate evidencing variable benefits issued pursuant thereto, and any form of application for such contract, has been on file for thirty days with the commissioner unless before the expiration of such thirty days he shall have approved in writing the form of the contract; nor if the commissioner notifies

the company in writing within said thirty days that in his opinion the form of the contract does not comply with the laws of the commonwealth, specifying his reasons therefor; provided that such action of the commissioner shall be subject to review by the supreme judicial court. The provisions of sections one hundred and ninety-three F, one hundred and ninety-three G and one hundred and ninety-three H shall apply to forms of contracts on a variable basis.

Notwithstanding any other provision of law, any domestic life company which establishes one or more separate accounts in connection with contracts on a variable basis may provide to the holders of interests in any such separate account voting rights with respect to the management of such separate account and the investment of assets therein, may establish for such separate account a committee, board or other body the members of which (1) may be elected solely by holders having such voting rights and (2) may or may not be otherwise affiliated with such life company, and may provide for compliance with any applicable state and federal law, in order that contracts on a variable basis may be lawfully sold or offered for sale.

No domestic life company, and no other life company admitted to transact business in this commonwealth, shall be authorized to issue or deliver within this commonwealth any contract on a variable basis until such company has satisfied the commissioner that its condition and methods of operation in connection with the issuance of such contracts will not be such as would render its operation hazardous to the public or its policyholders in this commonwealth. In determining the qualification of a company requesting authority to deliver such contracts within this commonwealth, the commissioner shall consider, among other things:

(1) The history and financial condition of the company;

(2) The character, responsibility and general fitness of the officers and directors of the company; and

(3) In the case of a company other than a domestic company, whether the regulation provided by its domiciliary jurisdiction provides a degree of protection to policyholders and the public which is substantially equal to that provided by this section and the rules and regulations issued thereunder.

The commissioner may issue such rules and regulations as may be necessary to carry out the provisions of this section. The provisions of chapter thirty A shall not be applicable to such rules and regulations.

Section 132H. Assets in any separate account established under section one hundred and thirty-two F or one hundred and thirty-two G shall not be deemed to be part of the reserve mentioned in section sixty-three and may be invested and reinvested, except as otherwise provided in said sections one hundred and thirty-two F and one hundred and thirty-two G, wholly or partly, in common stocks and other securities, including the shares of any investment company registered under the Federal Investment Company Act of 1940, as amended, and investments of any other kind permitted by this chapter; provided, however, that not more than ten per cent of all such separate account assets of a life company shall be invested in the capital stock, certificates of participation or shares of any one corporation, association or trust, other than one or more of such investment companies which are open-end, diversified management companies as defined in said Federal

Investment Company Act of 1940, if at the time the investment is made all such separate account assets exceed one million dollars. Any common stock purchased for any such separate account shall be common stock which is listed or admitted to trading on a securities exchange located in the United States or Canada or approved by the commissioner, or which is traded in the over-the-counter securities market, or which is issued by an open-end, diversified management investment company registered as aforesaid. The provisions of section sixty-six placing limitations on the percentage of its capital and surplus which shall be invested by a life company in the capital stock, certificates of participation or shares of any one corporation, association or trust shall not be applicable to investments of assets in such separate accounts, nor shall assets in such separate accounts be taken into consideration in applying such limitations to investment of assets in the life company's general investment account. The provisions of section sixty-six placing limitations on the percentage of the capital stock, certificates of participation or shares of any one corporation, association or trust which a life company shall invest in, acquire or hold, shall not be applicable to purchases for any such separate account of the shares of any such open-end, diversified management investment company registered as aforesaid.

The commissioner may issue such rules and regulations as may be necessary to carry out the provisions of this section. The provisions of chapter thirty A shall not be applicable to such rules and regulations.

SECTION 22. Any domestic stock company organized to make contracts for the payment of variable annuities may, notwithstanding the provisions of the last paragraph of section one hundred and eighteen of chapter one hundred and seventy-five or any other provision of said chapter, carry out in good faith any variable annuity contract issued by it prior to the effective date of this act. *Approved June 11, 1968.*

Chap. 392. AN ACT PERMITTING THE OPERATION OF COIN-OPERATED CAR-WASHING BUSINESS ON SUNDAY.

Be it enacted, etc., as follows:

Section 6 of chapter 136 of the General Laws is hereby amended by adding the following clause: —

(46) The operation of a coin-operated car-washing business.

Approved June 11, 1968.

Chap. 393. AN ACT DESIGNATING THE SCHOOL FOR THE MENTALLY RETARDED TO BE CONSTRUCTED IN SPRINGFIELD AS THE JOSEPH P. GENTILE SCHOOL.

Be it enacted, etc., as follows:

The school for the mentally retarded to be constructed in the city of Springfield under authority of item No. 8067–42 of chapter five hundred and ninety of the acts of nineteen hundred and sixty-six shall, when completed, be designated as the Joseph P. Gentile School, in memory of Joseph P. Gentile, former assistant commissioner of mental health. A suitable marker bearing said designation shall be erected and maintained thereat by said department.

Approved June 11, 1968.

Chap. 394. AN ACT LIMITING THE LIABILITY OF THE OWNER OF A CREDIT CARD OR OTHER LIKE CREDIT DEVICE.

Be it enacted, etc., as follows:

SECTION 1. Chapter 255 of the General Laws is hereby amended by inserting after section 12D the following section: —

Section 12E. In this section the following words and phrases shall, unless the context otherwise requires, have the following meanings: —

"Adequate notice", a writing which is conspicuous and which is printed on the credit card or on each periodic statement.

"Conspicuous" refers to any term or clause which is so written that a reasonable person against whom it is to operate ought to have noticed it.

"Credit card", any card, plate, coupon book or other credit device existing for the purpose of obtaining money, property, labor or services on credit.

"Accepted credit card", any credit card which the cardholder has requested in writing or has signed or has used, or authorized another to use, for the purpose of obtaining money, property, labor or services on credit. A renewal credit card shall be deemed to be accepted if it is issued within one year after a prior card has been paid for or used. A credit card issued in connection with a merger, acquisition or the like of card issuers or credit card services in substitution for an accepted credit card shall be deemed to be an accepted credit card.

"Card issuer", any person who issues a credit card.

"Cardholder", any person to whom a credit card is issued or any person who has agreed with the card issuer to pay obligations arising from the issuance of a credit card to another person.

"Unauthorized use", a use of a credit card by a person other than the cardholder who does not have actual, implied or apparent authority for such use and from which the cardholder receives no benefit.

A provision imposing liability on a cardholder for the unauthorized use of a credit card shall be effective only if the card is an accepted credit card, the liability imposed is not in excess of one hundred dollars, the card issuer gives adequate notice to the cardholder of the potential liability, the unauthorized use occurs before the cardholder has notified the card issuer of the loss or theft of the card or of any unauthorized use, and the card issuer has provided a method whereby the user of the credit card can be identified as the person authorized to use it, including without limitation a place on the card for the photo or signature of the holder.

Except as hereinbefore provided, a cardholder incurs no liability from the unauthorized use of either an accepted or an unaccepted credit card.

SECTION 2. This act shall take effect on January first, nineteen hundred and sixty-nine and shall apply only to credit cards issued after said date. *Approved June 11, 1968.*

Chap. 395. AN ACT PROVIDING THAT LOCAL LICENSING AUTHORITIES MAY PERMIT A RESTAURANT LICENSE FOR THE SALE OF ALCOHOLIC BEVERAGES TO BE EXERCISED AT MORE THAN ONE LOCATION AT A SPORTS ARENA OR SIMILAR FACILITY OR AT MORE THAN ONE LOCATION IN ANY ONE BUILDING AT AN AIRPORT.

Be it enacted, etc., as follows:

The first paragraph of section 12 of chapter 138 of the General Laws, as most recently amended by chapter 124 of the acts of 1967, is hereby further amended by inserting after the second sentence the following sentence: — Such sales may be made by a restaurant licensee at such stands or locations in a sports arena, stadium, ball park, race track, auditorium or in any one building at an airport as the local licensing authority may deem reasonable and proper, and approve in writing.

Approved June 12, 1968.

Chap. 396. AN ACT PROVIDING LIFE TENURE FOR CERTAIN MEMBERS OF THE POLICE FORCE OF THE TOWN OF SWANSEA.

Be it enacted, etc., as follows:

SECTION 1. The tenure of office of any permanent member now or in the future of the police force of the town of Swansea who has or shall have served in his respective office or position for a period of three consecutive years shall be unlimited and he shall hold office during good behavior unless incapacitated by physical or mental disability from performing his duties or removed for just cause by the 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 said town at its next annual town meeting 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-eight, entitled 'An Act providing life tenure for certain members of the police force of the town of Swansea', 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 12, 1968.*

Chap. 397. AN ACT AUTHORIZING THE CONTINUANCE IN SERVICE OF HENRY ROMANO, A CORRECTIONAL OFFICER AT THE MIDDLESEX COUNTY HOUSE OF CORRECTION AT BILLERICA.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any provision of law to the contrary, Henry Romano, a correctional officer at 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 upon its passage.

Approved June 17, 1968.

Chap. 398. AN ACT AUTHORIZING THE CITY OF BROCKTON TO INCREASE THE SALARY OF MEMBERS OF THE POLICE AND FIRE DEPARTMENTS OF SAID CITY, RETROACTIVE TO JUNE TWENTY-FIRST, NINETEEN HUNDRED AND SIXTY-SEVEN.

Be it enacted, etc., as follows:

SECTION 1. The city of Brockton is hereby authorized to increase the salary of the members of the police and fire departments of said city, four hundred dollars each, retroactive to June twenty-first, nineteen hundred and sixty-seven.

SECTION 2. Notwithstanding any contrary provision of law, said city of Brockton is hereby further authorized to appropriate money for the payment of such retroactive salaries, provided such appropriation is charged to the tax levy for the year nineteen hundred and sixty-eight.

SECTION 3. The salary increase of the members of the police and fire departments of said city, appointed after June twenty-first, nineteen hundred and sixty-seven, shall be retroactive to the date of their appointment.

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

Approved June 17, 1968.

Chap. 399. AN ACT INCREASING THE MEMBERSHIP OF THE MUNICIPAL LIGHT COMMISSION OF THE CITY OF PEABODY.

Be it enacted, etc., as follows:

Notwithstanding the provisions of chapter two hundred and eighty-six of the acts of nineteen hundred and fifty-one, the municipal light commission of the city of Peabody shall consist of five citizens of said city. On the effective date of this act the mayor of the city of Peabody shall appoint, subject to confirmation by the city council, two additional citizens of said city to serve on said commission until the qualification of their successors elected at the regular city election in the year nineteen hundred and sixty-nine. At said regular city election in the year nineteen hundred and sixty-nine, the voters shall elect the regular commission member in accordance with the provisions of said chapter two hundred and eighty-six and two citizens as authorized by this act, one of whom shall be elected for a term of four years and one for a term of six years and thereafter they shall be elected for terms of six years along with the other three members of the commission and shall be otherwise subject to the provisions of said chapter two hundred and eighty-six. *Approved June 17, 1968.*

Chap. 400. AN ACT INCREASING THE AMOUNT OF BONDS WHICH MAY BE ISSUED BY THE UNIVERSITY OF MASSACHUSETTS BUILDING AUTHORITY.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is, in part, to provide forthwith additional funds for 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:

SECTION 1. Section 7 of chapter 773 of the acts of 1960 is hereby amended by striking out the first paragraph, as most recently amended

by section 1 of chapter 845 of the acts of 1965, 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 and then outstanding hereunder, excluding bonds and notes previously refunded or being or to be refunded thereby, shall exceed eighty million dollars.

SECTION 2. Section 10 of said chapter 773 is hereby amended by striking out the third paragraph, as amended by section 2 of said chapter 845, 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 and outstanding at any one time shall not exceed eighty million dollars, in the aggregate, for all projects of the Authority, exclusive of bonds and notes previously refunded or being refunded thereby.

Approved June 18, 1968.

Chap. 401. AN ACT RELATIVE TO THE PRINTING AND DISTRIBUTION OF LEGISLATIVE JOURNALS.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to reduce the number of printed copies of the bound Senate and House journals and thus eliminate waste in printing and effectuate a savings in printing costs, 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 5 of the General Laws is hereby amended by striking out section 10 and inserting in place thereof the following section: —

Section 10. Four hundred copies of the journals of the senate and of the house of representatives shall be printed annually under the direction of the respective clerks thereof; and, unless the general court shall otherwise order, two thousand copies of the lists of members and committees shall be printed annually under the joint direction of said clerks.

Copies of said journals shall, under the direction of said clerks, be distributed as follows: — one copy to each member of the general court, who requests the same in writing; one copy to each member of the executive department, who requests the same in writing; one copy to the clerk and assistant clerk of each branch of the general court and to each reporter who is entitled to the privileges of the reporters' gallery in either branch; and ten copies to the state library for use therein and for exchange. The state secretary shall send one copy of said journals to each member of the general court who requests the same as provided

in this section, and he shall also send one copy of said journals to each free public library in the commonwealth.

Copies of the lists of members and committees shall, under the direction of said clerks, be distributed as follows: — one copy to each member of the general court, to each member of the executive department, to the clerk and assistant clerk of each branch of the general court and to each reporter who is entitled to the privileges of the reporters' gallery in either branch and ten copies to the state library for use therein and for exchange.

The remaining copies of the foregoing publications shall be distributed at the discretion of the clerks of the two branches, preference being given to the members of the general court and to state officers.

Two thousand copies of the governor's address to the general court shall be printed, of which fifteen hundred shall be for the general court and five hundred for the governor. *Approved June 18, 1968.*

Chap. 402. AN ACT EXTENDING THE TIME DURING WHICH VETERANS BENEFITS MAY BE PAID TO CERTAIN VETERANS OR THEIR DEPENDENTS PRIOR TO THE APPLICATION FOR SUCH BENEFITS.

Be it enacted, etc., as follows:

The last sentence of the second paragraph of section 5 of chapter 115 of the General Laws, as appearing in chapter 317 of the acts of 1961, is hereby amended by striking out, in line 5, the word "thirty" and inserting in place thereof the word: — sixty. *Approved June 18, 1968.*

Chap. 403. AN ACT RELATIVE TO NOTICES REQUIRED TO BE GIVEN TO PUBLIC UTILITY COMPANIES BEFORE CERTAIN EXCAVATIONS ARE MADE.

Be it enacted, etc., as follows:

SECTION 1. Section 40 of chapter 82 of the General Laws, as most recently amended by section 1 of chapter 370 of the acts of 1963, is hereby further amended by striking out, in lines 2 and 3, the words "of the commonwealth or any political subdivision thereof or".

SECTION 2. Said chapter 82 is hereby further amended by adding the following section: —

Section 41. No person, other than a direct employee of a public utility company, as defined in section three of chapter twenty-five, shall, except in an emergency, make an excavation in a defined utility company right-of-way or easement unless he shall first have given notice to said company in the manner required by section forty.

Approved June 18, 1968.

Chap. 404. AN ACT RELATIVE TO STAY OF JUDGMENT AND EXECUTION IN CERTAIN ACTIONS OF SUMMARY PROCESS TO RECOVER PREMISES USED FOR DWELLING PURPOSES WHICH ARE IN VIOLATION OF THE STANDARDS OF FITNESS FOR HUMAN HABITATION ESTABLISHED UNDER THE STATE SANITARY CODE.

Be it enacted, etc., as follows:

SECTION 1. Chapter 898 of the acts of 1965 is hereby amended by striking out section 4 and inserting in place thereof the following section: —

Section 4. Notwithstanding any contrary provision of law, in any action of summary process to recover possession of certain premises occupied for dwelling purposes where the tenancy has been terminated by a notice to quit for nonpayment of rent, no judgment and execution shall issue for the plaintiff while the rents payable for said premises are to be paid into court pursuant to an order issued under section one hundred and twenty-seven F or section one hundred and twenty-seven H of chapter one hundred and eleven of the General Laws and are so being paid, nor shall any such judgment and execution issue during the nine month period next following the date said order ceases to be operative or is revoked if that tenancy has been terminated without fault of the tenant.

SECTION 2. Chapter 111 of the General Laws is hereby amended by inserting after section 127J the following section: —

Section 127K. Any provision of a lease or other rental agreement relating to real property whereby a lessee, tenant or occupant enters into a covenant, agreement or contract, by the use of any words whatsoever, the effect of which is to waive the benefits of any provision of section one hundred and twenty-seven C to one hundred and twenty-seven I, inclusive, shall be deemed to be against public policy and void.

Approved June 18, 1968.

Chap. 405. AN ACT REDUCING THE AMOUNT OF THE ASSESSMENT OF THE TOWN OF SWAMPSCOTT FOR THE MAINTENANCE OF RESERVATIONS AND BOULEVARDS IN THE METROPOLITAN PARKS DISTRICT.

Be it enacted, etc., as follows:

SECTION 1. Section 55 of chapter 92 of the General Laws, as appearing in section 1 of chapter 554 of the acts of 1949, is hereby amended by striking out the last sentence and inserting in place thereof the following sentence: — The thirty-nine per cent charged as assessments on the various cities and towns in said parks district shall be based upon one third in proportion to their populations and the remaining two thirds in proportion to their valuations, except that the towns of Cohasset and Swampscott shall each pay only eight per cent of their respective proportions with the remaining ninety-two per cent to be charged against all other cities and towns in said parks district as part of their assessments.

SECTION 2. Jurisdiction and control over King's beach in the town of Swampscott is hereby transferred from the metropolitan district commission to said town, which shall police and maintain the same as a public park.

Approved June 18, 1968.

Chap. 406. AN ACT RELATIVE TO REQUIRING SPRINKLER SYSTEMS IN CONVALESCENT AND CERTAIN OTHER HOMES CONTAINING TWENTY-FIVE BEDS OR LESS.

Be it enacted, etc., as follows:

Section 3Q of chapter 143 of the General Laws is hereby amended by striking out the second sentence, as appearing in section 1 of chapter 630

of the acts of 1962, and inserting in place thereof the following sentence: — Such rules and regulations may provide for the installation of a sprinkler system where, after hearing, the department finds such system necessary for the safety of persons; provided, however, that where a sprinkler system would be unnecessary or impractical because of the location, size or construction of a home or because the home is authorized to contain not more than twenty-five beds, the department may require alternative methods of fire protection.

Approved June 18, 1968.

Chap. 407. AN ACT PROVIDING FOR THE EARLY ACQUISITION OF PROPERTY PRIOR TO APPROVAL OF ENTIRE RELOCATION PLANS IN CASES OF HARDSHIP.

Be it enacted, etc., as follows:

Section 6 of chapter 79A of the General Laws, as appearing in section 4 of chapter 790 of the acts of 1965, is hereby amended by inserting after the word "plan", in line 3, the words: — ; provided, however, that in order to prevent an economic or other hardship to any owner or occupant of real property, the bureau may authorize the acquisition of such property prior to the approval of the relocation plan; and provided, further, that the price paid for property so taken shall not be used or be a factor in determining the acquisition price of any other property to be acquired in the same general area.

Approved June 18, 1968.

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, June 18, 1968.

The Honorable JOHN F. X. DAVOREN, *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 407 of the Acts of 1968, entitled "An Act providing for the early Acquisition of Property Prior to Approval of Entire Relocation Plans in Cases of Hardship." and the enactment of which received my approval on June 18, 1968, 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 allow the agency involved to expedite land takings prior to the approval of relocation plans, thereby removing hardships that presently exist.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, June 19, 1968.

I, John F. X. Davoren, 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 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 four hundred and seven of the acts of nineteen hundred and sixty-eight.

JOHN F. X. DAVOREN,
Secretary of the Commonwealth.

Chap. 408. AN ACT PROVIDING FOR A PENALTY FOR THE WILFUL FAILURE TO WITHHOLD OR PAY OVER WITHHELD INCOME TAXES.

Be it enacted, etc., as follows:

SECTION 1. Section 11 of chapter 62B of the General Laws is hereby amended by adding after paragraph (*e*) the following paragraph: —

(*f*) An employer who, knowing that he is required by this chapter to withhold or pay over a tax to the commissioner, wilfully fails to withhold or pay over such tax 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 2. This act shall take effect on January first, nineteen hundred and sixty-nine, and shall apply to taxes withheld by employers on and after said date. *Approved June 18, 1968.*

Chap. 409. AN ACT DESIGNATING A CERTAIN BRIDGE IN THE TOWN OF WAREHAM AS THE JAMES BARROWS BRIDGE.

Be it enacted, etc., as follows:

The bridge on Tihonet road over state highway route 25 in the town of Wareham shall, upon completion, be known and designated as the James Barrows Bridge, in memory of private first class James Barrows 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 June 18, 1968.

Chap. 410. AN ACT DESIGNATING A CERTAIN BRIDGE IN THE TOWN OF WAREHAM AS THE JOSEPH B. GOMES, JR. BRIDGE.

Be it enacted, etc., as follows:

The bridge on Charge Pond road over state highway route 25 in the town of Wareham shall, upon completion, be known and designated as the Joseph B. Gomes, Jr. Bridge, in memory of Sergeant Joseph B. Gomes, Jr., United States Marine Corps, who died as the result of wounds received 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 June 18, 1968.

Chap. 411. AN ACT FURTHER REGULATING PERSONAL LOANS BY CREDIT UNIONS WHICH ARE MEMBERS OF THE MASSACHUSETTS CREDIT UNION SHARE INSURANCE CORPORATION.

Be it enacted, etc., as follows:

SECTION 1. Paragraph 1 of subdivision (A) of section 24 of chapter 171 of the General Laws, as most recently amended by chapter 241 of the acts of 1965, is hereby further amended by inserting after the word "borrower", in line 3, the words: — ; provided, however, that if a credit union is a member of the Massachusetts Credit Union Share Insurance Corporation, to an amount of two hundred dollars or two per cent of the assets, whichever is greater, not exceeding one thousand dollars, if evidenced by the unendorsed and unsecured note of the borrower.

SECTION 2. Paragraph 2 of said subdivision (A) of said section 24 of said chapter 171, as most recently amended by chapter 223 of the acts of 1964 is hereby further amended by inserting after the word "same", in line 5, the words: — ; provided, however, that if a credit union is a member of the Massachusetts Credit Union Share Insurance Corporation, to an amount of one thousand dollars or two per cent of the assets, whichever is greater, not exceeding fifteen hundred dollars, if evidenced by the note of the borrower with one or more responsible endorsers or co-makers thereon, or with satisfactory collateral pledged to secure the same.

SECTION 3. Paragraph 3A of said subdivision (A) of said section 24 of said chapter 171, inserted by chapter 784 of the acts of 1965, is hereby amended by striking out, in lines 3 and 4, the words "fifteen hundred" and inserting in place thereof the words: — two thousand, — and by striking out, in line 5, the words "two thousand" and inserting in place thereof the words: — twenty-five hundred.

Approved June 18, 1968.

Chap. 412. AN ACT TO EXEMPT FROM THE LAW REGULATING EMPLOYMENT AGENCIES ANY PERSON WHOSE FEES FOR PROCURING EMPLOYEES ARE PAID SOLELY BY THE EMPLOYER.

Be it enacted, etc., as follows:

SECTION 1. Section 46A of chapter 140 of the General Laws is hereby amended by striking out the definition of "Employment agency", as amended by section 1 of chapter 896 of the acts of 1967, and inserting in place thereof the following definition: —

"Employment agency", any person who conducts in whole or in part an agency for the purpose of procuring or attempting to procure permanent or temporary 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; provided, however, that except with respect to the inspection authority of the commissioner under section forty-six Q, the term "employment agency" shall not include a firm none of whose fees or charges are paid either directly or indirectly by any ap-

plicant for employment, unless such firm is engaged in providing domestic employees, nor shall such definition apply to any person, firm, association or corporation conducting a business which consists of employing individuals directly for the purpose of furnishing part time or temporary help to others.

SECTION 2. Section 46B of said chapter 140 is hereby amended by striking out the last sentence, added by section 3A of said chapter 896, and inserting in place thereof the following sentence: — A firm specifically excluded by section forty-six A as an employment agency shall by mail notify the commissioner of its name and address and any change thereof. *Approved June 18, 1968.*

Chap. 413. AN ACT AUTHORIZING THE CITY OF ATTLEBORO TO APPROPRIATE MONEY FOR THE PAYMENT OF, AND TO PAY, CERTAIN UNPAID BILLS.

Be it enacted, etc., as follows:

SECTION 1. The city of Attleboro 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 twelve hundred eighty dollars and seventeen cents, as set forth in a 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 public works department and the veterans benefits department of said city.

SECTION 2. No bill shall be approved by the city 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 bills have 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.

Approved June 18, 1968.

Chap. 414. AN ACT AUTHORIZING THE TOWN OF BREWSTER TO CONSTRUCT A FOOTBRIDGE OVER PAINE'S CREEK IN SAID TOWN.

Be it enacted, etc., as follows:

Notwithstanding any provision of special or general law to the contrary, the town of Brewster is hereby authorized to construct a footbridge over Paine's Creek in said town. *Approved June 18, 1968.*

Chap. 415. AN ACT CHANGING THE PURPOSES, AND ENLARGING THE SCOPE OF ACTIVITIES, OF THE EPISCOPAL CITY MISSION.

Be it enacted, etc., as follows:

Section 2 of chapter 92 of the acts of 1844, as amended by chapter 179 of the acts of 1923, is hereby further amended by striking out, in lines 5 and 6, the words "instruction of the poor, and to the support of public worship in the county of Suffolk", and inserting in place thereof the words: — needs of the underprivileged and the support of public worship in the Diocese of Massachusetts, especially in Boston and in other urban areas. *Approved June 18, 1968.*

Chap. 416. AN ACT AUTHORIZING THE ISSUANCE OF AN ALL ALCOHOLIC BEVERAGES LICENSE TO THE TURNERS FALLS EAGLES CLUB IN THE TOWN OF MONTAGUE.

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 license commission of the town of Montague is hereby authorized to issue to The Turners Falls Eagles Club, 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 town under said section seventeen because of an increase in population in said town, then said license shall be included in such new quota. *Approved June 18, 1968.*

Chap. 417. AN ACT AUTHORIZING THE TOWN OF WEYMOUTH TO PAY A CERTAIN SUM OF MONEY TO HAROLD L. MOORE, A POLICE OFFICER OF SAID TOWN.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of discharging a moral obligation, the town of Weymouth may appropriate and pay the sum of two thousand three hundred and sixty-three dollars to Harold L. Moore, a police officer of said town, as reimbursement for legal expenses incurred by him in defending himself against legal proceedings instituted against him arising out of certain acts performed by him in the line of duty.

SECTION 2. Any action taken by the town of Weymouth at its annual town meeting held in the current year, pursuant to the authority granted by section one of this act, shall 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. *Approved June 18, 1968.*

Chap. 418. AN ACT TO PROTECT CONFIDENTIAL COMMUNICATIONS BETWEEN PATIENTS AND PSYCHOTHERAPISTS.

Be it enacted, etc., as follows:

Chapter 233 of the General Laws is hereby amended by inserting after section 20A the following section: —

Section 20B. The following words as used in this section shall have the following meanings: —

"Patient", a person who, during the course of diagnosis or treatment, communicates with a psychotherapist;

"Psychotherapist", a person licensed to practice medicine who devotes a substantial portion of his time to the practice of psychiatry; and

"Communications" includes conversations, correspondence, actions and occurrences relating to diagnosis or treatment before, during or after institutionalization, regardless of the patient's awareness of such conversations, correspondence, actions and occurrences, and any records, memoranda or notes of the foregoing.

Except as hereinafter provided, in any court proceeding and in any proceeding preliminary thereto and in legislative and administrative proceedings, a patient shall have the privilege of refusing to disclose, and of preventing a witness from disclosing, any communication, wherever made, between said patient and a psychotherapist relative to the diagnosis or treatment of the patient's mental or emotional condition.

If a patient is incompetent to exercise or waive such privilege, a guardian shall be appointed to act in his behalf under this section. A previously appointed guardian shall be authorized to so act.

Upon the exercise of the privilege granted by this section, the judge or presiding officer shall instruct the jury that no adverse inference may be drawn therefrom.

The privilege granted hereunder shall not apply to any of the following communications: —

(*a*) If a psychotherapist, in the course of his diagnosis or treatment of the patient, determines that the patient is in need of treatment in a hospital for mental or emotional illness or that there is a threat of imminently dangerous activity by the patient against himself or another person, and on the basis of such determination discloses such communication either for the purpose of placing or retaining the patient in such hospital, provided however that the provisions of this section shall continue in effect after the patient is in said hospital, or placing the patient under arrest or under the supervision of law enforcement authorities.

(*b*) If a judge finds that the patient, after having been informed that the communications would not be privileged, has made communications to a psychotherapist in the course of a psychiatric examination ordered by the court, provided that such communications shall be admissible only on issues involving the patient's mental or emotional condition but not as a confession or admission of guilt.

(*c*) In any proceeding, except one involving child custody, in which the patient introduces his mental or emotional condition as an element of his claim or defense, and the judge or presiding officer finds that it is more important to the interests of justice that the communication be disclosed than that the relationship between patient and psychotherapist be protected.

(*d*) In any proceeding after the death of a patient in which his mental or emotional condition is introduced by any party claiming or defending through or as a beneficiary of the patient as an element of the claim or defense, and the judge or presiding officer finds that it is more important to the interests of justice that the communication be disclosed than that the relationship between patient and psychotherapist be protected.

(*e*) In any child custody case in which either party raises the mental condition of the other party as part of a claim or defense, and the psychotherapist believes that disclosure is necessary because the mental condition of the patient would seriously impair his ability to care for the child, and thereafter makes such disclosure to the judge in chamber; and the judge then determines that the mental or emotional condition of the patient would in fact seriously impair his ability to provide suitable custody, and that it is more important to the interests of justice that the communication be disclosed than that the relationship between patient and psychotherapist be protected.

(*f*) In any proceeding brought by the patient against the psychotherapist, and in any malpractice, criminal or license revocation proceeding, in which disclosure is necessary or relevant to the claim or defense of the psychotherapist. *Approved June 18, 1968.*

Chap. 419. AN ACT AUTHORIZING THE TOWN OF NATICK TO PLACE JOSEPH SAVIANO ON DISABILITY RETIREMENT.

Be it enacted, etc., as follows:

Notwithstanding the provisions of any law to the contrary, the town of Natick may reinstate Joseph Saviano as a member of the public works department of said town for the sole purpose of retirement. Upon said reinstatement, the retirement board of the town of Natick is hereby authorized and directed to accept and act upon an application for retirement for reasons of accidental disability from said Joseph Saviano, in accordance with the provisions of section seven of chapter thirty-two of the General Laws, as in effect as of the date of termination of his employment with said town. *Approved June 18, 1968.*

Chap. 420. AN ACT REPEALING THE LAW ESTABLISHING A PUBLIC BEQUEST COMMISSION AND PUBLIC BEQUEST FUND AND AUTHORIZING THE DISPOSAL OF ANY BALANCE IN SAID FUND.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is, in part, to provide forthwith for the transfer of the public bequest fund to the War Veterans Reimbursement 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:

SECTION 1. Notwithstanding the provisions of section twenty-eight C of chapter six of the General Laws, the public bequest commission, with the approval of the governor, may, on the effective date of this act, turn over the balance of any money, both principal and interest, remaining in the public bequest fund to the War Veterans Reimbursement Fund.

SECTION 2. Sections twenty-eight A, twenty-eight B, twenty-eight C, twenty-eight D and twenty-eight E of chapter six of the General Laws are hereby repealed.

SECTION 3. This act shall take effect on the effective date of chapter two hundred and forty-four of the acts of nineteen hundred and sixty-eight.

Approved June 19, 1968.

Chap. 421. AN ACT ERECTING AND CONSTITUTING THE SOUTHERN WORCESTER COUNTY REGIONAL VOCATIONAL SCHOOL DISTRICT AND VALIDATING PROCEEDINGS THEREOF.

Be it enacted, etc., as follows:

SECTION 1. Southern Worcester County Regional Vocational School District, consisting of the towns of Auburn, Charlton, Dudley, Oxford, Southbridge and Webster, is hereby erected and constituted a regional school district pursuant to the provisions of chapter seventy-one of the General Laws and the agreement signed by the members of the regional school district planning board and dated January eighteenth, nineteen hundred and sixty-seven, as amended by the "Amendment Number 1 to the Southern Worcester County Regional School District Agreement" approved by the regional school district committee on November thirteenth, nineteen hundred and sixty-seven.

SECTION 2. The votes and proceedings heretofore taken by the Southern Worcester County Regional Vocational School District Committee as reflected in the minutes of the meetings of said committee and all action taken by the officers and members of said committee and by the member towns of said district pursuant to said votes and proceedings are hereby validated, confirmed and made effective.

SECTION 3. Said district is hereby authorized to issue bonds or notes in the amount of three hundred and sixty-five thousand dollars pursuant to chapter seventy-one of the General Laws and the vote of the Southern Worcester County Regional Vocational School District Committee adopted on November thirteenth, nineteen hundred and sixty-seven and approved by the Emergency Finance Board on February fifteenth, nineteen hundred and sixty-eight.

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

Approved June 19, 1968.

Chap. 422. AN ACT PROVIDING FOR THE SALE OF WATER BY THE CITY OF SPRINGFIELD TO THE TOWN OF BLANDFORD.

Be it enacted, etc., as follows:

SECTION 1. Section 7 of chapter 628 of the acts of 1961 is hereby amended by inserting before the word "Chester", in line 4, the word: — Blandford, — so as to read as follows: —

Section 7. The city of Springfield, acting through its board of water commissioners, shall supply water at equitable rates based upon cost at point of delivery from the works authorized under this act to any or all of the towns of Blandford, Chester, Huntington, Russell or Westfield, upon the request of any or all of such towns.

SECTION 2. Section 9 of said chapter 628 is hereby amended by inserting before the word "Russell", in line 1, the word: — Blandford,.

Approved June 19, 1968.

Chap. 423. AN ACT SIMPLIFYING THE DETERMINATION OF CERTAIN INCOME TAX LIABILITIES BY MEANS OF A TAX TABLE.

Be it enacted, etc., as follows:

SECTION 1. Chapter 62 of the General Laws is hereby amended by adding the following section: —

Section 64. In lieu of computing the taxes imposed by this chapter, a taxpayer may, at his option except as hereinafter provided, determine his tax liability for each class of income in accordance with a tax table prepared by the commissioner and approved by the commission. The tax for each bracket of such table shall be computed upon the median of the taxable income for such bracket and shall be computed to the nearest whole dollar. The size of the brackets of taxable income shall be determined by the commissioner and approved by the commission. After arriving at the total tax from the applicable tables, the taxpayer shall deduct therefrom the total rounded to the nearest whole dollar of his withheld taxes and payments of his estimated taxes and the credits to which he is entitled. The commissioner may require taxpayers having taxable income within such limits as he may prescribe to use the tax tables for the computation of their tax liabilities under this chapter.

SECTION 2. This act shall take effect with respect to taxable years ending on and after December thirty-first, nineteen hundred and sixty-eight. *Approved June 19, 1968.*

Chap. 424. AN ACT AUTHORIZING THE TOWN OF WATERTOWN 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 Watertown a board of public works, hereinafter called the board, consisting of the three members of the board of selectmen. The board shall forthwith, after each annual election, elect from its members a chairman and a clerk for the ensuing year. The board shall have all of the powers and duties now or from time to time vested in or exercised by any superintendent, commission or commissioner, board or head of the following: the highway department, the water department, the engineering department, the park department, the tree and moth department, the cemetery department, the inspector of buildings, the wire department, the sealer of weights and measures and the plumbing and gas inspector. The board shall also have the responsibility for the operation, maintenance and repair of public buildings other than school buildings. It shall have such added powers with respect to public works as the town may from time to time by by-law provide, any other provision of law to the contrary notwithstanding.

SECTION 2. The board shall appoint a superintendent of public works, whose qualifications, term, powers and duties shall be determined and prescribed by the board and who shall be responsible to said board. He shall not be subject to the civil service law and rules.

SECTION 3. Any employee of any of the departments or offices set forth in section one of this act shall, immediately upon acceptance of

this act in the manner hereinafter provided, be transferred to the said board of public works without loss of pay and without loss of rights under the civil service law and rules, and shall not undergo any change of rating, seniority, retirement or pension rights, or any other privileges under any provision of law whatever. Said employees so transferred may be employed under the direction of the superintendent of public works in any capacity identical with or reasonably similar to his capacity at the time of his transfer.

SECTION 4. Upon the effective date of this act, as hereinafter provided, the offices of tree warden, park commissioners and water commissioners shall be abolished.

SECTION 5. All heads of departments and offices so transferred to said board who are subject to the civil service law and rules shall remain in a similar capacity in the corresponding division under the board of public works, subject, however, to such changes as are necessary, without loss of any civil service rights, until their office is vacated by retirement or any other cause, which office shall thereupon cease to exist.

SECTION 6. This act shall be submitted for acceptance to the voters of the town of Watertown at the biennial state election 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 in said election: "Shall an act passed by the General Court in the year nineteen hundred and sixty-eight, entitled 'An Act authorizing the town of Watertown to establish a board of public works exercising the powers of certain other departments and town officials', 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 19, 1968.

Chap. 425. AN ACT AUTHORIZING THE ISSUANCE OF AN ALL ALCOHOLIC CLUB LICENSE TO THE BERTOCCI MEMORIAL CLUB OF BROCKTON, INC.

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, however, to all other provisions of said chapter, the licensing board of the city of Brockton is hereby authorized to issue to the Bertocci Memorial Club of Brockton, Inc., at premises numbered 594 Montello street in said city, an annual club license to sell all alcoholic beverages to be drunk on its premises. *Approved June 19, 1968.*

Chap. 426. AN ACT AUTHORIZING THE CITY OF PEABODY TO BORROW MONEY FOR THE PURPOSE OF PAYING A CLAIM AGAINST SAID CITY.

Be it enacted, etc., as follows:

SECTION 1. The city of Peabody may, for the purpose of paying the claim of Stamell Construction Co., Inc. against said city, borrow such sum as may be necessary, not exceeding two hundred and sixty thousand dollars, and may issue bonds or notes therefor. Such bonds or notes

shall bear on their face the words, City of Peabody Funding Loan, Act of 1968. Each authorized issue shall constitute a separate loan and such loans shall be paid in not more than twenty years from the date of issue thereof. 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, exclusive of any limitation or requirement contained in section seven thereof.

SECTION 2. The city may, at any time after this act takes effect, authorize the issue of the bonds or notes, but no bonds or notes shall be issued under this act or under section seventeen of chapter forty-four of the General Laws for the purposes set forth in section one until after an agreement for judgment or a final judgment has been entered in the case of Stamell Construction Co., Inc. v. City of Peabody, Suffolk County Superior Court Docket Number 626764. The amount borrowed by the city under this act shall not exceed the amount specified in such agreement for judgment or such final judgment.

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

Approved June 22, 1968.

Chap. 427. AN ACT AUTHORIZING THE ESTABLISHMENT OF A DRUG ABUSE INFORMATION BUREAU IN THE COUNTY OF BARNSTABLE.

Be it enacted, etc., as follows:

SECTION 1. The county of Barnstable may establish and maintain, under the direction of the sheriff of said county, a drug abuse information bureau. Said bureau shall collect, receive and disseminate to appropriate law enforcement agencies information relative to illegal traffic in narcotic drugs, the identity of persons engaged in such traffic and any other information relative thereto as will aid in the enforcement of the laws relative to the sale, possession or use of narcotic drugs. The clerks and probation officers of the courts in said county shall cooperate with and assist the bureau in the performance of its duties.

SECTION 2. For the current year there may be paid from any available funds in the county treasury sums not exceeding twenty-five thousand dollars in the aggregate for the purposes set forth in section one.

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

Approved June 22, 1968.

Chap. 428. 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 656 of the acts of 1964 is hereby amended by striking out, in line 3, the word "sixty-eight", inserted by section 3 of chapter 360 of the acts of 1966, and inserting in place thereof the word: — seventy.

SECTION 2. Section 2 of chapter 657 of the acts of 1964 is hereby amended by striking out, in line 3, the word "sixty-eight", inserted by

section 4 of said chapter 360, and inserting in place thereof the word: — seventy.

SECTION 3. Section 2 of chapter 658 of the acts of 1964 is hereby amended by striking out, in line 3, the word "sixty-eight", inserted by section 5 of said chapter 360, and inserting in place thereof the word: — seventy.

SECTION 4. Section 2 of chapter 659 of the acts of 1964 is hereby amended by striking out, in line 3, the word "sixty-eight", inserted by section 6 of said chapter 360, and inserting in place thereof the word: — seventy.

SECTION 5. Section 2 of chapter 660 of the acts of 1964 is hereby amended by striking out, in line 3, the word "sixty-eight", inserted by section 7 of said chapter 360, and inserting in place thereof the word: — seventy.

SECTION 6. Section 2 of chapter 661 of the acts of 1964 is hereby amended by striking out, in line 3, the word "sixty-eight", inserted by section 8 of said chapter 360, and inserting in place thereof the word: — seventy.

SECTION 7. This act shall take effect upon its passage.

Approved June 22, 1968.

Chap. 429. AN ACT VALIDATING CERTAIN PROCEEDINGS TAKEN BY THE TOWN OF WESTMINSTER AT ITS ANNUAL TOWN MEETING IN THE CURRENT YEAR.

Be it enacted, etc., as follows:

SECTION 1. So much of the proceedings taken by the town of Westminster at its annual town meeting held in the year nineteen hundred and sixty-eight as may be deemed to be invalid because of the failure to comply fully with the requirements of Section 1 of Article 1 of the town by-laws relative to the posting of the warrant for said meeting and publication of a notice thereof are hereby validated and confirmed.

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

Approved June 22, 1968.

Chap. 430. AN ACT RELATIVE TO INVESTMENTS BY SAVINGS BANKS, CO-OPERATIVE BANKS, PUBLIC RETIREMENT SYSTEMS AND CREDIT UNIONS IN CERTIFICATES OF DEPOSIT, CAPITAL NOTES OR DEBENTURES AND THE CAPITAL STOCKS OF COMMERCIAL BANKS.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide forthwith for the eligibility of certificates of deposit, capital notes or debentures, and the capital stock of numerous large commercial banks as legal investments for savings banks, co-operative banks, public retirement systems and credit unions, 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 47 of chapter 168 of the General Laws is hereby amended by striking out paragraph 2, as appearing in section 1 of chap-

ter 432 of the acts of 1955, and inserting in place thereof the following paragraph: —

2. *Other Bank Stocks.* — In the common stock, provided there is no preferred stock outstanding, of a national banking association or trust company doing business anywhere within the United States, which is a member of the federal reserve system, and which has a combined total of capital stock, surplus, undivided profits and reserve for contingencies 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, and which in each of the ten years immediately preceding the date of investment has paid dividends in cash of not less than four per cent on its common stock without having reduced the aggregate par value thereof within such ten year period; or in the common stock, provided there is no preferred stock outstanding, of a national banking association or trust company doing business anywhere within the United States, which is a member of the federal reserve system, and which has a combined total of capital stock, surplus, undivided profits and reserve for contingencies equal to at least five hundred million dollars and also equal to at least five per cent of its aggregate deposit liability at the end of the calendar year immediately preceding the date of investment, and which in each of the ten years immediately preceding the date of investment has paid dividends in cash of not less than four per cent on its common stock without having reduced the aggregate par value thereof within such ten year period.

SECTION 2. Section 49 of said chapter 168 is hereby amended by striking out paragraph 6, added by section 2 of chapter 288 of the acts of 1966, and inserting in place thereof the following paragraph: —

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, undivided profits and reserve for contingencies 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 said 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, undivided profits and reserve for contingencies. 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, undivided profits and reserve for contingencies, 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.

SECTION 3. Said section 49 of said chapter 168 is hereby further amended by striking out paragraph 7, as amended by section 1 of chapter 433 of the acts of 1967, and inserting in place thereof the following paragraph: —

7. *Certificates of Deposit.* — Certificates of deposit having a maturity not in excess of two years of a banking corporation; provided that the investment of the savings bank in the certificates of deposit of the banking corporation shall not exceed ten per cent of the combined total of the guaranty fund, capital stock, surplus, undivided profits and reserve for contingencies of the banking corporation; and provided, further, that the banking corporation (*a*) has no preferred stock outstanding; (*b*) in each of the five years immediately preceding the date of investment has paid dividends in cash of not less than four per cent of its common stock without having reduced the aggregate par value thereof; (*c*) has surplus at least equal to fifty per cent of its capital stock; (*d*) has a combined total of capital stock, surplus, undivided profits and reserve for contingencies at least equal to six per cent of its aggregate deposit liability at the end of the calendar year immediately preceding the date of investment; and (*e*) is, if its principal office is located outside the commonwealth, a member of the federal reserve system and its capital stock is an eligible investment for savings banks; provided, however, that in the case of a banking corporation having a combined total of capital stock, surplus, undivided profits and reserve for contingencies equal to at least five hundred million dollars the said combined total may be less than six per cent, but not less than five per cent, of its aggregate deposit liability at the end of the calendar year immediately preceding the date of investment. No more than ten per cent of the deposits of the savings bank shall be invested in certificates of deposit generally and no more than five per cent in the certificates of deposit of any one banking corporation. The investments permitted by this paragraph shall not affect the type or amount of investments that may be made by a savings bank under section forty-seven or forty-nine or the amount of deposits that may be made by a savings bank under section fifty-five. The limitation imposed by clause (*b*) of this paragraph shall not apply to an aggregate investment of not in excess of fifteen thousand dollars by a savings bank in certificates of deposit of a banking corporation, the deposits of which banking corporation are insured by the Federal Deposit Insurance Corporation.

Approved June 22, 1968.

Chap. 431. AN ACT VALIDATING THE ACTION OF THE TOWN OF BRAINTREE TAKEN AT A SPECIAL TOWN MEETING INCREASING THE SALARY FIXED FOR THE CURRENT YEAR FOR CERTAIN ELECTED OFFICIALS OF SAID TOWN.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the provisions of section one hundred and eight of chapter forty-one of the General Laws or any other provision

of law to the contrary, the action of the town of Braintree, taken on May sixth of the current year at a special town meeting, rescinding the vote taken at the annual town meeting which fixed the salary of the tax collector and town clerk and the action taken at said special town meeting which fixed the salary of the tax collector at ninety-seven hundred and fifty dollars and the salary of the town clerk at eighty-seven hundred dollars, both to be retroactive to the beginning of the fourteenth week of the current year, and which raised and appropriated the sum of eleven hundred and twenty-five dollars for the payment of the increases in said salaries, is hereby confirmed and validated.

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

Approved June 22, 1968.

Chap. 432. AN ACT FURTHER REGULATING NONPROFIT HOSPITAL SERVICE CORPORATIONS AND NONPROFIT MEDICAL SERVICE CORPORATIONS SUBJECT TO THE SUPERVISION OF THE COMMISSIONER OF INSURANCE.

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 176A of the General Laws is hereby amended by striking out the last paragraph.

SECTION 2. Section 5 of said chapter 176A is hereby amended by adding the following six paragraphs: —

Within thirty days of the filing of any proposed contract or rate of payment between a nonprofit hospital service corporation and a hospital, the commissioner shall either (1) approve the contract or rate of payment without holding a public hearing; or (2) disapprove the contract or rate of payment without holding a public hearing, filing in his office a statement setting forth his reasons for his disapproval; or (3) hold a public hearing on all or such portion of said proposed contract or rate of payment as he shall designate in the notice of hearing which he shall file in his office.

If the commissioner disapproves a proposed contract or rate of payment, he shall promptly notify, in writing, such corporation and each interested hospital of his disapproval. The disapproval shall be final unless, within ten days of the filing of his statement of disapproval, such corporation or any interested hospital shall file with the commissioner a written request for a public hearing on the disapproval. The public hearing, at which such corporation and each interested hospital shall be entitled to appear, shall be held within fourteen days of the filing of the request for such hearing with the commissioner, and the decision thereon shall be made within twenty-eight days of the date of the filing of such request, unless the corporation and each interested hospital involved agree, in writing, to an extension of either date.

If the commissioner decides to hold a public hearing without prior acting on the proposed contract or rate of payment, he shall promptly notify, in writing, such corporation and each interested hospital of his decision. The public hearing, at which such corporation and each interested hospital shall be entitled to appear, shall be held within twenty-one days of filing of the notice thereof in his office. The decision thereon shall be made within twenty-one days of the commencement of the hearing, unless such corporation and each interested hospital involved agree, in writing, on an extension of the date.

If the commissioner disapproves of a previously approved contract or rate of payment, he shall file in his office a statement setting forth his reasons for his disapproval, and he shall promptly notify, in writing, such corporation and each interested hospital of such disapproval. Such notice of disapproval shall state the effective date of the disapproval which shall not be sooner than sixty days from the date of the filing of such disapproval in his office. The disapproval shall be final on the date indicated in said notice unless, within ten days of the filing of his statement of disapproval, such corporation or any interested hospital shall file with the commissioner a written request for a public hearing on the disapproval. The public hearing, at which such corporation and each interested hospital shall be entitled to appear, shall be held within fourteen days of the filing of the request for a hearing with the commissioner, and the decision thereon shall be made within twenty-eight days of the date of the filing of such request, unless the corporation and each hospital involved agree, in writing, on an extension of either date.

Any nonprofit hospital service corporation or hospital in the commonwealth aggrieved by any order, finding, decision or other action made or taken under this section by the commissioner may, within twenty days of the filing thereof by the commissioner in his office as a public record, file a petition in the supreme judicial court for the county of Suffolk for a review of such order, finding, decision or other action. In the event that there is an appeal from an order of the commissioner disapproving a rate of payment between a nonprofit hospital service corporation and a hospital, any level of payment which the commissioner did approve shall be used pending the determination of the appeal and any difference in the rate established as a result of the appeal and the interim rate shall be adjusted, as the court may determine.

Upon the filing of a petition for review under this section, an order of notice returnable not later than twenty days from the filing of such petition shall forthwith issue and be served upon the commissioner. Within ten days after service of a copy of the petition for review upon the commissioner or within such further time as the court may allow, the commissioner shall file in the court the original or a certified copy of the records of the proceeding under review. The review shall be governed by paragraphs (2), (3), (4) with the exception of the first sentence thereof, (5), (6), (7) and (8) of section fourteen of chapter thirty A, and review by the supreme judicial court shall be governed by section fifteen of chapter thirty A.

SECTION 3. The fourth paragraph of section 11 of said chapter 176A, as appearing in section 1 of chapter 766 of the acts of 1950, is hereby amended by striking out the first two sentences.

SECTION 4. Section 16 of said chapter 176A is hereby amended by striking out the first paragraph, as appearing in section 1 of chapter 766 of the acts of 1950, and inserting in place thereof the following three paragraphs: —

With the approval of the commissioner of insurance a corporation subject to this chapter, alone or with one or more nonprofit corporations, the real estate of which is exempt from taxation, may invest in real estate to be used for conducting the business of such corporation or corporations. Real estate may be so acquired to be held in whole or in part for future use if there is a reasonable expectation of such need.

Real estate held in whole or in part for such future use may be leased to other occupants. When so leased, the exemption from taxes on real estate granted by this chapter or granted by any provision of the general laws to a co-owner shall not apply to that portion of the real estate leased to another occupant unless such other occupant occupies the leased premises for its purposes and is (a) a charitable organization, as defined in section five of chapter fifty-nine, or (b) a nonprofit corporation organized under the laws of the commonwealth to provide any kind of health service, the real estate of which is exempt from taxation.

No corporation subject to this chapter shall invest in real estate in an amount in excess of ten per cent of the sum of (a) its annual earned premiums (including its annual receipts on behalf of its subscribers under cost reimbursement programs) and (b) its annual disbursements on behalf of governmental agencies for which such corporation has acted as a fiscal intermediary or in a similar capacity, determined in each case for the twelve months covered by the most recent annual statement filed by such corporation with the commissioner of insurance. If real estate is purchased under this section subject to a mortgage, the amount secured by the mortgage at the time of the purchase shall be considered part of the purchase price.

SECTION 5. Said chapter 176A is hereby amended by striking out section 26, as so appearing, and inserting in place thereof the following section: —

Section 26. No corporation subject to this chapter shall pay any salary, compensation or emolument to any officer, trustee or director thereof, nor any salary, compensation or emolument amounting in any year to more than twenty thousand dollars to any person, unless such payment be first authorized by a vote of its board of directors. No corporation subject to this chapter shall make any agreement with any of its officers, trustees or employees whereby it agrees that for any services rendered or to be rendered he shall receive any salary compensation or emolument for a period of more than three years from the date of such agreement; provided, however, that the payment of an amount not in excess of twelve and one half per cent of such annual salary, compensation or emolument, or a larger percentage if approved by the commissioner, may be deferred beyond such period.

SECTION 6. Chapter 176B of the General Laws is hereby amended by striking out section 10 and inserting in place thereof the following section: —

Section 10. No investment, sale or loan shall be made by a medical service corporation which has not first been authorized by the board of directors, or by a committee thereof charged with the duty of investing or loaning the funds of the corporation; nor shall any deposit be made in a bank or banking institution unless such bank or banking institution has first been approved as a bank of deposit by the board of directors or said committee thereof, and unless the vote authorizing such investment, sale or loan or approval of the place of deposit has been duly recorded in the books of the corporation.

With the approval of the commissioner, a medical service corporation, alone or with one or more nonprofit corporations, the real estate of which is exempt from taxation, may invest in real estate to be used for conducting the business of such corporation or corporations. Real

estate may be so acquired to be held in whole or in part for future use if there is a reasonable expectation of such need.

Real estate held in whole or in part for such future use may be leased to other occupants. When so leased, the exemption from taxes on real estate granted by this chapter or granted by any provision of the general laws to a co-owner shall not apply to that portion of the real estate leased to another occupant unless such other occupant occupies the leased premises for its purposes and is (a) a charitable organization, as defined in section five of chapter fifty-nine, or (b) a nonprofit corporation organized under the laws of the commonwealth to provide any kind of health service, the real estate of which is exempt from taxation.

No medical service corporation shall invest in real estate in an amount in excess of ten per cent of the sum of (a) its annual earned premiums (including its annual receipts on behalf of its subscribers under cost reimbursement programs) and (b) its annual disbursements on behalf of governmental agencies for which such corporation has acted as a fiscal intermediary or in a similar capacity, determined in each case for the twelve months covered by the most recent annual statement filed by such corporation with the commissioner. If real estate is purchased under this section subject to a mortgage, the amount secured by the mortgage at the time of the purchase shall be considered part of the purchase price.

The commissioner may require any such corporation after the first full year of doing business to accumulate and maintain a special contingent surplus, over and above its reserves and liabilities, in such amount as the commissioner may deem proper.

SECTION 7. Said chapter 176B is hereby further amended by striking out section 11, as appearing in chapter 306 of the acts of 1941, and inserting in place thereof the following section: —

Section 11. No medical service corporation shall pay any salary, compensation or emolument to any officer, trustee or director thereof, nor any salary, compensation or emolument amounting in any year to more than twenty thousand dollars to any person, unless such payment be first authorized by a vote of its board of directors. No such corporation shall make any agreement with any of its officers, trustees or employees whereby it agrees that for any services rendered or to be rendered he shall receive any salary, compensation or emolument for a period of more than three years from the date of such agreement; provided, however, that the payment of an amount not in excess of twelve and one half per cent of such annual salary, compensation or emolument, or a larger percentage if approved by the commissioner, may be deferred beyond such period.

SECTION 8. Section 1 of said chapter 176B is hereby amended by striking out the definition "Nonprofit medical service plan", as so appearing, and inserting in place thereof the following definition: —

"Nonprofit medical service plan", a plan operated by a medical service corporation under the provisions of this chapter, whereby the cost of medical service furnished to subscribers and covered dependents is paid by the corporation to subscribers, to participating physicians and to such other physicians as are provided for herein.

SECTION 9. The first paragraph of section 4 of said chapter 176B, as amended by section 2 of chapter 442 of the acts of 1965, is hereby

further amended by striking out the second sentence and inserting in place thereof the following sentence: — The form of agreement with participating physicians, dentists, chiropodists (podiatrists) and optometrists and the methods of compensating participating physicians, dentists, chiropodists (podiatrists) and optometrists for their services to subscribers or covered dependents shall at all times be subject to the written approval of the commissioner.

SECTION 10. Section 5 of chapter 176A of the General Laws is hereby amended by inserting after the first paragraph, as most recently amended by chapter 513 of the acts of 1954, the following paragraph:—

Any hospital service corporation may join with any other hospital service corporation organized either under the laws of the commonwealth or of any other state for the purpose of establishing or maintaining an agency or corporation designed to facilitate the provision of hospital services and other health services for residents of the commonwealth employed by firms having employees located in more than one state and may enter into contracts with such an agency or corporation or with a corporation owned by such an agency or corporation for the joint administration of their business and for the joint and cooperative writing and issuing of certificates, provided that any corporation or agency which is not a nonprofit hospital service corporation with which there is joint and cooperative writing and issuing of certificates shall be qualified to do business in the commonwealth.

SECTION 11. The third paragraph of section 3 of chapter 176B of the General Laws, added by chapter 142 of the acts of 1953, is hereby amended by adding after the word "state", in line 7, the words: — and may enter into contracts with such an agency or corporation or with a corporation owned by such an agency or corporation for the joint administration of their business and for the joint and cooperative writing and issuing of certificates, provided that any corporation or agency which is not a nonprofit medical service corporation with which there is joint and cooperative writing and issuing of certificates shall be qualified to do business in the commonwealth.

Approved June 22, 1968.

Chap. 433. AN ACT AUTHORIZING PAYROLL DEDUCTION ON ACCOUNT OF CONTRIBUTIONS BY STATE EMPLOYEES TO THE MASSACHUSETTS INDEPENDENT HEALTH AGENCIES.

Be it enacted, etc., as follows:

Chapter 180 of the General Laws is hereby amended by inserting after section 17E the following section: —

Section 17F. Deductions on payroll schedules may be made from the salary of any state employee of any amount which such employee may specify in writing to the officer, or the head of the department, board or commission, by whom or which he is employed, for the payment of a contribution to the Massachusetts Independent Health Agencies, provided, however, that a state employee shall have the right to select one or more affiliating agencies of said Massachusetts Independent Health Agencies to which he wishes to have his contribution credited. Any such authorization may be withdrawn by the employee by giving sixty

days notice in writing of such withdrawal to the officer, or the head of the department, board or commission, by whom or which he is then employed. The state treasurer shall deduct from the salary of such employee such amount of contribution as may be certified to him on the payroll and transmit the sum so deducted to the treasurer of the Massachusetts Independent Health Agencies Committee; provided that the state treasurer is satisfied by such evidence as he may require that the treasurer of such Massachusetts Independent Health Agencies Committee has given to said committee a bond, in a form approved by the commissioner, for the faithful performance of his duties, in a sum and with such surety or sureties as are satisfactory to the state treasurer.

Approved June 22, 1968.

Chap. 434. AN ACT REQUIRING A JOINT RETURN FOR MARRIED TAXPAYERS CLAIMING A CARRY-OVER EXEMPTION UNDER THE PERSONAL INCOME TAX LAW.

Be it enacted, etc., as follows:

SECTION 1. Subsection (*f*) of section 5 of chapter 62 of the General Laws, as appearing in section 11 of chapter 796 of the acts of 1967, is hereby amended by adding the following sentence: — No exemption shall be allowed under this subsection to any inhabitant who is entitled under section twenty-two to file a joint return of income for the taxable year unless such joint return is filed.

SECTION 2. This act shall apply with respect to taxable years commencing after December thirty-first, nineteen hundred and sixty-seven.

Approved June 22, 1968.

Chap. 435. AN ACT RELATIVE TO THE ISSUANCE OF LICENSES FOR THE SALE OF ALCOHOLIC BEVERAGES.

Be it enacted, etc., as follows:

Section 16C of chapter 138 of the General Laws is hereby amended by striking out the first paragraph, as amended by section 1 of chapter 629 of the acts of 1965, and inserting in place thereof the following paragraph: —

Premises, except those of an inn-holder and except such parts of buildings as are located ten or more floors above street level, located within a radius of five hundred feet of a church or school shall not be licensed for the sale of alcoholic beverages; but this provision shall not apply to the transfer of a license from premises located within the said distance to other premises located therein, if it is transferred to a location not less remote from the nearest church or school than its former location, nor shall it apply to the licensing of premises located within a radius of five hundred feet of a church if the governing body of such church assents in writing to such licensing. *Approved June 22, 1968.*

Chap. 436. AN ACT AUTHORIZING THE DIRECTOR, DIVISION OF PLANT PEST CONTROL IN THE DEPARTMENT OF AGRICULTURE, TO MAKE CONTRACTS FOR THE PURPOSE OF ABATING PLANT PESTS AND PLANT DISEASES.

Be it enacted, etc., as follows:

Section 16 of chapter 128 of the General Laws, as most recently amended by section 2 of chapter 678 of the acts of 1965, is hereby further amended by adding the following sentence: — For the purpose of abating any serious plant pests or plant diseases said director may, subject to appropriation, make contracts on behalf of the commonwealth.

Approved June 22, 1968.

Chap. 437. AN ACT AUTHORIZING LOCAL LICENSING AUTHORITIES TO ALLOW DANCING UNTIL ONE O'CLOCK ANTEMERIDIAN ON SUNDAYS ON PREMISES WHERE THE SALE OF ALCOHOLIC BEVERAGES IS PERMITTED UNTIL SAID HOUR.

Be it enacted, etc., as follows:

Section 33 of chapter 138 of the General Laws, as most recently amended by sections 1 and 2 of chapter 188 of the acts of 1968, is hereby further amended by adding the following sentence: — The local licensing authorities may, notwithstanding any provision of chapter one hundred and thirty-six or one hundred and forty to the contrary, authorize any licensee under section twelve, who is authorized to sell alcoholic beverages on Sundays between the hours of twelve midnight and one o'clock antemeridian, to allow dancing between said hours.

Approved June 22, 1968.

Chap. 438. AN ACT AUTHORIZING THE DIVISION OF MARINE FISHERIES IN THE DEPARTMENT OF NATURAL RESOURCES TO ACQUIRE LANDS AND ACCEPT FUNDS IN TRUST FOR THE PURPOSE OF PROTECTING AND IMPROVING MARINE RESOURCES.

Be it enacted, etc., as follows:

SECTION 1. Section 17 of chapter 130 of the General Laws is hereby amended by adding the following two subsections: —

(8) With the approval of the commissioner, for the purpose of protecting and improving marine resources, on behalf of the commonwealth acquire in fee by purchase, gift or devise, or by lease, or with the consent of the owners, may control, any land with buildings and improvements thereon and with the consent of the owner of any land may control the flow of any water on or over his land.

(9) With the approval of the governor, receive in trust for the commonwealth any grant or devise of real property or any gift or bequest of personal property for the purpose of aiding in the enhancement and protection of any marine resources; provided, that, unless approved by the general court, no obligation shall be imposed on the commonwealth to expend in carrying out any such trust an amount greater than the income of the trust property, or greater than the income and the principal thereof, if by the terms of such trust the principal may be expended. Any such gift or bequest of money or securities shall be

transferred forthwith to the state treasurer, who shall administer it as provided in section sixteen of chapter ten.

SECTION 2. Section 16 of chapter 10 of the General Laws, as amended by section 5A of chapter 419 of the acts of 1954, is hereby further amended by inserting after the word "sixty-nine", in line 5, the words: — , or from the director of marine fisheries under section seventeen of chapter one hundred and thirty. *Approved June 22, 1968.*

Chap. 439. AN ACT AUTHORIZING THE TOWN OF WEYMOUTH TO PAY A PENSION TO FRANK W. HOLBROOK, A FORMER TAX COLLECTOR OF SAID TOWN.

Be it enacted, etc., as follows:

For the purpose of promoting the public good and in recognition of his long and meritorious service, the town of Weymouth is hereby authorized to pay a pension of four thousand two hundred dollars for the year nineteen hundred and sixty-eight and thereafter an annual pension of five thousand two hundred dollars to Frank W. Holbrook, a former tax collector of said town, said pension to be paid in equal monthly installments. *Approved June 22, 1968.*

Chap. 440. AN ACT AUTHORIZING THE CITY OF CAMBRIDGE TO PAY ACTUAL MOVING COSTS FOR PERSONS AND BUSINESSES DISPLACED BY THE ACQUISITION OF CERTAIN LAND BY SAID CITY.

Be it enacted, etc., as follows:

The city of Cambridge is hereby authorized to make relocation payments for actual moving costs to individuals, families and business concerns displaced in the course of acquisition of land by purchase or taking by said city for the Gore street playground and the Putnam-Thorndike school, notwithstanding the limitations on such payments contained in section six A of chapter seventy-nine or in section one of chapter seventy-nine A of the General Laws. *Approved June 22, 1968.*

Chap. 441. 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 amended by chapter 168 of the acts of 1966, 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, or any other securities in which the bank may legally

invest, of an aggregate value of not less in amount than funds so deposited, and such corporation shall at all times maintain the value of such security at such amount. *Approved June 22, 1968.*

Chap. 442. AN ACT INCREASING THE AMOUNT OF THE RETIREMENT ALLOWANCE PAYABLE UNDER THE STATE-BOSTON RETIREMENT SYSTEM TO VICTOR STASHEWSKY BECAUSE OF INJURIES SUSTAINED IN LINE OF DUTY AS A POLICE OFFICER OF THE CITY OF BOSTON.

Be it enacted, etc., as follows:

For the purpose of promoting the public good, the accidental disability retirement allowance payable under section seven of chapter thirty-two of the General Laws to Victor Stashewsky, who is totally and permanently incapacitated as a result of injuries sustained by him when shot on July fourteenth, nineteen hundred and sixty-four, while making an arrest in the performance of his duty as a police officer of the city of Boston, shall include such yearly amount of additional pension as will make such retirement allowance from and after the effective date of this act at all times equal to the annual rate of regular compensation which would have been payable to him by said city had he continued in service in the grade held by him at the time of his retirement, anything in paragraph (*c*) of subdivision (2) of said section seven to the contrary notwithstanding. The provisions of section one hundred B of chapter forty-one of the General Laws shall apply to said Victor Stashewsky as if a person retired under a special law applicable to one person were not excepted therefrom.

Approved June 25, 1968.

Chap. 443. AN ACT MAKING APPROPRIATIONS FOR THE FISCAL YEAR ENDING JUNE THIRTIETH, NINETEEN HUNDRED AND SIXTY-EIGHT, 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 four hundred and fourteen of the acts of nineteen hundred and sixty-seven.

SECTION 2.

GENERAL FUND.

STATE PURPOSES APPROPRIATIONS.

Legislature.

House of Representatives.

Item		
0102-04	For clerical assistance to the clerk of the house of representatives, including not more than five permanent positions . . .	**$1,019**

Item
0102–20 For certain payments, as authorized by chapters one hundred and twenty-five and one hundred and forty-three of the resolves of nineteen hundred and sixty-seven $800
0102–54 For expenses of the clerk's office, house of representatives . 400

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, appropriation expires June thirtieth, nineteen hundred and sixty-nine $150,000

Special Investigations.

0267–07 } Item 0267–07 of section two of chapter one hundred and thirty-two
0267–01 } 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: 0267–01.

Judiciary.

Superior Court.

0305–14 For the compensation of probation officers, including not more than fifty-six permanent positions $7,500

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:

Worcester:
0334–04 Clerical assistance to register, including not more than sixteen permanent positions $1,687

Board of Bar Examiners.

0380–01 For the service of the board, including not more than six permanent positions $3,300

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

Executive Office for Administration and Finance.

Central Services Division.

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-five permanent positions $18,500

Comptroller's Division.

0442–01 } From the unexpended balance remaining in item 0442–01 of section two
0442–22 } of chapter one hundred and thirty-two of the acts of nineteen hundred and sixty-eight, the sum of one hundred thousand dollars is hereby transferred and made available for the purposes of the following item: —
0442–22 For certain data, conversion, site renovation and equipment installation expenses related to the coordinated, automated financial and information system for the comptroller's division and other state agencies, appropriation expires June thirtieth, nineteen hundred and sixty-nine $53,000

Other Boards and Commissions serving under Governor and Council.

Compact for Education.

Item

0484–02 For the expenses of the education compact council of Massachusetts, established by chapter four hundred and fifty-three of the acts of nineteen hundred and sixty-seven **$1,000**

Commissioner of Veterans' Service.

0485–03 For the payment of annuities to certain disabled veterans, as authorized by section six A to six C, inclusive, of chapter one hundred and fifteen of the General Laws **$2,000**

Secretary of the Commonwealth.

0501–03 For the processing of certain statistical data in the division of vital statistics **$2,500**

Treasurer and Receiver-General.

State Board of Retirement.

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 **$378**

Emergency Finance Board.

0605–01 For administrative expenses of the board, including not more than one permanent position **$8,000**

Department of Agriculture.

Division of Markets.

0908–04 For matching federal funds allocated to the department for a roadside marketing project **$1,250**

Department of Natural Resources.

Division of Forests and Parks.

1002–21 Item 1002–21 of section two of chapter one hundred and thirty-two of the acts of the current year is hereby amended by adding after the word "positions", in line two, the following words: —, appropriation expires June thirtieth, nineteen hundred and sixty-nine.

Division of Water Resources.

1010–46 For a cooperative agreement with the water resources research center at the university of Massachusetts for the purpose of research on great ponds of the commonwealth whose waters are rapidly deteriorating due to construction of homes and cottages along their shores; provided, that a sum equivalent to the amount herein appropriated is expended for these purposes from a federal grant to the university, appropriation expires June thirtieth, nineteen hundred and sixty-nine . **$20,000**

Department of Education.

Bureau of Immigration and Americanization.

Item

1320-30 For the service of the bureau, including not more than seventeen permanent positions $397

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:

1330-01 State college at Bridgewater, including not more than two hundred and forty-five permanent positions $10,000

1331-21 State college at Fitchburg, boarding hall, including not more than nineteen permanent positions 7,914

1335-01 State college at Salem, including not more than two hundred and sixty-nine permanent positions 29,100

1336-01 State college at Westfield, including not more than one hundred and eighty-six permanent positions 7,334

1340-01 Massachusetts maritime academy and ship, including not more than fifty-five permanent positions 3,300

University of Massachusetts.

1350-01 For the maintenance of the university, with the approval of the trustees, including not more than two thousand 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 $75,000

Springfield Technical Institute.

1373-00 Item 1373-00 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by adding after the word "Institute", in line 2, the following words: — ; provided, that the provisions of section eight A of chapter twenty-nine of the General Laws shall not apply to a payment of eighteen thousand seven hundred and ninety-two dollars made from this item.

Division of Youth Service.

For the maintenance of and for certain improvements at the institutions within the division:

1386-01 For the operation of reception and detention facilities for girls in the city of Boston, including not more than thirty-two permanent positions $1,000

1387-01 For the operation of a detention center in Hampden county, including not more than nineteen permanent positions 6,475

1389-01 For the operation of a detention center in Worcester county, including not more than twenty permanent positions 11,100

1390-01 For the maintenance of Stephen L. French Youth Forestry Camp 6,245

Department of Civil Service and Registration.

Division of Civil Service.

Item
1402–01 Item 1402–01 of section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven is hereby amended by adding at the end the following: — ; and, provided further, that notwithstanding the limitations of section two A of chapter thirteen of the General Laws compensation may be allowed for a period not to exceed forty additional days.

Department of Labor and Industries.

1613–01 For the commission on minimum wage and for expenses of wage boards, including not more than thirty-four permanent positions . **$1,970**

Department of Mental Health.

1750–12 For administration, except as otherwise provided, for 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 mentally retarded persons, including not more than two hundred and eighty-three permanent positions; provided, that any part of the sum appropriated in this item may be used for matching any federal grants available for the purposes of this item **$2,400**

For a comprehensive program of community mental health and retardation services in accordance with the provisions of section seventeen of chapter nineteen of the General Laws; provided, that the governor, upon the recommendation of the commissioner of administration, may allocate funds by transfer or otherwise and may transfer permanent positions between appropriations made available to the department of mental health for the fiscal year ending June thirtieth, nineteen hundred and sixty-eight, in appropriation items 1750–12, 1751–11, 1751–21, 1752–11, 1752–21, 1753–11, 1753–21, 1754–11, 1754–21, 1755–11, 1755–21, 1756–11, 1756–21, 1757–11 and 1757–21 of this act:

Region One.

1751–91 For the maintenance of the Northampton state hospital, including not more than seven hundred and sixty-six permanent positions **$35,000**

Region Two.

1752–92 For the maintenance of the Grafton state hospital, including not more than five hundred and eighty-three permanent positions . **$71,000**

1752–93 For the maintenance of the Worcester state hospital, including not more than one thousand and forty-one permanent positions; provided, that notwithstanding any other provision of law to the contrary, the amount of forty dollars and ninety-five cents shall be allowed and paid from this item for a prior year salary of a certain employee earned but not paid for the period from March twenty-seventh, nineteen hundred and sixty-seven to May twenty-eighth, nineteen hundred and sixty-seven **15,000**

Region Three.

1753–81 For the maintenance of the Walter E. Fernald state school, including not more than nine hundred and seventy-six permanent positions; provided, that notwithstanding any other provision of law to the contrary, the amount of one hundred dollars and eighty cents shall be allowed and paid from this item to correct a certain prior year payroll adjustment **$56,313**

1753–94 For the replacement of a hot water storage tank, appropriation expires June thirtieth, nineteen hundred and sixty-nine **6,000**

Item
1753–95 For the installation of a chain link fence, appropriation expires June thirtieth, nineteen hundred and sixty-nine $7,500

Region Five.

1755–91 For the maintenance of the Medfield state hospital, including not more than six hundred and seventy-eight permanent positions . $144,000
1755–92 For the maintenance of the Westborough state hospital, including not more than eight hundred and seventeen permanent positions; provided, that notwithstanding the provisions of section eight A of chapter twenty-nine of the General Laws the amount of five thousand four hundred and forty-seven dollars which was reserved on June thirtieth, nineteen hundred and sixty-seven, under the appropriation made in item 1720–00 of section two of chapter four hundred and eleven of the acts of nineteen hundred and sixty-six, as amended, may be paid for flooring in wards I and J 41,500

Region Six.

1756–61 For the maintenance of the Massachusetts mental health center, including not more than two hundred and ninety-eight permanent positions; provided, that any federal funds available for this purpose, when received, shall be credited to the General Fund . . $6,800

Region Seven.

1757–81 For the maintenance of the Paul A. Dever state school, including not more than six hundred and thirty-two permanent positions $104,000
1757–91 For the maintenance of the Foxborough state hospital, including not more than five hundred and sixty-five permanent positions 109,500

Department of Correction.

For the maintenance of and for certain improvements at the following institutions under the control of the department of correction:

1820–01 For the operation of correctional institution camps, including not more than thirty-six permanent positions $9,800

Department of Public Health.

Bureau of Administration.

2001–06 For the service of the medical assistance unit — Medicaid $1,730

Bureau of Environmental Sanitation.

2002–02 For the service of the Lawrence experiment station, including not more than twenty-nine permanent positions $5,000

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 $139,000

Department of Public Safety.

Board to Facilitate the Use of Public Buildings by the Physically Handicapped.

2113–01 For expenses of the board $2,000

Department of Public Utilities.

2301–02 For administration, including not more than seventy permanent positions $2,000

Miscellaneous.

Item

2420-20 For the payment of salaries of certain employees, earned but not paid for certain periods, notwithstanding any other provisions of law to the contrary **$320**

2420-21 For the adjustment of certain overpayments and cash shortages, as verified by the attorney general and the state auditor . . . **357**

2456-00 For the payment of a superior court judgment, Suffolk county, docket number 605106 . . . . . **37,258**

2457-00 For the purposes of discharging a moral obligation of the commonwealth, as authorized by chapter three of the resolves of the current year, appropriation expires June thirtieth, nineteen hundred and sixty-nine **11,572**

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-eight fiscal year in full to appropriations providing for personal services authorized under the heading of "Highway Activities" in this act:

Administrative and Engineering Expenses.

2910-21 For alterations to the heating plant and system at the district five administration building; provided, that this item shall not be subject to section thirty A of chapter seven of the General Laws; appropriation expires June thirtieth, nineteen hundred and sixty-nine . **$22,027**

Registry of Motor Vehicles.

2970-31 For the payment of a prior-year claim for certain improvements to the air conditioning system, notwithstanding any other provisions of law to the contrary **$2,425**

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.

3004-02 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 . . **$26,000**

Department of Corporations and Taxation.

Reimbursement for Loss of Taxes.

Item

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-seven, and for reimbursement of certain towns, as authorized by section seventeen B of chapter fifty-eight of the General Laws $47,260

Department of Education.

Board of Education.

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 $36,048

3013-12 For the reimbursement of certain counties for the commonwealth's share of the cost of maintenance of vocational schools, as authorized by section eleven of chapter seventy-four of the General Laws . 5,836

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 $21,408

Department of Public Welfare.

3019-01 For the payment of suitable aid to certain dependent children $1,250,000

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 200,000

3019-02, 3019-03, 3019-04, 3019-05, 3019-10 The unexpended balances remaining in items 3019-02, 3019-03, 3019-04 and 3019-05 of section two of chapter four hundred and eleven of the acts of nineteen hundred and sixty-six are hereby transferred and made available for the purposes of the following item:

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, and for the purposes of said items 3019-02, 3019-03, 3019-04 and 3019-05 prior to their inclusion herein . 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.)

3304-47 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 $3,310

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-one permanent positions 2,835

METROPOLITAN DISTRICT COMMISSION FUNDS.

STATE PURPOSES APPROPRIATION.

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		
8603-62	For the payment of a superior court judgment, Suffolk county, docket number 629921	**$103,455**

DEBT SERVICE APPROPRIATION.

Metropolitan Water System.

Interest and Redemption of Debt.

8920-00	For certain serial bonds maturing, to be in addition to any amounts otherwise available for the purpose, prior appropriation continued	**$5,000**

DEFICIENCIES.

For deficiencies in certain appropriations of previous years, in certain funds, as follows:

2449-00	General Fund	**$86,949**
2949-00	Highway Fund	**52,253**
3649-00	Marine Fisheries Fund	**22**
4049-00	State Recreation Areas Fund	**8,450**
8749-00	Metropolitan District Commission Funds — Sewerage District	**360**
8949-00	Metropolitan District Commission Funds — Water District	**257**

provided, that no payments shall be made unless the subsidiary account item to which the deficiency is to be charged contained a balance sufficient to meet the required payments on or after July first, nineteen hundred and sixty-eight.

SECTION 2A. For the purpose of making available for expenditure in the fiscal year nineteen hundred and sixty-nine certain balances of appropriations which otherwise would revert on June thirtieth, nineteen hundred and sixty-eight, the unexpended balances of the items shown below are hereby reappropriated for the fiscal year nineteen hundred and sixty-nine:

0401-35	2001-08	2202-11	8345-00
0441-36	2002-54	8064-26	8346-00
0441-37	2002-56	8166-22	8347-00
0482-02	2002-58	8258-89	8350-00
0801-05	2002-59	8263-20	8351-00
0909-02	2004-02	8343-00	8353-00
1010-38	2004-03	8344-00	

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

Approved June 26, 1968.

Chap. 444. AN ACT PROTECTING THE INLAND WETLANDS OF THE COMMONWEALTH.

Be it enacted, etc., as follows:

SECTION 1. Chapter 131 of the General Laws, as amended by chapter 802 of the acts of 1967, is hereby amended by inserting after section 40 the following section: —

Section 40A. The commissioner of natural resources, with the approval of the board of natural resources, may from time to time, for the purpose of promoting the public safety, health and welfare, and protecting public and private property, wildlife, fisheries, water resources, flood plain areas and agriculture, adopt, amend or repeal orders regulating, restricting or prohibiting dredging, filling, removing or otherwise altering or polluting inland wetlands. In this section the term "inland wetlands" shall mean any marsh or swamp bordering on inland waters or that portion of any bank which touches any inland waters, or any marsh or swamp subject to flooding by fresh water.

The commissioner shall, before adopting any such order, hold a public hearing thereon in the city or town in which the inland wetlands to be affected are located, giving notice thereof to the state reclamation board, the department of public works, the department of public health, the metropolitan district commission, the selectmen, conservation commissioners and assessors of each such town, the mayor, city council, conservation commissioners and assessors of each such city, and each assessed owner of such wetlands by certified mail at least twenty-one days prior thereto. For the purposes of this section the person to whom the land was assessed in the last preceding annual tax levy shall be deemed to be the assessed owner thereof, and the notice shall be addressed in the same manner as the notice of such tax levy, unless a different owner or a different address is known by the commissioner to be the correct one in which case the notice shall be so addressed. No order shall be adopted unless and until it is approved by the selectmen or city council of the town or city in which said wetlands are located; provided that if the selectmen or the city council fail to approve or disapprove such proposed order within thirty days after receipt of a written request from the commissioner such order shall be deemed to have been approved; and provided further, that if such order is so disapproved the commissioner may, after the expiration of one year from the date of such disapproval, adopt such order.

Upon the adoption of any such order or any order amending or repealing the same, the commissioner shall cause a copy thereof, together with a plan of the lands affected and a list of the assessed owners of such lands, to be recorded in the registry of deeds or the office of the assistant recorder for the district wherein the land lies, and shall send by certified mail a copy of such order and plan to each assessed owner of land affected and to the clerk and board of assessors of each city or town in which the land is located. Such order shall not be subject to the provisions of chapter one hundred and eighty-four. The superior court shall have jurisdiction in equity to enforce, and remedy violations of, such orders.

Any person having, at the time of said recording, a recorded interest in land subject to the order may, within ninety days of receiving notice thereof, object to the order by applying to the department by certified

mail to amend or repeal the order in so far as it applies to his interest or to purchase all or part of his interest. An heir, devisee or the personal representative of any person who had at the time of his death a right to apply may exercise said deceased person's right within ninety days of receiving notice of such order. The commissioner shall, within ninety days of receiving any such objections, repeal the order in so far as it applies to any such interest in land to which the applicant demonstrates that he has title unless the commissioner to the satisfaction of the applicant amends the order or purchases all or part of the applicant's interest therein. In addition to all other remedies the applicant shall have a right to appeal under the provisions of section fourteen of chapter thirty A any adverse determination of title by the commissioner. The method provided in this paragraph for objecting to an order shall be exclusive and the validity of any order adopted hereunder shall not be contested in any other proceeding or by any other person. No person shall have a right to petition for damages by reason of any such order; provided, however, that if there is a taking by eminent domain as hereinafter provided, he may recover damages under chapter seventy-nine.

No such order shall prohibit, restrict or regulate the use or improvement of land or water for agricultural purposes without the written consent of the owner, provided, however, that any subsequent non-agricultural use of land which was filled or drained for agricultural purposes at a time when said land was subject to an order under this section may be regulated, restricted or prohibited by such order. No such order shall prohibit, restrict or regulate the exercise or performance of the powers and duties conferred or imposed by law upon the department of public health, the department of public works, the metropolitan district commission, the division of fisheries and game, the Massachusetts aeronautics commission, or the state reclamation board, or any mosquito control or other project operating under or authorized by chapter two hundred and fifty-two. If after following the procedures hereinbefore set forth, no such order has become effective as to any particular land or interest therein, the department may, subject to a specific appropriation for the purpose, take such land or interest therein by eminent domain, or may acquire the same by purchase, gift or otherwise. Awards of damages, expenses of acquisition of land and water, and expenses incidental thereto and to the preparation of maps and plans of the lands to be affected, to the holding of hearings, and to the adoption and recording of orders, as provided in this section, may be paid out of funds made available for the purpose of section three of chapter one hundred and thirty-two A.

The exercise of the power of eminent domain under the provisions of this section shall be subject to the approval of the board of natural resources, the governor and the executive council.

SECTION 2. Section 40 of said chapter 131, as appearing in section 1 of chapter 802 of the acts of 1967, is hereby amended by inserting before the next to last sentence the following sentence: — The provisions of this section shall not apply to inland wetlands which are subject to an order adopted under section forty A, nor to inland wetlands immediately contiguous thereto unless such contiguous wetlands had been subject to such an order which was thereafter revoked by reason of the objection of the owner.

SECTION 3. No order adopted under section forty A of chapter one hundred and thirty-one of the General Laws, inserted by section one of this act, shall be deemed to invalidate any order imposed prior thereto by the commissioner of natural resources under section forty of said chapter one hundred and thirty-one, as originally appearing in chapter two hundred and twenty of the acts of nineteen hundred and sixty-five, and said order shall remain in full force and effect until expressly amended or repealed by the commissioner of natural resources.

Approved June 26, 1968.

Chap. 445. AN ACT EXTENDING THE PERIOD THE COMMONWEALTH MAY PROVIDE ASSISTANCE TO RAILROADS FOR PROVIDING PASSENGER SERVICE TO AND FROM BOSTON.

Be it enacted, etc., as follows:

SECTION 1. Section 8A of chapter 161A of the General Laws, inserted by section 1 of chapter 24 of the acts of 1967, is hereby amended by striking out, in line 4, the words "June thirtieth" and inserting in place thereof the words: — July thirty-first.

SECTION 2. Section 28A of said chapter 161A, inserted by section 2 of said chapter 24, is hereby amended by striking out the first sentence and inserting in place thereof the following sentence: — In addition to the assistance provided by section twenty-eight, the executive office for administration and finance may grant to the authority not more than four million five hundred thousand dollars to be paid to the authority for not more than ninety per cent of the cost to the authority of service provided no later than July thirty-first, nineteen hundred and sixty-eight, under agreements with railroads to provide passenger service to and from Boston.

Approved June 29, 1968.

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, June 29, 1968.

The Honorable JOHN F. X. DAVOREN, *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 445 of the Acts of 1968, entitled "An Act extending the period the Commonwealth may provide Assistance to Railroads for providing Passenger Service to and from Boston." and the enactment of which received my approval on June 29, 1968, 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 the time to which the extension is granted will have expired before the act could become effective and the postponement of the effective day of this act for ninety days would

defeat its purpose which is to provide railroad passenger service to and from Boston after June 30, 1968.

Respectfully submitted,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, June 29, 1968.

I, John F. X. Davoren, 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, 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 forty-five of the acts of nineteen hundred and sixty-eight.

JOHN F. X. DAVOREN,
Secretary of the Commonwealth.

Chap. 446. AN ACT PERMITTING STATE EMPLOYEES TO PROVIDE GOODS AND FURNISH SERVICES TO RECIPIENTS OF PUBLIC ASSISTANCE.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is, in part, to provide forthwith that state employees may provide goods and furnish services to recipients of public welfare, 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 7 of chapter 268A of the General Laws, as appearing in section 1 of chapter 779 of the acts of 1962, is hereby amended by adding the following paragraph: —

This section shall not apply to a state employee who provides services or furnishes supplies, goods and materials to a recipient of public assistance, provided that such services or such supplies, goods and materials are provided in accordance with a schedule of charges promulgated by the department of public welfare and provided, further, that such recipient has the right under law to choose and in fact does choose the person or firm that will provide such services or furnish such supplies, goods and materials. *Approved June 28, 1968.*

Chap. 447. AN ACT MAKING DECISIONS OF THE APPELLATE TAX BOARD RELATIVE TO THE SALES AND USE TAX SUBJECT TO THE GENERAL APPEAL PROVISIONS OF SAID BOARD.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to modify immediately certain procedures of the appellate tax board, 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 22 of chapter 64H of the General Laws is hereby amended by striking out the third sentence, as appearing in section 1 of chapter 757 of the acts of 1967, and inserting in place thereof the following two sentences: — Findings of fact of the appellate tax board shall be final and conclusive. The decision of said board and the right to appeal therefrom shall be governed by the provisions of section thirteen of chapter fifty-eight A.

SECTION 2. The first paragraph of section 23 of chapter 64I of the General Laws is hereby amended by striking out the third sentence, as appearing in section 2 of chapter 757 of the acts of 1967, and inserting in place thereof the following two sentences: — Findings of fact of the appellate tax board shall be final and conclusive. The decision of said board and the right to appeal therefrom shall be governed by the provisions of section thirteen of chapter fifty-eight A.

Approved June 28, 1968.

Chap. 448. AN ACT PERMITTING CERTAIN ATHLETIC GAMES TO BE CONDUCTED AND CERTAIN MOTION PICTURES TO BE EXHIBITED ON SUNDAY UP TO THE HOUR OF ONE O'CLOCK ANTEMERIDIAN.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is in part to permit forthwith the completion on Sunday of certain games begun before nine o'clock postmeridian on Saturday, 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 4 of chapter 136 of the General Laws is hereby amended by adding the following paragraph: —

(8) Sections two and three and this section shall not apply to an athletic game or contest, or to a motion picture, for which a charge in the form of the payment of money or other valuable consideration is made for the privilege of being present thereat, conducted, presented or exhibited on Sunday prior to one o'clock antemeridian; provided, that said athletic game or contest was commenced before the hour of nine o'clock postmeridian on Saturday and it was necessary to continue said game after midnight on Saturday in order to complete said game and in the case of any such exhibition of a motion picture that said motion picture is exhibited at a drive-in theatre during the period from the last Sunday in April to the last Sunday in October.

Approved June 28, 1968.

Chap. 449. AN ACT TO FACILITATE THE FINANCING OF THE PROJECTS OF THE MASSACHUSETTS PORT AUTHORITY.

Be it enacted, etc., as follows:

SECTION 1. Section 3 of chapter 465 of the acts of 1956 is hereby amended by striking out paragraph (*h*) and inserting in place thereof the following paragraph: —

(*h*) To issue its revenue bonds, payable solely from revenues, and in anticipation of an issue of its revenue bonds to borrow money, all as hereinafter provided.

SECTION 2. Said chapter 465 is hereby further amended by striking out section 9 and inserting in place thereof the following section: —

Section 9. Additional Revenue Bonds. — In addition to the bonds issued under the provisions of section eight, the Authority is authorized and empowered, subject to such conditions, limitations and restrictions as may be set forth in the trust agreement, to provide by resolution for the issuance at one time or from time to time of revenue bonds of the Authority or the borrowing of money in anticipation of the issuance of such revenue bonds for the purpose of providing funds for paying the cost of acquiring or constructing any additional revenue producing facility, the acquisition or construction and the financing of which by the Authority under the provisions of this act may hereafter be authorized by the general court (any such facility being herein called "additional facility"), or of constructing any extensions, enlargements or improvements of any project then under the control of the Authority or, in the case of revenue bonds, of paying and discharging notes theretofore issued in anticipation of the issuance of such bonds, or any combination of the foregoing; provided, however, that no such additional facility, extension or enlargement shall be constructed which will impair the revenues to be derived from facilities constructed pursuant to chapter three hundred and fifty-four of the acts of nineteen hundred and fifty-two, as from time to time amended.

SECTION 3. Section 10 of said chapter 465 is hereby amended by striking out the second sentence, as amended by section 6 of chapter 599 of the acts of 1958, and inserting in place thereof the following sentence: — The bonds may be of one or more series but all bonds issued by the Authority shall be dated, shall bear interest at such rate or rates per annum as the Authority shall determine, shall mature at such time or times not exceeding forty years from their date, 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 conditions as may be fixed by the Authority prior to the issuance of the bonds.

SECTION 4. Said section 10 of said chapter 465 is hereby further amended by striking out the seventh sentence, as so amended, and inserting in place thereof the following sentence: — The Authority may sell such bonds in such manner, either at public or private sale, and for such price as it may determine to be for the best interests of the Authority.

SECTION 5. Said chapter 465 is hereby further amended by inserting after section 10 the following section: —

Section 10A. Provisions Applicable to Money Borrowed. —Money borrowed by the Authority in anticipation of the issuance of revenue bonds shall be evidenced by notes of the Authority. The aggregate principal amount at any time outstanding of such notes of the Authority shall not exceed ten per centum of the aggregate principal amount of revenue bonds of the Authority then outstanding. The principal and interest of all notes of the Authority issued under the provisions of this act shall be payable no later than the fourth anniversary of the date of issue thereof, shall in no event be payable from revenues of the Authority but shall be payable solely from the proceeds of revenue

bonds subsequently issued, except that the Authority may provide that moneys held for the credit of the maintenance reserve fund or the improvement and extension fund established by the trust agreement dated as of July 1, 1964 relating to revenue bonds of the Authority, or any similar fund or funds established in any subsequent trust agreement, may, to the extent permitted thereby, be pledged by the Authority to the payment of the principal of and interest on any notes issued by the Authority for any purpose for which the moneys held for the credit of such fund or funds may be disbursed. Such notes shall be in such form and contain such other provisions as the Authority may determine and the Authority may issue such notes in such manner either publicly or privately and on such terms as it may determine to be in the best interests of the Authority. Such notes 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 or the city 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.

SECTION 6. Section 11 of said chapter 465 is hereby amended by striking out the first paragraph and inserting in place thereof the following paragraph: —

Revenue bonds or 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 political subdivision, but such bonds or notes shall be payable solely from the funds herein provided therefor from revenues or, in the case of notes, from the proceeds of bonds as herein provided. All such revenue bonds or notes shall contain on the face thereof a statement to the effect that neither the Authority nor the commonwealth nor any political subdivision thereof shall be obligated to pay the same or the interest thereon except from revenues or, in the case of notes, from the proceeds of bonds as herein provided 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 or notes.

SECTION 7. Said chapter 465 is hereby further amended by striking out section 15 and inserting in place thereof the following section: —

Section 15. Trust Funds. — All moneys received pursuant to the authority of this act, whether as proceeds from the sale of revenue bonds, notes or as revenues, shall be deemed to be trust funds, to be held and applied solely as provided in this act. The trust agreement shall provide that any officer to whom, or any bank or trust company to which, any such moneys shall be paid shall act as trustee of such moneys and shall hold and apply the same for the purposes hereof, subject to such regulations as this act and the trust agreement may provide.

SECTION 8. Section 19 of said chapter 465 is hereby amended by striking out the first sentence and inserting in place thereof the following sentence: — The Authority is hereby authorized to provide by resolution for the issue of its revenue refunding bonds for the purpose of refunding any bonds then outstanding which shall have been issued under the provisions of this act, including the payment of any redemption premium thereon and any interest accrued to the date of redemption of such bonds, and, if deemed advisable by the Authority, for any one or more of the

following purposes: — (*a*) constructing improvements, extension or enlargements of any project or projects or, (*b*) paying all or any part of the cost of any additional facility or facilities or, (*c*) in the case of revenue bonds, of paying and discharging notes theretofore issued in anticipation of the issuance of such bonds, or any combination of the foregoing.

SECTION 9. This act shall take effect upon its passage.

Approved June 28, 1968.

Chap. 450. AN ACT FURTHER EXTENDING THE TIME WITHIN WHICH CERTAIN SEWERAGE PROJECTS AND WORKS IN THE METROPOLITAN SEWERAGE DISTRICT MAY BE UNDERTAKEN AND COMPLETED.

Be it enacted, etc., as follows:

SECTION 1. The first paragraph of section 2 of chapter 645 of the acts of 1951 is hereby amended by striking out the word "sixty-eight", inserted by section 1 of chapter 674 of the acts of 1965, and inserting in place thereof the word: — seventy-one.

SECTION 2. The authorization contained in section two of chapter six hundred and forty-nine of the acts of nineteen hundred and fifty-eight, relative to expending any balances of the bond funds mentioned therein which remain unexpended, is hereby extended to June thirtieth, nineteen hundred and seventy-one.

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

Approved June 29, 1968.

Chap. 451. AN ACT AUTHORIZING THE CITY OF BROCKTON TO APPROPRIATE MONEY FOR, AND TO PAY, CERTAIN UNPAID BILLS.

Be it enacted, etc., as follows:

SECTION 1. The city of Brockton is hereby authorized to appropriate money for the payment of, and after such appropriation the treasurer of said city is hereby authorized to pay, the following unpaid bills: — Campello Coal Company, two hundred and ten dollars and twenty-nine cents; Brockton Ice & Coal Company, nine thousand seven hundred and seventy-five dollars and twenty-one cents and Brockton Taunton Gas Company, twelve thousand two hundred and seventy-seven dollars and eighty-five cents for fuel delivered in the year nineteen hundred and sixty-seven, 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 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 the 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 2. This act shall take effect upon its passage.

Approved June 29, 1968.

Chap. 452. AN ACT AUTHORIZING THE TOWN OF WINCHESTER TO APPROPRIATE MONEY FOR THE PAYMENT OF, AND TO PAY, A CERTAIN UNPAID BILL.

Be it enacted, etc., as follows:

SECTION 1. The town of Winchester is hereby authorized to appropriate and pay to H. E. Chefalo, Inc. twenty-eight hundred and ten dollars in payment for material and labor performed for said town pursuant to a contract entered into by and through its board of cemetery commissioners in the year nineteen hundred and sixty-seven, payment for which is legally unenforceable against said town.

SECTION 2. Said bill shall not be approved by the town controller of said town for payment or paid by the treasurer thereof under authority of this act unless and until certificates have been signed and filed with said town controller, 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 town, and that such goods and materials were delivered and actually received by said town or that such services were rendered to said town, or both.

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

Approved June 29, 1968.

Chap. 453. AN ACT RELATIVE TO THE TIME FOR FILING APPLICATIONS FOR EXAMINATION TO PRACTICE CHIROPRACTIC, AND PROVIDING CERTAIN FEES FOR REEXAMINATIONS.

Be it enacted, etc., as follows:

Section 91 of chapter 112 of the General Laws, as appearing in section 2 of chapter 409 of the acts of 1966, is hereby amended by striking out the second sentence and inserting in place thereof the following sentence: — Said application shall be filed with the secretary of the board at least thirty days before the date of examination, and shall be accompanied by an examination fee of twenty-five dollars or, in the case of a reexamination, each applicant shall pay a fee of five dollars for each subject upon which he is reexamined, but the aggregate of such reexamination fees shall not exceed twenty dollars.

Approved June 29, 1968.

Chap. 454. AN ACT RELATIVE TO THE ACQUISITION OF CERTAIN LAND IN THE CITY OF QUINCY ON WHICH THE FIRST RAILWAY IN AMERICA WAS SITUATED.

Be it enacted, etc., as follows:

SECTION 1. Chapter seven hundred and forty-eight of the acts of nineteen hundred and sixty-three is hereby repealed.

SECTION 2. The metropolitan district commission is hereby authorized and directed to convey to the city of Quincy any and all property the title to which was acquired by said commission under the provisions of chapter seven hundred and forty-eight of the acts of nineteen hundred and sixty-three, which property is on or in the vicinity of the site of the first railway in America.

SECTION 3. The city of Quincy is hereby authorized to accept as a gift from the metropolitan district commission certain land in said city on which a portion of said railway was located, and thereafter to preserve and maintain the same, subject, however, to the conditions and restrictions contained in the deed from the George W. Prescott Publishing Company to the commonwealth, dated December 17, 1964, and recorded in Norfolk County Registry of Deeds, Book 4223, Page 135.

Approved June 29, 1968.

Chap. 455. AN ACT REPEALING AN ACT RELATIVE TO THE CONSTRUCTION BY THE METROPOLITAN DISTRICT COMMISSION OF AN AQUEDUCT SYSTEM FROM WACHUSETT RESERVOIR TO THE MERRIMACK VALLEY TO SUPPLY ADDITIONAL TOWNS AND DISTRICTS WITH WATER.

Be it enacted, etc., as follows:

SECTION 1. Chapter six hundred and five of the acts of nineteen hundred and forty-nine is hereby repealed.

SECTION 2. Section six of chapter eight hundred and two of the acts of nineteen hundred and forty-nine is hereby repealed.

Approved June 29, 1968.

Chap. 456. AN ACT FURTHER REGULATING THE FEES FOR PERMITS ISSUED BY THE DEPARTMENT OF PUBLIC UTILITIES RELATIVE TO CERTAIN COMMON CARRIERS OF PASSENGERS BY MOTOR VEHICLE.

Be it enacted, etc., as follows:

Section 8 of chapter 159A of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by striking out the third sentence and inserting in place thereof the following sentence: — The department shall charge a fee of ten dollars for the issuance of an original permit, five dollars of which shall be the examination fee and five dollars for the permit, and shall charge a fee of five dollars for the annual renewal of such permit. *Approved June 29, 1968.*

Chap. 457. AN ACT EXTENDING THE TIME WITHIN WHICH FINANCIAL AID MAY BE PROVIDED TO CERTAIN NEEDY DEPENDENTS OF CERTAIN PERSONS IN THE SERVICE OF THE ARMED FORCES OF THE UNITED STATES.

Be it enacted, etc., as follows:

Section 7 of chapter 483 of the acts of 1965 is hereby amended by striking out, in line 3, the word "sixty-eight" and inserting in place thereof the word: — seventy-two. *Approved June 29, 1968.*

Chap. 458. AN ACT PROVIDING FOR THE APPOINTMENT OF CERTAIN PERSONNEL IN THE OFFICE OF THE STATE AUDITOR.

Be it enacted, etc., as follows:

Chapter 11 of the General Laws is hereby amended by striking out section 5, as amended by section 9 of chapter 591 of the acts of 1946, and inserting in place thereof the following section: —

Section 5. He may, subject to confirmation by the governor, appoint and may for cause remove a second, third and fourth deputy auditor and shall prescribe their respective duties. The auditor may employ an administrator of field operations of state audits and an administrator of field operations of authority audits to assist him in the performance of his duties. *Approved June 29, 1968.*

Chap. 459. AN ACT PROVIDING FOR AN ADDITIONAL ASSISTANT CLERK OF COURTS FOR THE COUNTY OF HAMPDEN.

Be it enacted, etc., as follows:

Chapter 221 of the General Laws is hereby amended by striking out section 4, as most recently amended by section 1 of chapter 355 of the acts of 1961, and inserting in place thereof the following section: —

Section 4. The justices of the supreme judicial court shall appoint for a term of three years from the date of their appointment, and may remove, assistant clerks of courts, as follows:

For the county of —

Barnstable, an assistant;

Bristol, an assistant and a second assistant;

Essex, an assistant, a second assistant, a third assistant, a fourth assistant, a fifth assistant, a sixth assistant and a seventh assistant;

Hampden, an assistant, a second assistant, a third assistant, a fourth assistant and a fifth assistant;

Middlesex, an assistant, a second assistant, a third assistant, a fourth assistant, a fifth assistant, a sixth assistant and a seventh assistant;

Norfolk, an assistant;

Plymouth, an assistant;

Suffolk, an assistant of the supreme judicial court;

Worcester, an assistant, a second assistant, a third assistant, a fourth assistant, a fifth assistant, a sixth assistant and a seventh assistant.

Assistant clerks of courts except in Suffolk county shall act as assistant clerks of the supreme judicial court, the superior court and the county commissioners. *Approved June 29, 1968.*

Chap. 460. AN ACT INCREASING THE FEES FOR DUPLICATE AND RENEWAL CERTIFICATES OF REGISTRATION OF HAIRDRESSERS.

Be it enacted, etc., as follows:

Section 87CC of chapter 112 of the General Laws is hereby amended by striking out the third paragraph, as appearing in section 5 of chapter 456 of the acts of 1966, and inserting in place thereof the following paragraph: —

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	$100.00
Beauty Shop	15.00	10.00
Booth Renter	25.00	50.00
Manicure Shop	15.00	10.00
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, $2.00.		
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.

Approved June 29, 1968.

Chap. 461. AN ACT PROVIDING THAT THE POSITION OF PARKING METER SUPERVISOR IN CERTAIN CITIES AND TOWNS SHALL BE SUBJECT TO THE CIVIL SERVICE LAW.

Be it enacted, etc., as follows:

SECTION 1. Section 5 of chapter 31 of the General Laws, as most recently amended by chapter 780 of the acts of 1967, is hereby amended by striking out, in line 55, the words "Parking meter supervisors" and inserting in place thereof the words: — Parking meter supervisors, except as provided in section forty-eight B.

SECTION 2. Said chapter 31 is hereby further amended by inserting after section 48A the following section: —

Section 48B. A city, by vote of its city council, and a town, by vote of its town meeting, may place the position of parking meter supervisor under the provisions of this chapter. *Approved June 29, 1968.*

Chap. 462. AN ACT PROVIDING FOR THE PAYMENT BY THE COMMONWEALTH OF ANNUITIES TO A VETERAN SUFFERING FROM THE LOSS OF BOTH LEGS DUE TO A SERVICE CONNECTED DISABILITY.

Be it enacted, etc., as follows:

Section 6B of chapter 115 of the General Laws, as most recently amended by section 1 of chapter 567 of the acts of 1956, is hereby further amended by adding the following paragraph: —

A veteran who has lost both legs as a result of enemy action or an accident certified by said Veterans' Administration to be service connected shall be paid the sum of five hundred dollars annually in monthly payments. Such payments shall be due and payable from the date of his application. *Approved June 29, 1968.*

Chap. 463. AN ACT DESIGNATING THE SWIMMING POOL TO BE CONSTRUCTED BY THE DEPARTMENT OF PUBLIC WORKS IN CHAUNCEY ALLEN PARK IN THE CITY OF WESTFIELD AS THE WESTFIELD VETERANS POOL.

Be it enacted, etc., as follows:

The swimming pool to be constructed by the department of public works in Chauncey Allen park in the city of Westfield shall be known and designated as the Westfield Veterans pool and a suitable marker bearing said designation shall be placed thereat by said department.
Approved June 29, 1968.

Chap. 464. AN ACT EXEMPTING NONRESIDENT MILITARY PERSONNEL FROM THE PROVISIONS OF LAW IMPOSING LICENSE FEES ON MOBILE HOME PARKS.

Be it enacted, etc., as follows:

SECTION 1. Section 5 of chapter 59 of the General Laws is hereby amended by striking out clause Thirty-sixth and inserting in place thereof the following clause :—

Thirty-sixth, Mobile homes located in mobile home parks subject to the monthly license fee provided for under section thirty-two G of chapter one hundred and forty and mobile homes deemed, by section 514 of the Soldiers' and Sailors' Civil Relief Act of 1940, as amended, not to be located or present in or to have a situs in such city or town for the purposes of taxation in respect to personal property.

SECTION 2. The first paragraph of section 32G of chapter 140 of the General Laws, as amended by chapter 104 of the acts of 1966, is hereby further amended by striking out the first three sentences and inserting in place thereof the following three sentences: — In addition to the license fee provided for under section thirty-two B, each mobile home park owner or operator licensed under said section shall, except as hereinafter provided, pay an additional license fee of six dollars per month or major fraction thereof, on account of each mobile home, occupying space within such mobile home park. Such additional license fee shall, except as hereinafter provided, be collected by such mobile home park operator from the owner or occupant of each mobile home occupying space in such mobile home park at the end of each month or any major fraction thereof, and shall be deposited with the collector of taxes in the city or town in which the mobile home park is located not later than the tenth day of the month next following. The mobile home park operator shall, not later than the fifth day of each month, file with the licensing authority a list containing the amounts collected together with the name and address of each owner or occupant of a mobile home occupying space during the preceding month, and designating the mobile homes and the owners or occupants thereof on account of which no additional

license fee is to be collected or deposited under the provisions of the last paragraph of this section.

SECTION 3. Said section thirty-two G of said chapter one hundred and forty is hereby further amended by adding the following paragraph: —

No additional license fee imposed by this section shall be collected by the operator of a mobile home park, nor shall any such fee be required to be deposited with the collector of taxes in the city or town in which such park is located, on account of a mobile home which is deemed, by section 514 of the Soldiers' and Sailors' Civil Relief Act of 1940, as amended, not to be located or present in or to have a situs in such city or town for the purposes of taxation in respect to personal property.

Approved June 29, 1968.

Chap. 465. AN ACT AUTHORIZING DOMESTIC INSURANCE COMPANIES AND SAVINGS BANKS TO INVEST IN CERTAIN OBLIGATIONS OF THE ASIAN DEVELOPMENT BANK.

Be it enacted, etc., as follows:

SECTION 1. Section 63 of chapter 175 of the General Laws is hereby amended by striking out paragraph 3A, as amended by chapter 129 of the acts of 1961, and inserting in place thereof the following paragraph: —

3A. In bonds, notes or obligations issued, assumed or guaranteed by the International Bank for Reconstruction and Development, the Inter-American Development Bank or the Asian Development Bank.

SECTION 2. Section 42 of chapter 168 of the General Laws is hereby amended by striking out paragraph 5, as amended by chapter 174 of the acts of 1961, and inserting in place thereof the following paragraph: —

5. *Other International Obligations.* — Bonds, notes or obligations issued, assumed or guaranteed by the International Bank for Reconstruction and Development, the Inter-American Development Bank or the Asian Development Bank containing an unconditional promise to pay, or an unconditional guarantee of the payment of, the interest thereon regularly, and the principal thereof on or before a specified date, in lawful currency of the United States; provided, that not more than three per cent of the deposits of any such corporation shall be invested in such bonds, notes or obligations; and provided, further, that the commissioner may at any time on his own initiative, or shall, upon the written request of the directors of the Mutual Savings Central Fund, Inc., suspend the authorization granted by this paragraph for such period or periods as he may determine. *Approved June 29, 1968.*

Chap. 466. AN ACT PROVIDING TENURE OF OFFICE UNTIL AGE SEVENTY FOR PHILIP J. CALCAGNI, INCUMBENT OF THE OFFICES OF VETERANS' AGENT AND DIRECTOR OF VETERANS' SERVICES OF THE TOWN OF NORTH ATTLEBOROUGH.

Be it enacted, etc., as follows:

Philip J. Calcagni, incumbent of the offices of veterans' agent and director of veterans' services of the town of North Attleborough, shall hold said offices 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 provided by section forty-three of chapter thirty-one of the General Laws. *Approved June 29, 1968.*

Chap. 467. AN ACT ABOLISHING THE DIVISION ON THE NECESSARIES OF LIFE IN THE DEPARTMENT OF LABOR AND INDUSTRIES AND TRANSFERRING CERTAIN FUNCTIONS AND DUTIES TO THE DIVISION OF STANDARDS IN SAID DEPARTMENT.

Be it enacted, etc., as follows:

SECTION 1. Section 3 of chapter 23 of the General Laws is hereby amended by striking out the third sentence, as most recently amended by section 2 of chapter 765 of the acts of 1967, and inserting in place thereof the following sentence: — He shall organize in the department a division of standards, a division of occupational hygiene and such other divisions as he may from time to time determine.

SECTION 2. Section 4 of said chapter 23 is hereby amended by striking out the second sentence, as appearing in section 1 of chapter 707 of the acts of 1941, and inserting in place thereof the following sentence: — One of them, to be known as the director of standards, shall have charge of the division of standards, and each of the others shall be assigned to take charge of a division, other than the division of unemployment compensation or its successor.

SECTION 3. Said chapter 23 is hereby further amended by striking out section 8, as amended by section 2 of chapter 261 of the acts of 1939, and inserting in place thereof the following section: —

Section 8. The director of standards shall, in addition to the powers and duties conferred and imposed upon him by law, perform such other duties as may be assigned to him by the commissioner.

SECTION 4. Sections nine E, nine F and nine G of said chapter twenty-three are hereby repealed, and the heading preceding said section nine E is hereby stricken out.

SECTION 5. Section 86 of chapter 41 of the General Laws is hereby amended by striking out the first sentence, as appearing in section 5 of chapter 261 of the acts of 1939, and inserting in place thereof the following sentence: — All persons appointed under section eighty-five shall keep accurate records, in the form prescribed by the director of standards, of all weighings, measurements or surveys made by them, which shall at all reasonable times be open to inspection by said director and his inspectors and by the local sealer of weights and measures.

SECTION 6. Section 87A of said chapter 41, inserted by chapter 386 of the acts of 1954, is hereby amended by striking out the first sentence and inserting in place thereof the following sentence: — The director of standards, upon the written request of the registrar of motor vehicles, shall appoint any of those persons described in section twenty-nine of chapter ninety as having the powers of constables and of police officers, as weighers and measurers of motor vehicles and trailers, and of the loads of such vehicles and trailers.

SECTION 7. Section 87B of said chapter 41, inserted by chapter 200 of the acts of 1956, is hereby amended by striking out the first sentence, and inserting in place thereof the following sentence: — The director of standards, upon the written request of the director of the commercial

motor vehicle division of the department of public utilities, shall appoint any of those persons described in section fourteen of chapter one hundred and fifty-nine B as having the powers of constables and police officers, as weighers and measurers of commercial motor vehicles and trailers, and of the loads of such vehicles and trailers.

SECTION 8. Section 7 of chapter 94 of the General Laws is hereby amended by striking out the last sentence, as appearing in section 19 of chapter 490 of the acts of 1941, and inserting in place thereof the following sentence: — Such weights shall be determined by the average weight of not less than six loaves; provided, that such average weights shall be determined by the weight of at least twelve loaves whenever such number of loaves is available at the time and place of such weighing; and provided further, that bread found upon any premises occupied for the manufacture of bread for sale, or any bread found in the wagons, trucks, baskets, boxes, or other delivery vehicles or receptacles owned or controlled by the manufacturer of such bread, and being transported or delivered for sale, shall for the purposes of this section be deemed to have been baked within twelve hours unless such bread is marked, designated or segregated as stale bread, under regulations prescribed by the director of standards.

SECTION 9. Section 9 of said chapter 94, as amended by section 6 of chapter 261 of the acts of 1939, is hereby further amended by striking out, in lines 1 and 2 and in line 21, the words "and necessaries of life".

SECTION 10. Section 85 of said chapter 94 is hereby amended by striking out the second sentence, as appearing in section 7 of said chapter 261, and inserting in place thereof the following sentence: — If the purchaser and seller disagree as to the quantity in a barrel, either party may have it measured by the director of standards or a sealer of weights and measures.

SECTION 11. Section 98 of said chapter 94 is hereby amended by striking out the second sentence, as appearing in section 8 of said chapter 261, and inserting in place thereof the following sentence: — Said baskets or other receptacles shall not be required to be tested and sealed as provided by chapter ninety-eight, but the sealer or deputy sealer of weights and measures of any town or the director of standards may, if he so desires, and shall, upon complaint, test the capacity of any basket or other receptacle in which any of the aforesaid fruit is sold or intended to be sold; and if the same is found to contain less than the standard measure he shall seize the same and make complaint against the vendor.

SECTION 12. Section 99A of said chapter 94 is hereby amended by striking out the last sentence, as appearing in section 9 of said chapter 261, and inserting in place thereof the following sentence: — The director of standards in the department of labor and industries, his inspectors and the sealers and deputy sealers of weights and measures in cities and towns shall enforce the provisions of this section.

SECTION 13. Section 181 of said chapter 94 is hereby amended by striking out the last paragraph, as appearing in chapter 676 of the acts of 1965, and inserting in place thereof the following paragraph: —

The director of standards shall enforce this section and sections one hundred and eighty-two to one hundred and eighty-four, inclusive.

SECTION 14. Said chapter 94 is hereby further amended by striking out section 182, as amended by section 11 of chapter 261 of the acts of 1939, and inserting in place thereof the following section: —

Section 182. The director of standards shall adopt the variations, tolerances and exemptions established, or hereafter established, by rules and regulations provided for by section three of the act of congress mentioned in section one hundred and ninety-two, with such further reasonable variations, tolerances and exemptions not covered by the rules and regulations by said section as he deems expedient.

SECTION 15. Section 184 of said chapter 94, as amended by section 12 of said chapter 261, is hereby further amended by striking out, in lines 4 and 5 and in line 16, the words "and necessaries of life".

SECTION 16. Said chapter 94 is hereby further amended by striking out section 239A, as amended by section 13 of said chapter 261, and inserting in place thereof the following section: —

Section 239A. The director of standards shall from time to time by rule or regulation establish standard sizes for anthracite coal offered for sale within the commonwealth, with variances or tolerances not to exceed five per cent determined by weight.

SECTION 17. Section 244 of said chapter 94 is hereby amended by striking out the second sentence, as appearing in section 1 of chapter 155 of the acts of 1941, and inserting in place thereof the following sentence: — Such certificate shall be given to said person and shall be given by him only to the owner of the goods or material or his agent when he unloads the same; and each such person, on request and without charge therefor, shall permit the director of standards, or any inspector of standards in any town, or any sealer of weights and measures of any town, to examine the certificate and to make a copy thereof.

SECTION 18. Section 245 of said chapter 94 is hereby amended by striking out the first sentence, as appearing in section 2 of chapter 155 of the acts of 1941, and inserting in place thereof the following sentence: — The director of standards or any inspector of standards in any town, or a sealer of weights and measures within his town, wherein any quantity of coke, charcoal or coal or material for road construction in the course of delivery is found may direct the person in charge of the goods or material to convey the same without delay or charge to scales designated by such director, inspector or sealer, who shall there determine the quantity of the goods or material, and, except in the case of coke, charcoal or coal in baskets or bags as required by section two hundred and forty-one, shall determine their weight together with the tare weight, and shall direct said person to return to such scales immediately after unloading the goods or material; and upon such return, the director, inspector or sealer shall determine the tare weight.

SECTION 19. Section 248 of said chapter 94 is hereby amended by striking out the second sentence, as appearing in chapter 99 of the acts of 1952, and inserting in place thereof the following sentence: — The director of standards and local sealers of weights and measures shall cause sections two hundred and forty-two to two hundred and forty-nine, inclusive, and rules and regulations made under section two hundred and thirty-nine A, to be enforced.

SECTION 20. Section 249A of said chapter 94 is hereby amended by striking out the first sentence, as appearing in section 15 of chapter 261 of the acts of 1939, and inserting in place thereof the following sentence: — The department of public health, local boards of health, the director of standards and local sealers of weights and measures, by themselves or by their authorized agents, may enter each place where coal

is stored or kept for sale and each railroad train or car or any vehicle used for its conveyance and may inspect said coal or take therefrom samples for analysis or inspection.

SECTION 21. Said chapter 94 is hereby further amended by striking out section 249B, as amended by section 16 of said chapter 261, and inserting in place thereof the following section: —

Section 249B. Any person who hinders, obstructs or interferes with the department of public health, local boards of health, the director of standards, local sealers of weights and measures, or their authorized agents, in the performance of their duties under section two hundred and forty-nine A, 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 one month nor more than one year, or both.

SECTION 22. Said chapter 94 is hereby further amended by striking out section 249F, as amended by section 4 of chapter 241 of the acts of 1943, and inserting in place thereof the following section: —

Section 249F. The department of public health, local boards of health, the director of standards and local sealers of weights and measures shall cause sections two hundred and forty-nine A to two hundred and forty-nine E½, inclusive, to be enforced.

SECTION 23. Said chapter 94 is hereby further amended by striking out section 283, as amended by section 17B of chapter 261 of the acts of 1939, and inserting in place thereof the following section: —

Section 283. No person shall maintain any slot machines or other automatic device, except gas meters, electric meters and telephones, which, upon the deposit therein of any coin or other article of value, furnishes music, or other entertainment, exhibits pictures, provides facilities for weighing, supplies any merchandise or other thing, or renders any service, or is represented to do or perform any of the above mentioned things, unless such machine or device is of a type approved by the director of standards; but no person maintaining such machine or device with respect to which, or to the operation, service or supply of which, there is any element of chance shall be protected or be entitled to immunity from prosecution because of such approval.

SECTION 24. Said chapter 94 is hereby further amended by striking out section 286, as amended by section 2 of chapter 110 of the acts of 1950, and inserting in place thereof the following section: —

Section 286. The marking as required in section two hundred and eighty-five shall in all cases be in combination with the name and place of business of the manufacturer or distributor of the thread, or a trade mark, symbol, brand or other mark which positively identifies such manufacturer or distributor, and which shall be filed with the director of standards.

SECTION 25. Section 295A of said chapter 94 is hereby amended by striking out paragraphs (4) and (5), as appearing in section 1 of chapter 515 of the acts of 1950, and inserting in place thereof the following two paragraphs: —

(4) The word "division" shall mean the division of standards in the department of labor and industries.

(5) The word "director" shall mean the director of standards.

SECTION 26. Chapter 95 of the General Laws is hereby amended by striking out section 1, as amended by section 18 of chapter 261 of the acts of 1939, and inserting in place thereof the following section: —

Section 1. The mayor of a city or the selectmen of a town, upon the request of two or more voters thereof, shall annually appoint one or more measurers of leather who have been certified by the director of standards as fit persons for such appointment, and who shall be sworn to the faithful performance of their duty. The director of standards may at any time, for cause, revoke such certificate of fitness, and such revocation shall immediately render such appointment void.

SECTION 27. Section 1 of chapter 98 of the General Laws, as amended by section 19 of said chapter 261, is hereby further amended by striking out the definition of "Director" and inserting in place thereof the following definition: —

"Director", director of standards in the department of labor and industries.

SECTION 28. Section 28A of said chapter 98 is hereby amended by striking out the second sentence, as appearing in chapter 544 of the acts of 1963, and inserting in place thereof the following sentence: — The director of standards shall prescribe regulations including specifications and tolerances governing the testing and sealing of such meters by the manufacturers and method of determining quantity of liquefied petroleum gas, and other liquid petroleum heating oils, and may authorize any manufacturer to seal such meters upon written agreement to conform to such regulations.

SECTION 29. Said chapter 98 is hereby amended by striking out the caption immediately preceding section 29 and inserting in place thereof the following caption: — CERTAIN POWERS AND DUTIES OF DIRECTOR OF STANDARDS.

SECTION 30. Chapter 99 of the General Laws is hereby amended by striking out section 3, as most recently amended by chapter 48 of the acts of 1968, and inserting in place thereof the following section: —

Section 3. The duties of the director of standards and the duties and responsibilities of the sealer of weights and measures of each town, with respect to the keeping, care, verification and use of the standard weights and measures of the metric system, shall be the same as those established by law with respect to other standard weights and measures.

SECTION 31. Section 4 of said chapter 99 is hereby amended by striking out the first sentence, as appearing in section 22 of chapter 261 of the acts of 1939, and inserting in place thereof the following sentence: — The director of standards may verify, adjust and seal all metric weights and measures brought to him for that purpose.

SECTION 32. Section 1 of chapter 101 of the General Laws is hereby amended by striking out the definition of "Director", as appearing in chapter 146 of the acts of 1958, and inserting in place thereof the following definition: —

"Director", the director of standards in the department of labor and industries.

SECTION 33. The division on the necessaries of life in the department of labor and industries immediately prior to the effective date of this act is hereby abolished.

SECTION 34. Notwithstanding any other provision of law, the incumbent of the office of director of standards and necessaries of life in the department of labor and industries immediately prior to the effective date of this act shall become, and continue in office as, the director of standards in said department after said effective date, without im-

pairment of seniority, retirement and other rights, without interruption of service within the meaning of section nine A of chapter thirty of the General Laws, and without reduction in compensation or salary grade; provided, however, that nothing in this act shall be construed to give said incumbent any rights to which he was not entitled prior to the effective date of this act.

The officers and employees of the division on the necessaries of life abolished by this act, 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 section nine A of chapter thirty of the General Laws shall, without impairment of civil service status, seniority, retirement and other rights, without interruption of service within the meaning of chapter thirty-one or section nine A of chapter thirty, and without reduction in compensation or salary grade, be transferred to the division of standards in the department of labor and industries.

SECTION 35. All orders, rules and regulations duly made by the division on the necessaries of life abolished by this act shall remain in full force and effect until superseded, revised, rescinded or cancelled in accordance with law, unless the intent of this act otherwise requires.

SECTION 36. All books, papers, records, documents and equipment in the custody of or maintained for the use of the division on the necessaries of life abolished by this act are hereby transferred to the custody and control of the division of standards in the department of labor and industries.

SECTION 37. All petitions, hearings and other proceedings, duly pending before, and all legal and other proceedings duly begun by the division on the necessaries of life abolished by this act shall continue in full force and effect notwithstanding the passage of this act, and shall be resolved before or by the division of standards in the department of labor and industries. Said division of standards shall be deemed to stand in place of said division on the necessaries of life in regard to all proceedings continued under this section.

SECTION 38. All unexpended balances of moneys heretofore appropriated for the division on the necessaries of life in the department of labor and industries shall be immediately available for expenditure by the division of standards in said department of labor and industries.

Approved June 29, 1968.

Chap. 468. AN ACT PROTECTING THE RIGHTS OF INJURED EMPLOYEES UNDER THE WORKMEN'S COMPENSATION LAW.

Be it enacted, etc., as follows:

SECTION 1. Chapter 152 of the General Laws is hereby amended by inserting after section 7D the following section: —

Section 7E. The board shall, if it finds that payment of compensation has been unreasonably delayed by an insurer or self-insurer, increase the award to a claimant by not less than five nor more than ten per cent of the compensation then found to be due.

SECTION 2. The provisions of section seven E of chapter one hundred and fifty-two of the General Laws, inserted by section one of this act, shall apply to claims arising on and after the effective date of this act.

Approved June 29, 1968.

Chap. 469. AN ACT AUTHORIZING THE DIRECTOR OF CIVIL SERVICE TO SUPPLEMENT JOB SPECIFICATIONS IN PREPARING NOTICES FOR EXAMINATIONS.

Be it enacted, etc., as follows:

Paragraph (*d*) of section 2A of chapter 31 of the General Laws, as amended by section 5 of chapter 780 of the acts of 1967, is hereby further amended by striking out the last sentence, and inserting in place thereof the following three sentences: — If, in preparing the notice for any examination for an office or position in the service of the commonwealth, the director believes the specifications previously approved in accordance with section forty-five of chapter thirty are insufficient to describe the office or position for the purposes of conducting the examination, he may include in such notice such additional or qualifying information as he deems necessary so to describe the office or position. No such notice shall be prepared and posted by the director until he has received from the appointing authority all information which he has requested regarding the duties of such office or position and until he has approved a statement, filed by the appointing authority with him in such form as he shall prescribe, which sets forth the qualifications for such office or position and a proposal as to the type of examination desired and entrance requirements therefor. A copy of every such notice shall be filed with the specifications maintained pursuant to said section forty-five.

Approved June 29, 1968.

Chap. 470. AN ACT AUTHORIZING THE CITY OF BROCKTON TO APPROPRIATE MONEY FOR AND TO SATISFY A CERTAIN JUDGMENT.

Be it enacted, etc., as follows:

SECTION 1. The city of Brockton is hereby authorized, in order to discharge a moral obligation of said city, to appropriate money for the payment of, and after such appropriation the treasurer of said city is hereby authorized to pay, an amount not exceeding twenty-two thousand dollars in full settlement and satisfaction of a judgment in the case of William A. Gildea vs. Leonard H. Ellershaw, F. Milton McGrath, Edmund Leonard, George F. Rodenbush and Hipolit Moncevicz, Plymouth Superior Court #47674. Said judgment is for damages sustained by the plaintiff, formerly city manager of said city, by reason of the unlawful removal of said plaintiff from said office by vote of the defendants, members or former members of the city council of said city, acting in their official capacities as city councillors.

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

Approved July 1, 1968.

Chap. 471. AN ACT DIRECTING THE DEPARTMENT OF PUBLIC WORKS TO CONSTRUCT A CERTAIN BRIDGE OVER THE CONNECTICUT RIVER BETWEEN THE CITY OF CHICOPEE AND THE TOWN OF WEST SPRINGFIELD.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide forthwith for the construction of a certain bridge over the Connecticut river between the city of Chicopee and the

town of West Springfield, 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 and directed to design, engineer and construct a new bridge, with suitable approaches thereto over the Connecticut river connecting Exchange street in the city of Chicopee with Wayside avenue in the town of West Springfield, said bridge to replace the existing bridge thereat.

For such purposes said department may expend such sums as may be appropriated therefor.

SECTION 2. Chapter eight hundred and twenty-five of the acts of nineteen hundred and sixty-five, as amended by chapter five hundred and twenty-four of the acts of nineteen hundred and sixty-seven, is hereby repealed. *Approved July 1, 1968.*

Chap. 472. AN ACT DIRECTING THE COUNTY COMMISSIONERS OF THE COUNTY OF MIDDLESEX TO HAVE PLANS AND SPECIFICATIONS PREPARED FOR ALTERATIONS OF AND ADDITIONS TO THE FIRST DISTRICT COURT OF EASTERN MIDDLESEX.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of providing adequate court house accommodations and facilities for the first district court of eastern Middlesex, the county commissioners of the county of Middlesex are hereby authorized and directed to cause plans and specifications to be prepared for alterations of and additions to the present district court courthouse in the city of Malden. For said purposes the county commissioners may expend sums not exceeding fifteen thousand dollars.

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

Approved July 1, 1968.

Chap. 473. AN ACT ESTABLISHING THE BOARD OF REGISTRATION OF LANDSCAPE ARCHITECTS AND PROVIDING FOR THE USE OF THE TITLE OF LANDSCAPE ARCHITECT.

Be it enacted, etc., as follows:

SECTION 1. Chapter 13 of the General Laws is hereby amended by inserting after section 66, under the caption BOARD OF REGISTRATION OF LANDSCAPE ARCHITECTS, the following three sections: —

Section 67. There shall be a board of registration of landscape architects, in this section and in sections sixty-eight and sixty-nine called the board, consisting of five members to be appointed by the governor, citizens of the commonwealth, each of whom shall have been engaged in the practice of landscape architecture for a period of ten years or more prior to his appointment and shall be registered landscape architects. As the term of office of a member of the board expires, his successor shall be appointed in like manner for a term of four years. Each member shall continue to serve until the qualification of his successor. The governor may also fill any vacancy in the board for the unexpired portion of the term.

Section 68. The board shall hold at least two regular meetings each year and may hold such special meetings as it may determine. At the first regular meeting each year, the board shall organize and choose a chairman who shall be a member of the board and a secretary who may, but need not, be a member of the board. At all meetings of the board a quorum shall consist of three members.

Section 69. The members of the board shall serve without compensation, except that there shall be paid by the commonwealth to the secretary, whether a member of the board or not, a salary of five hundred dollars. Each member shall receive from the commonwealth the necessary travel and other expenses actually incurred by him in the performance of his duties. The board may appoint such clerks as may be necessary; provided that the salary of the secretary and expenses of the members of the board and its employees, and the expenses of the board, shall not be in excess of the receipts for registration and from other sources that have been received by the state treasurer from the board.

SECTION 2. Chapter 112 of the General Laws is hereby amended by adding after section 97, under the caption REGISTRATION OF LANDSCAPE ARCHITECTS, the following ten sections: —

Section 98. The following words as used in this section and sections ninety-nine to one hundred and seven, inclusive, unless the context otherwise requires, shall have the following meanings: —

"Landscape architect", a person who holds a certificate entitling him to be called by the title "landscape architect" in the commonwealth under the authority of section ninety-nine.

"Landscape architecture", the performance of professional services, such as consultations, investigation, reconnaissance, research, planning, design, or responsible supervision, in connection with the development of land and incidental water areas where and to the extent that the dominant purpose of such services is the preservation, enhancement or determination of proper land uses, natural land features, naturalistic and esthetic values, the settings and approaches to buildings, structures, facilities or other improvements, and natural drainage and the consideration, determination and solution of inherent problems of the land relating to erosion, wear and tear, blight or other hazards. The practice of landscape architecture shall include the location and arrangement of such tangible objects and features as are incidental and necessary to the purposes outlined herein, but shall not include the practice of architecture, the practice of engineering or the practice of land surveying, as defined in this chapter, or the making of final land plots for official recording or approval. A registered landscape architect may, however, do such architectural, engineering and surveying work as is incidental to his work.

"Board", the board of registration of landscape architects established by section sixty-seven of chapter thirteen.

Section 99. No person shall represent himself to be a landscape architect or use the title landscape architect in the commonwealth on any sign, title, card or other device to indicate that such person is a landscape architect, unless such person shall have secured from the board a certificate of registration as a landscape architect. Every holder of a certificate of such registration shall display it in a conspicuous place in his principal office or place of employment within the commonwealth.

Section 100. Every registered landscape architect shall have a seal of a design authorized by the board. All plans and specifications and reports prepared by a registered landscape architect, or under his supervision, shall be stamped with the impression of such seal. A registered landscape architect shall impress his seal on any plans, specifications or reports only if his certificate of registration is in full force and if he was the author of such plans, specifications and reports or in responsible supervision of their preparation.

Section 101. Before being examined for registration as a landscape architect, each applicant shall submit evidence to the board that:

(a) he is at least twenty-three years of age and of good moral character;

(b) he is a citizen of the United States or has legally declared his intention of so becoming;

(c) he has completed the course of study and been graduated from a college or school of landscape architecture approved by the board and that he has had two years of practical experience in landscape architectural work of a grade and character satisfactory to the board. In lieu of graduation from an approved college or school of landscape architecture, and the practical experience in addition thereto, an applicant may take the examination upon presenting evidence of at least six years of practical experience in landscape architectural work of a grade and character satisfactory to the board. Credit may be given for approved college education at the discretion of the board.

Nothing herein shall be construed to prevent a firm, partnership or corporation from using the title "landscape architect" or "landscape architects", or similar title provided that the practice of landscape architecture by such firm, partnership or corporation shall be under the professional and supervisory control of a person registered as a landscape architect.

Section 102. Examinations for registration as a landscape architect shall be held by the board at least one each year, provided that applications shall have been received during the time announced. The board shall adopt rules and regulations covering the subjects and scope of the examinations, shall publish appropriate announcements and shall conduct the examinations at the times designated. Except as hereinafter provided, every applicant for registration as a landscape architect shall be required, in addition to all other requirements, to establish, by written examination, his competency to plan, design, specify and supervise the installation of landscape projects. Each written examination may be supplemented by such oral examinations as the board shall determine.

Section 103. (1) — (a) Every landscape architect shall pay an annual registration fee to the board on or before the thirty-first day of January of each year.

(b) If the annual registration fee is not so paid, a penalty of five dollars shall be added to the amount thereof.

(c) Any holder of a certificate of registration who fails to renew his registration within sixty days after notification by the board that his certificate has expired, shall, before again using the title of landscape architect within the commonwealth, be required to reregister, pay a fee of twenty dollars and may be required by the board to be reexamined.

(2) The fees to be paid to the board shall be as follows:
(a) Application fee for examination, twenty-five dollars.
(b) An original certificate, ten dollars.
(c) A duplicate certificate, ten dollars.
(d) Annual registration fee, five dollars.

Section 104. The board may certify for registration without examination an applicant who is legally registered as a landscape architect in any other state or country whose requirements for registration are at least substantially equivalent to the requirements of this commonwealth, provided such other state or country extends the same privilege to landscape architects registered in this commonwealth.

Section 105. Nothing in sections ninety-eight to one hundred and seven, inclusive, shall affect any law relating to architects, professional engineers and land surveyors and city and regional planners, respectively, and said sections shall not apply to:

(a) an architect, professional engineer or land surveyor, certified to practice his profession in the commonwealth under applicable provisions of law;
(b) a landscape contractor acting as such;
(c) city and regional planners;
(d) an agriculturist, horticulturist, forester, nurseryman, gardener, landscape gardener, garden or lawn caretaker or grader, or a cultivator of land.

Section 106. The board, after due notice and hearing, may suspend or revoke the certificate of registration of a landscape architect upon proof satisfactory to the board;

(a) that the holder of such certificate of registration is in violation of any provision of sections ninety-eight to one hundred and seven, inclusive, or of any rule or regulation promulgated by the board;
(b) that such certificate of registration was obtained by fraud or misrepresentation;
(c) that any money or thing of value, except fees prescribed or authorized by said sections, was paid or received to secure the issuance of such certificate of registration;
(d) that the holder of such certificate of registration has been guilty of a felony;
(e) that the holder of such certificate of registration has been guilty of fraud or deceit, or of gross negligence, incompetence or misconduct, in the use of the title of landscape architect; or
(f) that the holder of such certificate of registration has permitted or suffered his official seal to be affixed to any plans, specifications, drawings or reports, if such portions thereof as involve the practice of landscape architecture were not prepared by him or under his personal supervision by his regularly employed subordinates.

The board may reissue a certificate of registration to any person whose certificate of registration has been revoked. Application for the reissuance of a certificate of registration shall be made in such manner as the board may direct.

Section 107. It shall be unlawful for any person to:

(a) hold himself as a landscape architect unless he is registered under the provisions of sections ninety-eight to one hundred and six, inclusive;
(b) present as his own the certificate of registration of another;

(c) give false or forged evidence to the board of registration or any member thereof in obtaining a certificate;

(d) falsely impersonate any other registrant of like or different name;

(e) use or attempt to use a certificate of registration that has been revoked; or

(f) otherwise violate any of the provisions of said sections.

Each such violation shall be punished by a fine of not less than one hundred dollars nor more than five hundred dollars, or by imprisonment for not more than one year, or both.

SECTION 3. Notwithstanding any other provisions of this act, any person over the age of twenty-five years and of good moral character, who submits evidence satisfactory to the board that, for not less than one year prior to the passage of this act, he has been regularly engaged in the practice of landscape architecture as defined in section ninety-eight of chapter one hundred and twelve of the General Laws, inserted by section two of this act, shall be entitled to receive, without an examination, a certificate of registration to use the title landscape architect, if he files an application therefor accompanied by the fee for an original certificate on or before one year after the passage of this act.

SECTION 4. In making the original appointments to the board of registration of landscape architects, established by section sixty-seven of chapter thirteen of the General Laws, inserted by section one of this act, the governor shall appoint one member for a term of one year, two members for terms of two years and two members for terms of three years. Any person 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 landscape architect but he shall have the other qualifications set forth in said section sixty-seven.

Approved July 1, 1968.

Chap. 474. AN ACT AUTHORIZING THE TOWN OF BELMONT TO USE FOR SCHOOL PURPOSES CERTAIN LAND HELD BY SAID TOWN FOR PARK PURPOSES.

Be it enacted, etc., as follows:

The town of Belmont is hereby authorized to use for school purposes and other purposes incidental thereto certain land now held by said town for park purposes and being three parcels of land situated on Concord avenue in said town bounded and described as follows: —

Parcel I: — Beginning at a point on the northerly sideline of Concord Avenue at the easterly corner of property now or formerly owned by the New England Mutual Life Insurance Company and running easterly along said Concord Avenue three hundred forty and 40/100 (340.40) feet to land now or formerly of Mabel E. Vail; thence turning and running northerly by land of said Vail one hundred and five and 00/100 (105.00) feet; thence turning and running easterly by land of said Vail sixty four and 00/100 (64.00) feet to land now or formerly of Katherine Andrew; thence turning and running northerly by land of said Andrew eighteen and 00/100 (18.00) feet; thence turning and running easterly by land of said Andrew eighty three and 00/100 (83.00) feet to land of the Town of Belmont; thence turning and running northerly by land of the Town of Belmont four hundred twenty three and 67/100

(423.67) feet to land of the Boston & Maine Railroad, thence turning and running westerly by land of the railroad on four lines altogether measuring seven hundred thirty and 07/100 (730.07) feet to land now or formerly Belmont Lumber and Cement Company Corp; thence turning and running southerly by land of said Belmont Lumber and Cement Company Corp. one hundred sixty two and 50/100 (162.50) feet to land now or formerly New England Mutual Life Insurance Company; thence turning and running easterly fifty five and 50/100 (55.50) feet, southerly six and 89/100 (6.89) feet, easterly one hundred and 00/100 (100.00) feet and southerly ninety five and 05/100 (95.05) feet all by land of said New England Mutual Life Insurance Company to point of beginning and containing 239,131 square feet.

Parcel II: — Beginning at a point on the northerly sideline of Concord Avenue at the easterly corner of property now or formerly of Katherine Andrew and running easterly along said Concord Avenue on two lines together measuring nine hundred seventy two and 95/100 (972.95) feet more or less to Concord Avenue Park so called; thence turning and running northwesterly by said Park eight hundred and eight (808) feet more or less; thence turning and running northwesterly by land of said Park one hundred forty four (144) feet more or less to land of the Boston & Maine Railroad; thence turning and running westerly by land of said Railroad on two lines together measuring four hundred ninety six (496) feet more or less to land of the Town of Belmont; thence turning and running southerly by said land of the Town of Belmont five hundred forty six and 67/100 (546.67) feet to the point of beginning and containing 524,735 square feet.

Parcel III: — Beginning at a point on the northerly sideline of Concord Avenue at the easterly corner of Parcel II as previously described and running easterly along said Concord Avenue one thousand three hundred and four and 59/100 (1304.59) feet to a point of curve near Underwood Street; thence running on a curve to the left with a radius of 32.51 a distance of fifty seven and 75/100 (57.75) feet to Underwood Street; thence turning and running northerly by said Underwood Street eight hundred thirty six and 16/100 (836.16) feet to Hittinger Street; thence turning and running northeasterly by said Hittinger Street four hundred twenty two and 00/100 (422.00) feet to land now or formerly of the American Concrete Vault Corp; thence turning and running northwesterly by land of said American Concrete Vault Corp. two hundred forty two and 86/100 (242.86) feet; thence turning and running northerly by land of said American Concrete Vault Corp. one hundred nine and 90/100 (109.90) feet to land of the Boston & Maine Railroad; thence turning and running westerly by said Railroad one thousand eight hundred forty four (1844) feet more or less to land of Town of Belmont; thence turning and running southeasterly by said land of Town of Belmont one hundred forty four (144) feet more or less; thence turning and running southerly by land of said Town of Belmont eight hundred and eight (808) feet more or less to point of beginning and containing 38.105 acres.

All three parcels as described are shown on a plan entitled "Plan Showing Town Land, Concord Avenue, Belmont, Mass." scale 1" = 80 feet, dated May 29, 1967, by the Office of the Town Engineer.

Approved July 1, 1968.

Chap. 475. AN ACT PROVIDING FOR A CHIEF AND AN ASSISTANT CHIEF COURT OFFICER IN THE MUNICIPAL COURT OF THE DORCHESTER DISTRICT.

Be it enacted, etc., as follows:

Section 62 of chapter 218 of the General Laws, as most recently amended by chapter 834 of the acts of 1967, is hereby further amended by striking out, in line 7, the word "and" and inserting in place thereof the words: — seven court officers may be appointed, of whom one shall be designated by the justice of said court as chief court officer and one assistant chief court officer; in.

(*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 29, 1968, and, in concurrence, by the Senate, July 2, 1968, the objections of the governor notwithstanding, in the manner prescribed by the constitution; and thereby has "the force of a law".*)

Chap. 476. 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		
8069-02	For certain repairs and renovations, Holyoke armory .	**$60,000**
8069-03	For certain repairs and renovations, Orange armory . .	**60,000**

Executive Office for Administration and Finance.

Bureau of Building Construction.

8067-62 \
8262-29 / Item 8067-62 of section two of chapter five hundred and ninety of the acts of nineteen hundred and sixty-six is hereby amended by striking out the wording and inserting in place thereof the following: —

To cover unexpended contingencies in the cost of projects authorized by this act, other than the acquisition of land, to be allocated by the commissioner of administration with the approval of the governor; provided, that the allocation to any project shall not exceed a percentage of the total amount appropriated for the project in this or any other act, said percentage to be not more than five per cent plus the percentage increase in the cost of building construction as determined for the period involved by the commissioner of administration from available

Item

building cost indexes; and, provided further, that copies of said allocations shall be filed immediately with the house and senate committees on ways and means; and, provided further, that the amount of four hundred thousand dollars shall be transferred to this item from the unencumbered balance remaining in item 8262–29 of section two of chapter five hundred and forty-four of the acts of nineteen hundred and sixty-one.

8068–56 } Item 8068–56 of section two of chapter six hundred and eighty-two of the
8262–29 } acts of nineteen hundred and sixty-seven is hereby amended by adding the following: — ; and, provided further, that the amount of three hundred and ninety thousand dollars shall be transferred to this item from the unencumbered balance remaining in item 8262–29 of section two of chapter five hundred and forty-four of the acts of nineteen hundred and sixty-one.

8069–04 To cover unexpected contingencies in the cost of projects authorized by this act, other than the acquisition of land, to be allocated by the commissioner of administration with the approval of the governor; provided, that the allocation to any project shall not exceed a percentage of the total amount appropriated for the project in this or any other act, said percentage to be not more than five per cent plus the percentage increase in the cost of building construction as determined for the period involved by the commissioner of administration from available building cost indexes; and, provided further, that copies of said allocations shall be filed immediately with the house and senate committees on ways and means **$999,118**

8069–05 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**

8069–06 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 **500,000**

8069–07 For certain renovations to state-owned buildings to provide facilities for physically handicapped persons in accordance with the provisions of chapter twenty-two of the General Laws, as amended by chapter seven hundred and twenty-four of the acts of nineteen hundred and sixty-seven **250,000**

Central Services Division.

8069–08 For certain electrical distribution improvements in the state house, including the installation of additional electrical feeder mains and distribution vaults, to meet increased load requirements . **$218,000**

Other Boards and Commissions serving under Governor and Council.

Massachusetts Aeronautics Commission.

8069–09 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-nine and succeeding years; provided, that this item shall not be subject to section thirty A of chapter seven of the General Laws **$500,000**

Soldiers' Home in Massachusetts.

8069–10 For certain renovations and improvements to the laundry building living quarters, including the cost of furnishings and equipment **$116,000**

Item

8069-11 For the preparation of plans and the construction of an underground tunnel, or overhead bridge, connecting Williams house and John Adams hospital building. $155,000

8069-12 For the preparation of plans for a new operating suite and enlargement of the central services department 75,000

Soldiers' Home in Holyoke.

8069-13 For certain renovations and improvements to the roof and parapet walls of the hospital building $60,000

8069-14 For the construction of a two hundred thousand gallon water storage tank and necessary connection to the Holyoke city water system 77,000

Department of Natural Resources.

Division of Forests and Parks.

8064-01 Item 8064-01 of section two of chapter six hundred and forty-eight of the acts of nineteen hundred and sixty-three is hereby amended by striking out the wording and inserting in place thereof the following: — For the replacement of the monument by a suitable memorial, including demolition of the existing structure.

8069-89 For the preparation of plans and construction of a marine research and shellfish culture station at Cat Cove, Salem, including furnishings and equipment; 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 will be fifty per cent of the cost of the project; and, provided further, that the comptroller shall transfer from the Marine Fisheries Fund the sum of twenty-nine thousand five hundred dollars yearly for the years nineteen hundred and sixty-nine to nineteen hundred and seventy-eight, inclusive, to the General Fund debt service account $400,000

Department of Correction.

Correctional Institution of Bridgewater.

8069-15 For the construction of a new boiler plant, including associated utility systems for the new state hospital to be constructed, and necessary connections to the existing boiler plant, to be in addition to the amount appropriated in item 8068-67 of section two of chapter eight hundred and thirty-six of the acts of nineteen hundred and sixty-seven $2,679,000

8068-71 Item 8068-71 of section two of chapter eight hundred and thirty-six of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the wording and inserting in place thereof the following: — For the preparation of plans for a four hundred and fifty bed hospital, and plans for the renovation of the existing kitchen, cafeteria and food preparation facilities, total project cost not to exceed eight million seven hundred and thirty-seven thousand dollars.

Correctional Institution at Norfolk.

8069-16 For the preparation of plans and construction of a new sewage treatment plant, including improvements to existing filter beds . $485,000

8069-17 For certain improvements to the water supply system, including construction of a seven hundred thousand gallon storage tank . 163,000

Correctional Institution Camp at Plymouth.

8069-18 For the preparation of plans and construction of an addition to the existing dormitory, including renovations of the existing sanitary facilities, furnishings and equipment $62,000

Department of Public Health.

Lemuel Shattuck Hospital.

Item		
8069–19	For certain renovations and improvements of the laboratory facilities, including the cost of furnishings and equipment . .	$776,000

Massachusetts Hospital School.

8069–20	For the construction of certain additional television facilities, to be in addition to the amount appropriated in item 8066–64 of section two of chapter seven hundred and ninety-one of the acts of nineteen hundred and sixty-five	$200,000

Pondville Hospital.

8069–21	For the preparation of plans for certain improvements and additions to the steam plant and utility distribution system, total project cost not to exceed one hundred and fifty thousand dollars . .	$40,000
8069–22	For certain improvements to the water supply system .	140,000
8069–86	For the construction of a new hospital building, including cancer research laboratories and including the cost of furnishings and equipment, to be in addition to the amount appropriated in item 8066–65 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 the project will be not less than three hundred and fifty thousand dollars	1,600,000

Tewksbury Hospital.

8069–23	For certain improvements to the water supply system .	$116,000

Department of Mental Health.

Region One.

Springfield School for Mentally Retarded.

8069–24	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; total project cost not to exceed six million five hundred thousand dollars; to be in addition to the amount appropriated in item 8067–42 of section two of chapter five hundred and ninety of the acts of nineteen hundred and sixty-six .	$150,000

Region Two.

Worcester State Hospital.

8069–25	For the replacement of the existing fire alarm system in the old main building group	$116,000

Monson State Hospital.

8069–26	For certain renovations of the roof and exterior walls of the Beatrice V. Buckley building, including necessary associated interior renovations, to be in addition to the amount appropriated in item 8066–52 of section two of chapter seven hundred and ninety-one of the acts of nineteen hundred and sixty-five	$269,000

Worcester School for the Mentally Retarded.

Item

8067–40 Item 8067–40 of section two of chapter five hundred and ninety of the acts of nineteen hundred and sixty-six is hereby amended by striking out the words "city of Worcester" and inserting in place thereof the words: — town of Shrewsbury on land presently owned by the commonwealth.

8069–27 For the preparation of plans for phase I of a new school for the mentally retarded, to be located in the town of Shrewsbury on land owned by the commonwealth, total project cost not to exceed six million five hundred thousand dollars, to be in addition to the amount appropriated in item 8067–40 of section two of chapter five hundred and ninety of the acts of nineteen hundred and sixty-six **$50,000**

Region Three.

Walter E. Fernald State School.

8069–28 For the preparation of plans for six forty-bed dormitory cottage units, total project cost not to exceed four million seven hundred and fifty thousand dollars **$160,000**

Cambridge-Somerville Mental Health Center.

8069–29 For the acquisition of 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; and for the preparation of plans for a community mental health center in the city of Cambridge or in the city of Somerville, total project cost not to exceed two million seven hundred thousand dollars **$60,000**

Region Four.

North Reading Rehabilitation Center.

8069–30 For certain renovations and improvements to the School and the A and T buildings, including furnishings and equipment . . . **$297,000**

8069–31 For the preparation of plans for an auditorium-gymnasium building, total project cost not to exceed one million six hundred and fifty thousand dollars **70,000**

Region Five.

Quincy Mental Heath Center.

8069–91 For the acquisition of 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; to be in addition to the amount appropriated in item 8065–47 of section two of chapter six hundred and forty of the acts of nineteen hundred and sixty-four **$250,000**

Region Six.

Boston State Hospital.

8069–32 For the preparation of plans and completion of the first floor of the outpatient building, including the cost of furnishings and equipment, to be in addition to the amount appropriated in item 8067–74 of section two of chapter five hundred and ninety of the acts of nineteen hundred and sixty-six **$60,600**

Mental Health Treatment, Training and Research Center.

Item

8069-33 For the construction of a treatment, training and research center, East Newton street, Boston; including furnishings and equipment; 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 one million fifty-nine thousand dollars **$15,800,000**

Region Seven.

Fall River Mental Health Center.

8069-34 For the acquisition of 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; including certain demolition of existing structures; and for the preparation of plans and construction of play areas and parking facilities . . **$80,000**

Barnstable County Mental Health Center.

8069-35 For the acquisition of 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; and for the preparation of plans for a community mental health center and for area clinics, total project cost not to exceed three million dollars . **$150,000**

Paul A. Dever State School.

8069-36 For the preparation of plans and construction of a new sewage lift station **$80,000**

Department of Public Works.

Division of Waterways.

8069-37 For the commonwealth's share of certain improvements, including flood protection, to portions of the Charles River watershed, Louisa lake and Godfrey brook, as authorized by chapter seven hundred and thirty-seven of the acts of nineteen hundred and fifty-six; provided that the expenditure limitation of section three of said act shall not apply **$500,000**

Department of Education.

Board of Trustees of State Colleges.

8069-38 For the completion 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 8067-08 of section two of chapter five hundred and ninety of the acts of nineteen hundred and sixty-six; provided, that this item shall not be subject to section thirty A of chapter seven of the General Laws . . **$50,000**

State College at Boston.

8069-39 For certain renovations and improvements to the building on the property known as one hundred and seventy-four Ipswich street in the city of Boston, including the cost of furnishings and equipment; to be in addition to the amount appropriated in item 8068-66 of section two of chapter six hundred and eighty-two of the acts of nineteen hundred and sixty-seven **$1,800,000**

Item

8069-40 Item 8066-71 of section two of chapter seven hundred and ninety-one of the acts of nineteen hundred and sixty-five, as amended by item 8067-64 of section two of chapter five hundred and ninety of the acts of nineteen hundred and sixty-six, is hereby further amended by striking out the wording and inserting in place thereof the following wording: —

For the preparation of plans and the construction of a classroom-library-auditorium-cafeteria building, including 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 negotiation by the commissioner of administration . **$15,000,000**

Bridgewater State College.

8069-41 For the construction of a library, including the cost of furnishings and equipment, to be in addition to the amount appropriated in item 8067-63 of section two of chapter five hundred and ninety of the acts of nineteen hundred and sixty-six; 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 six hundred forty-nine thousand eight hundred and fifty-one dollars . . . **$5,800,000**

8069-92 For the acquisition of certain land, or land with buildings thereon, for the further development of the 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 **200,000**

State College at Fitchburg.

8069-42 For the expansion of the dining hall facilities and for certain renovations of the existing kitchen, including furnishings and equipment **$485,000**

8069-43 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 8067-11 of section two of chapter five hundred and ninety of the acts of nineteen hundred and sixty-six . **1,060,000**

8069-93 For the acquisition of certain land, or land with buildings thereon, for the further development of the 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 **100,000**

8169-02 For the preparation of plans for a teacher training school including education planning and for the renovation of existing training school buildings for college classroom use; 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 **15,000**

State College at Framingham.

8069-44 For certain site development work, including roads and walks and for certain improvements and additions to the utility distribution systems; to be in addition to the amount appropriated in item 8067-12 of section two of chapter five hundred and ninety of the acts of nineteen hundred and sixty-six, as amended in item 8067-12 of section two of chapter one hundred and seven of the acts of nineteen hundred and sixty-seven **$200,000**

Item

8069-45 For the construction of a home management house, including the cost of furnishings and equipment, to be in addition to the amount appropriated in item 8068-09 of section two of chapter six hundred and eighty-two of the acts of nineteen hundred and sixty-seven; total project cost not to exceed two hundred and forty thousand dollars $210,000

8069-94 For the acquisition of certain land, or land with buildings thereon, for the further development of the 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 450,000

State College at Lowell.

8069-46 For the preparation of plans for a library-student union building, total project cost not to exceed seven million nine hundred and eighty thousand dollars $244,000

8069-47 For the acquisition of certain land, or land with buildings thereon, for the further development of the 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 425,000

8069-98 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 8067-13 of section two of chapter five hundred and ninety of the acts of nineteen hundred and sixty-six 500,000

State College at North Adams.

8069-96 For the acquisition of certain land, or land with buildings thereon, for the further development of the 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 $200,000

State College at Salem.

8069-48 For the construction of a library, including the cost of furnishings and equipment; to be in addition to the amount appropriated in item 8066-96 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 the project will be not less than seven hundred and fifty thousand dollars . $4,365,000

8069-49 For the acquisition of certain land, or land with buildings thereon, for the physical education program, 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 a physical fitness center building including additional parking facilities; to be in addition to the amount appropriated in item 8067-65 of section two of chapter five hundred and ninety of the acts of nineteen hundred and sixty-six; as amended in item 8067-65 of section two of chapter one hundred and thirty-two of the acts of nineteen hundred and sixty-eight, total project cost of said building not to exceed four million six hundred thousand dollars 450,000

State College at Westfield.

8069-50 For the construction of a science building, including the cost of furnishings and equipment, total project cost not to exceed five million four hundred thousand dollars, to be in addition to the amount appropriated

Item

in item 8068–13 of section two of chapter six hundred and eighty-two of the acts of nineteen hundred and sixty-seven; provided, that application shall be made for federal funds, and such funds, when received, shall be credited to the Federal Capital Improvement Fund **$5,022,000**

8069–51 For the acquisition of certain land, or land with buildings thereon, for the further development of the 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 **100,000**

8067–16 Item 8067–16 of section two of chapter five hundred and ninety of the acts of nineteen hundred and sixty-six is hereby amended, by inserting after the word "system", in line one, the words: — and for the installation of certain roadways and parking areas.

Massachusetts College of Art.

8069–52 For 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; and for the preparation of plans for a new campus development, including plans for an art classroom-administration building and related facilities on a site to be determined by the trustees of state colleges as established by section three of chapter five hundred and seventy-two of the acts of nineteen hundred and sixty-five, to be in addition to the amount appropriated in item 8066–28 of section two of chapter seven hundred and ninety-one of the acts of nineteen hundred and sixty-five . **$500,000**

Massachusetts Maritime Academy.

8069–53 For the construction of a library, including the cost of furnishings and equipment, total project costs not to exceed one million one hundred and ninety-five thousand dollars, to be in addition to the amount appropriated in item 8068–18 of section two of chapter six hundred and eighty-two of the acts of nineteen hundred and sixty-seven; provided, that application shall be made for federal funds, and such funds, when received, shall be credited to the Federal Capital Improvement Fund **$1,095,000**

8069–54 For the construction of a dining hall, student union and infirmary building, including the cost of furnishings and equipment, total project cost not to exceed one million dollars, to be in addition to the amount appropriated in item 8068–17 of section two of chapter six hundred and eighty-two of the acts of nineteen hundred and sixty-seven; provided, that application shall be made for federal funds, and such funds, when received, shall be credited to the Federal Capital Improvement Fund **915,000**

Lowell Technological Institute.

8069–55 For the purchase and installation of furnishings and equipment for the addition to the alumni memorial library **$507,000**

8069–56 For the purchase and installation of certain laboratory and other scientific equipment **250,000**

8069–57 For the preparation of plans for an arts and science building, total project cost not to exceed six million three hundred and sixty thousand dollars **200,000**

8169–04 For the preparation of plans for improvement of the utility systems **75,000**

8169–05 For the preparation of plans for the renovation of Olney, Ball and the Power Plant buildings **75,000**

Southeastern Massachusetts Technological Institute.

8069–58 For the installation of certain closed circuit television equipment in the Group One building **$236,000**

Item

8069–59 For the purchase and installation of certain laboratory and other scientific equipment in the science and engineering building . **$900,000**

8069–60 For the preparation of plans and construction of outdoor athletic fields, including necessary equipment, grading and drainage . **368,000**

8069–61 For the preparation of plans and for the construction of a sewerage line to connect with the new sewerage system of the town of Dartmouth, as authorized in chapter one hundred and thirty-one of the acts of nineteen hundred and sixty-seven, including the acquisition of easements 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 easements until an independent appraisal of the value of the easement has been made by a qualified disinterested appraiser **204,000**

8069–62 For the expansion of all campus utility distribution systems **263,000**

University of Massachusetts.

8069–63 For the preparation of plans for additional facilities to include a theatre and auditorium in the classroom and laboratory building for the college of arts and sciences; to be in addition to the amount appropriated in item 8064–31 of section two of chapter six hundred and forty-eight of the acts of nineteen hundred and sixty-three, total project cost not to exceed thirteen million eight hundred thousand dollars . **$150,000**

8069–64 For certain improvements and additions to the steam plant and utility distribution systems **3,750,000**

8069–65 For the construction of a classroom, laboratory and office building for the college of arts and sciences, including the cost of furnishings, equipment, site development and the replacement of tennis courts **5,840,000**

8069–66 For the acquisition of certain land, or land with buildings thereon, for the further development of the university in accordance with the master plan, 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 **100,000**

8069–67 For the purchase of scientific, technological and other educational reference material for the library at Amherst **500,000**

8069–68 For the construction of an avian biology research building at Amherst, including demolition and the cost of furnishings and equipment **105,000**

8069–69 For the construction of a dairy-animal research laboratory at South Deerfield, including demolition and the cost of furnishings, equipment and site development **529,000**

8169–06 For the construction of a horticultural research center building in Belchertown, including the cost of furnishings and equipment . **340,000**

8068–27 Item 8068–27 of section two of chapter six hundred and eighty-two of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in lines eight and nine, the words "three million two hundred and fifty thousand dollars" and inserting in place thereof the words: — two million dollars.

8069–97 For the preparation of plans for an addition to the health services building, including certain renovations to the existing building; total project cost not to exceed one million three hundred and sixty-eight thousand dollars **100,000**

8069–70 For certain renovations and improvements to provide additional teaching and laboratory facilities, including renovation of existing utility systems at the Boston branch of the university, and including the cost of furnishings and equipment **1,510,000**

8069–71 For the purchase of scientific, technological and other educational reference material for the library at Boston **250,000**

8069–72 For the preparation of plans for certain renovations and improvements to the H. E. Shaw building for the medical school in the city of Worcester, total project cost not to exceed one million dollars . . **100,000**

8069–73 For the purchase of scientific, technological and other educational reference material for the medical school library **230,000**

Item

8067–98 Item 8067–98 of section two of chapter two hundred and seventy-six of the acts of nineteen hundred and sixty-seven is hereby amended by inserting after the word "that", in line twelve, the words: — except for the said preparation of plans.

Berkshire Community College.

8068–33 Item 8068–33 of section two of chapter six hundred and eighty-two of the acts of nineteen hundred and sixty-seven is hereby amended by striking out, in lines ten and eleven, the words "three million four hundred and ninety thousand seven hundred and forty-two dollars" and inserting in place thereof the words: — three million three hundred and seventy-four thousand one hundred and fifty-eight dollars.

Bristol Community College.

8069–74 For the construction of a regional community college, phase I, for twelve hundred students, including the cost of furnishings and equipment; provided, that any 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 establishment of said college will be not less than one million dollars **$6,887,000**

Cape Cod Community College.

8069–75 For the construction of a student commons building, including the cost of furnishings and equipment **$1,843,000**

8069–76 For the construction of a new regional community college, including the cost of furnishings and equipment, to be in addition to the amount appropriated in item 8066–37 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 the project will be not less than one million two hundred thousand dollars **921,000**

Greenfield Community College.

8069–77 For the preparation of plans and for certain site development for a new regional community college, to be in addition to the amount appropriated in item 8067–70 of section two of chapter five hundred and ninety of the acts of nineteen hundred and sixty-six, total project costs not to exceed twelve million dollars . . **$900,000**

Massasoit Community College.

8069–78 For the construction of a regional community college, phase I, for twelve hundred students, including the cost of furnishings and equipment; 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 establishment of said college will be not less than seven hundred and thirty-two thousand seven hundred and fifty-five dollars **$6,887,000**

Mount Wachusett Community College.

8069–79 For the preparation of plans for phase I of the college development program, total project cost not to exceed eleven million two hundred thousand dollars **$400,000**

South Shore Community College.

8169–03 For the preparation of preliminary plans for the regional community college **$25,000**

Springfield Technical Institute.

Item

8069–80 For the conversion of the former Springfield Armory Building #20 to educational use, including the cost of furnishings and equipment **$485,000**

Division of Youth Service.

Stephen L. French Youth Forestry Camp.

8069–81 For the preparation of plans for a new forestry camp, including dormitory, infirmary, kitchen-dining facilities and administrative offices; to be in addition to the amount appropriated in item 8067–38 of section two of chapter five hundred and ninety of the acts of nineteen hundred and sixty-six; total project cost not to exceed one million dollars **$32,000**

Industrial School for Boys.

8069–82 For certain improvements to the existing sewerage facilities **$178,000**

8068–36 Item 8068–36 of section two of chapter six hundred and eighty-two of the acts of nineteen hundred and sixty-seven is hereby amended by striking out the wording and inserting in place thereof the following: —

For the replacement and renovation of the sanitary facilities in cottages 4, 10, the infirmary, the central building and ten staff cottages.

8068–37 Item 8068–37 of section two of chapter six hundred and eighty-two of the acts of nineteen hundred and sixty-seven is hereby amended by adding the words: —, the infirmary, ten staff cottages and the old administration building.

Industrial School for Girls.

8069–83 For the construction of a new security treatment unit, including the cost of furnishings and equipment, to be in addition to the amount appropriated in item 8064–36 of section two of chapter six hundred and forty-eight of the acts of nineteen hundred and sixty-three . . **$1,500,000**

Judge John J. Connelly Youth Center.

8069–84 For the preparation of plans for an addition to the reception-detention center, to be in addition to the amount appropriated in item 8066–42 of section two of chapter seven hundred and ninety-one of the acts of nineteen hundred and sixty-five, total project cost not to exceed two million four hundred and twenty-seven thousand dollars **$40,000**

8069–85 For the preparation of plans for renovations and improvements of the reception-detention center, total project cost not to exceed five hundred and forty-three thousand dollars **30,000**

SECTION 2A. To provide for a special construction and improvement program for property under the control of the department of public safety, the sum set forth in the following item in this section is hereby appropriated from the Highway Fund debt service account, subject to the provisions of law regulating the disbursement of public funds and the approval thereof, appropriation expires June thirtieth, nineteen hundred and seventy-four.

Department of Public Safety.

Division of State Police.

Item

2112–9007 For the construction of a new state police academy, including furnishings and equipment **$3,031,000**

Highway Fund 100%

SECTION 3. No agency of the commonwealth receiving an appropriation under section two or section two A 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. To meet the cost of a portion of the expenditures authorized by section two of this act, there is hereby appropriated from the Federal Capital Improvement Fund the sum of three million thirty-three thousand seven hundred and eighteen dollars; provided, that federal funds received on account of projects contained in items in said section two numbered 8069–33, 8069–41, 8069–48, 8069–74, 8069–78 and 8069–86 and any projects incorporated therein by reference shall be credited to the said Federal Capital Improvement Fund; 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 5. Any premium or accrued interest received from the sale of bonds and notes 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-eight, be credited to the General Fund debt service account; and, provided further, that any other receipts, disposition of which is not provided in the bond or note authorization, shall be credited to the respective fund debt service account.

SECTION 6. In anticipation of the receipt of the federal funds appropriated in section two of this act, 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 authorized to be made from the Federal Capital Improvement Fund, not to exceed the amount so authorized in 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 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 not be later than June thirtieth, nineteen hundred and seventy-four. All payments on account of principal on such notes shall be repaid from the Federal Capital Improvement Fund; and all payments on account of interest on such notes shall be repaid from the General Fund debt service account; provided, that notwithstanding any provision of this act, such notes shall be general obligations of the commonwealth.

SECTION 7. 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 additional 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 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 not be later than June thirtieth, nineteen hundred and seventy-four. Notwithstanding any provisions of this act, such notes shall be general obligations of the commonwealth.

SECTION 8. To meet the additional expenditures necessary in carrying out the provisions of this act, the expenditure of one million one hundred thousand dollars of section two of chapter two hundred and sixty-six of the acts of nineteen hundred and sixty-eight, and the expenditure of one million five hundred and seven thousand eight hundred and eighty-eight dollars of section two of chapter six hundred and eighty-two of the acts of nineteen hundred and sixty-seven; or to refinance notes issued as provided in section seven of this act, section four of chapter two hundred and sixty-six of the acts of nineteen hundred and sixty-eight, and section seven of chapter six hundred and eighty-two of the acts of nineteen hundred and sixty-seven; 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 one hundred and four million two hundred and thirty thousand dollars. All bonds issued by the commonwealth, as aforesaid, shall be designated on their face Capital Outlay Loan, Act of 1968, 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 ninety-four.

SECTION 9. Section 1 of chapter 650 of the acts of 1966 is hereby amended by inserting after the word "sixty-four", in line 12, the words: —, and not less than five hundred thousand dollars for the purposes authorized by chapter seven hundred and fifty of the acts of nineteen hundred and sixty-seven.

SECTION 10. This act shall take effect as of July first, nineteen hundred and sixty-eight. *Approved July 3, 1968.*

Chap. 477. AN ACT PROVIDING THAT THE ANNUAL LICENSE FEE FOR CHIROPRACTORS SHALL NOT EXCEED TEN DOLLARS.

Be it enacted, etc., as follows:

Section 96 of chapter 112 of the General Laws, as appearing in section 2 of chapter 409 of the acts of 1966, is hereby amended by striking out, in lines 5 and 6, the words "and shall be adequate to meet the annual expenses of the board" and inserting in place thereof the words: — but which shall not exceed ten dollars. *Approved July 2, 1968.*

Chap. 478. AN ACT AUTHORIZING THE COMMISSIONER OF PUBLIC SAFETY TO PROMOTE FOR MERITORIOUS SERVICE SERGEANT JOHN R. O'DONOVAN, A MEMBER OF THE UNIFORMED BRANCH OF THE STATE POLICE TO THE POSITION OF LIEUTENANT.

Be it enacted, etc., as follows:

Notwithstanding the provisions of chapter twenty-two of the General Laws and of any general or special law to the contrary, the commissioner of public safety is hereby authorized to promote Sergeant John R. O'Donovan, a member of the uniformed branch of the state police to the position of Lieutenant, for meritorious service above and beyond the call of duty on the night of April 27, 1966, in the city of Boston, when said Sergeant John R. O'Donovan, confronted at gunpoint by an armed and dangerous fugitive, in complete disregard of his own safety and imminent personal danger displayed extreme gallantry and devotion to duty, and although seriously wounded and in the direct line of fire aided his fellow officers in the ensuing gun battle, all in the highest traditions of police service. Said commissioner is hereby authorized to increase the number of positions of Lieutenants in the uniformed branch of the state police by one, in order to fulfill the purposes of this act.

Approved July 2, 1968.

Chap. 479. AN ACT DIRECTING THE ART COMMISSION TO ERECT AND PLACE A TABLET IN THE STATE HOUSE IN MEMORY OF THE VETERANS OF WORLD WAR I.

Be it enacted, etc., as follows:

The art commission is hereby authorized and directed to erect and place in a suitable location in the state house a tablet in memory of the veterans of World War I. *Approved July 2, 1968.*

Chap. 480. AN ACT FURTHER DEFINING VIETNAM VETERANS WHO ARE ENTITLED TO ENROLL AT STATE INSTITUTIONS OF HIGHER EDUCATION WITHOUT PAYING A TUITION FEE.

Be it enacted, etc., as follows:

Section 1 of chapter 601 of the acts of 1966 is hereby amended by striking out, in line 5, the words "in Vietnam".

Approved July 2, 1968.

EMERGENCY LETTER — September 12, 1968 at 2:16 P.M.

Chap. 481. AN ACT PROVIDING FOR AN ADDITIONAL 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 most recently amended by chapter 241 of the acts of 1966, and inserting in place thereof the following paragraph: —

A fourth, fifth, sixth, seventh and eighth assistant clerk with salaries payable by the county may be appointed in the municipal court of the Roxbury district.

Approved July 2, 1968.

Chap. 482. AN ACT PROVIDING FOR TWO ADDITIONAL COURT OFFICERS IN THE SUPERIOR COURT FOR THE COUNTY OF HAMPDEN.

Be it enacted, etc., as follows:

Section 70 of chapter 221 of the General Laws is hereby amended by striking out the fourth paragraph, as appearing in chapter 697 of the acts of 1957, and inserting in place thereof the following paragraph: —

For Hampden, six for civil and criminal business, who shall, when required by the sheriff, attend the sessions of the supreme judicial or probate court when not in attendance on the superior court.

Approved July 2, 1968.

Chap. 483. AN ACT PROVIDING THAT A LICENSE TO ACT AS A REAL ESTATE BROKER OR SALESMAN SHALL BE VALID FOR A PERIOD OF TWO YEARS AND ESTABLISHING THE FEE FOR THE ISSUANCE OR RENEWAL OF SUCH LICENSES.

Be it enacted, etc., as follows:

SECTION 1. Section 87XX of chapter 112 of the General Laws, as appearing in section 2 of chapter 726 of the acts of 1957, is hereby amended by striking out, in line 15, the words "one year" and inserting in place thereof the words: — two years, — and by striking out, in line 45, the word "twelve" and inserting in place thereof the word: — twenty-four.

SECTION 2. Section 87ZZ of said chapter 112 is hereby amended by striking out paragraphs (*b*) and (*c*), as appearing in chapter 658 of the acts of 1960, and by inserting in place thereof the following two paragraphs: —

(*b*) For issuance of a broker's license, original, at the rate of twenty-five dollars for twenty-four months; renewal, twenty dollars; provided,

however, that a blind person or a veteran suffering from paraplegia, as defined in section six B of chapter one hundred and fifteen, shall not be required to pay such fee.

(*c*) For issuance of a salesman's license, original, at the rate of fifteen dollars for twenty-four months; renewal, ten dollars; provided, however, that a blind person or a veteran suffering from paraplegia, as defined in section six B of chapter one hundred and fifteen, shall not be required to pay such fee. *Approved July 2, 1968.*

Chap. 484. AN ACT RELATIVE TO THE SESSIONS OF THE PROBATE COURT FOR MIDDLESEX COUNTY IN THE CITY OF LOWELL.

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 416 of the acts of 1950 and inserting in place thereof the following paragraph: —

Middlesex, at Cambridge, every Monday, Tuesday, Wednesday, Thursday and Friday between the second Monday of September and the fourth Tuesday of July, both dates inclusive, and the third Thursday of August; at Lowell each Friday of every month except August and except the first Friday of September. *Approved July 2, 1968.*

Chap. 485. AN ACT DESIGNATING A CERTAIN BRIDGE IN THE TOWN OF WAREHAM AS THE JOSEPH R. BAPTISTA MEMORIAL BRIDGE.

Be it enacted, etc., as follows:

The bridge over the Wankinco river on state highway route 25 in the town of Wareham shall, upon completion, be known and designated as the Joseph R. Baptista Memorial Bridge, in memory of Technician 5th grade, Joseph R. Baptista, who died as the results of wounds received 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 July 2, 1968.*

Chap. 486. AN ACT DIRECTING THE BUILDING INSPECTOR OF THE TOWN OF BRAINTREE TO ISSUE A PERMIT TO THE BRAINTREE HOUSING AUTHORITY TO CONSTRUCT A MULTIPLE HOUSING PROJECT FOR THE ELDERLY.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the provisions of chapters forty A and one hundred and forty-five of the General Laws, the building inspector of the town of Braintree shall issue a permit to the Braintree Housing Authority, if said authority acquires title to the parcel of land hereinafter described, to construct a multiple housing project for the elderly of not more than seventy-five units, no building of which project shall exceed two stories, on land off Hayward street in said town as shown on a plan entitled, "Plan of land in Braintree, Mass.", dated December 8, 1947, Frank L. Heaney, Civil Engr., 49 Sherbrooke Avenue, Braintree, Mass., and more particularly described as Plots 28, 31, 32 and 33 of Assessor's Plan 3051, and containing 7.30 acres, more or less. The erection of buildings on, and the use of, said parcel of land shall conform

to the Section III Residence C, District Uses of the zoning by-laws of the town of Braintree, except where specific relief therefrom is granted by the zoning board of appeals.

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

Approved July 3, 1968.

Chap. 487. AN ACT AUTHORIZING THE TRUSTEES OF THE BRISTOL COUNTY HOSPITAL TO SELL THE PROPERTY OF THE BRISTOL COUNTY HOSPITAL AND NURSING HOME FOR THE AGING, ABOLISHING SAID TRUSTEES AND DISSOLVING THE BRISTOL COUNTY HOSPITAL DISTRICT.

Be it enacted, etc., as follows:

SECTION 1. Chapter five hundred and twenty-two of the acts of nineteen hundred and forty-eight is hereby repealed.

SECTION 2. Section 28A of chapter 35 of the General Laws, as most recently amended by section 3 of chapter 398 of the acts of 1945, is hereby further amended by striking out the first sentence and inserting in place thereof the following sentence: — The county commissioners of each county, having a tuberculosis hospital established under sections seventy-eight to ninety, inclusive, of chapter one hundred and eleven, shall, in each year, prepare estimates of receipts of said hospital and of the cost of its care, maintenance and repair for the ensuing year in the form prescribed by the director of accounts and upon blanks furnished by him.

SECTION 3. The first sentence of section 82 of chapter 111 of the General Laws, as appearing in section 2 of chapter 608 of the acts of 1961, is hereby amended by striking out, in the first sentence, the words "or in the case of Bristol county the trustees of the Bristol County Tuberculosis Hospital."

SECTION 4. Section 87 of said chapter 111, as most recently amended by section 6 of chapter 608 of the acts of 1961, is hereby further amended by striking out the first sentence and inserting in place thereof the following sentence: — The county commissioners shall be trustees of the institutions operated under section eighty-two.

SECTION 5. The office of trustee of the Bristol county hospital shall, on the effective date of this section, be abolished and the Bristol county hospital district shall be dissolved, and the terms of office of each of the trustees of said hospital shall terminate on said date.

SECTION 6. Section eighty-seven A of said chapter one hundred and eleven is hereby repealed.

SECTION 7. Chapter six hundred and forty of the acts of nineteen hundred and sixty-six is hereby repealed.

SECTION 8. The trustees of the Bristol county hospital shall, within forty-five days after the effective date of this act, proceed to sell all the assets of the Bristol county hospital and nursing home for the aging and shall invite bids for the purchase of said property, setting forth the last day for the receipt of such bids and the time and place for the opening of all such bids, after notice of such sale has been published once a week for three successive weeks in a daily newspaper having a general circulation in Bristol county, the last such publication being at least seven days before the final date for the receipt of bids.

Sale of said property shall be by sealed bid and the price shall be for the entire property including the personal property therein. Each person bidding shall pay with his bid a cost fee of one hundred dollars, and shall include with his bid a certified check equal to five per cent of the total amount of his bid, said check to be returned to him if his bid is not accepted. The person who is the highest bidder whose bid is accepted shall within three days of the opening of the bids post an additional five per cent of the total amount of his bid, either in cash or by a certified check, with the trustees, to be forfeited if he does not or is unable to consumate the purchase within ninety days after said date for the opening of the bids.

All bids shall be opened publicly by the trustees at the time and place set forth in the notice of intent to sell as required to be published by this section, and the trustees shall have the right to reject any and all bids.

The proceeds of the sale of said property shall be deposited in the treasury of Bristol county, and shall be distributed to or credited to the account of the cities and towns of said district in proportion to the amount levied upon such city or town for the annual maintenance of the Bristol county hospital for the year nineteen hundred and sixty-six.

SECTION 9. Sections seven and eight of this act shall take effect upon its passage, and sections one to six, inclusive, shall take effect thirty days after completion of the sale of all the property of the Bristol county hospital and nursing home for the aging.

Approved July 3, 1968.

Chap. 488. AN ACT FURTHER REGULATING THE REQUIREMENTS FOR THE FILING OF SIGNATURES ON NOMINATION PAPERS FOR STATE OFFICE.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to regulate forthwith the requirements for the filing of signatures on nomination papers for state office, 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 last sentence of section 7 of chapter 53 of the General Laws, as appearing in chapter 210 of the acts of 1963, is hereby amended by striking out, in line 1, the word "shall" and inserting in place thereof the word: — need, — so as to read as follows: — The state secretary need not receive nomination papers for a candidate after receiving such papers containing a sufficient number of certified names to make a nomination, increased by two fifths thereof.

Approved July 3, 1968.

Chap. 489. AN ACT PROVIDING FOR THE USE OF THE PROCEEDS OF THE SALE OF CERTAIN BONDS BY THE CITY OF WESTFIELD FOR CERTAIN WATER TRANSMISSION LINES.

Be it enacted, etc., as follows:

SECTION 1. The city of Westfield shall have no further authority to make expenditures under paragraphs numbered 5 and 8 of a bond order

of the city of Westfield dated November seventeenth, nineteen hundred and sixty-six, passed, as amended, by the city council on December twenty-eighth, nineteen hundred and sixty-six, and approved by the mayor on December twenty-ninth, nineteen hundred and sixty-six.

SECTION 2. Notwithstanding the provisions of section twenty of chapter forty-four of the General Laws, of any other general or special law to the contrary, and the provisions of said bond order of November seventeenth, nineteen hundred and sixty-six, the city of Westfield may expend (*a*) not in excess of one hundred and twenty thousand seven hundred and ninety-three dollars and eighty-six cents of the proceeds of the sale by said city of water bonds dated April sixteenth, nineteen hundred and sixty-seven in the total amount of five hundred and ninety thousand dollars for the purpose of installing a water transmission line of not less than sixteen inches in diameter in proximity to the Springfield pipe line on Shaker road, Falley drive, continuing westerly in proximity to the Springfield pipe line to Shaker road, Ponders Hollow road, to South Broad street and including all other cost for such construction and (*b*) not in excess of eighty-two thousand seven hundred and sixty-four dollars and sixty-nine cents of the proceeds of the sale of said bonds for the purpose of installing a water transmission line with a minimum twelve-inch line from Egleston road, via Southampton road to Buck Pond road, and from Southampton road to install a water transmission line of not less than twelve inches via Buck Pond road, Apremont way to the Holyoke city line and a connection to the Massachusetts Air Guard of not less than eight inches and all other cost necessary for such construction.

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

Approved July 3, 1968.

Chap. 490. AN ACT AUTHORIZING THE COUNTY COMMISSIONERS OF HAMPDEN COUNTY TO HAVE SPACE AND SITE STUDIES AND PLANS AND SPECIFICATIONS MADE FOR CERTAIN COUNTY FACILITIES IN THE CITY OF SPRINGFIELD AND FOR THE CONSTRUCTION OF DISTRICT COURT HOUSES IN THE CITIES OF CHICOPEE AND HOLYOKE.

Be it enacted, etc., as follows:

SECTION 1. The county commissioners of the county of Hampden are hereby authorized to have space and site studies made and plans and specifications prepared for the construction of new and adequate facilities in the city of Springfield for the Hampden county superior court, the Hampden county probate court, the district court of Springfield, the registry of deeds, registry of probate, law library and the various county departments.

SECTION 2. Said county commissioners are hereby further authorized to have space and site studies made and plans and specifications prepared for the construction of a court house for the district court of Holyoke, in the city of Holyoke and a court house for the district court of Chicopee, in the city of Chicopee.

SECTION 3. For the aforesaid purpose, 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, fifty thousand dollars and may issue bonds or notes of the

county therefor, which shall bear on their face the words, Hampden County Court Houses Studies Loan, Act of 1968. 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 less than their par value. Indebtedness incurred hereunder shall, except as herein provided, be subject to chapter thirty-five of the General Laws.

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

Approved July 3, 1968.

Chap. 491. AN ACT DIRECTING THE METROPOLITAN DISTRICT COMMISSION TO INSTALL PEDESTRIAN-CONTROLLED TRAFFIC SIGNALS AT THE INTERSECTION OF ALEWIFE BROOK PARKWAY AND MASSACHUSETTS AVENUE 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 the intersection of Alewife Brook parkway and Massachusetts avenue in the city of Cambridge.

Approved July 3, 1968.

Chap. 492. AN ACT ESTABLISHING THE RATE SETTING COMMISSION WITH AUTHORITY FOR SETTING THE RATES TO BE PAID BY EACH GOVERNMENTAL UNIT TO PROVIDERS OF HEALTH SERVICES UNDER MEDICAL ASSISTANCE PROGRAMS.

Be it enacted, etc., as follows:

SECTION 1. Section 4B of chapter 7 of the General Laws as appearing in section 4 of chapter 757 of the acts of 1962, is hereby amended by striking out, in lines 4 and 5, the words "bureau of hospital costs and finances headed by a director of hospital costs and finances;".

SECTION 2. Section six D of said chapter seven is hereby repealed.

SECTION 3. Said chapter 7 is hereby further amended by striking out sections 30K, 30L and 30M and inserting in place thereof the following six sections: —

Section 30K. In sections thirty K to thirty P, inclusive, unless the context clearly otherwise requires, the following words shall have the following meanings:

(*a*) "Commission", the rate setting commission appointed under section thirty L.

(*b*) "Eligible person", a person who qualifies for financial assistance from a governmental unit in meeting all or part of the cost of general health supplies, care, services and accommodations.

(*c*) "General health supplies, care, services and accommodations", all supplies, care and services of a medical, dental, surgical, psychiatric, therapeutic, diagnostic or geriatric nature, including inpatient and outpatient hospital care and services, and accommodations in hospitals, sanatoria, infirmaries, convalescent and nursing homes, rest homes and similar institutions.

(*d*) "Governmental unit", the commonwealth, any department, agency, board or commission of the commonwealth, and any political subdivision of the commonwealth.

(*e*) "Provider of health services", any person, corporation, partnership, governmental unit, state institution and other entity which furnishes general health supplies, care, services and accommodations to an eligible person.

(*f*) "State institution", any hospital, sanatorium, infirmary, clinic and other such facility owned, operated or administered by the commonwealth or by any department, agency, board or commission of the commonwealth, which furnishes general health supplies, care, services and accommodations.

Section 30L. There shall be a rate setting commission in the executive office for administration and finance, hereinafter called the commission, which shall have the sole responsibility for establishing fair and reasonable rates of payment to be used by governmental units, including the division of industrial accidents in the department of labor and industries, and for establishing fair and reasonable charges to be used by state institutions for general health supplies, care, services and accommodations. The commission shall consist of the commissioner of administration, or his designee, and four other members appointed by the governor, of whom one shall be a certified public accountant, one shall be a representative of organized labor, and one shall be a person experienced in the field of medical economics. The commissioner of administration, or his designee, shall be the chairman of the commission. Upon the expiration of the term of any appointed member, his successor shall be appointed for a term of five years.

Except for the commissioner of administration, or his designee, each member shall be paid fifty dollars for each day spent in the performance of his duty, but in no event shall any such member receive payment for services which is in excess of six thousand dollars in any fiscal year.

The commission: (1) shall determine, after public hearing, at least as often as annually, the rates to be paid by each governmental unit to providers of health services; (2) shall determine, after public hearing, at least as often as annually, the rates to be charged by each state institution for general health supplies, care, services and accommodations; (3) shall certify to each affected governmental unit the rates so determined; (4) shall determine, after public hearing, at least as often as annually, and certify to the division of industrial accidents of the department of labor and industries rates of payment for general health supplies, care, services and accommodations, which rates shall be paid for services under the workmen's compensation act; (5) may establish for rest homes and convalescent homes fair and reasonable classifications upon which any rates may be based; and (6) shall upon request of the commissioner of insurance assist him in performance of his duties as set forth in section four of chapter one hundred and seventy-six B.

Notwithstanding any other law or regulation to the contrary, each governmental unit shall pay to a provider of health services and each state institution shall charge as a provider of health services, as the case may be, the rates for general health supplies, care, services and accommodations determined and certified by the commission.

Each rate established by the commission shall be deemed a regulation and shall be reviewable as hereinafter provided. The commission shall promulgate rules and regulations for the administration of its duties and the determination of rates as herein required subject to the procedures prescribed by chapter thirty A. Every rate, classification and other regulation established by the commission shall be consistent where applicable with the principles of reimbursement for provider costs in effect from time to time under Titles XVIII and XIX of the Social Security Act governing reimbursements or grants available to the commonwealth, its departments, agencies, boards, commissions or political subdivisions for general health supplies, care, services and accommodations. The commission shall, prior to the establishment of any rate, classification or other regulation herein referred to, file a copy of the same with the budget director and with the house and senate committees on ways and means.

In the performance of its duties, the commission may enter into such contracts or agreements with the federal government, a political subdivision of the commonwealth, or any public or private corporation or organization, as it deems necessary; provided, however, that the commission shall not enter into any contract or agreement with a private corporation or organization to furnish information and statistical data to be used by said commission as its sole basis for setting rates, if such private corporation or organization is to make or receive payments based upon the rates so set.

Section 30M. The commission shall establish (1) a bureau of hospitals, sanitoria and infirmaries, and (2) a bureau of convalescent, nursing and rest homes. It may also, subject to appropriation, establish from time to time such other bureaus as it may deem necessary. The commission shall appoint an executive secretary who shall not be subject to the provisions of chapter thirty-one or section nine A of chapter thirty. The commission may appoint such employees as may be necessary, subject to appropriation, to administer the provisions of this chapter. All employees so appointed shall be subject to the provisions of chapter thirty-one with the exception of hearing officers who shall be attorneys and who shall not be subject to chapter thirty-one or section nine A of chapter thirty. The attorney general shall, with the approval of the commission, appoint an assistant attorney general to serve as general counsel to advise the commission on legal matters and to represent it in the conduct of litigation and court proceedings. The commission may use such resources, personnel and facilities for establishing rates as are at its disposal.

From time to time and upon request of the commission, each governmental unit shall advise the commission of the general health supplies, care, services and accommodations which it must provide, procure or pay for. Each governmental unit shall cooperate with the commission at all times in the furtherance of the commissioner's purposes. Each state institution shall permit the commission, or any designated representatives thereof, to examine its books and accounts and shall file with the commission from time to time or on request such data, statistics, schedules or other information as the commission may reasonably require. The commission shall file an annual report of its activities with the governor and general court.

Section 30N. Any provider of health services which receives reimbursement or payment from any governmental unit for general health supplies, care, services and accommodations shall, as a condition of the receipt of such reimbursement or payment:

(1) permit the commission, or any designated representative thereof, to examine such books and accounts as may reasonably be required for it to perform its duties;

(2) file with the commission from time to time, or on request, such data, statistics, schedules or other information as it may reasonably require;

(3) accept reimbursement or payment at the rates established by the commission, subject to a right of appeal under section thirty O, as discharging in full any and all obligations of an eligible person and the governmental unit to pay, reimburse or compensate the provider of health services in any way for general health supplies, care, services or accommodations provided.

Any provider of health services which knowingly fails to file with the commission data, statistics, schedules or other information required pursuant to this section or by any regulation promulgated by the commission or which knowingly falsifies the same shall be punished by a fine of not less than one hundred nor more than five hundred dollars.

If, upon application by the commission or its designated representative, the superior court upon summary hearing determines that a provider of health services has without justifiable cause refused to permit any examination or to furnish information, as required in this section, it shall issue an order directing all governmental units to withhold making payment for general health supplies, care, services and accommodations to such provider of health services until further order of the court.

In addition, the department of public health, or the appropriate professional licensing authority, may suspend or revoke, after an adjudicatory proceeding in accordance with chapter thirty A, the license of any provider of health services which knowingly fails to file with the commission data, statistics, schedules or other information required by this section or by any regulation of the commission or which knowingly falsifies the same.

Section 30 O. Any person, corporation, or other party aggrieved by any rate established by the commission or by the failure of the commission to set a rate or take other action required by law and desiring a review thereof, shall, within thirty days after a rate is filed with the secretary of state or may at any time, if there is a failure to determine a rate or take any action required by law, file an appeal with the commission. On appeal the rate determined for any provider of service shall be adequate, fair and reasonable as to such provider based, among other things, on the costs of such provider. The appeal shall be heard by a hearing officer or, in such cases as the commission may decide, one member of the commission. All such hearings shall be adjudicatory proceedings conducted in accordance with chapter thirty A and shall be commenced within thirty days of the filing of the appeal. The hearing officer or the single member of the commission shall file with the commission within thirty days after the conclusion of the hearing a recommended decision containing a statement of reasons and including a

determination of each issue of fact or law necessary to the recommended decision. Within thirty days after the filing of the recommended decision, the commission shall either render a final determination of the appeal or remand the appeal for further proceedings before the hearing officer or the single member of the commission. If the appeal is remanded, any subsequent hearing shall be commenced within fifteen days or as ordered by the commission and the appeal shall thereafter be processed by the commission in accordance with the standards hereinbefore established for all appeals. If a final determination results in a rate different from that certified, the commission shall set a new rate which shall include an adjustment for the period the old rate was in effect.

Any party aggrieved by a final determination of the commission may within thirty days after receipt of the final determination file a petition for review in the superior court for the county of Suffolk which shall have exclusive jurisdiction thereof. The petition shall set forth the grounds upon which the final determination should be set aside. In addition, the aggrieved party shall within seven days after the petition for review is filed notify the commission and all the parties to the appeal before the commission that a petition for review has been filed in the superior court by sending each a copy thereof. Within forty days after the petition for review is filed in the superior court, or within such further time as the court may allow, the commission, or its designee, shall file in court the original or a certified copy of the record under review. The court may affirm, modify or set aside the final determination of the commission in whole or in part, remand the decision to the commission for further proceedings or enter such other order as justice may require. Nothing herein shall prohibit the commission from granting temporary relief if, in its discretion, the same is justified, nor from informally, with the consent of the parties, adjusting or settling controversies.

Judicial review by the court shall be governed by section fourteen of chapter thirty A to the extent not inconsistent with the provisions of this section. Notwithstanding section seven of chapter thirty A, this section shall be the exclusive method of review of all rates.

Section 30P. The commission may summon witnesses, administer oath and require the production of books, records and papers at any hearing before the hearing officer, upon any matter within its jurisdiction. Witnesses may be summoned by any party to the proceeding in the same manner, be paid the same fees and be subject to the same penalties as witnesses in civil cases before the courts of the commonwealth.

Any justice of the superior court may, upon application by the commission or a party to an appeal proceeding before the commission, issue an order to compel the attendance of witnesses summoned as aforesaid and the giving of testimony under oath before the commission or hearing officer in furtherance of any matter in which the commission may inquire in the performance of its duties. In addition thereto, in the conduct of adjudicatory proceedings, the commission shall have all the powers set forth in section twelve of chapter thirty A.

SECTION 4. The second sentence of section 62M of chapter 111 of the General Laws, appearing in section 1 of chapter 508 of the acts of 1954, is hereby amended by striking out, in line 5, the word "trustees"

and inserting in place thereof the following words: — rate setting commission established under section thirty L of chapter seven.

SECTION 5. The first paragraph of section 67C of said chapter 111, as appearing in section 2 of chapter 695 of the acts of 1965, is hereby amended by striking out, in line 5, the words "within ceiling rates established by the department" and inserting in place thereof the following words: — in accordance with rates established by the rate setting commission under sections thirty K to thirty P, inclusive, of chapter seven.

SECTION 6. Said chapter 111 is hereby further amended by striking out section 69H, as most recently amended by section 6 of chapter 546 of the acts of 1962, and inserting in place thereof the following section: —

Section 69H. The charges for the support of persons receiving care in said hospitals shall be at the rate determined by the rate setting commission established under section thirty L of chapter seven.

SECTION 7. The first paragraph of section 78 of said chapter 111, as appearing in section 2 of chapter 608 of the acts of 1961, is hereby amended by striking out the fifth and sixth sentences and inserting in place thereof the following sentence: — Under the terms of contracts entered into under this section the department shall pay the institutions so utilized for all general health supplies, care, services and accommodations furnished each patient under the contract the rate or rates established by the rate setting commission under sections thirty K to thirty P, inclusive, of chapter seven.

SECTION 8. Section 78A of said chapter 111, inserted by chapter 529 of the acts of 1959, is hereby amended by striking out the third sentence and inserting in place thereof the following sentence: — The charges to the general public for all general health supplies, care, services and accommodations shall be the rate or rates established by the rate setting commission under sections thirty K to thirty P, inclusive, of chapter seven.

SECTION 9. The first paragraph of section 79 of said chapter 111, as appearing in section 2 of chapter 608 of the acts of 1961, is hereby amended by striking out the third sentence and inserting in place thereof the following two sentences: — The rate or rates for general health supplies, care, services and accommodations to be paid hospitals caring for tuberculosis patients under contract with the department shall be those established by the rate setting commission under sections thirty K to thirty P, inclusive, of chapter seven. No such payment shall be made with respect to any patient not approved for admission by the department.

SECTION 10. Section 80 of said chapter 111 is hereby amended by striking out the first paragraph, as so appearing, and inserting in place thereof the following paragraph: —

Each city and town shall pay to the commonwealth as its share of the cost of providing general health supplies, care, services and accommodations for any tuberculosis patient resident in such city or town hospitalized under sections seventy-eight and seventy-nine of this chapter a sum equal to one half the reasonable cost as established by the rate setting commission under sections thirty K to thirty P, inclusive, of chapter seven. If a patient is able to pay or if a third party payor is responsible, the department shall collect from the patient or

the payor such rates as are established by the rate setting commission. Fifty per cent of the amount so received on account of any patient shall be credited against the payment charged to a city or town on account of such patient as authorized in this section.

SECTION 11. Section 82 of said chapter 111, as most recently amended by section 1 of chapter 710 of the acts of 1965, is hereby amended by striking out the fifth sentence and inserting in place thereof the following two sentences: — The county commissioners or trustees shall determine the admission policy of such institutions. The rate or rates to be charged for all general health supplies, care, services and accommodations shall be established by the rate setting commission under sections thirty K to thirty P, inclusive, of chapter seven, provided that such policy shall be approved by the rate setting commission.

SECTION 12. Section 88 of said chapter 111 is hereby amended by striking out the last sentence, as amended by section 2 of chapter 769 of the acts of 1962, and inserting in place thereof the following sentence: — The board or officer in charge of such institution may adopt such rules and regulations concerning the operation of the institution as a chronic disease hospital or home for the aging and concerning admission of patients thereto as deemed necessary; provided, however, that the rate or rates in such a chronic disease hospital or home for the aging for all general health supplies, care, services and accommodations shall be established by the rate setting commission under sections thirty K to thirty P, inclusive, of chapter seven.

SECTION 13. Section 116A of said chapter 111, inserted by chapter 393 of the acts of 1937, is hereby amended by striking out, in lines 2 and 3, the words "commission on administration and finance" and inserting in place thereof the following words: — rate setting commission.

SECTION 14. Section 24A of chapter 117 of the General Laws, as most recently amended by section 22 of chapter 658 of the acts of 1967, is hereby amended by striking out, in line 7, the words "section thirty K" and inserting in place thereof the words: — established by the rate setting commission under sections thirty K to thirty P, inclusive.

SECTION 15. The second paragraph of section 14 of chapter 122 of the General Laws, as appearing in section 1 of chapter 545 of the acts of 1964, is hereby amended by striking out, in line 7, the words "a schedule approved by said department" and inserting in place thereof the words: — rates established by the rate setting commission under sections thirty K to thirty P, inclusive, of chapter seven.

SECTION 16. Section 16 of chapter 123 of the General Laws is hereby amended by striking out the second sentence, as amended by section 2 of chapter 598 of the acts of 1954, and inserting in place thereof the following sentence: — The cost to the commonwealth of the board of such patients supported at the public expense shall not exceed a weekly amount for each patient as determined by the rate setting commission under sections thirty K to thirty P, inclusive, of chapter seven, which amount shall not exceed the weekly cost of maintaining any such patient in a state hospital.

SECTION 17. The first paragraph of section 96 of said chapter 123 is hereby amended by striking out, in line 6, as appearing in section 4 of said chapter 598 of the acts of 1954, the words "commission on administration and finance" and inserting in place thereof the words: — rate setting commission.

SECTION 18. Chapter 152 of the General Laws is hereby amended by striking out section 13 and inserting in place thereof the following section: —

Section 13. Fees of attorneys and physicians for services adjudged compensable under this chapter shall be subject to the approval of the division. The rate of payment by insurers to hospitals for care adjudged compensable under this chapter shall be established by the rate setting commission in accordance with sections thirty K through thirty P, inclusive, of chapter seven. If the insurer, or any physician or the employee or any attorney fails to agree as to the amount of any bill for such services, except rates to be paid for general health services, supplies, care, services and accommodations, which shall be reviewable under section thirty O of said chapter seven, either party may notify the division, which may thereupon assign the case for hearing by a member thereof. The member shall report the facts to the division for decision and the decision shall be enforceable under section eleven. No insurer shall be liable for hospitalization expenses, adjudged compensable under this chapter at a rate in excess of the rate set by the rate setting commission, or in excess of the fair and reasonable charge thereof if the service is compensable and there is no rate established for that service by the aforesaid rate setting commission. Nor shall any employee be liable for services adjudged compensable under this chapter which have been paid for at the rates established by the rate setting commission; the employees, however, shall continue to be liable for services which are not adjudged compensable under this chapter.

SECTION 19. Section 5 of chapter 176A of the General Laws is hereby amended by striking out the fourth and fifth paragraphs, as appearing in chapter 406 of the acts of 1956, and inserting in place thereof the following two paragraphs: —

All rates of payment to hospitals made by such corporation, under such contracts, shall be approved in advance by the rate setting commission established under section thirty L of chapter seven, in this section called the commission. Any such approval may be withdrawn by the commission at any time. No rates of payment shall be approved, or their continuance be permitted, by the commission unless such rates reflect reasonable hospital costs or are based on charges made to the general public, whichever is lower. The commission in determining reasonable cost shall give consideration to services provided by the hospital and the costs of comparable hospitals, and may give consideration to depreciation, amortization, interest, occupancy, individual services which are rendered for partial or no payment and principles of reimbursement for provider costs in effect from time to time under Titles 18 and 19 of the Social Security Act. The commission shall approve or disapprove rates under this section within a reasonable period of time.

A hospital or nonprofit hospital service corporation shall file with the commission in accordance with regulations adopted after public hearing such data, statistics, schedules or other information as the commission may reasonably require to enable it to approve or disapprove contracts with or rates of payments to hospitals. For the purpose of approving, disapproving, or permitting the continuance of all rates or payment under such contracts, the commission may require an examination of the books of account and statistical records of each hospital and nonprofit hospital service corporation, and such examination shall be made under

the direction and supervision of the commission. The commission may enter into an annual agreement with a nonprofit hospital service corporation for the services of such auditors or accountants as may be required in any such examination; provided, that the entire costs of such salaries of auditors or accountants and necessary expenses connected therewith, including related expenses of the commission, shall be borne by such corporation. Expenses incurred in any such examination shall be treated as part of the cost of hospitalization by said corporation.

SECTION 20. Section 17 of said chapter 176A, as amended by section 5 of chapter 636 of the acts of 1953, is hereby further amended by striking out, in lines 5 and 6, the words "commissioner of administration for his" and inserting in place thereof the words: — rate setting commission for its; — and by striking out, in lines 12 and 13, the words "commissioner of administration" and inserting in place thereof the words: — rate setting commission.

SECTION 21. Section two of chapter seven hundred and ten of the acts of nineteen hundred and sixty-five is hereby repealed.

SECTION 22. Chapter four hundred and eighty-one of the acts of nineteen hundred and sixty-four is hereby repealed.

SECTION 23. Notwithstanding the provisions of section one and section three of this act, the incumbents of the offices of director of the bureau of hospital costs and finances and executive secretary of the board of rate setting immediately prior to the effective date of this act shall be transferred to the offices of, and shall serve as, director of the bureau of hospitals, sanatoria, and infirmaries and director of the bureau of convalescent, nursing and rest homes, respectively; and said incumbent of the office of director of hospital costs shall continue to hold office as director of the bureau of hospitals, sanatoria and infirmaries in accordance with the provisions of chapter thirty-one.

SECTION 24. All employees of the bureau of hospital costs and finances and the board of rate setting who, immediately prior to the effective date of this act held positions classified under chapter thirty-one of the General Laws or had tenure in their positions by reason of section nine A of chapter thirty of the General Laws are hereby transferred to the service of the rate setting commission established by this act; every such transfer to be without impairment of civil service status, seniority, retirement and other rights of the employee, without interruption of his service within the meaning of said chapter thirty-one or section nine A of chapter thirty, and without reduction in his compensation and salary grade, notwithstanding any change in his title or duties made as a result of such transfer. All employees of the bureau of hospital costs and finances and the board of rate setting who immediately prior to the effective date of this act held, without such tenure, positions not so classified are hereby transferred to the service of the rate setting commission established by this act without impairment of seniority, retirement and other rights, without interruption of service within the meaning of said section nine A of chapter thirty and without change in compensation or salary grade.

SECTION 25. All books, papers, records, documents, plans and property in the custody of the bureau of hospital costs and finances and the board of rate setting immediately prior to the effective date of this act shall thereafter be within the custody of the executive office for adminis-

tration and finance or the commissioner thereof, and the control of the rate setting commission established under section thirty L of chapter seven of the General Laws, as appearing in section three of this act. The unexpended balances of appropriations heretofore made to the bureau of hospital costs and finances and the board of rate setting shall be transferred and made available for the purposes of this act upon its effective date.

All rates, classifications and other regulations pertaining or relating to general health supplies, care, services and accommodations, as defined in section thirty K of said chapter seven, as so appearing, promulgated by departments, boards, commissions or political subdivisions of the commonwealth in effect immediately prior to the effective date of this act shall remain in full force and effect until superseded or repealed by the rate setting commission in accordance with law.

All petitions, hearings and other proceedings duly pending before, and all prosecutions and legal and other proceedings duly commenced by or against, the commissioner of administration, the bureau of hospital costs and finances and the board of rate setting shall be turned over to and may be completed by any member or officer of said rate setting commission.

All duly existing contracts, leases and obligations of the bureau of hospital costs and finances and the board of rate setting in effect immediately prior to the effective date of this act shall continue in full force and effect. This act shall not affect any renewal provision or option to renew contained in any such lease on the effective date of this act.

SECTION 26. In making his initial appointments to the rate setting commission established under section thirty L of chapter seven of the General Laws, as appearing in section three of this act, the governor shall appoint the four members for terms of five, four, three and two years, respectively, as he may designate. Upon the expiration of the term of any such member, his successor shall be appointed for the term and in the manner set forth in said section thirty L of said chapter seven. *Approved July 3, 1968.*

EMERGENCY LETTER — September 12, 1968 at 2:17 P.M.

Chap. 493. AN ACT AUTHORIZING THE LICENSING COMMISSION OF THE CITY OF CAMBRIDGE TO PRESCRIBE THE FEES FOR HACKNEY LICENSES IN SAID CITY.

Be it enacted, etc., as follows:

The license commission of the city of Cambridge may, notwithstanding any contrary provision of section twenty-two of chapter forty of the General Laws, prescribe the fees for hackney licenses granted in said city. *Approved July 3, 1968.*

Chap. 494. AN ACT AUTHORIZING THE HOLDING OF CERTAIN MOTOR VEHICLES TOWED FOR ILLEGAL PARKING IN THE CITY OF BOSTON UNTIL FINES HAVE BEEN PAID OR SECURITY FOR THEIR PAYMENT DEPOSITED.

Be it enacted, etc., as follows:

The fifth paragraph of section 2 of chapter 263 of the acts of 1929, as most recently amended by chapter 276 of the acts of 1968, is hereby

further amended by adding the following sentence: — If a vehicle is removed pursuant to a rule or regulation adopted under this section, such vehicle shall be held until all charges lawfully imposed for such removal and storage following the same have been paid and, if in the calendar year in which such vehicle is so removed and in the preceding calendar year, ten or more notices, in the aggregate, have been affixed to said vehicle as provided in section twenty C of chapter ninety of the General Laws, due notice has been received that either the fines provided in such notices have been paid or security for the payment thereof has been deposited. *Approved July 3, 1968.*

Chap. 495. AN ACT PROVIDING FOR THE PAYMENT BY THE COMMONWEALTH OF AN ANNUITY TO GERTRUDE M. CURLEY, WIDOW OF FORMER GOVERNOR JAMES M. CURLEY.

Be it enacted, etc., as follows:

SECTION 1. In order to promote the public good, and subject to appropriation therefor, there shall be paid out of the state treasury to Gertrude M. Curley of Boston, widow of former governor James M. Curley, an annuity of twelve hundred dollars, payable in equal monthly installments.

SECTION 2. This act shall take effect as of July first, nineteen hundred and sixty-eight. *Approved July 3, 1968.*

Chap. 496. AN ACT RELATIVE TO CERTAIN PROCEEDINGS BASED UPON POSSIBILITY OF REVERTER AFFECTING LANDS OF THE COMMONWEALTH.

Be it enacted, etc., as follows:

The third paragraph of section 31A of chapter 260 of the General Laws, as appearing in section 2 of chapter 258 of the acts of 1956, is hereby amended by inserting after the word "subdivision", in line 3, the words: — other than the commonwealth.

Approved July 3, 1968.

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, July 29, 1968.

The Honorable JOHN F. X. DAVOREN, *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 496 of the Acts of 1968, entitled "An Act relative to certain proceedings based upon possibility of reverter affecting lands of the Commonwealth." and the enactment of which received my approval on July 3, 1968, should take effect forthwith.

Postponement of the operation of this act would tend to defeat its purpose which is to protect from the operation of the law relative to

the possibility of reverter lands that have been owned and conveyed by the Commonwealth.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, July 30, 1968.

I, John F. X. Davoren, 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 four hundred and ninety-six of the acts of nineteen hundred and sixty-eight.

JOHN F. X. DAVOREN,
Secretary of the Commonwealth.

Chap. 497. AN ACT PROVIDING FOR THE VALUATION BY THE STATE TAX COMMISSION OF CERTAIN LAND HELD BY A CITY, TOWN OR DISTRICT IN ANOTHER CITY OR TOWN WHICH HAS A GENERAL REVALUATION OF REAL PROPERTY.

Be it enacted, etc., as follows:

SECTION 1. Section 6 of chapter 59 of the General Laws, as most recently amended by chapter 410 of the acts of 1946, is hereby further amended by inserting after the first sentence the following two sentences: — Whenever a city or town in which such land is located shall have made a general revaluation of all its real property for purposes of taxation, the valuation of such land for the purpose of payments authorized by this section shall be determined by the state tax commission as of January first, between January first and June first, in the year nineteen hundred and seventy and in every fifth year thereafter, so that the payment with respect to such land shall remain substantially the same as that made prior to such revaluation. The city, town or district owning such land, if aggrieved by the determination of the commission, may within three months after written notice thereof appeal to the appellate tax board.

SECTION 2. The first paragraph of section 7A of said chapter 59, as appearing in section 2 of chapter 367 of the acts of 1945, is hereby amended by adding the following two sentences: — Whenever a city or town in which such land is located shall have made a general revaluation of all its real property for purposes of taxation, the valuation of such land for the purpose of payments authorized by this section shall be determined by the state tax commission as of January first, between January first and June first, in the year nineteen hundred and seventy and in every fifth year thereafter, so that the payment with respect to such land shall remain substantially the same as that made prior to such revaluation. The holding municipality or district, if aggrieved by the determination of the commission, may within three months after written notice thereof appeal to the appellate tax board.

Approved July 3, 1968.

Chap. 498. AN ACT AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH TO ESTABLISH AND MAINTAIN SERVICES FOR THE CARE AND TREATMENT OF PERSONS SUFFERING FROM CHRONIC RENAL DISEASES.

Be it enacted, etc., as follows:

Chapter 111 of the General Laws is hereby amended by inserting after section 4G the following section: —

Section 4H. The department is hereby authorized, subject to appropriation, to establish and maintain services for the treatment and care of persons suffering from chronic renal diseases within the commonwealth.

The department may enter into such agreements with community hospitals and other health, welfare and rehabilitation agencies as are necessary to carry out the purposes of this section.

Approved July 3, 1968.

Chap. 499. AN ACT REMOVING THE REQUIREMENT OF LOCAL BUILDING INSPECTION IN THE CONSTRUCTION OF SCHOOLHOUSES.

Be it enacted, etc., as follows:

SECTION 1. The first paragraph of section 3 of chapter 143 of the General Laws, as most recently amended by section 2 of chapter 607 of the acts of 1959, is hereby further amended by striking out, in line 9, the word "such" and inserting in place thereof the words: — the inspection, materials, construction, alteration and repair of schoolhouses, and except such buildings and other structures, — so as to read as follows: — Every city, subject to the provisions of its charter and of any amendments thereto, and of any special law, relative to the enactment of ordinances, and every town, for the prevention of fire and the preservation of life, health and morals, by ordinances or by-laws consistent with law and applicable throughout the whole or any defined part of its territory, may regulate the inspection, materials, construction, alteration, repair, demolition, removal, height, area, location and use, and may require permits or licenses therefor, of buildings and other structures within its limits, except the inspection, materials, construction, alteration and repair of schoolhouses, and except such buildings and other structures as are owned or occupied by the United States, or owned or occupied by the commonwealth or by any county, and except bridges, quays and wharves, and may prescribe penalties not exceeding one hundred dollars for every violation of such ordinances or by-laws; provided, that in regulating the area of such buildings or structures no provision of any ordinance or by-law shall be valid which requires the floor area of the living space of a single-family residential building to be greater than seven hundred and sixty-eight square feet.

SECTION 2. The first sentence of the first paragraph of section 3B of said chapter 143, as amended by section 1 of chapter 691 of the acts of 1963, is hereby further amended by striking out, in line 1, the word "The" and inserting in place thereof the words: — Except for schoolhouses, the, — so as to read as follows: — Except for schoolhouses, the board of standards in the department shall make rules and regulations relating to the construction, reconstruction, alteration, repair, demolition, removal, use or occupancy, and to the standards of materials, in-

cluding materials used for finish and trim, to be used in such construction, reconstruction, alteration, repair, demolition, removal, use or occupancy of any building, portion of a building or room which is a place of assembly or which is required to be provided with proper egresses or other means of escape; and such rules and regulations shall be in accordance with the generally accepted standards of engineering practice and not inconsistent with law.

SECTION 3. Section 3H of said chapter 143, as amended by section 4 of chapter 645 of the acts of 1945, is hereby further amended by striking out, in line 3, the words ", except schoolhouses,", — so as to read as follows: —

Section 3H. Sections three, three A, three B, three D and three G shall apply to all municipal buildings which are used in whole or in part as places of assembly, as well as to all private buildings used for the same purposes. *Approved July 3, 1968.*

Chap. 500. AN ACT LIMITING THE POWER OF HOUSING AUTHORITIES TO INCREASE RENTALS IN HOUSING PROJECTS FOR ELDERLY PERSONS.

Be it enacted, etc., as follows:

Section 26UU of chapter 121 of the General Laws is hereby amended by striking out subdivision (*e*), as appearing in section 1 of chapter 667 of the acts of 1954, and inserting in place thereof the following subdivision: —

(*e*) Rents for dwelling units in projects or parts of projects constructed for elderly persons of low income shall be computed as provided in section twenty-six FF; provided, however, that the rent so computed shall not be increased as to any tenant unless his annual income has increased at least twelve hundred dollars above the annual income received by him at the time his rent was so computed; and provided, further, that in the case of persons receiving old age assistance under chapter one hundred and eighteen A directly or indirectly in whole or in part from the commonwealth, dwelling units in projects or parts of projects constructed under section twenty-six TT shall be deemed to be adequate housing for elderly persons and shall qualify for and rent at the maximum rental allowance under the old age assistance laws, regulations or policies. *Approved July 3, 1968.*

Chap. 501. AN ACT TRANSFERRING CERTAIN BEACHES IN THE DIVISION OF WATERWAYS IN THE DEPARTMENT OF PUBLIC WORKS AND CERTAIN RECREATIONAL FACILITIES IN SAID DEPARTMENT TO THE DIVISION OF FORESTS AND PARKS IN THE DEPARTMENT OF NATURAL RESOURCES.

Be it enacted, etc., as follows:

SECTION 1. The management, supervision, control and maintenance of all beaches and beach reservations under the control of the division of waterways in the department of public works and the management, supervision and control of all facilities designed and constructed by the department of public works under the provisions of chapter six hundred and thirty-two of the acts of nineteen hundred and sixty-six is hereby

transferred to the division of forests and parks in the department of natural resources to be controlled, managed, operated and maintained in accordance with the provisions of chapters twenty-one and one hundred and thirty-two A of the General Laws relating to the management of lands under the control of said department of natural resources for recreational purposes.

SECTION 2. Sections sixty, sixty-one and sixty-two of chapter ninety-one of the General Laws are hereby repealed.

SECTION 3. The first sentence of section 4 of chapter 132A of the General Laws, as appearing in section 10 of chapter 640 of the acts of 1958, is hereby amended by striking out, in lines 6, 7 and 8, the words ", and to meet the expenses, costs and deficiencies of the public beaches under the control of the division of waterways in the department of public works".

SECTION 4. Said chapter 132A is hereby further amended by striking out section 10 and inserting in place thereof the following section: —

Section 10. — Monies received by the department of natural resources pertaining to state parks, reservations and recreation areas outside the metropolitan parks district shall be credited on the books of the commonwealth to a fund to be known as the State Recreation Areas Fund and shall be expended, subject to appropriation and the laws relating to state finances, for the purposes of state parks, reservations and recreation areas outside the metropolitan parks district.

SECTION 5. Except as otherwise provided in this section, employees in the division of waterways in the department of public works, under items 6032–1700, 6032–1711, 6032–1721, 6032–1731 and 6032–1741 of section two of chapter three hundred and eighty of the acts of the current year are hereby transferred to the department of natural resources without impairment of the civil service status, seniority or other rights of any permanent civil service employee or of any temporary employee, or of the seniority or other rights of any employee not subject to the provisions of chapter thirty-one of the General Laws.

The incumbent to the position of administrator of waterways and public beaches shall continue to serve in the division of waterways in the department of public works as administrator of waterways and shall be paid from item 6032–0000 of section two of said chapter three hundred and eighty without loss of tenure and without impairment of any other rights.

SECTION 6. All monies appropriated, and not encumbered, to the department of public works for the operation, maintenance and management of public beaches, reservations, swimming pools, skating rinks, and all equipment used for such purposes shall, upon the effective date of this act, be transferred to the division of forests and parks in the department of natural resources and said monies shall be available for expenditure by said division for the purposes of this act; provided, that this section shall not apply to bond issues or appropriations for capital improvements or construction of capital facilities; and provided, further that the department of natural resources shall designate the department of public works as its contracting agent to acquire land and to design and construct capital improvements or new facilities on any ocean beach, ocean reservation, swimming pool or skating rink transferred to its control or hereafter acquired, and the department of

natural resources shall allocate to the department of public works such funds as may be required for acquisition, design and construction; that the department of natural resources shall select the land and establish and approve the criteria and design of all such facilities; and that all such facilities shall, upon completion of construction or improvement by the department of public works, be transferred to the division of forests and parks in the department of natural resources for maintenance, control and operation.

SECTION 7. This act shall take effect on September twenty-ninth, nineteen hundred and sixty-eight. *Approved July 3, 1968.*

Chap. 502. AN ACT EXEMPTING CERTAIN VESSELS USED IN COMMERCIAL FISHING AND MACHINERY AND EQUIPMENT THEREFOR FROM THE SALES AND USE TAXES.

Be it enacted, etc., as follows:

SECTION 1. Paragraph (*o*) of section 6 of chapter 64H of the General Laws, as appearing in section 1 of chapter 757 of the acts of 1967, is hereby amended by inserting after the word "commerce", in line 4, the words: — and sales of vessels used directly and exclusively in commercial fishing, machinery and equipment therefor and replacement parts for such vessels, machinery and equipment.

SECTION 1A. No tax imposed by sections one and two of chapter fourteen of the acts of nineteen hundred and sixty-six or under chapter sixty-four H and chapter sixty-four I of the General Laws on sales of vessels used directly and exclusively in commercial fishing or on machinery and equipment therefor or on replacement parts for such vessels, machinery or equipment shall be collected after the effective date of this act.

SECTION 2. This act shall apply to sales at retail made and to the use, storage or other consumption of tangible personal property purchased on and after its effective date. *Approved July 3, 1968.*

Chap. 503. AN ACT RELATIVE TO THE IMPOSITION OF THE MOTOR VEHICLE EXCISE UNDER STAGGERED REGISTRATIONS OF MOTOR VEHICLES.

Be it enacted, etc., as follows:

Section 1 of chapter 60A of the General Laws is hereby amended by striking out the sixth paragraph, as amended by section 1 of chapter 587 of the acts of 1955, and inserting in place thereof the following paragraph: —

If a motor vehicle or trailer is originally registered after January thirty-first in any year, the excise under this section shall be that proportion of the excise for the full year which the number of months in said year following the month preceding that in which the motor vehicle or trailer is registered bears to twelve; but no excise shall be assessed on the same motor vehicle or trailer more than once in any calendar year by reason of the renewal of the registration of such vehicle within the calendar year, unless its ownership is transferred by sale or otherwise or it is registered after a surrender or expiration of registration

upon removal of its owner to another state and registration in such other state. If during any calendar year ownership of a motor vehicle or trailer subject to an excise under this section is transferred by sale or otherwise, or if during any calendar year the owner of a motor vehicle or trailer subject to such an excise removes to another state and registers such motor vehicle or trailer in such other state and surrenders or does not renew his registration in this state, the excise under this section shall be reduced upon application by an abatement equal to that proportion of an excise under this section on such motor vehicle or trailer for the full calendar year which the number of months in said year remaining after the month in which such transfer by sale or otherwise or such surrender or expiration of registration occurs bears to twelve; provided, however, that if in the month in which such transfer by sale or otherwise occurs, the person making such transfer registers another motor vehicle or trailer under chapter ninety and thereby becomes subject to an excise under this section on such other motor vehicle or trailer for such month, the excise under this section on the motor vehicle or trailer transferred shall be further reduced upon application as aforesaid by an abatement equal to one twelfth of a full calendar year's excise under this section on the motor vehicle or trailer transferred. If before an excise imposed under this section is assessed, notice of transfer by sale or otherwise or of surrender or expiration of registration as aforesaid is received by the official or officials authorized to make the assessment, the excise shall be assessed in the amount to which it would be reduced by abatement as aforesaid. The excise imposed by this section shall in no event be less than two dollars; and no abatement under this section shall reduce any such excise to less than two dollars.

Approved July 3, 1968.

Chap. 504. AN ACT RELATIVE TO THE APPOINTMENT OF SUPERINTENDENTS, PHYSICIANS AND OTHER EMPLOYEES IN INSTITUTIONS UNDER THE CONTROL AND SUPERVISION OF THE DEPARTMENT OF PUBLIC HEALTH.

Be it enacted, etc., as follows:

SECTION 1. Chapter 17 of the General Laws is hereby amended by striking out section 6, as most recently amended by section 2 of chapter 558 of the acts of 1963, and inserting in place thereof the following section: —

Section 6. The commissioner may, with the approval of the public health council, appoint assistant directors of divisions and epidemiologists, inspectors and other necessary employees. Persons appointed hereunder shall be subject to chapter thirty-one. The commissioner may require that a physician to be appointed under this section be certified as to his qualifications by one of the physicians' specialty boards approved by the Council on Medical Education and Hospitals of the American Medical Association.

The commissioner, with the approval of the public health council, may appoint a treasurer for each institution, who shall give bond for the faithful performance of his duties, and may appoint a superintendent, physicians, registered nurses, licensed practical nurses, student nurses and other employees necessary for the proper administration of the

affairs of the institution under the jurisdiction of the department and may incur all expenses necessary for the maintenance of the institutions.

The superintendent of each hospital or other institution established in the department may act on behalf and in the place of the appointing authority for any action taken under the provisions of sections fifty-three to fifty-seven, inclusive, of chapter thirty and for any action taken under sections nine A, nine B and nine D of chapter thirty and sections forty-three, forty-five and forty-six A of chapter thirty-one, relative to the discharge, removal, suspension and lay-off of a person. For all other purposes, the commissioner shall be the appointing authority; provided, however, that he may delegate preliminary authority to negotiate collective bargaining agreements and other matters relative to the right of employees to organize, negotiate and bargain with employers under section five of chapter one hundred and fifty A and section one hundred and seventy-eight F of chapter one hundred and forty-nine and other applicable statutes.

SECTION 2. Nothing in this act shall be construed so as to affect the tenure and any other rights of officers and employees of the department of public health who were employed in said department immediately prior to the effective date of this act. *Approved July 3, 1968.*

Chap. 505. AN ACT PROVIDING FOR THE REPORTING OF GRANT FUNDS RECEIVED FROM THE FEDERAL GOVERNMENT BY THE COMMONWEALTH OR ITS AGENCIES OR EMPLOYEES.

Be it enacted, etc., as follows:

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

Section 2C. All grant funds, hereinafter referred to as grants, which shall include grants-in-aid and subventions, received by any department, institution, board, commission, agency, officer or employee of the commonwealth from the federal government, whether directly or through an intermediary, other than grants for capital improvements, as provided in section two B, shall be paid into the treasury of the commonwealth and credited to a separate special revenue fund, to be known as the General Federal Grants Fund. Each such grant shall be held in trust, kept in a separate account and expended solely for the purposes of the grant without specific appropriation, subject, however, to the provisions of law regulating the disbursement of public funds and the approval thereof; provided, that any provision of general law relating to expenditures peculiar to institutions of higher learning shall apply to expenditures from the grants to such institutions.

Any portion of a grant received by an institution of higher learning which, according to the conditions of said grant, is to be paid for or to cover any overhead expenses, indirect costs, supporting services or facilities, or for any purpose other than the direct object of the grant, may be transferred in whole or in part to separate accounts and expended without appropriation for the support of a computer or computers, of another research grant, or of publishing programs under the exclusive control of such institution, or for faculty research or research and scholarly work under the supervision of members of the faculty of such institution.

No individual, corporation or other organization utilizing grants shall be permitted to occupy or use land, buildings, equipment or facilities of the commonwealth or use the services of any officer or employee of the commonwealth during his regular working hours unless there is a written agreement, approved by the commissioner of administration, between said individual, corporation or other organization and said officer or employee, that the commonwealth will be reimbursed for such occupancy or use; provided, however, that upon recommendation of any department, institution, board, commission, agency or employee setting forth good and sufficient reasons, this requirement may be waived in whole or in part by the commissioner of administration on a particular project or projects. All such reimbursements shall be paid into the state treasury. Notice of such waiver shall be filed with the state auditor.

All applications and reapplications for grants shall be subject to the approval of the commissioner of administration.

Grants shall not be used to supplement the regular salary or compensation of any officer or employee of the commonwealth for services performed during his regular working hours. *Approved July 3, 1968.*

Chap. 506. AN ACT AUTHORIZING THE ESTABLISHMENT OF PROCEDURES ASSURING THE EVALUATION OF THE PERFORMANCE OF POLICE OFFICERS DURING THE PROBATIONARY PERIOD.

Be it enacted, etc., as follows:

Section 20D of chapter 31 of the General Laws is hereby amended by striking out the second paragraph, as appearing in section 2 of chapter 703 of the acts of 1945, and inserting in place thereof the following paragraph: —

If the conduct or capacity of a person serving a probationary period under an appointment in the official service or labor service, or the character or quality of the work performed by him, is not satisfactory to the appointing authority, he may, at any time after such person has served thirty days and prior to the end of such probationary period, give such person a written notice to that effect, stating in detail the particulars wherein his conduct or capacity or the character or quality of his work is not satisfactory, whereupon his service shall terminate. The appointing authority shall at the same time send a copy of such notice to the director. In default of such a notice, the appointment of such person shall become permanent upon the termination of such period; provided, however, that the director, with the approval of the commission, may establish procedures assuring the evaluation by appointing authorities of the performance of police officers during such probationary period. *Approved July 3, 1968.*

Chap. 507. AN ACT MAKING APPROPRIATIONS FOR THE MAINTENANCE OF WORCESTER COUNTY, ITS 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 COUNTY.

Be it enacted, etc., as follows:

SECTION 1. To provide for the maintenance of Worcester county, its 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-eight:

WORCESTER COUNTY.

Item		
1.	For interest on county debt	$88,908 00
2.	For reduction of county debt	285,000 00
3.	For county commissioners, salaries and expenses	55,096 64
4.	For transportation and expenses of county and acting commissioners	2,180 00
5.	For clerk of courts, salaries and expenses	271,904 07
6.	For county treasurer, salaries and expenses	83,834 20
7.	For sheriff, salary and expenses	18,999 50
8.	For registries of deeds, salaries and expenses	414,964 63
8a.	For registry of probate, salaries and expenses	18,185 00
9.	For law libraries, salaries and expenses	50,282 71
10.	For highways, including state highways, bridges and land damages	911,306 62
12.	For criminal costs in superior court	397,667 21
13.	For civil expenses in supreme judicial, superior, probate and land courts, including auditors, masters and referees	377,418 67
14.	For district courts, salaries and expenses	1,324,611 37
15.	For medical examiners and commitments of insane	122,500 00
16.	For jail and house of correction, maintenance and operation	616,990 62
17.	For training school	1,000 00
18.	For court houses and registry buildings, maintenance and operation	407,454 52
18a.	For bindery department	17,506 85
20.	For agricultural school or county aid to agriculture, maintenance and operation	163,198 26
21.	For state reservation, maintenance and operation (Purgatory Chasm)	21,642 61
24.	For noncontributory pensions	76,100 00
25.	For contributory retirement system and supervisory expenses	236,054 89
26.	For miscellaneous and contingent expenses	60,900 00

Item		
27.	For unpaid bills of previous years	$31,921 84
27a.	For overdrafts 1967	1,630 18
28.	For reserve fund	60,000 00
30.	For forest fire patrol	3,600 00
31.	For radio system for fire protection	5,000 00
36.	For Dutch elm disease	8,500 00
39.	For group insurance	77,500 00
	Total amount of appropriations	$6,211,858 39
	Less estimated amount available for reduction of county tax	853,072 69
	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	$5,358,785 70

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 Worcester county a certification of the amounts above appropriated as set forth in the approved schedules. 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 the 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", "equipment", "structures and improvements" or "improvements to land" to another main group nor shall any transfer be made from any other main group into any of the aforementioned main groups.

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 per-

manent positions, notwithstanding any special or general law to the contrary.

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.

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; 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-seven.

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 act shall take effect upon its passage.

Approved July 8, 1968.

Chap. 508. AN ACT MAKING APPROPRIATIONS FOR THE MAINTENANCE OF ESSEX COUNTY, ITS 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 COUNTY.

Be it enacted, etc., as follows:

SECTION 1. To provide for the maintenance of Essex county, its 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-eight:

ESSEX COUNTY.

Item		
1.	For interest on county debt	$88,415 00
2.	For reduction of county debt	242,000 00
3.	For county commissioners, salaries and expenses	63,196 89
4.	For transportation and expenses of county and acting commissioners	900 00
5.	For clerk of courts, salaries and expenses	202,283 82
6.	For county treasurer, salaries and expenses	58,762 81
7.	For sheriff, salary and expenses	15,345 80
8.	For registries of deeds, salaries and expenses	580,805 81
8a.	For registry of probate, salaries and expenses	16,293 00
9.	For law libraries, salaries and expenses	35,903 18
10.	For highways, including state highways, bridges and land damages	470,426 97
12.	For criminal costs in superior court	332,023 57
13.	For civil expenses in supreme judicial, superior, probate and land courts, including auditors, masters and referees	346,525 00
14.	For district courts, salaries and expenses	1,102,719 87
15.	For medical examiners and commitments of insane	55,280 00
16.	For jails and houses of correction, maintenance and operation	528,244 04
16a.	For industrial farm	181,025 00
17.	For training school	332,840 07
18.	For court houses and registry buildings, maintenance and operation	280,374 22
18a.	For county hospital buildings	3,675 00
20.	For agricultural school or county aid to agriculture, maintenance and operation	1,042,701 41
24.	For noncontributory pensions	122,664 96
25.	For contributory retirement system and supervisory expenses	293,654 07
26.	For miscellaneous and contingent expenses	72,793 50

Item		
27.	For unpaid bills of previous years	$20,208 47
28.	For reserve fund	50,000 00
29.	For advertising recreational, industrial and agricultural advantages of the county	50,000 00
30.	For forest fire patrol	9,200 00
31.	For radio system for fire protection	780 00
32.	For forest development	2,400 00
34.	For conservation	25,000 00
39.	For group insurance	105,000 00
	Total amount of appropriations	$6,731,442 46
	Less estimated amount available for reduction of county tax	1,559,025 00
	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	$5,172,417 46

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 Essex county a certification of the amounts above appropriated as set forth in the approved schedules. 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 the 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", "equipment", "structures and improvements" or "improvements to land" to another main group nor shall any transfer be made from any other main group into any of the aforementioned main groups.

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 pay-

ments on account of any change of salary range or compensation of any permanent positions, notwithstanding any special or general law to the contrary.

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.

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; 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-seven.

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 act shall take effect upon its passage.

Approved July 8, 1968.

Chap. 509. AN ACT MAKING APPROPRIATIONS FOR THE MAINTENANCE OF MIDDLESEX COUNTY, ITS 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 COUNTY.

Be it enacted, etc., as follows:

SECTION 1. To provide for the maintenance of Middlesex county, its 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-eight:

MIDDLESEX COUNTY.

Item		
1.	For interest on county debt	$45,000 00
2.	For reduction of county debt	499,900 00
3.	For county commissioners, salaries and expenses	204,575 56
4.	For transportation and expenses of county and acting commissioners	4,037 00
5.	For clerk of courts, salaries and expenses	547,820 46
6.	For county treasurer, salaries and expenses	143,666 17
7.	For sheriff, salary and expenses	13,895 00
8.	For registries of deeds, salaries and expenses	1,304,510 07
8a.	For registry of probate, salaries and expenses	51,050 75
9.	For law libraries, salaries and expenses	96,975 84
10.	For highways, including state highways, bridges and land damages	1,590,894 13
12.	For criminal costs in superior court	959,508 33
13.	For civil expenses in supreme judicial, superior, probate and land courts, including auditors, masters and referees	852,697 00
14.	For district courts, salaries and expenses	3,510,249 17
15.	For medical examiners and commitments of insane	131,268 25
16.	For jails and houses of correction, maintenance and operation	1,865,453 74
17.	For training school	841,750 41
18.	For court houses and registry buildings, maintenance and operation	928,207 92
20.	For agricultural school or county aid to agriculture, maintenance and operation	172,761 51
21.	For state reservation, maintenance and operation (Walden Pond)	109,371 58
24.	For noncontributory pensions	253,775 31
25.	For contributory retirement system and supervisory expenses	450,163 62
26.	For miscellaneous and contingent expenses	155,794 53
27.	For unpaid bills of previous years	64,477 50

Item		
28.	For reserve fund	$75,000 00
30.	For forest fire patrol	5,500 00
39.	For group insurance	164,265 94
	Total amount of appropriations	$15,042,569 79
	Less estimated amount available for reduction of county tax	3,301,550 70
	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	$11,741,019 09

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 Middlesex county a certification of the amounts above appropriated as set forth in the approved schedules. 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 the 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", "equipment", "structures and improvements" or "improvements to land" to another main group nor shall any transfer be made from any other main group into any of the aforementioned main groups.

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.

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.

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; 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-seven.

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 act shall take effect upon its passage.

Approved July 8, 1968.

Chap. 510. AN ACT PROVIDING FOR THE SLAUGHTERING OF HOGS AFFECTED WITH OR EXPOSED TO HOG CHOLERA AND THE PAYMENT BY THE COMMONWEALTH OF INDEMNITY TO THE OWNERS THEREOF.

Be it enacted, etc., as follows:

Chapter 129 of the General Laws is hereby amended by inserting after section 14B the following section: —

Section 14C. All hogs which are affected with, or have been exposed to, hog cholera shall be quarantined and appraised by an appraiser of the division of animal health in the department of agriculture, hereinafter called the division, or an appraiser appointed by the United States department of agriculture, animal health division. Any such hogs as

the director of the division may determine shall be slaughtered and their carcasses shall be disposed of in such manner as said director may determine. The commonwealth shall pay to the owner of such hogs so slaughtered one half of their value as determined by said appraisal, but not to exceed fifty dollars for a purebred and forty dollars for a grade, said payment to be made from the amounts appropriated therefor from the Agricultural Purposes Fund. No payment shall be made as herein provided unless the director has determined that the owner or his representative has not, in the opinion of the director, by wilful act or neglect, contributed to the spread of hog cholera. All determinations of value made under this act shall be at fair market value.

Approved July 8, 1968.

Chap. 511. AN ACT AUTHORIZING THE METROPOLITAN DISTRICT COMMISSION TO CONSTRUCT A COVERED YEAR-ROUND SWIMMING POOL IN THE CITY OF MEDFORD.

Be it enacted, etc., as follows:

The metropolitan district commission is hereby authorized and directed to construct a year-round covered swimming pool in the city of Medford. Said commission may expend such sums as may be appropriated therefor.

Approved July 8, 1968.

Chap. 512. AN ACT EXTENDING THE TIME DURING WHICH THE CITY OF PEABODY MAY LEVY ASSESSMENTS FOR THE COST OF CERTAIN BETTERMENTS.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the failure of the city of Peabody to comply with the provisions of sections one and two of chapter eighty of the General Laws, said city may levy and collect assessments for betterments comprising sewer extension programs one through nine in said city.

SECTION 2. The recording by the city of Peabody of the orders, plans, estimates and assessments required under the provisions of sections one and two of chapter eighty of the General Laws is hereby validated and confirmed, notwithstanding the failure of said city to record the same within the time prescribed by said sections.

Approved July 8, 1968.

Chap. 513. AN ACT PROVIDING COVERAGE UNDER THE LABOR-RELATIONS LAW FOR NONPROFESSIONAL EMPLOYEES OF NONPROFIT INSTITUTIONS.

Be it enacted, etc., as follows:

SECTION 1. The last paragraph of section 1 of chapter 150A of the General Laws, added by section 1 of chapter 576 of the acts of 1964, is hereby amended by inserting after the word "employees", in lines 4, 7 and 12, in each instance, the words: — and nonprofessional employees.

SECTION 2. Said section 1 of said chapter 150A is hereby further amended by adding the following paragraph: —

It is further declared to be the policy of the commonwealth, in the interest of allowing certain employees full freedom of associations and to eliminate strife and other obstructions: (*a*) to promote collective bargaining between nonprofit institutions and their nonprofessional employees, except members of religious orders, (*b*) to protect the right of nonprofessional employees of nonprofit institutions, except members of religious orders, to organize and select collective bargaining representatives of their own choosing, and (*c*) to prevent lockouts, strikes, slowdowns or withholding of goods or services in nonprofit institutions.

SECTION 3. Subsection (2) of section 2 of said chapter 150A, as appearing in section 2 of chapter 576 of the acts of 1964, is hereby amended by inserting after the word "facility", in line 3, the words: — and any nonprofit institution.

SECTION 4. Subsection (3) of said section 2 of said chapter 150A, as so appearing, is hereby amended by striking out, in line 7, the words "employee of a health care facility" and inserting in place thereof the words: — or nonprofessional employee of a health care facility or of any nonprofit institution, except members of religious orders.

SECTION 5. Section 4C of said chapter 150A, inserted by section 4 of said chapter 576, is hereby amended by inserting after the word "nurse", in lines 3 and 5, in each instance, the words: — or nonprofessional.

SECTION 6. Section 9A of said chapter 150A, inserted by section 9 of said chapter 576, is hereby amended by inserting after the word "nurse", in lines 3, 31 and 34, in each instance, the words: — or nonprofessional.

Approved July 8, 1968.

Chap. 514. AN ACT AUTHORIZING THE COUNTY COMMISSIONERS OF HAMPSHIRE COUNTY TO EXPEND FUNDS FOR PLANS AND SPECIFICATIONS FOR A CHRONIC DISEASE FACILITY IN SAID COUNTY.

Be it enacted, etc., as follows:

The county commissioners of Hampshire County are hereby authorized to expend a sum not to exceed eighteen thousand dollars for the purpose of taking site borings and drawing preliminary plans and specifications for the construction of a chronic disease facility on land owned by said county.

(*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 2, 1968, and, in concurrence, by the House of Representatives, July 8, 1968, the objections of the governor notwithstanding, in the manner prescribed by the constitution; and thereby has "the force of a law".*)

Chap. 515. AN ACT AUTHORIZING THE CITY OF QUINCY TO PROVIDE SCHOLARSHIPS AT WOODWARD INSTITUTE SCHOOL FOR GIRLS IN SAID CITY.

Be it enacted, etc., as follows:

Notwithstanding any general or special law to the contrary, the city of Quincy is hereby authorized to raise and appropriate the sum of twelve thousand dollars annually to provide scholarships, of not more than three hundred dollars each, for girls who are residents of said city to attend

Woodward Institute School for Girls in said city. The criteria for awarding said scholarships shall be established by the board of supervisors of said Institute, and the scholarships shall be awarded, in accordance with such criteria, by said board.

(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 2, 1968, and, in concurrence, by the House of Representatives, July 8, 1968, the objections of the governor notwithstanding, in the manner prescribed by the constitution; and thereby has "the force of a law".)

Chap. 516. AN ACT PROVIDING THAT FIRE AND POLICE SIGNAL OPERATORS AND MAINTENANCE REPAIRMEN AND LICENSED ELECTRICIANS IN CITIES AND TOWNS BE CLASSIFIED IN GROUP 2 UNDER THE RETIREMENT LAW.

Be it enacted, etc., as follows:

The definition of *Group 2* of paragraph (*g*) of subdivision (2) of section 3 of chapter 32 of the General Laws is hereby amended by inserting after the word "powers", in line 11, as appearing in chapter 602 of the acts of 1960, the words: — , employees of cities and towns who are employed as fire and police signal operators or maintenance repairmen or as licensed electricians.

(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, July 8, 1968, and, in concurrence, by the Senate, July 9, 1968, the objections of the governor notwithstanding, in the manner prescribed by the constitution; and thereby has "the force of a law".)

Chap. 517. AN ACT AUTHORIZING THE TOWN OF WAKEFIELD TO CONTINUE TO EMPLOY CHARLES KIRK AS HOCKEY COACH NOTWITHSTANDING THAT HE HAS REACHED THE MAXIMUM RETIREMENT AGE.

Be it enacted, etc., as follows:

Notwithstanding any contrary provision of chapter thirty-two of the General Laws, the school committee of the town of Wakefield is hereby authorized to continue to employ Charles Kirk as hockey coach.

(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, July 8, 1968, and, in concurrence, by the Senate, July 9, 1968, the objections of the governor notwithstanding, in the manner prescribed by the constitution; and thereby has "the force of a law".)

Chap. 518. AN ACT ESTABLISHING A PARKING COMMISSION IN THE CITY OF LAWRENCE.

Be it enacted, etc., as follows:

SECTION 1. It is hereby declared that the free circulation of traffic of all kinds through the streets of the city of Lawrence is necessary for the rapid and effective fighting of fires and disposition of police forces

in said city and for the health, safety and general welfare of the public, whether residing in said city or traveling to, through or from said city in the course of lawful pursuits; that in recent years the parking of motor vehicles in the streets of said city has so substantially impeded such free circulation of traffic as to constitute a public nuisance endangering the health, safety and welfare of the general public, as well as endangering the economic life of said city; that this parking nuisance is not capable of being adequately abated except by provision for conveniently located off-street parking facilities available to the public at reasonable cost; and that the establishment of sufficient public off-street automobile parking facilities and the consolidation of the administration of public parking facilities within the city of Lawrence are desirable and proper public and municipal purposes.

SECTION 2. As used in this act, the following words and terms shall have the following meanings, unless the context shall indicate another or different meaning or intent:

"Bond", a bond issued for the purpose of financing a parking facility or parking system, and shall include interim receipts, temporary bonds or other obligations issued hereunder.

"City", the city of Lawrence.

"City council", the city council of the city of Lawrence.

"Construction", includes both construction and acquisition and the term "to construct" means and includes both to construct and to acquire.

"Cost of the parking facility" and "cost", the cost of construction, improvement and acquisition of all lands, air rights, structures, rights of way, franchises, easements and other property rights and interests, the cost of demolishing, removing or relocating any buildings, structures or utilities on lands acquired or to be acquired, including the cost of acquiring any lands to which such buildings, structures or utilities may be moved or relocated, the cost of all labor, materials, machinery and equipment, interest on revenue bonds prior to and during construction and for a period of not exceeding one year after completion thereof; the cost of engineering, architectural, financial and legal services, plans, specifications, studies, surveys, estimates of costs and of revenues, other expenses necessary or incidental to determining the feasibility or practicability of constructing a parking facility or parking system or portion thereof, administrative expenses and such other expenses as may be necessary or incidental to the construction of parking facilities or parking system or portion thereof, the financing thereof, placing the same in operation, and the issuance of bonds.

"Current expenses", the amount of reasonable and necessary current expenses in maintaining, repairing, and operating any parking facility or parking system as the same may be more fully defined in any resolution or trust agreement relating thereto and shall in any event include, without limiting the generality of the foregoing, ordinary and usual expenses of maintenance and repair, including expenses not annually recurring, engineering expenses relating to operation and maintenance, insurance premiums after completion of construction, administrative and legal expenses after such completion, the reasonable costs of policing the parking facility or system which may be expressed as a specified amount or percentage of parking fees from parking meters on public ways included in such system to be paid to the city treasurer and used

to meet the cost of police supervision, the payment of principal of and interest on any bonds of the city previously issued to the extent required under the resolution or trust agreement relating to revenue bonds, charges of paying agents and fees and expenses of the trustee, if any, under any resolution or trust agreement relating to revenue bonds issued to finance a parking facility; and any other expenses accruing after completion which are required to be paid by law or by the provisions of any resolution or trust agreement or resolution relating to revenue bonds.

"Federal agency", the United States of America, the President of the United States of America, and any department of or corporation, agency or instrumentality heretofore or hereafter created, designated or established by the United States of America.

"General obligation bond", a bond of the city other than a revenue bond.

"Improvement", reconstruction, remodeling, rehabilitation, extension, enlargement and improvement, and "to improve" includes "to reconstruct", "to remodel", "to rehabilitate", "to extend" and "to enlarge".

"Commission", the members of the commission established by this act, which shall constitute the parking authority of the city for the purpose of establishing and maintaining off-street and other parking facilities within the city.

"Parking facility", any land or any interest therein, structure or portion thereof, and improvements thereon, intended entirely or primarily for the off-street parking of motor vehicles, either single or multi-level and either at, above or below the surface, by the public, either with or without charge and facilities incident to the operation of such properties for the parking of motor vehicles, including without limitation ancillary waiting rooms, lockers, space for concessions, offices, terminal facilities for buses or other vehicles used for public transportation, facilities for servicing motor vehicles and for the sale of gasoline, oil and other accessories, and all facilities appurtenant thereto and all property, rights, easements and interests relating thereto deemed necessary for the construction or operation thereof.

"Parking system", any parking facility or parking facilities, together with any public way or public parking area designated by the city council as constituting part of such system, on which parking meters have been or may be installed or from which fees or charges have been or may be collected for the parking of motor vehicles.

"Revenue bond", any bond or refunding bond issued under section nine of this act.

SECTION 3. There shall be in the city of Lawrence a parking commission for the purpose of establishing and maintaining and operating a parking facility or facilities. The commission shall consist of five members, to be appointed by the mayor subject to confirmation by the city council. The commission shall select a chairman from among its members, who shall hold office for such term as may be provided in the rules of the commission, adopted pursuant to section four of this act. Three members of the commission shall constitute a quorum and the affirmative vote of three members shall be necessary for any action taken by the commission. No vacancy in the membership of the com-

mission shall impair the right of a quorum to exercise all of the rights and perform all of the duties of the commission.

Members of the commission shall serve without compensation, but shall be allowed their reasonable and necessary expenses incurred in the performance of their duties as such members.

The commission shall adopt rules, not inconsistent with the provisions of any statute, the city charter, or any ordinance, for conducting its business and meetings and for otherwise carrying out the purposes of this act. Meetings of the commission shall be held at the call of the chairman, or in such other manner as may be set forth in its rules, and shall be held in accordance with section twenty-three A of chapter thirty-nine of the General Laws.

The commission shall maintain proper accounting and records of all financial transactions, and provide annual financial statements. Annual reports of all activities shall be made to the city council, and the city council may at any time order an audit to be conducted of the commission's financial records by an independent agency selected by a majority of the city council.

SECTION 4. The commission, acting alone or in cooperation with any federal or municipal agency, is hereby authorized and empowered in the name and on behalf of the city:

(*a*) subject to appropriation of necessary funds by the city council and to the other provisions of this act, to plan, design, acquire, construct, reconstruct, improve, extend, enlarge, equip, repair, maintain and operate parking facilities and to lease parking facilities, either as lessee or lessor, wherever and to the extent that it deems such facilities to be necessary or desirable in the city, including such municipally owned or operated parking facilities as now exist, or hereafter may be constructed;

(*b*) subject to appropriation and the approval of the city council, to acquire by purchase, gift or eminent domain under chapter seventy-nine, seventy-nine A or chapter eighty A of the General Laws, or by lease, or otherwise, real property or any interest therein or water rights or air rights necessary for or incident to the acquisition, construction, improvement, reconstruction, enlargement or operation of parking facilities, and to acquire such personal property as it may deem necessary in connection therewith;

(*c*) with the approval of the city council, to sell, lease, exchange or otherwise dispose of property and property rights acquired under this act, as the public interest may warrant, provided that no such lease shall be for a period which exceeds twenty-five years, and that no more than twenty per cent of the floor area, exclusive of ramps or approaches, of any parking facility may be leased or used for any purpose other than parking, and that every lease shall contain, where applicable, schedules of maximum rates to be charged by the lessee for the use by the public of the property thereby demised, and permission for changing such schedules with approval of the city council or the commission, and also regulations with respect to the use, operation and occupancy of such property;

(*d*) to maintain an office at such place or places within the city as it may determine;

(*e*) when authorized to do so and within such limits as may be es-

tablished by the city council, to fix and revise from time to time and to collect rates, fees and other charges for the use of or for the services and facilities furnished by any parking facility or parking system within its jurisdiction, control or supervision and, subject to the provisions of any applicable lease, resolution or trust agreement, to control, manage and operate such other facilities as are contained in or upon any property in or upon which parking facilities are provided;

(*f*) subject to section two of chapter eighty-five of the General Laws, to make and enforce such rules and regulations as may, in the judgment of the commission, be necessary or desirable for the efficient operation of any parking facility or parking system within its jurisdiction, control and supervision, and for accomplishing the purposes of this act;

(*g*) subject to appropriation of necessary funds by the city council and to chapter thirty, section twenty-nine of chapter forty-three, and chapter one hundred forty-nine of the General Laws and to other provisions of this act, but notwithstanding any provision contained in the city charter to the contrary, in the name and on behalf of the city, to make and enter into all contracts and agreements and to employ such consulting and other engineers, attorneys, accountants, construction and financial experts, superintendents, managers and such other employees and agents as it may deem necessary or incidental to the performance of its duties and the execution of its powers under this act;

(*h*) to exercise jurisdiction, control and supervision over any parking facility or parking system within the city, except, if, and to the extent that, the city council may designate existing parking facilities;

(*i*) in the name and on behalf of the city, to enter into contracts with any federal agency within the commonwealth or any agency or instrumentality thereof, or with any other city, town or district, private corporation, partnership, association or individual providing for or relating to any parking facility or parking system under its jurisdiction, control or supervision;

(*j*) to accept from any authorized federal agency loans or grants for the planning, construction or acquisition of any parking facility or part thereof and to enter into agreements with such agency respecting any such loans or grants, and to receive and accept aid and contributions from any source of either money, property, labor or other thing of value, to be held, used and applied only for the purposes for which such loans, grants and contributions may be made;

(*k*) without license under section thirteen of chapter one hundred and forty-eight of the General Laws, but subject to any applicable rule or regulation of the board of fire prevention regulations under said chapter, to buy, store, sell and deal in gasoline and other motor vehicle fuels and oils, accessories, goods, wares and merchandise in any way connected with motor vehicles and to service motor vehicles including the right to make minor repairs, and to lease the rights to exercise such powers;

(*l*) to call upon the various departments, authorities, boards and commissions of the city for the purposes of assisting in making investigations and in effecting the design, construction and operation of the parking facility to be constructed hereunder, and the commission may arrange for payment for such services and expenses of said agencies in connection therewith;

(*m*) to do all acts and things necessary or convenient to carry out the provisions of this act, but nothing in this act shall be deemed to authorize or empower the commission to supersede the powers of the traffic commission or police department of the city to regulate parking on the public ways of the city, or to enforce such regulations.

SECTION 5. (*a*) No contract for the maintenance and operation of a parking facility for more than one year shall be awarded under this act unless proposals for the same shall have been invited by advertisement in at least one daily newspaper published in the city, once a week for at least three consecutive weeks, the last publication to be at least seven days before the time specified for the opening of said proposals, and then only to the highest responsible bidder as determined by the commission. Such advertisements shall state the term of the lease or contract, the place where plans and specifications, if any, may be examined, and the time and place for opening the proposals in answer to such advertisements, and shall reserve to the commission the right to reject any or all proposals. All proposals shall be opened in public. Every lease or contract made as aforesaid shall be accompanied by a bond with sureties satisfactory to the authority, or by a deposit of money, certified check, or other security for the faithful performance thereof, and such bond or other security shall be deposited with the city treasurer until the lease has been carried out in all respects.

(*b*) Every proposal under this section shall be accompanied by cash or a certified check on, or a certificate of deposit issued by, a bank or trust company, payable to the city in such amount as the commission may fix, which shall be stated in the invitation for proposals. The commission may, at its option, prescribe and receive a bid bond in a form satisfactory to it in lieu of cash, certified check or certificate of deposit. All such bid deposits, except those of the three highest responsible and eligible bidders, shall be returned within five days, Saturdays, Sundays and holidays excluded, after the opening of proposals therefor. All bid deposits shall be returned upon the execution and delivery of the lease, or, if no lease is made, then at the expiration of ninety days after the opening of the bids therefor. Should any bidder to whom an award is made fail to enter into a lease within such time as the commission may fix, the amount so received from such bidder through his cash, certified check, bid bond or certificate of deposit shall as hereinbefore in this section provided become and be the property of the city as liquidated damages; provided, that in case of death, disability, bona fide clerical or mechanical error of a substantial nature, or other unforeseen circumstances affecting the bidder, such cash, certified check, bid bond or certificate of deposit may in the discretion of the commission be returned to him.

SECTION 6. All amounts received from contracts or leases under this act or as a result of failure of faithful performance required in any such contract or lease shall, except as otherwise required by law, by the provisions of this act, or by any resolution or trust agreement relating to revenue bonds, be credited as general funds of the city and may be appropriated for any municipal purposes or otherwise applied in accordance with the provisions of this act.

SECTION 7. The city shall not be assessed any tax upon any parking facility or parking system or part thereof, or upon the income therefrom,

and the bonds and interim receipts issued under the provisions of this act, their transfer and the income therefrom, including any profit made on the sale thereof, shall at all times be free from taxation within the commonwealth, but nothing in this act contained shall exempt any lessee or person in possession of a parking facility or part thereof or the property leased or possessed from taxes or assessments payable under the General Laws.

SECTION 8. For the purposes of this act, the city may from time to time issue bonds or notes to an amount not exceeding, in the aggregate, two million dollars. Such bonds or notes shall bear on their face the words, City of Lawrence Parking Facilities Loan, Act of 1968. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than twenty years from their dates. Debt incurred from time to time under this act shall be outside the statutory limit of indebtedness prescribed in section ten of chapter forty-four of the General Laws, but shall, except as herein provided, be subject to other provisions of said chapter forty-four, exclusive of the limitation contained in the first paragraph of section seven thereof; provided that, the commission shall (*i*) establish the parking system in which such facility or facilities will be a part, (*ii*) determine that the estimated cost of such facility or facilities is reasonable, (*iii*) establish or revise as the case may require a schedule of fees to be charged for parking in the facility or facilities to be financed by such revenue bonds and (*iv*) determine that the estimated amount of such fees and any other reserves to be pledged to secure such bonds will be sufficient to pay the current expenses of such facility or facilities and a fund sufficient to pay interest on and principal of such revenue bonds, as they become due plus reasonable reserves therefor.

SECTION 9. (*a*) The city council is hereby authorized and empowered to provide, by resolution adopted by two thirds vote, for the issuance of revenue bonds of the city for the purpose of paying all or any part of the cost of a parking facility or parking facilities or any part or parts thereof. The principal of and the interest on such revenue bonds shall be payable solely from the funds herein provided for such payment. The revenue bonds shall be dated, shall bear interest at such rate or rates and mature at such time or times, not exceeding twenty-five years from their date or dates, all as may be determined by the city council, and may be made redeemable before maturity at the option of the city council, at such price or prices and under such terms and conditions as may be fixed by the city council prior to the issuance of the revenue bonds. The city council shall determine the form of the bonds, including any interest coupons to be attached thereto, and shall fix the denomination or denominations of the revenue bonds and the place or places of payment of principal and interest which may be at any bank or trust company within or without the commonwealth. The revenue bonds shall be signed by the city treasurer and shall be countersigned by at least a majority of the city council, whose signatures may be by facsimile, and shall bear an impression or a facsimile of the official seal of the city, and any coupons attached thereto shall bear the facsimile signature of the city treasurer. In case any officer whose signature shall appear on any revenue bonds or coupons shall cease to be such officer before the delivery of such revenue bonds, such signature or such facsimile shall nevertheless be valid and sufficient for all pur-

poses the same as if he had remained in office until such delivery. All revenue bonds issued hereunder shall have and are hereby declared to have all the qualities and incidents of negotiable instruments under the Uniform Commercial Code. The revenue bonds may be issued in coupon or in registered form, or both, as the city council may determine, and provision may be made for the registration of any coupon revenue bonds as to principal alone and also as to both principal and interest, for the reconversion into coupon revenue bonds of any revenue bonds registered as to both principal and interest, and for the interchange of registered and coupon revenue bonds. The city council may provide for the sale of such revenue 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 city; and notwithstanding the provisions of sections twenty-two B and twenty-two C of chapter forty and section fifty-three of chapter forty-four of the General Laws, the city council may pledge the revenues derived from any parking system, parking facility or part thereof to the payment of revenue or revenue refunding bonds issued with respect to any parking facility included within such parking system.

The proceeds of the revenue bonds shall be used solely for the payment of the cost of the parking facility or facilities to be financed thereby, and shall be disbursed in such manner and under such restrictions, if any, as the city council may provide in the resolution authorizing the issuance of such bonds or in the trust agreement hereinafter mentioned securing the same. If the proceeds of the revenue bonds initially issued, by error of estimates or otherwise, shall be less than such cost, additional revenue 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 such revenue bonds or in the trust agreement securing the same, 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 revenue bonds first issued. If the proceeds of the revenue bonds shall exceed such cost, the surplus shall be deposited to the credit of any sinking or bond redemption fund for such revenue bonds.

Prior to the preparation of definitive bonds, the city council may, under like restrictions, issue interim receipts or temporary revenue bonds, with or without coupons, exchangeable for definitive revenue bonds when such revenue bonds shall have been executed and are available for delivery. The city council may also provide for the replacement of any revenue bonds which shall become mutilated or shall be destroyed or lost. Revenue bonds and interim receipts may be issued by the city council under the provisions of this act without obtaining the consent of any department, division, commission, board, bureau or agency of the commonwealth or of the city, 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.

(*b*) In the discretion of the city council, the revenue bonds issued under this act may be secured by a trust agreement by and between the city and a corporate trustee, which shall be any trust company or bank having the powers of a trust company within the commonwealth. Such trust agreement or the resolution providing for the issuance of

such revenue bonds may pledge or assign the fees and other revenues to be received from any parking system including without limitation the parking facility or facilities financed with the proceeds thereof subject to any prior application of revenues required by section twenty-two B of chapter forty of the General Laws, by chapter thirty-four of the acts of nineteen hundred and fifty-five, as amended, and by chapter five hundred and seventy-six of the acts of nineteen hundred and sixty-three, as amended, but shall not convey or mortgage such parking system or parking facility or any part thereof. Such trust agreement or resolution providing for the issuance of such revenue bonds 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 city in relation to the acquisition of property and the construction, improvement, maintenance, operation, leasing, repair and insurance of the project, the rates or fees to be charged, and the custody, safeguarding and application of all moneys, and may contain provisions for the employment of consulting engineers in connection with the construction and operation of the parking facility or facilities and any parking system which includes it or them. It shall be lawful for any bank or trust company incorporated under the laws of the commonwealth which may act as depositary of the proceeds of the revenue bonds or of revenues pledged to the payment of such bonds to furnish such indemnifying bonds or to pledge such securities as may be required by the city. Such trust agreement or resolution shall set forth the rights and remedies of the bondholders and of the trustee, and may restrict the individual right of action by bondholders. In addition to the foregoing, such trust agreement or resolution may contain such other provisions as the city council may deem reasonable and proper for the security of the bondholders. All expenses incurred in carrying out the provisions of such trust agreement or resolution may be treated as a part of the cost of operation of the parking facility.

(*c*) Any holder of revenue bonds issued under the provisions of this act or of any of the coupons appertaining thereto, and the trustee under any trust agreement or resolution, except to the extent the rights herein given may be restricted by such trust agreement or resolution, may, either at law or in equity, by suit, action, mandamus or other proceeding, protect and enforce any and all rights under the laws of the commonwealth or granted hereunder or under such trust agreement or resolution authorizing the issuance of such revenue bonds, and may enforce and compel the performance of all duties required by this act or by such trust agreement or resolution to be performed by the city or the commission or by any officer thereof, including the fixing, charging and collection of fees.

(*d*) Revenue bonds issued by the city 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 revenue bonds or other obligations of a similar nature, may

properly and legally invest funds, including capital in their control or belonging to them, and such revenue bonds 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 of the General Laws. Such revenue bonds 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 revenue bonds or other obligations of the commonwealth is now or may hereafter be authorized by law.

(*e*) Revenue bonds issued under the provisions of this act shall not be deemed to constitute a debt or liability of the city or a pledge of the faith and credit of the city, but such bonds shall be payable solely from the funds provided therefor, and a statement to that effect shall be recited on the face of the bonds.

(*f*) The city council is hereby authorized to provide by resolution for the issuance of its revenue refunding bonds for the purpose of refunding any revenue bonds then outstanding which shall have been issued under the provisions of this act, including the payment of any redemption premium thereon and any interest accrued or to accrue to the date of redemption of such bonds, and, if deemed advisable by the city council, for the additional purpose of constructing improvements, extensions or enlargements of the project. The issuance of such bonds, the maturities and other details thereof, and the rights, duties and obligations of the commission in respect of the same, shall be governed by the provisions of this act insofar as the same may be applicable. The issuance of revenue bonds or revenue refunding bonds under the provisions of this act need not comply with the requirements of any other law applicable to the issuance of bonds.

SECTION 10. The city council is hereby authorized, and the city council may authorize the parking commission to fix, revise, charge and collect just and equitable fees for the use of any parking system or part thereof including any parking facility financed hereunder. The fees fixed or revised need not be uniform throughout the system but shall take into account the primary purpose of relieving traffic congestion and encouraging free circulation of traffic throughout the city. In the event such financing is by revenue bonds issued hereunder, such fees and the proceeds of any lease or contract in respect of a parking facility included within the system shall be so fixed and adjusted in respect of the aggregate of revenue from the parking system and parking facility included as a part thereof as to provide a fund sufficient to pay (*a*) the current expenses of said parking system, (*b*) the principal of and the interest on said revenue bonds issued in respect of such parking system, or part thereof as the same shall become due and payable, and to create and maintain reserves for such purposes. Such fees and all revenues derived from such leases and contracts except such part thereof as may be necessary to pay current expenses may be set aside at such intervals as may be provided for in the resolution or trust agreement authorizing the issuance of such revenue bonds in a fund pledged to and charged with the payment of (1) the interest on such revenue bonds as such interest shall fall due; (2) the principal payments of such revenue bonds as the same shall fall due; and (3) the redemption price including premium, if any, or the purchase price of bonds retired by

call or purchase as may be therein provided. Such pledge shall be valid and binding without the necessity of filing any financing statements under the Uniform Commercial Code or recording of the resolution or trust agreement and the fees and other revenues or other moneys so pledged and thereafter received by the parking commission shall immediately be subject to the lien of such pledge without any physical delivery thereof or further act, and the lien of any such pledge shall be valid and binding as against all parties having claims of any kind in tort, contract or otherwise against the city, irrespective of whether such parties have notice thereof. The use and disposition of moneys to the credit of such sinking fund shall be subject to the provisions of the resolution authorizing the issuance of such bonds or of such trust agreement.

When adequate parking facilities for the accommodation of traffic in the city have been provided and paid for, including the payment of bonds issued hereunder or otherwise, fees and charges for the use of any parking system or systems in the city shall be adjusted to provide funds for maintenance and operation only.

SECTION 11. All moneys received by the commission or the city pursuant to the authority of this act, whether as proceeds from the sale of bonds, or as revenues from the operation of parking facilities and parking systems, shall be deemed to be trust funds to be held and applied solely as provided in this act. Subject to the provisions of this act, the city council may, and may authorize the commission to, expend such funds without appropriation. In the case of revenue bonds issued under section eight of this act, the resolution authorizing the same shall provide that any officer with whom, or any bank or trust company with which, such moneys shall be deposited, shall act as trustee of such moneys to the extent required by the trust agreement and shall hold and apply the same for the purposes hereof, subject to such regulations as this act and such resolution or trust agreement may provide.

SECTION 12. Section 1 of chapter 576 of the acts of 1963 is hereby amended by striking out the second sentence and inserting in place thereof the following sentence: — The council shall have and exercise, in the name and on behalf of the city, all powers necessary and convenient to the accomplishment of the purposes of this act.

SECTION 13. Section 2 of said chapter 576 is hereby amended by striking out the third sentence.

SECTION 14. 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.

SECTION 15. This act shall take effect upon its passage.

Approved July 9, 1968.

Chap. 519. AN ACT AUTHORIZING THE CITY OF BROCKTON TO PAY FULL-TIME EMPLOYEES OF SAID CITY A CERTAIN PAY INCREASE.

Be it enacted, etc., as follows:

SECTION 1. The city of Brockton is hereby authorized to pay to full-time employees of said city the pay increase granted them by the

ordinance adopted by the city council of said city on December twenty-ninth, nineteen hundred and sixty-six, retroactive to January first, nineteen hundred and sixty-seven.

SECTION 2. Said city of Brockton is hereby further authorized to appropriate the sum of two hundred seventy-five thousand three hundred and twenty-six dollars and forty-one cents for the payment of said pay increase; provided, however, that said appropriation is charged to the tax levy for the year nineteen hundred and sixty-eight.

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

Approved July 9, 1968.

Chap. 520. AN ACT MAKING APPROPRIATIONS FOR THE MAINTENANCE OF PLYMOUTH COUNTY, ITS 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 COUNTY.

Be it enacted, etc., as follows:

SECTION 1. To provide for the maintenance of Plymouth county, its 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-eight:

PLYMOUTH COUNTY.

Item		
1.	For interest on county debt	$75,435 91
2.	For reduction of county debt	232,001 82
3.	For county commissioners, salaries and expenses	45,132 95
4.	For transportation and expenses of county and acting commissioners	900 00
5.	For clerk of courts, salaries and expenses	113,766 28
6.	For county treasurer, salaries and expenses	37,621 80
7.	For sheriff, salary and expenses	15,330 00
8.	For registry of deeds, salaries and expenses	262,845 04
8a.	For registry of probate, salaries and expenses	19,293 80
9.	For law library, salaries and expenses	10,305 30
10.	For highways, including state highways, bridges and land damages	319,635 00
11.	For examination of dams	1,000 00
12.	For criminal costs in superior court	242,513 95
13.	For civil expenses in supreme judicial, superior, probate and land courts, including auditors, masters and referees	171,544 20
14.	For district courts, salaries and expenses	627,126 21
15.	For medical examiners and commitments of insane	37,375 00
16.	For jail and house of correction, maintenance and operation	521,389 17

Item		
17.	For training school	$30,000 00
18.	For court houses and registry buildings, maintenance and operation	161,684 63
19.	For construction of county buildings and purchase of land	25,000 00
20.	For agricultural school or county aid to agriculture, maintenance and operation	105,908 34
24.	For noncontributory pensions	24,000 00
25.	For contributory retirement system and supervisory expenses	128,079 26
26.	For miscellaneous and contingent expenses	20,048 45
27.	For unpaid bills of previous years	27,057 33
28.	For reserve fund	35,000 00
30.	For forest fire patrol	6,550 00
31.	For police radio system	250 00
32a.	For maintenance, forest fire apparatus	1,120 00
33.	For police training school and bureau of criminal investigation	30,896 05
38.	For county airplane	1,720 00
39.	For group insurance	28,275 00
	Total amount of appropriations	$3,358,805 49
	Less estimated amount available for reduction of county tax	637,795 05
	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	$2,721,010 44

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 Plymouth county a certification of the amounts above appropriated as set forth in the approved schedules. 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 the 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", "equipment", "structures and improvements" or "improvements to land" to another main group nor shall any transfer be made from any other main group into any of the aforementioned main groups.

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.

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.

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; 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-seven.

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 act shall take effect upon its passage.

Approved July 9, 1968.

Chap. 521. AN ACT DIRECTING THE METROPOLITAN DISTRICT COMMISSION TO CONSTRUCT A WATER SUPPLY TUNNEL EXTENDING FROM THE CITY OF CHELSEA TO THE EAST BOSTON DISTRICT OF THE CITY OF BOSTON UNDER THE CHELSEA RIVER.

Be it enacted, etc., as follows:

SECTION 1. The metropolitan district commission, hereinafter called the commission, is hereby authorized and directed, for the purpose of providing the East Boston section of the city of Boston with a continuous water supply, under adequate pressures to meet all requirements, to construct a new water supply tunnel, extending from Chelsea to East Boston and to make other related improvements in the commission's water distribution facilities serving this area of the city.

SECTION 2. In carrying out the provisions of section one, said commission may expend any unencumbered balance of funds previously authorized for the improvement of distribution facilities of the metropolitan water district in addition to the sum of two million dollars authorized in section four.

SECTION 3. 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 4. To meet the expenditures necessary in carrying out the provisions of this act or to refinance notes issued as provided in section three 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 two million dollars. All bonds issued by the commonwealth as aforesaid shall be designated on their face, Metropolitan Water District Additional Loan, Act of 1968, 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 ninety. 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 5. This act shall take effect upon its passage.

Approved July 9, 1968.

Chap. 522. AN ACT RELATIVE TO THE CONSTRUCTION OF CERTAIN MAIN AND PARTICULAR SEWERS IN THE SOUTHEAST SECTION OF THE CITY OF MELROSE.

Be it enacted, etc., as follows:

SECTION 1. The city of Melrose, acting through its board of aldermen, is hereby authorized to assess upon the owners of estates which derive particular benefit or advantage from any system of main drains and common sewers which may be constructed by said city, with or without the aid of federal funds, in that portion of the southeast section of said city shown on a plan entitled "Plan Showing Proposed Sewer Extensions and Areas to be Sewered in Southeast Section of Melrose, Mass., dated May 1, 1968, George R. Winters, Engineer and Superintendent of Public Works, Melrose, Mass.", sums equal, in the aggregate, to not more than one half of so much of the cost of such construction as is paid by said city from funds other than those made available by the federal government, at a fixed uniform rate according to both frontage and area, as authorized by section fifteen of chapter eighty-three of the General Laws, any provision of any general or special law or of any ordinance of said city to the contrary notwithstanding.

SECTION 2. The aldermen may, from time to time, by order authorize the construction of any portion of the system of main drains and common sewers referred to in section one and may state in such order that betterments are to be assessed therefor upon the several estates embraced in the area included in the plan referred to in said section one, or such portion thereof, as they deem will receive benefit or advantage therefrom, other than the general advantage to the community. An order under this section which states that betterments are to be assessed shall contain a description sufficiently accurate for identification of the area which it is expected will receive such benefit or advantage, and shall refer to a plan of such area and shall contain a schedule of all the estates affected thereby. Such order, plan and schedule shall be recorded within thirty days from the adoption of the order in the Middlesex South District Registry of Deeds.

SECTION 3. Subject to the provisions of section two, the aldermen may order the construction of a pumping station, trunk sewer and other works essential to the disposal of sewage from the entire area embraced in the plan referred to in section one and take by eminent domain under chapter seventy-nine of the General Laws or authorize the purchase of land, water rights, rights of way or easements necessary therefor and may assess betterments therefor in the manner hereinbefore provided,

The engineer and superintendent of public works shall keep an accurate account of the cost of such construction, including damages or amounts paid for such takings or purchases, and shall, forthwith following the completion thereof, prepare and record in a book kept for the purpose schedules showing the amounts which may be assessed, subject to the provisions of section one, upon the several estates in such area in the proportion in which they will receive particular benefit or advantage therefrom.

SECTION 4. Whenever a sewer, other than a particular sewer, constructed in such area into which any estates embraced therein may be directly drained is completed, the engineer and superintendent of public works shall forthwith determine the cost thereof and the amounts which may be assessed, in the manner provided by section one, upon the several estates which will receive particular benefit or advantage therefrom, and shall add thereto such amounts included in the schedules referred to in section three as relate to such estates. He shall certify such amounts to the board of aldermen and said board shall forthwith assess the same upon such estates. Notwithstanding the provisions of section twelve of chapter eighty of the General Laws, liens for assessments under this section shall take effect forthwith following certification thereof by the aldermen to the assessors.

SECTION 5. Any provision of general or special law, or of any ordinance of the city of Melrose, to the contrary notwithstanding, in connection with any hearing required to be held prior to the passage of an order authorizing the construction of a sewer under this act, the preparation of a schedule of estimated betterments for the information of owners of estates affected thereby shall not be required.

SECTION 6. Assessments under section one shall be levied and collected in accordance with the provisions of chapter eighty-three of the General Laws; provided, that such assessments shall bear interest from the thirtieth day after the assessments have been committed to the collector at a rate not more than one per cent in excess of the rate which said city shall pay for any loan incurred for the purposes of said sewerage system, and that in no event shall such assessments bear interest at a rate of more than four per cent; and, provided further, that the maximum number of portions into which the assessments may be apportioned under section thirteen of chapter eighty of the General Laws shall be twenty. Interest on any amount of such assessments remaining unpaid shall be computed in the manner hereinbefore provided.

SECTION 7. The time of the payment of assessments made under this act may be extended as provided in section nineteen of said chapter eighty-three; provided, that whenever the time for the payment of any assessment is so extended for a definite period and the land to which such assessment relates is not built upon at the expiration of such time, the time may be further extended as determined by the board of aldermen. If the time for payment of assessments is so extended, no demand for payment thereof shall be made by the collector within six months after the termination of such definite period or after such land is built upon, whichever occurs first, and within said six months the assessments may be apportioned under said section thirteen of chapter eighty of the General Laws, as affected by section six of this act.

SECTION 8. If land which is subject to a lien for an assessment made under this act is subsequently divided by sale, mortgage, partition or

otherwise and such division has been duly recorded in the registry of deeds, the assessors, before the land has been advertised for sale for nonpayment of the assessment, may, or, upon written request of the owner or mortgagee of a portion thereof, accompanied by a plan sufficient for the identification of the division of the whole estate, with the names of the different owners thereof, shall, divide said assessment or the amount thereof remaining unpaid, and the costs and interest accrued thereon, among the several parcels into which the land has been divided, assessing upon each parcel the part of the original assessment remaining unpaid proportionate to the special benefit received by such parcel from the improvement. After such assessment has been so divided, only the part of the assessment, interest and costs assessed upon each parcel shall constitute a lien upon such parcel. At least seven days prior to making such division the assessors shall send by registered mail to all owners of any interest in the land assessed, whose addresses are known to them, a notice of their intention to make such division and of the time appointed therefor, unless such notice has been waived. A person aggrieved by any action of the assessors under this section shall have the same remedy as a person aggrieved by the refusal of the mayor and aldermen to abate an assessment.

SECTION 9. The city of Melrose, acting through its engineer and superintendent of public works, may, upon application of the owner of any estate abutting on any way where a sewer is constructed in the southeast section of said city referred to in section one of this act, lay in such sewered way and in the private land of such owner such particular sewer or connecting drain as may be necessary to connect any building on such estate with such main drain or sewer, and said officer may make all necessary contracts in the name of and in behalf of said city for such purpose. The expense thereof shall be paid out of any appropriation that may be made by the board of aldermen therefor.

SECTION 10. The cost of constructing each particular sewer or connecting drain shall be assessed by the said engineer and superintendent of public works upon the estate benefited thereby. Such assessment shall be made by filing with the board of assessors of the city a certificate, designating the way and the private land in which such particular sewer or connecting drain has been constructed, and giving the name or names of the owners of the estate for which such connection has been made and the amount of the assessment to be paid by such owner or owners. A copy or duplicate of this certificate shall, within ten days after the filing of the same with the board of assessors, be recorded in the registry of deeds for the southern district for the county of Middlesex, or, in the case of registered land, filed in the office of the assistant recorder for the Middlesex county registry district. The board of assessors shall, upon receipt of such certificate, forthwith commit such assessments or charges with their warrant to the collector of taxes, who shall forthwith make a demand in writing for the payment of such assessments or charges, and every owner shall, within three months after such demand is served upon him or upon the occupant of the estate, or sent by mail to the last known address of the owner known to the collector of taxes, pay to the collector of taxes the sum assessed or charged under this section.

SECTION 11. Except as herein provided, the provisions of general law relative to the assessment, apportionment, division, reassessment, abatement and collection of sewer assessments, to liens therefor, and to

interest thereon, shall apply to assessments for particular sewers made under this act. In applying said provisions to assessments so made for particular sewers, the notice therein referred to shall be deemed to be the demand of the tax collector required by section ten of this act. The lien for any assessment for particular sewers made under this act shall attach upon the recording or filing for registration of the copy or duplicate of the certificate assessment.

SECTION 12. No act shall be done under the authority of the preceding sections except in the making of surveys and the preparation of plans until the plans of the proposed sewers and other sewerage works have been approved by the state department of public health.

SECTION 13. This act shall take effect upon its passage.

Approved July 9, 1968.

Chap. 523. AN ACT TO REQUIRE THE METROPOLITAN DISTRICT COMMISSION TO GRADE, FENCE AND PATROL A CERTAIN PARKING AREA IN THE CITY OF REVERE.

Be it enacted, etc., as follows:

The metropolitan district commission is hereby authorized and directed to drain, grade, resurface with hot-top, fence and patrol the parcel of land acquired by it, under the provisions of chapter five hundred and fifteen of the acts of nineteen hundred and sixty, for the purpose of constructing and thereafter maintaining and operating thereon a public parking area. *Approved July 9, 1968.*

Chap. 524. AN ACT INCREASING THE COMMONWEALTH'S GUARANTEE AND ANNUAL CONTRIBUTIONS TO 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 572 of the acts of 1967, 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 two hundred and ten 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 five million two 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 three million one hundred and fifty thousand dollars, over and above the five million two hundred and fifty thousand dollars as authorized under the first paragraph. *Approved July 9, 1968.*

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, July 15, 1968.

The Honorable JOHN F. X. DAVOREN, *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 524 of the Acts of 1968, entitled "An Act increasing the Commonwealth's guarantee and annual contributions to the housing of elderly persons." and the enactment of which received my approval on July 9, 1968, should take effect forthwith.

This act provides for an additional guarantee and authorization by the Commonwealth relative to housing for elderly persons of low income. If the Commonwealth is to meet commitments for contracts for financial assistance starting the third quarter of this year, it is necessary that this act become effective immediately.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, July 16, 1968.

I, John F. X. Davoren, 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 eight o'clock and fifty-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 five hundred and twenty-four of the acts of nineteen hundred and sixty-eight.

JOHN F. X. DAVOREN,
Secretary of the Commonwealth.

Chap. 525. AN ACT PROVIDING A PENALTY FOR LABELLING AS "HALIBUT" CERTAIN FOOD FISH PRODUCTS.

Be it enacted, etc., as follows:

SECTION 1. Chapter 94 of the General Laws is hereby amended by inserting after section 194A the following section: —

Section 194B. Whoever labels or offers for sale any food fish product designated as "halibut", with or without additional descriptive words, which is not of the species Hippoglossus Hippoglossus or Hippoglossus Stenolepsis shall be punished by a fine of not more than five hundred dollars or by imprisonment for not more than six months.

SECTION 2. This act shall take effect on January first, nineteen hundred and sixty-nine. *Approved July 9, 1968.*

Chap. 526. AN ACT ESTABLISHING THE WOBURN GOLF AND SKI AUTHORITY.

Be it enacted, etc., as follows:

SECTION 1. The Authority created by section two is hereby authorized to acquire by purchase or otherwise from the mayor and tax title custodian of the city of Woburn, and said mayor and tax title custodian are hereby authorized to convey to the Authority, the real and personal property known as the Woburn Country Club, consisting of ninety-six acres, more or less, with the buildings thereon, and also ten acres, more or less, on the northeast slope of Horn Pond Mountain, together with the ski equipment and buildings thereon. The Authority may establish, maintain and operate a ski business and golf club thereon.

SECTION 2. There is hereby created a public body politic and corporate to be known as the Woburn Golf and Ski 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. 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.

SECTION 3. The Authority shall consist of nine members to be appointed by the mayor of the city of Woburn, with the approval of the city council. Of the members first appointed to the Authority, three shall be appointed for terms of two years, three for terms of four years and three for terms of six years. Upon the expiration of the term of any such member his successor shall be appointed for a term of six years. Any vacancy in the office of a member shall be filled by the mayor for the unexpired term.

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

The mayor shall from time to time designate one of the 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.

Five members of the Authority shall constitute a quorum; and an affirmative vote of five 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 4. 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 establish on property so taken, acquired or held, a ski business and golf club, in the exercise of its powers and the performance of its duties under this act; provided that no real estate acquired by the Authority shall be sold or developed by it for any purpose inconsistent with outdoor recreation or conservation practices;

(*e*) To insure, maintain, repair and improve such ski business and golf club and operate the same for use of the public.

(*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 ski business and golf club or any part thereof;

(*g*) To establish rules and regulations, and fix policies, for the use of such ski business and golf club 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 ski business and golf club 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; provided that the provisions of chapter thirty-one of the General Laws shall not apply to any such employees.

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

SECTION 5. 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 6. 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 7. 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 mayor. 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 city auditor; and the cost thereof shall be treated as part of the cost of operating such ski business and golf club. Such audits shall be deemed to be public records within the meaning of chapter sixty-six of the General Laws.

SECTION 8. 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 hundred thousand 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, shall mature at such time or times not exceeding five 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 9. 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 10. This act shall be submitted for acceptance to the voters of the city of Woburn at the biennial state election to be held in the year nineteen hundred and sixty-eight in the form of the following question which shall be placed upon the official ballot to be used at said election: — "Shall an act passed by the General Court in the year nineteen hundred and sixty-eight, entitled 'An Act establishing the Woburn Golf and Ski Authority', 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 July 9, 1968.*

Chap. 527. AN ACT DESIGNATING THE SWIMMING POOL BEING CONSTRUCTED BY THE METROPOLITAN DISTRICT COMMISSION IN THE CITY OF CHELSEA AS THE VIETNAM VETERANS MEMORIAL POOL.

Be it enacted, etc., as follows:

The swimming pool being constructed by the metropolitan district commission in the city of Chelsea shall, upon its completion, be known and designated as the Vietnam Veterans Memorial pool, in memory of those members of the armed forces of the United States from the city of Chelsea who lost their lives in the Vietnam campaign, and a suitable marker bearing said designation shall be erected thereat by said commission. *Approved July 9, 1968.*

Chap. 528. AN ACT REMOVING THE LIMITATION OF TIME WITHIN WHICH THE MASSACHUSETTS TURNPIKE AUTHORITY MAY LEASE AIR RIGHTS IN CONNECTION WITH THE EXTENSION INTO THE CITY OF BOSTON OF THE MASSACHUSETTS TURNPIKE.

Be it enacted, etc., as follows:

Section 15A of chapter 354 of the acts of 1952, as most recently amended by section 1 of chapter 446 of the acts of 1965, is hereby further amended by striking out the first sentence and inserting in place thereof the following sentence: — In addition to any other power the Authority may have to make leases and the Authority may, on behalf of itself and the commonwealth, 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 Authority in its discretion deems advisable, air rights over land owned or held by the Authority in connection with the extension of the Massachusetts Turnpike from the town of Weston into the city of Boston (hereinafter referred to as the Boston Extension), including rights for support, access, utilities, light and air, for such non-turnpike purposes as, in the opinion of the Authority, will not impair the construction, full use, safety, maintenance, repair, operation or the revenues of the Boston Extension; provided, however, that any such lease for a period of forty years or more shall be subject to the approval of the governor. *Approved July 9, 1968.*

Chap. 529. AN ACT AUTHORIZING THE CHAIRMAN OF THE INDUSTRIAL ACCIDENT BOARD TO EMPLOY A CONFIDENTIAL SECRETARY.

Be it enacted, etc., as follows:

Section 7 of chapter 30 of the General Laws is hereby amended by striking out the first sentence, as most recently amended by section 53 of chapter 757 of the acts of 1962, and inserting in place thereof the following sentence: — Each officer, board and commission having supervision and control of an executive or administrative department, including the commissioner of administration, the comptroller, the purchasing agent, the budget director, the director of personnel and standardization and the chairman of the industrial accident board in the department of labor and industries, each commissioner of the department of banking and insurance, the state superintendent of buildings, the alcoholic beverages control commission and the state racing commission, but not including the several boards serving in the division of registration of the department of civil service and registration, may appoint and remove a person to serve as a confidential secretary. *Approved July 9, 1968.*

Chap. 530. AN ACT PROVIDING FOR THE ISSUANCE OF FISHING LICENSES TO CERTAIN MENTALLY RETARDED PERSONS WITHOUT PAYMENT OF FEES.

Be it enacted, etc., as follows:

The second paragraph of section 11 of chapter 131 of the General Laws, as appearing in section 1 of chapter 802 of the acts of 1967, is hereby amended by striking out the last sentence and inserting in place thereof the following two sentences: — No fee shall be charged for any license issued under this paragraph to a person over the age of seventy, or for a fishing license issued under this paragraph to a person who is blind, a paraplegic, or mentally retarded. For the purposes of the preceding sentence proof of mental retardation shall be shown by a certificate to that effect signed by a duly qualified physician, or by a written statement from a public school official in the city or town in which such person resides that such person has been classified as mentally retarded under section forty-six of chapter seventy-one.

Approved July 9, 1968.

Chap. 531. AN ACT FURTHER DEFINING "VIETNAM VETERAN".

Be it enacted, etc., as follows:

SECTION 1. Clause forty-third of section 7 of chapter 4 of the General Laws is hereby amended by striking out the eighth paragraph, as most recently amended by chapter 437 of the acts of 1967, and inserting in place thereof the following paragraph: —

"Vietnam veteran" shall mean (1) any person who performed such wartime service during the period commencing August fifth, nineteen hundred and sixty-four and ending on a date to be determined by presidential proclamation and concurrent resolution of the congress of the United States or (2) any person who served at least one hundred and eighty days of active service in the armed forces of the United States during the period between February first, nineteen hundred and fifty-

five and August fourth, nineteen hundred and sixty-four, except that any such person who served in said armed forces during said period and was awarded a service-connected disability or a Purple Heart, or who died in said service under conditions other than dishonorable, shall be deemed to be a veteran notwithstanding his failure to complete one hundred and eighty days of active service.

SECTION 2. Said clause forty-third of said section 7 of said chapter 4 is hereby further amended by adding the following paragraph: —

"Active service in the armed forces", as used in this clause shall not include active duty for training in the army national guard or air national guard or active duty for training as a reservist in the armed forces of the United States. *Approved July 9, 1968.*

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, August 13, 1968.

The Honorable JOHN F. X. DAVOREN, *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 531 of the Acts of 1968, entitled "An Act further defining 'Vietnam Veteran.'" and the enactment of which received my approval on July 9, 1968, should take effect forthwith.

Postponement of the operation of this Act would defeat its purpose, which is to enable qualified veterans to obtain educational qualification and benefits. No good purpose is to be served by a ninety day delay when, at this time of the year, many courses are being commenced.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, August, 13, 1968.

I, John F. X. Davoren, 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 five hundred and thirty-one of the acts of nineteen hundred and sixty-eight.

JOHN F. X. DAVOREN,
Secretary of the Commonwealth.

Chap. 532. AN ACT RELATING TO COMPLIANCE WITH THE PROVISIONS OF LAW IMPOSING AN EXCISE ON CERTAIN DEEDS, INSTRUMENTS AND WRITINGS.

Be it enacted, etc., as follows:

SECTION 1. Chapter 64D of the General Laws is hereby amended by inserting after section 6 the following section: —

Section 6A. Whoever signs and delivers to a purchaser or purchasers, or to any person or persons designated by such purchaser or purchasers, a deed, instrument or writing which does not have the stamps required by this chapter affixed thereto or to the vellum, parchment or paper upon which it is written or printed, or whoever leaves or causes to be left for recording or registration in any registry of deeds within the commonwealth an original deed, instrument or writing which does not have the stamps required by this chapter affixed thereto or to the vellum, parchment or paper upon which it is written or printed, or a duplicate deed, instrument or writing without first having left or caused to be left for recording or registration in a registry of deeds within the commonwealth the original thereof, shall be subject to such penalty, not exceeding one hundred dollars, as the commissioner may determine. Such penalty shall be payable upon notice from the commissioner and shall be collected in the same manner as the excise imposed by this chapter. For good and sufficient cause, the commissioner may abate such penalty in whole or in part.

In no event shall the provisions of this section operate to impair the validity of any deed, instrument or writing or the validity of its recording or registration.

SECTION 2. This act shall take effect on January first, nineteen hundred and sixty-nine. *Approved July 9, 1968.*

Chap. 533. AN ACT TO AID IN THE COLLECTION OF CERTAIN CONTRIBUTIONS, FINES AND PENALTIES DUE TO THE DIVISION OF EMPLOYMENT SECURITY.

Be it enacted, etc., as follows:

Section 15 of chapter 151A of the General Laws is hereby amended by inserting after subsection (*d*) the following subsection: —

(*e*) In lieu of the procedures provided by subsections (*b*), (*c*) and (*d*) for collecting unpaid and overdue contributions, interest or penalties the director may assess such contributions, interest or penalties against the employer, certify the amount of such unpaid and overdue contributions, interest or penalties, and give the employer written notice of the certified assessment by serving a copy thereof either personally or by registered mail directed to the employer's last known address in the commonwealth or, if he has none in the commonwealth, in any state.

(1) The assessment shall be based upon the reports required to be filed by the employer under the provisions of this chapter, except that the director may determine the amount of unpaid and overdue contributions, interest or penalties due from such employer on the basis of such information as he may be able to obtain when the employer has failed to file any such report or, if he has filed such report, it is incorrect or insufficient.

(2) The notice shall be served or mailed to the employer at any time within the period provided for the commencement of an action of contract by subsection (*b*).

(3) The assessment shall be final unless the employer files a petition for reassessment with the director within ten days following the date of personal service or mailing of the notice. A petition for reassessment shall set forth specifically and in detail the reasons why the employer claims the assessment is erroneous.

(4) The employer shall be given a reasonable opportunity for a fair hearing on his petition for reassessment before the director or his representative, unless such petition is either withdrawn by the employer or is allowed by the director. After such hearing, the director or his representative shall promptly notify the employer of the decision upon the petition together with the reasons therefor. This decision shall be final unless the employer files an application for further review with the board of review within ten days following the date of mailing of the decision to the employer. An application by the employer for further review by the board shall set forth specifically and in detail the reasons why the employer claims the decision is erroneous.

(5) The board may allow or deny an application for further review. If the application is denied, the decision of the director or his representative shall be deemed to be the decision of the board. If the application is allowed, the board may, on the basis of the evidence previously submitted in such case and any additional evidence which it may take or direct the director to take, affirm, modify, reverse or set aside the decision of the director or his representative. The board shall promptly notify the employer of its decision and the reasons therefor. This decision shall be final unless the employer obtains judicial review of such decision by filing, within twenty days of the date of personal service or mailing of such decision, a petition for review thereof in accordance with the applicable provisions of section twelve.

(6) If an assessment, or any administrative decision upon review thereof, has become final and the contributions, interest or penalties thereby assessed remain unpaid, the director may file with the clerk of the municipal court of the city of Boston or in the district court in the judicial district where the employer has his principal place of business or any other judicial district in which the employer has real or personal property, or with all of them, a certificate or a copy thereof under his official seal, stating: the name and address of the employer, the amount of the contributions, interest or penalties assessed and in default, and that the time in which administrative or judicial review is permitted, pursuant to this section, has expired without an appeal having been taken, and thereupon such clerk shall enter into the judgment records of the court the name of the employer mentioned in the certificate, the amount of such contributions, interest or penalties assessed and in default, and the date such certificate is filed. When such certificate is duly filed and recorded, the amount of the assessment shall be a lien upon the entire interest of the employer, legal or equitable, in any property, real or personal, tangible or intangible, situated within the jurisdiction of the court where the certificate or a copy thereof was filed. The priority of said liens shall be governed by the provisions of section seventeen. Said liens may be enforced against any real or personal property and execution shall be issuable at the request of the director, his agent or attorney, in the same manner as a duly entered judgment of the court. No recording fee shall be paid by the director for the filing of a certificate, no exemption shall be allowed from the levy of an execution and no indemnifying bond shall be required by the sheriff or other officer before making a levy. *Approved July 9, 1968.*

Chap. 534. AN ACT PROVIDING FOR THE SALE OF THE SUTTON STATE FISH HATCHERY BY THE DIVISION OF FISHERIES AND GAME.

Be it enacted, etc., as follows:

The director of the division of fisheries and game, with the approval of the fish and game board of said division, is hereby authorized to sell and convey, subject to the approval of the governor, the land with buildings thereon known as the Sutton State Fish Hatchery, located in the town of Sutton. The above referred to land is described in several deeds recorded in the Worcester County Registry of Deeds at Worcester (Book 2020, Page 432; Book 1404, Page 423; Book 1731, Page 592; Book 1461, Page 98).

The town of Sutton shall be given the first option to purchase said property for municipal use and shall have six months to exercise this option after the selling price is established by the director of the division of fisheries and game. *Approved July 9, 1968.*

Chap. 535. AN ACT EXEMPTING BENEFITS FROM A RETIREMENT FUND OF THE UNITED STATES GOVERNMENT FROM TAXATION UNDER THE INHERITANCE TAX LAW.

Be it enacted, etc., as follows:

The first paragraph of section 1 of chapter 65 of the General Laws, as most recently amended by chapter 596 of the acts of 1955, is hereby further amended by inserting after the word "purposes", in line 47, the following: — ; or (5) any payment made from the retirement funds of the federal government to a spouse, child or other dependent of the decedent as a result of his death,. *Approved July 9, 1968.*

Chap. 536. AN ACT REPEALING AN OBSOLETE PROVISION OF LAW RELATIVE TO THE PAYMENT OF PRINCIPAL AND INTEREST OF ALL BONDS OR SCRIP OF THE COMMONWEALTH IN GOLD.

Be it enacted, etc., as follows:

Section fifty-seven of chapter twenty-nine of the General Laws, as appearing in the Tercentenary Edition, is hereby repealed.

Approved July 9, 1968.

Chap. 537. AN ACT REQUIRING PAYMENT OF DETERMINED WAGES IN CONTRACTS FOR THE MOVING OF OFFICE FURNITURE AND FIXTURES ENTERED INTO BY THE COMMONWEALTH OR ITS POLITICAL SUBDIVISIONS.

Be it enacted, etc., as follows:

Chapter 149 of the General Laws is hereby amended by inserting after section 27F the following section: —

Section 27G. No contract for the moving of office furniture and fixtures shall be entered into or given by the commonwealth or by a county, city, town or district unless said contract contains a stipulation requiring prescribed rates of wages, as determined by the commissioner, to be paid to the employees of a moving contractor. Any such contract which does not contain said stipulation shall be invalid, and no payment

shall be made thereunder. Said rates of wages shall be requested of the commissioner by the commonwealth or by a county, city, town or district, and shall be furnished by the commissioner in a schedule containing the classifications of jobs and the rate of wages to be paid for each job. Said rates of wages shall include payments to health and welfare plans, or, if no such plan is in effect between employers and employees, the amount of such payments shall be paid directly to said employees.

Approved July 9, 1968.

Chap. 538. AN ACT INCREASING THE FEE FOR EXAMINATIONS FOR A LICENSE IN VETERINARY MEDICINE.

Be it enacted, etc., as follows:

SECTION 1. The second sentence of the first paragraph of section 55 of chapter 112 of the General Laws, as appearing in section 6 of chapter 347 of the acts of 1967, is hereby amended by striking out, in line 16, the word "twenty-five" and inserting in place thereof the word: — fifty.

SECTION 2. The third sentence of said first paragraph of said section 55 of said chapter 112, as so appearing, is hereby amended by striking out, in line 13, the word "twenty-five" and inserting in place thereof the word: — fifty.

SECTION 3. The fifth sentence of said first paragraph of said section 55 of said chapter 112, as appearing in chapter 46 of the acts of 1965, is hereby amended by striking out, in line 3, the word "twenty-five" and inserting in place thereof the word: — fifty.

Approved July 9, 1968.

Chap. 539. AN ACT AUTHORIZING THE MASSACHUSETTS BAY TRANSPORTATION AUTHORITY TO SELL AND CONVEY CERTAIN PARCELS OF LAND FOR RELOCATION PURPOSES TO CERTAIN DISPLACED BUSINESS CONCERNS.

Be it enacted, etc., as follows:

Notwithstanding the provisions of paragraph (*b*) of section five of chapter one hundred and sixty-one A of the General Laws or any other provision of general or special law, the Massachusetts Bay Transportation Authority, hereinafter called the Authority, is authorized: — To sell and convey to any business concern which has become a displaced occupant, as defined in section one of chapter seventy-nine A of the General Laws, by eminent domain proceedings by the authority, for relocation purposes at fair market value, any land or interest therein which said authority determines is not needed for its purposes.

Approved July 9, 1968.

Chap. 540. AN ACT AUTHORIZING THE MASSACHUSETTS BAY TRANSPORTATION AUTHORITY TO GRANT CONCESSIONS IN OR LEASES OF PROPERTY TO CERTAIN DISPLACED BUSINESS CONCERNS.

Be it enacted, etc., as follows:

Notwithstanding the provisions of paragraph (*c*) of section five of chapter one hundred and sixty-one A of the General Laws or any other

provision of general or special law, the Massachusetts Bay Transportation Authority, hereinafter called the Authority, may lease property owned by it, including space in stations, at a fair rental as determined by annual rentals for the same or similar property to any business concern which has become a displaced occupant as defined in section one of chapter seventy-nine A of the General Laws, by reason of eminent domain proceedings by the Authority, provided space is available and the business to be conducted is appropriate for the location.

Approved July 9, 1968.

Chap. 541. AN ACT PROVIDING FOR THE ELIMINATION OF THE DUPLICATION OF WELFARE RECIPIENT LISTS AND THE ADVANCING OF FUNDS TO THE DEPARTMENT OF PUBLIC WELFARE.

Be it enacted, etc., as follows:

Chapter 18 of the General Laws is hereby amended by inserting after section 16 the following section: —

Section 17. Notwithstanding the provisions of section twenty-two of chapter twenty-nine or any other provisions of law, funds made available by appropriation, or otherwise, for enabling the department to carry out the provisions of law for furnishing public assistance to individuals may be advanced to the department in such sums and subject to such rules and regulations as the comptroller may determine.

The department shall make a monthly report to the comptroller of the amount of funds disbursed by the department subsequent to the previous monthly report and shall certify to the comptroller that such disbursements are substantiated by detailed records and vouchers retained in the custody of the department of public welfare. *Approved July 9, 1968.*

Chap. 542. AN ACT RELATIVE TO THE RETIREMENT ALLOWANCE OF EMPLOYEES OF THE MASSACHUSETTS NATIONAL GUARD.

Be it enacted, etc., as follows:

SECTION 1. The definition of *Group 2* in paragraph (*g*) of subdivision (2) of section 3 of chapter 32 of the General Laws, as most recently amended by chapter 602 of the acts of 1960, is hereby further amended by striking out, in lines 18 to 24, inclusive, the words ", employees whose regular compensation is paid by the United States from funds allocated to the Massachusetts National Guard and who are regularly and permanently employed under the control of the military department of the commonwealth and whose duties in such employment require substantially all normal working hours and whose continued employment is based upon federal recognition in the Massachusetts National Guard".

SECTION 2. Said paragraph (*g*) of said subdivision (2) of said section 3 of said chapter 32 is hereby further amended by striking out the definition of *Group 4*, inserted by section 3 of chapter 826 of the acts of 1967, and inserting in place thereof the following definition: —

Group 4. Members of police and fire departments not classified in *Group 1* and employees whose regular compensation is paid by the United States from funds allocated to the Massachusetts National Guard and who are regularly and permanently employed under the

control of the military department of the commonwealth and whose duties in such employment require substantially all normal working hours and whose continued employment is based upon federal recognition in the Massachusetts National Guard. *Approved July 9, 1968.*

Chap. 543. AN ACT MAKING CERTAIN CLARIFYING CHANGES IN THE LAW RELATING TO RETAIL INSTALLMENT SALES AND SERVICES.

Be it enacted, etc., as follows:

SECTION 1. Subsection C of section 9 of chapter 255D of the General Laws is hereby amended by adding the following paragraph: —

An installment which is not greater than twice the average of all other installments, excluding the down-payment, shall be deemed to be substantially equal to all other installments.

SECTION 2. Section 10 of said chapter 255D, as appearing in section 1 of chapter 284 of the acts of 1966, is hereby amended by striking out clause (9) and inserting in place thereof the following clause: —

(9) Any provision limiting, excluding, modifying or in any manner altering the term of any express warranty made a part of the basis of the bargain between the parties.

SECTION 3. Section 11 of said chapter 255D, as so appearing, is hereby amended by striking out subsection C and inserting in place thereof the following subsection: —

C. On agreements payable in successive periodic installments substantially equal in amount, the maximum permissible finance charge shall be computed on the original principal balance. On agreements providing for installments extending for a period less than or greater than one year, the finance charge shall be computed proportionately.

The finance charge may be computed on the basis of a full month for any fractional month period in excess of fifteen days.

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 4. Section 15 of said chapter 255D is hereby amended by striking out the first paragraph, as so appearing, and inserting in place thereof the following paragraph:—

No retail installment sale agreement shall provide for or create a security interest in (*a*) personal property other than the goods sold or worked on 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 or worked on; or (*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.

SECTION 5. Section 31 of said chapter 255D, as so appearing, is hereby amended by adding the following paragraph: —

Any formula approved by the commissioner under subsection C of section nine upon application of seller or holder may be used in similar circumstances by other sellers and holders. Records of all approvals by the commissioner shall be in writing, filed as a public record in his office and open to public inspection.

SECTION 6. Subsection C of section 21 of said chapter 255D is hereby amended by striking out the second sentence, inserted by section 8 of chapter 775 of the acts of 1967, and inserting in place thereof the following sentence: — Not less than five days before such sale or disposition, the secured party shall give written notice of the time and place of any public sale or of the time after which any private sale or other intended disposition is to be made.

SECTION 7. Said chapter 255D is hereby further amended by adding the following section: —

Section 32. Any notice required to be given under this chapter shall be deemed delivered when it is mailed by certified mail to the buyer.

Approved July 9, 1968.

Chap. 544. AN ACT AUTHORIZING THE CITY OF GLOUCESTER TO CONVEY CERTAIN PARK LAND IN SAID CITY.

Be it enacted, etc., as follows:

The city of Gloucester is hereby authorized to sell and convey a certain parcel of land therein held by it for park purposes, on such terms and conditions as the city manager and city council may determine. Said parcel is situated on the southerly side of Route 128 in said city and is bounded and described as follows: — Northwesterly by Route 128, about two hundred sixty (260) feet; Northeasterly by Route 128, about one hundred seventy-five (175) feet; Northeasterly but more Easterly, by Route 128, fifty-seven and twenty-one hundredths (57.21) feet; Southeasterly and Southerly by Gloucester Avenue, along several courses, one hundred fifteen and twenty hundredths (115.20) feet; ninety-four and thirty-nine hundredths (94.39) feet; eighty-one and thirty-two hundredths (81.32) feet; eighty-five and eleven hundredths (85.11) feet, and seventy-nine and eleven hundredths (79.11) feet; Westerly by land of Owners Unknown, one hundred one and forty hundredths (101.40) feet. Together with all of the right, title and interest of the City of Gloucester in that portion of Gloucester Avenue that adjoins the above described premises. Subject to an easement of drainage, if any, which the commonwealth may have, in said land.

Approved July 9, 1968.

Chap. 545. AN ACT AUTHORIZING A CENTRALIZED WEEKLY PAYROLL SYSTEM.

Be it enacted, etc., as follows:

Section 31 of chapter 29 of the General Laws is hereby amended by adding the following three paragraphs: —

Notwithstanding the foregoing provisions of this section or any other provisions of law, the commissioner of administration may establish a centralized weekly payroll system and may include therein salaries payable by the commonwealth, for all classified services in any agency of the commonwealth and for teachers and supervisors employed in any school or college in any department of the commonwealth and any salary payable by the commonwealth to a person holding a statutory position.

Such centralized weekly payroll system shall conform to such rules and regulations as the commissioner of administration, with the approval

of the state treasurer, the comptroller, the director of personnel and standardization and the director of civil service, may from time to time make. Such rules and regulations shall not be subject to the provisions of chapter thirty A.

The comptroller shall prepare and submit to the governor and council, for their approval, a weekly warrant which shall include a sum sufficient in each item of appropriation to meet the total current weekly cost of salaries included within such centralized weekly payroll system. The treasurer shall pay such salaries from the amounts approved by the governor and council in said warrant and shall, within five days after such payment, provide a detailed record thereof to the comptroller.

Approved July 9, 1968.

Chap. 546. AN ACT AUTHORIZING THE COMMONWEALTH TO CONVEY TO THE TOWN OF WESTPORT A CERTAIN AREA OF LAND IN SAID TOWN TO BE USED FOR CONSERVATION PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. The department of public works, acting for and on behalf of the commonwealth, is hereby authorized and directed to convey to the town of Westport all the right, title and interest of the commonwealth in and to certain marshlands located north of John Reed road in said town and situated in the east branch of the Westport river, containing approximately sixty-two acres and comprising two parcels of land bounded and described as follows: —

Parcel One: — Beginning at a point in the north line of John Reed road at the intersection of a line shown on Plan of Land in Westport taken for Horseneck Beach Reservation, recorded in Bristol County (S.D.) Registry of Deeds Plan Book 53, Page 19 (second of two sheets), said line shown as 1323.85 feet in length and crossing John Reed road; thence northeasterly along said line across the marsh to the Westport river; thence easterly in the line of the first taking of Land in Westport taken for Horseneck Beach reservation following along the east branch of the Westport River and the "Opening", so-called, referred to in the deed of Mary A. Baker to Jehiel Baker et al, recorded in said registry of deeds, Book 161, Page 375, and by the creek referred to in said deed; thence southerly along the line of a ditch and dyke referred to in said deed as "Close to the springhole", about 384 feet; thence southerly along the easterly boundary of the first parcel of land described in said deed to the northerly line of John Reed road; thence southwesterly and northwesterly by John Reed road to the point of beginning.

Parcel Two: — Beginning at a point on the line defining the boundary of the first taking for Horseneck Beach reservation, the same being Lot 115-1 on sheets 3 and 4 of Layout No. 4391, dated December 20, 1955 of the first taking of land for Horseneck Beach reservation, recorded in Bristol County (S.D.) Registry of Deeds, Plan Book 51, Page 50, said point also being on the southerly street line of John Reed Road and shown on said plan as stake 21 and extending southwesterly along said boundary line 625.87 feet to a point on said plan shown as SB-22; thence westerly about 122 feet; thence northerly about 738 feet; thence westerly about 384 feet; thence northerly about 520 feet; thence westerly about 1050 feet by the creek referred to in deed of Mary A.

Baker to Jehiel Baker et al, recorded in said registry Book 161, Page 375; thence leaving said boundary line and extending in a general northerly to easterly direction by the "Opening", so-called, referred to in said Baker deed, and by Horseneck Channel, so-called; thence in a general southerly direction by Crooked Creek, so-called, referred to in the deed of Mary J. Gifford et al to Eleanor M. Gifford et al, recorded in said registry Book 1107, Page 442, a distance of about 9700 feet to the northeast corner of land of said Eleanor M. Gifford et al; thence southerly by the easterly boundary of said land of Gifford about 1190 feet to the point of beginning.

SECTION 2. Such conveyance shall be made subject to the condition that the said area shall not be filled in or conveyed to private ownership and that it shall be maintained by the town of Westport in its natural condition for the preservation of native plants and wildlife.

Approved July 9, 1968.

Chap. 547. AN ACT AUTHORIZING AND DIRECTING THE DEPARTMENT OF MENTAL HEALTH TO PERMIT CERTAIN LAND IN THE CITY OF WORCESTER TO BE USED BY QUINSIGAMOND COMMUNITY COLLEGE FOR PARKING PURPOSES.

Be it enacted, etc., as follows:

The department of mental health, acting for and on behalf of the commonwealth, is hereby authorized and directed to permit the Quinsigamond community college in the city of Worcester to use for a period of five years a certain parcel of land consisting of approximately five acres in said city, which land abuts the site of said college, for parking purposes.

Approved July 9, 1968.

Chap. 548. AN ACT AUTHORIZING LOCAL HEALTH AUTHORITIES TO ORDER THE FLUORIDATION OF PUBLIC WATER SUPPLIES ON ADVICE OF THE COMMISSIONER OF PUBLIC HEALTH.

Be it enacted, etc., as follows:

SECTION 1. Chapter 111 of the General Laws is hereby amended by adding after section 8B the following section: —

Section 8C. The department in taking cognizance of the dental health of the people in the commonwealth shall recommend such methods as in its opinion are advisable to reduce or limit the prevalence of dental caries and other dental diseases and defects. If the commissioner determines that the fluoride content of the public water supply for domestic use in any city, town or district is not at optimum level for sound dental health, he shall so notify the local board of health of his findings. Such board of health, after making such inquiry and other use of the consulting services of the department or elsewhere as it chooses, shall, if it considers doing so in the best interest of the inhabitants of the city, town or district within its jurisdiction, order the upward adjustment of the fluoride content of the water supply available for domestic use in that city, town or district. No such order shall be effective until it has been published in a newspaper having a general circulation in such city or town.

The provisions of this section shall not apply if two or more cities or towns are supplied water from the same source, if such supply to each

city or town cannot be treated independently and if the majority of the boards of health representing such cities and towns have voted not to accept such recommendation; provided, however, that any such city or town desiring to adjust upward the fluoride content of the water consumed within its own jurisdiction may comply with the order by the installation of proper equipment that will comply therewith if it does not interfere with the water supply of said other cities or towns.

In any city, town or district where the board of health has ordered the upward adjustment of the fluoride content of the water supply under the provisions of this section, upon petition of ten per cent of the registered voters of said city, town or district, filed in the office of the city or town clerk, as the case may be, within ninety days of the publication of such order, the following question shall be placed upon the official ballot to be used at the next regular city election or for the election of town officers at the next annual town meeting: — "Shall the fluoridation of the public water supply for domestic use in (this city) (this town) be continued?", or in such district the following question shall be placed before the next annual meeting of the inhabitants of the district: — "Shall the fluoridation of the public water supply for domestic use in this district be continued?" If the majority of votes in answer to said question is in the negative the fluoridation of the water supply of such city, town or district shall be discontinued.

SECTION 2. Sections forty-one B and forty-one C of chapter forty of the General Laws are hereby repealed. *Approved July 9, 1968.*

Chap. 549. AN ACT PROVIDING THAT CERTAIN BONDS OR CERTIFICATES OF INDEBTEDNESS ISSUED BY CERTAIN SEWER DISTRICTS, WATER AND SEWER DISTRICTS AND CERTAIN OTHER DISTRICTS SHALL BE EXEMPT FROM TAXATION.

Be it enacted, etc., as follows:

Section 5 of chapter 59 of the General Laws is hereby amended by striking out clause Twenty-fifth, as most recently amended by section 2 of chapter 748 of the acts of 1965, and inserting in place thereof the following clause: —

Twenty-fifth, Bonds or certificates of indebtedness of the commonwealth issued since January first, nineteen hundred and six, and bonds, notes and certificates of indebtedness of any county, city, town, fire district, fire and water district, water district, sewer district, water and sewer district, light district, improvement district, water pollution abatement district, regional school district or regional refuse disposal district, in the commonwealth, issued on or after May first, nineteen hundred and eight, stating on their face that they are exempt from taxation in Massachusetts. *Approved July 9, 1968.*

Chap. 550. AN ACT AUTHORIZING THE DIRECTOR OF THE DIVISION OF FISHERIES AND GAME TO ISSUE SPECIAL CERTIFICATES ALLOWING CERTAIN GROUPS OF MENTALLY RETARDED PERSONS TO FISH WITHOUT PAYMENT OF A FEE.

Be it enacted, etc., as follows:

Section 13 of chapter 131 of the General Laws, as appearing in section 1 of chapter 802 of the acts of 1967, is hereby amended by adding the following paragraph: —

The director is authorized to issue free of charge a special certificate to the administration of any publicly supported school for the mentally retarded within the commonwealth. Such certificate shall permit groups of mentally retarded students designated by the school administration to fish in inland waters of the commonwealth without possessing sporting or fishing licenses. Each group shall be under the supervision of a teacher or a person designated by the school administration. Said certificate shall be carried on the person of the teacher or person designated by the school administration while the group is fishing and shall be shown upon demand of any officer empowered to enforce the provisions of this chapter. *Approved July 9, 1968.*

Chap. 551. AN ACT PROVIDING THAT APPLICANTS FOR A LICENSE TO OPERATE MOTOR VEHICLES MAY TAKE ANY WRITTEN EXAMINATION IN CONNECTION THEREWITH IN A LANGUAGE OTHER THAN ENGLISH.

Be it enacted, etc., as follows:

Section 8 of chapter 90 of the General Laws, as most recently amended by section 2 of chapter 601 of the acts of 1967, is hereby amended by adding the following sentence: — Any applicant shall be permitted, at his request, to take any written examination in connection with the issuance of such license in a language other than English.

(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, July 9, 1968, and, in concurrence, by the Senate, July 10, 1968, the objections of the governor notwithstanding, in the manner prescribed by the constitution; and thereby has "the force of a law".)

Chap. 552. AN ACT PROVIDING FOR THE PAYMENT BY THE COMMONWEALTH OF THE SUM OF ONE HUNDRED AND FIFTY THOUSAND DOLLARS TO THE TRUSTEES OF THE NEW YORK, NEW HAVEN AND HARTFORD RAILROAD COMPANY FOR CONTINUING PASSENGER SERVICE ON CERTAIN LINES FROM JANUARY FIRST, NINETEEN HUNDRED AND SIXTY-EIGHT THROUGH JUNE THIRTIETH, NINETEEN HUNDRED AND SIXTY-EIGHT.

Be it enacted, etc., as follows:

SECTION 1. The state treasurer, upon certification by the commissioner of administration, and with the approval of the governor, is hereby authorized and empowered to pay the sum of one hundred and fifty thousand dollars to the court-appointed Trustees of The New York, New Haven and Hartford Railroad Company in payment for through passenger service which was rendered by the railroad from January first, nineteen hundred and sixty-eight through June thirtieth, nineteen hundred and sixty-eight, on its lines between Boston, on the one hand, and the cities of Providence, Kingston and Westerly, Rhode Island; New London, Old Saybrook, New Haven, Bridgeport, South Norwalk and Stamford, Connecticut; New York, New York (with connections to 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-Berlin, Meriden, New Haven, Connecticut, and New York, New York, on the other.

SECTION 2. To provide the funds required as provided in section one of this act, 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		
0451-9001	For the commonwealth's share of the cost of passenger service rendered by The New York, New Haven and Hartford Railroad Company, as authorized by section one of this act	$150,000

Approved July 10, 1968.

Chap. 553. AN ACT PROVIDING FOR THE REIMBURSEMENT BY THE METROPOLITAN DISTRICT COMMISSION OF PROPERTY OWNERS IN THE TOWN OF WINTHROP WHO HAVE SUSTAINED DAMAGE BY REASON OF THE DUMPING OF SEWERAGE INTO WINTHROP HARBOR.

Be it enacted, etc., as follows:

Notwithstanding any provisions of law to the contrary, including provisions relative to the settlement of claims against the commonwealth, the metropolitan district commission, subject to the approval of the attorney general, is hereby authorized and directed to reimburse any persons for damage to their real property in the town of Winthrop sustained prior to the effective date of this act by reason of the dumping of sewerage into Winthrop Harbor. For such purpose said commission may expend such sums as may be appropriated therefor.

Approved July 11, 1968.

Chap. 554. AN ACT TEMPORARILY AUTHORIZING THE ISSUANCE TO RESIDENTS OF THE COMMONWEALTH WHILE IN THE ACTIVE MILITARY OR NAVAL SERVICE OF THE UNITED STATES OF SPECIAL CERTIFICATES WITHOUT FEE ENTITLING THEM TO HUNT AND FISH.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is, in part, to grant forthwith to persons in the military or naval service of the United States certain privileges with respect to hunting and fishing, 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. In lieu of the license required under section eleven of chapter one hundred and thirty-one of the General Laws, a resident of the commonwealth while in the active military or naval service of the

United States may be granted a special certificate without the payment of a fee entitling him to hunt any bird or mammal within the commonwealth, or to fish in any of the inland waters of the commonwealth, which certificate the director of the division of fisheries and game in the department of natural resources and the clerk of any city or town are hereby authorized to issue, and the holder of such certificate shall have the same rights and privileges and be subject to the same duties as if he held a sporting license. Such certificate shall be in the form prescribed upon a blank furnished by said division of fisheries and game, and shall continue in force until December thirty-first in the year when granted notwithstanding that the holder of such special certificate terminates his active military or naval service prior to said date.

SECTION 2. This act shall cease to be effective on January first, nineteen hundred and seventy-one. *Approved July 11, 1968.*

Chap. 555. AN ACT REQUIRING SPECIAL CLASS TRAINING IN TOWNS WHERE THERE ARE FIVE OR MORE HANDICAPPED CHILDREN UPON APPROVAL BY THE DEPARTMENT OF EDUCATION.

Be it enacted, etc., as follows:

The second paragraph of section 46A of chapter 71 of the General Laws, as appearing in section 1 of chapter 772 of the acts of 1955, is hereby amended by striking out, in line 4, the word "may" and inserting in place thereof the word: — shall. *Approved July 11, 1968.*

Chap. 556. AN ACT CLARIFYING THE DEDUCTION FOR FEDERAL INCOME TAXES UNDER THE PERSONAL INCOME TAX LAW.

Be it enacted, etc., as follows:

SECTION 1. Clause (c) of section 6 of chapter 62 of the General Laws, as most recently amended by section 17 of chapter 796 of the acts of 1967, is hereby further amended by striking out the provision numbered (1) and inserting in place thereof the following provision: —

(1) in the case of taxes imposed by the United States with respect to income from the profession, employment, trade or business, the amount deductible shall be an amount equal to one half of the tax due under the applicable provisions of the Federal Internal Revenue Code, as amended and in effect for the taxable year, on account of such income received or accrued within the taxable year, increased by one half of the amount of any deficiency in such tax with respect to income from such sources for a prior taxable year actually paid within the taxable year and decreased by one half of the amount of any refund of such tax for a prior taxable year received during the taxable year, provided that such deficiency or refund, or one half thereof, as the case may be, has not been taken into account in computing the taxpayer's liability under this chapter for such prior taxable year.

SECTION 2. This act shall apply with respect to taxable years commencing after December thirty-first, nineteen hundred and sixty-seven. *Approved July 11, 1968.*

Chap. 557. AN ACT PROVIDING A FULL ADDITIONAL SIX HUNDRED DOLLAR EXEMPTION FOR TAXPAYERS SIXTY-FIVE YEARS OF AGE OR OVER FILING A JOINT RETURN UNDER THE PERSONAL INCOME TAX LAW.

Be it enacted, etc., as follows:

SECTION 1. Paragraph (2) of section 5B of chapter 62 of the General Laws is hereby amended by striking out clause (iv), as amended by section 14 of chapter 796 of the acts of 1967, and inserting in place thereof the following clause: —

(*iv*) an additional exemption of six hundred dollars for each spouse who had attained the age of sixty-five before the close of his taxable year.

SECTION 2. This act shall apply with respect to taxable years commencing after December thirty-first, nineteen hundred and sixty-seven.

Approved July 11, 1968.

Chap. 558. AN ACT REQUIRING CERTAIN DEDUCTIONS FROM COMPENSATION OF STATE, COUNTY OR MUNICIPAL EMPLOYEES FOR PAYMENTS TO CREDIT UNIONS TO BE MADE ON THE DAY THE SALARY IS PAID.

Be it enacted, etc., as follows:

Section 178B of chapter 149 of the General Laws is hereby amended by striking out the first sentence, as appearing in chapter 458 of the acts of 1966, and inserting in place thereof the following sentence: — The state treasurer, the treasurer of any county, the treasurer of any state 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 each payment of salary to 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. *Approved July 11, 1968.*

Chap. 559. AN ACT RELATIVE TO PAYMENT FOR HOSPITAL CARE OF PREMATURE INFANTS.

Be it enacted, etc., as follows:

Section 67C of chapter 111 of the General Laws, as most recently amended by section 2 of chapter 695 of the acts of 1965, is hereby further amended by adding the following paragraph: —

Notwithstanding any other provision of this section, the department and boards of health may refer persons eligible under Medicaid for payment of hospital care for premature infants to the appropriate agency for such assistance, and may accept such payments for the care and hospitalization of such infants. *Approved July 11, 1968.*

Chap. 560. AN ACT AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH TO MAKE RULES AND REGULATIONS RELATIVE TO THE USE OF LASER EQUIPMENT AND TO PROVIDE PENALTIES FOR THE VIOLATION THEREOF.

Be it enacted, etc., as follows:

Chapter 111 of the General Laws is hereby amended by inserting before section 6 the following section: —

Section 5I. The department may from time to time, after a public hearing, adopt, alter or repeal such rules and regulations relative to the use of laser systems, devices or equipment as it shall deem necessary to protect the public from the hazards of laser rays or beams, with penalties for the violation thereof not exceeding five hundred dollars for any particular offense. Such rules and regulations may require the registration of said systems, devices or equipment.

This section shall not be construed as limiting the powers of the department of labor and industry under the provisions of chapter one hundred and forty-nine relative to the prevention of accidents or injuries to employees. *Approved July 11, 1968.*

Chap. 561. AN ACT CLARIFYING THE ACQUISITION OF, INVESTMENT IN AND JOINT DEVELOPMENT OF HOUSING AND OTHER REAL ESTATE PROJECTS BY DOMESTIC LIFE INSURANCE COMPANIES AND OTHERS.

Be it enacted, etc., as follows:

SECTION 1. Section 66A of chapter 175 of the General Laws is hereby amended by striking out the fourth sentence, as appearing in chapter 504 of the acts of 1947, and inserting in place thereof the following sentence: — Such a company, alone or jointly with others, may collect and receive rents or income from and may manage, lease, mortgage, sell and convey the whole or any part of such property.

SECTION 2. Section 66B of said chapter 175 is hereby amended by striking out the third sentence, as appearing in section 2 of chapter 133 of the acts of 1968, and inserting in place thereof the following sentence: — Such company, alone or jointly with others, may manage, lease, mortgage, sell and convey the whole or any part of such property, and may collect or receive rents or income therefrom.

Approved July 11, 1968.

Chap. 562. AN ACT PROVIDING THAT CITATIONS FOR CONTEMPT IN PROCEEDINGS FOR SUPPORT OF A WIFE OR CHILDREN SHALL BE SERVED BY A DEPUTY SHERIFF AND THAT THE COST OF SUCH SERVICE SHALL BE BORNE BY THE COUNTY.

Be it enacted, etc., as follows:

Section 34A of chapter 215 of the General Laws, inserted by chapter 439 of the acts of 1967, is hereby amended by striking out the second and third sentences and inserting in place thereof the following two sentences: — Said citation shall be returnable at a time convenient for the court, and service thereof shall be made in hand by a deputy sheriff. The cost of such service shall, upon approval of the court, be borne by the county. *Approved July 11, 1968.*

Chap. 563. AN ACT RELATIVE TO THE POWERS OF CITIES AND TOWNS TO IMPOSE CURFEWS.

Be it enacted, etc., as follows:

Chapter 40 of the General Laws is hereby amended by inserting after section 37 the following section: —

Section 37A. The mayor of any city other than a city having a Plan D or Plan E form of charter, the city manager of a city having a Plan D or Plan E charter, and the selectmen of a town, hereinafter called the city or town official, may, if satisfied that a riot or other form of civil disorder is occurring or there is a danger that it may occur, and that a curfew is necessary for the public safety in such city or town, impose a curfew in all or part or parts of such city or town. Such curfew shall be imposed by a formal proclamation of the existence or threat of riot or other form of civil disturbance in the city or town and the need of a curfew to protect the public safety. Said proclamation shall be in writing and shall set forth all the conditions of such curfew. No curfew shall take effect until two hours after the issuance of the proclamation declaring the imposition of such curfew.

Such curfew may restrict or prohibit the movement or presence of persons, vehicles and animals in or on public ways and places, including areas to which the public has a right of access, and also places of amusement and entertainment, vacant lots and other open areas, provided that reasonable exceptions are made for all persons having business of an emergency nature which requires the use of public ways. When such curfew is imposed, the city or town official shall immediately use all reasonable and practicable means to inform all persons in such city or town of such curfew and its conditions, such as by the conspicuous posting of notices in public places, announcement by sound-powered voice or other such device, publication in newspapers of general circulation in such city or town and announcement over radio and television stations serving such city or town. While such curfew is in effect, its terms may be modified in any manner not inconsistent with this action by proclamation of said officials; provided, that two hours advance notice shall be given and that such modifications are publicized in the manner required in this section.

The city council or the town meeting, as the case may be, shall have the authority to revoke or modify any such curfew. Any curfew imposed by a city or town official under this section shall, unless sooner terminated by proclamation of said city or town official or by action of the city council or the town meeting or by the governor as hereinafter provided, terminate seventy-two hours from the hour it takes effect. Upon the termination of such curfew, additional curfews may be imposed in accordance with the provisions of this section.

The governor, acting under chapter six hundred and thirty-nine of the acts of nineteen hundred and fifty, as amended, or any other law granting him special powers during periods of emergency, may modify or revoke any curfew imposed under this section.

Any person knowing or having reason to know of such curfew who violates any conditions thereof shall be punished by imprisonment for not more than six months or a fine of not more than five hundred dollars, or both. Such person may be arrested without a warrant and kept in custody for not more than twenty-four hours, Sundays and

holidays excepted, at or before the expiration of which time he shall be taken before a proper court or magistrate and proceeded against according to law.

Nothing in this section shall be construed to limit or supersede the power of cities and towns to impose curfews by appropriate ordinances or by-laws. *Approved July 11, 1968.*

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, August 1, 1968.

The Honorable JOHN F. X. DAVOREN, *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 563 of the Acts of 1968, entitled "An Act relative to the powers of cities and towns to impose curfews." and the enactment of which received my approval on July 11, 1968, should take effect forthwith.

I further declare that 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 immediately authorize city and town officials to impose curfews in the event of riots or other forms of civil disorders and to avoid and prevent such civil disorders.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, August 1, 1968.

I, John F. X. Davoren, 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-four 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-three of the acts of nineteen hundred and sixty-eight.

JOHN F. X. DAVOREN,
Secretary of the Commonwealth.

Chap. 564. AN ACT MAKING A CORRECTIVE CHANGE IN THE LAW PROVIDING FOR THE ESTABLISHMENT OF THE ESSEX COUNTY ECONOMIC DEVELOPMENT AND INDUSTRIAL COMMISSION.

Be it enacted, etc., as follows:

Section 2 of chapter 762 of the acts of 1967 is hereby amended by striking out, in line 6, the words "eight B" and inserting in place thereof the words: — eight A. *Approved July 11, 1968.*

Chap. 565. AN ACT ESTABLISHING THE RECREATIONAL TRAMWAY BOARD IN THE DEPARTMENT OF PUBLIC SAFETY AND PROVIDING FOR THE INSPECTION AND LICENSING OF SUCH TRAMWAYS.

Be it enacted, etc., as follows:

SECTION 1. Chapter 143 of the General Laws is hereby amended by inserting after section 71G the following eight sections under the caption RECREATIONAL TRAMWAYS: —

Section 71H. There shall be in the department, but not under the control of the commissioner, a recreational tramway board, in this section and sections seventy-one I to seventy-one O, inclusive, called the board, consisting of the commissioner or a member of the department designated by him from time to time, and four persons appointed by the governor for terms of four years, of whom one shall be a person who owns or operates a rope tow, one a person who owns or operates a recreational tramway other than a rope tow, one a representative of ski clubs or other organizations of persons who patronize recreational tramways and one a representative of companies writing liability insurance on recreational tramways. The governor shall from time to time designate one of the appointive members to serve as chairman.

Each appointive member of the board shall receive thirty-one dollars and twenty-five cents for each day or portion thereof spent in the performance of his official duties; provided, that the total sum paid to any such appointive member thereof shall not exceed twelve hundred and fifty dollars in any one year. Each member shall receive from the commonwealth the expenses necessarily incurred by him in the performance of his official duties.

The commissioner shall provide the board with such clerical and other assistance and inspectional personnel as may be necessary to carry out the duties of the board.

Section 71I. As used in sections seventy-one H to seventy-one O, inclusive, the following words shall, unless the context otherwise requires, have the following meanings:

"Recreational tramway", a device used to transport passengers uphill on skis, or in cars on tracks or suspended in the air, by the use of steel cables, chains or belts or by ropes, and usually supported by trestles or towers with one or more spans. The term recreational tramway shall include the following:

(1) Two-car aerial passenger tramway, a device used to transport passengers in two open or enclosed cars attached to, and suspended from, a moving wire rope, or attached to a moving wire rope and supported on a standing wire rope, or similar devices.

(2) Multi-car aerial passenger tramway, a device used to transport passengers in several open or enclosed cars attached to, and suspended from, a moving wire rope, or attached to a moving wire rope and supported on a standing wire rope, or similar devices.

(3) Skimobile, a device in which a passenger car running on steel or wooden tracks is attached to and pulled by a steel cable, or similar devices.

(4) Chair lift, a type of transportation on which passengers are carried on chairs suspended in the air and attached to a moving cable,

chain or link belt supported by trestles or towers with one or more spans, or similar devices.

(5) J bar, T bar or platter pull, so-called, and similar types of devices, means of transportation which pull skiers riding on skis by means of an attachment to a main overhead cable supported by trestles or towers with one or more spans.

(6) Rope tow, a type of transportation which pulls the skiers riding on skis as the skiers grasp the rope manually, or similar devices.

"Operator", a person, including the commonwealth or any political subdivision thereof, who owns or controls the operation of a recreational tramway.

"Board", the recreational tramway board.

Section 71J. After a hearing, the board shall adopt, and may from time to time amend or revoke, rules and regulations for the construction, operation and maintenance of recreational tramways and for the inspection, licensing and certification of inspectors thereof. The attorney general shall assist the board in framing such rules and regulations.

Section 71K. No recreational tramway shall be operated unless a license for such operation has been issued by the board. Such license shall be issued for a term of not longer than one year, upon application therefor on a form furnished by the board, and upon a determination by the board that the recreational tramway conforms to the rules and regulations of the board. In making such determination the board may rely upon the report of an inspector certified by it in accordance with its rules and regulations.

Section 71L. Each application for a license or a renewal thereof shall, except as hereinafter provided, be accompanied by a fee in accordance with the following schedule:

	Type of Tramway	*Original License*	*Renewal*
1.	Two-car aerial passenger tramway	$275.00	$75.00
2.	Multi-car aerial passenger tramway	125.00	50.00
3.	Skimobile	125.00	50.00
4.	Chairlift	125.00	50.00
5.	J Bar, T Bar, or platter pull	100.00	50.00
6.	Rope tows	35.00	20.00

If such application is accompanied by a report of an inspector certified by the board, containing such information as the board may by rule or regulation prescribe, such fees shall be ten dollars for a license or a renewal thereof for a rope tow and twenty-five dollars for a license or a renewal thereof for any other type of recreational tramway.

Section 71M. Any operator who is aggrieved by any order of the board may appeal therefrom to the superior court. No such appeal shall suspend the operation of the order made by the board; provided that the superior court may suspend the order of the board pending the determination of such appeal whenever, in the opinion of the court, justice may require such suspension. The superior court shall hear such appeal at the earliest convenient day and shall enter such decree as justice may require.

Section 71N. Whoever violates any provision of sections seventy-one K, or any rule or regulation made under the provisions of section seventy-one J, shall be punished by a fine of not more than one hundred dollars, except that any person who operates a recreational tramway, after the license therefor has been suspended or revoked, shall be punished by a fine of fifty dollars for each day of such operation.

Section 71O. Recreational tramways shall not be subject to the provisions of chapter one hundred and fifty-nine, one hundred and sixty, one hundred and sixty-one or one hundred and sixty-two, and shall not be subject to the jurisdiction or control of the department of public utilities.

SECTION 2. Of the four members originally appointed by the governor under section seventy-one H of chapter one hundred and forty-three of the General Laws, inserted by section one of this act, one shall be appointed for a term of four years, one for a term of three years, one for a term of two years and one for a term of one year, and thereafter their successors shall be appointed for terms of four years.

Approved July 11, 1968.

Chap. 566. AN ACT RELATIVE TO THE DETERMINATION AND ADJUSTMENT OF REVENUE AMOUNTS FOR CITIES AND TOWNS.

Be it enacted, etc., as follows:

SECTION 1. Section 18A of chapter 58 of the General Laws is hereby amended by adding the following paragraph: —

The amounts distributable or distributed to the cities and towns under this section shall be subject to verification, correction and adjustment by the commission in the event of any error or omission in their determination. Any adjustment which reduces or increases the amount to which a city or town is entitled shall be taken into account in the distribution to be paid to such city or town as soon as may be after the adjustment is made. No such adjustment shall be made after December first of the year succeeding the one to which it relates. Amounts distributed or charged on account of such adjustments in any succeeding calendar year shall have priority over all other amounts distributable in such year.

SECTION 2. Section 25A of said chapter 58 is hereby amended by inserting after the first sentence, as most recently amended by section 36 of chapter 14 of the acts of 1966, the following sentence: — Annually on or before January thirty-first each department, commission, board or other agency of the commonwealth administering any local reimbursement or assistance program included under section eighteen A for which the commission is required to estimate the amount to be received by each city or town shall, upon the basis of information then available to it, estimate and certify to the state tax commission the amount each city and town is to receive from the commonwealth under such program during such calendar year.

SECTION 3. This act shall take effect on January first, nineteen hundred and sixty-nine.

Approved July 11, 1968.

Chap. 567. AN ACT AUTHORIZING THE CITY OF SPRINGFIELD TO CONVEY CERTAIN PARK LAND IN SAID CITY TO THE SPRINGFIELD HOUSING AUTHORITY.

Be it enacted, etc., as follows:

SECTION 1. The city of Springfield, with the approval of its board of park commissioners, is hereby authorized to sell and convey to the Springfield Housing Authority, for the construction of public housing thereon, and upon such terms and conditions as may be agreed upon by said city and said housing authority, a certain parcel of park land in said city, bounded and described as follows:

Beginning at a point in the northwesterly side of Stafford Street, said point being the northeasterly corner of land herein described; thence South 41°36'05" West along the northwesterly side of Stafford Street, a distance of 228.78 feet to a point; thence South 81°12'40" West along land of City of Springfield and along the northerly end of Nursery Street, a distance of 123.18 feet to a point; thence South 61°25'45" West along the northerly end of Nursery Street and along land of one Petrakis, of one Hayward, Jr., of one Chester Matyszczyk, and along land of Joseph and Esther Rosati, a distance of 345.94 feet to a point; thence South 33°38'20" East along land of said Rosati, a distance of 130.19 feet to land of Joseph Rosati, Inc.; thence South 42°25'45" West along said land of Rosati, Inc.; a distance of 68.46 feet to other land of said Park Department; thence North 38°34'45" West along other land of said Park Department, a distance of 614.59 feet to a point; thence North 52°41'35" East along other land of said Park Department, a distance of 808.36 feet to a point; thence South 32°36' East along other land of said Park Department, a distance of 541.20 feet to the point of beginning. Containing 9.60 acres of land.

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. *Approved July 11, 1968.*

Chap. 568. AN ACT AUTHORIZING THE CITY COUNCIL OF THE CITY OF CAMBRIDGE TO ESTABLISH THE SALARY OF THE CITY MANAGER IN EXCESS OF THE LIMIT PRESCRIBED BY GENERAL LAW.

Be it enacted, etc., as follows:

Notwithstanding the provisions of section one hundred and three of chapter forty-three of the General Laws, the city council of the city of Cambridge may establish by ordinance the compensation not to exceed thirty thousand dollars to be paid to the city manager of said city.

Approved July 11, 1968.

Chap. 569. AN ACT AUTHORIZING THE DEPARTMENT OF CORRECTION TO ALLOW THE TOWN OF BRIDGEWATER TO USE CERTAIN LAND NOW A PART OF MASSACHUSETTS CORRECTIONAL INSTITUTION, BRIDGEWATER, IN SAID TOWN FOR CONSERVATION AND RECREATION PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. The department of correction is hereby authorized to allow the town of Bridgewater to use for conservation and recreation

purposes a certain parcel of land of the commonwealth in said town, consisting of one hundred and nine acres more or less, now of the Massachusetts Correctional Institution, Bridgewater, and under the control of the department of correction and being all of lot 41A containing 10 acres and 17.6 square rods, lot 52 containing 10 acres and 14.0 square rods in the former state forestry area, lot 3 containing 25 acres and 123 square rods known as the Ice Pond lot, lot 2 containing 18 acres and 43 square rods, and the wooded sections of lot 1 containing 16 acres, and of lots 53 and 54 containing 29 acres, all of said premises being shown on the State Atlas, Farm Atlas and the Revised Land Use map, Place No. 93 of the Plymouth Soil Conservation District. Pursuant to the authority granted herein, the commissioner of correction may make an agreement with said town governing the hours of use by the public, possible use by inmates of the institution, supply of materials and construction equipment by said town in return for labor to be supplied by said commissioner, adequate policing of the area by the town when open to use by the public, and any other reasonable provisions for the use of said land consistent with the purposes of this act.

SECTION 2. Nothing contained herein shall prohibit the use of such area at any time by the department of correction for water supply purposes. *Approved July 11, 1968.*

Chap. 570. AN ACT AUTHORIZING THE COUNTY COMMISSIONERS OF NORFOLK COUNTY TO BORROW MONEY FOR THE PREPARATION OF PLANS AND SPECIFICATIONS AND FOR THE ACQUISITION OF LAND FOR A COURT HOUSE FOR THE DISTRICT COURT OF EAST NORFOLK.

Be it enacted, etc., as follows:

SECTION 1. The county commissioners of Norfolk county are hereby authorized to acquire by purchase, or take by eminent domain under chapter seventy-nine of the General Laws, sufficient land for the construction of suitable and adequate facilities, including parking facilities, for the district court of East Norfolk.

Said county commissioners are further authorized to cause plans and specifications to be prepared for the construction of such facilities; provided, that the total cost of such plans and specifications and the cost of acquisition of such land, including appraisal fees, shall not exceed three hundred and sixty thousand dollars; and provided, further, that such plans and specifications shall be so drawn that the total cost for the construction and originally equipping of said facilities shall not exceed 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 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, three hundred and sixty thousand dollars, and may issue bonds or notes of the county therefor, which shall bear on their face the words, Norfolk County Court House Planning and Land Acquisition Loan, District Court of East Norfolk, Act of

1968. Each authorized issue shall constitute a separate loan and such loans shall be payable in 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. This act shall take effect upon its passage.

Approved July 12, 1968.

Chap. 571. AN ACT VALIDATING A CERTAIN BUILDING PERMIT ISSUED BY THE CITY OF BEVERLY.

Be it enacted, etc., as follows:

SECTION 1. The building permit numbered 23543, issued by the city of Beverly on April seventh, nineteen hundred and sixty-seven to Brimbal Gardens Realty Trust to erect Garden apartment (204 units) at Brimbal avenue on lots D and E in Ward 5 of said city in accordance with plans and specifications on file with the building department of said city in the office of the inspector of buildings, is hereby validated and confirmed notwithstanding the failure to commence construction under said permit within the time required by law.

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

Approved July 12, 1968.

Chap. 572. AN ACT PROVIDING THAT EXAMINATIONS FOR THE REGISTRATION OF NURSES BE HELD IN THE CITIES OF BOSTON, WORCESTER, SPRINGFIELD AND PITTSFIELD.

Be it enacted, etc., as follows:

Section 74 of chapter 112 of the General Laws is hereby amended by striking out the first sentence, as amended by section 8 of chapter 693 of the acts of 1960, and inserting in place thereof the following sentence: — The board of registration in nursing, in this section and in sections seventy-four A to seventy-nine, inclusive, eighty-one A, eighty-one B and eighty-one C, called the board, shall hold simultaneous examinations for the registration of nurses in the cities of Boston, Worcester, Springfield and Pittsfield at such times as it shall determine.

Approved July 12, 1968.

Chap. 573. AN ACT RELATIVE TO THE COMPENSATION AND EXPENSES OF THE MEMBERS OF THE BOARD OF REGISTRATION OF CHIROPRACTORS.

Be it enacted, etc., as follows:

Section 66 of chapter 13 of the General Laws, as appearing in section 1 of chapter 409 of the acts of 1966, is hereby amended by striking out the second sentence and inserting in place thereof the following two sentences: — Each member of the board shall receive from the commonwealth fifteen dollars for each day or portion thereof spent in the performance of his official duties. Each member shall be paid the necessary traveling and other expenses actually incurred by him in the performance of said duties.

Approved July 12, 1968.

Chap. 574. AN ACT MODIFYING THE CREDIT LAWS OF THE COMMONWEALTH PERTAINING TO THE PURCHASE AND SALE OF ALCOHOLIC LIQUORS FOR RESALE.

Be it enacted, etc., as follows:

SECTION 1. Chapter 138 of the General Laws is hereby amended by striking out section 25, as appearing in section 2 of chapter 376 of the acts of 1933, and inserting in place thereof the following section: —

Section 25. It shall be unlawful for any licensee under this chapter to lend or borrow money, directly or indirectly, to or from any other licensee under this chapter. It shall be unlawful for any licensee under this chapter to receive or extend credit, directly or indirectly, for alcoholic beverages sold or delivered to any licensee engaged in the sale of alcoholic beverages except in the usual course of business and for a period of not more than sixty days, or for any manufacturer, wholesaler or importer of alcoholic beverages to acquire, retain or own, directly or indirectly, any interest in the business of any licensee under section twelve or for any manufacturer of alcoholic beverages to acquire, retain or own, directly or indirectly, any interest in the business of any licensee under section fifteen. Nothing in this chapter shall require any manufacturer or wholesaler to extend credit to any licensee. The credit period shall be calculated from the date of the delivery of the alcoholic beverages to the purchaser to the date when the purchaser discharges in full the indebtedness for which the credit was extended. If any licensee does not discharge in full any such indebtedness within such sixty day period, the indebtedness shall be overdue and such licensee shall be delinquent within the meaning of this section. Within three days after a licensee becomes delinquent, the licensee who extended the credit shall mail a letter of notice by certified mail to the commission and a copy thereof to the delinquent licensee. The letter of notice shall be in forms provided by the commission. The notice shall contain the name of the delinquent licensee, the date of delivery of the alcoholic beverages and the amount of the indebtedness remaining undischarged. Within five days after receipt of such a letter of notice, the commission shall post the name and address only of the delinquent licensee in a delinquent list containing the names and addresses of all delinquent licensees. Such posting shall constitute notice to all licensees of the delinquency of such licensee.

No licensee under this chapter shall sell or deliver, directly or indirectly, alcoholic beverages to a licensee whose name is posted on the delinquent list, except for payment in cash on or before delivery, and no licensee who is posted on the delinquent list shall purchase or accept delivery of any alcoholic beverages except for payment in cash on or before delivery.

No licensee shall sell or deliver any alcoholic beverages to any licensee under this chapter whose name has appeared on the delinquent list on two hundred and ten or more consecutive days, and no licensee whose name has appeared on the delinquent list on two hundred and ten or more consecutive days shall purchase or accept delivery of any alcoholic beverages. Whenever the license of any licensee whose name appears on the delinquent list is transferred, the name of the transferee shall appear in the place and stead of the transferor, as of the date of license transfer, in the same manner as if no transfer had occurred.

Upon full discharge of the indebtedness for which a licensee was posted, the licensee who filed the letter of notice of delinquency shall, within twenty-four hours thereafter, notify the commission, by mailing a letter by certified mail addressed to the commission of the discharge of the indebtedness. The commission shall immediately strike the name of the delinquent licensee from the list. The commission shall by regulations prescribe how licensees, other than the two concerned, shall be notified of the filing of the name of a licensee on the delinquency list and of the removal of the name of a delinquent from such list. If, after a hearing, the commission finds that any licensee has violated this section or participated in such violation, the commission shall suspend the license of the licensee until full discharge of the indebtedness.

Notwithstanding and in lieu of any other penalty in any other provision of this chapter, any person who violates any provision of this section shall be punished by a fine of not more than five thousand dollars.

The posting list shall be available for inspection by any licensee or his duly authorized agent only.

Nothing in this chapter shall prevent a person holding any interest in a business licensed under section nineteen from holding at the same time any interest in not more than one business licensed under section eighteen.

SECTION 2. Payment under the provisions of section twenty-five of chapter one hundred and thirty-eight of the General Laws by any licensee under said chapter for alcoholic beverages received prior to the effective date of this act may be made no later than ninety days after the date of delivery of such alcoholic beverages. If payment no later than ninety days for alcoholic beverages delivered prior to said effective date will, in the judgment of the commission, work a hardship on any such licensee, such licensee may by agreement with the seller, which agreement shall be in writing and signed by both parties, and approved by the commission, make payment for such alcoholic beverages in accordance with the following schedule: —

One twelfth of the outstanding balance to be paid within thirty days after the effective date of this act.

An additional one twelfth of the outstanding balance to be paid within each succeeding thirty day period after said effective date.

If a licensee under said chapter one hundred and thirty-eight fails to make payment in cash or its equivalent within any of the above specified periods, each licensee who has not received payment within such specified period shall by the close of business on the second business day following any period in which payment has not been made, as required by this section, send to the commission a written report, signed by such licensee setting forth the name and address of and the amount of indebtedness to him of such licensee who has failed to make payment as herein provided. Upon the receipt of such a report, the commission shall forthwith make a determination as to whether or not said licensee is delinquent and thereupon the provisions of said section twenty-five shall apply to govern the conduct of the commission as fully as if set forth herein.

Approved July 12, 1968.

Chap. 575. AN ACT RELATIVE TO THE EFFECTIVE DATE OF THE LAW PROVIDING SURVIVOR BENEFITS TO CERTAIN ELIGIBLE WIDOWS AND CHILDREN UNDER THE CONTRIBUTORY RETIREMENT LAW.

Be it enacted, etc., as follows:

The provisions of sections twelve and twelve B of chapter thirty-two of the General Laws, as amended by sections one and two, respectively, of chapter six hundred and seventeen of the acts of nineteen hundred and fifty-nine and of section twelve C of chapter thirty-two of the General Laws, as inserted by section three of said chapter six hundred and seventeen, shall apply to the widow and children of any employee whose death occurred on or after July first, nineteen hundred and fifty-eight. *Approved July 12, 1968.*

Chap. 576. AN ACT TO CONTINUE UNEMPLOYMENT BENEFITS FOR DISABLED PERSONS.

Be it enacted, etc., as follows:

The last paragraph of section 24 of chapter 151A of the General Laws, as most recently amended by chapter 528 of the acts of 1966, is hereby further amended by striking out, in line 8, the word "two" and inserting in place thereof the word: — three, — so as to read as follows: —

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 three weeks only within a benefit year. *Approved July 12, 1968.*

Chap. 577. AN ACT DESIGNATING THE NORTH READING REHABILITATION CENTER IN THE TOWN OF NORTH READING AS THE JOHN T. BERRY REHABILITATION CENTER.

Be it enacted, etc., as follows:

The North Reading rehabilitation center in the town of North Reading shall be known and designated as the John T. Berry rehabilitation center in memory of Representative John T. Berry. A suitable marker bearing said designation shall be attached thereto by the department of mental health. *Approved July 12, 1968.*

Chap. 578. AN ACT PROVIDING FOR AN ASSISTANT CLERK IN THE THIRD DISTRICT COURT OF PLYMOUTH.

Be it enacted, etc., as follows:

The first paragraph of section 10 of chapter 218 of the General Laws is hereby amended by striking out the second sentence, as most recently amended by chapter 192 of the acts of 1968, and inserting in place thereof the following sentence: — Assistant clerks with salaries payable by the

county may be appointed in the central district court of northern Essex, the municipal court of the Charlestown district, the municipal court of the Brighton district, the district court of western Hampden, the district court of Newton, the district court of northern Norfolk, the district court of Chicopee, the municipal court of Brookline, the first district court of southern Middlesex, the first district court of Barnstable, the district court of western Norfolk, the fourth district court of Bristol, the third district court of Plymouth, and in courts the judicial districts of which have, according to national or state census last preceding, a population of sixty thousand or more. *Approved July 12, 1968.*

Chap. 579. AN ACT CLARIFYING AND ENLARGING THE SCOPE OF THE POWER OF CIVIL AUTHORITY UNDER EMERGENCY CONDITIONS ARISING OUT OF RIOTS OR OTHER CIVIL DISTURBANCES.

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 639 of the acts of 1950 is hereby amended by striking out the definition of "Civil defense" and inserting in place thereof the following definition: —

"Civil defense" shall mean the preparation for and the carrying out of all emergency functions, other than functions for which military forces other than the national guard are primarily responsible, for the purpose of minimizing and repairing injury and damage resulting from disasters caused by attack, sabotage or other hostile action; or by riot or other civil disturbance; or by fire, flood, earthquake or other natural causes. Said functions shall include specifically, but without limiting the generality of the foregoing, firefighting and police services other than the actual control or suppression of riot or other civil disturbance, medical and health services, rescue, engineering and air-raid warning services, evacuation of persons from stricken areas, emergency welfare services, communications, radiological, chemical and other special weapons of defense, emergency transportation, existing or properly assigned functions of plant protection, temporary restoration of public utility services and other functions;

SECTION 2. Section 5 of said chapter 639 is hereby amended by striking out the first paragraph, as amended by section 1 of chapter 425 of the acts of 1958, and inserting in place thereof the following paragraph: —

Because of the existing possibility of the occurrence of disasters of unprecedented size and destructiveness resulting from enemy attack, sabotage or other hostile action, in order to insure that the preparations of the commonwealth will be adequate to deal with such disasters, and generally to provide for the common defense and to protect the public peace, health, security and safety, and to preserve the lives and property of the people of the commonwealth, if and when the congress of the United States shall declare war, or if and when the President of the United States shall by proclamation or otherwise inform the governor that the peace and security of the commonwealth are endangered by belligerent acts of any enemy of the United States or of the commonwealth or by the imminent threat thereof; or upon the occurrence of any disaster or catastrophe resulting from attack, sabotage or other hostile action; or from riot or other civil disturbance; or from fire,

flood, earthquake or other natural causes; or whenever because of absence of rainfall or other cause a condition exists in all or any part of the commonwealth whereby it may reasonably be anticipated that the health, safety or property of the citizens thereof will be endangered because of fire or shortage of water or food, the governor may issue a proclamation or proclamations setting forth a state of emergency.

SECTION 3. Section 11 of said chapter 639 is hereby amended by striking out paragraphs (*c*), as amended by chapter 486 of the acts of 1951, and (*d*), added by chapter 434 of the acts of 1951, and inserting in place thereof the following two paragraphs: —

(*c*). The head of the fire or police department of any city, town or district of the commonwealth shall, after the issuing of any proclamation provided for in this act, order such portion of his department, with its normal equipment, as the governor may request, for service in any part of the commonwealth where the governor may deem such service necessary for the protection of life and property. When on such service, police officers and firemen shall have the same powers, duties, immunities and privileges as if they were performing their duties within their respective cities, towns or districts. The commonwealth shall compensate any city, town or district for damage to its property sustained in such service and shall reimburse it for any payments lawfully made by it to any member of its police or fire department or to his widow or other dependents on account of injuries sustained by him in such service or of death resulting from such injuries. Persons appointed to the auxiliary police force in a city or town shall exercise or perform such of the powers or duties of police officers as may be prescribed by the appointing authority including but not limited to replacing and performing the duties of regular personnel who may be actually engaged in the direct control or suppression of riots or other civil disturbance, and no civil defense personnel shall be so utilized in any such direct riot control activities; provided, that said powers or duties shall not be exercised or performed by them except while they are on active duty and displaying an authorized badge or other insignia after being called to such duty by the head of the police force of such city or town to meet a situation which, in his opinion, cannot be adequately handled by the regular police force and by the reserve police force, if any, of such city or town. Auxiliary police in towns, but not in cities, may be authorized by the appointing authorities to exercise the powers conferred by section ten of this act upon members of regular, special or reserve police forces of said towns, except as provided above.

(*d*). Auxiliary police shall not be sent to another city or town pursuant to the provisions of paragraphs (*b*) and (*c*) of this section or any other provisions of law, except upon the order of the head of the police force of the city or town in which such auxiliary police were appointed; provided, that auxiliary police shall not be so dispatched to another city or town unless they are authorized by the appointing authority to exercise or perform the full powers or duties of police officers subject to the limitation in paragraph (*b*) relating to direct riot control activities, except that auxiliary police appointed in a town shall not while performing their duties in a city, exercise the powers conferred by section ten of this act upon members of regular, special or reserve police forces of said town. When on such service, auxiliary police shall have the same powers, duties, immunities and privileges, except as provided

above, as if they were performing their duties within their respective cities and towns.

SECTION 4. Said chapter 639 is hereby further amended by striking out section 8 and inserting in place thereof the following section: —

Section 8. The governor may exercise any power, authority or discretion conferred on him by any provision of this act, either under an actual proclamation of a state of emergency as provided in section five or in reasonable anticipation thereof and preparation therefor, by the issuance or promulgation of executive orders or general regulations, or by instructions to such person or such department or agency of the commonwealth, including the civil defense agency, or of any political subdivision thereof, as he may direct by a writing signed by the governor and filed in the office of the state secretary. Any department, agency or person so directed shall act in conformity with any regulations prescribed by the governor for its or his conduct.

Whoever violates any provision of any such executive order or general regulation issued or promulgated by the governor, for the violation of which no other penalty is provided by law, shall be punished by imprisonment for not more than one year, or by a fine of not more than five hundred dollars, or both.

SECTION 5. Said chapter 639 is hereby further amended by inserting after section 16 the following section: —

Section 16A. During a state of emergency, the chief justice of the district courts may direct that a district court shall be held at any place or places, including other district courthouses, outside the district of which said court has jurisdiction, and at such times, including Sundays, as he may direct; and said chief justice may direct justices, clerks, probation officers and any other personnel of other district courts to act as such in a district court other than their own; and with the concurrence of the chief justice of the municipal court of the city of Boston, the chief justice of the district courts may direct any district court to hold sessions in the said municipal courthouse, and may employ such justices, clerks, probation officers or other personnel of said municipal court as the chief justice of the said municipal court may designate; and the chief justice of the municipal court of the city of Boston may direct that said court shall be held at any place or places outside the district over which said court has jurisdiction, and at such times, including Sundays, as he may direct; and with the concurrence of the chief justice of the district courts, the chief justice of the municipal court of the city of Boston may direct that the municipal court hold sessions in any district courthouse, and may employ such justices, clerks, probation officers or other personnel of any district court as the chief justice of the district court may designate; and with the concurrence of the chief justice of the superior court, the chief justice of the district courts or the chief justice of the municipal court of the city of Boston may order the holding of sessions of any district court or said municipal court in any premises of the superior court that the chief justice of the superior court may designate; and with the concurrence of the justice of the Boston juvenile court and the chief justice of the district courts, jurisdiction over any matters pending in said juvenile court may be transferred to another court as defined in section fifty-two of chapter one hundred and nineteen of the General Laws, and jurisdiction of any matter so transferred shall remain therein after the termination of the emer-

gency unless the chief justice of the district courts and the justice of the Boston juvenile court concur that said matter ought to be transferred back to the Boston juvenile court. In the event of the absence from the commonwealth, illness or other disability of the justice of the Boston juvenile court, the chief justice of the district courts may act as aforesaid without his concurrence; and in the event of any such disability of any of said chief justices to act as aforesaid, any other justice previously designated by any of said chief justices may act in his stead, or if no such designation has been made, or if a justice so designated is similarly disabled, or in any other instance where the chief justice of the supreme judicial court shall deem it necessary, the chief justice of the supreme judicial court may act in his stead or designate any other justice of any court so to act. In any case where a district court or the municipal court of the city of Boston utilizes under this paragraph the facilities or personnel of another county, the reasonable expenses thereby incurred by the assisting county shall be reimbursed by the county so assisted.

Approved July 12, 1968.

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, July 15, 1968.

The Honorable JOHN F. X. DAVOREN, *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 579 of the Acts of 1968, entitled "An Act clarifying and enlarging the scope of the power of civil authority under emergency conditions arising out of riots or other civil disturbances." and the enactment of which received my approval on July 12, 1968, should take effect forthwith.

Postponement of the operation of this act would defeat its purpose which is to take care of any civil disorders that may arise between now and the otherwise effective date of this act.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, July 16, 1968.

I, John F. X. Davoren, 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 eight o'clock and fifty-six 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 seventy-nine of the acts of nineteen hundred and sixty-eight.

JOHN F. X. DAVOREN,
Secretary of the Commonwealth.

Chap. 580. AN ACT PLACING THE OFFICE OF VETERANS' AGENT AND DIRECTOR OF VETERANS' SERVICES OF THE CITY OF TAUNTON UNDER THE CIVIL SERVICE LAW.

Be it enacted, etc., as follows:

The office of veterans' agent and director of veterans' services of the city of Taunton shall, upon the effective date of this act, be subject to the civil service law and rules, and the tenure of office of any incumbent thereof, on said date, shall be unlimited, subject, however, to said law and rules. *Approved July 12, 1968.*

Chap. 581. AN ACT AUTHORIZING THE BEVERLY FIREMENS RELIEF ASSOCIATION TO PAY CERTAIN BENEFITS TO ITS MEMBERS UPON THEIR RETIREMENT.

Be it enacted, etc., as follows:

SECTION 1. The Beverly Firemens Relief Association, a corporation duly established under the laws of the commonwealth, is hereby authorized, upon the retirement of any member in good standing, to pay such member a retirement benefit of one thousand dollars, and any such payment shall reduce to the extent of such payment any death benefit which would have been paid upon the death of such member.

SECTION 2. This act shall take effect as of June first, nineteen hundred and sixty-eight, and shall be applicable to members of the Beverly Firemens Relief Association who retire on or after said date.

Approved July 12, 1968.

Chap. 582. AN ACT AUTHORIZING THE TOWN OF IPSWICH TO SELL AND CONVEY CERTAIN PARK LAND IN SAID TOWN TO THE FIRST AND SOUTH CONGREGATIONAL CHURCH OF IPSWICH.

Be it enacted, etc., as follows:

SECTION 1. The town of Ipswich is hereby authorized to sell and convey to the First and South Congregational Church of Ipswich a certain parcel of land held in said town for park purposes known as Meeting House Green, enclosed within North Main Street, Meeting House Green and a connector road, and more specifically described as follows: —

Beginning at a point thirty two feet South forty one degrees, twenty three minutes and thirty seconds East (S 41° 23′ 30″ E) of the proposed side line of North Main Street, said side line point being two hundred seventy four and forty hundredths (274.40) feet Southwesterly of the proposed point of curvature of North Main Street and Meeting House Green, thence turning and running North forty eight degrees, thirty six minutes and thirty seconds East (N 48° 36′ 30″ E), a distance of one hundred ninety (190) feet to a point; thence turning and running South forty one degrees, twenty three minutes and thirty seconds East (S 41° 23′ 30″ E), a distance of one hundred ten (110) feet to a point; thence turning and running South forty eight degrees, thirty six minutes and thirty seconds West (S 48° 36′ 30″ W), a distance of one hundred ninety (190) feet to a point; thence turning and running North forty one degrees, twenty three minutes and thirty seconds West (N 41° 23′

30″ W), a distance of one hundred ten (110) feet to the point of beginning. Said lot containing twenty thousand nine hundred (20,900) square feet and being shown on "Plan of Land in Ipswich, Scale 1″ = 30′), Revised Feb. 27, 1968, and prepared by Essex Survey Service, 275 Cabot Street, Beverly, Mass. The above described parcel comprises approximately twenty five per cent (25%) of said Meeting House Green. Together with reasonable rights of way over the adjoining premises to be used for such purposes as ways may now or in the future be used in the Town of Ipswich.

SECTION 2. This act shall take effect upon its acceptance by the town of Ipswich in the manner provided in section four of chapter four of the General Laws, except that the vote thereon shall be taken by secret ballot. *Approved July 12, 1968.*

Chap. 583. AN ACT REACTIVATING A CERTAIN MOTOR VEHICLE EXAMINERS CIVIL SERVICE LIST.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide forthwith in order that the work of the registry of motor vehicles may not be interrupted and to provide for more efficient operation that a certain motor vehicles examiners' civil service list be reactivated, 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 law to the contrary, the eligible list established on March twenty-sixth, nineteen hundred and sixty-six for the position of motor vehicle examiner, registry of motor vehicles which expired on March twenty-sixth, nineteen hundred and sixty-eight is hereby reactivated to July twentieth, nineteen hundred and sixty-eight as it appeared on said date of expiration. *Approved July 13, 1968.*

Chap. 584. AN ACT PROVIDING FOR THE CONSTRUCTION OF A COVERED OUTDOOR SKATING RINK IN THE CITY OF LYNN.

Be it enacted, etc., as follows:

The metropolitan district commission is hereby authorized and directed to construct and maintain a covered outdoor skating rink in the city of Lynn. For the purposes of this act, said commission may expend such sums as may be appropriated therefor.

Approved July 13, 1968.

Chap. 585. AN ACT PROVIDING FOR ONE ADDITIONAL COURT OFFICER IN THE DISTRICT COURT OF SPRINGFIELD.

Be it enacted, etc., as follows:

Chapter 218 of the General Laws is hereby amended by striking out section 62, as most recently amended by chapter 475 of the acts of 1968, and inserting in place thereof the following section: —

Section 62. In the municipal court of the city of Boston the court officers appointed shall not exceed ten for criminal business, one of

whom shall be designated by the chief justice as chief court officer of said court for criminal business and one as an assistant chief court officer, nor five for civil business, one of whom shall be designated by said chief justice as chief court officer of said court for civil business; in the municipal court of the Dorchester district seven court officers may be appointed, of whom one shall be designated by the justice of said court as chief court officer and one assistant chief court officer; in the municipal court of the Roxbury district seven court officers may be appointed; in the third district court of eastern Middlesex and the central district court of Worcester five court officers may be appointed; in the district court of Springfield four court officers may be appointed; in the municipal court of the West Roxbury district, in the district court of Somerville, in the district court of East Norfolk and in the fourth district court of eastern Middlesex three court officers may be appointed; in the third district court of Bristol, in the municipal court of the South Boston district, of the Charlestown district, the East Boston district court, the district court of Chelsea, the first district court of eastern Middlesex, the second district court of eastern Middlesex, the district court of Newton and the district court of northern Norfolk two court officers for each court may be appointed; and in each of the other district courts in the commonwealth one court officer may be appointed. *Approved July 13, 1968.*

Chap. 586. AN ACT AUTHORIZING THE LICENSING BOARD FOR THE CITY OF NEW BEDFORD TO TRANSFER THE LICENSE TO SELL ALCOHOLIC BEVERAGES HELD BY PILOT HOUSE OF NEW BEDFORD, INC. TO A CERTAIN OTHER 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, however, to all other provisions of said chapter, the licensing board for the city of New Bedford is hereby authorized to transfer the license to sell alcoholic beverages held by Pilot House of New Bedford, Inc. to a location at the southeast corner of Howland and South Second streets in said city.

Approved July 13, 1968.

Chap. 587. AN ACT RELATIVE TO REPRESENTATIVE TOWN GOVERNMENT BY LIMITED TOWN MEETINGS IN THE TOWN OF FAIRHAVEN.

Be it enacted, etc., as follows:

SECTION 1. Section 2 of chapter 285 of the acts of 1930 is hereby amended by striking out, in line 5, the word "five" and inserting in place thereof the word: — two.

SECTION 2. The first sentence of section 4 of chapter 285 of the acts of 1930, as appearing in section 4 of chapter 589 of the acts of 1955, is hereby further amended by striking out, in lines 7 to 10, inclusive, the words: — "; provided that any town meeting member may become a candidate for reelection by giving written notice thereof to the town clerk at least forty-two days before election".

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

Approved July 15, 1968.

Chap. 588. AN ACT VALIDATING THE ACTION OF THE TOWN OF WALPOLE IN GRANTING RETROACTIVE PAY RAISES TO OFFICE EMPLOYEES AND TO CERTAIN EMPLOYEES OF THE SCHOOL DEPARTMENT OF SAID TOWN AT A SPECIAL TOWN MEETING IN THE CURRENT YEAR.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any provision of law to the contrary, the town of Walpole may grant a pay raise to office employees and to certain employees of the school department of said town, retroactive to January first of the current year, and may appropriate money for the payment thereof which shall be charged to the tax levy for the year nineteen hundred and sixty-eight.

SECTION 2. Any action taken by the town of Walpole at the special town meeting held June twenty-seventh, nineteen hundred and sixty-eight, as authorized by section one, shall be as valid and effective as though said section one 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 July 15, 1968.

Chap. 589. AN ACT TO PROVIDE FOR A SPECIAL RECREATION PROGRAM FOR THE METROPOLITAN PARKS DISTRICT.

Be it enacted, etc., as follows:

SECTION 1. The metropolitan district commission is hereby authorized and directed to expend a sum not exceeding three 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. 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 such 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 three million dollars. All bonds issued by the commonwealth, as aforesaid, shall be designated on their face, Metropolitan District Commission Recreation Loan, Act of 1968, 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-three.

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.

SECTION 5. This act shall take effect upon its passage.

Approved July 15, 1968.

Chap. 590. AN ACT AUTHORIZING THE CITY OF PITTSFIELD TO ACQUIRE CERTAIN WATERS AND OTHER PROPERTY IN THE TOWNS OF DALTON, HINSDALE AND WINDSOR FOR THE PURPOSE OF INCREASING ITS WATER SUPPLY.

Be it enacted, etc., as follows:

SECTION 1. The city of Pittsfield, for the purpose of increasing its water supply, is hereby authorized to take by eminent domain under and in accordance with chapter seventy-nine of the General Laws, or

to acquire by purchase or otherwise, or to divert at any time or from time to time, and hold, the waters of Westfield Brook and Hume Brook, and its tributaries lying within the town of Windsor; and to take by eminent domain under and in accordance with said chapter seventy-nine, or to acquire by purchase or otherwise, any or all water rights connected therewith located within the town of Windsor; and to convey the waters so taken, diverted or held to the city of Pittsfield as hereinafter specified; and use such waters in connection with its present system of water works or otherwise for any and all purposes for which said city is or may be authorized to use water. Said city is also authorized to take by eminent domain under said chapter seventy-nine, or to acquire by purchase or otherwise, and hold, all land, rights of way and easements in the town of Windsor which may be necessary for conveying the waters so diverted to an impounding reservoir located on Windsor Brook approximately one half mile northwest of the intersection of route 9 and route 8A of the center of the town of Windsor, and thereafter to convey the waters so impounded in said reservoir into Windsor Brook and thence carried by said brook to the existing Windsor Brook intake, and thence to an existing diversion conduit leading into Cleveland Brook Reservoir, so-called, and thereafter to the city of Pittsfield. Said city is also authorized to take by eminent domain under chapter seventy-nine, or acquire by purchase or otherwise, and hold, all land, rights of way and easements in the towns of Windsor, Hinsdale and Dalton, and in the city of Pittsfield, which may be necessary for collecting and storing such water and protecting and preserving the purity thereof and for conveying the same to any part of the city of Pittsfield; provided, that no source of water supply or lands shall be taken or acquired under authority of this act, except with the approval of the state department of public health, and that all works for taking, storing, conveying or diverting said water shall be constructed in general accordance with plans approved by said department.

SECTION 2. The city of Pittsfield shall construct and maintain a suitable reservoir in the town of Windsor to impound at least seven hundred and sixty million gallons, and may construct and maintain on lands taken or purchased such diversion dams, conduits or pipe lines or other works or structures as said city may deem necessary for the diversion, holding or storing the waters of Westfield Brook and Hume Brook, or necessary for establishment and maintenance of complete and effective water works and for storing water and conveying, filtering or otherwise treating or distributing the same; and, for the purposes aforesaid, may lay, construct and maintain its conduits, water pipes, aqueducts and other works or structures under, over or along any land, water course, railroads, street railways, public or other ways in such manner as not unnecessarily to obstruct the same; and for the purpose of constructing, laying, maintaining, operating and repairing such conduits, pipes and other works, and for all other purposes of this act, said city of Pittsfield 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 thereon; provided, that any public way outside the city of Pittsfield in which work is done under any provision of this act shall be restored by said city of Pittsfield to a condition substantially similar to its condition prior to such work. Said city of Pittsfield shall not enter upon, construct or lay any conduits, pipes or

other works within the locations 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.

SECTION 3. The provisions of this act shall not and are not intended to abrogate or amend the provisions of chapter two hundred and eighty-five of the acts of nineteen hundred and forty-seven, or chapter four hundred and five of the acts of nineteen hundred and sixty-two.

SECTION 4. The city of Pittsfield may enter upon lands for the purpose of making surveys, stream gagings, test pits and borings, and may take or otherwise acquire the right to occupy temporarily any lands necessary for the construction of any works or for any other purpose authorized by this act.

SECTION 5. The city of Pittsfield may in its discretion appoint and remove such engineering, legal, clerical and other assistants as it may deem necessary to carry on the work authorized by this act and may fix their compensation. Such appointments and removals shall not be subject to chapter thirty-one of the General Laws and the rules and regulations adopted thereunder.

SECTION 6. After the completion of the construction of the reservoir, conduits and other work authorized by this act, the city of Pittsfield, through its responsible official or board, shall manage, control, maintain and improve the land and other property purchased or acquired in any way under authority of this act; and may prohibit all persons from entering in, upon or over the waters of any reservoir constructed under authority of this act or upon any lands taken or acquired by said city hereunder.

SECTION 7. The city of Pittsfield, when requested by the body or authority in charge of and responsible for the public water supply of the town of Windsor, shall furnish said town a supply of untreated water from a reservoir to be constructed under authority of this act in said town of Windsor in the amount of nine million gallons per month, the first three million of which will be delivered free of charge, in such quantities and by means of such methods and devices as shall be determined by the body or authority in charge of the water supply of the city of Pittsfield; provided, however, that the city of Pittsfield shall not be held liable or responsible if unable to furnish said water supply by reason of limitations placed upon the source from which water will be drawn to fill said reservoir by the commonwealth or if the source shall be inadequate. The town of Windsor shall pay the city of Pittsfield an equitable compensation in accordance with the amount of water so received and shall construct at its own expense all works necessary to draw and distribute said water to inhabitants of said town. If the city of Pittsfield finds it necessary to enforce any restrictions on its water use because of a water shortage, the town of Windsor shall put in force the same restrictions.

SECTION 8. Notwithstanding the provisions of section six of chapter fifty-nine of the General Laws or of any other law to the contrary, in the year nineteen hundred and sixty-nine and annually thereafter, the city of Pittsfield shall pay, on July first of each year to the town of Windsor in lieu of taxes on certain property held for municipal purposes by said city of Pittsfield in said town of Windsor, an amount to be determined annually by the commissioner of corporations and taxation.

The commissioner shall certify the amount so determined to the assessors of said town of Windsor and the mayor of said city of Pittsfield on or before March fifteen of each year. The assessors of said town of Windsor or the mayor of said city of Pittsfield, if aggrieved by the determination of the commissioner, may, on or before April first, appeal to the appellate tax board whose decision shall be final.

SECTION 9. This act shall take effect upon its passage.

Approved July 15, 1968.

Chap. 591. AN ACT EXEMPTING THE UNITED STATES GOVERNMENT OR ITS AGENCIES FROM PAYMENT OF THE DEEDS EXCISE.

Be it enacted, etc., as follows:

Section 1 of chapter 64D of the General Laws is hereby amended by striking out the last sentence, as appearing in chapter 303 of the acts of 1953, and inserting in place thereof the following sentence: — This chapter shall not apply to any instrument or writing given to secure a debt or to any deed, instrument or writing to which the United States or any of its agencies is a party. *Approved July 15, 1968.*

Chap. 592. AN ACT AUTHORIZING THE REGIS COLLEGE FOR WOMEN TO HOLD ADDITIONAL REAL AND PERSONAL ESTATE.

Be it enacted, etc., as follows:

The Regis College for Women, a corporation established under the provisions of chapter three hundred and fifty-seven of the acts of nineteen hundred and sixty-five for educational purposes, is hereby authorized to hold real and personal estate to an amount not exceeding twenty-five million dollars, to be used for the purposes of said corporation as set forth in its charter or in any amendment thereof.

Approved July 15, 1968.

Chap. 593. AN ACT PROVIDING FOR REIMBURSEMENT TO THE STATE BOARD OF RETIREMENT BY A DISTRICT FOR PENSIONS OR RETIREMENT ALLOWANCES PAID TO RETIRED EMPLOYEES OF SUCH DISTRICT.

Be it enacted, etc., as follows:

Subdivision (4) of section 28 of chapter 32 of the General Laws is hereby amended by adding the following paragraph: —

(*c*) Each district, the employees of which have become members of the state employees retirement system under the provisions of this subdivision, shall annually reimburse the state board of retirement for its pro rata share of any retirement allowance or pension paid by said board during the preceding calendar year which is based in whole or in part on service with such district. *Approved July 15, 1968.*

Chap. 594. AN ACT AUTHORIZING THE DEPARTMENT OF NATURAL RESOURCES TO PROVIDE PUBLIC ACCESS TO CERTAIN WATERS AND RELATED FACILITIES AND TO EXPEND THE PUBLIC ACCESS FUND FOR CERTAIN PURPOSES.

Be it enacted, etc., as follows:

Chapter 21 of the General Laws is hereby amended by striking out section 17A, inserted by section 2 of chapter 621 of the acts of 1966, and inserting in place thereof 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 great ponds, coastal waters and inland waters, shall construct such roads, parking areas, docks, ramps, and related facilities as may be designated by said board and shall improve and maintain such facilities and associated land and water areas. The cost of such acquisition, construction and maintenance and the administrative and other expenses incurred by the department in connection with the operations of the public access board under this section shall be chargeable to the public access fund established under section seventeen. *Approved July 15, 1968.*

Chap. 595. AN ACT PROVIDING THAT VIETNAM VETERANS MAY TAKE UNIVERSITY EXTENSION COURSES FREE OF CHARGE.

Be it enacted, etc., as follows:

The first paragraph of section 7A of chapter 69 of the General Laws, as appearing in chapter 409 of the acts of 1958, is hereby amended by striking out, in line 8, the words "and Korean" and inserting in place thereof the following words:— , Korean and Vietnam.

Approved July 15, 1968.

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, August 21, 1968.

The Honorable JOHN F. X. DAVOREN, *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 595 of the Acts of 1968, entitled "An Act providing that Vietnam veterans may take university extension courses free of charge." and the enactment of which received my approval on July 15, 1968, should take effect forthwith.

Postponement of the operation of this act would defeat its purpose which is to enable qualified veterans to obtain educational benefits and, whereas many courses are being commenced at this particular time of year, these benefits should be made available without further delay.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, August 21, 1968.

I, John F. X. Davoren, 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 fifty-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 five hundred and ninety-five of the acts of nineteen hundred and sixty-eight.

JOHN F. X. DAVOREN,
Secretary of the Commonwealth.

Chap. 596. AN ACT PROHIBITING THE TERMINATION OF TENANCIES OF TENANTS OF HOUSING AUTHORITIES UNLESS THERE IS CAUSE AND UNLESS THERE HAS BEEN A HEARING.

Be it enacted, etc., as follows:

Chapter 121 of the General Laws is hereby amended by adding the following section: —

Section 43. The tenancy of a tenant of a housing authority shall not be terminated without cause and without reasons therefor given to said tenant in writing. A tenant at his request shall, except in the case of nonpayment of rent, be granted a hearing by a housing authority at least fifteen days prior to any such termination. The housing authority's determination of cause shall be reviewable in the district court whenever an action for summary process is brought for possession of the premises. *Approved July 15, 1968.*

Chap. 597. AN ACT AUTHORIZING THE COMMONWEALTH TO BORROW A CERTAIN SUM OF MONEY TO MEET A DEFICIT IN THE NONFEDERAL COST OF THE THREE RIVERS, MASSACHUSETTS, LOCAL FLOOD PROTECTION PROJECT.

Be it enacted, etc., as follows:

SECTION 1. To meet the deficit in the nonfederal cost of the Three Rivers, Massachusetts, Local Flood Protection Project, the state treasurer, with the approval of the governor, may borrow a sum not exceeding twenty-four thousand three hundred and twenty-one dollars and ninety-one cents, and may issue a note of the commonwealth therefor bearing interest payable at such times and at such rates as shall be fixed by him with the approval of the governor. Such note shall be issued for such term as the governor may recommend to the general court in accordance with Section three of Article LXII of the Amendments to the Constitution and shall be payable not later than June first, nineteen hundred and seventy-nine.

SECTION 2. Fifty per cent of the principal and interest on the note issued in accordance with section one shall be assessed to and paid by the town of Palmer, and the state treasurer shall annually on January first notify said town of the amount of such assessment which shall be paid by such town not later than May first of such year.

SECTION 3. After the effective date of this act, the state treasurer shall not issue bonds under the provisions of chapter six hundred and ninety-two of the acts of nineteen hundred and sixty-two.

Approved July 15, 1968.

Chap. 598. AN ACT RELATIVE TO THE BORROWING AND USE OF MONEY BY CITIES, TOWNS AND DISTRICTS FOR WATER POLLUTION CONTROL PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. Section 6A of chapter 44 of the General Laws, as amended by section 2 of chapter 607 of the acts of 1962, is hereby further amended by adding the following paragraph: —

If a city, town or district has appropriated a sum of money for the purpose of water pollution control to be used with a sum or sums allotted by the division of water pollution control in the department of natural resources, and is required primarily to pay that proportion of the expense for which reimbursement is to be received from the commonwealth, such reimbursement first having been agreed upon by said division, for the purpose of providing the necessary funds to meet the expense for which reimbursement is to be made, the treasurer of the city may, with the approval of the official whose approval is required by the city charter in the borrowing of money, the treasurer of the town may, with the approval of the selectmen, and the treasurer of the district may, with the approval of the prudential committee, if any, otherwise the commissioners, incur debt outside the debt limit and issue notes therefor for a period not exceeding two years from their dates; and the proceeds of such reimbursement shall be applied to the discharge of the loan.

SECTION 2. Section 53 of said chapter 44 is hereby amended by striking out the second sentence, as appearing in chapter 246 of the acts of 1962, and inserting in place thereof the following sentence: — Any sums so paid into the city, town or district treasury shall not later be used by such officer or department without specific appropriation thereof, except that sums allotted by the commonwealth or a county to cities or towns for highway purposes and sums allotted by the commonwealth to cities, towns or districts for water pollution control purposes shall be available therefor without specific appropriation, but shall be used only for the purposes for which the allotment is made or to meet temporary loans issued in anticipation of such allotment as provided in section six or six A.

SECTION 3. Said chapter 44 is hereby further amended by inserting after section 53A the following section: —

Section 53B. Any sums allotted and paid by the commonwealth to a city, town or district as a contribution towards the cost of a useful public works project, the state's share of the cost of which project was financed from the proceeds of a loan issued by such city, town or district, shall be applied towards the payment of such indebtedness.

Approved July 15, 1968.

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, July 15, 1968.

The Honorable JOHN F. X. DAVOREN, *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 598 of the Acts of 1968, entitled "An Act relative to the borrowing and use of money by cities, towns and districts for water pollution control purposes." and the enactment of which received my approval on July 15, 1968, should take effect forthwith.

Postponement of the operation of this act would unduly delay the start of work on state-aided municipal programs for the abatement of water pollution and thereby defeat its purpose.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, July 16, 1968.

I, John F. X. Davoren, 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 eight o'clock and fifty 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 ninety-eight of the acts of nineteen hundred and sixty-eight.

JOHN F. X. DAVOREN,
Secretary of the Commonwealth.

Chap. 599. AN ACT RELATIVE TO THE GRANTING OF TEACHERS' CERTIFICATES AND PROVIDING THAT NO PERSON SHALL BE-CAUSE OF DEFECTIVE HEARING BE DISQUALIFIED TO TEACH.

Be it enacted, etc., as follows:

Section 38G of chapter 71 of the General Laws is hereby amended by striking out the first paragraph, as appearing in section 1 of chapter 333 of the acts of 1960, and inserting in place thereof the following paragraph: —

The board of education, hereinafter referred to as the board, shall grant certificates upon application to teachers, principals, supervisors, directors, school librarians, superintendents and assistant superintendents of schools who furnish the board with satisfactory proof that they (1) are American citizens, (2) are in good health, provided that no applicant shall be disqualified because of his blindness or defective hearing, (3) are of sound moral character, (4) possess a bachelor's degree or an earned higher academic degree or are graduates of a normal school approved by the board and (5) meet such requirements as to courses of study and semester hours therein as may be established and put into effect by said board; provided, nevertheless, that no requirements respecting such courses of study and semester hours therein shall take effect prior to three years subsequent to their promulgation by said board. The board may adopt such rules and regulations as may be necessary for the proper conduct of its duties in granting such certificates.

Approved July 15, 1968.

Chap. 600. AN ACT FURTHER REGULATING THE ALLOWANCE WHICH MAY BE PAID TO A SURVIVING SPOUSE UNDER THE RETIREMENT LAWS.

Be it enacted, etc., as follows:

SECTION 1. The second sentence of subdivision (2) of section 9 of chapter 32 of the General Laws, as appearing in section 2 of chapter 446 of the acts of 1948, is hereby amended by inserting after the word "greater", in line 11, the words: — ; provided, that in the event an allowance is paid under this section as the result of the death of a member who had previously been retired for accidental disability, the amount of such allowance shall not be less than the annual amount of the pension portion of the allowance payable to such retired employee as of the date of his death.

SECTION 2. The first paragraph of option C of subdivision (2) of section 12 of said chapter 32, as appearing in section 7 of chapter 618 of the acts of 1949, is hereby amended by inserting after the word "option", in line 7, the words: — ; provided, however, that such eligible beneficiary shall receive not less than two thirds of the retirement allowance such member is receiving at the time of his death.

SECTION 3. The first sentence of Option B of section 44B of said chapter 32, as appearing in chapter 277 of the acts of 1968, is hereby amended by inserting after the word "retirement", in line 4, the words: — ; provided, however, that the surviving spouse shall receive not less than two thirds of the pension such school janitor is receiving at the time of his death.

SECTION 4. The first sentence of section 58B of said chapter 32, as amended by section 1 of chapter 113 of the acts of 1957, is hereby further amended by inserting after the word "spouse", in line 9, the words: — ; provided, however, that the surviving spouse shall receive not less than two thirds of the pension such veteran is receiving at the time of his death.

SECTION 5. The first sentence of Option B of section 77A of said chapter 32, as appearing in section 1 of chapter 237 of the acts of 1963, is hereby amended by adding after the word "retirement", in line 5, the words: — ; provided, however, that the surviving spouse shall receive not less than one half of the pension such employee is receiving at the time of his death.

SECTION 6. The first sentence of Option B of section 85J of said chapter 32, as appearing in section 2 of said chapter 237, is hereby amended by inserting after the word "retirement", in line 5, the words: — ; provided, however, that the surviving spouse shall receive not less than two thirds of the pension such policeman or firefighter is receiving at the time of his death.

SECTION 7. Any amount of adjustment which has been paid to a retired employee under the provisions of chapter four hundred and eight of the acts of nineteen hundred and sixty-seven shall be deemed to constitute a portion of any pension or allowance referred to in sections one, two or three of this act.

SECTION 8. Section seven of this act shall take effect as of July first, nineteen hundred and sixty-seven.

Approved July 15, 1968.

Chap. 601. AN ACT PROVIDING REIMBURSEMENT FOR CERTAIN VETERANS' PENSIONS UNDER THE NONCONTRIBUTORY LAW WHERE PART OF SERVICE WAS IN POLITICAL SUBDIVISION OTHER THAN THAT FROM WHICH RETIRED.

Be it enacted, etc., as follows:

SECTION 1. Chapter 32 of the General Laws is hereby amended by inserting after section 59 the following section: —

Section 59A. If a retired veteran or the widow of a veteran receives a pension from the commonwealth or from a political subdivision thereof under the provisions of section fifty-six, fifty-seven, fifty-eight or fifty-eight B, and if a portion of such pension or widow's allowance is based on the creditable service of such veteran in a governmental unit other than the unit which pays such pension or allowance, the governmental unit making such payment shall be reimbursed in full by such other governmental unit for such portion of the pension or allowance as shall be computed by the actuary in the division of insurance. The treasurer of the governmental unit paying such pension or allowance shall annually, on or before January fifteenth upon certification of the retiring authority of such governmental unit, notify the treasurer of such other governmental unit of the amount of reimbursement due therefrom for the previous calendar year, and the treasurer of such other governmental unit shall forthwith take such steps as may be necessary to insure prompt payment of such amount. All such payments from the other governmental unit shall be charged to such funds as shall be appropriated for payment of pensions and allowances under section fifty-six, fifty-seven, fifty-eight or fifty-eight B, and when received they shall be credited to and added without further appropriation to such similar appropriation as shall have been made for the payment of similar pensions and allowances in the paying governmental unit. In default of any such payment, the paying governmental unit may maintain an action of contract to recover the same.

SECTION 2. This act shall take effect as of July first, nineteen hundred and sixty-eight, and shall apply to all pensions or survivor's allowance payments made under section fifty-six, fifty-seven, fifty-eight or fifty-eight B of chapter thirty-two of the General Laws on and after said date. *Approved July 15, 1968.*

Chap. 602. AN ACT PROHIBITING THE GIVING OF CHANCES OR THE OFFERING OF PRIZES BY GASOLINE STATIONS.

Be it enacted, etc., as follows:

Chapter 271 of the General Laws is hereby amended by inserting after section 6B the following section: —

Section 6C. No dealer or seller of motor vehicle fuel shall engage in, promote or in any way operate any contest or game by which a person may, as determined by chance, receive gifts, prizes or gratuities in connection with the sale of goods or services. This section shall apply to any such contest or game whether or not a purchase is required to participate therein. Whoever violates the provisions of this section shall be punished by a fine of not more than two thousand dollars or by imprisonment for not more than one year. *Approved July 15, 1968.*

Chap. 603. AN ACT PROVIDING THAT THE CIVIL SERVICE LAW AND CERTAIN PROVISIONS OF LAW RELATIVE TO TENURE SHALL NOT APPLY TO CERTAIN EMPLOYEES ENGAGED IN A COMPREHENSIVE CITY DEMONSTRATION.

Be it enacted, etc., as follows:

SECTION 1. Section nine A of chapter thirty and chapter thirty-one of the General Laws shall not apply to officers and employees appointed or employed on, or in connection with, a comprehensive city demonstration program, established under the "Demonstration Cities and Metropolitan Development Act of 1966"; provided, however, that the total number of officers and employees appointed and employed in any city under the provisions of said act who shall be exempt from the provisions of said section nine A and said chapter thirty-one shall not exceed thirty.

SECTION 2. This act shall become inoperative on August first, nineteen hundred and seventy. *Approved July 15, 1968.*

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, August 16, 1968.

The Honorable JOHN F. X. DAVOREN, *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 603 of the Acts of 1968, entitled "An Act providing that the Civil Service Law and certain provisions of law relative to tenure shall not apply to certain employees engaged in a comprehensive city demonstration." and the enactment of which received my approval on July 15, 1968, should take effect forthwith.

Since the cities now engaged in planning and developing programs under the Model Cities Act are already actively involved in this work, it is important that they be able to hire staff personnel within the next days and weeks, to insure an orderly implementation of the program, as soon as possible.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, August 16, 1968.

I, John F. X. Davoren, 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 ten 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 three of the acts of nineteen hundred and sixty-eight.

JOHN F. X. DAVOREN,
Secretary of the Commonwealth.

Chap. 604. AN ACT AUTHORIZING THE TOWN OF NANTUCKET TO APPROPRIATE MONEY FOR THE PURPOSE OF CONTRIBUTING TO A MEMORIAL AT OTIS AIR FORCE BASE.

Be it enacted, etc., as follows:

The town of Nantucket is hereby authorized to raise and appropriate money or transfer money from available funds for the purpose of contributing to the Otis Memorial at the Otis Air Force Base.

Approved July 15, 1968.

Chap. 605. AN ACT AUTHORIZING THE TOWN OF WALPOLE TO RECEIVE AND ADMINISTER THE PROPERTY OF THE WALPOLE PLAINS CEMETERY ASSOCIATION.

Be it enacted, etc., as follows:

SECTION 1. The Walpole Plains Cemetery Association, a corporation duly established by law in the commonwealth, hereinafter called the association, may, by deed duly executed, convey and transfer to the town of Walpole, and said town is hereby authorized and empowered to receive, and thereafter to hold and maintain, but for cemetery purposes only, and subject to all rights heretofore existing in any burial lots, the real and personal property of the association not subject to any trust, and thereupon, and upon the transfer of the trust funds as hereinafter provided, the association shall be dissolved; and the cemetery of the association shall be and become a public burial place, ground or cemetery.

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 from the association a conveyance and transfer of, and administer, all funds or other property held by the association in trust for the perpetual care of the lots in the cemetery and for other purposes, and also any property devised or bequeathed to the association under the will of any person living at the time of said transfer or conveyance or under the will of any deceased person not then probated. Interest and dividends accruing on funds deposited in trust with any savings bank under authority of section thirty-seven or section thirty-eight of chapter one hundred and sixty-eight of the General Laws, or with any other banking institution, for the benefit of the association, or of any lots in the cemetery may, after such conveyance, be paid by such bank or institution of the treasurer of said town; and upon such payment said treasurer shall use the same for the purposes of said trusts.

SECTION 3. All real and personal property and property rights, acquired by said town from the association under authority of this act, shall be held and managed by said town in the same manner in which cities and towns are authorized by law to hold and manage property for cemetery purposes; provided, that all rights which any persons have acquired in the cemetery of the association or any lots therein shall remain in force to the same extent as if this act had not been passed and such transfer had not occurred. The records of the association shall be delivered to the clerk of said town and such clerk may certify copies thereof.

Approved July 15, 1968.

Chap. 606. AN ACT AUTHORIZING THE LYNNFIELD CENTER WATER DISTRICT TO USE AND SELL THE WATERS OF THE IPSWICH RIVER.

Be it enacted, etc., as follows:

SECTION 1. The Lynnfield Center Water District, hereinafter called the District, may acquire by purchase or otherwise, and hold, use and divert the waters of the Ipswich river, provided that the department of public health shall from time to time prescribe rules and regulations governing the amounts, times and rates at which the District may take such water.

SECTION 2. The District is authorized to contract for the sale of its water with the cities of Lynn and Peabody, the towns of North Reading and Danvers and the Lynnfield Water District or with any one or more of them and said cities, towns and district when authorized by a majority vote, as defined in section one of chapter forty-four of the General Laws, may contract with the District for the purchase of such water. Any such contract may be made for a period not exceeding forty years and the terms thereof shall be approved by the department of public health. Such contracts may provide that the rates payable thereunder may be subject to revision periodically and that so long as the District is ready, willing and able to furnish any minimum quantity of water stated in such contract, the purchaser shall be obligated to pay for such minimum quantity at the contract rate whether or not the purchaser actually takes such water. The obligations of any of said cities, towns or district contracting with the District hereunder shall be binding to the same extent as other debts lawfully contracted by it and said city, town or district, as the case may be, shall annually appropriate a sum which together with any other funds available therefor shall be sufficient to pay such obligations, provided however, that no such obligation shall at any time be deemed to be within any limit of indebtedness of such city, town or district, as the case may be, provided in chapter forty-four of the General Laws or otherwise.

SECTION 3. The District is also authorized to contract for the sale of water to any authority, agency, commission or other public body empowered to augment or control the flow of the Ipswich river.

SECTION 4. For the purpose of constructing reservoirs, buildings for pumping stations and buildings for water treatment, for the purchase and installation of equipment, for constructing and laying aqueducts and water mains, for the relocation of existing water pipelines and power lines of the city of Lynn located within the District, for acquiring land or any interest in land in connection with any of the foregoing and for other expenses reasonably and necessarily related thereto, the District may borrow from time to time such sums as may be necessary, not exceeding, in the aggregate, six million dollars, and may issue bonds or notes therefor. Each authorized issue shall constitute a separate loan, and such loans shall be payable in not more than forty years from their dates. Indebtedness incurred under this act shall be in excess of the limit provided for by the last paragraph of 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. The board of water commissioners of the District may provide that any authorized issue of bonds issued under this act shall be redeemable before maturity, at the option of said board, at such price or prices and under such terms

and conditions as may be determined by said board prior to the issuance of such bonds. No bonds shall be called for redemption before maturity by said board unless funds sufficient to pay the principal thereof plus any redemption premium payable thereon and all interest accrued to the date fixed for redemption have been appropriated and are then available for said purposes or unless said board has provided for the issuance of refunding bonds therefor as hereinafter authorized. The board of water commissioners may provide for the issuance of refunding bonds of the District for the purpose of refunding at or prior to maturity any bonds issued under this act and then outstanding, including the payment of any redemption premium thereon, provided that any such refunding bonds shall be payable not later than forty years from the date of the bonds being refunded thereby and provided further that the amount of such refunding bonds shall not be included in or considered a part of the limit of six million dollars provided in this section.

SECTION 4A. Nothing in this act shall infringe on any existing rights of any communities authorized to take water from the Ipswich river.

SECTION 5. This act shall take effect upon its passage.

Approved July 16, 1968.

Chap. 607. AN ACT PROVIDING A CAPITAL OUTLAY PROGRAM FOR THE COMMONWEALTH FOR CONSERVATION AND RECREATION PURPOSES.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide immediately a capital outlay program for the commonwealth for conservation and recreation 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. The department of natural resources is hereby authorized and directed to expend a sum not exceeding fifteen million dollars for the acquisition of land and waters, as authorized by section three of chapter one hundred and thirty-two A of the General Laws, including the expenses in connection therewith and the cost of planning therefor and the development, redevelopment and improvement of outdoor recreation areas; provided that, notwithstanding any general law or special law 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. Funds provided in this act shall be in addition to prior appropriations authorized for the purposes defined in section one. 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 con-

sultant services under said subsidiary title "03", as so coded, as "Professional", the department 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 fifteen million dollars. All bonds issued by the commonwealth, as aforesaid, shall be designated on their face, Outdoor Recreation Capital Outlay Loan, Act of 1968, 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-three.

SECTION 4. 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 July 16, 1968.*

Chap. 608. AN ACT TO PROVIDE FOR A SPECIAL CAPITAL OUTLAY PROGRAM FOR SHORE PROTECTION AND IMPROVEMENT TO RIVERS AND HARBORS.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide funds immediately for a special 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 public works is hereby authorized and directed to expend a sum not exceeding three million dollars, of which sum not less than five hundred thousand dollars shall be expended for the improvement of Boston Harbor and not less than two hundred and fifty thousand dollars shall be expended for stage one of South River Flood Control Project in the city of Salem, in addition to any federal funds or funds available from municipalities or other organizations or individuals for the purpose of projects for the improvement of rivers, harbors, tidewaters, foreshores and shores along a public beach, as authorized by section eleven of chapter ninety-one of the General Laws,

and for the construction, reconstruction or repair of drains; provided, that all expenditures, and the cost of surveys and the preparation of preliminary plans for work undertaken hereunder, including the cost of engineering during construction, shall be upon condition that at least fifty per cent of the cost is covered by contributions from municipalities or other sources except that, in the case of dredging channels for harbor improvements, at least twenty-five per cent of the cost shall be so covered; and provided, further, that projects constructed as authorized in this act shall not be subject to section thirty A of chapter seven of the General Laws.

SECTION 2. 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 three million dollars. All bonds issued by the commonwealth, as aforesaid, shall be designated on their face, Shore Protection and River and Harbor Loan, Act of 1968, 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 ninety-five. *Approved July 16, 1968.*

Chap. 609. AN ACT AUTHORIZING THE CITY OF LOWELL TO BORROW MONEY FOR THE REPAIR AND RECONSTRUCTION OF THE NORTHERN CANAL BRIDGE IN SAID CITY.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of repairing and reconstructing the Northern Canal bridge on School street in the city of Lowell, said city may borrow such sums as may be necessary, such sums not to exceed four hundred thousand dollars; and may issue bonds or notes therefor which shall bear on their face the words, City of Lowell, Northern Canal Bridge Loan, Act of 1968. The foregoing purposes may be carried out in one or more stages which may consist of planning, engineering, 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 ten years from their dates. Indebtedness incurred under this act shall be outside the statutory limit, and shall, except as provided herein, be subject to the provisions of chapter forty-four of the General Laws, exclusive of any limitations contained in the first paragraph of section seven thereof.

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

Approved July 16, 1968.

Chap. 610. AN ACT TO CONFORM THE LAW APPLICABLE TO THE CONSOLIDATION AND MERGER OF TRUST COMPANIES AND THE SALE OR EXCHANGE OF THEIR PROPERTIES TO THE PROVISIONS OF THE BUSINESS CORPORATION LAW.

Be it enacted, etc., as follows:

SECTION 1. Clause (1) of subsection A of section 38 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, in line 4, the words "forty-six B of chapter one hundred and fifty-six" and inserting in place thereof the words: — seventy-eight of chapter one hundred and fifty-six B, — and by striking out, in lines 6 and 7, the words "forty-six E of chapter one hundred and fifty-six" and inserting in place thereof the words: — eighty-five of chapter one hundred and fifty-six B.

SECTION 2. Clause (2) of said subsection A of said section 38 of said chapter 172, as so appearing, is hereby amended by striking out, in lines 2 and 3, the words "forty-two and forty-six of chapter one hundred and fifty-six" and inserting in place thereof the words: — seventy-five and seventy-six of chapter one hundred and fifty-six B.

SECTION 3. Said section 38 of said chapter 172 is hereby amended by striking out subsection C, as so appearing, and inserting in place thereof the following subsection: —

C. For the purposes of either clause (1) or clause (2) of subsection A hereof, the value of the stock of stockholders of a trust company or banking company who have, as provided in section eighty-five or section seventy-six of chapter one hundred and fifty-six B, voted against any action authorized by either of such clauses shall be ascertained in the manner provided in sections eighty-six to ninety-eight, inclusive, of chapter one hundred and fifty-six B.

SECTION 4. Said section 38 of said chapter 172 is hereby further amended by adding the following subsection: —

F. The provisions of section eighty of chapter one hundred and fifty-six B shall apply to consolidations and mergers of trust companies effected under this section provided that, for this purpose, references in said section eighty to said chapter one hundred and fifty-six B shall be deemed to be to this chapter, and references in said section eighty to articles of organization shall be deemed to be to the articles of organization, including any special act of incorporation, as from time to time amended

Approved July 16, 1968.

Chap. 611. AN ACT ESTABLISHING A SCHOLARSHIP AND INTERN PROGRAM IN THE DIVISION OF WATER POLLUTION CONTROL.

Be it enacted, etc., as follows:

Chapter 21 of the General Laws is hereby amended by adding after section 38 the following section: —

Section 38A. There shall be in the division a clean waters scholarship intern program which shall be administered by the director.

The director, subject to appropriation and grants from other sources, may grant scholarships providing for the payment of room, board, tuition and other fees to any person who is eligible to attend an accredited college or university and who enrolls at such college or university in a course of study leading to an engineering degree satisfactory to

the director. In no event shall any student receive such scholarship aid for more than four years.

To be eligible for such scholarship a person shall (1) be a citizen of the United States and a resident of the commonwealth; (2) be a high school graduate or have an equivalent education; (3) have been accepted for admission as a regular student in an accredited college or university approved by the director to pursue a course of instruction satisfactory to the director; (4) contract, with the consent of his parent or legal guardian if he is a minor, with the director or his designated representative, to serve with the division for a period of three years following his graduation, and to serve with the division during the regular periods of summer vacation while attending such college or university except for such vacation periods as the director may establish by regulation; provided, however, that the division shall not be liable to pay wages to said student during said vacation periods.

The director may, subject to available appropriations and grants from other sources, establish within the division a program of graduate study for eligible persons wishing to attend any accredited graduate program at a college or university in order to further the training of personnel for the more efficient administration of sections twenty-six to fifty-three, inclusive.

The scholarship awards or aid granted by the director under this section shall be on a competitive basis.

The director may adopt such rules and regulations as he deems necessary to carry out the programs authorized by this section.

Approved July 16, 1968.

Chap. 612. AN ACT RELATIVE TO THE TIME WITHIN WHICH CERTAIN TORT ACTIONS AGAINST ARCHITECTS, ENGINEERS, BUILDING CONTRACTORS AND OTHERS FOR DAMAGES ARISING OUT OF IMPROVEMENTS TO REAL PROPERTY MAY BE COMMENCED.

Be it enacted, etc., as follows:

Chapter 260 of the General Laws is hereby amended by inserting after section 2A the following section: —

Section 2B. Actions of tort for damages arising out of any deficiency or neglect in the design, planning, construction or general administration of an improvement to real property shall be commenced only within two years next after the cause of action accrues; provided, however, that in no event shall such actions be commenced more than six years after the performance or furnishing of such design, planning, construction or general administration. *Approved July 16, 1968.*

Chap. 613. AN ACT INCREASING THE SALARY OF THE CLERK OF THE MUNICIPAL COURT OF BROOKLINE.

Be it enacted, etc., as follows:

Paragraph (1) of section 79 of chapter 218 of the General Laws is hereby amended in *Class IV* by striking out the line reading "municipal court of Brookline," and in *Class V* by inserting after the line reading "The Boston juvenile court,", as appearing in section 1 of chapter 718 of the acts of 1966, the following line: — municipal court of Brookline,.

Approved July 16, 1968.

Chap. 614. AN ACT ESTABLISHING THE EDUCATIONAL FACILITIES AUTHORITY.

Be it enacted, etc., as follows:

SECTION 1. *Declaration of Policy.*—It is hereby declared that for the benefit of the people of the commonwealth, the increase of their commerce, welfare and prosperity and the improvement of their health and living conditions it is essential that this and future generations of youth be given the fullest opportunity to learn and to develop their intellectual and mental capacities; that it is essential that institutions for higher education within the state be provided with appropriate additional means to assist such youth in achieving the required levels of learning and development of their intellectual and mental capacities; and that it is the purpose of this act to provide a measure of assistance and an alternative method to enable institutions for higher education in the state to provide the facilities and structures which are sorely needed to accomplish the purposes of this act, all to the public benefit and good, to the extent and manner provided herein.

SECTION 2. *Short Title of Act.*—This act may be referred to and cited as the "Educational Facilities Authority Act."

SECTION 3. *Definitions.*—In this act, the following words and terms shall, unless the context otherwise requires, have the following meanings:

(a) "Authority", the Educational Facilities Authority created by section four.

(b) "Project", a structure or structures suitable for use as a dormitory or other housing facility, including housing facilities for student nurses, a dining hall, student union, administration building, academic building, library, laboratory, research facility, classroom, athletic facility, health care facility, and maintenance, storage or utility facility and other structures or facilities related thereto or required or useful for the instruction of students or the conducting of research or the operation of an institution for higher education, including parking and other facilities or structures essential or convenient for the orderly conduct of such institution for higher education, and shall also include landscaping, site preparation, furniture, equipment and machinery and other similar items necessary or convenient for the operation of a particular facility or structure in the manner for which its use is intended but shall not include such items as books, fuel, supplies or other items the costs of which are customarily deemed to result in a current operating charge, and shall not include any facility used or to be used for sectarian instruction or as a place of religious worship nor any facility which is used or to be used primarily in connection with any part of the program of a school or department of divinity for any religious denomination.

(c) "Cost", as applied to a project or any portion thereof financed under the provisions of this act embraces all or any part of the cost of construction, acquisition, alteration, enlargement, reconstruction and remodeling of a project including all lands, structures, real or personal property, rights, rights of way, franchises, easements and interests acquired or used for or in connection with a project, the cost of demolishing or removing any buildings or structures on land so acquired, including the cost of acquiring any lands to which such

buildings or structures may be moved, the cost of all machinery and equipment, financing charges, interest prior to, during and for a period after completion of such construction and acquisition, provisions for reserves for principal and interest and for extensions, enlargements, additions and improvements, the cost of architectural, engineering, financial and legal services, plans, specifications, studies, surveys, estimates of cost and of revenues, administrative expenses, expenses necessary or incident to determining the feasibility or practicability of constructing the project and such other expenses as may be necessary or incident to the construction and acquisition of the project, the financing of such construction and acquisition and the placing of the project in operation.

(d) "Bonds" or "revenue bonds", revenue bonds of the authority issued under the provisions of this act, including revenue refunding bonds, notwithstanding that the same may be secured by mortgage or the full faith and credit of a participating institution for higher education or any other lawfully pledged security of a participating institution for higher education.

(e) "Institution for higher education", a nonprofit educational institution within the commonwealth authorized by law to provide a program of education beyond the high school level.

(f) "Participating institution for higher education", an institution for higher education which, pursuant to the provisions of this act, undertakes the financing and construction or acquisition of a project or undertakes the refunding or refinancing of obligations or of a mortgage or of advances as provided in this act.

SECTION 4. *Educational Facilities Authority.*—(a) There is hereby created a body politic and corporate to be known as the "Educational Facilities Authority", hereinafter in this act called the authority. Said authority is 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 an essential public function. Said authority shall consist of seven members, to be appointed by the governor, who shall be residents of the commonwealth, not more than four of whom shall be members of the same political party. At least one of the members shall be a trustee, director, officer or employee of an institution for higher education, at least one shall be a person having a favorable reputation for skill, knowledge and experience in the field of state and municipal finance, either as a partner, officer or employee of an investment banking firm which originates and purchases state and municipal securities, or as an officer or employee of an insurance company or bank whose duties relate to the purchase of state and municipal securities as an investment and to the management and control of a state and municipal securities portfolio, and at least one shall be a person having a favorable reputation for skill, knowledge and experience in the building construction field. The members of the authority first appointed shall serve for terms expiring on July first in the years nineteen hundred and sixty-nine, nineteen hundred and seventy, nineteen hundred and seventy-one, nineteen hundred and seventy-two, nineteen hundred and seventy-three, nineteen hundred and seventy-four and nineteen hundred and seventy-five, respectively, the term of each such member to be designated by the governor. Upon the expiration of the term of any member his

successor shall be appointed for a term of seven years. The governor shall fill any vacancy for the remainder of the unexpired term. Any member of the authority may be removed by the governor for misfeasance, malfeasance or wilful neglect of duty or other cause after notice and a public hearing unless such notice and hearing shall be expressly waived in writing.

(b) The authority shall annually elect one of its members as chairman and one as vice chairman. It may appoint an executive director and assistant executive director, who shall not be members of the authority, who shall serve at the pleasure of the authority. They shall receive such compensation as shall be fixed by the authority.

(c) The executive director or assistant executive director or other person designated by resolution of the authority shall keep a record of the proceedings of the authority and shall be custodian of all books, documents and papers filed with the authority, the minute book or journal of the authority, and its official seal. Said executive director or assistant executive director or other person may cause copies to be made of all minutes and other records and documents of the authority and may give certificates under the official seal of the authority to the effect that such copies are true copies, and all persons dealing with the authority may rely upon such certificates.

(d) Four members of the authority shall constitute a quorum. The affirmative vote of a majority of all the members of the authority shall be necessary for any action taken by the authority. A vacancy in the membership of the authority shall not impair the right of a quorum to exercise all the rights and perform all the duties of the authority. Any action taken by the authority under the provisions of this act may be authorized by resolution at any regular or special meeting, and each such resolution shall take effect immediately and need not be published or posted.

(e) Before the issuance of any revenue bonds under the provisions of this act, the chairman, vice chairman, executive director and assistant director and any other member of the authority authorized by resolution of the authority to handle funds or sign checks of the authority shall execute a surety bond in the penal sum of fifty thousand dollars. Each such surety bond shall be conditioned upon the faithful performance of the duties of the office of the principal, shall be executed by a surety company authorized to transact business in the commonwealth as surety, shall be approved by the attorney general and shall be filed in the office of the state secretary. The cost of each such bond shall be paid by the authority.

(f) The members of the authority shall receive no compensation for the performance of their duties hereunder but each such member shall be paid his necessary expenses incurred while engaged in the performance of such duties.

(g) Any member, officer, agent or employee of the authority who, directly or indirectly, has any financial interest in any property to be included in, or any contract for property or materials to be furnished or used in connection with, any project of the authority, shall be punished by a fine of not less than fifty dollars nor more than one thousand dollars, or by imprisonment for not more than one month, or both.

Notwithstanding the foregoing provisions of paragraph (8) this section or the provisions of any other law to the contrary, it shall not be or constitute a conflict of interest or violation of the provisions of said paragraph (*g*) or the provisions of any other law for a trustee, director, officer or employee of a participating institution for higher education or for a person having the required favorable reputation for skill, knowledge and experience in state and municipal finance or for a person having the required favorable reputation for skill, knowledge and experience in the building construction field to serve as a member of the authority; provided, in each case to which the provisions hereof are applicable, such trustee, director, officer or employee of such participating institution for higher education abstains from discussion, deliberation, action and vote by the authority in specific respect to any undertaking pursuant to this act in which such participating institution for higher education has an interest, or such person having the required favorable reputation for skill, knowledge and experience in state and municipal finance abstains from discussion, deliberation, action and vote by the authority in specific respect to any sale, purchase or ownership of bonds of the authority in which the investment banking firm or insurance company or bank of which such person is a partner, officer or employee has a past, current or future interest, or such person having the required favorable reputation for skill, knowledge and experience in the building construction field abstains from discussion, deliberation, action and vote by the authority in specific respect to construction or acquisition of any project of the authority in which any partnership, firm, joint venture, sole proprietorship or corporation of which such person is an owner, venturer, participant, partner, officer or employee who has a past, current or future interest.

SECTION 5. *General Grant of Powers.*—The purpose of the authority shall be to assist institutions for higher education in the construction, financing and refinancing of projects, and for this purpose the authority is authorized and empowered:

(a) to adopt 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 maintain an office at such place or places as it may designate;

(d) to sue and be sued in its own name, plead and be impleaded;

(e) to determine the location and character of any project to be financed under the provisions of this act, and to construct, reconstruct, remodel, maintain, manage, enlarge, alter, add to, repair, operate, lease, as lessee or lessor, and regulate the same, to enter into contracts for any or all of such purposes, to enter into contracts for the management and operation of a project, and to designate a participating institution for higher education as its agent to determine the location and character of a project undertaken by such participating institution for higher education under the provisions of this act and as the agent of the authority, to construct, reconstruct, remodel, maintain, manage, enlarge, alter, add to, repair, operate, lease, as lessee or lessor, and regulate the same, and as the agent of the authority, to enter into contracts for any or all of such purposes, including contracts for the management and operation of such project;

(f) to issue bonds, bond anticipation notes and other obligations of the authority for any of its corporate purposes, and to fund or refund the same all as provided in this act;

(g) generally, to fix and revise from time to time and charge and collect rates, rents, fees and charges for the use of and for the services furnished or to be furnished by a project or any portion thereof and to contract with any person, partnership, association or corporation or other body public or private in respect thereof;

(h) to establish rules and regulations for the use of a project or any portion thereof and to designate a participating institution for higher education as its agent to establish rules and regulations for the use of a project undertaken for such participating institution for higher education;

(i) to employ consulting engineers, architects, attorneys, accountants, construction and financial experts, superintendents, managers, and such other employees and agents as may be necessary in its judgment, and to fix their compensation;

(j) to receive and accept from any public agency loans or grants for or in aid of the construction of a project or any portion thereof, and to receive and accept loans, grants, aid or contributions from any source of either money, property, labor or other things of value to be held, used and applied only for the purposes for which such loans, grants, aid and contributions are made;

(k) to mortgage any project and the site thereof for the benefit of the holders of revenue bonds issued to finance such project;

(l) to make loans to any participating institution for higher education for the cost of a project in accordance with an agreement between the authority and the participating institution for higher education; provided that no such loan shall exceed the total cost of the project as determined by the participating institution for higher education and approved by the authority;

(m) to make loans to a participating institution for higher education to refund outstanding obligation, mortgages or advances issued, made or given by such participating institution for higher education for the cost of a project;

(n) to charge to and apportion among participating institutions for higher education its administrative costs and expenses incurred in the exercise of the powers and duties conferred by this act;

(o) to do all things necessary or convenient to carry out the purposes of this act.

SECTION 6. *Source of Payment of Expenses.*—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 authority hereunder beyond the extent to which moneys shall have been provided under the provisions of this act.

SECTION 7. *Acquisition of Property.*—The authority is authorized and empowered directly or by and through a participating institution for higher education, as its agent, to acquire by purchase solely from funds provided under the authority of this act, or by gift or device, such lands, structures, property, real or personal, rights, rights-of-way, franchises, easements and other interests in lands, including lands lying under water and riparian rights, which are located within the

commonwealth as it may deem necessary or convenient for the construction or operation of a project, upon such terms and at such prices as may be considered by it to be reasonable and can be agreed upon between it and the owner thereof, and to take title thereto in the name of the authority or in the name of a participating institution for higher education as its agent.

SECTION 8. *Title to Projects.*—When the principal of and interest on revenue bonds of the authority issued to finance the cost of a particular project or projects at a participating institution for higher education, including any revenue refunding bonds issued to refund and refinance such revenue bonds, have been fully paid and retired or when adequate provision has been made to fully pay and retire the same, and all other conditions of the resolution or trust agreement authorizing and securing the same have been satisfied and the lien of such resolution or trust agreement has been released in accordance with the provisions thereof, the authority shall promptly do such things and execute such deeds and conveyances as are necessary and required to convey title to such project or projects to such participating institution for higher education, free and clear of all liens and encumbrances, all to the extent that title to such project or projects shall not, at the time, then be vested in such participating institution for higher education.

SECTION 9. *Notes of the Authority.*—The authority may from time to time issue negotiable notes for any corporate purpose and may from time to time renew any notes by the issuance of new notes, whether the notes to be renewed have or have not matured. The authority may issue notes partly to renew notes or to discharge other obligations then outstanding and partly for any other purpose. The notes may be authorized, sold, executed and delivered in the same manner as bonds. Any resolution or resolutions authorizing notes of the authority or any issue thereof may contain any provisions which the authority is authorized to include in any resolution or resolutions authorizing revenue bonds of the authority or any issue thereof, and the authority may include in any notes any terms, covenants or conditions which it is authorized to include in any bonds. All such notes shall be payable solely from the revenues of the authority, subject only to any contractual rights of the holders of any of its notes or other obligations then outstanding.

SECTION 10. *Bonds of the Authority.*—(a) The authority may from time to time issue revenue bonds for any corporate purpose and all such revenue bonds, notes, bond anticipation notes or other obligations of the authority issued pursuant to this act shall be and are hereby declared to be negotiable for all purposes notwithstanding their payment from a limited source and without regard to any other law or laws. In anticipation of the sale of such revenue bonds, the authority may issue negotiable bond anticipation notes and may renew the same from time to time, but the maximum maturity of any such note, including renewals thereof, shall not exceed five years from the date of issue of the original note. Such notes shall be paid from any revenues of the authority available therefor and not otherwise pledged, or from the proceeds of sale of the revenue bonds of the authority in anticipation of which they were issued. The notes shall be issued in the same manner as the revenue bonds. Such notes and the

resolution or resolutions authorizing the same may contain any provisions, conditions or limitations which a bond resolution of the authority may contain.

(b) The revenue bonds and notes of every issue shall be payable solely out of revenues of the authority, subject only to any agreements with the holders of particular revenue bonds or notes pledging any particular revenues. Notwithstanding that revenue bonds and notes may be payable from a special fund, they shall be and be deemed to be, for all purposes, negotiable instruments, subject only to the provisions of the revenue bonds and notes for registration.

(c) The revenue bonds may be issued as serial bonds or as term bonds, or the authority, in its discretion, may issue bonds of both types. The revenue bonds shall be authorized by resolution of the members of the authority and shall bear such date or dates, mature at such time or times, not exceeding fifty years from their respective dates, bear interest at such rate or rates, not exceeding six per cent per annum, payable at such time or times, be in such denominations, be in such form, either coupon or registered, carry such registration privileges, be executed in such manner, be payable in lawful money of the United States of America at such place or places, and be subject to such terms of redemption, as such resolution or resolutions may provide. The revenue bonds or notes may be sold at public or private sale for such price or prices as the authority shall determine, but which shall not at the time of sale yield more than six per cent per annum computed according to standard tables of bond values. Pending preparation of the definitive bonds, the authority may issue interim receipts or certificates which shall be exchanged for such definite bonds.

(d) Any resolution or resolutions authorizing any revenue bonds or any issue of revenue bonds may contain provisions, which shall be a part of the contract with the holders of the revenue bonds to be authorized, as to:

(1) pledging all or any part of the revenues of a project or projects, any revenue producing contract or contracts made by the authority with any individual, partnership, corporation or association or other body, public or private, to secure the payment of the revenue bonds or of any particular issue of revenue bonds, subject to such agreements with bondholders as may then exist; (2) the rentals, fees and other charges to be charged, and the amounts to be raised in each year thereby, and the use and disposition of the revenues; (3) the setting aside of reserves or sinking funds, and the regulation and disposition thereof; (4) limitations on the right of the authority or its agent to restrict and regulate the use of the project; (5) limitations on the purpose to which the proceeds of sale of any issue of revenue bonds then or thereafter to be issued may be applied and pledging such proceeds to secure the payment of the revenue bonds or any issue of the revenue bonds; (6) limitations on the issuance of additional bonds, the terms upon which additional bonds may be issued and secured and the refunding of outstanding bonds; (7) the procedure, if any, by which the terms of any contract with bondholders may be amended or abrogated, the amount of bonds the holders of which must consent thereto, and the manner in which such consent may be given; (8) limitations on the amount of moneys derived from the project to

be expended for operating, administrative or other expenses of the authority; (9) defining the acts or omissions to act which shall constitute a default in the duties of the authority to holders of its obligations and providing the rights and remedies of such holders in the event of a default; and (10) the mortgaging of a project and the site thereof for the purpose of securing the bondholders.

(e) Neither the members of the authority nor any person executing the revenue bonds or notes shall be liable personally on the revenue bonds or notes or be subject to any personal liability or accountability by reason of the issuance thereof.

(f) The authority shall have power out of any funds available therefor to purchase its bonds or notes. The authority may hold, pledge, cancel or resell such bonds, subject to and in accordance with agreements with bondholders.

SECTION 11. *Trust Agreement.*—In the discretion of the authority any revenue bonds issued under the provisions of this act may be secured by a trust agreement by and between the authority and a corporate trustee or trustees, which may be any trust company or bank having the powers of a trust company within the commonwealth. Such trust agreement or the resolution providing for the issuance of such revenue bonds may pledge or assign the revenues to be received or proceeds of any contract or contracts pledged and may convey or mortgage the project or any portion thereof. Such trust agreement or resolution providing for the issuance of such revenue bonds 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 particularly such provisions as have hereinabove been specifically authorized to be included in any resolution or resolutions of the authority authorizing revenue bonds thereof. Any bank or trust company incorporated under the laws of the commonwealth which may act as depository of the proceeds of bonds or of revenues or other moneys may furnish such indemnifying bonds or pledge such securities as may be required by the authority. Any such trust agreement may set forth the rights and remedies of the bondholders and of the trustee or trustees, and may restrict the individual right of action by bondholders. In addition to the foregoing, any such trust agreement or resolution may contain such other provisions as the authority may deem reasonable and proper for the security of the bondholders. All expenses incurred in carrying out the provisions of such trust agreement or resolution may be treated as a part of the cost of the operation of a project.

SECTION 12. *Credit of Commonwealth not Pledged.*—Revenue bonds issued under the provisions of this act shall not be deemed to constitute a debt or liability 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 the funds herein provided therefor from revenues. All such revenue bonds shall contain on the face thereof a statement to the effect that neither the commonwealth of Massachusetts nor the authority shall be obligated to pay the same or the interest thereon except from revenues of the project or projects or the portion thereof for which they are issued and that neither the faith and credit nor the taxing power of the commonwealth of Massachusetts or of any

political subdivision thereof is pledged to the payment of the principal of or the interest on such bonds. The issuance of revenue bonds under the provisions of this act shall not directly or indirectly or contingently obligate the commonwealth or any political subdivision thereof to levy or to pledge any form of taxation whatever therefor or to make any appropriation for their payment.

SECTION 13. *Revenues.*—The authority may fix, revise, charge and collect rates, rents, fees and charges for the use of and for the services furnished or to be furnished by each project and to contract with any person, partnership, association or corporation, or other body, public or private, in respect thereof. Such rates, rents, fees and charges shall be fixed and adjusted in respect of the aggregate of rates, rents, fees and charges from such project so as to provide funds sufficient with other revenues, if any, (1) to pay the cost of maintaining, repairing and operating the project and each and every portion thereof, to the extent that the payment of such cost has not otherwise been adequately provided for, (2) to pay the principal of and the interest on outstanding revenue bonds of the authority issued in respect of such project as the same shall become due and payable and (3) to create and maintain reserves required or provided for in any resolution authorizing, or trust agreement securing, such revenue bonds of the authority. Such rates, rents, fees and charges shall not be subject to supervision or regulation by any department, commission, board, body, bureau or agency of this commonwealth other than the authority. A sufficient amount of the revenues derived in respect of a project, except such part of such revenues as may be necessary to pay the cost of maintenance, repair and operation and to provide reserves and for renewals, replacements, extensions, enlargements and improvements as may be provided for in the resolution authorizing the issuance of any revenue bonds of the authority or in the trust agreement securing the same, shall be set aside at such regular intervals as may be provided in such resolution or trust agreement in a sinking or other similar fund which is hereby pledged to, and charged with, the payment of the principal of and the interest on such revenue bonds as the same shall become due, and the redemption price or the purchase price of bonds retired by call or purchase as therein provided. Such pledge shall be valid and binding from the time when the pledge is made; the rates, rents, fees and charges and other revenues or other moneys so pledged and thereafter received by the authority shall immediately be subject to the lien of such pledge without any physical delivery thereof or further act, and the lien of any such pledge shall be valid and binding as against all parties having claims of any kind in tort, contract or otherwise against the authority, irrespective of whether such parties have notice thereof. Neither the resolution nor any trust agreement by which a pledge is created need be filed or recorded except in the records of the authority. The use and disposition of moneys to the credit of such sinking or other similar fund shall be subject to the provisions of the resolution authorizing the issuance of such bonds or of such trust agreement. Except as may otherwise be provided in such resolution or such trust agreement, such sinking or other similar fund shall be a fund for all such revenue bonds issued to finance a project or projects

at one or more participating institutions for higher education without distinction or priority of one over another; provided the authority in any such resolution or trust agreement may provide that such sinking or other similar fund shall be the fund for a particular project at an institution for higher education and for the revenue bonds issued to finance a particular project and may, additionally, permit and provide for the issuance of revenue bonds having a subordinate lien in respect of the security herein authorized to other revenue bonds of the authority and, in such case, the authority may create separate or other similar funds in respect of such subordinate lien bonds.

SECTION 14. *Trust Funds.*—All moneys received pursuant to the authority of this act, whether as proceeds from the sale of bonds or as revenues, shall be deemed to be trust funds to be held and applied solely as provided in this act. Any officer with whom, or any bank or trust company with which, such moneys shall be deposited shall act as trustee of such moneys and shall hold and apply the same for the purposes hereof, subject to such regulations as this act and the resolution authorizing the bonds of any issue or the trust agreement securing such bonds may provide.

SECTION 15. *Remedies.*—Any holder of revenue bonds issued under the provisions of this act or any of the coupons appertaining thereto, and the trustee or trustees under any trust agreement, except to the extent the rights herein given may be restricted by any resolution authorizing the issuance of, or any such trust agreement securing, such bonds, may, either at law or in equity, by suit, action, mandamus or other proceedings, protect and enforce any and all rights under the laws of the commonwealth or granted hereunder or under such resolution or trust agreement, and may enforce and compel the performance of all duties required by this act or by such resolution or trust agreement to be performed by the authority or by any officer, employee or agent thereof, including the fixing, charging and collecting of the rates, rents, fees and charges herein authorized and required by the provisions of such resolution or trust agreement to be fixed, established and collected.

SECTION 16. *Exemption from Taxation.*—The exercise of the powers granted by this act will be in all respects for the benefit of the people of this commonwealth, for the increase of their commerce, welfare and prosperity, and for the improvement of their health and living conditions, and as the operation and maintenance of a project by the authority or its agent will constitute the performance of an essential public function, neither the authority nor its agent shall be required to pay any taxes or assessments upon or in respect of a project or any property acquired or used by the authority or its agent under the provisions of this act or upon the income therefrom, and any bonds issued under the provisions of this act, their transfer and the income therefrom, including any profit made on the sale thereof, shall at all times be free from taxation of every kind by the commonwealth and by the municipalities and other political subdivisions in the commonwealth.

SECTION 17. *Revenue Refunding Bonds.*—(a) The authority is hereby authorized to provide for the issuance of revenue bonds of the authority for the purpose of refunding any revenue bonds of the

authority then outstanding, including the payment of any redemption premium thereon and any interest accrued or to accrue to the earliest or any subsequent date of redemption, purchase or maturity of such revenue bonds, and, if deemed advisable by the authority, for the additional purpose of paying all or any part of the cost of constructing and acquiring additions, improvements, extensions or enlargements of a project or any portion thereof.

(b) The proceeds of any such revenue bonds issued for the purpose of refunding outstanding revenue bonds may, in the discretion of the authority, be applied to the purchase or retirement at maturity or redemption of such outstanding revenue bonds either on their earliest or any subsequent redemption date or upon the purchase or at the maturity thereof and may, pending such application, be placed in escrow to be applied to such purchase or retirement at maturity or redemption on such date as may be determined by the authority.

(c) Any such escrowed proceeds, pending such use, may be invested and reinvested in direct obligations of the United States of America, or in certificates of deposit or time deposits secured by direct obligations of the United States of America, maturing at such time or times as shall be appropriate to assure the prompt payment, as to principal, interest and redemption premium, if any, of the outstanding revenue bonds to be so refunded. The interest, income and profits, if any, earned or realized on any such investment may also be applied to the payment of the outstanding revenue bonds to be so refunded. After the terms of the escrow have been fully satisfied and carried out, any balance of such proceeds and interest, income and profits, if any, earned or realized on the investments thereof may be returned to the authority for use by it in any lawful manner.

(d) The portion of the proceeds of any such revenue bonds issued for the additional purpose of paying all or any part of the cost of constructing and acquiring additions, improvements, extensions or enlargements of a project may be invested and reinvested in direct obligations of the United States of America, or in certificates of deposit or time deposits secured by direct obligations of the United States of America, maturing not later than the time or times when such proceeds will be needed for the purpose of paying all or any part of such cost. The interest, income and profits, if any, earned or realized on such investment may be applied to the payment of all or any part of such cost or may be used by the authority in any lawful manner.

(e) All such revenue bonds shall be subject to the provisions of this act in the same manner and to the same extent as other revenue bonds issued pursuant to this act.

SECTION 18. *Bonds Eligible for Investment.*—Bonds issued by authority 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, banking associations, investment companies, executors, administrators, trustees and other fiduciaries may properly and legally invest funds, including capital in their control or belonging to them. Such bonds are hereby made securities which may properly and legally be deposited with and received by any commonwealth or municipal officer or any agency or political subdivision of the com-

monwealth for any purpose for which the deposit of bonds or obligations of the commonwealth is now or may hereafter be authorized by law.

SECTION 19. *Annual Report.*—The authority shall keep an accurate account of all its activities and of all its receipts and expenditures and shall annually in the month of January make a report thereof to its members, to the governor and to the state auditor, such reports to be in a form prescribed by the members, with the written approval of said auditor. The members or said auditor may investigate the affairs of the authority, may severally examine the properties and records of the authority, and may prescribe methods of accounting and the rendering of periodical reports in relation to projects undertaken by the authority.

SECTION 20. *Miscellaneous.*—The authority may take such action as it deems appropriate to enable its employees to come within the provisions and obtain the benefits of the federal social security act. If the employees of the authority shall come within the provisions of said social security act, their employment shall be included in the term "employment" as used in sections one to seven, inclusive, of chapter one hundred and fifty-one A of the general laws.

Sections twenty-six to twenty-nine, inclusive, and sections forty-four A to forty-four L, inclusive, of chapter one hundred and forty-nine and sections thirty-nine F to thirty-nine M, inclusive, of chapter thirty shall apply to the authority to the same extent and in the same manner as they are applicable to the commonwealth.

SECTION 21. *Additional and Alternative Method.*—The foregoing sections of this act shall be deemed to provide a complete, additional and alternative method for the doing of the things authorized thereby and shall be regarded as supplemental and additional to powers conferred by other laws; provided the issuance of revenue bonds and revenue refunding bonds under the provisions of this act need not comply with the requirements of any other law applicable to the issuance of bonds including, particularly, chapter one hundred and six of the general laws. Except as otherwise expressly provided in this act, none of the powers granted to the authority under the provisions of this act shall be subject to the supervision or regulation or require the approval or consent of any municipality or political subdivision or any department, division, commission, board, body, bureau, official or agency thereof or of the commonwealth.

SECTION 22. *Act Liberally Construed.*—This act, being necessary for the welfare of the commonwealth and its inhabitants, shall be liberally construed to effect the purposes hereof.

SECTION 23. *This Act Controlling.*—To the extent that the provisions of this act are inconsistent with the provisions of any general statute or special act or parts thereof, the provisions of this act shall be deemed controlling. *Approved July 16, 1968.*

Chap. 615. AN ACT PROVIDING THAT THE DEPARTMENT OF PUBLIC WORKS RELOCATE THE MONUMENT AT THE SITE OF THE MYLES GARRISON HOUSE, SO CALLED, IN THE TOWN OF SWANSEA.

Be it enacted, etc., as follows:

SECTION 1. The department of public works is hereby authorized and directed to relocate the monument maintained by it at the site of the Myles Garrison House, so called, in the town of Swansea to a suitable location selected by said town.

SECTION 2. The town of Swansea is hereby authorized to accept said monument from the commonwealth for relocation on such a site.

SECTION 3. Chapter one hundred and twenty-six of the acts of nineteen hundred and thirty-four is hereby repealed.

Approved July 16, 1968.

Chap. 616. AN ACT AUTHORIZING THE COMMISSIONER OF CORRECTION TO TRANSFER AND CONVEY CERTAIN LAND TO THE TOWN OF SHERBORN.

Be it enacted, etc., as follows:

The commissioner of correction, acting for and on behalf of the commonwealth, is hereby authorized to transfer and convey to the town of Sherborn to be used for conservation purposes for a consideration of one dollar, by a deed approved as to form by the attorney general, all the right, title and interest of the commonwealth in and to the following parcels of land of the commonwealth located in said town, which land is under the control of the Massachusetts Correctional Institution, Framingham, and shown on a plan entitled "Massachusetts Department of Correction, Framingham, Mass., Massachusetts Correctional Institution Framingham, Land Survey, Scale 1 inch = 300 feet, Moriece and Gary, Inc., Site Planners, Cambridge, Mass., September, 1963".

Parcel 1: Located on the easterly side of Perry Street and the westerly side of Prospect Street, as appearing on said plan, and described thereon as "17.5± acres, Johnson, 1894".

Parcel 2: Located on the westerly side of Perry Street and the northerly side of Brush Hill Road, as appearing on said plan, and described thereon as "36.5± acres Johnson, 1894".

Parcel 3: Located on the southerly side of Brush Hill Road, as appearing on said plan, and described thereon as 39 ± acres, Johnson, 1894; provided, however, that all land presently being used for cemetery purposes by said Institution in parcels 1 and 2 shall be retained by the commonwealth and shall not be conveyed to the Town of Sherborn.

Approved July 16, 1968.

Chap. 617. AN ACT REQUIRING SCHOOL DEPARTMENTS OF CITIES AND TOWNS TO PAY THE COST OF TRANSPORTING MENTALLY RETARDED PERSONS TO DAY PROGRAMS FOR EDUCATION, HABILITATION OR CARE OPERATED BY THE DEPARTMENT OF MENTAL HEALTH AND PROVIDING THAT THE STATE REIMBURSE CITIES AND TOWNS FOR SAID COSTS.

Be it enacted, etc., as follows:

SECTION 1. Section 29B of chapter 69 of the General Laws is hereby amended by striking out the last sentence, added by section 1 of chapter

874 of the acts of 1967, and inserting in place thereof the following sentence: — The department shall reimburse a city or town in which resides a child who attends a clinical nursery school established under section thirteen B of chapter one hundred and twenty-three or a child who, because of insufficient class room space in a community clinical nursery school, attends a clinical nursery school, day care center or other institution for the care, education or treatment of retarded children conducted by an accredited school or college within the commonwealth, as provided in said section thirteen B, or a retarded person who attends an educational, habilitational or day care program or facility of the department of mental health, as provided under section thirteen C of said chapter one hundred and twenty-three, by paying to it one half the cost of the transportation of each such child and the full cost of each such adult to and from such educational, habilitational or day care program or facility, as the case may be, on each day it is in session.

SECTION 2. Chapter 123 of the General Laws is hereby amended by striking out section 13C, inserted by section 3 of said chapter 874 and inserting in place thereof the following section: —

Section 13C. Whenever a mentally retarded person qualifies for attendance at an educational, habilitational or day care program or facility of the department of mental health, the department shall notify the school department of the city or town in which the person resides of his admission thereto. Following such notification, the school department shall pay the cost of transporting the person to and from such facility on such days as it is in session, and said school department shall be reimbursed as provided in section twenty-nine B of chapter sixty-nine.

Approved July 16, 1968.

Chap. 618. AN ACT PROVIDING THAT THE COMMONWEALTH REIMBURSE CERTAIN CITIES, TOWNS AND DISTRICTS FOR SIXTY-FIVE PER CENT OF THE APPROVED CONSTRUCTION COSTS OF SCHOOLS FOR THE DEAF.

Be it enacted, etc., as follows:

Chapter 69 of the General Laws is hereby amended by inserting after section 28A the following section:—

Section 28B. Any city, town or regional school district in which an application for a grant for the construction of a school for the deaf or an addition to an existing school for the deaf is approved by the board of education shall receive a construction grant equal to sixty-five per cent of the approved cost of construction, notwithstanding any provision of chapter six hundred and forty-five of the acts of nineteen hundred and forty-eight, as amended, to the contrary.

Approved July 16, 1968.

Chap. 619. AN ACT AUTHORIZING THE LICENSING BOARD FOR THE CITY OF NEW BEDFORD TO ISSUE A LICENSE FOR THE SALE OF ALCOHOLIC BEVERAGES TO BE EXERCISED ONLY ON THE PREMISES OF THE NEW BEDFORD AIRPORT.

Be it enacted, etc. as follows:

SECTION 1. Notwithstanding any limitation on the number of alcoholic beverage licenses which may be issued in the city of New Bedford 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 said city may issue a license for the sale of alcoholic beverages under section twelve of said chapter one hundred and thirty-eight, to be exercised solely in the restaurant located on that part of the airport located in the city of New Bedford and under the control of the New Bedford airport commission; provided, however, that such license shall not be transferable from said airport.

SECTION 2. This act shall take effect upon its acceptance by the city council of the city of New Bedford with the approval of the mayor and the airport commission of said city. *Approved July 16, 1968.*

Chap. 620. AN ACT AUTHORIZING THE MASSACHUSETTS BAY TRANSPORTATION AUTHORITY TO SELL AND CONVEY CERTAIN LAND TO NEW ENGLAND CASKET CO., INC.

Be it enacted, etc., as follows:

Notwithstanding the provisions of section five of chapter one hundred and sixty-one A of the General Laws to the contrary, the Massachusetts Bay Transportation Authority is hereby authorized to sell and convey at the fair market value, after obtaining appraisals from two qualified and disinterested appraisers to be appointed by the Authority, to the New England Casket Co., Inc. a certain parcel of land in the East Boston district of the city of Boston owned by the Authority and consisting of eighteen hundred and fifty square feet, upon which a building owned by said New England Casket Co., Inc. encroaches.

Approved July 16, 1968.

Chap. 621. AN ACT AUTHORIZING CITIES AND TOWNS TO CONTRACT FOR THE RENTAL OR LEASE OF DATA PROCESSING EQUIPMENT FOR PERIODS NOT EXCEEDING FIVE YEARS.

Be it enacted, etc., as follows:

Section 4 of chapter 40 of the General Laws is hereby amended by adding the following paragraph: —

For the rental or lease of data processing equipment. Contracts for such equipment may be made for periods not exceeding five years.

Approved July 16, 1968.

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, July 16, 1968.

The Honorable JOHN F. X. DAVOREN, *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 621 of the Acts of 1968, entitled "An Act authorizing cities and towns to contract for the rental or lease of data processing equipment for periods not exceeding five years." and the enactment of which received my approval on July 16, 1968, should take effect forthwith.

Postponement of the operation of this act would tend to defeat its purpose which is to allow cities and towns to enter into contracts for lease or rental of data equipment. It appears that several municipalities are involved in the possibility of entering into contracts for this equipment.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, July 17, 1968.

I, John F. X. Davoren, 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 twenty-one of the acts of nineteen hundred and sixty-eight.

JOHN F. X. DAVOREN,
Secretary of the Commonwealth.

Chap. 622. AN ACT PERMITTING THE SCHOOL COMMITTEE OF A CITY OR TOWN TO RECEIVE FUNDS FROM THE COMMONWEALTH OR FROM CERTAIN FOUNDATIONS OR INSTITUTIONS FOR THE PURPOSE OF RELIEVING RACIAL IMBALANCE AND EXPENDING SAID FUNDS WITHOUT FURTHER APPROPRIATIONS.

Be it enacted, etc., as follows:

SECTION 1. Section 12A of chapter 76 of the General Laws, inserted by chapter 506 of the acts of 1966, is hereby amended by adding the following paragraph: —

Any amounts received by the school committee of any town from the federal government, from the commonwealth or from a charitable foundation or private institution for the purposes of this section 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.

SECTION 2. Section 12B of said chapter 76, as so inserted, is hereby amended by striking out the second paragraph and inserting in place thereof the following paragraph: —

The commonwealth and the school committee of any town may accept funds from the federal government for the purposes of this section. Any amounts received by the school committee of any town from the federal government, from the commonwealth or from a charitable foundation or private institution 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.

Approved July 16, 1968.

Chap. 623. AN ACT PROVIDING FOR THE PAYMENT FROM THE HIGHWAY FUND INSTEAD OF FROM THE METROPOLITAN DISTRICT COMMISSION PARKS FUND OF THE AMOUNT TO BE PAID FOR THE CONSTRUCTION OF A PARKING LOT IN THE CITY OF REVERE AND THE TAKING OF LAND BY EMINENT DOMAIN.

Be it enacted, etc., as follows:

SECTION 1. Item 9027–01 in section 2 of chapter 517 of the acts of 1961 is hereby amended by striking out, in lines 4 to 6, inclusive, the words "including the project authorized by chapter five hundred and fifteen of the acts of nineteen hundred and sixty".

SECTION 2. Section 4 of chapter 822 of the acts of 1963 is hereby amended by inserting after the word "forty-eight", in line 6, the words: — and for the project authorized by chapter five hundred and fifteen of the acts of nineteen hundred and sixty.

Approved July 16, 1968.

Chap. 624. AN ACT PERMITTING THE COMMISSIONER OF CORRECTION TO TRANSFER PRISONERS SENTENCED TO STATE PRISON TO THE CUSTODY OF SUITABLE AND APPROPRIATE INSTITUTIONS MAINTAINED AND SUPERVISED BY THE FEDERAL GOVERNMENT WITHIN THE CONFINES OF CONTINENTAL UNITED STATES.

Be it enacted, etc., as follows:

Chapter 127 of the General Laws is hereby amended by inserting after section 97 the following section: —

Section 97A. The commissioner may, with the approval of the appropriate officials of the federal government, transfer any prisoner sentenced to state prison to any available or appropriate correctional institution maintained and supervised by the federal government within the confines of continental United States. The commissioner may, subject to the approval of the governor, enter into reciprocal agreements, contracts or other mutual plans to accomplish such transfers.

Prisoners so removed shall be subject to the terms of their original sentences to the state prison and to the provisions of law governing discharge and parole from the correctional institutions of the commonwealth.

Approved July 16, 1968.

Chap. 625. AN ACT REDUCING THE DISQUALIFICATION PERIOD UNDER THE EMPLOYMENT SECURITY LAW.

Be it enacted, etc., as follows:

Subsection (c) of section 25 of chapter 151A of the General Laws is hereby amended by striking out the first paragraph, as appearing in section 1 of chapter 685 of the acts of 1941, and inserting in place thereof the following paragraph: —

Any week in which an otherwise eligible individual fails, without good cause, to apply for suitable employment whenever notified so to do by the employment office, or to accept suitable employment whenever offered to him, and for the next three consecutive weeks in addition to the waiting period provided in section twenty-three, and the duration of

benefits for unemployment to which the employee would otherwise have been entitled may thereupon be reduced for so many weeks, not exceeding three, as the director shall determine from the circumstances of each case. *Approved July 16, 1968.*

Chap. 626. AN ACT TO FURTHER CONTROL THE BURNING AND TOWING OF RUBBISH IN BOSTON HARBOR.

Be it enacted, etc., as follows:

Section 52 of chapter 91 of the General Laws is hereby amended by adding the following paragraph: —

This section shall apply also to the burning of rubbish and other material upon any of the waters within the jurisdiction of the department. Reasonable rules and regulations to control towing and burning rubbish or other debris within harbor lines and upon adjacent waters may be adopted by the department, in accordance with chapter thirty A. *Approved July 16, 1968.*

Chap. 627. AN ACT AUTHORIZING THE TRANSFER OF CERTAIN PRISONERS BY THE COMMISSIONER OF CORRECTION EXCEPT ONE SERVING A LIFE SENTENCE.

Be it enacted, etc., as follows:

Chapter 127 of the General Laws is hereby amended by striking out section 97, as most recently amended by chapter 634 of the acts of 1958, and inserting in place thereof the following section: —

Section 97. The commissioner may transfer any sentenced prisoner from one correctional institution of the commonwealth to another, and with the approval of the sheriff of the county from any such institution except a prisoner serving a life sentence to any jail or house of correction, or a sentenced prisoner from any jail or house of correction to any such institution except the state prison, or from any jail or house of correction to any other jail or house of correction. Prisoners so removed shall be subject to the terms of their original sentences and to the provisions of law governing parole from the correctional institutions of the commonwealth. *Approved July 16, 1968.*

Chap. 628. AN ACT AUTHORIZING THE DEPARTMENT OF AGRICULTURE TO OFFER PRIZES IN CONNECTION WITH CERTAIN YOUTH PROGRAMS.

Be it enacted, etc., as follows:

SECTION 1. Paragraph (*f*) of section 2 of chapter 128 of the General Laws, as most recently amended by chapter 558 of the acts of 1962, is hereby further amended by inserting after the first sentence the following sentence: — The department may also offer prizes for, and in aid of, such agriculturally related youth programs as the commissioner may deem approved.

SECTION 2. Section 15 of chapter 128A of the General Laws, as most recently amended by section 2 of chapter 97 of the acts of 1968, is hereby further amended by adding after the word "Fund", in line 7, the following words: — , and shall be used in carrying out the provisions of paragraphs (*b*) and (*f*) of section two of chapter one hundred and twenty-eight. *Approved July 16, 1968.*

Chap. 629. AN ACT PROVIDING FOR THE APPOINTMENT OF AN ASSISTANT SUPERVISOR OF PROBATION IN THE SUPERIOR COURT.

Be it enacted, etc., as follows:

The first paragraph of section 83 of chapter 276 of the General Laws is hereby amended by striking out the third, fourth and fifth sentences, as appearing in section 13 of chapter 731 of the acts of 1956, and inserting in place thereof the following three sentences: — The superior court shall designate one probation officer as supervisor of probation and one probation officer as assistant supervisor of probation for said court. In the municipal court of the city of Boston the chief justice of said court, subject to the approval of the associate justices thereof, may designate such probation officers of said court as follows: — chief probation officer, first assistant chief probation officer, second assistant chief probation officer, two deputy probation officers and probation officer. The phrase "probation officer" as used in this section shall, unless the context otherwise requires, be construed to include chief probation officer, assistant chief probation officer, supervisor of probation, assistant supervisor of probation, first assistant chief probation officer, second assistant chief probation officer and deputy probation officer.

Approved July 16, 1968.

Chap. 630. AN ACT AUTHORIZING THE CITY OF WOBURN TO PAY CERTAIN PERSONS FOR THE TAKING OF THEIR LAND AS A MORAL OBLIGATION OF SAID CITY.

Be it enacted, etc., as follows:

SECTION 1. In order to discharge a moral obligation, the city of Woburn is hereby authorized to pay the following sums to the following persons, their heirs or assigns as compensation for the taking of land by said city by eminent domain, damages for which cannot be recovered because action was not brought within the time fixed by law: Vincent F. Blake, nine hundred and fifty-nine dollars; Henry F. and Flora Blake, fifteen hundred dollars; Carmine and Immacolata Rapuand, three hundred dollars; The Colony Corporation, fifteen hundred and forty-five dollars; Susan Louise Murphy, nine hundred dollars; Elmer and Louise M. B. Waters, fifteen hundred dollars.

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

Approved July 16, 1968.

Chap. 631. AN ACT RELATIVE TO THE SALARY OF THE INCUMBENTS OF THE OFFICE OF THE CLERK OF THE DISTRICT COURT OF SOUTHERN ESSEX AND THE SIXTH ASSISTANT CLERK OF THE THIRD DISTRICT COURT OF EASTERN MIDDLESEX.

Be it enacted, etc., as follows:

Notwithstanding any provision of law to the contrary, service as members of the general court shall be credited to the incumbents of the office of the clerk of the district court of southern Essex and the sixth assistant clerk of the third district court of eastern Middlesex in determining the step-in-range of said incumbents.

Approved July 16, 1968.

Chap. 632. AN ACT REQUIRING ABSENTEE VOTING AT SPECIAL AND REGULAR MUNICIPAL AND STATE ELECTIONS IN THE COMMONWEALTH.

Be it enacted, etc., as follows:

SECTION 1. Section 86 of chapter 54 of the General Laws, as most recently amended by section 1 of chapter 213 of the acts of 1961, is hereby further amended by inserting after the word "of", in line 2, the words: — a special state election or.

SECTION 2. Section 103A of said chapter 54 is hereby amended by striking out the first paragraph, as most recently amended by section 2 of chapter 477 of the acts of 1948, and inserting in place thereof the following paragraph: —

Sections eighty-six to one hundred and three, inclusive, of this chapter and sections twenty-one and twenty-seven of chapter fifty-six shall, so far as applicable, apply to special and regular city elections, and to special and regular town elections in any town. All the rights, powers, duties and obligations conferred and imposed upon the state secretary by said sections shall, with respect to said city and town elections, be exercised and performed by the clerk of such city or town, and, in construing said sections for the purposes of this section, any reference to state elections shall be considered as referring to said city or town elections in such city or town. *Approved July 16, 1968.*

Chap. 633. AN ACT PROVIDING THAT SCHOOL COMMITTEES SHALL NOT DESIGNATE ATTORNEYS AS COLLECTIVE BARGAINING REPRESENTATIVES UNLESS SO AUTHORIZED BY THE CITY COUNCIL OR THE TOWN MEETING.

Be it enacted, etc., as follows:

The first paragraph of section 178I of chapter 149 of the General Laws is hereby amended by striking out the third sentence, as appearing in section 2 of chapter 763 of the acts of 1965, and inserting in place thereof the following sentence: — In such bargaining with an employee organization for school employees, the municipal employer shall be represented by the school committee or its designated representative or representatives; provided, however, that the school committee shall not designate an attorney as its representative unless it is so authorized by vote of the city council, in the case of a city, or of the town meeting, in the case of a town. Such attorney shall not be subject to the provisions of section nine A of chapter thirty or the provisions of chapter thirty-one. *Approved July 16, 1968.*

Chap. 634. AN ACT AUTHORIZING THE WATER RESOURCES COMMISSION TO CONSTRUCT RESERVOIRS AND OTHER WORKS OF IMPROVEMENT FOR FLOOD PREVENTION, LOW FLOW REGULATION, RECREATION, AND RELATED PURPOSES IN THE WATERSHED OF THE WEST BRANCH OF THE WESTFIELD RIVER.

Be it enacted, etc., as follows:

SECTION 1. The water resources commission is hereby authorized to enter into watershed work plan agreements and project agreements with the United States department of agriculture for the construction of certain works of improvement including water retention structures in the

watershed area of the West Branch of the Westfield River in the counties of Berkshire, Hampden and Hampshire for the purpose of flood prevention, low flow regulation, recreation, and related purposes, including water storage, stream bank stabilization, channel modification and water resource utilization, in accordance with the Watershed Protection and Flood Prevention Act, and with a watershed work plan. Said agreements shall set forth the federal share of the cost of 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 act.

SECTION 2. When said commission and the department of agriculture have entered into a project agreement for works of improvement authorized by section one, the commission shall be the contracting authority for the construction of such works.

Said commission, acting for and in behalf of the commonwealth, may acquire by gift, purchase, or otherwise, any land, water rights, rights-of-way or other easements, public or private, necessary to carry out the purposes of this act. Public access shall be provided to any reservoir area constructed under this act. Said commission may, with the approval of the department of natural resources, utilize the land under the control of said department for such works. Upon the occurrence of unforeseen conditions or excessive costs from land takings or otherwise at any of the sites designated in said work plan, the commission may, with the approval of the department of agriculture, relocate any reservoir site or other works contemplated by said work plan to another site within the watershed area referred to in section one, in order to carry out the purposes of this act more effectively and economically. The commission may, in its discretion and when it appears to be necessary, advantageous, or in the best interest of the commonwealth, in lieu of the taking or acquisition of land, expend out of the funds appropriated under section five for expenditure by the commission such sums as may be required to carry out or expedite the purposes of this act for the construction of works not included in the costs reimbursable by the federal government under said watershed protection and flood prevention act, and determined by the commission to be necessary to carry out the commonwealth's share of the project, including but not limited to the construction of dikes or other water retardation works, changes in private property grades, highway locations and grades, the location or relocation of culverts, water and sewer pipes, utility poles and lines, conduits or other fixtures, pipe lines, wells, septic tanks, cesspools or similar works, whether privately or publicly owned. The commission shall operate, maintain and administer all such lands, waters and works of improvement or it may transfer the same to the department.

SECTION 3. The commission and the division of water resources, through their duly authorized agents, without being liable for trespass, shall have the right to enter upon any lands for the purpose of making surveys, test pits and borings, and the commission may take or otherwise acquire the right temporarily to occupy lands necessary for the construction of any works or for any other purposes authorized by this act.

SECTION 4. The department of natural resources, acting for and in behalf of the commonwealth, may acquire by gift, purchase, eminent domain or otherwise, land, water rights, rights-of-way or other ease-

ments, public or private, appropriate for public outdoor recreation in conjunction with the lands acquired and the works constructed by the commission under this act and may accept transfers of land and works from the commission. The department of natural resources under the provisions of chapter one hundred and thirty-two A of the General Laws shall plan, develop, improve and construct recreation facilities upon, operate, administer and maintain such lands, waters and facilities. The commission shall advise the department on the operation of all water retention structures. The cost of the operation, administration and maintenance of such lands, waters, works and facilities shall be charged to the State Recreation Areas Fund established under chapter one hundred and thirty-two A of the General Laws. The department may apply for and accept any federal funds available for assistance for the purposes of this section.

SECTION 5. The commission is hereby authorized and directed to expend a sum not to exceed three million nine hundred seventy thousand dollars for the acquisition of lands and waters and the construction of works of improvement and related costs authorized by sections one and two of this act, provided, however, that the commonwealth's non-reimbursable share of the cost of said acquisition and construction shall not exceed one million three hundred thousand dollars.

The department of natural resources is hereby authorized and directed to expend a sum not exceeding one million seven hundred thousand dollars for the acquisition, planning, development and improvement of outdoor recreation areas and facilities authorized by section four of this act.

SECTION 6. To provide funds for payment of the commonwealth's share of the cost of the project authorized in 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 one million three hundred thousand dollars. All bonds issued by the commonwealth, as aforesaid, shall be designated on their face, Westfield River West Branch Watershed Improvement Project Loan, Act of 1968, 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 issuance thereof and the entire issue not later than June thirtieth, nineteen hundred and eighty-three.

SECTION 7. To provide funds for payment of the federal share of the cost of the project authorized in section one, in anticipation of the sums to be received from the federal government under section one of this act, there is hereby appropriated the sum of two million six hundred seventy thousand dollars from the Federal Capital Improvement Fund established by section two B of chapter twenty-nine of the General Laws and said appropriation shall expire on June thirtieth, nineteen

hundred and seventy-one. Sums appropriated under this section shall be expended by the commission for purposes authorized by sections one and two of this act.

For the purpose of meeting payments authorized by this section in anticipation of the receipt of federal funds, the state treasurer may borrow from time to time, on the credit of the commonwealth, such sums as may be necessary 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 not be later than June thirtieth, nineteen hundred and seventy-four. Notwithstanding any provisions of this act, such notes shall be general obligations of the commonwealth. Notwithstanding the amount appropriated, sums authorized to be borrowed in this section shall not exceed the amounts certified by the proper federal authorities as the federal share of the cost of such projects and provided further that amounts received from the federal government shall be deposited in the Federal Capital Improvement Fund and shall be available to repay any note or notes issued as provided in this section; and provided, further, that all payments on account of interest shall be allocated by the state treasurer to the fund financing the loan account for the commonwealth's share of the projects authorized by section one of this act.

SECTION 8. To meet the expenditures necessary in carrying out the responsibilities of the department of natural resources under section four of this act, other than costs of operation, administration and maintenance, the department may expend such sums as may be required for projects authorized by this section from any funds available for the development of recreation facilities within the commonwealth.

SECTION 9. Funds provided in this act 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", 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 10. Costs of the operation and maintenance of fish and wildlife management programs conducted by the division of fisheries and

game of the department of natural resources, with the approval of the department or commission administering the land or water on which said programs are to be conducted, shall be charged against the Inland Fisheries and Game Fund. *Approved July 16, 1968.*

Chap. 635. AN ACT PROVIDING FOR A LEASE OF CERTAIN LAND BY THE METROPOLITAN DISTRICT COMMISSION TO THE CITIZENSHIP TRAINING GROUP, INC.

Be it enacted, etc., as follows:

The metropolitan district commission is hereby authorized and directed to lease, for not less than five years, to the Citizenship Training Group, Inc., a nonprofit corporation organized under the laws of the commonwealth, a certain parcel of land with the buildings thereon situated in the city of Quincy and shown on Drawing Number 16–06–05, known as Site B–55, Blue Hills Control Area, upon the terms and conditions contained in a certain proposal presented to the metropolitan district commission, to which terms and conditions the Citizenship Training Group, Inc. has already assented. *Approved July 16, 1968.*

Chap. 636. AN ACT RELATIVE TO PROVISIONAL APPOINTMENTS IN THE CIVIL SERVICE.

Be it enacted, etc., as follows:

Section 15 of chapter 31 of the General Laws is hereby amended by striking out the sixth paragraph, as appearing in section 1 of chapter 720 of the acts of 1964, and inserting in place thereof the following paragraph: —

The director shall not authorize any provisional appointment to fill an office or position, permanent or temporary, until he shall have received from the appointing authority all information, if any, which he shall have requested regarding the duties of the office or position, he shall have approved a statement, filed by the appointing authority with him in such form as he shall prescribe, which shall set forth the qualifications for such office or position and proposals as to the type of examination and entrance requirements desired therefor, and the appointing authority shall have certified to the director that in his opinion the person proposed to be provisionally appointed meets all such approved qualifications and requirements, as substantiated by a statement of such qualifications and requirements, a copy of which shall be filed by the appointing authority with the director, who may, if he finds the proposed appointee does not possess the required qualifications and requirements, refuse to approve said provisional appointment. A requisition to make an appointment to fill a vacancy in a permanent position or in a newly created position for which funds have been appropriated or are available on a permanent basis shall state that such vacancy is to be filled on a permanent basis.

Approved July 16, 1968.

Chap. 637. AN ACT RELATIVE TO TRANSFER OF CERTAIN PERSONS HOLDING OFFICE OR EMPLOYMENT IN THE SERVICE OF THE COMMONWEALTH OR OF A POLITICAL SUBDIVISION THEREOF.

Be it enacted, etc., as follows:

SECTION 1. The last paragraph of section 14 of chapter 30A of the General Laws, as appearing in section 1 of chapter 681 of the acts of

1954, is hereby amended by striking out, in lines 3 and 4, the words ", transferring from his office or employment without his consent".

SECTION 2. Chapter 31 of the General Laws is hereby amended by striking out section 16A, as most recently amended by section 16 of chapter 780 of the acts of 1967, and inserting in place thereof the following section: —

Section 16A. Any person who has been permanently appointed in accordance with the civil service law and rules may, after application in writing to the director by an appointing authority and with the consent of the director, be transferred to another similar position, provided the appointing authority submits sound and sufficient reasons, in the opinion of the director, to show that the transfer will be for the public good and will not impose unreasonable hardship on the employee to be transferred. No position shall be considered similar which is higher in grade or for which there are substantially dissimilar requirements for appointment.

If such transfer shall be to a temporary position, the transfer shall be temporary and for such period of time as the appointing authority shall determine, with the consent of the director and, if the position is in the service of the commonwealth, of the commissioner of administration. If such transfer shall be to a permanent position, the transfer shall be permanent or temporary, as the appointing authority shall determine, with the consent of the director; and if temporary, shall be for such period of time as the appointing authority shall determine, with the consent of the director.

Any alteration in the nature of the employment of a person holding such a transfer shall immediately terminate such transfer.

Nothing herein contained shall affect the rights of disabled veterans as provided in section twenty-three.

Any person aggrieved by any such transfer may appeal to the commission in accordance with the provisions of paragraph (*b*) of section two.

In case of an emergency where the public safety or health would be seriously impaired by delay in the performance of essential duties, the appointing authority may, in the manner and subject to the conditions specified by the provisions of section fifteen relating to emergency appointments, make an emergency transfer or other assignment of any employee.

Notwithstanding any of the foregoing provisions, any person who has been permanently appointed in accordance with the civil service law and rules may apply in writing to his appointing authority for transfer to another similar position, and said appointing authority, with the consent of the director, may grant such application.

SECTION 3. The second sentence of paragraph (*a*) of section 43 of said chapter 31, as amended by chapter 361 of the acts of 1965, is hereby further amended by striking out the words ", transferred from such office or employment without his consent in writing".

SECTION 4. The first sentence of paragraph (*b*) of said section 43 of said chapter 31, as appearing in chapter 240 of the acts of 1948, is hereby amended by striking out, in line 3, the words "transferred or".

SECTION 5. Paragraph (*d*) of said section 43 of said chapter 31, as amended by section 1 of chapter 407 of the acts of 1955, is hereby further amended by striking out, in line 2, the word ", transfer".

SECTION 6. Paragraph (*h*) of said section 43 of said chapter 31, as

most recently amended by chapter 776 of the acts of 1962, is hereby further amended by striking out, in line 5, the word ", transfer".

SECTION 7. Except for just cause and subject to the provisions of sections forty-three and forty-five of chapter thirty-one of the General Laws as in effect immediately prior to the effective date of this act, no person who on said effective date holds office or employment under permanent appointment in the official or labor service of the commonwealth, or of any county, city or town thereof, shall be transferred in the official or labor service without his consent in writing.

Approved July 16, 1968.

Chap. 638. AN ACT INCREASING THE AMOUNT OF MONEY WHICH THE COUNTY COMMISSIONERS OF MIDDLESEX COUNTY MAY BORROW FOR THE CONSTRUCTION AND EQUIPPING OF A COURT HOUSE IN THE CITY OF MARLBOROUGH FOR THE DISTRICT COURT OF MARLBOROUGH.

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 152 of the acts of 1966 is hereby amended by striking out, in line 13, the words "nine hundred" and inserting in place thereof the words: — one million two hundred fifty.

SECTION 2. Section 2 of said chapter 152 is hereby amended by striking out, in line 4, the words "nine hundred" and inserting in place thereof the words: — one million two hundred fifty.

Approved July 16, 1968.

Chap. 639. AN ACT TO PROVIDE FOR AN INLAND FISHERIES AND GAME LAND AND WATER ACQUISITION AND DEVELOPMENT PROGRAM.

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 dollars to acquire and develop lands and waters for fish and wildlife management purposes in accordance with chapter one hundred and thirty-one of the General Laws.

SECTION 2. Said division may make application for, may enter into contracts with and may accept from agencies of the federal government funds available from said agencies in full or partial reimbursement for acquisitions and development as authorized under section one of this act.

SECTION 3. 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 schedules or 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 di-

rector 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 expenditures necessary in carrying out the provisions of section one, the state treasurer shall upon the request of the director of the division of fisheries and game 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 governor from time to time, but not exceeding, in the aggregate, the sum of one million dollars.

All bonds issued by the commonwealth, as aforesaid, shall be designated on their face, Inland Fisheries and Game Land and Water Acquisition and Development Loan, Act of 1968, 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 ninety-five. All interest payments and payments on account of principal on such bonds shall be payable from the Inland Fisheries and Game Fund; provided, that notwithstanding the foregoing, such bonds shall be general obligations of the commonwealth.

Approved July 16, 1968.

Chap. 640. AN ACT REGULATING THE CANCELLATION OF CERTAIN INSURANCE POLICIES.

Be it enacted, etc., as follows:

SECTION 1. Chapter 175 of the General Laws is hereby amended by inserting after section 22B the following two sections: —

Section 22C. No company shall issue any policy of insurance which provides coverage against loss or damage to, or loss of use of, motor vehicles resulting from collision, fire, lightning, any larceny, pilferage, theft, malicious mischief, vandalism or any other perils usually insured against, or which insures any person against legal liability for loss or damage on account of the bodily injury or death of any other person or on account of any damages to property of another, arising out of the ownership, maintenance, control or use of motor vehicles, including motor vehicle liability policies as defined in section thirty-four A of chapter ninety, unless said policy contains a provision that, except with respect to a notice of cancellation issued by the company to take effect within the first ninety days of the policy period, and, if the policy pro-

vides for the continuation of insurance beyond December thirty-first of any calendar year or beyond the end of any period of coverage for which premium has been computed, also a notice of cancellation issued by the company to take effect within the first ninety days of such continuation, it shall be noncancellable by the company, except for nonpayment of premium, fraud or a material misrepresentation in obtaining the insurance, or unless the driver's license or motor vehicle registration of the named insured or of any other operator who resides in the same household as the named insured and who customarily operates a motor vehicle insured under the policy has been under suspension or revocation during the policy period, or, if the policy is a renewal, during its policy period or the one hundred and eighty days immediately preceding its effective date.

Section 22D. There shall be no liability on the part of and no cause of action of any nature shall arise against the commissioner of insurance, employees of the division of insurance, the board of appeal established by section eight A of chapter twenty-six, any of its employees or against any insurer, its authorized representative, its agents, it employees, or any firm, person or corporation furnishing to the insurer information as to reasons for cancellation, for any statement made by any of them in any written notice of cancellation, or in any other communication, oral or written specifying the reasons for cancellation, or the providing of information pertaining thereto, or for statements made or evidence submitted at any hearings conducted in connection therewith.

SECTION 2. This act shall take effect on January first, nineteen hundred and sixty-nine and shall apply to policies written or renewed on or after said date. This act shall not apply to or affect the validity of any notice of cancellation mailed or delivered prior to the effective date of this act. *Approved July 16, 1968.*

Chap. 641. AN ACT CHANGING THE EFFECTIVE DATE OF AN ACT PROVIDING FOR A CHANGE IN THE METHOD OF COMPUTING RETIREMENT ALLOWANCES FOR POLICE OFFICERS AND FIREFIGHTERS IN THE CITIES AND TOWNS OF THE COMMONWEALTH.

Be it enacted, etc., as follows:

The provisions of chapter eight hundred and twenty-six of the acts of nineteen hundred and sixty-seven shall be effective as of December twenty-sixth, nineteen hundred and sixty-seven.

Approved July 16, 1968.

Chap. 642. AN ACT AUTHORIZING THE LICENSING BOARD FOR THE CITY OF EVERETT TO ISSUE AN ALL ALCOHOLIC BEVERAGES RESTAURANT LICENSE TO THE PALM GARDEN CAFE, INC. OF EVERETT.

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 for the city of Everett is hereby authorized to issue to the Palm Garden Cafe, Inc. of Everett, located in said city, an all alcoholic beverages restaurant license.

Approved July 16, 1968.

Chap. 643. AN ACT ESTABLISHING A FRAUDULENT CLAIMS BOARD, REQUIRING REPORTS OF ACCIDENTS TO BE MADE THERETO, PROVIDING FOR COMPETITIVE RATES FOR MOTOR VEHICLE LIABILITY INSURANCE AND REQUIRING COMPULSORY INSURANCE COVERAGE FOR DAMAGES CAUSED BY UNINSURED MOTORISTS.

Be it enacted, etc., as follows:

SECTION 1. Chapter 26 of the General Laws is hereby amended by inserting after section 8A the following section: —

Section 8B. There shall be in the division of insurance a fraudulent claims board, hereinafter called the board, consisting of the commissioner of insurance or his designee, the registrar of motor vehicles or his designee, and the commissioner of public safety or his designee. The commissioner of insurance or his designee shall be the chairman of the board.

The board shall have authority to investigate claims filed in relation to a motor vehicle liability policy or bond against any company for loss or damage on account of bodily injury or death, and for loss or damage resulting therefrom, and for damage to property, arising out of a motor vehicle accident anywhere within the commonwealth.

Any company against whom such a claim has been filed shall, within thirty days after such filing, send to the board, on a form prescribed by the registrar of motor vehicles, a report describing the accident giving rise to such claim. The board shall review such reports and select such claims as, in its judgment, may be fraudulent for more detailed investigation. It shall then cause an independent examination of the facts surrounding such claims to be made in an effort to determine the extent, if any, to which fraud of any kind exists in the submission of claims under such motor vehicle liability policies or bonds and the extent, if any, to which improper claims handling procedures by insurance companies contribute to either such fraud, the cost of insurance or public dissatisfaction with insurance laws of the commonwealth. The board shall report its findings, annually on or before December first, to the governor and attorney general and may recommend such legislation as it judges will best eliminate such fraud or improper practices as it finds existent. The board may submit interim reports at such other times as it deems necessary and shall report any violations of law which its investigations disclose to the attorney general for such action as he may deem proper.

The board, with the approval of the governor, may appoint and remove a chief of accident claims investigations. The board may expend for expenses and for such legal, investigative, clerical and other assistance such sums as may be appropriated therefor; provided, however, that all costs of administration and operation of said board shall be borne by liability insurance companies doing business within the commonwealth. The commissioner shall apportion such costs among all such companies

and shall assess them for the same on a fair and reasonable basis. Investigators employed by the board shall have access to all records kept by the registry of motor vehicles and to such records kept by insurance companies as may be pertinent to the processing of such claims as are within the investigatory powers of the board.

Whoever is convicted of a fraudulent claim as a result of a court judgment shall automatically lose his privilege to operate a motor vehicle for a period of one year.

SECTION 2. Section 113B of chapter 175 of the General Laws is hereby amended by striking out the first two paragraphs and inserting in place thereof the following: —

The commissioner shall, annually on or before September fifteenth, after due hearing and investigation, fix and establish fair and reasonable classifications of risks, including classifications of risks based on accident involvement and adequate, just, reasonable and nondiscriminatory premium charges to be used and charged by companies in connection with the issue or execution of motor vehicle liability policies or bonds, both as defined in section thirty-four A of chapter ninety, for the ensuing calendar year or any part thereof. He shall, on or before said date, sign memoranda of the classifications and premium charges fixed and established by him in such form as he may prescribe and file the same in his office and cause a duly certified copy of such classifications and schedule of premium charges forthwith to be transmitted to each company authorized to issue such policies or to execute such bonds. During said calendar year, the classifications and premium charges fixed and established by the commissioner for such policies shall be used by all companies issuing such policies, and the classifications and premium charges for such bonds shall be used by all companies acting as surety on such bonds, except that any such company may make written application to the commissioner for permission to use, in place of the premium charges fixed and established by him as aforesaid, a percentage decrease from said premium charges which shall be uniform for all such classifications throughout the commonwealth. Such deviations shall be allowed only if the commissioner finds that the premium charges the applicant desires to use are adequate, just, reasonable and nondiscriminatory and will not be used by the applicant as a means of attracting only such risks as are regarded as presenting less hazard of loss than other risks in the same classification. Every application for permission to so deviate shall be filed with the commissioner subsequent to and within thirty days of his having filed in his office the memoranda aforesaid and shall specify the basis therefor and shall be accompanied by the data upon which the applicant relies. A copy of the application and data shall be sent by such company simultaneously to the Massachusetts Automobile Rating and Accident Prevention Bureau or any successor organization thereto. The commissioner shall then set the time and the place for a hearing on such application at which the applicant and said Bureau or any member thereof may be heard and shall give the applicant and said Bureau not less than ten days written notice thereof. The time so established for the hearing shall not be later than thirty days after receipt by the commissioner of the application. If the commissioner finds that the deviation is justified and the resulting premium charges satisfy the requirements of this sec-

tion, he shall issue an order permitting the deviation to be used by the applicant for the ensuing calendar year beginning January first.

The commissioner shall, annually on or before September fifteenth, after due hearing and investigation, fix and establish adequate, just, reasonable and nondiscriminatory premium charges to be used and charged by companies in connection with the issue or execution of liability policies or bonds, for the ensuing calendar year or any part thereof, which provide indemnity for or protection to the insured or to the obligor and any person responsible for the operation of the motor vehicle of the insured or of the obligor with his express or implied consent against loss by reason of the liability to pay damages to others for bodily injuries, including death at any time resulting therefrom, or for injury to or destruction of property of others, or consequential damages consisting of expenses incurred by a husband, wife, parent or guardian for medical, nursing, hospital or surgical services in connection with or on account of such bodily injuries or death, sustained during the term of such policy or bonds by a guest occupant of such motor vehicle, as defined in section thirty-four A of chapter ninety, and arising out of the ownership, operation, maintenance, control or use upon the ways of the commonwealth of such motor vehicle; provided, that the parties to any such policy or bond may contract for the payment of a higher premium charge than that fixed and established as aforesaid. The provisions of this section applicable to motor vehicle liability policies or bonds, as defined in said section thirty-four A, shall, so far as apt, apply to the premium charges fixed under this paragraph.

SECTION 2A. Notwithstanding any provision of section one hundred and thirteen B of chapter one hundred and seventy-five of the General Laws to the contrary, the commissioner of insurance shall, on or before September fifteenth in the current year, fix and establish the same classifications of risks and the same basic premium charges or lesser charges to be used and charged by companies in connection with the issue or execution of motor vehicle liability policies or bonds, both as defined in section thirty-four A of chapter ninety of the General Laws, for the calendar years nineteen hundred and sixty-nine and nineteen hundred and seventy or any part thereof, as he fixed and established under the provisions of said section one hundred and thirteen B for the calendar year nineteen hundred and sixty-seven or any part thereof.

SECTION 3. Section 113C of chapter 175 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by adding the following paragraph: —

No company shall be authorized to issue such motor vehicle liability policies or to act as surety upon such motor vehicle liability bonds unless it agrees to issue to any person purchasing such policy or bond, at his option, additional coverage, beyond that required by section thirty-four A of chapter ninety, of at least fifteen thousand dollars on account of injury to or death of one person and at least forty thousand dollars on account of any one accident resulting in injury to or death of more than one person, and of the combination of bodily injury liability off the ways of the commonwealth and liability for guest occupants on and off the ways of the commonwealth, of medical coverage, so called, and of property damage, so called, to a limit of at least five thousand dollars. The rates for such additional coverage shall be subject to the approval of the commissioner, under the provisions of section one hundred and thirteen B.

SECTION 4. Section 113H of said chapter 175, inserted by section 5 of chapter 570 of the acts of 1953, is hereby amended by striking out the first paragraph and inserting in place thereof the following paragraph: —

Insurance companies undertaking to issue motor vehicle liability policies or bonds, both as defined in section thirty-four A of chapter ninety, shall cooperate in the preparation and submission of a plan for the fair and equitable apportionment among such insurance companies of applicants for insurance who are in good faith entitled to and are unable to procure through ordinary methods motor vehicle liability insurance. Such plan shall provide for the issuance of motor vehicle liability policies insuring, with respect to bodily injury liability on the ways of the commonwealth and, at the option of the insured, the combination of bodily injury liability off the ways of the commonwealth and liability for guest occupants on and off the ways of the commonwealth, to a limit of at least five thousand dollars on account of injury to or death of any one person, and, subject to such limit as respects injury to or death of one person, of at least ten thousand dollars on account of any one accident resulting in injury to or death of more than one person and, at the option of the insured, property damage liability to a limit of five thousand dollars on account of injury to or destruction of property of others in any one accident; provided, however, that such coverages shall be subject to all of the terms and conditions contained in said policies relating to cancellation and to all provisions of the General Laws relating to cancellation. Before becoming effective any such plan shall be filed with the commissioner of insurance. Such a plan shall provide reasonable rules governing the fair and equitable distribution of risks or losses by direct insurance, reinsurance or otherwise. The rules for such plan shall include a provision giving the commissioner authority, after due hearing and investigation, to order that any company he finds is using practices which have the effect of discouraging applications for insurance from risks in any classification he has established shall be assigned risks from such classifications from among those being provided insurance through such plan so that such insurer will, in fact, insure a fair and equitable amount of such risks. Any insurer or group of insurers participating in such plan and any other person aggrieved shall be authorized to bring a complaint to the commissioner alleging improper practices by any insurer and the commissioner shall, in all such cases, cause a proper hearing on such complaint to be held and shall issue such orders as he then deems appropriate.

SECTION 5. Chapter 175 of the General Laws is hereby amended by inserting after section 113K the following section: —

Section 113L. (1) No policy shall be issued or delivered in the commonwealth with respect to a motor vehicle, trailer or semitrailer registered in this state unless such policy provides coverage in amounts or limits prescribed for bodily injury or death for a liability policy under this chapter, under provisions approved by the insurance commissioner, for the protection of persons insured thereunder who are legally entitled to recover damages from owners or operators of uninsured motor vehicles, trailers, or semitrailers and hit-and-run motor vehicles, trailers or semitrailers because of bodily injury, sickness or disease, including death resulting therefrom.

(2) For the purpose of said coverage the term "uninsured motor vehicle" shall, subject to the terms and conditions of such coverage, be

extended to and include an insured motor vehicle where the liability insurer thereof is unable to make payment with respect to the legal liability of its insured within the limits specified therein because of insolvency.

(3) An insurer's extension of coverage as provided in paragraph (2) shall be applicable only to accidents occurring during a policy period in which its insured's uninsured motor vehicle coverage is in effect and where the liability insurer of the tort-feasor has been declared to be insolvent by a court of competent jurisdiction as of the accident date, or has been declared to be insolvent by a court of competent jurisdiction within one year after the accident date. Nothing herein contained shall be construed to prevent any insurer from extending coverage under the terms and conditions more favorable to its insured than is provided hereunder.

(4) In the event of payment to any person under the coverage required by this section and subject to the terms and conditions of such coverage, the insurer making such payment shall, to the extent thereof, be entitled to the proceeds of any settlement or judgment resulting from the exercise of any rights of recovery of such person against any person or organization legally responsible for the bodily injury for which such payment is made, including the proceeds recoverable from the assets of the insolvent insurer; provided, however, that with respect to payments made by reason of the extension of coverage described in paragraphs (2) and (3) the insurer, making such payment shall not be entitled to any right of recovery against such tort-feasor in excess of the proceeds recovered from such insolvent insurer of said tort-feasor.

SECTION 6. Section thirty-four L of chapter ninety of the General Laws is hereby repealed. *Approved July 16, 1968.*

Chap. 644. AN ACT PROVIDING THAT SERVICE PERFORMED BY IDA LYONS IN THE DEPARTMENT OF THE ATTORNEY GENERAL BE COUNTED AS CREDITABLE SERVICE FOR VACATION LEAVE AND SICK LEAVE PURPOSES.

Be it enacted, etc., as follows:

Notwithstanding the provisions of any general or special law to the contrary, Ida Lyons shall, for the purpose of computing her vacation leave and sick leave pursuant to rules and regulations relative thereto established by the director of personnel and standardization under authority of section twenty-eight of chapter seven of the General Laws, be credited with all prior service performed by her as an employee of the department of the attorney general during the period from December eighth, nineteen hundred and fifty-eight to January third, nineteen hundred and sixty-three, both dates inclusive.

(*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, July 16, 1968, and, in concurrence, by the Senate, July 17, 1968, the objections of the governor notwithstanding, in the manner prescribed by the constitution; and thereby has "the force of a law".*)

Chap. 645. AN ACT ENABLING THE RETIREMENT FOR ORDINARY DISABILITY OF ELIOT P. MARKS, A FORMER EMPLOYEE OF THE CITY OF BOSTON.

Be it enacted, etc., as follows:

For the purpose of promoting the public good and notwithstanding any provision of law to the contrary, Eliot P. Marks, a former employee of the city of Boston, shall be conclusively presumed to be a member in service of the State-Boston retirement system for the purpose of retirement for ordinary disability under the provisions of section six of chapter thirty-two of the General Laws.

(The foregoing was laid before the governor on the tenth day of July, 1968, 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.)

Chap. 646. AN ACT PROVIDING SUITABLE RECOGNITION OF THOSE RESIDENTS OF MASSACHUSETTS WHO SHALL HAVE SERVED IN THE ARMED FORCES OF THE UNITED STATES DURING THE VIETNAM CONFLICT.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide prompt recognition of Massachusetts residents upon their honorable discharge or release from duty in the armed forces of the United States during the hostilities in Vietnam, 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. Upon application, as hereinafter provided, there shall be allowed and paid out of the treasury of the commonwealth without appropriation to each person, who shall have served in the armed forces of the United States for a period of six months or more since July first, nineteen hundred and fifty-eight until the end of the Vietnam conflict as determined by federal authorities and who was discharged or released under honorable conditions from such service, the sums hereinafter specified; provided, that the domicile of every person on account of whose service the application is filed shall have been in the commonwealth for a period of not less than six months immediately prior to the time of his entry into the service and his enlistment, induction or commission in said armed forces was credited to the quota of Massachusetts under the federal selective service act.

(1) Three hundred dollars to each such Vietnam veteran who performed active service outside the continental limits of the United States in the Vietnam area, as said area is described by proper federal authority.

(2) Two hundred dollars to all other such Vietnam veterans whose active service was performed within the continental limits of the United States, or without the continental limits of the United States in an area other than the Vietnam area.

SECTION 2. The words "armed forces", as used in this act, shall mean the following: — United States Army, Army of the United States,

United States Navy, United States Naval Reserve, United States Marine Corps, United States Marine Corps Reserve, United States Coast Guard, United States Coast Guard Reserve, Army Nurse Corps, Navy Nurse Corps, United States Air Force and United States Air Force Reserve and including women's branches of said armed forces.

SECTION 3. In the case of the decease of any person who would, if alive, be entitled to the benefits of this act, the sum named therein shall be paid to his heirs-at-law; provided, that if there is more than one heir-at-law, payments shall in either case be made in such proportions as the state treasurer shall determine, and in determining the order of precedence so far as practicable the following order shall be observed: — wife and children, mother or father, brother or sister, other dependents; provided, however, that no right or payment under this act shall be subject to the claims of creditors, capable of assignment, regarded as assets, legal or equitable of the estate of the deceased or made the basis for administration thereof.

SECTION 4. In the case of the decease of any person who died while in active service, there shall be paid the sum of three hundred dollars subject to, and in the manner provided by section three.

SECTION 5. In the case of any person who is mentally incompetent and is entitled to the benefits of this act and for whom no legal guardian has been appointed by the court, the sum named therein shall be paid to his dependents, and in determining the order of precedence so far as practicable the following order shall be observed: — wife and children, mother or father, brother or sister, other dependents.

SECTION 6. Applications hereunder shall be filed with the state treasurer, upon forms to be furnished by him. The state treasurer may accept the written statement of an assessor of a city or town that a person claiming pay or on whose account pay is claimed by a dependent or heir-at-law, under the provisions of this act, was domiciled therein on the first day of January, in any year, as prima facie evidence of the fact of such domicile, and he may accept such other evidence of domicile as he may consider adequate or necessary. The assessors of the several cities and towns shall, at the request of the state treasurer, forthwith furnish such information relative to such domicile as their records may disclose. The state treasurer may require and accept such additional evidence as he may consider necessary to establish the fact of domicile within the commonwealth as provided under section one of this act.

SECTION 7. The adjutant general shall certify to the state treasurer the dates of service and any other military information necessary to carry out the provisions of this act.

SECTION 8. Whoever knowingly makes a false statement, oral or written, relating to a material fact in supporting a claim under the provisions of this act, shall be punished by a fine of not more than one thousand dollars, or by imprisonment for not more than three years, or both. Offences under this section may be prosecuted by the attorney general, or under his direction, in any court within the commonwealth, and all fines collected thereunder shall be paid into the treasury of the commonwealth.

SECTION 9. The state treasurer shall act upon all applications made hereunder, and may expend for clerical assistance and for such other expenses such sums as may be necessary in carrying out the provisions

of this act, not exceeding the sums appropriated by the general court for the purpose.

SECTION 10. Any person aggrieved by a decision of the state treasurer in the matter of payments provided for by this act may appeal to a board, to consist of a member of the department of the state treasurer to be designated by him, an assistant attorney general to be designated by the attorney general, and the adjutant general or his designee, and shall be entitled to a hearing, after due notice, upon such appeal. The decision of the said board shall be final.

SECTION 11. In anticipation of the issue of bonds authorized in section twelve, 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 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 maturity of such notes, whether original or renewal, shall be not later than June thirtieth, nineteen hundred and seventy-three.

SECTION 12. To meet the expenditures necessary in carrying out the provisions of sections one, three, four and five of this act, or to refinance notes issued as provided in section eleven 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 dollars. All bonds issued by the commonwealth, as aforesaid, shall be designated on their face, Vietnam Conflict Loan, Act of 1968, 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 June thirtieth, nineteen hundred and eighty-five. *Approved July 17, 1968.*

Chap. 647. AN ACT RELATIVE TO THE BASIS FOR, AND INCREASING, THE ANNUAL ASSESSMENT OF THE COSTS OF THE BRISTOL COUNTY MOSQUITO CONTROL PROJECT.

Be it enacted, etc., as follows:

Section 1 of chapter 506 of the acts of 1956, as most recently amended by section 1 of chapter 251 of the acts of 1967, is hereby further amended by striking out the second paragraph and inserting in place thereof the following paragraph: —

Beginning with the fiscal year commencing on July first, nineteen hundred and sixty-eight, to meet the expenses incurred under this act, there shall be annually expended from the state treasury, subject to appropriation, sums equal, in the aggregate, to seventeen cents on each one thousand dollars of the taxable valuations of the cities and towns of said county, according to the valuations determined as of January first, nineteen hundred and sixty-four, and the state treasurer shall issue his warrant requiring the assessors of said cities and towns to assess a tax to the amount of the sums so expended, one half of which shall be in proportion to their said valuations and one half of which shall be in proportion to their respective areas, 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; provided, that any such city or town may in any year anticipate in whole or in part its assessment, and appropriate, raise and deposit the amount thereof with the state treasurer, and any sum so deposited shall be credited against such assessment. There may also be expended for the purposes of this act voluntary contributions for such purposes deposited in the state treasury.

Approved July 17, 1968.

Chap. 648. AN ACT TO CURB THE OIL POLLUTION OF MASSACHUSETTS WATERS.

Be it enacted, etc., as follows:

SECTION 1. Section 26 of chapter 21 of the General Laws, as appearing in section 1 of chapter 685 of the acts of 1966, is hereby amended by striking out, in line 3, the word "fifty" and inserting in place thereof the word: — fifty-three.

SECTION 2. Section 27 of said chapter 21, as amended by section 2 of chapter 873 of the acts of 1967, is hereby further amended by adding the following clause: —

(10) Undertake immediately, whenever there is spillage, seepage or filtration of oil into any of the waters of the commonwealth or into any off-shore waters which may result in damage to the beaches or coastal areas, to cause said spillage, seepage or filtration to be contained and removed by whatever method it considers best and most expedient under the circumstances to safeguard the quality of the water.

In this clause the word "oil" shall mean floating oil of any kind or in any form including, but not limited to, fuel oil, sludge, oil refuse and oil mixed with other matter, in such quantities as to constitute or threaten to constitute a public nuisance or to interfere with the beneficial use of the navigable waters or adjoining shorelines of the commonwealth. The word "matter" shall mean any substance of any description or origin, other than oil, in such quantities as to present an imminent and substantial hazard to public health or welfare or interfere with beneficial use of the navigable waters or adjoining shorelines of the commonwealth. The division shall also determine the person responsible for causing such spillage, seepage, or filtration. If said person wilfully or negligently caused such spillage, seepage or filtration, he shall be liable for all costs and expenses incurred by the division in containing and removing the same. Upon request of the director, the attorney general

shall bring an action to recover all costs and expenses incurred for such containment and removal. Such costs and expenses shall be recovered in an action of tort, and shall be credited to the amount from which said sums of money had been advanced and may be used for the purposes set forth in the applicable sections of this chapter, without further appropriation.

Any person who removes oil, as defined in this clause, from the waters of the commonwealth or adjoining shorelines shall be entitled to reimbursement from any other person for the reasonable costs expended for such removal, if such oil resulted from the negligence of such other person. When such discharge results from the joint negligence of two or more persons, each shall be liable to the others for his pro rata share of the costs of removal.

Any person who gratuitously renders assistance at the request of a duly authorized officer in removing oil from the waters of the commonwealth or adjoining shorelines shall not be held liable, notwithstanding any other provision of law, for civil damages as a result of any act or omission by him in removing such oil, except acts or omissions amounting to gross negligence or willful or wanton misconduct.

SECTION 3. Said chapter 21 is hereby further amended by striking out section 50, as appearing in section 1 of chapter 685 of the acts of 1966, and inserting in place thereof the following four sections: —

Section 50. The division shall have the power to license all terminals in the commonwealth for the loading or discharge of petroleum products from vessels, and may issue reasonable rules and regulations in connection therewith for the purposes of protecting the public safety and for preventing the spilling of the liquids into the waters of the commonwealth.

The division shall inspect periodically hoses, gaskets, tanks, pipelines and other equipment to make certain that they are in good operating condition, and may order the renewal of any of such equipment found unfit for further use.

The division may require by rules and regulations that suitable equipment be readily available to remove from the waters of the commonwealth any petroleum or chemical liquids spilled or discharged therein.

The division may require the payment of reasonable fees, designed to cover the costs incurred by the above inspections and its other duties.

Whoever operates such a terminal without a license from the division shall be punished by a fine of one hundred dollars per day during such period of unauthorized operation.

Section 51. The division shall represent the commonwealth in its relations with the federal government and with cities, towns and authorities in all matters relating to oil pollution in the waters of the commonwealth or off-shore waters. It may enter into agreements with said agencies to coordinate supervisory activities and, subject to appropriation, to share reasonable costs.

It may contract with public or private individuals, concerns or agencies for such protective and clean-up services as it may require.

Section 52. No one shall engage in the business of collecting waste oil or shall dispose of waste oil in any waters of the commonwealth, without a permit from the division. Said permit shall not be granted

unless the division is satisfied that such disposition will not result in further pollution.

The division shall consult with and advise persons engaged or intending to engage in the business of disposing of waste oil as to the most appropriate and best method of disposal. It shall conduct a program of study and research and demonstration, relating to new and improved methods of waste oil disposal.

Section 53. Sections twenty-six to fifty-three, 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 4. To meet the expenditures necessary for carrying out the provisions of sections one and two of this act, the director of the division is authorized to expend a sum not to exceed one hundred thousand dollars in any one fiscal year. Said expenditures shall be made from the proceeds of the bonds authorized by section four of chapter six hundred and eighty-seven of the acts of nineteen hundred and sixty-six, as amended by section four of chapter eight hundred and seventy-three of the acts of nineteen hundred and sixty-seven.

Approved July 17, 1968.

Chap. 649. AN ACT PROVIDING THAT A CERTAIN LICENSE FOR THE PURPOSE OF MAINTAINING A DIKE AND PLACING FILL OVER CERTAIN TIDEWATERS IN LYNN HARBOR BE IRREVOCABLE.

Be it enacted, etc., as follows:

License No. 5008, dated January twelfth, nineteen hundred and sixty-six, granted by the department of public works to Consolidated Electric Lamp Company to construct and maintain a dike and place solid fill in Lynn harbor, shall, notwithstanding any general or special law to the contrary, be irrevocable; provided, however, that applicable provisions of chapter ninety-one of the General Laws have been complied with; and provided, further, 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 July 17, 1968.

Chap. 650. AN ACT PLACING CERTAIN EMPLOYEES OF THE DEPARTMENT OF CORRECTION IN GROUP 4 OF THE CONTRIBUTORY RETIREMENT SYSTEM.

Be it enacted, etc., as follows:

SECTION 1. Paragraph (*g*) of subdivision (2) of section 3 of chapter 32 of the General Laws is hereby amended by striking out the definition of *Group 2*, as most recently amended by section 1 of chapter 542 of the acts of 1968, and inserting in place thereof the following definition:—

Group 2.—Members of the division of state police appointed under the provisions of section six of chapter twenty-two, members of the police force of the metropolitan district commission, capitol police, public works building police, permanent watershed guards and permanent park police, employees of the Massachusetts Port Authority, comprising guards, guard sergeants, head guard and chief of waterfront police, conservation officers paid as such, district fire wardens, coastal wardens in the department of natural resources, officials and employees of the registry of motor vehicles having police powers, officials and employees of the department of public safety having police powers, employees of a municipal gas or electric plant who are employed as linemen, electric switchboard operators, electric maintenance men, steam engineers, boiler operators, firemen, oilers, mechanical maintenance men and supervisors of said employees, employees of the Massachusetts Port Authority at the General Edward Lawrence Logan International Airport, comprising permanent crash crewmen, fire control man, assistant fire control men and employees of any county, regardless of any official classification, whose regular and major duties require them to have the care, custody, instruction or other supervision of prisoners, and employees of the commonwealth or of any county whose regular and major duties require them to have the care, custody, instruction or other supervision of parolees or insane persons or of defective delinquents; provided, that no member who attains age sixty-five while classified in *Group 1* may thereafter be classified in *Group 2,* irrespective of change of employment.

SECTION 2. Said paragraph (*g*) of said subdivision (2) of said section 3 of said chapter 32 is hereby further amended by striking out the definition of *Group 4,* as amended by section 2 of said chapter 542, and inserting in place thereof the following definition:—

Group 4.—Members of police and fire departments not classified in *Group 1,* employees whose regular compensation is paid by the United States from funds allocated to the Massachusetts National Guard and who are regularly and permanently employed under the control of the military department of the commonwealth and whose duties in such employment require substantially all normal working hours and whose continued employment is based upon federal recognition in the Massachusetts National Guard and employees of the department of correction who are employed at any correctional institution or prison camp under the control of said department and who hold the position of correction officer, female correction officer, senior correction officer, senior female correction officer, supervising correction officer, supervising female correction officer, prison camp officer, senior prison camp officer, supervising prison camp officer or assistant deputy superintendent.

Approved July 17, 1968.

Chap. 651. AN ACT AUTHORIZING THE WATER RESOURCES COMMISSION TO CONSTRUCT RESERVOIRS AND OTHER WORKS OF IMPROVEMENT FOR FLOOD CONTROL, RECREATION, AND RELATED PURPOSES IN THE WATERSHED OF THE WASHINGTON MOUNTAIN BROOK IN THE TOWNS OF LEE AND WASHINGTON.

Be it enacted, etc., as follows:

SECTION 1. The water resources commission, hereinafter called the commission, is hereby authorized to enter into one or more watershed work plan agreements and project agreements with the United States department of agriculture, hereinafter called agriculture, for the construction of certain works of improvement including water retention structures in the watershed area of the Washington Mountain Brook in the towns of Lee and Washington and within the October Mountain State Forest for the purpose of flood prevention, recreation and related purposes, including water storage, stream bank stabilization, channel modification, water supply and purification and water resources utilization, in accordance with the Watershed Protection and Flood Prevention Act and with Washington Mountain Brook Watershed Work Plan dated August, nineteen hundred and sixty-seven, both as they exist or as they may hereafter be amended. Said agreements shall set forth the federal share of the cost of 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 act.

SECTION 2. When the commission and agriculture have entered into a project agreement for works of improvement authorized by section one, the commission shall be the contracting authority for the construction of such works.

The commission may, with the approval of the department of natural resources, utilize the October Mountain State Forest for such works, which, after completion, may be operated and maintained by the commission in a manner satisfactory to the department, or may be transferred to the department, with its approval, to be operated, administered and maintained under chapter one hundred and thirty-two A of the General Laws, provided the commission shall advise the department on the operation of all water retention structures.

SECTION 3. The commission is authorized to enter into a contract with the town of Lee under the terms of which the commission shall be the contracting authority to undertake works of improvement within the town; the town shall provide such lands, water rights, rights-of-way and other easements as the commission determines to be necessary to accomplish the channel modifications authorized by section one within the town; and the town shall deposit in advance with the state treasurer to the credit of the commission funds determined by the commission to be sufficient for the payment of the nonfederal costs applicable to such channel modifications. Funds so deposited shall be held in a special account and expended by the commission, in addition to the funds authorized by section four, for said purposes without further appropriation. Any unexpended balances remaining in the special account upon the completion of the channel modification work shall be returned to the town. The town shall be responsible for any damages incurred as a result of the acquisition of such land, water rights, rights-of-way, or

other easements, and the ownership of such property shall remain in the town, which shall maintain and operate said works in a manner satisfactory to the commission.

Prior to the commission's entering into any project agreements hereunder, the town of Lee shall agree to allow to the department of natural resources, on behalf of the commonwealth, the exclusive and complete use of the waters of Washington Mountain Brook for recreational and related purposes between the third Saturday of April and the fifth day of December, inclusive, in each year, and to allow the additional use of site three as shown on said work plan only for fishing during the remaining portion of each year. The town's water rights to Washington Mountain Brook, granted under chapter two hundred and thirty-four of the acts of eighteen hundred and ninety-seven, as amended, shall not otherwise be affected. A total of two hundred million gallons from sites five and six as shown on said plan will be available for use by the town between December sixth and the third Friday of April, inclusive, of each year.

The commission shall be the contracting authority for the construction of the water supply intake works and chlorinating facility in accordance with said work plan to be used by the town of Lee for withdrawal and treatment of the waters of Washington Mountain Brook as provided in this section. Such works and facilities shall thereafter be operated and maintained by the town of Lee through its water department. The department of public health shall establish rules and regulations governing the withdrawal and treatment of such waters by the town. The town of Lee may, with the approval of the department of natural resources, utilize the lands within the October Mountain State Forest for the purpose of laying waterpipes and related purposes.

SECTION 4. Except as provided in section three, the commission is hereby authorized and directed to expend a sum not to exceed seven hundred thousand dollars for the construction of works of improvement and related costs authorized by sections one, two and three of this act; provided, however, that the commonwealth's unreimbursable share of the cost of said construction as set forth in the project agreements shall not exceed four hundred thousand dollars.

SECTION 5. To provide funds for the payment of the commonwealth's share of the cost of the project 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 four hundred thousand dollars.

All bonds issued by the commonwealth, as aforesaid, shall be designated on their face, Washington Mountain Brook Watershed Improvement Project Loan, Act of 1968, 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 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 issuance thereof and the entire issue not later than June thirtieth, nineteen hundred and eighty-three.

SECTION 6. To provide funds for the payment of the federal share of the cost of the project authorized in section one, in anticipation of the sums to be received from the federal government under section one of this act, there is hereby appropriated the sum of three hundred thousand dollars from the Federal Capital Improvement Fund established by section two B of chapter twenty-nine of the General Laws, and said appropriation shall expire on June thirtieth, nineteen hundred and seventy-one. Sums appropriated by this section shall be expended by the commission for the purposes authorized by sections one and two of this act.

For the purpose of meeting payments authorized by this section in anticipation of the receipt of federal funds, the state treasurer may borrow from time to time, on the credit of the commonwealth, such sums as may be necessary 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 not be later than June thirtieth, nineteen hundred and seventy-four. Notwithstanding any provisions of this act, such notes shall be general obligations of the commonwealth. Notwithstanding the amount appropriated, sums authorized to be borrowed in this section shall not exceed the amounts certified by the proper federal authorities as the federal share of the cost of such projects; and provided, further, that amounts received from the federal government shall be deposited in said Federal Capital Improvement Fund and shall be available to repay any note or notes issued as provided in this section; and provided, further, that all payments on account of interest shall be allocated by the state treasurer to the fund financing the loan account for the commonwealth's share of the projects authorized by section one of this act.

Approved July 17, 1968.

Chap. 652. AN ACT RELATIVE TO PROMOTIONS IN THE CIVIL SERVICE.

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 31 of the General Laws is hereby amended by inserting after the definition "Competitive promotional examination", as appearing in section 1 of chapter 703 of the acts of 1945, the following two definitions: —

"Department", a department, board, or commission, or any division, institutional unit or other unit of a department in case such unit is established by law, ordinance or by-law.

"Departmental promotional examination", a competitive examination within a department for promotion within the department, to be conducted as provided in section fifteen.

SECTION 2. The first paragraph of section 15 of said chapter 31, as appearing in section 1 of chapter 720 of the acts of 1964, is hereby amended by striking out, in lines 7 and 8, the words: — , whether by appointment or promotion,.

SECTION 3. Said section 15 of said chapter 31 is hereby further amended by striking out paragraph B, as most recently amended by section 1 of chapter 683 of the acts of 1967, and inserting in place thereof the following paragraph: —

B. Except as otherwise provided in section twenty, all promotions in the official service in a department shall be made in accordance with paragraph A or after a departmental promotional examination or a competitive promotional examination or open competitive examination, whichever method shall be selected by the appointing authority, with the approval of the director. Any such departmental promotional examination shall be open, until there are at least two employees in lower grades eligible to apply, to all permanent employees in the department 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 or temporary status, for at least one year preceding the date of examination; provided, that no such departmental promotional examination shall be open to any employee of a department who has not been employed therein, after certification and in a permanent status, for at least one year next preceding the date of the examination, or who has permanent status, after certification, in a grade higher than that of the position for which the examination is to be held. Any such competitive promotional examination shall be open to all permanent employees of the commonwealth, or of the city, town or district where the promotion is to be made, as the case may be, who, after certification in a permanent status, have been employed for at least the six months next preceding the date of said examination in permanent or temporary status in positions which are in the class or service group of the position for which the examination is to be held, as such class or service group shall have been established in accordance with section forty-five of chapter thirty, or in any other class or service group, as determined by the director, which contains positions having duties, qualifications for, and other significant characteristics similar or functionally related to those of the position for which the examination is to be held, and which are in grades equal to that of the said position and in the next lower grades, as determined by the director.

SECTION 4. Said section 15 of said chapter 31 is hereby further amended by striking out the last paragraph, as appearing in section 1 of chapter 720 of the acts of 1964.

SECTION 5. Section 15B of said chapter 31, as most recently amended by chapter 274 of the acts of 1962, is hereby further amended by striking out the last sentence.

SECTION 6. Section 15C of said chapter 31 is hereby amended by striking out the last paragraph, as appearing in chapter 195 of the acts of 1953, and inserting in place thereof the following paragraph: —

When used with respect to employees in the labor service of the department of public works, the word "department", as used in this section, shall mean the district established under section eighteen A in which such employees serve.

SECTION 7. Section 15D of said chapter 31 is hereby amended by striking out the last paragraph, as appearing in section 5 of chapter 704 of the acts of 1945, and inserting in place thereof the following paragraph: —

The word "department", as used in clauses (1) and (2) of this section, shall have the same meanings as in sections one and fifteen C.

SECTION 8. Said section 15 of said chapter 31 is hereby further amended by adding the following paragraph: —

Requests to make a promotion of a civil service employee to fill a permanent vacancy or a newly created position for which funds have been appropriated or are available on a permanent basis shall state that such vacancy is to be filled on a permanent basis and not on a temporary basis.

SECTION 9. Said chapter 31 is hereby further amended by striking out section 15F, as most recently amended by chapter 118 of the acts of 1967, and inserting in place thereof the following section: —

Section 15F. Any person who is appointed to a permanent position after certification may, upon request of the appointing authority and the approval of the director, be provisionally promoted to a position in the next higher grade in the same department or division of a department, if there is no suitable eligible list from which to certify; or be appointed after certification in accordance with the civil service law and rules to a temporary position in a higher grade. If, however, there is no such employee eligible and willing to accept such a provisional promotion, a provisional promotion to a position in the classified official service without regard to class or grade may be authorized by the director if in his opinion the appointing authority submits sound and sufficient reasons to show that said provisional promotion will be for the public good. Such provisional promotion or such temporary appointment shall not be deemed to interrupt the serving of the probationary period or the period of eligibility for promotion required by this chapter in the office or position of the lower grade.

SECTION 10. Section 15G of said chapter 31, inserted by section 15 of chapter 780 of the acts of 1967, is hereby amended by inserting after the word "appointment", in line 18, the words: —, provisional promotion,.

Approved July 17, 1968.

Chap. 653. AN ACT PROVIDING THAT GOLF CARTS MAY BE OPERATED ON THE WAYS OF THE COMMONWEALTH WITHOUT REGISTRATION AS A MOTOR VEHICLE UNDER CERTAIN CIRCUMSTANCES.

Be it enacted, etc., as follows:

Section 9 of chapter 90 of the General Laws is hereby amended by striking out the first sentence, as most recently amended by section 7 of chapter 736 of the acts of 1967, and inserting in place thereof the following sentence: — No person shall operate, push, draw or tow any motor vehicle or trailer, and the owner or custodian of such a vehicle shall not permit the same to be operated, pushed, drawn or towed upon or to remain upon any way except as authorized by section three, unless such vehicle is registered in accordance with this chapter and carries its register number displayed as provided in section six, and, in the case of

a motor vehicle, is equipped as provided in section seven, except that a tractor, trailer or truck may be operated without such registration upon any way for a distance not exceeding one half mile, if said tractor, trailer or truck is used exclusively for agricultural purposes, or for a distance not exceeding three hundred yards, if such tractor, trailer or truck is used for industrial purposes other than agricultural purposes, for the purpose of going from property owned or occupied by the owner of such tractor, trailer or truck to other property so owned or occupied; and except that a new automobile being delivered to a dealer by means of a tractor and trailer may be unloaded on a public way and driven by the person so delivering or his agents or servants without such registration to a dealer's premises over a public way for a distance not exceeding three hundred feet, provided that the person so delivering, with respect to such new automobile, shall have filed with the registrar a motor vehicle liability policy or bond in compliance with the provisions of this chapter; and except that a motor vehicle designed for the carrying of golf clubs and not more than four persons may be operated without such registration upon any way if such motor vehicle is being used solely for the purpose of going from one part of the property of a golf course to another part of the property of said golf course, provided that the owner of such motor vehicle shall have filed with the registrar a public liability policy or bond providing for the payment of damages to any person to the amount provided by section thirty-four A due to injuries sustained as a result of the operation of such vehicle; and except that an earth-moving vehicle used exclusively for the building, repair and maintenance of highways which exceed the dimensions or weight limits imposed by section nineteen and the weight limits imposed by section thirty of chapter eighty-five may be operated without such registration for a distance not exceeding three hundred yards on any way adjacent to any highway or toll road being constructed, relocated or improved under contract with the commonwealth or any agency or political subdivision thereof or by a public instrumentality; provided, that a permit authorizing the operation of such a vehicle in excess of the stated weight or dimension limits has been issued by the commissioner of public works or the board or officer having charge of such way; and provided, further, that such earth-moving vehicle shall be operated under such permit only when directed by an officer authorized to direct traffic at the location where such earth-moving vehicle is being operated.

Approved July 17, 1968.

Chap. 654. AN ACT DIRECTING THE COUNTY COMMISSIONERS OF WORCESTER COUNTY TO HAVE PLANS AND SPECIFICATIONS PREPARED FOR THE ALTERATION, REPAIR AND IMPROVEMENT OF THE WORCESTER COUNTY HOSPITAL BUILDINGS IN THE CITY OF WORCESTER.

Be it enacted, etc., as follows:

The county commissioners of Worcester county are hereby authorized and directed to have plans and specifications prepared for the alteration, repair and improvement of the Worcester County Hospital buildings in the city of Worcester. For said purposes, said commissioners may expend from available funds a sum not exceeding ten thousand dollars.

Approved July 17, 1968.

Chap. 655. AN ACT PROVIDING FOR THE ENTRANCE OF MANAGEMENT INTERNS INTO THE OFFICIAL SERVICE OF THE COMMONWEALTH AND IN CERTAIN POLITICAL SUBDIVISIONS THEREOF.

Be it enacted, etc., as follows:

Chapter 31 of the General Laws is hereby amended by inserting after section 8B the following section: —

Section 8C. Once each year, or more often if the director determines that the public convenience so requires, the director shall hold a competitive examination, except as provided in section twenty open to citizens of the United States, wherever they may reside, who, at the time of such examination, have completed, or expect to complete within nine months, a four-year course leading to a bachelor's degree in an accredited college or university, or have any combination of education and experience in administrative, professional or investigative work acceptable to the director.

The form, method and subject matter of such examination shall be determined from time to time by the director. Notice of the examination shall take such form and be given in such manner and at such time or times as the director shall determine; and the director shall likewise determine when applications for the examination shall be received.

Following each such examination, the director shall establish an eligible list containing the names of all persons who passed such examination and he shall place such names in the order specified by section twenty-three. Such list shall be open to public inspection. Each applicant shall be notified promptly of the results of his examination.

Certification from any such list shall be made by the director only to fill vacancies in offices or positions in the official service of the commonwealth and its subdivisions for which, with the approval of the commission, he determines the examination to have been appropriate and only upon request of the appointing authority for certification from such list.

Approved July 17, 1968.

Chap. 656. AN ACT ALLOWING THE NORTH ADAMS INDUSTRIAL DEVELOPMENT COMMISSION TO ISSUE BONDS WITHOUT ANY INTEREST LIMITATION ON THE PAYMENT OF SUCH BONDS.

Be it enacted, etc., as follows:

Section 3 of chapter 548 of the acts of 1953 is hereby amended by striking out the seventh sentence and inserting in place thereof the following sentence: — The commission may sell such bonds in such manner, either at public or private sale, and for such price as it may determine to be for the best interest of the commission.

Approved July 17, 1968.

Chap. 657. AN ACT AUTHORIZING THE TOWN OF WINCHENDON TO ERECT A TOWN GARAGE TO BE USED BY ITS DEPARTMENT OF PUBLIC WORKS ON LAND OWNED BY THE TOWN AND BEING PART OF A PUBLIC DOMAIN.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the provisions of sections nineteen and twenty-two of chapter forty-five of the General Laws, the town of

Winchendon is hereby authorized to erect a town garage to be used by its department of public works on the following described parcel of land owned by the town, which land was set aside by vote of the town on March 7, 1925, for forest production.

A certain tract of land on the southerly side of Glenallen street in Winchendon, being a portion of the "Tolman Land" so-called, and part of the land under control of the conservation committee of the town, bounded and described as follows:

From a plan of the layout of Glenallen street as altered and laid out by the county commissioners July 7, 1966, and on file at the county courthouse as Sheet #2 of Decree #1610 — Plan II-3973-R.

Beginning at an angle point of the Mary Bosworth land and Glenallen street, thence easterly on the sideline of Glenallen street on an eight hundred (800) foot radius about three hundred fifty-four (354) feet to the point of tangency of the curve.

Thence North 88° 22′ 20″ East about three hundred sixty-seven (367) feet along the southerly line of Glenallen street to an angle point.

Thence South 1° 37′ 40″ E. a distance of three hundred (300) feet to an angle point.

Thence South 88° 22′ 20″ W. a distance of seven hundred ninety (790) feet to land of Mary Bosworth and angle point.

Thence North 26° 22′ 20″, a distance of two hundred twenty-three (223) feet along the land of Mary Bosworth to a stone bound at an angle point in the land of Mary Bosworth.

Thence North 46° West about twenty-seven feet along land of Mary Bosworth to the sideline of Glenallen street and the place of beginning.

This tract contains about four and fifty-seven hundredths (4.57) acres.

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

Approved July 18, 1968.

Chap. 658. AN ACT AUTHORIZING CITIES AND TOWNS TO REFINANCE LOANS FOR PUBLIC WELFARE AND VETERANS' BENEFITS.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide forthwith for the extension of time allowed for municipal repayment of indebtedness incurred for the purpose of meeting 1967 expenditures for public welfare and 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:

SECTION 1. Any city or town which incurred debt during the year nineteen hundred and sixty-seven in accordance with chapter twenty-seven of the acts of nineteen hundred and sixty-six, or clause (9) of section eight of chapter forty-four of the General Laws, for public welfare or for veterans' benefits may borrow in each of the years nineteen hundred and sixty-eight and nineteen hundred and sixty-nine a sum sufficient to pay all or any portion of the principal coming due thereon in such year, and may issue bonds or notes therefor, which shall bear on their face the words (name of city or town) "Municipal Relief Funding Loan, Act of 1968". A borrowing under this act shall be authorized by a two thirds vote as defined in section one of said

chapter forty-four. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than three 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 said chapter forty-four, exclusive of the limitation contained in the first paragraph of section seven thereof.

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 either in such manner as is provided for emergency orders or ordinances in its charter or in the manner applicable to loan orders for temporary loans in anticipation of taxes, 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.

Approved July 18, 1968.

Chap. 659. AN ACT PROVIDING THAT CERTAIN OFFICERS AND EMPLOYEES OF THE CITY OF LOWELL MAY BE ALLOWED COMPENSATION FOR CERTAIN HOLIDAYS.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any provision of any general or special law to the contrary, the city council of the city of Lowell may, by ordinance, designate such legal holidays as they may select, which holidays so selected, or if any such holiday occurs on a Sunday, the day following on which such holiday is celebrated, shall be paid holidays with compensation payable at regular day's pay rate to such employees and officers of said city as said city council may specify in such ordinance.

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

Approved July 18, 1968.

Chap. 660. AN ACT REQUIRING THE ITEMIZING OF PREMIUMS FOR MOTOR VEHICLE INSURANCE.

Be it enacted, etc., as follows:

Section 113B of chapter 175 of the General Laws, as most recently amended by chapter 292 of the acts of 1964, is hereby further amended by adding the following paragraph:—

The original invoice rendered by an insurance company, insurance agent or broker to an insured for insurance in connection with a motor vehicle shall be so itemized as to separately indicate the premium charged for compulsory motor vehicle liability insurance.

Approved July 18, 1968.

Chap. 661. AN ACT PLACING THE POSITION OF FIRE DISPATCHER IN THE FIRE DEPARTMENT OF THE TOWN OF BOURNE UNDER THE CIVIL SERVICE LAW.

Be it enacted, etc., as follows:

SECTION 1. The position of fire dispatcher in the fire department of the town of Bourne shall be subject to civil service law and rules, and the tenure of office of each incumbent thereof on the effective date of this act shall be unlimited, subject, however, to said law and rules. Each incumbent of said position on said date shall be required to take a qualifying examination, and, if he passes said examination, 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 passage.

Approved July 18, 1968.

Chap. 662. AN ACT EXTENDING THE TIME WITHIN WHICH THE CITY OF BROCKTON SHALL PLACE ITS WATER FILTRATION PLANT AT SILVER LAKE IN OPERATION.

Be it enacted, etc., as follows:

Section 4 of chapter 371 of the acts of 1964 is hereby amended by striking out, in line 25, the words "October first, nineteen hundred and sixty-eight" and inserting in place thereof the words: — February first, nineteen hundred and sixty-nine. *Approved July 18, 1968.*

Chap. 663. AN ACT PROVIDING FOR THE ESTABLISHMENT OF THE SOUTHEASTERN REGIONAL PLANNING AND ECONOMIC DEVELOPMENT DISTRICT.

Be it enacted, etc., as follows:

Chapter 40B of the General Laws is hereby amended by inserting after section 8 the following eleven sections under the caption— SOUTHEASTERN REGIONAL PLANNING AND ECONOMIC DEVELOPMENT DISTRICT:

Section 9. The commissioner of the department of commerce and development, hereinafter in this section and sections ten to nineteen, inclusive, called the commissioner, may establish a regional planning and economic development district consisting of all the cities and towns in the Southeastern Massachusetts Regional Planning District established under this chapter, and the towns of Plymouth, Plympton, Carver and Kingston, to be known as the Southeastern Regional Planning and Economic Development District, provided a determination is made by the United States Secretary of Commerce that said area is eligible for designation as an economic development district in accordance with the provisions of the Public Works and Economic Development Act of 1965. Said district shall constitute a public body politic and corporate.

Section 10. Upon the designation of the regional planning and economic development district by the commissioner, all cities and towns within the boundaries of the district shall become members of the district. The commissioner may from time to time review the boundaries of the district so established and, if he deems it in the best

interest of the district, he may with approval of a majority of the members of the regional planning and economic development commission include additional cities and towns, or he may exclude cities and towns from said district; provided, however, that prior to such increase or decrease in the membership of the district, the commissioner shall consult with the mayor of a city, or the city manager in a city having a Plan D or Plan E form of government, or the selectmen of a town to be included or excluded from such district.

The city or town may, after it has been a member of a regional planning and economic development district for a period of not less than five consecutive calendar years, terminate its membership in the district by a two thirds vote of the city council or by vote of a town meeting or town in favor of terminating such membership. Said termination shall become effective at the end of the calendar year within which said termination is voted.

Section 11. If the district boundary of the regional planning and economic development district established in accordance with section nine includes a majority of cities and towns organized as a regional planning district pursuant to this chapter, said regional planning district shall be dissolved upon the organization of a regional planning and economic development district.

When the Southeastern Massachusetts Regional Planning District is dissolved and a successor district is established in accordance with the provisions of section nine, the jurisdiction and responsibility of said Southeastern Massachusetts Regional Planning District shall be transferred to the successor district and commission and all records, reports, studies, documents, plans and property including all assets and liabilities of said district or commission shall be transferred forthwith to the custody, control and responsibility of the regional planning and economic development commission. Upon the effective date of any such dissolution, all of the permanent or temporary employees of such district or commission shall be transferred to the regional planning and economic development district without impairment of retirement rights and without reduction in compensation or salary grade; provided, however, that nothing in this section shall be construed to confer upon any employee any tenure of office or employment or any rights not held prior to such transfer. The adopted plans and policies of said district so dissolved pertaining to regional planning considerations shall be deemed to be and shall continue to have full force and effect until modified by the commission of the successor district. No such dissolution of a previously established district and no establishment of a district in accordance with section nine shall become effective except in compliance with the following procedure; upon receipt of notification from the commissioner that he intends to establish a district in accordance with section nine, the city manager in a city having a city manager and the mayor in any other city, the board of selectmen, and the planning board of each city and town therein shall not later than twenty days from the date of notification appoint or designate the respective commission members to serve in the interim period until March thirty-first next, provided, however, that in the case of a planning board which had previously appointed a member of a regional planning commission established in accordance

with this chapter, each such planning board shall appoint the same member to the commission established in accordance with section nine for said interim period if said member is willing to accept said appointment, but shall otherwise appoint in accordance with this section. The commission members so designated shall not later than thirty-five days from the date of said notification, elect officers in accordance with section fifteen. Upon receipt of notification from the commission so established, that there has been compliance with the foregoing procedures, the commissioner shall forthwith notify the state secretary who shall issue a certificate of organization to said district which shall be conclusive evidence of the establishment and organization of said district, and, the commissioner shall forthwith dissolve the previously established regional planning district.

Section 12. In the regional planning and economic development district established pursuant to section nine, there shall be a regional planning and economic development commission which shall consist of the mayor of each city, or in a city that has a Plan D or Plan E form of government the city manager, or their designees, a member appointed by the board of selectmen of each town included within said district who need not be a member of the board of selectmen, a member appointed by the planning board of each such city or town who shall be a member of the planning board. Each member shall be appointed for a term of one year commencing April first of the year appointed to March thirty-first of the succeeding year, and the appointment or reappointment of each member shall be certified annually to the commission by the appointing authority in the month of April.

Section 13. Twenty-one persons residing within the district shall be appointed to an advisory committee for the purpose of providing advice and guidance to said commission and said persons shall be representative of business, labor, professional and civic organizations and other economic interests within the district. Nine members shall be appointed by the commissioner with the approval of the governor, and twelve members shall be appointed by the commission. Of the initial appointees of the commissioner, three shall be appointed for a term of one year, three for a term of two years and three for a term of three years. Of the initial appointees of said commission, four shall be appointed for a term of one year, four for a term of two years and four for a term of three years. Upon the expiration of a term of a member of the advisory committee, his successor shall be appointed in like manner for a term of three years. In the event of a vacancy, a new member of the advisory committee shall be appointed in like manner to serve for the remainder of the unexpired term. Each member of said advisory committee shall continue to serve as such until his successor is appointed and qualified. The commission shall, in its by-laws, provide appropriate procedures for the referral of problems, issues and policies for deliberation by the advisory committee.

Section 14. The regional planning and economic development district established under the provisions of section nine shall have the following powers and duties:

(*a*) to adopt a corporate seal;

(*b*) to sue and be sued, but only to the same extent and upon the same conditions that a town may sue or be sued;

(*c*) to rent, lease or otherwise to acquire quarters for the housing of the commission and the staff thereof;

(*d*) to receive and disburse funds from any public or private sources for any district purposes.

In addition to the foregoing, the district, acting through the commission or any committees thereof, shall have the following additional powers and duties;

(*e*) to conduct studies of the resources, problems and needs of the district, and, on the basis of such studies, to prepare and, from time to time, revise both comprehensive regional plans and comprehensive economic development programs for the district and for such part or parts thereof as the commission may deem advisable, including recommendations for the physical, social and economic improvement of the district. Such plans and recommendations shall be adopted and may be changed or supplemented from time to time by a majority vote of the commission and shall be a public record; and to conduct feasibility and implementation studies for public facilities and programs and for public and private development projects which are consistent with and which would tend to implement the objectives and recommendations of the commission;

(*f*) to conduct research, surveys, analyses and compile such data, maps, charts and tables and other pertinent or necessary information for the purpose of formulating regional and subregional goals, objectives, policies, plans and programs and for project proposals related to the comprehensive physical, social and economic development and redevelopment of the resources and facilities of the district and its subdistricts.

(*g*) to cooperate with and to assist each city and town in the district to coordinate its planning and economic development activities with the district so as to obtain maximum benefits for the district and for each city and town from such activities;

(*h*) to cooperate with and to assist agencies of the commonwealth and the United States government in fulfilling the purposes and objectives of the district;

(*i*) to recommend appropriate action by public and private organizations and agencies to implement the recommendations prepared by the commission;

(*j*) to provide technical advice, assistance and guidance to cities and towns, to other public agencies and to development organizations and to private businesses in the district in implementing the objectives and recommendations of the commission, in undertaking planning and economic development programs, and in making application for federal financial assistance;

(*k*) to compile and maintain a system for the collection and dissemination of information and statistics relevant to the district, and to make such information available to public agencies and to private organizations and individuals engaged in activities which tend to implement the objectives and recommendations of the commission;

(*l*) to approve or disapprove by majority vote such plans for the development and redevelopment of the district or parts thereof, as may be laid before it. The approval or disapproval of any such plan or any such recommendation of the commission shall be advisory only; provided, however, that the commission shall have the power to

exercise such approval or disapproval as a regional or metropolitan planning or development agency acting pursuant to the requirements of any publicly aided program applicable to the district or to any part thereof;

(*m*) to advertise and otherwise to promote the implementation of the plans and recommendations of the commission and the economic and industrial development of the district;

(*n*) to sponsor conferences, institutes, seminars and training programs on behalf of the district and the cities and towns therein for the purpose of developing the capabilities of commission members, commission staff, other public officials and employees and development organizations, to assist in preparing and implementing the plans and recommendations of the commission;

(*o*) to undertake comprehensive and special planning and economic development programs and projects for any part or parts of the district, and, for such purpose to assist intermunicipal cooperation and to delineate, establish and administer subregional district organizations as administrative subdivisions of the district and commission.

Except as otherwise prohibited by law said district and commission is further authorized to act as and to assume the duties, obligations and responsibilities of an economic development district designated pursuant to the Public Works and Economic Development Act of 1965.

The commission shall report annually on or before February first to the city councils and town meetings of the cities and towns in the district as to the plans and recommendations of the commission and the status thereof. The commission shall make and publish such reports as the commission shall deem appropriate for the purpose of accomplishing, promoting and explaining the objectives and recommendations of the district.

Section 15. The commission shall elect annually at its meeting held in the month of April by and from its members a chairman, a vice-chairman, a secretary and a treasurer, each of whom shall hold office until his successor is elected and qualified. The commission shall from time to time fill any vacancy in such an office for the unexpired term thereof.

The commission may also elect an assistant treasurer who may exercise all the powers and duties of the treasurer in the absence of the treasurer.

The commission shall meet during the months of April, July, October and January and at such other times as the commission shall determine.

The commission shall establish rules of procedure for its activities and the activities of all committees, and shall keep a complete and accurate record of the substance of its meetings, transactions, resolutions, findings and determinations, all of which shall be a public record.

The treasurer and the 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 sum and upon such conditions as the commission may require.

There may be an executive committee, elected annually, consisting of (1) the officers of the commission, who shall serve as the officers of the executive committee, (2) four members of the commission who shall be elected by a majority vote of the commission and who shall be selectmen or designees of selectmen, (3) four members of the commission who shall be elected by a majority vote of the commission and who shall be representatives of the planning boards, and (4) the mayor or city manager or his designee of each city serving as a member of the commission; provided, however, that each redevelopment area within the district as designated by the Secretary of Commerce of the United States pursuant to the Public Works and Economic Development Act of 1965, shall be entitled to have at least one member on the executive committee among the members who are either mayors or their designees or the selectmen or their appointees.

The commission may appoint from among its members such other special and standing committees as it shall deem necessary and all such committees shall exercise such powers, discharge such responsibilities, and perform such duties as the commission may delegate thereto by vote or by its by-laws.

The officers of the commission and members of committees shall serve without compensation, but shall receive payment for necessary expenses, including travel incurred in the performance of their duties. The commission shall establish such technical advisory committees as may be needed to assist the executive director in planning and developing the programs and projects of the commission. The chairman, commissioner or head of any state, county or municipal agency, and any public authority operating within the district if permitted by its trust indentures to do so, shall delegate one or more well-qualified representatives from the agency or authority to serve on any of the said technical advisory committees when so requested by the commission.

Section 16. The commission shall employ, and may remove, an executive director, who shall be qualified by education, training and experience in economic development, regional and program planning, and community relations. The executive director, on behalf of and with the approval of the commission, shall employ and appoint all other employees of the commission, including temporary or part-time personnel. The executive director and other employees of the commission shall not be subject to chapter thirty-one nor to section nine A of chapter thirty. The commission shall determine and establish the compensation and other terms, conditions and benefits of employment for all employees of the commission.

Section 17. The commission is authorized to enter into contracts and agreements with any department, agency or subdivision of federal or state government and any individual, corporation, association or public authority to provide or to receive services, facilities, staff assistance or money payments in connection with the work of the commission, and the commission may contribute or receive services, facilities, staff assistance or money payments as consideration in such contracts or agreements. The commission shall approve all contracts which shall be signed by the chairman and treasurer.

The commission may make expenditures and incur obligations for

services and other expenses, subject to the following conditions and limitations: The commission may expend such amounts in addition to its annual assessment upon the cities and towns in the district as the commission may receive under any federal or state law, or by gift, grant, contract or agreement from any source, including grants, bequests, gifts or contributions made by any individual, corporation, association, public authority or department, agency or subdivision of the federal or state government.

Section 18. The commission so established shall not later than fifty days from the issuance of a certificate of organization by the state secretary prepare an estimate of the amount of money required to pay the costs and expenses of the district for the current fiscal year and, in the case of the district being dissolved for the purpose of organizing a district in accordance with section nine, the costs and expenses of said predecessor district incurred during the current calendar year for which funds are not otherwise available, and, after first subtracting from such estimate of costs the amount of unexpended monies in the custody of the commission which were previously received by the predecessor district from member cities and towns for the expenses of the current calendar year, the commission shall apportion, assess and certify for payment the amount so determined in accordance with this section.

Each city and town treasurer shall not later than thirty days from the receipt of said certification pay the amount so apportioned and certified from any monies available in the treasury of each such city or town, and the board of assessors of each such city or town shall include said amount in the assessment for the annual tax levy if such tax levy has not been assessed, but otherwise shall include said amount in the next annual tax levy in addition to any amount to be raised for the purposes of the commission for the next fiscal year in accordance with this section.

The commission shall operate on a fiscal year running from January first to December thirty-first of each calendar year. The commission shall, annually, in the month of November, estimate the amount of money required to be assessed upon the cities and towns in the district necessary to pay the cost and expenses of the district for the following fiscal year. The amount so determined for the district shall not exceed a sum equivalent to fifteen cents per capita of the population of the district or fifty thousand dollars, whichever is the greatest amount; and said amount shall be apportioned and assessed upon each city and town in the district in the proportion which the population of each such city or town bears to the total population of the district, provided, however, that the population of the district and of each city and town shall be the population as determined by the most recent state or national decennial census exclusive of the population in any county, state or federal institutions otherwise included in such census. The amounts so apportioned for each city and town shall, prior to December thirty-first of each year, be certified by the district treasurer to the treasurers of each city and town within the district. Each city and town treasurer shall forthwith pay the amount so apportioned by the district treasurer not later than January tenth of the fiscal year for which the apportionment is made, and shall make such payment from any monies available in the

treasury of each such city or town. The district treasurer shall submit a duplicate copy of the aforementioned certification to the board of assessors of each city and town, and each such board of assessors shall include said amounts in the assessment for the annual tax levy according to the procedures specified in section twenty-one of chapter fifty-nine; provided, however, that if the annual tax levy is determined by any such board of assessors prior to receiving a copy of said certification, the board of assessors shall include as money to be raised in the tax levy an amount equal to twenty cents per capita of the population of the city or town as determined aforesaid, and, if said amount is less than the amount actually certified by the district treasurer, the difference shall be included as money to be raised in the next annual tax levy.

Payments for the expenses of the district shall be made by the treasurer or assistant treasurer only upon a warrant for such payment approved by a majority of the commission or, if so delegated, by a majority of the executive committee or by a majority of such other committee as the commission may delegate by its by-laws to exercise such approval.

Said regional planning and economic development district may accumulate reserve funds for, but not limited to, the purposes of funding the purchase and replacement of capital equipment and participating in state and federal programs, provided, that such accumulated reserve funds may not exceed the estimated proportion of the district commission's costs and expenses to be paid by the member cities and towns during the next fiscal year.

The director of accounts in the department of corporations and taxation shall annually cause an audit to be made of the accounts of the commission. A report thereon shall be made to the chairman of the commission and a copy thereof shall be sent in a city having a city manager to said city manager and in all other cities to the mayor, the board of selectmen of each town and to each planning board in the district.

Section 19. There shall be a mutual exchange between the commission and all agencies of the commonwealth and of each political subdivision thereof within the district, of data, records, and information within their knowledge and control pertaining to the district, or to parts thereof, which may be required for the preparation of programs designed to achieve the purposes of this chapter.

Approved July 18, 1968.

Chap. 664. AN ACT PROVIDING FOR THE ESTABLISHMENT OF A POLICE DEPARTMENT BY THE MASSACHUSETTS BAY TRANSPORTATION AUTHORITY.

Be it enacted, etc., as follows:

SECTION 1. There shall be established by the Massachusetts Bay Transportation Authority, hereinafter called the authority, a police department to be under the supervision of a police officer to be known as the chief of police. Said office of the chief of police and offices and positions in said police department shall be subject to the provisions of chapter thirty-one of the General Laws. Such police officers shall have, within the territorial limits of the authority, the powers and

duties which are conferred or imposed upon police officers of cities and towns under the provisions of section ninety-eight of chapter forty-one of the General Laws, and shall have the powers and duties which are conferred or imposed upon police officers under section ninety-three of chapter one hundred and fifty-nine of the General Laws to the same extent as though they had been appointed on petition of the authority pursuant to the provision of section nine L of chapter twenty-two of the General Laws, and the provisions of said section ninety-eight, as amended, and of said section ninety-three, as amended, shall apply to such police officers in the exercise of the aforesaid powers and duties.

Such police officers shall not engage in the administrative activities of the authority with reference to other employees of the authority except as required in the exercise of their powers and duties as police officers and in the protection of persons and property.

SECTION 2. The chief of police of the authority or, in the absence of the chief of police, a person designated by the board of directors of the authority to act in his stead may, upon the requisition of the mayor or chief of police or selectmen of a city or town or person however designated having the duties of chief of police, or, in the absence of the chief of police or of such person, the commanding officer, provide police officers who shall have the authority of constables and police officers within the limits of such city or town, except as to the service of civil process, and, while exercising such authority within such limits, shall have the same immunities and privileges as when acting within the limits of the authority; and the authority shall be entitled to receive from such city or town the amount paid to them for their services including their necessary traveling expenses.

The mayor, selectmen or chief of police of a city or town or person however designated having the duties of chief of police, or, in the absence of the chief of police or of such person, the commanding officer, may, upon requisition of the board of directors of the authority or chief of police of the authority or, in the absence of the chief of police, a person designated by the board of directors to act in his stead, provide police officers who shall have the authority of constables and police officers within the limits of the authority, except as to the service of civil process, and while exercising such authority within the limits of the authority, shall have the same immunities and privileges as when acting within their respective cities and towns; and the city or town providing such officers shall be entitled to receive from the authority the amount paid to them for their services including their necessary traveling expenses.

SECTION 3. A person arrested by a police officer of the authority shall be taken to a police station or other place of lawful detention within twenty-four hours after the time of such arrest, Sunday excepted, in the city or town where the arrest is made or where the car, vehicle, bus or train next stops or in any city or town of the same or adjoining county through which the car, vehicle, bus or train passes after the arrest. Complaint shall be made by the arresting officer against the person arrested for the offense for which he was arrested to a district court and such court shall have jurisdiction of the case.

SECTION 4. Sections nine L, nine M and nine N of chapter twenty-two of the General Laws and sections ninety-two, ninety-four and ninety-five of chapter one hundred and fifty-nine of the General Laws shall not apply to the police department of the authority established by this act or to the police officers appointed pursuant thereto.

SECTION 5. No starter or inspector employed by the Massachusetts Bay Transportation Authority on the effective date of this act shall be deprived of employment with said authority because of the creation of the police department established by this act.

Approved July 18, 1968.

Chap. 665. AN ACT ESTABLISHING IN THE TOWN OF LEE REPRESENTATIVE TOWN GOVERNMENT BY LIMITED TOWN MEETINGS.

Be it enacted, etc., as follows:

SECTION 1. There is hereby established in the town of Lee a form of representative town government by limited town meetings hereinafter set forth.

SECTION 2. The by-laws of the town shall determine the number of voting precincts or a minimum and maximum number into which the town shall be divided for the election of members of the representative town meeting. Upon the adoption of such by-laws, the selectmen shall divide the town into precincts for the purposes of this act.

SECTION 3. The by-laws of the town shall determine a percentage of the population which is to constitute the membership of the representative town meeting in each precinct. The number of members elected in each precinct shall be approximately in the same ratio to the number of members elected in the town as the population of the precinct is to the population of the town. The membership in each precinct shall consist of a number divisible by three which is not in excess of the required percentage of population. Each precinct shall have not less than six nor more than fifteen members, with no more than one member for each one hundred of population or major fraction thereof as nearly as may be, and the total elected membership in the town shall not exceed eighty.

SECTION 4. Prior to the adoption of by-laws providing for the number of precincts and the membership of the representative town meeting, the selectmen and registrars of voters acting jointly shall recommend to the town meeting for its consideration a proposed number of precincts and a proposed number of members or percentage of population for the membership in each precinct which in their opinion would be suitable for the town.

SECTION 5. The membership of the representative town meeting also shall include the following members at large: The moderator, town clerk, board of selectmen, chairman of the finance committee and any member of the General Court who is a registered voter of the town.

SECTION 6. It shall be the duty of the chairman of each board or committee of the town and the head of each town department to attend that part of every representative town meeting at which matters, other than those to be acted upon or determined by ballot, are to be considered.

SECTION 7. The precincts shall be plainly designated and so established as to consist of compact and contiguous territory, and shall be

bounded so far as possible by the center line of highways or by other well defined limits.

Any homogeneous neighborhood or any area consisting of similar parts or having like characteristics shall be constituted as a separate precinct so far as practicable.

SECTION 8. The boundaries of precincts shall be reviewed and may be wholly or partly revised by the selectmen in December of any year after the expiration of five years following their establishment or revision, or in December of any other year when so directed by vote of a representative town meeting held not later than the twentieth day of October in such year.

SECTION 9. The selectmen within ten days after the establishment or revision of precincts shall file a report of their action, with the town clerk, the registrars of voters and the assessors, with a map or description of the precincts and the names and addresses of the registered voters in each. They also shall cause to be posted in the town hall a map or description and a list of the registered voters in the precinct as established or revised, and similar information for each precinct shall be posted in at least one public place in the precinct unless a description of precincts shall be published in a newspaper having a general circulation in the town.

SECTION 10. The division of the town into precincts and any revision of precincts shall take effect upon the date of filing of the report by the selectmen with the town clerk, such date to be not later than January fifteenth following the time established for review or revision referred to in section eight. Whenever precincts are established or revised, the town clerk shall give written notice to the secretary of the commonwealth, stating the number and designation of the precincts.

SECTION 11. Meetings of the registered voters of the several precincts for elections and primaries or for voting upon a question to be submitted to all the voters of the town shall be held at the same time and at such place or places as the selectmen shall direct in the warrant for the meeting.

SECTION 12. The nomination of candidates for town meeting members shall be made by nomination papers which shall bear no political designation. Such papers shall be signed by not less than ten registered voters of the precinct in which the candidate resides and shall be filed with the town clerk not later than the last day on which the nomination papers of candidates for other town offices must be filed. They shall be submitted to the registrars of voters and shall be certified in the manner provided by law for the certification of the nomination papers of candidates for town offices. Nomination papers shall not be valid for any candidate whose written acceptance is not endorsed thereon or attached thereto when filed.

SECTION 13. A town meeting member may become a candidate for reelection by giving written notice to the town clerk not later than fourteen days prior to the last day on which the nomination papers of the candidates for other town office must be filed.

SECTION 14. The registered voters in each precinct, at the first annual town election held after the establishment of the precinct, and those in any precinct affected by a revision of precincts at the first annual town election following such revision, shall elect by ballot the num-

ber of registered voters in the precinct, determined as herein provided, to be town meeting members of the town.

SECTION 15. The first third of the members elected in the order of votes received shall serve for three years, the second third for two years and the remaining third for one year from the day of the annual town meeting. In case of an equal vote affecting the division into thirds, the members from the precinct shall determine the same by ballot.

SECTION 16. Thereafter, except as otherwise provided herein, the registered voters of each precinct at each annual town election shall elect for the term of three years in like manner one third of the number to which the precinct is entitled, and also shall fill for the unexpired term any vacancy then existing in the number of elected town meeting members in the precinct.

SECTION 17. If two or more candidates for town meeting member receive an equal number of votes for last place or places, other than for the division into thirds for deciding their term of office, the remaining members elected in such precinct at the same election shall determine by ballot which of the candidates shall serve as a town meeting member. The terms of office of the town meeting members from any precinct whose boundaries are revised shall cease upon the election of their successors. The town clerk, after every election of town meeting members, shall notify each member by mail of his election.

SECTION 18. If the boundaries of any precinct are revised or any new precinct established, there shall be a new election of town meeting members in such precinct at the first annual town election following such a revision.

SECTION 19. The representative town meeting members shall be elected in conformity with the laws relative to elections, and the provisions of law relating to precinct voting at elections shall apply to all elections and primaries in the town so far as such laws are not inconsistent herewith. The provisions of this act pertaining to establishment of precincts shall not authorize any action contrary to the provisions of any law relative to the use of precincts in the formation of representative districts.

SECTION 20. A town meeting member may resign by filing a written resignation with the town clerk, effective upon the date of filing. A member who removes from the town shall cease to be a member, and a member who removes from one precinct to another may serve only until the next annual town meeting.

SECTION 21. A vacancy in the number of town meeting members from any precinct arising from any cause may be filled until the next election by vote of the remaining members from the precinct. Upon petition signed by not less than one third of the town meeting members of the precinct, the town clerk shall call a meeting of the remaining members from the precinct, for the purpose of filling the vacancy, notice of which shall be mailed to such members not less than seven days before the time of the meeting.

SECTION 22. A majority of the members from the precinct attending such a meeting shall constitute a quorum and shall elect one of their number as chairman and one as clerk, or they may designate the town clerk to act as clerk of the meeting. The vote shall be by ballot and a plurality of votes cast shall be necessary for a choice. The chairman

and clerk shall count the ballots and the chairman shall make a certificate of the choice which shall be filed with the town clerk together with a written acceptance of the person so chosen, who thereupon shall be deemed to be elected as a town meeting member.

SECTION 23. A moderator shall be elected by ballot at the annual town meeting when the term of office of a moderator expires, and he shall serve at all town meetings, except as otherwise provided by law, until a successor is elected and qualified. The nomination and election of a moderator shall be the same as for other elective town officers, and any vacancy in the office may be filled by the town meeting members at a meeting held for the purpose. If the moderator is absent, a moderator pro tempore may be elected by the town meeting members.

SECTION 24. The articles in the warrant for every town meeting which relate to the election of a moderator, town officers, and town meeting members and to referenda and all matters to be acted upon and determined by ballot shall be acted upon and determined by the registered voters of the town in their respective precincts. All other articles shall be acted upon and determined exclusively by the town meeting members at a meeting held at a time and place specified by the selectmen in the warrant for the meeting, subject to a referendum as herein provided.

SECTION 25. Any representative town meeting held in the town shall be limited to the members of the representative town meeting, constituted in the manner provided by this act.

SECTION 26. The town clerk shall notify the members of the time and place at which meetings are to be held, the notices to be sent by mail at least seven days before the meeting. Notice of an adjourned meeting shall be sent by mail as soon as practicable following the dissolution of the meeting from which adjournment is taken.

SECTION 27. The members of the representative town meeting shall be the judge of the election and qualifications of their own members. The members shall receive no compensation for serving as members of the representative town meeting. A majority of the members shall constitute a quorum for the transaction of business. A lesser number may organize temporarily and may adjourn from time to time.

SECTION 28. The representative town meeting may make such rules consistent with law as it may consider necessary for conducting its meetings.

SECTION 29. The representative town meeting may appoint such committees as it may consider necessary to investigate and report on any matters referred to them and to make a recommendation thereon, but no such committee shall have any executive or legislative powers and all matters shall be determined by the town meeting members.

SECTION 30. All representative town meetings shall be open to the public. Any registered voter of the town who is not a town meeting member, subject to such conditions as the town meeting members may determine, may speak at least once upon any matter at such a meeting, but he shall have no vote.

SECTION 31. A vote of the representative town meeting under any article in the warrant shall not be operative until the expiration of ten days, exclusive of Sundays and holidays, from the dissolution of the meeting other than the following: (a) to adjourn; (b) to authorize the expenditure of less than twenty thousand dollars; (c) to appropriate

money for the payment of principal and interest of bonds and notes of the town; (d) to authorize the temporary borrowing of money in anticipation of revenue; (e) to enact an emergency measure required for the immediate preservation of the public peace, health or safety and so declared by a preamble and adopted by a two thirds vote of the town meeting members present and voting thereon.

SECTION 32. If within such period of ten days a petition signed by not less than thirty registered voters in each precinct, the aggregate number so signing being not less than five per cent of the registered voters in the town, is filed with the selectmen asking that any question involved in such a vote be submitted to the voters of the town at large, then the selectmen within seven days thereafter shall call a special meeting to be held within fourteen days following such a call for the sole purpose of presenting the question to the voters at large.

SECTION 33. Each question submitted shall be placed on the official ballot in the following form: "Shall the town vote to approve the action of the representative town meeting whereby it was voted (insert brief description of the substance of the vote)?"

SECTION 34. The polls for voting upon such a question shall be opened at two o'clock in the afternoon and closed not earlier than eight o'clock in the evening. The vote shall be taken by ballot and the check list used in the several precincts in the same manner as for the election to town office. A question submitted shall be determined by the same proportion of votes as would be required if the question were determined by a representative town meeting, but the action of the representative town meeting shall not be reversed unless at least twenty per cent of all the registered voters shall so vote.

SECTION 35. If such a petition for a referendum is not filed within ten days the vote of the representative town meeting shall be operative and effective upon the expiration of that period.

SECTION 36. The town shall have the capacity to act through and to be bound by the action of its town meeting members, who when convened from time to time shall constitute a representative town meeting. The representative town meeting shall have and may exercise all powers vested in the municipal corporation so far as is consistent with the provisions of this act.

SECTION 37. Action by a representative town meeting in conformity with the laws now or hereafter applicable to the transaction of town affairs in town meeting shall have the same force and effect as if taken in a town meeting open to all voters of the town, as organized and conducted before the establishment of representative town government.

SECTION 38. This act shall be submitted for acceptance to the registered voters of the town of Lee at the annual town meeting to be held in the year nineteen hundred and sixty-nine. The vote shall be taken by ballot in accordance with the provisions of the General Laws, so far as the same shall be applicable. The question to be placed upon the official ballot to be used for the election of town officers at said meeting shall be: "Shall an act passed by the General Court in the year nineteen hundred and sixty-eight, entitled 'An Act establishing in the town of Lee representative town government by limited town meetings', be accepted by the town?" If a majority of the voters voting on this question vote in the affirmative, this act shall take effect immediately for the purpose of the next town election, and for all things relating thereto,

and shall take full effect beginning with the said following election. It shall be the duty of all town officials having to do with elections and holding office at the time of acceptance to do, in compliance with law, all things necessary for the nomination and election of officers first to be elected under this act.

SECTION 39. If this act is not accepted by the registered voters of the town when first submitted, it may be again submitted for acceptance in like manner from time to time at any annual town election within five years thereafter, upon petition signed by at least ten registered voters of the town. *Approved July 18, 1968.*

Chap. 666. AN ACT FURTHER REGULATING APPEALS TO THE APPELLATE DIVISION OF THE SUPERIOR COURT, PROVIDING FOR A CLERK AND ASSISTANT CLERK OF SAID APPELLATE DIVISION, AND FOR A SECOND ASSISTANT CLERK OF THE SUPERIOR COURT FOR CRIMINAL BUSINESS IN THE COUNTY OF SUFFOLK.

Be it enacted, etc., as follows:

SECTION 1. Chapter 278 of the General Laws is hereby amended by striking out section 28A and inserting in place thereof the following section:—

Section 28A. There shall be an appellate division of the superior court for the review of sentences to the state prison imposed by final judgments in criminal cases, except in any case in which a different sentence could not have been imposed, and for the review of sentences to the reformatory for women for terms of more than five years imposed by final judgments in such criminal cases. Said appellate division shall consist of three justices of the superior court to be designated from time to time by the chief justice of said court and shall sit in Boston or at a Massachusetts correctional institution or at such other place as may be designated by the chief justice and at such times as he shall determine. No justice shall sit or act on an appeal from a sentence imposed by him. Two justices shall constitute a quorum to decide all matters before the appellate division.

A designation by the chief justice of the members of the appellate division shall be recorded by the clerk of the appellate division who shall forthwith send copies thereof to the several clerks of the superior court.

The clerk of the superior court for criminal business in Suffolk county shall be the clerk of the appellate division of the superior court. The first assistant clerk of the superior court for criminal business in Suffolk county shall be the assistant clerk of the appellate division of the superior court.

The clerk or the assistant clerk of the appellate division of the superior court shall attend all sittings of the appellate division wherever such sittings are held and shall record the proceedings thereof. The clerk shall have the care and custody of all records, books and papers which pertain to said appellate division. The clerk and the assistant clerk of the appellate division shall have all the power and authority of a clerk of courts in any county of the commonwealth in any and all matters pertaining to the appellate division or to any criminal case in which an appeal for a review of a sentence imposed in any county has been filed.

SECTION 2. Said chapter 278 is hereby amended by striking out section 28B, as amended by section 2 of chapter 255 of the acts of 1945, and inserting in place thereof the following section:—

Section 28B. A person aggrieved by a sentence which may be reviewed may appeal to the appellate division for a review of such sentence. Upon the imposition of a sentence which may be reviewed, the clerk of the court shall notify the person sentenced of his right to appeal. The appeal shall be filed with the clerk of the court for the county where the judgment was rendered within ten days after the imposition of said sentence. An appeal shall not stay the execution of a sentence. The clerk of the court shall notify the chief justice, the justice who imposed the sentence and the clerk of the appellate division of the filing of an appeal. The justice who imposed the sentence appealed from may transmit to the appellate division a statement of his reasons for imposing the sentence and shall make such a statement within seven days if requested to do so by the appellate division.

The appellate division shall have jurisdiction to consider an appeal with or without a hearing, review the judgment so far as it relates to the sentence imposed and also any other sentence imposed when the sentence appealed from was imposed, notwithstanding the partial execution of any such sentence, and shall have jurisdiction to amend the judgment by ordering substituted therefor a different appropriate sentence or sentences or any other disposition of the case which could have been made at the time of the imposition of the sentence or sentences under review, but no sentence shall be increased without giving the defendant an opportunity to be heard. If the appellate division decides that the original sentence or sentences should stand, it shall dismiss the appeal. Its decision shall be final. The clerk of the appellate division shall forthwith notify the appellant, the superintendent of the correctional institution in which the appellant is confined, the clerk of the court in which judgment was rendered, the justice who imposed the sentence appealed from and the chief justice of the final action of the appellate division on an appeal. The appellate division may require the production of any records, documents, exhibits or other things connected with the proceedings. The superior court shall by rule establish forms for appeals hereunder and may by rule make such other regulations of procedure relative thereto, consistent with law, as justice may require.

SECTION 3. Said chapter 278 is hereby further amended by striking out section 28C, as most recently amended by section 36 of chapter 777 of the acts of 1957, and inserting in place thereof the following section:—

Section 28C. If the judgment is amended by an order substituting a different sentence or sentences or disposition of the case, the appellate division or any member thereof shall resentence the defendant or make any other disposition of the case in accordance with the order of said appellate division. Time served on a sentence appealed from shall be deemed to have been served on a substituted sentence.

SECTION 4. Said chapter 278 is hereby further amended by striking out section 28D, as appearing in section 1 of chapter 558 of the acts of 1943, and inserting in place thereof the following section:—

Section 28D. The clerk and the assistant clerk of the appellate division shall each receive from the commonwealth as salary an amount equal to ten per cent of, and in addition to, the salaries established and paid to them as clerk and first assistant clerk, respectively, of the superior court for criminal business in the county of Suffolk.

The clerk and the assistant clerk of the appellate division shall receive for travelling expenses necessarily incurred in the performance of their official duties such sum as shall be approved by a justice of the appellate division to be paid by the commonwealth.

SECTION 5. Section 94 of chapter 221 of the General Laws is hereby amended by striking out the schedule under the caption SUPERIOR COURT FOR CRIMINAL BUSINESS IN THE COUNTY OF SUFFOLK, as appearing in section 1 of chapter 653 of the acts of 1966, and inserting in place thereof the following schedule:—

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.

Second 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. *Approved July 18, 1968.*

Chap. 667. AN ACT PROVIDING FOR A FOURTH ASSISTANT CLERK IN THE DISTRICT COURT OF SOUTHERN ESSEX.

Be it enacted, etc., as follows:

The third paragraph of section 10 of chapter 218 of the General Laws, as most recently amended by section 3 of chapter 812 of the acts of 1967, is hereby further amended by inserting after the word "Norfolk", in lines 4 and 5, the words:—, and in the district court of southern Essex. *Approved July 18, 1968.*

Chap. 668. AN ACT PROVIDING THAT CERTAIN LICENSES FOR THE PURPOSE OF PLACING AND MAINTAINING FILL AND OTHER STRUCTURES IN AND OVER CERTAIN TIDEWATERS IN OR ADJACENT TO THE SQUANTUM AREA OF THE CITY OF QUINCY BE IRREVOCABLE.

Be it enacted, etc., as follows:

All licenses and authority heretofore granted by the commission on waterways and public lands and by the department of public works to place solid fill, to maintain existing bulkheads, and to construct and maintain culverts in Dorchester bay, the Neponset river, Billings creek and other localities at Squantum in the city of Quincy, Norfolk county, as described in the following licenses, only insofar as they relate to land belonging to Jordan Marsh Company as described in Certificate of Title No. 81754, namely: License No. 162, dated February 11, 1918, to Bethlehem Shipbuilding Corporation, Limited; except insofar as said license is applicable to Billings Creek Licenses Nos. 4373, 4829 and 5186, dated respectively December 5, 1960, June 16, 1964 and January 11, 1967, to Boston Edison Company, and License No. 5307, dated October 25, 1967, to Jordan Marsh Company,

shall, notwithstanding any provisions 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 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 July 18, 1968.*

Chap. 669. AN ACT PROVIDING FOR THE APPOINTMENT OF ADDITIONAL ASSISTANT REGISTERS OF PROBATE IN NORFOLK AND SUFFOLK COUNTIES.

Be it enacted, etc., as follows:

SECTION 1. Section 24A of chapter 217 of the General Laws, as most recently amended by chapter 348 of the acts of 1947, is hereby further amended by striking out, in line 2, the words "and a fifth" and inserting in place thereof the words: — , a fifth and a sixth.

SECTION 2. Said chapter 217 is hereby further amended by striking out section 25A, as most recently amended by chapter 820 of the acts of 1967, and inserting in place thereof the following section: —

Section 25A. The judges of probate for the counties of Essex, Hampden and Worcester may appoint a third and fourth assistant register for their respective counties and the judges of probate for the county of Norfolk may appoint a third, fourth and fifth assistant register for said county, who shall hold office for three years unless sooner removed by the judges. They shall be subject to the laws relative to assistant registers. *Approved July 18, 1968.*

Chap. 670. AN ACT AMENDING THE CHARTER OF PORTIA LAW SCHOOL.

Be it enacted, etc., as follows:

Chapter 219 of the Special Acts of 1919 is hereby amended by inserting after section 1 the following section: —

Section 1A. Commencing on July first, nineteen hundred and sixty-eight Joseph S. Ayoub, Charles E. Barry, Anne G. Chaffee, Arthur V. Getchell, Bradbury Gilbert, Anna E. Hirsch, Helen A. Ross, A. Leavitt Taylor, Jerome P. Troy, Helen W. Robinson, the president of the Portia Law School Alumni Association shall be the members of said corporation at which time the term of those members of the corporation named in section one or their successors shall cease.

On July first, nineteen hundred and sixty-eight the corporation shall consist of eleven members only. Any vacancy in the membership of said corporation shall be filled by vote of the Alumni of Portia Law School for a term of five years at an election to be held for that purpose on the first Monday in November of any year next succeeding any such vacancy except the president of Portia Law School Alumni Association who shall then serve as a member during his term of office.

Approved July 18, 1968.

Chap. 671. AN ACT ESTABLISHING A SPECIAL FINANCING PROGRAM BY THE MHFA TO ENABLE LOW INCOME FAMILIES TO PURCHASE ONE AND TWO FAMILY HOMES.

Be it enacted, etc., as follows:

Section 4 of chapter 708 of the acts of 1966 is hereby amended by inserting after clause (*r*) the following clause: —

(*s*) Establish a special financing program to enable low income families or persons to own one and two family homes. The total number of low income families eligible for this special financing program shall not exceed one per cent of the total number of families resident in a city or town. Structures acquired under said program may be newly built or rehabilitated homes, provided, however, that only one such home, comprising not more than two units, shall be so acquired on any one street. The MHFA shall, subject to the provisions of chapter thirty A of the General Laws, promulgate rules and regulations to carry out the purposes of the said program and shall establish the requirements for eligibility of low income families in said program. It may initially purchase such structures in its own name or may authorize the purchase of the same by low income families. Any structure initially purchased in the name of the MHFA shall be conveyed to a low income purchaser within one year from the date of such initial purchase. In either event, each such structure shall be appraised at fair market value by a competent and experienced appraiser and the price paid for such structure shall not exceed the said appraised value. A down payment or equity investment of not less than two per cent of the purchase price shall be required of each prospective buyer which may be made in the form of a money payment or in any other form approved by the MHFA.

Approved July 18, 1968.

Chap. 672. AN ACT DESIGNATING CERTAIN PORTIONS OF INTERSTATE HIGHWAY ROUTES I–95 AND I–495 AS THE BLUE STAR MEMORIAL HIGHWAY.

Be it enacted, etc., as follows:

SECTION 1. That portion of interstate highway I–495 southwesterly, south and southeasterly from the Essex-Middlesex county line to the junction of interstate highway I–95 in the town of Foxborough and that portion of interstate highway I–95 from the junction of interstate highway I–495 southerly to the Rhode Island State line shall be designated and known as the Blue Star Memorial Highway, in tribute to the men and women who have served in the Armed Forces of the United States of America. The department of public works shall erect and maintain along said highway suitable markers bearing said designation in compliance with the standards of the department and as authorized by the federal bureau of public roads and is hereby authorized to receive contributions of goods satisfactory to the department solely for said designation.

SECTION 2. Chapter four hundred and thirty-five of the acts of nineteen hundred and forty-seven is hereby repealed.

Approved July 18, 1968.

Chap. 673. AN ACT AUTHORIZING THE METROPOLITAN DISTRICT COMMISSION TO SELL AND CONVEY A PARCEL OF LAND IN THE TOWN OF CLINTON TO SAID TOWN FOR SCHOOL PURPOSES.

Be it enacted, etc., as follows:

The metropolitan district commission, acting on behalf of the commonwealth, is hereby authorized to sell and convey to the town of Clinton, for the purpose of constructing and maintaining thereon a public school and the facilities necessary and appurtenant thereto, a certain parcel of land situated in said town and bounded and described as follows: — Beginning at a point on the southerly side of Main Street at land of the New England Power Company; thence, proceeding in an easterly direction, nine hundred sixty-five and 00/100 (965.00) feet; thence, southwesterly along land now or formerly of Cherubini, three hundred forty-three and 00/100 (343.00) feet; thence, easterly along land now or formerly of Cherubini, Carey and Dunn, six hundred ninety-nine and 00/100 (699.00) feet to South Main Street; thence southwesterly along said South Main Street, six hundred three and 00/100 (603.00) feet; thence, in a general northwesterly direction along land of the said New England Power Company, one thousand six hundred forty-three and 00/100 (1643.00) feet to the point of beginning. Containing approximately 14.7 acres, more or less.

Approved July 18, 1968.

Chap. 674. AN ACT RELATIVE TO THE ALLOCATION OF INSURANCE PROCEEDS RECEIVED BY THE CITY OF HOLYOKE.

Be it enacted, etc., as follows:

Notwithstanding the provisions of section sixty-three of chapter forty-four of the General Laws, the city of Holyoke is hereby authorized upon recommendation of the mayor and approval of a two thirds vote of the board of aldermen to expend an amount not exceeding five hundred thousand dollars from the insurance proceeds resulting from a fire loss at the Holyoke Community College for purposes which are not within the provisions of said section sixty-three. *Approved July 18, 1968.*

Chap. 675. AN ACT DESIGNATING THE CITY DEVELOPMENT AUTHORITY OF THE CITY OF LOWELL AS A PUBLIC BODY POLITIC AND CORPORATE.

Be it enacted, etc., as follows:

Section 1 of chapter 610 of the acts of 1967 is hereby amended by inserting after the word "a", in line 4, the word:—public.

Approved July 18, 1968.

Chap. 676. AN ACT PERMITTING PERSONS RETIRED FROM PUBLIC SERVICE TO BE EMPLOYED THEREIN FOR NOT MORE THAN NINETY DAYS IN THE AGGREGATE IN ANY CALENDAR YEAR.

Be it enacted, etc., as follows:

Chapter 32 of the General Laws is hereby amended by striking out section 91, as most recently amended by chapter 258 of the acts of 1968, and inserting in place thereof the following section:—

Section 91. (*a*) No person while receiving a pension or retirement allowance from the commonwealth, or from any county, city, town or district, shall, after the date of his retirement be paid for any service rendered to the commonwealth or any county, city, town or district, except upon his return and restoration to active service as ordered by the appropriate retirement board after reexamination in case of retirement for disability, for jury service, for service rendered in an emergency under section sixty-eight, sixty-nine or eighty-three, for work as an election officer at a polling place at a primary or election, for service in a public office to which he has thereafter been elected by direct vote of the people, for service rendered as an appointee under section sixteen of chapter two hundred and eight or section fifty-six A of chapter two hundred and fifteen, for service in a confidential capacity under section seven of chapter thirty in the executive department, or in the department of the state secretary, the state treasurer, the state auditor or the attorney general, for services rendered as an auditor or master by appointment of the probate court, the superior court or the supreme judicial court, for contractual service, or service as a nonemployee, rendered to the general court; for service as a physician, or as a member of a medical panel or similar board under this chapter, aggregating not more than thirty days in any year, or for emergency service for a period not to exceed one year in any position after certification that an emergency exists, that a vacancy exists, and that no person having the same or similar skill is available for such position, which certification shall, in each instance, be made by the appointing authority and, if the position is subject to the civil service laws, by the director of civil service, and, in the case of a state employee, by the director of personnel and standardization, in the case of a county employee, by the board of county commissioners, in the case of a city employee, by the city manager in a city having a Plan D or Plan E charter and by the mayor in any other city, and in the case of a town employee, by the board of selectmen; provided, that there shall be deducted from the compensation for the services of any person employed in a confidential capacity or for emergency service other than service rendered in an emergency under section sixty-eight, sixty-nine or eighty-three, as aforesaid, an amount equal to the retirement allowance or pension received by him. The limitation of one year for certain emergency service, as set forth in the preceding sentence, shall not apply to such emergency service by a physician or registered nurse in the department of mental health or in any of its institutions, and any such physician or nurse may at the end of each period of such service, upon like recertification, be reappointed for another period not to exceed one year. Notwithstanding the foregoing provisions of this section or similar provisions of any special law, a person who, while receiving such a pension or retirement allowance, is appointed for a term of years to a position by the governor with or without the advice and consent of the council or by the mayor or city manager of any city with or without confirmation by the city council or is elected for a term of years to a position by the city council, or is appointed to a position in a town and serves in such position under the direction of the selectmen thereof, or is appointed, chosen or elected to a position by the general court, shall

be paid the compensation attached to such position; provided, that he files with the treasurer of the governmental unit paying such pension or allowance, a written statement wherein he waives and renounces for himself, his heirs and his legal representatives, his right to receive the same for the period during which such compensation is payable. In this section the words "general court" shall include any committee thereof, either branch thereof, any committee of either branch, and any special commission established to make an investigation and study of any matter and report thereon to the general court.

(*b*) In addition to and notwithstanding the foregoing provisions of this section or similar provisions of any special law, any person who has been retired and who is receiving a pension or retirement allowance, under the provisions of this chapter or any other general or special law, from the commonwealth, county, city, town, district or authority, or any person whose employment, in the service of the commonwealth, county, city, town, district or authority, has been terminated, under the provisions of this chapter or any other general or special law, by reason of having attained an age specified in said general or special law or by the rules and regulations of any department or agency of the commonwealth, county, city, town, district or authority without being entitled to any pension or retirement allowance, may, subject to all laws, rules and regulations, governing the employment of persons in the commonwealth, county, city, town, district or authority, be employed in the service of the commonwealth, county, city, town, district or authority for not more than ninety days, in the aggregate, in any calendar year; provided that the earnings therefrom when added to any pension or retirement allowance he is receiving do not exceed the salary that is being paid for the position from which he was retired or in which his employment was terminated.

(*c*) Each person referred to in paragraph (*b*) shall certify to his employer and the treasurer or other person responsible for the payment of the compensation for the position in which he is to be employed, the number of days which he has been employed in any such calendar year and the amount of earnings therefrom, and if the number of days exceed ninety, in the aggregate, he shall not be employed, or if the earnings therefrom exceed the amount allowable under paragraph (*b*), he shall return to the appropriate treasurer or other person responsible for the payment of compensation all such earnings as are in excess of said allowable amount. The amount of any excess not so returned may be recovered in an action of contract by the appropriate treasurer or other person responsible for the payment of the compensation of any such person.

(*d*) Any person who is paid for any service rendered in any employment, permitted by this section, shall not, except upon his return and restoration to active service as ordered by the appropriate retirement board after reexamination in case of retirement for disability, be eligible to membership in any retirement system established under the provisions of this chapter or any other general or special law, except as provided in paragraph (*g*) of subdivision (1) of section five.

Approved July 19, 1968.

Chap. 677. AN ACT PROVIDING FOR AN ADDITIONAL COURT OFFICER IN THE EAST BOSTON DISTRICT COURT.

Be it enacted, etc., as follows:

Chapter 218 of the General Laws is hereby amended by striking out section 62, as most recently amended by chapter 585 of the acts of 1968, and inserting in place thereof the following section:—

Section 62. In the municipal court of the city of Boston the court officers appointed shall not exceed ten for criminal business, one of whom shall be designated by the chief justice as chief court officer of said court for criminal business and one as an assistant chief court officer, nor five for civil business, one of whom shall be designated by said chief justice as chief court officer of said court for civil business; in the municipal court of the Dorchester district seven court officers may be appointed, of whom one shall be designated by the justice of said court as chief court officer and one assistant chief court officer; in the municipal court of the Roxbury district seven court officers may be appointed; in the third district court of eastern Middlesex and in the central district court of Worcester five court officers may be appointed; in the district court of Springfield four court officers may be appointed; in the municipal court of the West Roxbury district, in the district court of Somerville, in the district court of East Norfolk, in the East Boston district court and in the fourth district court of eastern Middlesex three court officers may be appointed; in the third district court of Bristol, in the municipal court of the South Boston district, of the Charlestown district, the district court of Chelsea, the first district court of eastern Middlesex, the second district court of eastern Middlesex, the district court of Newton and the district court of northern Norfolk two court officers for each court may be appointed; and in each of the other district courts in the commonwealth one court officer may be appointed. *Approved July 19, 1968.*

Chap. 678. AN ACT INCREASING THE AMOUNT OF MONEY WHICH THE COMMONWEALTH MAY BORROW TO MEET THE NONFEDERAL COST OF CERTAIN WORKS OF IMPROVEMENT FOR FLOOD PREVENTION AND WATER RESOURCE UTILIZATION IN THE WATERSHED OF THE QUABOAG RIVER, AND PROVIDING FOR THE RECEIPT OF FEDERAL FINANCIAL ASSISTANCE.

Be it enacted, etc., as follows:

SECTION 1. To provide additional funds for the commonwealth's share of the cost of the watershed improvement project authorized by chapter five hundred and seventy-one of the acts of nineteen hundred and sixty-two, the water resources commission is hereby authorized to expend, in addition to the sums authorized in said chapter five hundred and seventy-one, the sum of two hundred thirty thousand dollars.

In addition to the bonds authorized in said chapter, 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 hundred thirty thousand dollars. All bonds issued by the commonwealth, as aforesaid, shall be designated on their face, Quaboag River Watershed Improvement Project Loan, Act of 1968, 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 approval of the governor, shall fix. The initial maturities of such bonds shall be payable not later than one year from the date of issuance thereof and the entire issue not later than June thirtieth, nineteen hundred and eighty-three.

SECTION 2. Except as is provided in section four of said chapter five hundred and seventy-one, the water resources commission may transfer any lands acquired or works constructed by it under said chapter five hundred and seventy-one to the department of natural resources.

SECTION 3. The department of natural resources, acting for and in behalf of the commonwealth, may acquire by gift, purchase, eminent domain or otherwise, land, water rights, rights-of-way or other easements, public or private, appropriate for public outdoor recreation in conjunction with the lands acquired and the works constructed by the commission under said chapter five hundred and seventy-one and may accept transfers of land and works from the commission. The department of natural resources under the provisions of chapter one hundred and thirty-two A of the General Laws shall plan, develop, improve, construct recreation facilities upon, operate, administer and maintain such lands, waters and facilities. The commission shall advise the department of the operation and maintenance of all water retention structures. The cost of the operation, administration and maintenance of such lands, waters, works, and facilities shall be charged to the State Recreation Areas Fund. The department may apply for and accept any federal funds available for assistance for the purposes of this section.

To provide funds to carry out the work of the department of natural resources under this section, other than operation, and maintenance, the department may expend such sums, not exceeding one million two hundred and seventy thousand dollars, as may be required for projects authorized by this section from any funds available for the development of recreation facilities within the commonwealth.

SECTION 4. The water resources commission and the department of natural resources or either of them may enter into agreements with the United States Department of Agriculture or other agency of the federal government for the receipt of funds to a total amount not to exceed one million, five hundred and six thousand dollars for the purposes authorized by said chapter five hundred and seventy-one and section three of this act.

To provide funds for payment of the federal share of the cost of the projects authorized by said chapter five hundred and seventy-one

and by section three of this act and for meeting federal allocations in anticipation of the sums to be received from the federal government, there is hereby appropriated the sum of one million five hundred and six thousand dollars from the Federal Capital Improvement Fund established by section two B of chapter twenty-nine of the General Laws and said appropriation shall expire on June thirtieth, nineteen hundred and seventy-one. Sums appropriated under this section shall be expended for the purposes authorized by said chapter five hundred and seventy-one and by section three of this act and shall be in addition to authorizations contained elsewhere in this act or chapter five hundred and seventy-one.

For the purpose of meeting payments authorized by this section in anticipation of the receipt of federal funds, the state treasurer may borrow from time to time, on the credit of the commonwealth, such sums as may be necessary 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 not be later than June thirtieth, nineteen hundred and seventy-four. Notwithstanding any provisions of this act, such notes shall be general obligations of the commonwealth. Notwithstanding the amount appropriated, sums authorized to be borrowed in this section shall not exceed the amounts certified by the proper federal authorities as the federal share of the cost of such projects. Notwithstanding the provisions of the second sentence of section nine of said chapter five hundred and seventy-one, amounts received from the federal government in anticipation of the receipt of which sums have been expended as authorized by this section shall be deposited in the Federal Capital Improvement Fund and shall be available to repay any note or notes issued as provided in this section. All payments on account of interest shall be allocated by the state treasurer to the funds financing the loan accounts providing funds for projects authorized by section one of said chapter five hundred and seventy-one and section three of this act in proportion to which the federal funds received hereunder shall have been granted to the water resources commission or the department of natural resources, respectively.

SECTION 5. Funds provided in this act 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 depart-

ments 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.

Approved July 19, 1968.

Chap. 679. AN ACT RELATIVE TO THE GRANTING OF LICENSES FOR THE SALE OF ALCOHOLIC BEVERAGES BY CERTAIN CLUBS AND VETERANS' ORGANIZATIONS IN THE TOWN OF LEXINGTON.

Be it enacted, etc., as follows:

SECTION 1. The state secretary shall cause to be placed on the official ballot used in the town of Lexington 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 town of Lexington 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 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 July 19, 1968.

Chap. 680. AN ACT INCREASING THE AMOUNT OF MONEY WHICH THE COMMONWEALTH MAY BORROW TO MEET THE NONFEDERAL COST OF CERTAIN WORKS OF IMPROVEMENT FOR FLOOD PREVENTION AND WATER RESOURCE UTILIZATION IN THE WATERSHED OF THE CLAM RIVER, INCREASING THE SCOPE OF THE WORK IN SAID WATERSHED, AND PROVIDING FOR THE RECEIPT OF FEDERAL FINANCIAL ASSISTANCE.

Be it enacted, etc., as follows:

SECTION 1. To provide additional funds for the commonwealth's share of the cost of the watershed improvement project authorized by chapter five hundred and sixty-five of the acts of nineteen hundred and sixty-three, the water resources commission is hereby authorized to expend, in addition to the sums authorized in said chapter five hundred and sixty-five, the sum of three hundred and fifty thousand dollars.

In addition to the bonds authorized in said chapter, 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 three hundred and fifty thousand dollars. All bonds issued by the commonwealth as aforesaid, shall be designated on their face, Clam River Watershed Improvement Project Loan, Act of 1968, 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 issuance thereof and the entire issue not later than June thirtieth, nineteen hundred and eighty-three.

SECTION 2. Except as is provided in section four of said chapter five hundred and sixty-five, the water resources commission may transfer any lands acquired or works constructed by it under said chapter to the department of natural resources.

SECTION 3. The department of natural resources, acting for and in behalf of the commonwealth, may accept transfers of land, waters, works and facilities from the commission. The department of natural resources under the provisions of chapter one hundred and thirty-two A of the General Laws shall plan, develop, improve, construct recreation facilities upon, operate, administer and maintain such lands, waters and facilities. The commission shall advise the department on the operation and maintenance of all water retention structures. The cost of the operation, administration and maintenance of such lands, waters, works and facilities shall be charged to the State Recreation Areas Fund. The department may apply for and accept any federal funds available for assistance for the purposes of this section.

To provide the funds to carry out the work of the department of natural resources under this section, other than operation and maintenance, the department may expend such sums, not exceeding one hundred and fifty thousand dollars, as may be required for projects authorized by this section from any funds available for the development of recreation facilities within the commonwealth.

SECTION 4. The water resources commission and the department of natural resources or either of them may enter into agreements with the United States Department of Agriculture or other agency of the federal government for the receipt of funds to a total amount not to exceed one million one hundred thousand dollars for the purposes authorized by said chapter five hundred and sixty-five and section three of this act.

To provide funds for payment of the federal share of the cost of the projects authorized by said chapter five hundred and sixty-five and by

section three of this act and for meeting federal allocations in anticipation of the sums to be received from the federal government, there is hereby appropriated the sum of one million one hundred thousand dollars from the Federal Capital Improvement Fund established by section two B of chapter twenty-nine of the General Laws and said appropriation shall expire on June thirtieth, nineteen hundred and seventy-one. Sums appropriated under this section shall be expended for the purposes authorized by said chapter five hundred and sixty-five and by section three of this act and shall be in addition to authorizations contained elsewhere in this act or said chapter five hundred and sixty-five.

For the purpose of meeting payments authorized by this section in anticipation of the receipt of federal funds, the state treasurer may borrow from time to time, on the credit of the commonwealth, such sums as may be necessary 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 not be later than June thirtieth, nineteen hundred and seventy-four. Notwithstanding any provisions of this act, such notes shall be general obligations of the commonwealth. Notwithstanding the amount appropriated, sums authorized to be borrowed in this section shall not exceed the amounts certified by the proper federal authorities as the federal share of the cost of such projects. Notwithstanding the provisions of the second sentence of section eight of said chapter five hundred and sixty-five, amounts received from the federal government in anticipation of the receipt of which sums have been expended as authorized by this section shall be deposited in the Federal Capital Improvement Fund and shall be available to repay any note or notes issued as provided in this section. All payments on account of interest shall be allocated by the state treasurer to the funds financing the loan accounts providing funds for projects authorized by section one of said chapter five hundred and sixty-five and section three of this act in proportion to which the federal funds received hereunder shall have been granted to the water resources commission or the department of natural resources, respectively.

SECTION 5. Funds provided in this act 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. *Approved July 19, 1968.*

Chap. 681. AN ACT ESTABLISHING THE AMERICAN AND CANADIAN FRENCH CULTURAL EXCHANGE 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 "governor's mansion commission", inserted by section 1 of chapter 739 of the acts of 1967, the words: — the american and canadian french cultural exchange commission.

SECTION 2. Said chapter 6 is hereby further amended by adding after section 156, added by section 2 of chapter 798 of the acts of 1967, under the caption "The American and Canadian French Cultural Exchange Commission" the following section: —

Section 157. There shall be an american and canadian french cultural exchange commission to consist of seven members, all of whom shall be American citizens descended from Canadians of French ancestry and residents of the commonwealth, to be appointed by the governor for terms of seven years. The governor shall designate one of the members as chairman and shall fill vacancies for the unexpired term. The members shall serve without compensation but shall be reimbursed for their expenses actually and necessarily incurred in the performance of their duties. Said commission shall establish, maintain and develop cultural ties between French-Canadians and Franco-Americans; foster a special interest in the historical and cultural background of both groups, as well as in the economic, political, social and artistic life of the countries here involved; and shall help establish or promote French language programs in the schools of the commonwealth.

SECTION 3. Of the members first appointed to the american and canadian french cultural exchange commission, established under section one hundred and fifty-seven of chapter six of the General Laws, inserted by section two of this act, one shall be appointed for a term of three years, three for a term of two years and three for a term of one year. Upon the expiration of the term of any such member his successor shall be appointed for a term of seven years. *Approved July 19, 1968.*

Chap. 682. AN ACT PROVIDING THAT THE DEPARTMENT OF PUBLIC WORKS CONSTRUCT A SOLID WASTE DISPOSAL INCINERATOR IN THE CITY OF MELROSE, AND ESTABLISHING THE MELROSE REGIONAL INCINERATOR DISTRICT.

Be it enacted, etc., as follows:

SECTION 1. The department of public works shall construct a solid waste disposal incinerator within the city of Melrose to serve the following cities and towns: Chelsea, Everett, Malden, Melrose, Revere,

Saugus, Stoneham and Wakefield. Said construction of a solid waste disposal facility shall be undertaken by the department of public works with the consent of an advisory board consisting of the mayor and the chairman of the board of selectmen, or their designees, of each city and town named in this section.

SECTION 2. To meet the expenditures 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 and approved by the advisory board established in section one 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, Melrose Solid Waste Disposal Incinerator Loan, Act of 1968, 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 each of 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-two.

SECTION 3. Upon completion of said incinerator said department shall convey it to the Melrose Regional Incinerator District, hereinafter called the district, which district shall consist of the cities of Chelsea, Everett, Malden, Melrose and Revere and the towns of Saugus, Stoneham and Wakefield. The district shall be governed by a board consisting of the mayor or chairman of the board of selectmen, or their designees of each city and town within the district. Each member shall vote in direct proportion to the percentage which the municipality he represents uses said incinerator.

Upon taking title to said incinerator, the district shall be responsible for its operation and maintenance. The board, not later than October first in each year, shall notify the state treasurer of the sums due the commonwealth from the several cities and towns within the district for the purpose of operating and maintaining and amortizing the debt incurred for the construction of said incinerator, and said sums shall be paid by the respective cities and towns to the commonwealth as provided by section twenty of chapter fifty-nine of the General Laws. The costs of operating and maintaining said incinerator shall include payment in lieu of taxes to the city of Melrose at the then current tax rate upon the average of the assessed value of such land, including any buildings or any other structures, for the three years preceding the acquisition thereof for the purposes of this act. The costs of operating, maintaining and amortizing the debt incurred for the construction of the facility shall be apportioned among the cities and towns within the district in direct proportion to the extent to which each city and town uses said incinerator; and no part of any deficit shall be borne by the commonwealth. The city of Melrose shall not revoke any license is-

sued by it for the operation of said incinerator without the approval of the department of public health.

SECTION 4. The department of public works and the district are hereby authorized to accept from the federal government or any charitable foundation, private corporation or person, and expend for the purpose for which given, any grant or gift in aid of the purposes of this act. Until so expended, all amounts so received shall be deposited with the state treasurer and held as a separate account.

SECTION 5. This act shall take effect upon its acceptance by the cities of Chelsea, Everett, Malden, Melrose and Revere and towns of Saugus, Stoneham and Wakefield. *Approved July 20, 1968.*

Chap. 683. AN ACT INCREASING THE AMOUNT OF MONEY WHICH THE METROPOLITAN DISTRICT COMMISSION MAY EXPEND FOR THE CONSTRUCTION OF DRAINAGE AND FLOOD CONTROL FACILITIES IN THE CITIES OF MELROSE, MALDEN, EVERETT AND REVERE AND THE TOWNS OF SAUGUS, STONEHAM AND WAKEFIELD.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of carrying out the drainage and flood control works authorized by chapter five hundred and seventy-four of the acts of nineteen hundred and fifty-five, as amended by chapter three hundred and thirty-two of the acts of nineteen hundred and fifty-six, chapter six hundred and fifty-three of the acts of nineteen hundred and fifty-seven, chapter six hundred and forty of the acts of nineteen hundred and sixty-seven, and further authorized by chapter five hundred and nineteen of the acts of nineteen hundred and sixty-one, and by chapter five hundred and ninety-five of the acts of nineteen hundred and sixty-three, the metropolitan district commission may expend in addition to the amounts authorized by said chapter five hundred and seventy-four, as amended, and by said chapter five hundred and nineteen and by said chapter five hundred and ninety-five, a sum not to exceed one million five hundred thousand dollars.

SECTION 2. Said commission, for the purpose of this act, may on behalf of the commonwealth, take by eminent domain under chapter seventy-nine of the General Laws, or acquire by purchase or otherwise, any lands, water courses, rights-of-way or easements, and shall have all the rights, powers and duties and be subject to the limitations of section thirty-two of chapter ninety-two of the General Laws; provided, however, that cities and towns 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, however, shall, as provided in said section thirty-two, heed all reasonable requests of officials of said cities and towns to restore such public property to its present condition in so far as is practical.

SECTION 3. To meet the expenditures necessary in carrying out the provisions of this act, the state treasurer shall, upon request of the governor and council, 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 five hundred thousand dollars. All bonds issued by the commonwealth, as aforesaid, shall be designated on their face, Drainage and Flood Control Loan, Act of 1968, 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 practical 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-three.

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

Approved July 20, 1968.

Chap. 684. AN ACT RELATIVE TO THE ALLEVIATION OF CERTAIN FINANCIAL BURDENS IMPOSED BY THE THAW AND RAINS OF MARCH SEVENTEENTH THROUGH MARCH TWENTY-FOURTH, NINETEEN HUNDRED AND SIXTY-EIGHT, AND BY THE FLOODS CAUSED BY SAID THAW AND RAINS.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide immediately for the relief of the disaster caused by the thaw and rains of March, nineteen hundred and sixty-eight, and by the floods caused by said thaw and rains, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public health, safety and convenience.

Be it enacted, etc., as follows:

SECTION 1. To provide for the purposes of disaster relief in the areas stricken by the thaw and rains of March seventeenth through March twenty-fourth, nineteen hundred and sixty-eight, and by the floods caused by said thaw and rains, as more clearly specified hereinafter, a sum not to exceed five million dollars is hereby made available for the purposes of this act, for transfer by the commissioner of administration, at his discretion, for the following purposes:—

(1) To the director of civil defense such amounts as may be necessary to provide for expenditures or reimbursements and other expenses authorized by section two of this act;

(2) To reimburse the appropriation accounts available for the fiscal year nineteen hundred and sixty-eight of the several other state departments, boards and commissions such amounts as in the opinion of the commission are necessary and have been expended therefrom for purposes of disaster relief or repair of flood or rain damage.

(3) To the commissioner of corporations and taxation such amounts as may be necessary to provide for reimbursements authorized by section six of this act.

SECTION 2. The commonwealth shall, subject to the approval of a board consisting of the director of civil defense, the director of

accounts in the department of corporations and taxation, the commissioner of administration, and the commissioner of public works, reimburse or allocate for the benefit of the political subdivisions of the commonwealth affected by said March rains, thaw and floods, an amount equal to their obligations of repayment of any indebtedness incurred under the provisions of chapter six hundred and thirty-nine of the acts of nineteen hundred and fifty, as amended, or incurred under the provisions of section thirty-six A of chapter thirty-five or of clause (9) of section eight of chapter forty-four of the General Laws as a result of an emergency created by said thaw, rains and floods, and shall reimburse them for any expenditures from available funds and from sums raised by taxation for the purposes authorized under said chapter six hundred and thirty-nine of the acts of nineteen hundred and fifty, as amended, or authorized under the provisions of section thirty-one of chapter forty-four of the General Laws as a result of an emergency created by said thaw, rains and floods, and in addition, the commonwealth may expend amounts approved by said board referred to above for purposes of disaster relief or repair of rain or flood damage, for the benefit of the several departments, boards and commissions of the commonwealth and of the political subdivisions of the commonwealth affected by said March thaw, rains and floods; provided, that the total amount to be paid by the commonwealth for such purposes shall not exceed five million dollars.

SECTION 3. The board established in section two shall reimburse or allocate for the benefit of the political subdivisions of the commonwealth affected by said March thaw, rain and floods an amount equal to their obligations of repayment of any indebtedness for highway and bridge repairs or replacements incurred under the provisions of chapter six hundred and thirty-nine of the acts of nineteen hundred and fifty, as amended, or incurred under the provisions of section thirty-six A of chapter thirty-five or of clause (9) of section eight of chapter forty-four of the General Laws as a result of an emergency created by said thaw, rain and floods, and shall reimburse them for any expenditures from available funds and from sums raised by taxation for the purposes authorized under said chapter six hundred and thirty-nine of the acts of nineteen hundred and fifty, as amended, or authorized under the provisions of section thirty-one of chapter forty-four of the General Laws as a result of highway and bridge repairs or replacement necessitated by said rain, thaw and floods, and in addition, the commonwealth may expend amounts approved by said board referred to above for purposes of disaster relief relating to highway and bridge repairs or replacement resulting from said rain and flood damage, for the benefit of the political subdivisions of the commonwealth affected by said March rain, thaw and floods; and, in addition the commissioner of administration, at his discretion, may allow transfers from sums available for the purposes of this section to reimburse the appropriation accounts available for the fiscal year nineteen hundred and sixty-eight of the several other state departments, boards and commissions such amounts as are necessary and have been expended therefrom for purposes of disaster relief relating to highway and bridge repairs or replacement resulting from said flood or rain damage; provided, that the total amount to be paid

by the commonwealth for such purposes shall not exceed two million five hundred thousand dollars.

SECTION 4. The board of assessors in each city or town affected by the floods of March, nineteen hundred and sixty-eight may, on application for abatement in respect to the tax on real estate and personal property for the years nineteen hundred and sixty-eight and sixty-nine and thereafter, filed in compliance with the provisions of section fifty-nine of chapter fifty-nine of the General Laws, grant an abatement of such tax, or that portion thereof which relates to the assessment on land and buildings or on personal property thereon which, in the opinion of the assessors, will provide an equitable adjustment for losses to such land and building or on personal property arising out of repairs caused or damages sustained by virtue of the floods; or the assessors may request the state tax commission under the provisions of section eight of chapter fifty-eight of the General Laws to give authority to abate in whole or in part that portion of the tax on property wholly or partially so destroyed which relates to the tax on such real estate and buildings or on personal property thereon, and which tax may be or has been levied against those who were the owners of record of property on January first, nineteen hundred and sixty-eight, or subsequent owners who have assumed a part of the tax, as in their opinion provides an equitable adjustment. Notwithstanding any other provisions of law, application for abatement under this act shall be filed before October first, nineteen hundred and sixty-eight.

SECTION 5. In the event the board of assessors grants abatements under the authority of section four of this act in respect to applications for abatement filed under the provisions of section fifty-nine of chapter fifty-nine of the General Laws, or is authorized to make abatements of the taxes levied in accordance with the provisions of section eight of chapter fifty-eight of the General Laws, the commonwealth shall, with the approval of the state tax commission, reimburse the municipalities for the abatements provided in this act from funds appropriated therefor.

SECTION 6. To meet expenditures necessary in carrying out the provisions of section one 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, Flood Relief Loan, Act of 1968, 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 ninety-one.

Federal funds received as reimbursement on account of expenditures authorized by section one of this act shall reduce by an equal amount the total amount of bonds authorized to be issued by this section.

SECTION 7. To meet the cost of the expenditures authorized by section three of this act, there is hereby appropriated from the Highway Fund debt service account the sum of two million five hundred thousand dollars; provided, that federal funds received on account of said expenditures shall be credited to said Highway Fund debt service account. *Approved July 20, 1968.*

Chap. 685. AN ACT PROVIDING FOR THE CONSTRUCTION, ON A SITE ADJACENT TO THE STATE HOUSE, OF A GARAGE, AND FOR THE PLANNING FOR AN OFFICE BUILDING TO BE CONSTRUCTED THEREON.

Be it enacted, etc., as follows:

SECTION 1. The government center commission established by section one of chapter six hundred and thirty-five of the acts of nineteen hundred and sixty is hereby authorized to further develop the land acquired under the provisions of section four of said chapter six hundred and thirty-five by the construction thereon of a garage for the storage of not less than four hundred nor more than eight hundred cars. Said garage building shall be planned to provide columns and foundations for the future construction thereon of an office building not in excess of twenty-three stories in height and containing an estimated gross area of five hundred and sixty thousand square feet. The commission may also construct a suitable plaza above the garage and such other improvements to provide for the accommodation of traffic and pedestrians as may be deemed necessary in and around said building.

SECTION 2. The commission may prepare plans and cost estimates for the construction of the office building described in section one of this act, including such mechanical equipment, plumbing, heating, air conditioning, electrical fixtures and other equipment as it shall deem necessary or desirable, but not including furnishings, furniture or office equipment.

SECTION 3. The unexpended balance remaining in item 8066-07 of section two of chapter seven hundred and ninety-one of the acts of nineteen hundred and sixty-five is hereby transferred to the government center commission and made available for the purposes of section one of this act.

SECTION 4. To meet the additional expenditure necessary in carrying out the provisions of sections one and 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 two million, six hundred and eighty-five thousand dollars. All bonds issued by the commonwealth, as aforesaid, shall be designated on their face State Government Center Loan, Act of 1968, 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 ninety-one. *Approved July 20, 1968.*

Chap. 686. AN ACT TO PERMIT CHANGE OF OWNERSHIP OF LICENSED CONVALESCENT OR NURSING HOMES NOT OF CLASS 1 OR 2 CONSTRUCTION.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to permit change of ownership of existing licensed convalescent or nursing homes not of Class 1 or 2 construction, 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 71 of chapter 111 of the General Laws, as most recently amended by section 9 of chapter 891 of the acts of 1967, is hereby further amended by striking out the fourteenth paragraph and inserting in place thereof the following paragraph:—

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; provided, however, that this paragraph shall not apply in the instance of change of ownership of a convalescent or nursing home whose license had not been revoked as of the time of such change of ownership; and, provided, further, that a public medical institution as defined in section thirteen of chapter one hundred and eighteen A, which is of at least Class 2 construction as defined herein, shall not be denied a license as a nursing home under this section because it was not of new construction and designed for the purpose of operating a convalescent or nursing home at the time of applicaton for a license to operate as a nursing home. *Approved July 19, 1968.*

Chap. 687. AN ACT INCREASING THE LEISURE TIME ACTIVITIES ALLOWANCE UNDER THE OLD AGE ASSISTANCE AND DISABILITY ASSISTANCE LAWS.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is, in part, to increase forthwith the allowance for

leisure time activities for recipients of old age assistance and disability assistance in order to offset a certain adjustment in payments because of a recent increase in allowances under the Federal Social Security Act, 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 118A of the General Laws is hereby amended by striking out the third paragraph, as most recently amended by section 1 of chapter 36 of the acts of 1968, and inserting in place thereof the following paragraph:—

The department shall include in the budget of each recipient an item, to be known as "Leisure Time Activities", under which there shall be paid to each recipient the sum of fourteen dollars and fifty cents monthly in addition to the budgetary requirements or any other assistance granted under the provisions of this section, and an item, to be known as "Transportation Allowance", under which there shall be paid to each recipient who is not an inmate of a nursing home or institution the sum of nine dollars and fifty cents monthly.

SECTION 2. Section 4 of chapter 118D of the General Laws is hereby further amended by striking out the last sentence, as amended by section 2 of said chapter 36, and inserting in place thereof the following sentence:—The department shall include in the budget of each recipient an item, to be known as "Leisure Time Activities", under which there shall be paid to each recipient the sum of seven dollars monthly in addition to the budgetary requirements or any other assistance granted under the provisions of this section and an item, to be known as "Transportation Allowance", under which there shall be paid to each recipient who is not an inmate of a nursing home or institution the sum of seven dollars. *Approved July 19, 1968.*

Chap. 688. AN ACT AUTHORIZING THE TOWN OF BEDFORD TO CONSTRUCT A SEWER IN THE TOWN OF LEXINGTON, TO CONTRIBUTE MONEY TO THE TOWN OF LEXINGTON FOR THE CONSTRUCTION OF SEWERS AND TO BORROW FOR SUCH PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. The town of Bedford is hereby authorized to lay out, construct, maintain and operate a force main in the town of Lexington in Bedford street from the Bedford-Lexington town line to Ledgelawn avenue, with such connections and other works as may be necessary for the disposal of sewage. The board of selectmen of the town of Bedford, acting as a board of sewer commissioners, may take by eminent domain, under chapter seventy-nine of the General Laws, or acquire by purchase or otherwise, any easement in said portion of said Bedford street as may be necessary for the construction of said force main and for maintaining and repairing the same.

SECTION 2. The town of Bedford is authorized to pay to the town of Lexington a part of the cost and expenses of laying out and constructing in the town of Lexington a joint use force main from Ledgelawn avenue to Hamilton road and a joint use gravity sewer

from Hamilton road to the connection with the metropolitan district commission sewage system, with all connections and other works necessary for the disposal of sewage. The town of Bedford's share of said cost shall be based upon the estimated future use of such sewer mains, as agreed upon by the selectmen of the respective towns.

SECTION 3. For the purpose of paying its share of the cost and expenses of laying out and constructing the sewer mains and sewage disposal facilities authorized by sections one and two of this act, the town of Bedford may borrow from time to time such sums as may be necessary, not exceeding, in the aggregate, five hundred thousand dollars, and may issue bonds or notes therefor. Each authorized issue shall constitute a separate loan and such loans shall be paid within thirty years from their dates of issue. Indebtedness incurred under this act shall be in excess of the statutory limit, as prescribed by section ten of chapter forty-four of the General Laws, but shall except as provided herein, be subject to said chapter, exclusive of any limitation or requirement contained in sections seven or eight thereof.

SECTION 4. The towns of Bedford and Lexington may enter into agreements and contracts with each other for the purposes of this act, for the payment by the town of Bedford of its share of the cost and expenses of laying out and constructing the sewer mains and sewage disposal facilities authorized by section two of this act, for the payment of annual use charges and for the collection, treatment and disposal of sewage. Such contracts may be for such terms of years as may be agreed upon by the selectmen of the respective towns.

SECTION 5. This act shall take effect upon its passage.

Approved July 19, 1968.

Chap. 689. AN ACT FURTHER DEFINING PROFESSIONAL QUALIFICATIONS FOR CERTAIN ASSISTANT COMMISSIONERS OF THE DEPARTMENT OF MENTAL HEALTH, AND FOR REGIONAL ADMINISTRATORS AND REGIONAL DIRECTORS UNDER THE COMMUNITY MENTAL HEALTH AND RETARDATION SERVICES PROGRAM.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is, in part, to implement the community mental health and retardation services program by the recruiting and employment of the best qualified professional personnel available, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public health, safety and convenience.

Be it enacted, etc., as follows:

SECTION 1. Section 4 of chapter 19 of the General Laws, is hereby amended by striking out the last sentence, as appearing in section 1 of chapter 735 of the acts of 1966, and inserting in place thereof the following sentence: — If he has a board certification in psychiatry or is a diplomate in professional psychology, he shall have had at least three years of experience in a professional position in the field of mental health; if he does not hold such certification or is not such a diplomate, he shall have had at least five years of such professional experience.

SECTION 2. Section 5 of said chapter 19 is hereby amended by striking out the last sentence, as amended by section 2 of chapter 875 of the

acts of 1967, and inserting in place thereof the following sentence: — 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 diplomate in psychology or eligible to be certified as a diplomate in professional psychology by the American Board of Examiners in Professional Psychology, Incorporated, or shall have a doctorate in sociology, social relations, social welfare, education, social anthropology, rehabilitation, public health, or an equivalent doctorate in the behavioral sciences, and, if he has an appropriate medical board certification or is a diplomate in professional psychology, he shall have had at least three years of experience in a professional capacity in the field of mental retardation, or, if he does not have such certification or is not such a diplomate, he shall have had at least five years of such professional experience.

SECTION 3. Section 8 of said chapter 19 is hereby amended by striking out the last sentence, as amended by section 4 of said chapter 875, and inserting in place thereof the following sentence: — Such assistant commissioner shall have a doctorate in medicine, with board certification or board eligibility in child psychiatry or pediatrics, or shall be a diplomate in clinical psychology or eligible for certification as a diplomate in clinical psychology by the American Board of Examiners in Professional Psychology, Incorporated, or shall have a doctorate in sociology, social relations, psychology, social welfare, education, social anthropology, rehabilitation, public health, or an equivalent doctorate in the behavioral sciences, and, if he has an appropriate medical board certification or is a diplomate in clinical psychology, shall have had at least three years of experience in a professional position in the field of mental health services for children, or, if he does not have such certification or is not such a diplomate, shall have had at least five years of such professional experience.

SECTION 4. The first paragraph of section 19 of said chapter 19 is hereby amended by striking out the last sentence, as amended by section 5 of chapter 875 of the acts of 1967, and inserting in place thereof the following two sentences: — He shall have a doctorate in medicine with board certification or board eligibility in psychiatry, or shall be a diplomate in psychology or eligible for certification as a diplomate in professional psychology by the American Board of Examiners in Professional Psychology, or shall have a doctorate in nursing, or a doctorate in social welfare, sociology, social relations, education, social anthropology, rehabilitation, public health, or an equivalent doctorate in the behavioral sciences. If he has such board certification in psychiatry or is such a diplomate in professional psychology, he shall have had at least three years of experience in a professional position in mental health services; if he does not have such certification or is not such a diplomate, he shall have had at least five years of such professional experience.

SECTION 5. The second paragraph of said section 19 of said chapter 19 is hereby amended by striking out the last sentence, as amended by section 6 of said chapter 875, and inserting in place thereof the following two sentences: — He shall have a doctorate in medicine with board certification or board eligibility in psychiatry or pediatrics, or shall be a diplomate in psychology or eligible for certification as a diplomate in professional psychology by the American Board of Examiners in Professional Psychology, or shall have a doctorate in nursing or in social

welfare, sociology, social relations, education, social anthropology, rehabilitation, public health, or an equivalent doctorate in the behavorial sciences. If he has such board certification or is a diplomate in professional psychology, he shall have had at least three years of experience in a professional position in mental retardation services; if he does not have such certificate or is not such a diplomate, he shall have had at least five years of such professional experience.

SECTION 6. Said section 19 of said chapter 19 is hereby amended by striking out the fourth paragraph, as amended by section 7 of said chapter 875, and inserting in place thereof the following paragraph: —

Such regional director shall have a doctorate in medicine with board certification or board eligibility in psychiatry, and shall have had at least three years of experience in court work or with delinquents; or shall be a diplomate in psychology or eligible for certification as a diplomate in professional psychology by the American Board of Examiners in Professional Psychology, and shall have had at least three years of experience in court work or with delinquents; or shall have a doctorate in sociology, social relations, social welfare, education, social anthropology, rehabilitation, public health, or an equivalent doctorate in the behavioral sciences, and shall have had at least five years of experience in court work, legal medicine, correction, or with offenders or delinquents.

Approved July 19, 1968.

Chap. 690. AN ACT PROVIDING TENURE OF OFFICE FOR HOWARD F. BILZ, TOWN ACCOUNTANT OF THE TOWN OF SOUTH HADLEY.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any contrary provision of law, the tenure of office of Howard F. Bilz, incumbent of the office of town accountant of the town of South Hadley, shall, upon the effective date of this act, be unlimited, but he may be removed therefrom for cause after a hearing by the board of selectmen, which shall be a public hearing unless said Bilz and said board shall agree otherwise. Said Bilz, if aggrieved by the action of said board, may appeal therefrom to a review board consisting of the chairman of the school committee, the chairman of the planning board, the chairman of the board of health, the chairman of the appropriations committee and the chairman of the parks and playground commissioners. Said Bilz, if aggrieved by the action of the review board, may appeal therefrom to the district court within the judicial district in which he resides, in the manner provided by section forty-five of chapter thirty-one of the General Laws.

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

Approved July 19, 1968.

Chap. 691. AN ACT FURTHER REGULATING THE DUTIES OF PROBATION OFFICERS IN JUVENILE CASES IN CERTAIN DISTRICT COURTS.

Be it enacted, etc., as follows:

The first paragraph of section 83A of chapter 276 of the General Laws, as appearing in section 14 of chapter 731 of the acts of 1956, is hereby amended by adding the following sentence: — Notwithstanding the

foregoing provisions of this paragraph, the justice of any such district court, with the approval of the administrative committee of the district courts, may designate any probation officer in his court to act in juvenile cases in such court. *Approved July 19, 1968.*

Chap. 692. AN ACT PROVIDING FOR A THIRD ASSISTANT CLERK OF THE SUPREME JUDICIAL COURT FOR SUFFOLK COUNTY, AND ESTABLISHING THE SALARIES OF THE ASSISTANT CLERKS OF SAID COURT.

Be it enacted, etc., as follows:

Section 94 of chapter 221 of the General Laws is hereby amended by striking out the last six lines under the caption SUPREME JUDICIAL COURT FOR SUFFOLK COUNTY, as appearing in section 2 of chapter 743 of the acts of 1960, and inserting in place thereof the following:—

Assistant Clerk.—A sum equivalent to eighty-five per cent of the salary of the clerk, of which the sum of thirty-eight hundred seventy-seven dollars and fifty cents shall be paid by the commonwealth.

Second Assistant Clerk.—A sum equivalent to seventy-five per cent of the salary of the clerk, of which the sum of four thousand six hundred and sixty-one dollars and twenty-five cents shall be paid by the commonwealth.

Third Assistant Clerk.—A sum equivalent to sixty-five per cent of the salary of the clerk, of which the sum of one thousand dollars shall be paid by the commonwealth. *Approved July 19, 1968.*

Chap. 693. AN ACT ESTABLISHING A MERRIMACK VALLEY INDUSTRIAL INFORMATION CENTER.

Be it enacted, etc., as follows:

SECTION 1. The department of commerce and development, hereinafter referred to as the department, is hereby authorized to establish a regional center for combining and distributing information dealing with scientific and technological advancement, marketing knowledge, new techniques in public and industrial relations for the industries, businesses and labor organizations of northeastern Massachusetts, said center to be known as the Merrimack Valley Industrial Information Center, hereinafter referred to as the center, and to be located at the Lowell Technological Institute of Massachusetts Research Foundation, hereinafter called the foundation.

SECTION 2. Fifty thousand dollars from the tourism and industrial development fund is hereby appropriated for the fiscal year of nineteen hundred and sixty-nine, for the purpose of preparing a comprehensive plan for the organization and operation of the center. Said plan shall provide detailed estimates of the financial requirements of the center and the ways and means for meeting these requirements through such contributions and grants as may be provided by the federal, commonwealth, and local governments, the foundation, participating businesses and industries, labor organizations, and other interested groups or organizations.

SECTION 3. The program of the center shall include the following: in the scientific and technological areas, releases dealing with scientific

and technological advancement, industry and product seminars, consultation on problems in products and processes; in the marketing area, assessment of the accessibility of markets and suitability of products and industries to the northeastern Massachusetts region, financing, seminars on trade and international marketing, and education on licensing, trade contracts, and channels to foreign markets; in the management and industrial relations area, releases on new scientific and technological advancement affecting manpower development and economic growth, new skill seminars, education on organization, administration, and coordination of industrial relations and projection of future opportunities and consultation and counseling to labor and management on problems in labor management relations.

SECTION 4. The Merrimack Valley region, which the center shall serve, is defined as that area included within the standard metropolitan statistical areas of Lowell, Lawrence, Haverhill and Newburyport, and extending westerly to the Middlesex county-Worcester county boundary line and east to the Atlantic ocean. The department shall evaluate the progress of said center for the purpose of making recommendations concerning the establishment of regional industrial information centers elsewhere in the commonwealth. *Approved July 19, 1968.*

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, July 29, 1968.

The Honorable JOHN F. X. DAVOREN, *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 693 of the Acts of 1968, entitled "An Act establishing a Merrimack Valley Industrial Information Center." and the enactment of which received my approval on July 19, 1968, should take effect forthwith.

Postponement of the operation of this act would defeat its purpose which is to permit the Department of Commerce and Development to receive a federal matching grant.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, July 30, 1968.

I, John F. X. Davoren, 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-two 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-three of the acts of nineteen hundred and sixty-eight.

JOHN F. X. DAVOREN,
Secretary of the Commonwealth.

Chap. 694. AN ACT PERMITTING THE USE OF CERTAIN PASSENGER OR STATION WAGON TYPE MOTOR VEHICLES ON WAYS, PARKWAYS OR BOULEVARDS WHERE PASSENGER-TYPE VEHICLES MAY OPERATE.

Be it enacted, etc., as follows:

SECTION 1. The first paragraph of section 22 of chapter 40 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by inserting after the first sentence the following sentence:—No such rule or order shall prohibit the use of passenger or station wagon type motor vehicles whose gross weight is less than five thousand pounds and which are registered for commercial use, on ways, parkways or boulevards where noncommercial passenger-type motor vehicles are permitted to operate.

SECTION 2. Section 2 of chapter 85 of the General Laws is hereby amended by inserting after the second sentence the following sentence:—No such rules or regulation shall prohibit the use of passenger or station wagon type motor vehicles whose gross weight is less than five thousand pounds and which are registered for commercial use, on ways, parkways or boulevards where noncommercial passenger-type motor vehicles are permitted to operate.

SECTION 3. The first paragraph of section 18 of chapter 90 of the General Laws is hereby amended by inserting after the first sentence the following sentence:—No such rule or regulation shall prohibit the use of passenger or station wagon type motor vehicles whose gross weight is less than five thousand pounds and which are registered for commercial use on ways where noncommercial passenger type motor vehicles are permitted to operate.

SECTION 4. The first paragraph of section 37 of chapter 92 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by adding the following sentence:—No such rule or regulation shall prohibit the use of passenger or station wagon type motor vehicles whose gross weight is less than five thousand pounds and which are registered for commercial use, on ways, parkways or boulevards where noncommercial passenger-type motor vehicles are permitted to operate.

Approved July 19, 1968.

Chap. 695. AN ACT PROVIDING THAT THE COMMONWEALTH PAY THE COSTS OF TUITION AND TRANSPORTATION FOR CERTAIN PHYSICALLY HANDICAPPED CHILDREN IN PRIVATE SCHOOLS, HOSPITALS AND INSTITUTIONS.

Be it enacted, etc., as follows:

Chapter 71 of the General Laws is hereby amended by inserting after section 46L the following section:—

Section 46M. The department may, upon the request of the parents or guardians and with the approval of the governor, send such physically handicapped children as it considers proper subjects for education to any school, hospital, sanatorium, or like institution, within the commonwealth, affording remedial treatment for physically handicapped children for terms not exceeding twelve years, under regulations prescribed by the departments of education and public

health. The department may, upon like request and with like approval, continue for longer terms the education of any children therein who are meritorious pupils recommended by the principal or other chief administrative officer of such school, hospital, sanatorium or like institution.

The expenses of the instruction and support of such children therein, actually rendered or furnished, including their necessary traveling expenses, whether daily or otherwise, but not exceeding ordinary and reasonable compensation therefor, shall be paid by the commonwealth out of the proceeds of the tax on income; but the parents or guardians of such children, who are able wholly or in part to provide for their support and care, to the extent of their ability, may be required by the department to reimburse the commonwealth therefor. *Approved July 19, 1968.*

Chap. 696. AN ACT MAKING CERTAIN CORRECTIVE CHANGES IN THE LAW RELATIVE TO THE DOMESTICATION OF THE UNITED STATES BRANCHES OF FOREIGN INSURANCE COMPANIES FORMED UNDER THE LAWS OF FOREIGN COUNTRIES.

Be it enacted, etc., as follows:

SECTION 1. Chapter 129 of the acts of 1968 is hereby amended by striking out, in line 2, the figures "160" and inserting in place thereof the figures:—161.

SECTION 2. Section 160A of chapter 175 of the General Laws, as appearing in said chapter 129, is hereby amended by striking out, in line 1, the figures and word "160B to 160E" and inserting in place thereof the words:—one hundred and sixty-one B to one hundred and sixty-one E.

SECTION 3. Section 160B of said chapter 175, as so appearing, is hereby amended by striking out, in lines 14 and 15 and in lines 30 and 31, the words "one hundred and sixty C to one hundred and sixty E" and inserting in place thereof, in each instance, the words:—one hundred and sixty-one C to one hundred and sixty-one E.

SECTION 4. Section 160D of said chapter 175, as so appearing, is hereby amended by striking out, in lines 7 and 8, the words "one hundred and sixty B to one hundred and sixty E" and inserting in place thereof the words:—one hundred and sixty-one B to one hundred and sixty-one E,—and by striking out, in line 12, the words "one hundred and sixty E" and inserting in place thereof the words:—one hundred and sixty-one E.

SECTION 5. Section 160E of said chapter 175, as so appearing, is hereby amended by striking out, in line 5, the words "one hundred and sixty B to one hundred and sixty D" and inserting in place thereof the words:—one hundred and sixty-one B to one hundred and sixty-one D.

SECTION 6. Sections numbered 160A, 160B, 160C, 160D and 160E of chapter 175 of the General Laws, inserted by chapter 129 of the acts of 1968, are hereby renumbered 161A, 161B, 161C, 161D and 161E, respectively.

SECTION 7. This act shall take effect as of the effective date of chapter one hundred and twenty-nine of the acts of nineteen hundred and sixty-eight. *Approved July 19, 1968.*

Chap. 697. AN ACT AUTHORIZING THE PAYMENT OF CERTAIN UNPAID BILLS OF THE WORLD WAR II MEMORIAL COMMISSION.

Be it enacted, etc., as follows:

Notwithstanding the failure to comply with the provisions of section eight A of chapter twenty-nine of the General Laws, there may be paid out of item 2450-00, in section two of chapter seven hundred and nine of the acts of 1966, the unpaid bills set forth in current house document no. 4863. *Approved July 19, 1968.*

Chap. 698. AN ACT PROVIDING THAT SUMMONSES FOR VIOLATION OF THE MOTOR VEHICLE LAWS MAY BE SERVED BY MAIL.

Be it enacted, etc., as follows:

Chapter 276 of the General Laws is hereby amended by striking out section 25, as amended by chapter 338 of the acts of 1967, and inserting in place thereof the following section: —

Section 25. Such summons shall fix a day and hour of appearance for trial, and shall, except as hereinafter provided, be served by an officer authorized to serve criminal process by giving to the defendant in hand or by leaving at his last and usual place of abode an attested copy not less than twenty-four hours before the return hour, or in the case of a summons issued under a complaint of a parking violation, so called, under section twenty A or twenty C of chapter ninety, or under a complaint for violation of any law, by-law, ordinance or regulation relative to the operation or control of a motor vehicle, by such service or by mailing an attested copy to his last known and usual place of abode not less than fourteen days before the return day. *Approved July 19, 1968.*

Chap. 699. AN ACT PROVIDING BENEFITS FOR THE WIDOWS OF SPECIAL JUSTICES.

Be it enacted, etc., as follows:

Chapter 32 of the General Laws is hereby amended by striking out section 65C, as most recently amended by section 1 of chapter 464 of the acts of 1964, and inserting in place thereof the following section:—

Section 65C. A chief justice, justice, associate justice, judge, associate judge or special justice, hereinafter in this section called judge, who is retired or who resigns and who is entitled to a pension for life under the provisions of section sixty-five A or sixty-five B, may elect to receive, in lieu thereof, a pension for life at a lesser annual rate with the provision that upon his death, leaving as a survivor a widow who was his spouse at the time of his retirement or resignation, two thirds of such pension for life at a lesser annual rate shall be paid to such widow. Such lesser annual rate shall be determined so that the value, on the date of such retirement or resignation, of the prospective payments to such judge and to such widow shall be the actuarial equivalent of the value of the pension for life to which such judge is entitled under the provision of section sixty-five A or sixty-five B. Such election shall be in writing on a prescribed form and filed with the appropriate retiring authority at the time of retirement or

resignation or within thirty days thereafter. The computation of said actuarial equivalent shall be subject to supervision and verification in accordance with the provisions of section twenty-one by the actuary appointed by the commissioner of insurance.

If a judge, who would be entitled, upon resigning, to a pension for life under section sixty-five A or sixty-five B, dies before resigning, his widow shall receive a pension for life of two thirds of such pension for life at a lesser annual rate to which such judge would have been entitled had he, as of the date of death, resigned and had such pension for life at a lesser annual rate been computed under the first paragraph.

If a judge fifty-five years of age or over but under age seventy who would be entitled, upon resigning, to a pension for life under section sixty-five A or sixty-five B, except for not having attained age seventy, dies, his widow shall receive a pension for life computed as provided in the second paragraph except that, in making such computation, the proportion of the annual rate of salary payable to a judge under section sixty-five A or sixty-five B to wit, seventy-five per cent, shall be reduced by one per cent for each year or part thereof by which the date of death precedes the attainment of age seventy.

Pensions under this section shall be paid from the same source and in the same manner as the salaries of like judicial officers of the court from which the judge was retired or resigned or of which he was a judge at the time of death are paid.

The provisions of the second and third paragraph shall not apply unless such widow and such deceased judge were living together at the time of his death or, if living apart, they were living apart, in the opinion of the appropriate retiring authority, for justifiable cause other than desertion or moral turpitude on the part of such widow. Payments under said second and third paragraphs shall terminate upon the remarriage of such widow.

In determining whether a judge has served in any office or offices at least ten years continuously and would be, for the purposes of the second or third paragraphs of this section, entitled to a pension for life under section sixty-five A or sixty-five B, the period, not exceeding one year, of his wartime service as defined in section twenty-one of chapter thirty-one, whether before or after his appointment as a judge, shall be added to and deemed continuous with the period of his service in any such office or offices.

In determining whether a judge has served in any such office or offices at least ten years continuously and would be, for the purposes of the second or third paragraphs of this section, entitled to a pension for life, under section sixty-five A or sixty-five B, each three years spent by him in the service of the commonwealth or of any county, city or town thereof shall count as one year of creditable service and each such year so credited, but in no event to exceed more than four years of such creditable service, shall be added to and deemed continuous with the period of his service in any such office or offices.

Any pension payable to the widow of such judge shall not exceed four thousand dollars per year. *Approved July 19, 1968.*

Chap. 700. AN ACT INCREASING THE PENSION ALLOWANCE OF CERTAIN VETERANS.

Be it enacted, etc., as follows:

SECTION 1. Chapter 32 of the General Laws is hereby amended by striking out section 58, as most recently amended by section 3 of chapter 498 of the acts of 1965, and inserting in place thereof the following section: —

Section 58. A veteran who has been in the service of the commonwealth, or of any county, city, town or district or any housing authority, for a total period of thirty years in the aggregate, shall, at his own request, with the approval of the retiring authority, be retired from active service at seventy-two per cent of the highest annual rate of compensation, including any bonuses paid in lieu of additional salary or as a temporary wage increase in addition to his regular compensation, and including any maintenance allowance, payable to him while he was holding the grade held by him at his retirement, and payable from the same source.

SECTION 2. Notwithstanding any provision of law to the contrary, any veteran who, prior to the effective date of this act, was retired under the provision of section fifty-eight of chapter thirty-two of the General Laws shall have his annual pension adjusted, so as to comply with the provision of said section fifty-eight, as amended by section one of this act.

Approved July 19, 1968.

Chap. 701. AN ACT PROVIDING FOR THE DREDGING OF DORCHESTER BAY.

Be it enacted, etc., as follows:

The division of waterways of the department of public works is hereby authorized and directed to dredge Dorchester bay from the Port Norfolk Yacht Club, so called, to Columbia point. Said department may expend such sums as may be appropriated therefor.

Approved July 19, 1968.

Chap. 702. AN ACT RELATIVE TO THE COMPUTATION OF RETIREMENT TIME FOR CERTAIN JUSTICES AND JUDGES OF THE SEVERAL COURTS.

Be it enacted, etc., as follows:

The second paragraph of section 65A of chapter 32 of the General Laws is hereby amended by adding the following sentence: — A chief justice, justice, associate justice, judge or associate judge of any such court or courts shall be deemed to have served continuously, although a period not in excess of thirty days shall have intervened between the holding of one judicial office and the holding of another judicial office.

Approved July 19, 1968.

Chap. 703. AN ACT AUTHORIZING THE MASSACHUSETTS BAY TRANSPORTATION AUTHORITY TO LEASE TO THE BROOKLINE REDEVELOPMENT AUTHORITY CERTAIN AIR RIGHTS OVER LAND HELD BY IT IN THE TOWN OF BROOKLINE.

Be it enacted, etc., as follows:

The Massachusetts Bay Transportation Authority is hereby authorized to lease to the Brookline Redevelopment Authority air rights, including rights for support, access, utilities, light and air at one time, or from time to time, for a term or terms not exceeding ninety-nine years over a parcel of land owned or held by it in the town of Brookline bounded and described as follows:

PARCEL A-1. Beginning at a stone monument at the intersection of the southwesterly side line of Brook Street and the northeasterly side line of land belonging to the M.B.T.A. and running S49°-04'-20"E a distance of 83.00 feet to the southwesterly line of the M.B.T.A. property; thence running by land of the Town of Brookline by a curve to the right with a radius of 2190.00 feet a distance of 108.80 feet to a point of compound curvature; thence running by land of the Town of Brookline, M.B.T.A., Brookline Redevelopment Authority and the Sudbury Brass Goods Inc. by a curve to the right with a radius of 2368.40 feet a distance of 493.80 feet to an angle; thence running by land of the Brookline Redevelopment Authority S11°-28'-00"W a distance of 20.22 feet to an angle; thence running by lands of Brookline Redevelopment Authority, Brookline Ice Co., Inc., and C. G. Mullowney et al, S60°-04'-40"W a distance of 191.88 feet to an angle; thence running N29°-55'-20"W a distance of 63.95 feet to the northeasterly side line of the M.B.T.A. property; thence running N59°-28'-45"E a distance of 4.10 feet to an angle; thence running N56°-08'-29"E a distance of 61.66 feet to an angle; thence running N53°-29'-56"E a distance of 7.00 feet to an angle; thence running N46°-20'-06"E a distance of 27.50 feet to an angle; thence running N48°-24'-26"E a distance of 18.25 feet to an angle; thence running N45°-57'-06"E a distance of 39.12 feet to an angle; thence running N47°-02'-26"E a distance of 53.38 feet to an angle; thence running S55°-25'-09"E a distance of 0.96 feet to an angle; the last eight described lines running by land of the Brookline Redevelopment Authority; thence running by a curve to the left with a radius of 2285.75 feet a distance of 139.73 feet to an angle; thence running N80°-27'-30"W a distance of 3.64 feet to an angle; thence running N43°-32'-52"E a distance of 120.40 feet to an angle; thence running N40°-46'-14"E a distance of 98.75 feet to an angle; thence running N39°-01'-05"E a distance of 98.75 feet to an angle; thence running N36°-29'-55"E a distance of 49.41 feet to an angle; thence running N35°-36'-31"E a distance of 67.08 feet to the point of beginning, the last six described lines running by land of the Town of Brookline, containing 65,637 square feet of land be the same more or less.

The Brookline Redevelopment Authority may, with the approval of the board of selectmen, construct such buildings or other things in these particular locations pursuant to any such lease and may lease any such buildings or other things constructed by it or may sublease or assign such air rights or any portion thereof, provided, that no

construction in said location by it or by its sublessee or assignee will be in any way detrimental to the maintenance, use and operation of the Massachusetts Bay Transportation Authority.

Any lease granted under this section may be assigned, pledged or mortgaged and the liens of such pledge or mortgage may be foreclosed by appropriate action.

The construction or occupancy of any building or other thing erected or affixed under any lease under this section of air rights shall be subject to the building, fire, garage, health or zoning laws and the building, fire, garage, health and zoning by-laws, by-laws, rules and regulations applicable in the Town of Brookline.

Neither such air rights nor any buildings or other things erected or affixed pursuant to any such lease nor the proceeds from any such lease shall be taxed or assessed to the Massachusetts Bay Transportation Authority, under any general or special law; but buildings and other things erected or affixed pursuant to any such lease granted by said Authority 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; and provided, further, that payment of any such taxes shall not be enforced by any lien upon or sale or taking of said land except that the leasehold estate may be sold or taken by the collector of taxes of the town of Brookline for the nonpayment of any tax 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 Massachusetts Bay Transportation Authority shall include in any lease of such air rights provisions whereby the lessee agrees to pay annually to the town of Brookline a sum of money in lieu of taxes which would otherwise be assessed for such year, said sum to be paid in the event that the foregoing tax provision is determined by a court of competent jurisdiction to be inapplicable.

Approved July 19, 1968.

Chap. 704. AN ACT PROVIDING THAT POLICE OFFICERS SHALL HAVE AN ADDITIONAL DAY OFF OR AN ADDITIONAL DAY'S PAY WHENEVER A DAY, ON WHICH THEY ARE ABSENT FROM DUTY BECAUSE OF INJURIES SUSTAINED IN LINE OF DUTY, FALLS ON A HOLIDAY.

Be it enacted, etc., as follows:

The first sentence of section 17A of chapter 147 of the General Laws, as appearing in chapter 205 of the acts of 1965, is hereby amended by striking out, in line 10, the words "or vacation day" and inserting in place thereof the words:—, vacation day or a day on which he is absent from duty because of injuries sustained in line of duty.

Approved July 19, 1968.

Chap. 705. AN ACT DIRECTING THE DEPARTMENT OF PUBLIC WORKS TO CONVEY CERTAIN LAND TO THE CITY OF HOLYOKE.

Be it enacted, etc., as follows:

In consideration of the payment to the commonwealth by the city of Holyoke of a sum not to exceed ten thousand dollars in order to enable the department of public works to acquire another site, said department is hereby authorized and directed to convey to said city the following parcel of land in said city to be used by it only for park and playground purposes, bounded and described as follows: — easterly by the westerly line of Interstate Highway 91, northerly by land of Cornelius Healy Estate, westerly by land of Holyoke Housing Authority, southerly by Cherry street, containing about four acres more or less as shown on plans approved by the department of public works on March twenty-fourth, nineteen hundred and sixty-five. *Approved July 19, 1968.*

Chap. 706. AN ACT RELATIVE TO ITINERANT PROGRAMS FOR VISUALLY HANDICAPPED CHILDREN.

Be it enacted, etc., as follows:

Chapter 69 of the General Laws is hereby amended by inserting after section 33 the following section:—

Section 34. The department shall provide the services of assistant supervisors of visually handicapped children for itinerant programs for visually handicapped children developed by the bureau of special education in cooperation with cities and towns. The cost of such programs shall be paid by the department and shall be conducted under regulations prescribed by the department.

Approved July 19, 1968.

Chap. 707. AN ACT INCREASING THE STATE SCHOOL CONSTRUCTION GRANTS FOR CITIES AND TOWNS IN DEPRESSED AREAS.

Be it enacted, etc., as follows:

Clause (*a*) of section 9 of chapter 645 of the acts of 1948, as appearing in section 1 of chapter 467 of the acts of 1963, is hereby amended by inserting after the word "cost", in line 7, the following:—; and provided, further, that cities and towns designated depressed areas or which have substantial or persistent unemployment shall be eligible for maximum state aid from the school building assistance commission for new school construction. For the purpose of this section a depressed area shall be considered as cities and towns which are designated as Groups D, E or F, in "Area Trends in Employment and Unemployment" by the United States Department of Labor or which are listed in said publication as areas which have substantial or persistent unemployment, and that the basis for the eligibility of a city or town for maximum state aid for new school construction for any buildings initiated thereafter shall be the October-November issue of "Area Trends in Employment and Unemployment" by the United States Department of Labor in the year in which, or the year preceding, said cities or towns request for such assistance.

Approved July 19, 1968.

Chap. 708. AN ACT AUTHORIZING THE COMMISSIONER OF NATURAL RESOURCES TO CONVEY CERTAIN LAND IN THE TOWN OF NATICK TO SAID TOWN.

Be it enacted, etc., as follows:

Notwithstanding any contrary provisions of law the commissioner of natural resources is hereby authorized to convey to the town of Natick, for a consideration agreeable to both parties, the following parcel of land located in said town and being bounded and described as follows:—Beginning at a point on the westerly end of the southerly side line of Hunter's Hill Lane at the land of the B & A Railroad; thence S 14° 30′ 45″ E, a distance of 160.50 feet to a stone bound; thence bearing S 75° 58′ 00″ W, a distance of 305.55 feet to a stone bound; thence bearing N 31° 57′ 45″ W a distance of 9.94 feet to a stone bound; thence bearing S 73° 22′ 30″ W a distance of 917.31 feet to a stone bound; thence westerly by a curved line having a radius of 2815.43 feet; a distance of 398.79 feet to a stone bound; thence turning and running southerly along the radial line a distance of 8.25 feet; thence westerly by a curved line having a radius of 2823.68 feet, a distance of 323.10 feet to a point; thence bearing N 56° 23′ 10″ E, a distance of 312.77 feet to a point; thence easterly by a curved line having a radius of 2665.43 feet a distance of 377.10 feet to a point; thence bearing N 74° 24′ 00″ E a distance of 285.40 feet; thence in a northerly direction a distance of 8.75 feet to a point; thence bearing N 74° 24′ 00″ E a distance of 987.28 feet to a point of beginning. All as shown on the Lake Cochituate Land Plan Sheet No. 4 dated October 1910, said parcel containing 6.16 acres. *Approved July 19, 1968.*

Chap. 709. AN ACT AMENDING THE ORGANIZATION OF THE MASSACHUSETTS HOUSING FINANCE AGENCY.

Be it enacted, etc., as follows:

SECTION 1. Section 3 of chapter 708 of the acts of 1966 is hereby amended by striking out the second and third paragraphs and inserting in place thereof the following two paragraphs:—

The MHFA shall consist of the commissioner of commerce and development or his designated representative and the commissioner of corporations and taxation or his designated representative, 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. 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 governor shall designate one of the members of the MHFA as chairman, who shall serve at the pleasure of the governor, and the MHFA shall annually elect one of its members as vice-chairman and shall also annually elect a secretary, a treasurer and such other officers as it may determine, none of whom need be members of the MHFA.

The secretary 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. The treasurer shall be the chief financial and accounting officer of the MHFA and shall be in charge of its funds, books of account and accounting records.

SECTION 2. Section 5 of said chapter 708 is hereby amended by striking out paragraph (*c*) and inserting in place thereof the following paragraph:—

(*c*) *Interest and Charges.*—The MHFA shall have authority to set from time to time the interest rates at which it shall make loans. 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.

SECTION 3. Paragraph (*b*) of section 8 of said chapter 708 is hereby amended by adding the following sentence:—The aggregate principal amount of notes and bonds of the MHFA outstanding at any one time shall not exceed the sum of fifty million dollars.

SECTION 3A. Section 9 of said chapter 708 is hereby amended by striking out the second paragraph.

SECTION 4. Said chapter 708 is hereby further amended by inserting after section 9 the following two sections:—

Section 9A. Working Capital Fund.—(*a*) MHFA shall create and establish a general fund, herein referred to as the "Working Capital Fund", and shall pay into such Working Capital Fund any monies appropriated and made available by the commonwealth for the purposes of such Working Capital Fund, and any other monies which may be available to the MHFA for its general purposes from any source or sources other than proceeds from the issuance and sale of notes or bonds by the MHFA.

All monies held in the Working Capital Fund, including without limitation any income or interest earned by, or increment to such Fund, shall be used by the MHFA for its general purposes, and to the extent authorized by MHFA, any such monies in excess of the amount required to make and keep MHFA self-supporting shall be made available for the purposes of the Capital Reserve Fund.

(*b*) To provide for the organizational and administrative overhead incident to the inception and early operations of the MHFA, the sum of three hundred thousand dollars is hereby appropriated from the General Fund of the commonwealth and made available to the MHFA for the purposes of the Working Capital Fund, which sum shall be paid to the MHFA and which sum the MHFA shall repay the commonwealth in ten annual installments beginning with the commencement of the sixth full year after the receipt of such funds.

Section 9B. Capital Reserve Fund.—(*a*) MHFA shall create and

establish a special fund, herein referred to as the "Capital Reserve Fund", and shall pay into such Capital Reserve Fund any monies appropriated and made available by the commonwealth for the purposes of such Fund, any proceeds of sale of notes or bonds to the extent provided in the resolution of the MHFA authorizing issuance thereof, and any other monies which may be available to the MHFA for the purpose of such fund from any other source or sources. All monies held in the Capital Reserve Fund, except as hereinafter provided, shall be used solely for the payment of the principal of bonds of the MHFA as the same mature, the purchase of bonds of the MHFA, the payment of interest on such bonds of the MHFA or the payment of any redemption premium required to be paid when such bonds are redeemed prior to maturity; provided, however, that monies in such Fund shall not be withdrawn therefrom at any time in such amount as would reduce the amount of such fund to less than the maximum amount of principal and interest maturing and becoming due in any succeeding calendar year on all bonds of the MHFA then outstanding, except for the purpose of paying the principal of and interest on such bonds of the MHFA maturing and becoming due and for the payment of which other monies of the MHFA are not available. Any income or interest earned by, or increment to, the Capital Reserve Fund due to the investment thereof shall be used by the MHFA for the purposes of the Capital Reserve Fund.

(*b*) The MHFA shall not issue bonds at any time if the maximum amount of principal and interest maturing or becoming due in a succeeding calendar year on such bonds then to be issued and on all other bonds of the MHFA then outstanding will exceed the amount of the Capital Reserve Fund at the time of issuance unless the MHFA, at the time of issuance of such bonds, shall deposit in such fund from the proceeds of the bonds so to be issued, or otherwise, an amount which, together with the amount then in such fund, will be not less than the maximum amount of principal and interest maturing and becoming due in any succeeding calendar year on such bonds then to be issued and on all other bonds of the MHFA then outstanding.

(*c*) To assure the continued operation and solvency of the MHFA for the carrying out of the public purposes of this act, provision is made in paragraph (*a*) for the accumulation in the Capital Reserve Fund of an amount equal to the maximum amount of principal and interest maturing and becoming due in any succeeding calendar year on all bonds of the MHFA then outstanding. In order further to assure such maintenance of the Capital Reserve Fund there shall be annually appropriated and paid to the MHFA for deposit in the Capital Reserve Fund such sum, if any, as shall be certified by the chairman of the MHFA to the governor as necessary to restore the Capital Reserve Fund to an amount equal to the maximum amount of principal and interest maturing and becoming due in any succeeding calendar year on the bonds of the MHFA then outstanding. The chairman of the MHFA shall annually, on or before December first, make and deliver to the governor his certificate stating the amount, if any, required to restore the Capital Reserve Fund to the amount aforesaid and the amount so stated, if any, shall be appropriated and paid to the MHFA during the then current fiscal year of the

commonwealth. Such amount, if any, shall be repaid to the commonwealth as soon as possible by the MHFA from monies in the working capital fund in excess of the amount required to make and keep MHFA self-supporting.

(*d*) In computing the amount of the Capital Reserve Fund for the purposes of this section, securities in which all or a portion of such fund are invested shall be valued at par, or if purchased at less than par, at their cost to the MHFA. *Approved July 19, 1968.*

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, July 29, 1968.

The Honorable JOHN F. X. DAVOREN, *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 709 of the Acts of 1968, entitled "An Act Amending the Organization of the Massachusetts Housing Finance Agency." and the enactment of which received my approval on July 19, 1968, should take effect forthwith.

Postponement of the operation of this act would tend to defeat its purpose which is to assist in promoting the construction of low-cost housing.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, July 30, 1968.

I, John F. X. Davoren, 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-three 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 seven hundred and nine of the acts of nineteen hundred and sixty-eight.

JOHN F. X. DAVOREN,
Secretary of the Commonwealth.

Chap. 710. AN ACT PERMITTING THE INSTALLATION OF A BOULDER MONUMENT AT THE JAMES E. PENDERGAST CIRCLE IN THE TOWN OF NORWOOD.

Be it enacted, etc., as follows:

SECTION 1. The rotary circle located at the junction of the state highway known as Route 1 and Nahattan street in the town of Norwood shall be known and designated as the James E. Pendergast circle. The department of public works may issue a permit in writing, containing such terms and conditions as it deems appropriate, for the

installation, at no cost to the commonwealth, of a boulder monument in said circle bearing said designation.

SECTION 2. Chapter four hundred and eighty-eight of the acts of nineteen hundred and sixty is hereby repealed.

Approved July 19, 1968.

Chap. 711. AN ACT PROVIDING THAT FEED FOR CERTAIN FUR-BEARING ANIMALS SHALL BE EXEMPT FROM THE RETAIL SALES TAX.

Be it enacted, etc., as follows:

SECTION 1. Paragraph (*p*) of section 6 of chapter 64H of the General Laws, as appearing in section 1 of chapter 757 of the acts of 1967, is hereby amended by inserting after the word "business", in line 5, the following words: — or for fur-bearing animals, the pelts of which are sold in the regular course of business.

SECTION 2. This act shall apply to sales at retail made or the use, storage or other consumption of tangible personal property purchased on and after its effective date.

Approved July 19, 1968.

Chap. 712. AN ACT PROVIDING TENURE OF OFFICE UNTIL AGE SIXTY-FIVE FOR DOUGLAS A. WARREN INCUMBENT OF THE OFFICE OF POLICE CHIEF OF THE TOWN OF BOXFORD.

Be it enacted, etc., as follows:

SECTION 1. Douglas A. Warren, incumbent of the office of police chief of the town of Boxford, shall hold said office during good behavior until he reaches age sixty-five, 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 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 Boxford at the annual town meeting in the year nineteen hundred and sixty-nine 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-eight, entitled 'An Act providing tenure of office until age sixty-five for Douglas A. Warren, incumbent of the office of police chief of the town of Boxford', 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 July 19, 1968.

Chap. 713. AN ACT TO PROHIBIT STANDEES IN CERTAIN SCHOOL BUSES.

Be it enacted, etc., as follows:

SECTION 1. Chapter 90 of the General Laws is hereby amended by inserting after section 7K the following section: —

Section 7L. Notwithstanding the provisions of clause (2) of section seven B, in any city or town which accepts the provisions of this section, the operator of a school bus shall not allow the number of school children riding in the bus at any one time to exceed the number of seats

therein, nor shall he drive said bus until each child is seated. Whoever violates the provisions of this section shall be punished by a fine of not less than fifty dollars nor more than five hundred dollars.

SECTION 2. The provisions of section 7L of chapter 90 of the General Laws, as inserted by section one of this act, shall not apply to school buses transporting school children under the terms of a contract in force on the effective date of this act. *Approved July 19, 1968.*

Chap. 714. AN ACT PROVIDING THAT THE ARCHIVIST OF THE COMMONWEALTH PROVIDE GUIDED TOURS OF THE STATE HOUSE.

Be it enacted, etc., as follows:

Section 2 of chapter 9 of the General Laws, as amended by chapter 18 of the acts of 1962, is hereby further amended by inserting after the second sentence the following sentence:—He shall, under the direction of the secretary, provide for guided tours of the state house and for such purpose may employ such personnel as he may deem necessary.

Approved July 19, 1968.

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, August 1, 1968.

The Honorable JOHN F. X. DAVOREN, *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 714 of the Acts of 1968, entitled "An Act providing that the Archivist of the Commonwealth provide Guided Tours of the State House." and the enactment of which received my approval on July 19, 1968, should take effect forthwith.

Postponement of the operation of this act would defeat its purpose which is to make it possible to provide guided tours for the increasing number of tourists who visit the State House especially during the vacation period.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, August 1, 1968.

I, John F. X. Davoren, 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 seven hundred and fourteen of the acts of nineteen hundred and sixty-eight.

JOHN F. X. DAVOREN,
Secretary of the Commonwealth.

Chap. 715. AN ACT RELATIVE TO LOAN TRANSACTIONS MADE IN AVOIDANCE OF THE LAWS PERTAINING TO RETAIL INSTALMENT SALES.

Be it enacted, etc., as follows:

Chapter 255D of the General Laws is hereby amended by inserting after section 22 the following section: —

Section 22A. No seller shall directly or indirectly in connection with the retail sale of goods or services, and for the purpose of evading any of the provisions of this chapter, arrange for a loan or aid or assist any buyer in obtaining a loan from any person, the proceeds of which are to be used in whole or in part for the purchase of such goods or services.

Approved July 19, 1968.

Chap. 716. AN ACT RELATIVE TO THE GRANTING OF ANNUITIES TO WIDOWS OR CHILDREN UNDER THE NONCONTRIBUTORY RETIREMENT LAWS.

Be it enacted, etc., as follows:

The first paragraph of section 95A of chapter 32 of the General Laws, as most recently amended by chapter 727 of the acts of 1965, is hereby further amended by inserting after the word "law", in line 18, the words:—based on the service of such spouse or child to the commonwealth or to any political subdivision thereof.

Approved July 19, 1968.

Chap. 717. AN ACT AUTHORIZING THE CITY OF MARLBOROUGH TO GRANT A PENSION TO ALLEN HAWES.

Be it enacted, etc., as follows:

Notwithstanding any contrary provision of law and for the purpose of promoting the public good in recognition of meritorious service, the city of Marlborough may grant to Allen Hawes, a patrolman of said city, who sustained serious injury in the line of duty, an annual retirement allowance equal to the salary he presently receives in equal monthly installments. *Approved July 19, 1968.*

Chap. 718. AN ACT AUTHORIZING THE DIRECTOR OF THE DIVISION OF FISHERIES AND GAME TO PROHIBIT THE POSSESSION OR USE OF CERTAIN RIFLES IN CERTAIN AREAS DURING THE PERIOD BETWEEN OCTOBER FIRST AND APRIL FIRST.

Be it enacted, etc., as follows:

Section 4 of chapter 131 of the General Laws, as appearing in chapter 802 of the acts of 1967, is hereby amended by inserting after clause (14) the following clause:—

(15) The director, after consultation with the director of the division of law enforcement, may issue an order prohibiting the possession or use, during the period from October first to the following April first in any place where birds or mammals may be found, of any rifle chambered to take larger than twenty-two long rifle ammunition. Any such order shall be in effect forty-eight hours after publication in

one or more newspapers circulated in the area. When, in his opinion, the director determines that such order is no longer necessary, he shall, by like publication, rescind such order.

No order issued under this clause shall be deemed to prohibit the possession or use of any rifle during the daylight hours on any target range used primarily for target shooting purposes.

Whoever violates any order issued under the provisions of this clause shall be punished by a fine of not less than one hundred dollars nor more than five hundred dollars or by imprisonment for not more than six months.

Approved July 19, 1968.

Chap. 719. AN ACT REQUIRING THE COMMISSION AGAINST DISCRIMINATION TO HOLD A PRELIMINARY HEARING UPON A REQUEST FOR THE ISSUANCE OF A COMPLAINT FOR DISCRIMINATION.

Be it enacted, etc., as follows:

SECTION 1. The second sentence of the second paragraph of section 5 of chapter 151B of the General Laws, as appearing in chapter 483 of the acts of 1967, is hereby amended by striking out, in lines 9 and 10, the words "may, in its discretion, allow such request" and inserting in place thereof the words: — shall allow such request as a matter of right; provided, however, that such a preliminary hearing shall not be subject to the provisions of chapter thirty A.

SECTION 2. The third sentence of the second paragraph of said section 5 of said chapter 151B, as appearing in section 2 of chapter 613 of the acts of 1963, is hereby amended by striking out, in line 3, the word "may" and inserting in place thereof the following word: — shall.

Approved July 19, 1968.

Chap. 720. AN ACT AUTHORIZING THE CITY OF SPRINGFIELD TO APPROPRIATE MONEY FOR THE PAYMENT OF, AND TO PAY, CERTAIN UNPAID BILLS.

Be it enacted, etc., as follows:

SECTION 1. The city of Springfield 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-seven thousand, two hundred seventy-six dollars and forty cents, as set forth in a 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 having been incurred in excess of available appropriations, and as are certified for payment by the following departments wherein the bills were contracted; provided, that the money so appropriated to pay such bills shall be raised by taxation or made available from unappropriated surplus funds of the city:—fire department, three hundred sixty-two dollars and seventy-seven cents; license commission, thirty-eight dollars and five cents; Springfield municipal hospital, eighteen hundred sixty-seven dollars and twenty-two cents; police department, two dollars and thirty-five cents; public

buildings, thirty-two hundred and ninety-four dollars and twenty-eight cents; public parks, eight hundred eighty-three dollars and fourteen cents; and veterans' service, twenty thousand eight hundred twenty-eight dollars and fifty-nine cents.

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 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 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.

SECTION 4. This act shall take effect upon its acceptance during the current year by vote of the city council of said city, in accordance with the provisions of its charter, but not otherwise.

Approved July 19, 1968.

Chap. 721. AN ACT PROVIDING FOR PUNISHMENT RELATING TO CONSPIRACIES AND FURTHER PROVIDING FOR SEPARATE TRIALS FOR THE COMMISSION OF CERTAIN OFFENCES AND FOR CONSPIRACY TO COMMIT SAID OFFENCES.

Be it enacted, etc., as follows:

SECTION 1. Chapter 274 of the General Laws is hereby amended by adding the following section: —

Section 7. Any person who commits the crime of conspiracy shall be punished as follows:

First, if the purpose of the conspiracy or any of the means for achieving the purpose of the conspiracy is a felony punishable by death or imprisonment for life, by a fine of not more than ten thousand dollars or by imprisonment in the state prison for not more than twenty years or in jail for not more than two and one half years, or by both such fine and imprisonment.

Second, if clause first does not apply and the purpose of the conspiracy or any of the means for achieving the purpose of the conspiracy is a felony punishable by imprisonment in the state prison for a maximum period exceeding ten years, by a fine of not more than ten thousand dollars or by imprisonment in the state prison for not more than ten years or in jail for not more than two and one half years, or by both such fine and imprisonment.

Third, if clauses first and second do not apply and the purpose of the conspiracy or any of the means for achieving the purpose of the conspiracy is a felony punishable by imprisonment in the state prison for not more than ten years, by a fine of not more than five thousand dollars or by imprisonment in the state prison for not more than five years or in jail for not more than two and one half years, or by both such fine and imprisonment.

Fourth, if clauses first through third do not apply and the purpose of the conspiracy or any of the means for achieving the purpose of the conspiracy is a crime, by a fine of not more than two thousand dollars or by imprisonment in jail for not more than two and one half years, or both.

If a person is convicted of a crime of conspiracy for which crime the penalty is expressly set forth in any other section of the General Laws, the provisions of this section shall not apply to said crime and the penalty therefor shall be imposed pursuant to the provisions of such other section.

SECTION 2. Chapter 278 of the General Laws is hereby amended by inserting after section 2 the following section:—

Section 2A. An indictment for conspiracy to commit a substantive offence shall not be tried simultaneously with an indictment for the commission of said substantive offence. *Approved July 19, 1968.*

Chap. 722. AN ACT ESTABLISHING A BOARD OF PUBLIC WORKS IN THE TOWN OF FAIRHAVEN.

Be it enacted, etc., as follows:

SECTION 1. There shall be established in the town of Fairhaven a board of public works, hereinafter called the board, consisting of seven members, one to be elected from each precinct and one to be elected at large, to be elected at the first annual town election after the passage of this act. The member elected at large and the first two in order of votes received of the members elected from precincts shall serve for terms of three years, the second two in the order of votes shall serve for terms of two years, and the remaining two in the order of votes shall serve for terms of one year. Thereafter, when the term of any member expires, his successor shall be elected at an annual town election to serve for a term of three years. In all cases, the members of the board shall serve until their successors are qualified. The members of the board shall, after each annual town election, elect from its members a chairman and a clerk for the ensuing year. In case of a vacancy, the board of selectmen shall, within thirty days, fill such vacancy until the next town election, when a new member or members shall be elected to fill the unexpired term. No person shall serve on the board who holds an elective or appointed office in the town other than town meeting members, and no person who is an employee of the town shall serve on the board.

SECTION 2. Upon the election and qualification of the initial members of the board of public works, the board shall have all the powers and duties now and from time to time vested by general or special laws, town charter or town by-laws in the following boards, departments and offices having corresponding powers and duties in the town of Fairhaven, to wit: highway department, water and sewer commissioners, park commissioners, cemetery commissioners, refuse and garbage collection, and with respect to construction and maintenance only, the town dump and such boards, offices and departments shall be abolished. No contracts or liabilities then in force shall be affected by such abolition, but the board of public works shall in all

respects be the lawful successor of the boards, departments and offices so abolished.

The board shall have such additional powers with respect to the furnishing of engineering services, the maintenance and repair of town buildings and property, and the performance of such duties of any other boards, departments and offices of the town as may be reasonably related to the duties and responsibilities of a board of public works, as the town may, from time to time, by by-law provide, and other provisions of 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 powers, rights and duties transferred to it under sections two and three as it may, from time to time, designate. He shall be responsible for the efficient exercise and performance of such powers, rights and duties and shall hold office subject to the will of the board. He shall be specially fitted by education, training and experience to perform the duties of said office, and need not be a resident of the town. During his tenure he shall hold no elective or other appointive office, nor shall he be engaged 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, rights 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; and 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 furnish to the board each year upon its request a carefully prepared and detailed estimate in writing of the appropriations required during the next succeeding fiscal year for the proper exercise and performance of all said powers, rights and duties. *Approved July 19, 1968.*

Chap. 723. AN ACT AUTHORIZING THE TRUSTEES OF MONSON ACADEMY TO HOLD ADDITIONAL REAL AND PERSONAL ESTATE AND INCREASING THE NUMBER OF TRUSTEES.

Be it enacted, etc., as follows:

SECTION 1. The Trustees of Monson Academy, incorporated by chapter ten of the acts of eighteen hundred and four are hereby authorized to hold real and personal estate the yearly income from which shall not exceed one hundred and fifty thousand dollars.

SECTION 2. Chapter 10 of the acts of 1804 is hereby amended by striking out section 5 and inserting in place thereof the following section:—

Section 5. And be it further enacted, that the number of the said trustees, shall not, at any time, be more than twenty-five, nor less

than fifteen, ten of whom shall constitute a quorum for the transaction of business, and all questions shall be decided by the votes of the major part of the trustees present, and in case of an equal division, by the casting vote of the presiding trustee. *Approved July 19, 1968.*

Chap. 724. AN ACT RELATIVE TO THE RESIDENCY REQUIREMENTS FOR THE TRUSTEES OF A FUND FOR THE SUPPORT OF A CONGREGATIONAL GOSPEL MINISTER IN THE FIRST CHURCH OF CHRIST, BRADFORD.

Be it enacted, etc., as follows:

Section 4 of chapter 76 of the acts of 1803, as amended by chapter 311 of the acts of 1915, is hereby further amended by striking out the second sentence and inserting in place thereof the following sentence:—Two thirds of the trustees shall be residents of Haverhill and two thirds of said trustees shall be members of the First Church of Christ, Bradford. *Approved July 19, 1968.*

Chap. 725. AN ACT FURTHER REGULATING THE ISSUING OF CITATIONS FOR AUTOMOBILE LAW VIOLATIONS AND AUTHORIZING A POLICE OFFICER TO ISSUE CITATIONS FOR SUCH VIOLATIONS NOT OCCURRING IN HIS PRESENCE.

Be it enacted, etc., as follows:

SECTION 1. The second paragraph of section 2 of chapter 90C of the General Laws is hereby amended by striking out the first sentence, as appearing in section 3 of chapter 692 of the acts of 1965, and inserting in place thereof the following sentence:—Any police officer assigned to traffic enforcement duty shall, whether or not the offense occurs within his presence, record the occurrence of automobile law violations upon a citation, filling out the citation and each copy thereof as soon as possible and as completely as possible and indicating thereon whether a complaint shall be applied for, or whether a written warning shall be issued.

SECTION 2. The third paragraph of said section 2 of said chapter 90C is hereby amended by striking out the first sentence, as so appearing, and inserting in place thereof the following sentence:—A failure to give the original of the citation to the offender at the time and place of the violation shall constitute a defense in any trial for such offense, except where the violator could not have been stopped or where additional time was reasonably necessary to determine the nature of the violation or the identity of the offender or where the court finds that some circumstance, not inconsistent with the purpose of this section, namely, to cause violators of automobile law to be brought uniformly to justice, justifies the failure.

SECTION 3. The fourth paragraph of said section 2 of said chapter 90C is hereby amended by striking out the second sentence, as so appearing, and inserting in place thereof the following sentence:—If the police officer has directed that an application for a complaint be filed, said police chief or person authorized by him shall deposit the parts of the citation designated as the request for a complaint,

together with a duly executed application for a complaint and the duplicate registry of motor vehicles record, with the court having jurisdiction over the offense at a time no later than three days after the date on which the citation was written, Sundays and holidays excepted. *Approved July 19, 1968.*

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, July 19, 1968.

The Honorable JOHN F. X. DAVOREN, *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 725 of the Acts of 1968, entitled "An Act further regulating the Issuing of Citations for Automobile Law Violations and Authorizing a Police Officer to Issue Citations for such Violations Not Occurring in His Presence." and the enactment of which received my approval on July 19, 1968, should take effect forthwith.

Postponement of the operation of this act would defeat its purpose which is to permit police to issue citations for violations not occurring in their presence, at an early date, for reasons of safety.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, July 22, 1968.

I, John F. X. Davoren, 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 seven hundred and twenty-five of the acts of nineteen hundred and sixty-eight.

JOHN F. X. DAVOREN,
Secretary of the Commonwealth.

Chap. 726. AN ACT ERECTING AND CONSTITUTING A VOCATIONAL REGIONAL SCHOOL DISTRICT CONSISTING OF THE TOWNS OF BELCHERTOWN, HARDWICK, MONSON, NEW BRAINTREE, NORTH BROOKFIELD, PALMER, WARE, WARREN AND WEST BROOKFIELD.

Be it enacted, etc., as follows:

SECTION 1. The towns of Belchertown, Hardwick, Monson, New Braintree, North Brookfield, Palmer, Ware, Warren and West Brookfield are hereby erected and constituted a vocational regional school

district pursuant to the provisions of chapter seventy-one of the General Laws and the agreement signed by the members of the regional school district planning board and dated June second, nineteen hundred and sixty-seven.

SECTION 2. This act shall take effect as of February twenty-sixth, nineteen hundred and sixty-eight. *Approved July 19, 1968.*

Chap. 727. AN ACT CONCERNING IN REM PROCEEDINGS AGAINST HOUSING OWNED BY NONRESIDENTS.

Be it enacted, etc., as follows:

The second paragraph of section 5 of chapter 151B of the General Laws is hereby amended by inserting after the eighth sentence, as appearing in section 2 of chapter 613 of the acts of 1963, the following six sentences:—If a hearing commissioner determines that probable cause exists to credit the allegations of a complainant that a respondent has refused to sell, rent or lease, or to negotiate in the sale, rental, or leasing of, housing accommodations or commercial space and if he determines that such respondent is a nonresident of the commonwealth and cannot be personally served with process in the commonwealth, such hearing commissioner may file a petition in equity in the nature of an in rem proceeding seeking appropriate injunctive relief against such property with respect to which a complaint has been made, including orders or decrees restraining and enjoining any sale, rental, lease, or other disposition of such property which would render it unavailable to the complainant pending the final determination of proceedings under this chapter. Such commissioner shall send by registered mail, with return receipt requested, a copy of such petition to the last address of such respondent known to the commissioner. An affidavit of compliance herewith, and the respondent's return receipt or other proof of actual notice, if received, shall be filed in the case on or before the return day of the process or within such further time as the court may allow. A copy of the order or decree of the court running against such property of a nonresident respondent shall be recorded in the registry of deeds in the county wherein such housing accommodations or commercial space is located, and a copy of such order or decree shall be attached in a conspicuous place to the property which has been the subject of a complaint under section four by the sheriff of the county wherein such property is located, or by his authorized agent or employee. Any person purchasing housing accommodations or commercial space, subsequent to the recording of the order or decree in the registry of deeds, shall be, as a matter of law, bound by the terms of any order which the commission has made or may make relating to such property which has been the subject of an order or decree of the superior court. Any person renting or leasing housing accommodations or commercial space subsequent to the attachment of a copy of an order or decree referred to above by the sheriff of the county wherein such property is located or by his authorized agent or employee shall be, as a matter of law, bound by the terms of any order which the commission has made or may make relating to such property. *Approved July 19, 1968.*

Chap. 728. AN ACT MAKING CERTAIN GRANTS FOR THE PURPOSE OF PROVIDING FOR THE CONTINUATION OF COMMUTER RAILROAD SERVICE TO AND FROM THE CITY OF BOSTON UNTIL JULY THIRTY-FIRST, NINETEEN HUNDRED AND SIXTY-NINE.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any contrary provision of law and in addition to any other assistance provided from any source, the executive office for administration and finance may make grants to the Massachusetts Bay Transportation Authority of not more than four million one hundred forty thousand dollars for not more than ninety per cent of the cost to said authority of service provided no later than July thirty-first, nineteen hundred and sixty-nine, under agreements with railroads to provide passenger service to and from the North Station, the South Station and the Back Bay Station in the city of Boston. Such grants shall be applicable only to costs incurred by the authority after the incurring of the costs to be financed under clause (B) of section twenty-eight and under section twenty-eight A of chapter one hundred and sixty-one A of the General Laws. Any grant under this paragraph shall include such provisions as the executive office for administration and finance deems necessary and desirable to assure the efficient operation of the authority and the minimum burden on the commonwealth and on the cities and towns within the authority. The state treasurer shall pay the amounts granted under this paragraph in accordance with the terms of the grant in the manner and from the fund referred to in section twenty-five B of chapter fifty-eight of the General Laws.

Such grants shall not be deemed contracts of the commonwealth, but shall be deemed to constitute contract assistance for the purposes of subparagraph (*a*) of said section twenty-five B and for the purposes of section twelve of chapter one hundred and sixty-one A of the General Laws. The grants shall be computed without regard to reimbursements under paragraph (*j*) of section five of said chapter one hundred and sixty-one A and shall be reflected in computing such reimbursements.

SECTION 2. Notwithstanding any contrary provision of law, the net cost, after applicable state aid, of commuter railroad passenger service provided by or under contract with the authority shall be apportioned as follows:

Twenty-five per cent thereof shall be assessed upon all cities and towns comprising the authority's territory in the proportion which the number of commuters in each said city or town bears to the total number of commuters in all of said cities or towns. The number of commuters, as defined in section one of chapter one hundred and sixty-one A of the General Laws, shall be determined in accordance with the latest decennial census made by the United States Department of Commerce. If said census does not provide the necessary data for determining the number of commuters, the authority shall determine the number of commuters by some accurate and otherwise appropriate method.

The remaining seventy-five per cent shall be assessed upon each such city or town in proportion to the respective number of residents

of such city or town boarding during the applicable period at commuter railroad passenger stations operated by or under contract with the authority within the area constituting the authority; provided, however, that the number of riders boarding at the North Station, the South Station and the Back Bay Station in the city of Boston shall not be included for the purpose of determining such assessments. The number of residents of each city or town boarding at commuter railroad passenger stations shall be determined by the authority on the basis of such samples, surveys and other counts and estimates as the authority deems reasonable and practicable. For the purposes of this paragraph, those boarding at a station who are nonresidents of the area constituting the authority shall be counted as residents of the city or town in which the station is located.

The income and expense included in the computation of the net cost of commuter railroad passenger service under this section shall be excluded from the computation of the net costs or net savings of express and local service under chapter one hundred and sixty-one A of the General Laws, but debt service on bonds issued under clause (2) of section twenty-three of said chapter shall be included in the net cost of express service to be assessed under section eight of said chapter.

The provisions of this section shall be applicable only to service provided during the current fiscal period and the period from November first, nineteen hundred and sixty-eight through July thirty-first, nineteen hundred and sixty-nine.

SECTION 3. The authority is hereby authorized and empowered to obtain options to purchase from any railroads providing commuter service to and from the city of Boston as of June thirtieth of the current year, or from their successors or assigns, any lines or rights-of-way owned and operated by the said railroads upon such terms and conditions as said authority may deem advisable and in the best interests of the commonwealth.

SECTION 4. The authority shall file annual reports with the governor and the general court covering the disposition of any grants made to it pursuant to the authority contained in this act, or any amendment thereof.

SECTION 5. In each city and town receiving commuter railroad service under agreements with railroads authorized by this act the following question shall be placed upon the official ballot to be used at the biennial state election to be held in the current year "Shall commuter railroad service to and from this (city) (town) to the city of Boston be continued?" If a majority of the votes cast in answer to said question in any city or town is in the affirmative it shall be deemed to be the will of the voters that such service shall be continued.

SECTION 6. The authority is directed, on or before January thirty-first, nineteen hundred and sixty-nine, to adopt a revised program for mass transportation pursuant to paragraph (*g*) of section five of said chapter one hundred and sixty-one A and to file the same with the governor and the general court. The revised program shall be accompanied by such recommendations for additional borrowing power as the authority may deem necessary to carry out the program.

SECTION 7. The authority is directed, on or before January thirty-first, nineteen hundred and sixty-nine, to submit at least three alternative programs for continuation of essential public transportation service in the areas currently served by railroad passenger service provided under agreements with railroads to the advisory board subject to the approval of said advisory board in accordance with the provisions of section seven of chapter one hundred and sixty-one A of the General Laws. Such programs shall include estimates of the cost of equipment and facilities to be acquired, estimates of fares to be imposed for such service, estimates of revenues and expenses to be incurred and estimates of net surplus or net losses resulting from operation of such service. Such programs shall also include recommendations by the authority as to whether each area currently served under agreements with railroads should continue to be served by railroad, rapid transit, express bus or other mass transit service in order to provide essential public transportation service to each such area in the most economical and efficient manner.

The advisory board shall express its approval of one or none of the three alternative permanent, long range commuter service programs, suggesting any modifications and additions that it deems advisable if no program is approved and shall advise the General Court of its expression of approval of one or none of the three said programs on or before March fifteenth, nineteen hundred and sixty-nine.

Approved July 19, 1968.

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, July 19, 1968.

The Honorable JOHN F. X. DAVOREN, *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 1968, entitled "An Act making certain Grants for the purpose of Providing for the Continuation of Commuter Railroad Service to and from the City of Boston until July thirty-first, nineteen hundred and sixty-nine." and the enactment of which received my approval on July 19, 1968, should take effect forthwith.

Postponement of the operation of this act would defeat its purpose which is to permit the Massachusetts Bay Transportation Authority to enter into contracts with railroads for the continuation of railroad service, the present contracts having expired on June 30, 1968, and extended by agreement until July 31, 1968.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, July 22, 1968.

I, John F. X. Davoren, 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-six 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 seven hundred and twenty-eight of the acts of nineteen hundred and sixty-eight.

JOHN F. X. DAVOREN,
Secretary of the Commonwealth.

Chap. 729. AN ACT AUTHORIZING THE CITY OF LOWELL AND TOWN OF TEWKSBURY TO ENTER INTO AN AGREEMENT FOR THE TIE-IN TO THE LOWELL SEWAGE SYSTEM OF A CERTAIN SCHOOL SEWAGE SYSTEM IN SAID TEWKSBURY.

Be it enacted, etc., as follows:

SECTION 1. The town of Tewksbury may enter into an agreement with the city of Lowell for the tie-in of the sewage system of a certain new school in North Tewksbury to the Lowell sewage system for the purpose of disposing of the waste and sewage of said school, provided that the said town shall not tie-in any other facility thereto and provided, further, that the said town shall pay all expenses of installation and maintenance thereof.

SECTION 2. The said agreement upon the election of said city or town shall expire upon the construction and operation of a town sewage system or a sewage treatment plant.

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

Approved July 19, 1968.

Chap. 730. AN ACT AUTHORIZING THE CITY OF SALEM TO PAY TO THE WIDOW OF JAMES W. DOLAN, A FORMER MEMBER OF THE CITY COUNCIL OF THE CITY OF SALEM, WHO DIED IN OFFICE, THE BALANCE OF HIS SALARY.

Be it enacted, etc., as follows:

For the purpose of promoting the public good, the city of Salem is hereby authorized to appropriate and pay to the widow of James W. Dolan, who died while a member of the present city council of said city, the balance of the salary to which he would have been entitled for the current term for which he was elected had he lived and continued to serve in said council until the end of said term.

Approved July 19, 1968.

Chap. 731. AN ACT RELATIVE TO THE PLACEMENT OF FIRE INSURANCE IN CERTAIN URBAN AREAS.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide forthwith for the placement of basic property insurance coverage of residential and business properties through the cooperative efforts of insurance companies licensed to write such insurance 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. The General Laws are hereby amended by inserting after chapter 175B the following chapter:—

CHAPTER 175C.

URBAN AREA INSURANCE PLACEMENT FACILITY.

Section 1. As used in this chapter, unless the context otherwise requires or a different meaning is specifically prescribed, the following words shall have the following meanings:—

"Commissioner", the commissioner of insurance;

"Facility", the Urban Area Insurance Placement Facility established and further defined herein;

"Association", the Joint Underwriting and Reinsurance Association as further defined herein;

"Basic property insurance", insurance against direct loss to real or tangible personal property at a fixed location in an urban area in the commonwealth caused by the peril of fire as provided in the standard fire policy and extended coverage endorsements filed with and accepted by the commissioner for each insurance company subject to this chapter and such other forms of insurance as may from time to time be added in accordance with the provisions of this chapter but shall in no event include insurance on automobile or manufacturing risks;

"Urban area", any city or town, or streets or sections thereof, in the commonwealth so designated by the commissioner after appropriate hearing;

"Eligible applicant", any person having an insurable interest in property eligible for basic property insurance;

"Reasonable insurable value", a reasonable limit on liability for complete loss of the property insured;

"Premiums written", gross direct premiums charged with respect to property in this state on all policies of basic property insurance and the basic property insurance components of all multiperil policies less all premiums and dividends credited or returned to policyholders or the unused or unabsorbed portions of premium deposits.

Section 2. All insurance companies licensed to provide basic property insurance within the commonwealth shall cooperate in organizing an urban area insurance placement facility in such manner as shall be approved by the commissioner of insurance and shall submit to the commissioner a plan of organization and a plan of operation for such facility. Such plans shall, among other appropriate provisions deemed necessary and helpful to achieve the purposes of this chapter, provide that:

(1) Each insurance company shall participate in the plan of operation as a condition precedent to its authority to sell basic property insurance in the commonwealth;

(2) The facility shall have the authority to equitably apportion the basic property insurance among all such insurance companies in a

method and manner approved by the commissioner as reasonably calculated to distribute fairly the risk of loss which may be incurred among insurers on the basis of premiums written within the commonwealth;

(3) Every eligible applicant for basic property insurance upon proof that he has made a reasonable effort to obtain insurance and has been unable to obtain it shall be entitled on request to the facility to:

(*a*) a prompt inspection of his property by representatives of the facility, in such manner and form as the facility shall prescribe with the approval of the commissioner,

(*b*) a report from the facility stating it has presented the application and inspection report to insurance companies participating in the plan of operation, and that a company or companies writing basic property insurance have agreed to write all the coverage requested or a part of the coverage requested, or that a company or companies writing basic property insurance have agreed to write all the coverage requested or a part of it if certain specified improvements are made or loss prevention measures taken within a reasonable time, or that no company has agreed to write any of the coverage requested for specified reasons;

(*c*) insurance coverage agreed to in the report up to a reasonable insurable value will be obtained upon satisfactory proof that any improvements or loss prevention measures suggested have been made or taken, and upon payment of the required premium to the company or companies, or agents thereof, that agree to provide the coverage. A copy of the report shall be forwarded by the facility to the building department or other agency responsible for the enforcement of the building code in the city or town in which the property is located.

It shall be evidence of a reasonable effort to obtain insurance if a person presents to the facility a written statement from a company, broker or agent that they are unable to provide the required amount of such insurance.

Section 3. No insurance company shall direct any agent or other producer not to solicit business through the facility; no insurance agent shall direct any other agent in his employ or any broker or other producer not to solicit business through the facility; and no agent, broker or other producer shall be penalized in any way by an insurance company or employer producer for submitting applications to the facility.

No insurance agent or broker licensed to sell basic property insurance shall be allowed to refuse a request for inspection from an eligible applicant for basic property insurance unless such applicant is:

(*a*) Then indebted to any agent, broker or company for coverage requested;

(*b*) Then unwilling to make satisfactory payment arrangements for the coverage requested.

Agents and brokers submitting applications to the facility shall be compensated by commissions upon the original issuance of coverage, each installment payment if any, and each renewal thereof and shall be entitled to no other compensation.

Section 4. If at any time the commissioner determines that the facility is not adequately fulfilling its stated purpose he shall, after proper notice and hearing, promulgate an order establishing in the commonwealth a joint underwriting and reinsurance association consisting of all insurers licensed to write and engaged in writing in this commonwealth, on a direct basis, basic property insurance or any component thereof in multiperil policies. Every such insurer shall be a member of the association and remain a member as a condition of its authority to transact such kinds of insurance within the commonwealth. Within ninety days following any such order, the association shall submit to the commissioner a proposed plan of operation, consistent with the purposes of this chapter, to provide for the prompt and efficient provision of basic property insurance to eligible applicants meeting reasonable underwriting standards who are otherwise unable to obtain coverage from the facility established in section two. Such plan of operation shall provide for economical, fair and nondiscriminatory administration including, but not limited to, provisions for preliminary assessment of all members for initial expenses necessary to commence operations, establishment of necessary facilities, management of the association, assessment of members to defray losses and expenses, commissions, reasonable underwriting standards and limits of liability, acceptance and cession of reinsurance, and procedures for determining amounts of insurance to be provided.

The plan of operation shall be subject to approval by the commissioner and shall take effect ten days after having been approved by him. If the commissioner disapproves the proposed plan of operation, the association shall within thirty days submit for review an appropriately revised plan of operation and, if the association fails to submit such a plan, or if the revised plan is also disapproved by the commissioner, the commissioner shall promulgate a plan of operation. The association may, on its own initiative or at the request of the commissioner, amend the plan of operation, subject to approval by the commissioner. Any member of the association may cede to the association basic property insurance covering property in urban areas to the extent, if any, and on the terms and conditions set forth in the plan of operation. All members of the association shall participate in its writing, expenses, profits and losses in the proportion that the premiums written by each such member, except premiums for insurance on automobile or manufacturing risks and that portion of the premiums attributable to the operation of the association during the preceding calendar year, bear to the aggregate premiums written in the commonwealth by all members of the association. Such participation by each insurer in the association shall be determined annually on the basis of such premiums written during the preceding calendar year as disclosed in the annual statements and other reports filed by the insurer with the commissioner. The association shall be governed by a board of eleven directors, elected annually by the members of the association, whose votes in such election shall be weighted in accordance with each member's premiums written during the preceding calendar year except that the first board of directors shall be elected at a meeting of the members which shall be held within thirty days after approval of the plan of operation as provided herein. Cumulative voting by the members shall be permitted at all such elections.

Section 5. The operation of the facility or the association shall at all times be subject to the supervision and regulation of the commissioner. The commissioner or any suitable person designated to act for him shall have the power to examine and investigate the operation of the facility or association and shall have free access to all the books, records, files, papers and documents that relate to such operations, may summon and qualify witnesses under oath, and may examine directors, officers, agents or employees or any other person having knowledge of such operations for the purpose of determining if the purposes of this chapter are being fulfilled.

Section 6. There shall be no liability on the part of, and no cause of action of any nature shall arise against insurance companies, the facility, the association, or agents or employees thereof, or insurance agents or brokers using the facility, plan or association, or the commissioner or his authorized representatives, for any inspections undertaken, acts or omissions in connection therewith or statements made in any reports and communications concerning the insurability of the property, or at the time of any hearings conducted in connection therewith, or in the findings required by the provisions of this chapter. The reports and communications of the facility and the association shall not be considered public records.

Section 7. The denial by the facility, or the denial by the association of a part or all of the coverage requested by an eligible applicant, and any other decision requiring improvements to be made or loss prevention measures to be taken as a condition of providing basic property insurance shall be subject to review by the commissioner if an eligible applicant files an appeal with the commissioner within ten days of any such denial or decision. On receipt of any such appeal the commissioner shall cause an investigation of the facts to be made, shall grant all interested parties an opportunity to be heard and shall enter such finding, order or decision as he deems will best meet the purposes of this chapter.

Any person aggrieved by any such finding, order or decision and any person aggrieved by any other rule or regulation of the commissioner made pursuant to this chapter may, within ten days of the filing of any such finding, order, decision, rule or regulation in the office of the commissioner, appeal therefrom to the superior court, for the county in which the complainant resides. The court shall, after such notice to the parties as it deems reasonable, hold a summary hearing on such appeal and shall have jurisdiction in equity to review all questions of fact and law, and to affirm or reverse such finding or order and to make any appropriate decree. The decision of the court shall be final and binding on all parties and may include such order as to costs as the court deems equitable.

SECTION 2. The plan of organization and plan of operation required by section two of chapter one hundred and seventy-five C of the General Laws, inserted by section one of this act, shall be submitted to the commissioner of insurance within ninety days after the effective date of this act. *Approved July 20, 1968.*

Chap. 732. AN ACT AUTHORIZING THE ADAMS FIRE DISTRICT TO SUPPLY WATER TO THE HOOSAC VALLEY REGIONAL HIGH SCHOOL IN THE ADAMS-CHESHIRE REGIONAL SCHOOL DISTRICT AND PROVIDING FOR REIMBURSEMENT OF THE COST OF SUPPLYING SUCH WATER.

Be it enacted, etc., as follows:

SECTION 1. The Adams Fire District is hereby authorized to lay water pipes, construct and erect a pumping station and construct and erect a water storage tank for the purpose of furnishing and selling water to the Hoosac Valley Regional High School of the Adams-Cheshire regional school district in the town of Cheshire.

SECTION 2. Said school district is hereby authorized to expend from money borrowed under the provisions of clause (*d*) of section sixteen of chapter seventy-one of the General Laws as part of the construction costs of a school building, the sum of fifty thousand dollars in order partially to reimburse said fire district for the cost of laying said water pipes, constructing and erecting said water pumping station and constructing and erecting said water storage tank and other necessary expenses incurred by said fire district in carrying out the provisions of this act.

SECTION 3. Reimbursement received by said fire district under the provisions of section two shall be used for the payment of the indebtedness, if any, incurred by said fire district for the purposes set forth in section one.

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

Approved July 20, 1968.

Chap. 733. AN ACT RELATIVE TO THE TERMS OF CERTAIN BONDS AND NOTES TO BE ISSUED BY THE COMMONWEALTH.

Whereas, The deferred operation of the 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-seven 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 notes which the state treasurer is authorized to issue under sections five and six of chapter two hundred and seventy-six of the acts of nineteen hundred and sixty-seven, providing additional funds for the planning, development and construction of the University of Massachusetts medical school in the city of Worcester, and establishing the Federal Capital Improvement Fund, 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 seven of said chapter two hundred and seventy-six shall be issued for

maximum terms of twenty-five 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-seven, as recommended by the governor in a message to the general court, dated July twelfth, nineteen hundred and sixty-eight, 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 eight and ten of chapter six hundred and sixteen of the acts of nineteen hundred and sixty-seven, 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 seventy-one, and the bonds which the state treasurer is authorized to issue under section eleven of said chapter six hundred and sixteen 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 July twelfth, nineteen hundred and sixty-eight, 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 A of chapter six hundred and twenty-two of the acts of nineteen hundred and sixty-seven, directing the metropolitan district commission to construct a certain water main from the town of Westwood to the town of Canton and to borrow money for the construction thereof, 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 July twelfth, nineteen hundred and sixty-eight, 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 notes which the state treasurer is authorized to issue under section two of chapter six hundred and sixty-nine of the acts of nineteen hundred and sixty-seven, providing additional funds for the metropolitan district commission for extending and further developing its sources of water supply by diverting waters of the Connecticut river into Quabbin reservoir, 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 six hundred and sixty-nine 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-one, as recom-

mended by the governor in a message to the general court, dated July twelfth, nineteen hundred and sixty-eight, 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 sections six and seven of chapter six hundred and eighty-two of the acts of nineteen hundred and sixty-seven, 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-three, and the bonds which the state treasurer is authorized to issue under section eight of said chapter six hundred and eighty-two 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-three, as recommended by the governor in a message to the general court, dated July twelfth, nineteen hundred and sixty-eight, 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 notes which the state treasurer is authorized to issue under section five of chapter seven hundred and seven of the acts of nineteen hundred and sixty-seven, as amended by section four of chapter eighty-five of the acts of nineteen hundred and sixty-eight, providing for the extension of certain outdoor recreation facilities in cooperation with and with the assistance of the federal government and authorizing the commonwealth to borrow money in anticipation of the receipt of federal funds, 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-four, as recommended by the governor in a message to the general court, dated July twelfth, nineteen hundred and sixty-eight, 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 sections three, three A and three B of chapter seven hundred and eighty-six of the acts of nineteen hundred and sixty-seven, directing the metropolitan district commission to improve certain beaches in the metropolitan parks district and to protect them against erosion, 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 July twelfth, nineteen hundred and sixty-eight, 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 eight hundred and thirty-six of the acts of nineteen

hundred and sixty-seven, providing funds for the planning and further development of the Massachusetts Correctional Institution, Bridgewater, 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-three, and the bonds which the state treasurer is authorized to issue under section five of said chapter eight hundred and thirty-six 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-three, as recommended by the governor in a message to the general court, dated July twelfth, nineteen hundred and sixty-eight, 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 two of chapter eight hundred and thirty-seven of the acts of nineteen hundred and sixty-seven, 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 eighteen, as recommended by the governor in a message to the general court, dated July twelfth, nineteen hundred and sixty-eight, 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 four of chapter six hundred and eighty-seven of the acts of nineteen hundred and sixty-six, as amended by section fifteen of chapter eight hundred and seventy-three of the acts of nineteen hundred and sixty-seven, making certain corrective changes in the law relative to water pollution control, 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, two thousand, as recommended by the governor in a message to the general court, dated July twelfth, nineteen hundred and sixty-eight, 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 four of chapter eight hundred and seventy-six of the acts of nineteen hundred and sixty-seven, providing for a special capital outlay expenditure for the governor's mansion, shall be issued for maximum terms of five 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-four, as recommended by the governor in a message to the general court, dated July twelfth, nineteen hundred and sixty-eight, in pursuance of Section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth. *Approved July 20, 1968.*

Chap. 734. 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 current session of the General Court 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 notes which the state treasurer is authorized to issue under section four of chapter two hundred and sixty-six of the acts of nineteen hundred and sixty-eight, to provide funds for the planning and development of the Holyoke Community College in the city of Holyoke, 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-four, as recommended by the governor in a message to the general court, dated July twentieth, nineteen hundred and sixty-eight, 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 six and seven of chapter four hundred and seventy-six of the acts of nineteen hundred and sixty-eight, 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-four, and the bonds which the state treasurer is authorized to issue under section eight of said chapter four hundred and seventy-six 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-four, as recommended by the governor in a message to the general court, dated July twentieth, nineteen hundred and sixty-eight, 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 notes which the state treasurer is authorized to issue under section three of chapter five hundred and twenty-one of the acts of nineteen hundred and sixty-eight, directing the metropolitan district commission to construct a water supply tunnel extending from the city of Chelsea to the East Boston district of the city of Boston under the Chelsea river, 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 four of said chapter five hundred and twenty-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, as recommended by the governor in a message to the general court, dated July twentieth, nineteen hundred and sixty-eight, 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 five hundred and eighty-nine of the acts of nineteen hundred and sixty-eight, 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 eighty-three, as recommended by the governor in a message to the general court, dated July twentieth, nineteen hundred and sixty-eight, 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 final maturity of the note which the state treasurer is authorized to issue under section one of chapter five hundred and ninety-seven of the acts of nineteen hundred and sixty-eight, authorizing the commonwealth to borrow a certain sum of money to meet a deficit in the nonfederal cost of the Three Rivers, Massachusetts, local flood protection project, shall be not later than June first, nineteen hundred and seventy-nine, as recommended by the governor in a message to the general court, dated July twentieth, nineteen hundred and sixty-eight, 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 three of chapter six hundred and seven of the acts of nineteen hundred and sixty-eight, providing a capital outlay program for the commonwealth for conservation and recreation purposes, 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-three, as recommended by the governor in a message to the general court, dated July twentieth, nineteen hundred and sixty-eight, 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 six hundred and eight of the acts of nineteen hundred and sixty-eight, to provide for a special capital outlay program for shore protection and improvement to 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 ninety-five, as recommended by the governor in a message to the general court, dated July twentieth, nineteen hundred and sixty-eight, 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 bonds which the state treasurer is authorized to issue under section six of chapter six hundred and thirty-four of the acts of nineteen hundred and sixty-eight, authorizing the water resources commission to construct reservoirs and other works of improvement for flood prevention, low flow regulation, recreation, and related purposes in the watershed of the West Branch of the Westfield River, 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-three, and the notes which the state treasurer is authorized to issue under section seven of said chapter six hundred and thirty-four shall be issued and may be renewed one or more times for terms not exceeding one year and the final maturity of such notes shall be payable not later than June thirtieth, nineteen hundred and seventy-four, as recommended by the governor in a message to the general court, dated July twentieth, nineteen hundred and sixty-eight, in pursuance to 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 five of chapter six hundred and fifty-one of the acts of nineteen hundred and sixty-eight, authorizing the water resources commission to construct reservoirs and other works of improvement for flood control, recreation, and related purposes in the watershed of the Washington Mountain Brook in the towns of Lee and Washington, 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-three, and the notes which the state treasurer is authorized to issue under section six of said chapter six hundred and fifty-one shall be issued and may be renewed one or more times for terms not exceeding one year and the final maturity of such notes shall be payable not later than June thirtieth, nineteen hundred and seventy-four, as recommended by the governor in a message to the general court, dated July twentieth, nineteen hundred and sixty-eight, 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 four of chapter six hundred and thirty-nine of the acts of nineteen hundred and sixty-eight, to provide for an inland fisheries and game land and water acquisition and development program, 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-five, as recommended by the governor in a message to the general court, dated July twentieth, nineteen hundred and sixty-eight, 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 notes which the state treasurer is authorized to issue under section

eleven of chapter six hundred and forty-six of the acts of nineteen hundred and sixty-eight, providing suitable recognition of those residents of Massachusetts who shall have served in the armed forces of the United States during the Vietnam conflict, 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-three, and the bonds which the state treasurer is authorized to issue under section twelve of said chapter six hundred and forty-six shall be issued for maximum terms of ten years, the initial maturities of which shall be payable not later than June thirtieth, nineteen hundred and eighty-five, as recommended by the governor in a message to the general court, dated July twentieth, nineteen hundred and sixty-eight, 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 one of chapter six hundred and seventy-eight of the acts of nineteen hundred and sixty-eight, increasing the amount of money which the commonwealth may borrow to meet the nonfederal cost of certain works of improvement for flood prevention and water resource utilization in the watershed of the Quaboag River, and providing for the receipt of federal financial assistance, 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-three, and the notes which the state treasurer is authorized to issue under section four of said chapter six hundred and seventy-eight shall be issued and may be renewed one or more times for terms, not exceeding one year and the final maturity of such notes, whether original or renewal shall be not later than June thirtieth, nineteen hundred and seventy-four, as recommended by the governor in a message to the general court, dated July twentieth, nineteen hundred and sixty-eight, 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 section one of chapter six hundred and eighty of the acts of nineteen hundred and sixty-eight, increasing the amount of money which the commonwealth may borrow to meet the nonfederal cost of certain works of improvement for flood prevention and water resource utilization in the watershed of the Clam River, increasing the scope of the work in said watershed, and providing for the receipt of federal financial assistance, 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-three, and the notes which the state treasurer is authorized to issue under section four of said chapter six hundred and eighty, 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-four, as recommended by the

governor in a message to the general court, dated July twentieth, nineteen hundred and sixty-eight, 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 two of chapter six hundred and eighty-two of the acts of nineteen hundred and sixty-eight, providing that the department of public works construct a solid waste disposal incinerator in the city of Melrose and establishing the Melrose Regional Incinerator District, 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 July twentieth, nineteen hundred and sixty-eight, 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 eighty-three of the acts of nineteen hundred and sixty-eight, increasing the amount of money which the metropolitan district commission may expend for the construction of drainage and flood control facilities in the cities of Melrose, Malden, Everett and Revere and the towns of Saugus, Stoneham and Wakefield, 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-three, as recommended by the governor in a message to the general court dated July twentieth, nineteen hundred and sixty-eight, 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 six of chapter six hundred and eighty-four of the acts of nineteen hundred and sixty-eight, relative to the alleviation of certain financial burdens imposed by the thaw and rains of March seventeenth through March twenty-fourth, nineteen hundred and sixty-eight, and by the floods caused by said thaw and rains, 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 July twentieth, nineteen hundred and sixty-eight, 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 bonds which the state treasurer is authorized to issue under section four of chapter six hundred and eighty-five of the acts of nineteen hundred and sixty-eight, providing for the construction, on a site adjacent to the state house, of a garage, and for the planning for an office building to be constructed thereon, 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 July twentieth, nineteen hundred and sixty-eight, in pursuance of Section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth. *Approved July 20, 1968.*

Chap. 735. AN ACT FURTHER REGULATING THE PAYMENT OF TUITION OF NONRESIDENT CHILDREN ATTENDING A SCHOOL OF A CITY, TOWN OR REGIONAL SCHOOL DISTRICT PURSUANT TO A PLAN TO ELIMINATE RACIAL IMBALANCE.

Be it enacted, etc., as follows:

Section 12B of chapter 76 of the General Laws, added by chapter 506 of the acts of 1966, is hereby amended by striking out, in lines 4 and 5, the words "be paid a sum equal to" and inserting in place thereof the following words: — set and be paid a tuition rate which rate shall not exceed, and by adding after the word "attend", in line 6, the words: — provided, however, that in the case of a regional district school, the sum set by the school committee as such tuition rate shall require the acceptance of the member of the regional district school committee who represents the town in which such school is located.

Approved July 20, 1968.

Chap. 736. AN ACT ESTABLISHING A DIVISION OF MINERAL RESOURCES WITHIN THE DEPARTMENT OF NATURAL RESOURCES AND THE OFFICE OF STATE GEOLOGIST IN THE DEPARTMENT OF PUBLIC WORKS.

Be it enacted, etc., as follows:

SECTION 1. The first sentence of the fourth paragraph of section 1 of chapter 21 of the General Laws, as amended by section 2 of chapter 664 of the acts of 1963, is hereby further amended by inserting after the words "marine fisheries", in line 3, the words:— , a division of mineral resources.

SECTION 2. Said chapter 21 is hereby further amended by adding the following three sections:—

Section 54. The division of mineral resources shall be under the administrative supervision of a director who shall administer the laws, rules and regulations relating to the mineral resources of the commonwealth. The term "mineral resources", as used in this section and in sections fifty-five and fifty-six, shall mean oil, gas, fossil fuels, sulphur, metals, ores, minerals, rock, soil, sand and gravel, on or in coastal waters, as defined in section one of chapter one hundred and thirty, or lands thereunder. Said director may, with the approval of the board of natural resources, appoint such employees, experts and consultants as he deems necessary to carry out his duties. He shall, with the approval of the commissioner and the public works commission, (a) license orderly exploration for mineral resources; (b) lease exclusive rights for extraction of such mineral resources as have been discovered; (c) establish charges and fees for such licenses and leases which will permit a fair profit for the licensee

and lessee; and, (d) adopt, after a public hearing, such rules and regulations relating to such exploration and extraction of mineral resources, and the transportation thereof in or over the coastal waters of the commonwealth, as will insure the proper utilization of such resources consistent with the harvesting and propagation of other valuable natural resources and the general safety, welfare and convenience of the commonwealth. No license to explore in the coastal waters shall be issued, no lease for extraction of mineral resources shall be granted, no charge or fee for such license or lease shall be established, no rule or regulation relating to such exploration or extraction shall be adopted, amended or rescinded unless and until said director shall first, and in each instance, hold a public hearing, notice of which, including a statement of intent, shall be sent, at least thirty days prior to said public hearing, to each city and town bordering on the coastal waters of the commonwealth. Such rules and regulations may provide for reasonable exemptions from the requirements of section fifty-six relative to leases for the extraction of mineral resources. Any exploration or extraction of materials necessary for highway and other public purposes shall be exempt from the provisions of this section and section fifty-six.

Section 55. Said director with the approval of the commissioner and the public works commission shall cooperate with all departments, boards, officials and institutions of the commonwealth and its political subdivisions that may in any way be concerned with matters under its supervision; cooperate and consult with adjoining states and with the United States, or any agency thereof; enter into agreements relative to the federal administration and enforcement of off-shore exploration and extraction beyond the marine jurisdiction of the commonwealth; and may apply for, receive and expend such federal grants or reimbursements or private grants as may be available therefor in carrying out the duties of the division.

Section 56. No person shall explore by seismic, electronic or any other method for mineral resources on or in said coastal waters or lands thereunder without a license from said director. No person shall, except for purposes of exploration permitted under a license, extract mineral resources from said coastal waters or lands thereunder without a lease issued by said director. Any person violating any provision of this section shall be punished by a fine of not more than ten thousand dollars and, in addition thereto, any equipment, vehicles, boats and appurtenances used in said violation shall be liable to seizure and forfeiture. Any person violating any rule or regulation of the director shall be punished by a fine of not more than one thousand dollars, and his license or lease, if any, shall be subject to revocation or suspension. Violations committed within the coastal waters may be prosecuted in any district which has venue over coastal waters. The division of law enforcement shall enforce the laws, rules and regulations relating to mineral resources.

SECTION 3. Section 1 of chapter 81 of the General Laws is hereby amended by striking out the fourth sentence and inserting in place thereof the following sentence:—It shall collect, collate and make available, geoscience data of the commonwealth, for the purpose of aiding in the search for and evaluation of reserve sources of water,

gas, materials suitable for road building and all other minerals within the land and water boundaries of the commonwealth, the location of which it shall, so far as practicable, designate on maps which shall be open to inspection by the public.

SECTION 4. The second paragraph of section 4 of chapter 16 of the General Laws, as appearing in section 1 of chapter 821 of the acts of 1963, is hereby further amended by inserting after the word "waterways", in line 6, the words:— , a professional geologist, who shall be the state geologist,—and by striking out, in line 10, the word "twelve" and inserting in place thereof the word:—thirteen.

SECTION 5. Said section 4 of said chapter 16, as so appearing, is hereby further amended by inserting after the second paragraph the following paragraph:—

The state geologist shall be responsible for the collection and collation of geoscience data of the commonwealth and shall upon request, insofar as practicable, aid any department, agency, division, bureau, section, institution and political subdivision of the commonwealth and shall make available to them information and data under his control. He shall also advise the director of mineral resources in the control of commercial exploration of mineral resources.

Approved July 20, 1968.

Chap. 737. AN ACT FURTHER REGULATING THE PURCHASE, SALE AND POSSESSION OF FIREARMS, RIFLES AND SHOTGUNS, AND PROVIDING FOR THE ISSUANCE OF FIREARM IDENTIFICATION CARDS.

Be it enacted, etc., as follows:

SECTION 1. Section 121 of chapter 140 of the General Laws is hereby amended by striking out the last sentence, as appearing in section 4 of chapter 688 of the acts of 1957, and inserting in place thereof the following sentence:—Sections one hundred and twenty-two to one hundred and twenty-nine, inclusive, and section one hundred and thirty-one A shall not apply to any firearm made prior to eighteen hundred and ninety-seven, including matchlock, flintlock, percussion cap or similar early type ignition system or a replica thereof, whether actually made before or after the year eighteen hundred and ninety-seven, and also any firearm using fixed ammunition made prior to eighteen hundred and ninety-eight, for which ammunition is no longer made in the United States and is not readily available in the ordinary channels of commercial trade.

SECTION 2. Said chapter 140 is hereby further amended by inserting after section 122A the following section:—

Section 122B. No person shall sell ammunition in the commonwealth unless licensed by the commissioner of public safety. Any person, other than an alien, a minor or a person who has been convicted of a felony, wishing to sell ammunition may make application to the department of public safety upon a form approved by the commissioner, and the commissioner may issue to such person, except an alien, a minor or a person who has been convicted of a felony, a license to sell ammunition. The fee for such license shall be one dollar. Each license so issued shall be valid for a period not exceeding one

year and shall expire on the thirtieth day of April next following. Licenses may be renewed during the month of April for the following year upon payment of a fee of one dollar.

In this section the term "ammunition" shall include pistol or revolver bullets, rifle bullets, shotgun shells, bullets or projectiles suitable for use in rifles, and any twenty-two caliber rim-fire ammunition.

The commissioner of public safety may establish such rules and regulations as he may deem necessary to carry out the provisions of this section.

Any person refused a license under this section may obtain a judicial review of such refusal by filing within ten days of such refusal a petition for review thereof in the district court having jurisdiction in the city or town in which the applicant filed for such license, and a justice of said court, after a hearing, may direct that a license be issued the applicant if satisfied that there was no reasonable ground for refusing such license and that the applicant was not prohibited by law from holding the same.

Whoever not being licensed, as hereinbefore provided, sells ammunition within the commonwealth shall be punished by a fine of not less than one hundred dollars or by imprisonment for not less than six months nor more than two years.

SECTION 3. Said chapter 140 is hereby further amended by striking out section 123, as most recently amended by section 4 of chapter 296 of the acts of 1959, and inserting in place thereof the following section:—

Section 123. A license granted under section one hundred and twenty-two shall be expressed to be and shall be subject to the following conditions:—First, That the provisions in regard to the nature of the license and the building in which the business may be carried on under it shall be strictly adhered to. Second, That every licensee shall, before delivery of a firearm, rifle or shotgun, make or cause to be made a true, legible entry in a sales record book to be furnished by the commissioner of public safety and to be kept for that purpose, specifying the complete description of the firearm, rifle or shotgun, including the make, number, type of firearm, rifle or shotgun, type of ignition, if any, whether sold, rented or leased, the date of such sale, the sex, residence and occupation of the purchaser, renter or lessee, and shall before delivery, as aforesaid, require the purchaser, renter, or lessee personally to write in said sales record book his full name. The said book shall be open at all times to the inspection of the police. Third, That the license or a copy thereof, certified by the official issuing the same, shall be displayed on the premises in a position where it can easily be read. Fourth, That no firearms, rifles, shotguns or machine guns shall be displayed in any outer window of said premises or in any other place where they can readily be seen from the outside. Fifth, That the licensee shall, once a week, send a copy of the record of sales, rentals and leases made by him for the preceding seven days to the commissioner of public safety. Sixth, That every firearm, rifle or shotgun shall be unloaded when delivered. Seventh, That no delivery of a firearm, rifle, shotgun or ammunition therefor shall be made to any person not having a license to carry said firearm issued under the provisions of section one hundred and thirty-

one or a firearm identification card issued under the provisions of section one hundred and twenty-nine B. Eighth, That no firearm, rifle or shotgun shall be sold, rented or leased to a person who has not a permit then in force to purchase, rent or lease the same issued under section one hundred and thirty-one A, except as provided for in section one hundred and thirty-one E and except as provided in section one hundred and twenty-nine B relative to the firearm identification card, and that no machine gun shall be sold, rented or leased to a person who has not a license to possess the same issued under section one hundred and thirty-one. Ninth, That upon the sale, rental or lease of a firearm, rifle or shotgun, the licensee under section one hundred and twenty-two shall take up such permit to purchase, and shall endorse upon it the date and place of said sale, rental or lease, and shall forthwith transmit the same to the commissioner of public safety; and that upon the sale, rental or lease of a machine gun shall endorse upon the license to possess the same the date and place of said sale, rental or lease, and shall forthwith transmit a notice thereof to said commissioner. In case of a sale under the provisions of section one hundred and thirty-one E or section one hundred and twenty-nine B providing for a firearm identification card the dealer shall write in the sales record book the number of the license to carry issued the purchaser under the provisions of section one hundred and thirty-one. Tenth, That this license shall be subject to forfeiture as provided in section one hundred and twenty-five for breach of any of its conditions, and that, if the licensee hereunder is convicted of a violation of any such conditions, this license shall thereupon become void. Eleventh, That the second, fifth, eighth and ninth conditions shall not apply to a gunsmith, unless said gunsmith has manufactured a firearm, rifle or shotgun for the purchaser, but said gunsmith shall keep records of the work done by him together with the names and addresses of his customers. Such records shall be kept open for inspection by the police at all times. Twelfth, That any licensee shall keep records of each sale, rental or lease of a rifle or shotgun, specifying the description of said rifle or shotgun, together with the name and address of the purchaser, renter or lessee, and the date of such transaction. No licensee shall sell any rifle or shotgun, contrary to the provisions of section one hundred and thirty.

SECTION 4. The first sentence of section 128 of said chapter 140, as appearing in the Tercentenary Edition, is hereby amended by inserting after the word "and", in line 5, the words:—, except as provided in section one hundred and twenty-eight A.

SECTION 5. Said chapter 140 is hereby further amended by inserting after said section 128 the following two sections:—

Section 128A. The provisions of section one hundred and twenty-eight shall not apply to any resident of the commonwealth who, without being licensed, as provided in section one hundred and twenty-two, sells, exposes for sale, or has in his possession with intent to sell not more than four firearms including rifles and shotguns, in any one calendar year, if such resident reports forthwith, in writing, to the chief of police or the board or officer having control of the police of the city or town in which the seller and the buyer reside and to the commissioner of public safety, the name and address of the seller and the purchaser of any such firearm, rifle or shotgun, together with a

complete description of the firearm, rifle or shotgun, including the caliber, make and serial number.

Section 128B. Any resident of the commonwealth who purchases or obtains a firearm, rifle or shotgun or machine gun from any source within or without the commonwealth, other than from a licensee under section one hundred and twenty-two or a person authorized to sell firearms under section one hundred and twenty-eight A, and any nonresident of the commonwealth who purchases or obtains a firearm, rifle, shotgun or machine gun from any source within or without the commonwealth, other than such a licensee or person, and receives such firearm, rifle, shotgun or machine gun, within the commonwealth shall within seven days after receiving such firearm, rifle, shotgun or machine gun, report, in writing, to the commissioner of public safety the name and address of the seller or donor and the buyer or donee, together with a complete description of the firearm, rifle, shotgun or machine gun, including the caliber, make and serial number. Whoever violates any provision of this section shall for the first offense be punished by a fine of not more than one hundred dollars, and for any subsequent offense by imprisonment for not more than two and one-half years.

SECTION 6. Said chapter 140 is hereby further amended by striking out section 129, as amended by section 12 of chapter 688 of the acts of 1957, and inserting in place thereof the following section:—

Section 129. Whoever in purchasing, renting or hiring a firearm, rifle, shotgun or machine gun, or in making application for any form of license or permit issued in connection therewith, or in requesting that work be done by a gunsmith, gives a false or fictitious name and address or knowingly offers or gives false information concerning the date or place of birth, his citizenship status, occupation, or criminal record, shall for the first offense be punished by a fine of not more than five hundred dollars or by imprisonment for not more than one year, or both; and for a second or subsequent offense, shall be punished by imprisonment for not less than two and one half years nor more than five years in the state prison.

SECTION 7. Said chapter 140 is hereby further amended by inserting before section 130 the following three sections:—

Section 129B. Any person may submit to the licensing authority application for a firearm identification card, which such person shall be entitled to, unless the applicant

(*a*) Has within the last five years been convicted of a felony in any state or federal jurisdiction, or within that period has been released from a state prison or penitentiary, or

(*b*) Has been confined to any hospital or institution for mental illness, except where the applicant shall submit with the application an affidavit of a registered physician that he is familiar with the applicant's history of mental illness and that in his opinion the applicant is not disabled by such illness in a manner which should prevent his possessing a rifle or shotgun, or

(*c*) Has been convicted of a violation of any federal or state narcotic or harmful drug law, or is under treatment or confinement for drug addiction or habitual drunkenness, except when he is deemed to be cured of such condition by a competent medical authority, he may make application for said license after the expiration of five years

from the date of such finding and upon the presentation of an affidavit issued by said authority to that effect, or

(*d*) Is at the time of the application under the age of fifteen, or

(*e*) Is at the time of the application fifteen years of age or over but under the age of eighteen, except where the applicant submits with his application a certificate of his parent or guardian granting the applicant permission to apply for a card.

The licensing authority may not prescribe any other conditions for the issuance of a card and he shall within thirty days from the date of application either approve the application and issue the card, or deny the application and notify the applicant of the reason for such denial in writing.

A card may be revoked by the commissioner or suspended for such period as he may set, only upon the occurrence of any event which would have disqualified the holder from being issued the card. Any suspension or revocation of a card shall be in writing and shall state the reason therefor. Upon revocation or suspension, the commissioner shall take possession of said card.

Any applicant or holder aggrieved by a denial, revocation or suspension of a card may within ninety days after receipt of notice appeal to the district court for a review of such action.

Said card shall be in a form prescribed by the commissioner and shall contain an identification number, the name and address of the holder, his height, weight, and hair and eye color, and his signature, and shall be captioned "firearm identification card". The application for a card shall be made in triplicate on a form prescribed by the commissioner which shall require the applicant affirmatively to state that he is not disqualified for any of the foregoing reasons from possession of a card.

Said card shall be valid for five years and shall be subject to automatic renewal upon sworn application, and without investigation, unless the licensing authority has reason to believe that the status of the applicant has changed since the previous application. The fee for an application for or a renewal of a card shall be two dollars, which shall be payable to the licensing authority.

Upon receipt of an application for a card, the licensing authority shall forward such information concerning the applicant as is in his possession to the commissioner who shall within five days report to the licensing authority whether there is reason to believe that the applicant is disqualified for any of the foregoing reasons from possessing a card. The licensing authority may also make inquiries concerning the applicant to the department of mental health and shall receive prompt and full cooperation from such department in any investigation of an applicant.

Section 129C. No person, other than a licensed dealer or one who has been issued a license to carry a pistol or revolver or an exempt person as hereinafter described, shall own or possess any firearm, rifle or shotgun unless he has been issued a firearm identification card by the licensing authority pursuant to the provisions of section one hundred and twenty-nine B.

No person shall sell, give away, loan or otherwise transfer a firearm, rifle or shotgun or ammunition therefor other than, (*a*) by operation

of law, or (*b*) to an exempt person as hereinafter described, or (*c*) to a licensed dealer, or (*d*) to a person who displays his firearm identification card, or license to carry a pistol or revolver.

A seller shall, within seven days, report all such transfers to the commissioner, with a complete description of the firearm, rifle or shotgun, including its make, model, serial number, if any, and caliber or gauge; and in the case of loss or theft, notice shall be given to the commissioner within fourteen days of the discovery by the owner of the loss or theft.

The provisions of this section shall not apply to the following exempted persons and uses:

(*a*) Any rifle, shotgun or device used exclusively, for signalling or distress use and required or recommended by the United States Coast Guard or the Interstate Commerce Commission, or for the firing of stud cartridges, explosive rivets or similar industrial ammunition;

(*b*) Federally licensed firearms manufacturers or wholesale dealers or persons employed by them or by licensed dealers, or on their behalf, when possession of firearms is necessary for manufacture, display, storage, transport, installation, inspection or testing;

(*c*) To a person voluntarily surrendering a firearm, rifle or shotgun to a licensing authority, the commissioner or his designee, if prior written notice has been given by the said person to the licensing authority, or the commissioner, of the place and approximate time of said surrender;

(*d*) The regular and ordinary transport of firearms, rifles or shotguns as merchandise by any common carrier;

(*e*) Possession by retail customers for the purpose of firing at duly licensed target concessions at amusement parks, piers and similar locations, provided that the firearms, rifles or shotguns to be so used are firmly chained or affixed to the counter and that the proprietor is in possession of a firearm identification card;

(*f*) Nonresident hunters with valid nonresident hunting licenses during hunting season;

(*g*) Nonresidents while on a firing or shooting range;

(*h*) Nonresidents traveling in or through the commonwealth, providing that any firearms are unloaded and enclosed in a case;

(*i*) Nonresidents while at a firearms showing or display organized by a regularly existing gun collectors' club or association;

(*j*) Any new resident moving into the commonwealth with respect to any firearms, rifle or shotgun then in his possession, for sixty days after the time he moves into the commonwealth;

(*k*) Any person under the age of fifteen with respect to the use of a rifle or shotgun by such person in hunting or target shooting; provided, that such use is otherwise permitted by law and is under the immediate supervision of a person holding a firearm identification card, or a duly commissioned officer or a noncommissioned officer of the United States Army, Navy, Marine Corps, Air Force or Coast Guard, or the National Guard or military service of the commonwealth;

(*l*) The possession or utilization of any rifle or shotgun during the course of any television, movie, state or other similar theatrical production, or by a professional photographer or writer in the pursuit of his profession;

(*m*) The temporary holding, handling or firing of a rifle or shotgun for examination or trial in the presence of a holder of a firearm identification card or where such holding, handling or firing is for a lawful purpose;

(*n*) The transfer of a firearm, rifle or shotgun upon the death of an owner to his heir or legatee shall be subject to the provisions of this section, provided that said heir or legatee shall within one hundred and eighty days of such transfer, obtain a firearm identification card or apply to the licensing authority or the commissioner for such further limited period as may be necessary for the disposition of such firearm, rifle or shotgun;

(*o*) Persons in the military or other service of any state or of the United States, and police officers and other peace officers of any jurisdiction, in the performance of their official duties or when duly authorized to possess them;

(*p*) Nonresidents bearing a current license, permit or identification card to possess any firearm, rifle or shotgun in the state in which they reside;

(*q*) Any nonresident acquiring a rifle or shotgun, provided it is removed from the commonwealth within thirty days of such acquisition.

Any person, exempted by paragraphs (*o*), (*p*), or (*q*), purchasing a rifle or shotgun shall submit to the seller such full and clear proof of identification, including shield number, serial number, military or governmental order or authorization, military or other official identification, other state firearms license, or proof of nonresidence, as may be applicable.

Section 129D. Upon revocation, suspension or denial of an application for any firearms license, or firearm identification card, the person whose application was so denied shall without delay deliver or surrender, to the licensing authority where he lives or resides, all firearms, rifles and shotguns which he then possesses unless an appeal is pending. Such person, or his legal representative, shall have the right, at any time up to one year after said delivery or surrender, to transfer such firearms, rifles and shotguns to any licensed dealer or any other person legally permitted to purchase or take possession of such firearms, rifles and shotguns and upon notification in writing by the purchaser or transferee and the former owner, the licensing authority shall within ten days deliver such firearms, rifles and shotguns to the transferee or purchaser and due care shall be observed by the licensing authority in the receipt and holding of any such firearm, rifle or shotgun.

Firearms, rifles or shotguns not disposed of after delivery or surrender according to the provisions of this section shall be sold by the commissioner to the highest bidding licensed dealer and the proceeds shall be remitted to the state treasurer.

The commissioner may make and promulgate such rules and regulations as are necessary to carry out the provisions of this section.

SECTION 8. Said chapter 140 is hereby further amended by striking out section 130, as most recently amended by section 2 of chapter 802 of the acts of 1967, and inserting in place thereof the following section:—

Section 130. Whoever sells or furnishes a firearm or machine gun or ammunition therefor to an alien, or whoever sells or furnishes a rifle or shotgun or ammunition therefor to an alien who does not hold a permit issued to him under section one hundred and thirty-one H, or to a minor eighteen years of age or over, except to such minor who displays a firearm identification card, a sporting or hunting license issued to him, and the written consent of his parent or guardian that a rifle or shotgun or ammunition therefor be sold or furnished to him, or to a minor under eighteen years of age, shall be punished by a fine of not less than one hundred nor more than five hundred dollars. Nothing in this section shall be construed as prohibiting a parent or guardian from furnishing his child or ward with a rifle or shotgun or ammunition therefor provided said child or ward has a valid firearm identification card issued to him, nor shall it be construed as prohibiting an instructor from furnishing rifles or shotguns or ammunition therefor to pupils provided that said instructor has the consent of the parent or guardian of the minor.

SECTION 9. Said chapter 140 is hereby further amended by striking out section 131E, added by section 20 of chapter 688 of the acts of 1957, and inserting in place thereof the following section:—

Section 131E. Any resident of the commonwealth may purchase firearms, rifles or shotguns from any dealer, licensed under section one hundred and twenty-two, upon presentation of a valid license to carry firearms, issued to him under the provisions of section one hundred and thirty-one or a firearm identification card, issued to him under the provisions of section one hundred and twenty-nine B. Any person who uses said license or firearm identification card for the purpose of purchasing a firearm, rifle or shotgun for the use of another, or for the purpose of resale, or giving to an unlicensed person, shall be punished by a fine of not less than fifty nor more than five hundred dollars, or by imprisonment for not less than six months nor more than two years in a jail or house of correction, or by both such fine or imprisonment. A conviction of a violation of this section shall be reported forthwith by the court to the licensing authority which issued the license or firearm identification card, which shall immediately revoke the license or firearm identification card of such person. No new license or firearm identification card under section one hundred and twenty-nine B or section one hundred and thirty-one shall be issued to any such person within two years after the date of said revocation.

SECTION 10. Paragraph (1) of section 30 of chapter 266 of the General Laws, as appearing in section 2 of chapter 282 of the acts of 1945, is hereby amended by inserting after the word "shall", the second time it occurs in line 7, the words:—if the property stolen is a firearm, as defined in section one hundred and twenty-one of chapter one hundred and forty, or; and by inserting after the word "stolen", in line 12, the following:—, other than a firearm as so defined,.

SECTION 11. The first sentence of section 10 of chapter 269 of the General Laws as appearing in section 23 of chapter 688 of the acts of 1957, is hereby amended by inserting after the word "prison", in line 32, the words:—, except that whoever is convicted of a second or subsequent offense of carrying a firearm in violation of the provisions of this section shall be punished by imprisonment for not less than two and one half nor more than ten years in the state prison.

SECTION 12. Said section 10 of said chapter 269 is hereby further amended by adding the following paragraph:—

Whoever, within this commonwealth, produces for sale, delivers or causes to be delivered, orders for delivery, sells or offers for sale, or fails to keep records regarding, any rifle or shotgun without complying with the requirement of a serial number, as provided in section one hundred and twenty-nine C of chapter one hundred and forty, shall for the first offense be punished by confinement in a jail or house of correction for not more than two and one half years, or by a fine of not more than five hundred dollars.

SECTION 13. The first sentence of section 10 of said chapter 269, as appearing in section 23 of chapter 688 of the acts of 1957, is hereby amended by striking out all after the word "correction;" in line 28, and inserting in place thereof the following:—or whoever, after having been convicted of any of the aforesaid offenses commits the like offense or any other of the aforesaid offenses, shall be punished by imprisonment in the state prison for not less than five years, for a third such offense, by imprisonment in the state prison for not less than seven years, and for a fourth such offense, by imprisonment in the state prison for not less than ten years. The sentence imposed upon a person who, after a conviction of an offense under this paragraph, commits the same or a like offense, shall not be suspended, nor shall any person so sentenced be eligible for parole or receive any deduction from his sentence for good conduct.

SECTION 14. Said section 10 of said chapter 269 is hereby further amended by adding the following three paragraphs:—

Whoever fails to keep records or report serial numbers, if required to do so by section one hundred and twenty-nine C of chapter one hundred and forty, shall be punished by imprisonment in a jail or house of correction for not more than two and one half years or by a fine of not more than five hundred dollars.

Whoever owns, possesses, or transfers possession of a firearm, rifle, shotgun or ammunition therefor without complying with the requirements relating to the firearm identification card provided for in section one hundred and twenty-nine C of chapter one hundred and forty shall be punished by imprisonment in a jail or house of correction for not more than one year or by a fine of not more than five hundred dollars. A second violation of this paragraph shall be punished by imprisonment in a jail or house of correction for not more than two years or by a fine of not more than one thousand dollars or both.

Whoever knowingly fails to deliver or surrender a revoked or suspended firearm identification card, or a firearm, rifle or shotgun, as provided in section one hundred and twenty-nine D of chapter one hundred and forty, unless an appeal is pending, shall be punished by imprisonment in a jail or house of correction for not more than two and one half years or by a fine of not more than one thousand dollars.

SECTION 15. Said chapter 269 is hereby further amended by inserting before section 12 the following section:—

Section 11E. No manufacturer of firearms shall after April first, nineteen hundred and sixty-nine sell any firearm in the commonwealth, except for military purposes, unless said firearm has a serial

identification number thereon. Whoever violates this section shall be punished by a fine of five hundred dollars. Each such violation shall constitute a separate offense.

SECTION 16. Section 12B of said chapter 269, as appearing in section 31 of chapter 688 of the acts of 1957, is hereby amended by striking out the third sentence and inserting in place thereof the following sentence:—Whoever violates this section shall be punished by a fine of not more than one hundred dollars, and the air rifle or BB gun or other weapon shall be confiscated.

SECTION 17. Section 12D of said chapter 269, added by section 33 of said chapter 688, is hereby amended by striking out the second sentence and inserting in place thereof the following sentence:—Whoever violates this section shall be punished by a fine of not less than fifty nor more than five hundred dollars, and may be arrested without a warrant.

SECTION 18. The provisions of section one hundred and twenty-nine B of chapter one hundred and forty of the General Laws, inserted by section seven of this act, of section one hundred and thirty of said chapter one hundred and forty, inserted by section eight of this act, and of section ten of chapter two hundred and sixty-nine of the General Laws, inserted by section twelve of this act, shall not apply until January first, nineteen hundred and sixty-nine; provided, however, that any person may apply for the firearm identification card as provided in said section one hundred and twenty-nine B at any time after the effective date of said section seven and, pending the issuance or denial of said firearm identification card, written receipt for the fee paid shall serve as a valid substitute for said firearm identification card. *Approved July 20, 1968.*

Chap. 738. AN ACT FURTHER REGULATING WIRETAPPING AND EAVESDROPPING.

Be it enacted, etc., as follows:

SECTION 1. Chapter 272 of the General Laws is hereby amended by striking out section 99, as amended by chapter 449 of the acts of 1959, and inserting in place thereof the following section:—

Section 99. Interception of wire and oral communications.—

A. Preamble.

The general court finds that organized crime exists within the commonwealth and that the increasing activities of organized crime constitute a grave danger to the public welfare and safety. Organized crime, as it exists in the commonwealth today, consists of a continuing conspiracy among highly organized and disciplined groups to engage in supplying illegal goods and services. In supplying these goods and services organized crime commits unlawful acts and employs brutal and violent tactics. Organized crime is infiltrating legitimate business activities and depriving honest businessmen of the right to make a living.

The general court further finds that because organized crime carries on its activities through layers of insulation and behind a wall of secrecy, government has been unsuccessful in curtailing and eliminat-

ing it. Normal investigative procedures are not effective in the investigation of illegal acts committed by organized crime. Therefore, law enforcement officials must be permitted to use modern methods of electronic surveillance, under strict judicial supervision, when investigating these organized criminal activities.

The general court further finds that the uncontrolled development and unrestricted use of modern electronic surveillance devices pose grave dangers to the privacy of all citizens of the commonwealth. Therefore, the secret use of such devices by private individuals must be prohibited. The use of such devices by law enforcement officials must be conducted under strict judicial supervision and should be limited to the investigation of organized crime.

B. Definitions. As used in this section—

1. The term "wire communication" means any communication made in whole or in part through the use of facilities for the transmission of communications by the aid of wire, cable, or other like connection between the point of origin and the point of reception.

2. The term "oral communication" means speech, except such speech as is transmitted over the public air waves by radio or other similar device.

3. The term "intercepting device" means any device or apparatus which is capable of transmitting, receiving, amplifying, or recording a wire or oral communication other than a hearing aid or similar device which is being used to correct subnormal hearing to normal and other than any telephone or telegraph instrument, equipment, facility, or a component thereof, (a) furnished to a subscriber or user by a communications common carrier in the ordinary course of its business under its tariff and being used by the subscriber or user in the ordinary course of its business; or (b) being used by a communications common carrier in the ordinary course of its business.

4. The term "interception" means to secretly hear, secretly record, or aid another to secretly hear or secretly record the contents of any wire or oral communication through the use of any intercepting device by any person other than a person given prior authority by all parties to such communication; provided that it shall not constitute an interception for an investigative or law enforcement officer, as defined in this section, to record or transmit a wire or oral communication if the officer is a party to such communication or has been given prior authorization to record or transmit the communication by such a party and if recorded or transmitted in the course of an investigation of a designated offense as defined herein.

5. The term "contents", when used with respect to any wire or oral communication, means any information concerning the identity of the parties to such communication or the existence, contents, substance, purport, or meaning of that communication.

6. The term "aggrieved person" means any individual who was a party to an intercepted wire or oral communication or who was named in the warrant authorizing the interception, or who would otherwise have standing to complain that his personal or property interest or privacy was invaded in the course of an interception.

7. The term "designated offense" shall include the following offenses in connection with organized crime as defined in the preamble: arson,

assault and battery with a dangerous weapon, extortion, bribery, burglary, embezzlement, forgery, gaming in violation of section seventeen of chapter two hundred and seventy-one of the general laws, intimidation of a witness or juror, kidnapping, larceny, lending of money or things of value in violation of the general laws, mayhem, murder, any offense involving the possession or sale of a narcotic or harmful drug, perjury, prostitution, robbery, subornation of perjury, any violation of this section, being an accessory to any of the foregoing offenses and conspiracy or attempt or solicitation to commit any of the foregoing offenses.

8. The term "investigative or law enforcement officer" means any officer of the United States, a state or a political subdivision of a state, who is empowered by law to conduct investigations of, or to make arrests for, the designated offenses, and any attorney authorized by law to participate in the prosecution of such offenses.

9. The term "judge of competent jurisdiction" means any justice of the superior court of the commonwealth.

10. The term "chief justice" means the chief justice of the superior court of the commonwealth.

11. The term "issuing judge" means any justice of the superior court who shall issue a warrant as provided herein or in the event of his disability or unavailability any other judge of competent jurisdiction designated by the chief justice.

12. The term "communication common carrier" means any person engaged as a common carrier in providing or operating wire communication facilities.

13. The term "person" means any individual, partnership, association, joint stock company, trust, or corporation, whether or not any of the foregoing is an officer, agent or employee of the United States, a state, or a political subdivision of a state.

14. The terms "sworn" or "under oath" as they appear in this section shall mean an oath or affirmation or a statement subscribed to under the pains and penalties of perjury.

15. The terms "applicant attorney general" or "applicant district attorney" shall mean the attorney general of the commonwealth or a district attorney of the commonwealth who has made application for a warrant pursuant to this section.

16. The term "exigent circumstances" shall mean the showing of special facts to the issuing judge as to the nature of the investigation for which a warrant is sought pursuant to this section which require secrecy in order to obtain the information desired from the interception sought to be authorized.

C. Offenses.

1. Interception, oral communications prohibited.

Except as otherwise specifically provided in this section any person who—

willfully commits an interception, attempts to commit an interception, or procures any other person to commit an interception or to attempt to commit an interception of any wire or oral communication shall be fined not more than ten thousand dollars, or imprisoned in the state prison for not more than five years, or imprisoned in a jail or house of correction for not more than two and one half years, or both so fined and given one such imprisonment.

Proof of the installation of any intercepting device by any person under circumstances evincing an intent to commit an interception, which is not authorized or permitted by this section, shall be prima facie evidence of a violation of this subparagraph.

2. Editing of tape recordings in judicial proceeding prohibited.

Except as otherwise specifically provided in this section any person who—

willfully edits, alters or tampers with any tape, transcription or recording of oral or wire communications by any means, or attempts to edit, alter or tamper with any tape, transcription or recording of oral or wire communications by any means with the intent to present in any judicial proceeding or proceeding under oath, or who presents such recording or permits such recording to be presented in any judicial proceeding or proceeding under oath, without fully indicating the nature of the changes made in the original state of the recording, shall be fined not more than ten thousand dollars ($10,000.00) or imprisoned in the state prison for not more than five years or imprisoned in a jail or house of correction for not more than two years or both so fined and given one such imprisonment.

3. Disclosure or use of wire or oral communications prohibited.

Except as otherwise specifically provided in this section any person who—

a. willfully discloses or attempts to disclose to any person the contents of any wire or oral communication, knowing that the information was obtained through interception; or

b. willfully uses or attempts to use the contents of any wire or oral communication, knowing that the information was obtained through interception, shall be guilty of a misdemeanor punishable by imprisonment in a jail or a house of correction for not more than two years or by a fine of not more than five thousand dollars or both.

4. Disclosure of contents of applications, warrants, renewals, and returns prohibited.

Except as otherwise specifically provided in this section any person who—

willfully discloses to any person, any information concerning or contained in, the application for, the granting or denial of orders for interception, renewals, notice or return on an ex parte order granted pursuant to this section, or the contents of any document, tape, or recording kept in accordance with paragraph N, shall be guilty of a misdemeanor punishable by imprisonment in a jail or a house of correction for not more than two years or by a fine of not more than five thousand dollars or both.

5. Possession of interception devices prohibited.

A person who possesses any intercepting device under circumstances evincing an intent to commit an interception not permitted or authorized by this section, or a person who permits an intercepting device to be used or employed for an interception not permitted or authorized by this section, or a person who possesses an intercepting device knowing that the same is intended to be used to commit an interception not permitted or authorized by this section, shall be guilty of a misdemeanor punishable by imprisonment in a jail or house of correction for not more than two years or by a fine of not more than five thousand dollars or both.

The installation of any such intercepting device by such person or with his permission or at his direction shall be prima facie evidence of possession as required by this subparagraph.

6. Any person who permits or on behalf of any other person commits or attempts to commit, or any person who participates in a conspiracy to commit or to attempt to commit, or any accessory to a person who commits a violation of subparagraphs 1 through 5 of paragraph C of this section shall be punished in the same manner as is provided for the respective offenses as described in subparagraphs 1 through 5 of paragraph C.

D. Exemptions.

1. Permitted interception of wire or oral communications.

It shall not be a violation of this section—

a. for an operator of a switchboard, or an officer, employee, or agent of any communication common carrier, whose facilities are used in the transmission of a wire communication, to intercept, disclose, or use that communication in the normal course of his employment while engaged in any activity which is a necessary incident to the rendition of service or to the protection of the rights or property of the carrier of such communication, or which is necessary to prevent the use of such facilities in violation of section fourteen A of chapter two hundred and sixty-nine of the general laws; provided, that said communication common carriers shall not utilize service observing or random monitoring except for mechanical or service quality control checks.

b. for persons to possess an office intercommunication system which is used in the ordinary course of their business or to use such office intercommunication system in the ordinary course of their business.

c. for investigative and law enforcement officers of the United States of America to violate the provisions of this section if acting pursuant to authority of the laws of the United States and within the scope of their authority.

d. for any person duly authorized to make specified interceptions by a warrant issued pursuant to this section.

2. Permitted disclosure and use of intercepted wire or oral communications.

a. Any investigative or law enforcement officer, who, by any means authorized by this section, has obtained knowledge of the contents of any wire or oral communication, or evidence derived therefrom, may disclose such contents or evidence in the proper performance of his official duties.

b. Any investigative or law enforcement officer, who, by any means authorized by this section has obtained knowledge of the contents of any wire or oral communication, or evidence derived therefrom, may use such contents or evidence in the proper performance of his official duties.

c. Any person who has obtained, by any means authorized by this section, knowledge of the contents of any wire or oral communication, or evidence derived therefrom, may disclose such contents while giving testimony under oath or affirmation in any criminal proceeding in any court of the United States or of any state or in any federal or state grand jury proceeding.

d. The contents of any wire or oral communication intercepted pursuant to a warrant in accordance with the provisions of this section, or evidence derived therefrom, may otherwise be disclosed only upon a showing of good cause before a judge of competent jurisdiction.

e. No otherwise privileged wire or oral communication intercepted in accordance with, or in violation of, the provisions of this section shall lose its privileged character.

E. Warrants: when issuable:

A warrant may issue only:

1. Upon a sworn application in conformity with this section; and

2. Upon a showing by the applicant that there is probable cause to believe that a designated offense has been, is being, or is about to be committed and that evidence of the commission of such an offense may thus be obtained or that information which will aid in the apprehension of a person who the applicant has probable cause to believe has committed, is committing, or is about to commit a designated offense may thus be obtained; and

3. Upon a showing by the applicant that normal investigative procedures have been tried and have failed or reasonably appear unlikely to succeed if tried.

F. Warrants: application.

1. Application. The attorney general, any assistant attorney general specially designated by the attorney general, any district attorney, or any assistant district attorney specially designated by the district attorney may apply ex parte to a judge of competent jurisdiction for a warrant to intercept wire or oral communications. Each application ex parte for a warrant must be in writing, subscribed and sworn to by the applicant authorized by this subparagraph.

2. The application must contain the following:

a. A statement of facts establishing probable cause to believe that a particularly described designated offense has been, is being, or is about to be committed; and

b. A statement of facts establishing probable cause to believe that oral or wire communications of a particularly described person will constitute evidence of such designated offense or will aid in the apprehension of a person who the applicant has probable cause to believe has committed, is committing, or is about to commit a designated offense; and

c. That the oral or wire communications of the particularly described person or persons will occur in a particularly described place and premises or over particularly described telephone or telegraph lines; and

d. A particular description of the nature of the oral or wire communications sought to be overheard; and

e. A statement that the oral or wire communications sought are material to a particularly described investigation or prosecution and that such conversations are not legally privileged; and

f. A statement of the period of time for which the interception is required to be maintained. If practicable, the application should designate hours of the day or night during which the oral or wire communications may be reasonably expected to occur. If the nature of

the investigation is such that the authorization for the interception should not automatically terminate when the described oral or wire communications have been first obtained, the application must specifically state facts establishing probable cause to believe that additional oral or wire communications of the same nature will occur thereafter; and

g. If it is reasonably necessary to make a secret entry upon a private place and premises in order to install an intercepting device to effectuate the interception, a statement to such effect; and

h. If a prior application has been submitted or a warrant previously obtained for interception of oral or wire communications, a statement fully disclosing the date, court, applicant, execution, results, and present status thereof; and

i. If there is good cause for requiring the postponement of service pursuant to paragraph L, subparagraph 2, a description of such circumstances, including reasons for the applicant's belief that secrecy is essential to obtaining the evidence or information sought.

3. Allegations of fact in the application may be based either upon the personal knowledge of the applicant or upon information and belief. If the applicant personally knows the facts alleged, it must be so stated. If the facts establishing such probable cause are derived in whole or part from the statements of persons other than the applicant, the sources of such information and belief must be either disclosed or described; and the application must contain facts establishing the existence and reliability of any informant and the reliability of the information supplied by him. The application must also state, so far as possible, the basis of the informant's knowledge or belief. If the applicant's information and belief is derived from tangible evidence or recorded oral evidence, a copy or detailed description thereof should be annexed to or included in the application. Affidavits of persons other than the applicant may be submitted in conjunction with the application if they tend to support any fact or conclusion alleged therein. Such accompanying affidavits may be based either on personal knowledge of the affiant or information and belief, with the source thereof, and reason therefor, specified.

G. Warrants: application to whom made.

Application for a warrant authorized by this section must be made to a judge of competent jurisdiction in the county where the interception is to occur, or the county where the office of the applicant is located, or in the event that there is no judge of competent jurisdiction sitting in said county at such time, to a judge of competent jurisdiction sitting in Suffolk County; except that for these purposes, the office of the attorney general shall be deemed to be located in Suffolk County.

H. Warrants: application how determined.

1. If the application conforms to paragraph F, the issuing judge may examine under oath any person for the purpose of determining whether probable cause exists for the issuance of the warrant pursuant to paragraph E. A verbatim transcript of every such interrogation or examination must be taken, and a transcription of the same, sworn to by the stenographer, shall be attached to the application and be deemed a part thereof.

2. If satisfied that probable cause exists for the issuance of a warrant the judge may grant the application and issue a warrant in accordance with paragraph I. The application and an attested copy of the warrant shall be retained by the issuing judge and transported to the chief justice of the superior court in accordance with the provisions of paragraph N of this section.

3. If the application does not conform to paragraph F, or if the judge is not satisfied that probable cause has been shown sufficient for the issuance of a warrant, the application must be denied.

I. Warrants: form and content.

A warrant must contain the following:

1. The subscription and title of the issuing judge; and

2. The date of issuance, the date of effect, and termination date which in no event shall exceed thirty days from the date of effect. The warrant shall permit interception of oral or wire communications for a period not to exceed fifteen days. If physical installation of a device is necessary, the thirty-day period shall begin upon the date of installation. If the effective period of the warrant is to terminate upon the acquisition of particular evidence or information or oral or wire communication, the warrant shall so provide; and

3. A particular description of the person and the place, premises or telephone or telegraph line upon which the interception may be conducted; and

4. A particular description of the nature of the oral or wire communications to be obtained by the interception including a statement of the designated offense to which they relate; and

5. An express authorization to make secret entry upon a private place or premises to install a specified intercepting device, if such entry is necessary to execute the warrant; and

6. A statement providing for service of the warrant pursuant to paragraph L except that if there has been a finding of good cause shown requiring the postponement of such service, a statement of such finding together with the basis therefor must be included and an alternative direction for deferred service pursuant to paragraph L, subparagraph 2.

J. Warrants: renewals.

1. Any time prior to the expiration of a warrant or a renewal thereof, the applicant may apply to the issuing judge for a renewal thereof with respect to the same person, place, premises or telephone or telegraph line. An application for renewal must incorporate the warrant sought to be renewed together with the application therefor and any accompanying papers upon which it was issued. The application for renewal must set forth the results of the interceptions thus far conducted. In addition, it must set forth present grounds for extension in conformity with paragraph F, and the judge may interrogate under oath and in such an event a transcript must be provided and attached to the renewal application in the same manner as is set forth in subparagraph 1 of paragraph H.

2. Upon such application, the judge may issue an order renewing the warrant and extending the authorization for a period not exceeding fifteen (15) days from the entry thereof. Such an order shall specify the grounds for the issuance thereof. The application and an attested

copy of the order shall be retained by the issuing judge to be transported to the chief justice in accordance with the provisions of subparagraph N of this section. In no event shall a renewal be granted which shall terminate later than two years following the effective date of the warrant.

K. Warrants: manner and time of execution.

1. A warrant may be executed pursuant to its terms anywhere in the commonwealth.

2. Such warrant may be executed by the authorized applicant personally or by any investigative or law enforcement officer of the commonwealth designated by him for the purpose.

3. The warrant may be executed according to its terms during the hours specified therein, and for the period therein authorized, or a part thereof. The authorization shall terminate upon the acquisition of the oral or wire communications, evidence or information described in the warrant. Upon termination of the authorization in the warrant and any renewals thereof, the interception must cease at once, and any device installed for the purpose of the interception must be removed as soon thereafter as practicable. Entry upon private premises for the removal of such device is deemed to be authorized by the warrant.

L. Warrants: service thereof.

1. Prior to the execution of a warrant authorized by this section or any renewal thereof, an attested copy of the warrant or the renewal must, except as otherwise provided in subparagraph 2 of this paragraph, be served upon a person whose oral or wire communications are to be obtained, and if an intercepting device is to be installed, upon the owner, lessee, or occupant of the place or premises, or upon the subscriber to the telephone or owner or lessee of the telegraph line described in the warrant.

2. If the application specially alleges exigent circumstances requiring the postponement of service and the issuing judge finds that such circumstances exist, the warrant may provide that an attested copy thereof may be served within thirty days after the expiration of the warrant or, in case of any renewals thereof, within thirty days after the expiration of the last renewal; except that upon a showing of important special facts which set forth the need for continued secrecy to the satisfaction of the issuing judge, said judge may direct that the attested copy of the warrant be served on such parties as are required by this section at such time as may be appropriate in the circumstances but in no event may he order it to be served later than three (3) years from the time of expiration of the warrant or the last renewal thereof. In the event that the service required herein is postponed in accordance with this paragraph, in addition to the requirements of any other paragraph of this section, service of an attested copy of the warrant shall be made upon any aggrieved person who should reasonably be known to the person who executed or obtained the warrant as a result of the information obtained from the interception authorized thereby.

3. The attested copy of the warrant shall be served on persons required by this section by an investigative or law enforcement officer of the commonwealth by leaving the same at his usual place of abode, or in hand, or if this is not possible by mailing the same by certified

or registered mail to his last known place of abode. A return of service shall be made to the issuing judge, except, that if such service is postponed as provided in subparagraph 2 of paragraph L, it shall be made to the chief justice. The return of service shall be deemed a part of the return of the warrant and attached thereto.

M. Warrant: return.

Within seven days after termination of the warrant or the last renewal thereof, a return must be made thereon to the judge issuing the warrant by the applicant therefor, containing the following:

a. a statement of the nature and location of the communications facilities, if any, and premise or places where the interceptions were made; and

b. the periods of time during which such interceptions were made; and

c. the names of the parties to the communications intercepted if known; and

d. the original recording of the oral or wire communications intercepted, if any; and

e. a statement attested under the pains and penalties of perjury by each person who heard oral or wire communications as a result of the interception authorized by the warrant, which were not recorded, stating everything that was overheard to the best of his recollection at the time of the execution of the statement.

N. Custody and secrecy of papers and recordings made pursuant to a warrant.

1. The contents of any wire or oral communication intercepted pursuant to a warrant issued pursuant to this section shall, if possible, be recorded on tape or wire or other similar device. Duplicate recordings may be made for use pursuant to subparagraphs 2 (a) and (b) of paragraph D for investigations. Upon examination of the return and a determination that it complies with this section, the issuing judge shall forthwith order that the application, all renewal applications, warrant, all renewal orders and the return thereto be transmitted to the chief justice by such persons as he shall designate. Their contents shall not be disclosed except as provided in this section. The application, renewal applications, warrant, the renewal order and the return or any one of them or any part of them may be transferred to any trial court, grand jury proceeding of any jurisdiction by any law enforcement or investigative officer or court officer designated by the chief justice and a trial justice may allow them to be disclosed in accordance with paragraph D, subparagraph 2, or paragraph O or any other applicable provision of this section.

The application, all renewal applications, warrant, all renewal orders and the return shall be stored in a secure place which shall be designated by the chief justice, to which access shall be denied to all persons except the chief justice or such court officers or administrative personnel of the court as he shall designate.

2. Any violation of the terms and conditions of any order of the chief justice, pursuant to the authority granted in this paragraph, shall be punished as a criminal contempt of court in addition to any other punishment authorized by law.

3. The application, warrant, renewal and return shall be kept for a period of five (5) years from the date of the issuance of the warrant

or the last renewal thereof at which time they shall be destroyed by a person designated by the chief justice. Notice prior to the destruction shall be given to the applicant attorney general or his successor or the applicant district attorney or his successor and upon a showing of good cause to the chief justice, the application, warrant, renewal, and return may be kept for such additional period as the chief justice shall determine but in no event longer than the longest period of limitation for any designated offense specified in the warrant, after which time they must be destroyed by a person designated by the chief justice.

O. Introduction of evidence.

1. Notwithstanding any other provisions of this section or any order issued pursuant thereto, in any criminal trial where the commonwealth intends to offer in evidence any portions of the contents of any interception or any evidence derived therefrom the defendant shall be served with a complete copy of each document and item which make up each application, renewal application, warrant, renewal order, and return pursuant to which the information was obtained, except that he shall be furnished a copy of any recording instead of the original. The service must be made at the arraignment of the defendant or, if a period in excess of thirty (30) days shall elapse prior to the commencement of the trial of the defendant, the service may be made at least thirty (30) days before the commencement of the criminal trial. Service shall be made in hand upon the defendant or his attorney by any investigative or law enforcement officer of the commonwealth. Return of the service required by this subparagraph including the date of service shall be entered into the record of trial of the defendant by the commonwealth and such return shall be deemed prima facie evidence of the service described therein. Failure by the commonwealth to make such service at the arraignment, or if delayed, at least thirty days before the commencement of the criminal trial, shall render such evidence illegally obtained for purposes of the trial against the defendant; and such evidence shall not be offered nor received at the trial notwithstanding the provisions of any other law or rules of court.

2. In any criminal trial where the commonwealth intends to offer in evidence any portions of a recording or transmission or any evidence derived therefrom, made pursuant to the exceptions set forth in paragraph B, subparagraph 4, of this section, the defendant shall be served with a complete copy of each recording or a statement under oath of the evidence overheard as a result of the transmission. The service must be made at the arraignment of the defendant or if a period in excess of thirty days shall elapse prior to the commencement of the trial of the defendant, the service may be made at least thirty days before the commencement of the criminal trial. Service shall be made in hand upon the defendant or his attorney by any investigative or law enforcement officer of the commonwealth. Return of the service required by this subparagraph including the date of service shall be entered into the record of trial of the defendant by the commonwealth and such return shall be deemed prima facie evidence of the service described therein. Failure by the commonwealth to make such service at the arraignment, or if delayed at least thirty days before the commencement of the criminal trial, shall render such service illegally

obtained for purposes of the trial against the defendant and such evidence shall not be offered nor received at the trial notwithstanding the provisions of any other law or rules of court.

P. Suppression of evidence.

Any person who is a defendant in a criminal trial in a court of the commonwealth may move to suppress the contents of any intercepted wire or oral communication or evidence derived therefrom, for the following reasons:

1. That the communication was unlawfully intercepted.

2. That the communication was not intercepted in accordance with the terms of this section.

3. That the application or renewal application fails to set forth facts sufficient to establish probable cause for the issuance of a warrant.

4. That the interception was not made in conformity with the warrant.

5. That the evidence sought to be introduced was illegally obtained.

6. That the warrant does not conform to the provisions of this section.

Q. Civil remedy.

Any aggrieved person whose oral or wire communications were intercepted, disclosed or used except as permitted or authorized by this section or whose personal or property interests or privacy were violated by means of an interception except as permitted or authorized by this section shall have a civil cause of action against any person who so intercepts, discloses or uses such communications or who so violates his personal, property or privacy interest, and shall be entitled to recover from any such person—

1. actual damages but not less than liquidated damages computed at the rate of $100 per day for each day of violation or $1000, whichever is higher;

2. punitive damages; and

3. a reasonable attorney's fee and other litigation disbursements reasonably incurred. Good faith reliance on a warrant issued under this section shall constitute a complete defense to an action brought under this paragraph.

R. Annual report of interceptions of the general court.

On the second Friday of January, each year, the attorney general and each district attorney shall submit a report to the general court stating (1) the number of applications made for warrants during the previous year, (2) the name of the applicant, (3) the number of warrants issued, (4) the effective period for the warrants, (5) the number and designation of the offenses for which those applications were sought, and for each of the designated offenses the following: (a) the number of renewals, (b) the number of interceptions made during the previous year, (c) the number of indictments believed to be obtained as a result of those interceptions, (d) the number of criminal convictions obtained in trials where interception evidence or evidence derived therefrom was introduced. This report shall be a public document and be made available to the public at the offices of the attorney general and district attorneys. In the event of failure to comply with the provisions of this paragraph any person may compel compliance by means of an action of mandamus.

SECTION 2. Chapter 166 of the General Laws is hereby amended by adding the following after section 43:—

Section 44. Service Observing, Interception.—Service observing of telephone lines conducted by telephone companies for the purpose of determining the quality of transmission or for any other purpose shall cease as soon as a connection is established between the users of the telephone line. Notwithstanding any other law, the line of any subscriber of a telephone company shall not be monitored by a telephone company for the purpose of service observing or random monitoring, if he shall so request in writing to the telephone company. Any subscriber may seek an injunction in the superior court to prevent such service observing or random monitoring.

The department of public utilities shall require that each telephone company file annually with it a complete report of all service observing activity carried on by any telephone company including the number of calls monitored during the previous calendar year, all rules and regulations of the telephone companies for such service observing, a complete description of the location of each service observing facility, for each past calendar year the number of employees engaged in service observing and a statement of the expenses incurred for such service observing to include salaries, cost of capital equipment and maintenance and replacement costs of such equipment, and administrative expenses incurred. The department shall also conduct periodic inspections at least semiannually of such service observing to determine whether or not it complies with this section and the accuracy of the reports filed. In the event of the failure of any telephone company to comply with this section the department of public utilities must order that the activity cease until compliance is obtained and may seek an enforcement order in the Superior Court of Suffolk County.

SECTION 3. Section 25 of chapter 147, of the General Laws is amended by adding the following sentence after the last sentence of the first paragraph:—No person convicted of a violation of section ninety-nine or ninety-nine A of chapter two hundred and seventy-two of the general laws shall be granted a license and any license previously granted to such person shall be revoked.

SECTION 4. Section one hundred of chapter two hundred and seventy-two of the general laws is hereby repealed.

SECTION 5. Section one hundred and one of chapter two hundred and seventy-two of the general laws is hereby repealed.

SECTION 6. Section one hundred and two of chapter two hundred and seventy-two of the general laws is hereby repealed.

SECTION 7. If any provision of this act or application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable.

Approved July 20, 1968.

Chap. 739. AN ACT RELATIVE TO THE ESTABLISHMENT OF SALARIES OF CERTAIN MEMBERS OF THE PROFESSIONAL STAFF AT STATE COLLEGES, LOWELL TECHNOLOGICAL INSTITUTE OF MASSACHUSETTS AND SOUTHEASTERN MASSACHUSETTS TECHNOLOGICAL INSTITUTE.

Be it enacted, etc., as follows:

SECTION 1. The third paragraph of section 16 of chapter 73 of the General Laws is hereby amended by striking out the second sentence, as amended by section 5 of chapter 357 of the acts of 1964, and inserting in place thereof the following sentence:—The classification, title, salary range within the general salary schedule and descriptive job specifications for each position shall be determined by the trustees for each member of the professional staff and copies thereof shall be placed on file with the governor, budget director, director of personnel and standardization and the joint committee on ways and means, except that any such salary may be fixed at any amount not less than the minimum salary nor more than the maximum salary shown in said schedule; provided, however, that the trustees may establish the salary for the president, members of the professional staff and for the 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 combined total number of academic deans and members of the professional teaching staff.

SECTION 2. The first paragraph of section 12 of chapter 75A of the General Laws is hereby amended by striking out the last sentence.

SECTION 3. Said section 12 of said chapter 75A is hereby amended by striking out the second paragraph.

SECTION 4. The first sentence of the ninth paragraph of said section 12 of said chapter 75A is hereby amended by inserting after the word "schedule", in line 3, as appearing in section 10 of chapter 357 of the acts of 1964, the following:—; provided, however, that the trustees may establish the salary for the president, members of the professional staff, and for the 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 of the institute whose salaries may be so established exceed one per cent of the combined total number of academic deans and members of the professional teaching staff.

SECTION 5. The second paragraph of section 10 of chapter 75B of the General Laws is hereby amended by striking out the third sentence, as appearing in section 1 of chapter 582 of the acts of 1964, and inserting in place thereof the following sentence:—The classifica-

tion, title, salary range within the general salary schedule and descriptive job specifications for each position shall be determined by the trustees for each member of the professional staff and copies thereof shall be placed on file with the governor, budget director, director of personnel and standardization and the joint committee on ways and means, except that any such salary may 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, members of the professional staff and for the 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 combined total number of academic deans and members of the professional teaching staff.

SECTION 6. Chapter 15 of the General Laws is hereby amended by striking out section 35 and inserting in place thereof the following section:—

Section 35. The board shall elect a chief administrative officer, who shall be known as the president of the Massachusetts regional community colleges, and also elect the president of each individual community college and such other officers and members of the professional staff of the regional community college system as it may determine necessary and shall fix the classification, title and salary range of each member of the professional staff within the general salary schedule, except that any such salary may be fixed at any amount not less than the minimum salary nor more than the maximum salary shown in said schedule; provided, however, that the board may fix the salary and salary range for the president of the Massachusetts regional community colleges and the president of each individual community college and other officers and members of the professional staff of the regional community college system not exceeding in number one per centum of the total number of such other officers and members of the professional staff taken together in the regional community college system, without reference to the general salary schedule; and provided further, that no such salary shall be fixed for any such member classed within the one per centum unless he holds a position equivalent to or higher than the rank of professor. The board shall define the duties and tenure of the president of the Massachusetts regional community colleges and the president of each individual community college and other officers and members of the professional staff of the regional community college system without limitation of any other provision of law. The employees of the regional community colleges shall not be subject to chapter thirty-one.

Approved July 20, 1968.

Chap. 740. AN ACT PROVIDING TENURE OF OFFICE UNTIL AGE SIXTY-FIVE FOR WARREN E. WILSON, INCUMBENT OF THE OFFICE OF CHIEF OF POLICE OF THE TOWN OF BOLTON.

Be it enacted, etc., as follows:

Warren E. Wilson, incumbent of the office of chief of police of the town of Bolton, shall continue to hold said office during good behavior until he reaches age sixty-five, 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.

Approved July 20, 1968.

Chap. 741. AN ACT ERECTING AND CONSTITUTING A VOCATIONAL REGIONAL SCHOOL DISTRICT CONSISTING OF THE TOWNS OF ASHLAND, FRAMINGHAM, HOLLISTON AND HOPKINTON.

Be it enacted, etc., as follows:

SECTION 1. The towns of Ashland, Framingham, Holliston and Hopkinton are hereby erected and constituted a vocational regional school district pursuant to the provisions of chapter seventy-one of the General Laws and the agreement signed by the members of the regional school district planning board and dated the fifth day of December, nineteen hundred and sixty-six.

SECTION 2. This act shall take effect as of March tenth, nineteen hundred and sixty-seven.

Approved July 20, 1968.

Chap. 742. AN ACT REQUIRING IN-SERVICE AND SUPERVISORY TRAINING FOR POLICE OFFICERS.

Be it enacted, etc., as follows:

Section 96B of chapter 41 of the General Laws, as amended by chapter 504 of the acts of 1967, is hereby further amended by adding the following paragraph: —

Every regular police officer on a permanent full time basis in any such city or town, the metropolitan district commission police or the capitol police shall be assigned to and shall attend a police training school approved by the municipal police training council for the purpose of completing an approved course of study of in-service training at such intervals and for such periods of time as the council may determine. Any such police officer who receives an appointment to a position of higher rank shall, in addition, complete such other courses of supervisory training as the council may determine. While attending such school or completing such courses, such person shall be paid his regular wages as a police officer and shall receive such reasonable expenses as may be determined by the appointing authority.

Approved July 20, 1968.

Chap. 743. AN ACT DESIGNATING THE STATE OFFICE BUILDING AS THE LEVERETT SALTONSTALL BUILDING.

Be it enacted, etc., as follows:

The state office building in the government center in the city of Boston shall be known and designated as the Leverett Saltonstall Building in recognition of the long and meritorious public service of former governor and United States senator Leverett Saltonstall. A suitable marker bearing said designation shall be attached to said building by the state superintendent of buildings, who shall provide for appropriate ceremonies to be held in connection therewith.

Approved July 20, 1968.

Chap. 744. AN ACT PROVIDING FOR THE GROUPING OF PRECINCTS AT PRELIMINARY ELECTIONS AND SPECIAL CITY ELECTIONS IN THE CITY OF PITTSFIELD.

Be it enacted, etc., as follows:

SECTION 1. Chapter 280 of the acts of 1932 is hereby amended by inserting after section 16A, inserted by section 5 of chapter 611 of the acts of 1958, the following section: —

Section 16B. The city council may by vote determine upon the holding of a preliminary election or special city election by wards, precincts or groups of precincts. Such determination shall be made at a meeting held no later than the sixtieth day before the affected preliminary election or special city election, and notice thereof in writing shall be given forthwith to the city clerk and the board of registrars.

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

Approved July 23, 1968.

Chap. 745. AN ACT INCREASING THE MEMBERSHIP OF THE BOARD OF MANAGERS OF THE QUINCY CITY HOSPITAL AND PROVIDING THAT SAID BOARD SHALL APPOINT THE DIRECTOR OF SAID HOSPITAL FOR A TERM OF YEARS.

Be it enacted, etc., as follows:

SECTION 1. Section 2 of chapter 134 of the Special Acts of 1919 is hereby amended by striking out, in line 10, the word "five" and inserting in place thereof the word: — nine.

SECTION 2. The mayor of the city of Quincy shall appoint the four additional members of the board of managers of the Quincy City Hospital, provided for in section one of this act, for terms expiring on the first Monday of January in the first, second, third and fourth years following the effective date of this act, and thereafter, as the term of any such member expires, the mayor of said city shall appoint a successor for a term of five years, from the first Monday of January in the year of appointment.

SECTION 3. Notwithstanding any general or special law to the contrary, the board of managers of the Quincy City Hospital shall appoint

the director of said hospital for such term of years as it shall determine, but not exceeding five years. Said director shall not be subject to the provisions of chapter thirty-one of the General Laws.

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

Approved July 24, 1968.

Chap. 746. AN ACT PROVIDING THAT POLICE OFFICERS SHALL NOT ESTABLISH A RESIDENCE OUTSIDE THE COMMONWEALTH.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide that positions for police officer may be filled without delay from the existing civil service list, 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 48A of chapter 31 of the General Laws, inserted by chapter 857 of the acts of 1967, is hereby amended by inserting after the word "place", in line 14, the following: — in the commonwealth that is.

Approved July 24, 1968.

Chap. 747. AN ACT RELATIVE TO THE LIMITATION ON THE PERIOD FOR WHICH CERTAIN SKILLED PERSONS IN THE DEPARTMENT OF PUBLIC HEALTH MAY BE COMPENSATED FOR EMERGENCY SERVICES PERFORMED AFTER THEIR RETIREMENT.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide forthwith for the continued employment of physicians in the department of public health in emergencies after their retirement, 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 91 of chapter 32 of the General Laws is hereby amended by striking out the second sentence, as appearing in chapter 676 of the acts of 1968, and inserting in place thereof the following sentence: — The limitation of one year for emergency service, as set forth in the preceding sentence, shall not apply to such emergency service by a physician or registered nurse in the departments of mental health or public health, or in any of the institutions of said departments, and any such physician or nurse may at the end of each period of such service, upon like certification, be reappointed for another period not to exceed one year; provided, however, that such emergency service shall not exceed five years in the aggregate.

Approved July 24, 1968.

Chap. 748. AN ACT PROVIDING FOR THE ENTRY OF THE COMMONWEALTH INTO AN INTERSTATE AGREEMENT ON CERTIFICATION OF EDUCATIONAL PERSONNEL.

Be it enacted, etc., as follows:

SECTION 1. An agreement is hereby entered into with all jurisdictions legally joining therein in substantially the following form:—

INTERSTATE AGREEMENT ON CERTIFICATION OF EDUCATIONAL PERSONNEL.

ARTICLE I. *Purpose, Findings and Policy.*

1. The States party to this Agreement, desiring by common action to improve their respective school systems by utilizing the teacher or other professional educational person wherever educated, declare that it is the policy of each of them, on the basis of cooperation with one another, to take advantage of the preparation and experience of such persons wherever gained, thereby serving the best interests of society, of education, and of the teaching profession. It is the purpose of this Agreement to provide for the development and execution of such programs of cooperation as will facilitate the movement of teachers and other professional educational personnel contracts to achieve that end.

2. The party States find that included in the large movement of population among all sections of the nation are many qualified educational personnel who move for family and other personal reasons but who are hindered in using their professional skill and experience in their new locations. Variations from State to State in requirements for qualifying educational personnel discourage such personnel from taking the steps necessary to qualify in other States. As a consequence, a significant number of professionally prepared and experienced educators is lost to our school systems. Facilitating the employment of qualified educational personnel, without reference to their States of origin, can increase the available educational resources. Participation in this Agreement can increase the availability of educational manpower.

ARTICLE II. *Definitions.*

As used in this Agreement and contracts made pursuant to it, unless the context clearly requires otherwise:

1. "Educational personnel" means persons who must meet requirements pursuant to State law as a condition of employment in educational programs.

2. "Designated State official" means the education official of a State selected by that State to negotiate and enter into, on behalf of his State, contracts pursuant to his Agreement.

3. "Accept", or any variant thereof, means to recognize and give effect to one or more determinations of another State relating to the qualifications of educational personnel in lieu of making or requiring a like determination that would otherwise be required by or pursuant to the laws of a receiving State.

4. "State" means a State, territory or possession of the United States; the District of Columbia; or the Commonwealth of Puerto Rico.

5. "Originating State" means a State (and the subdivision thereof, if any) whose determination that certain educational personnel are qualified to be employed for specific duties in schools is acceptable in accordance with the terms of a contract made pursuant to Article III.

6. "Receiving State" means a State (and the subdivisions thereof) which accept educational personnel in accordance with the terms of a contract made pursuant to Article III.

ARTICLE III. *Interstate Educational Personnel Contracts.*

1. The designated State official of a party State may make one or more contracts on behalf of his State with one or more party States providing for the acceptance of educational personnel. Any such contract for the period of its duration shall be applicable to and binding on the States whose designated state officials enter into it, and the subdivisions of those States, with the same force and effect as if incorporated in this Agreement. A designated state official may enter into a contract pursuant to this Article only with States in which he finds that there are programs of education, certification standards or other acceptable qualifications that assure preparation or qualification of educational personnel on a basis sufficiently comparable, even though not identical to that prevailing in his own State.

2. Any such contract shall provide for:

(a) Its duration.

(b) The criteria to be applied by an originating State in qualifying educational personnel for acceptance by a receiving State.

(c) Such waivers, substitutions and conditional acceptances as shall aid the practical effectuation of the contract without sacrifice of basic educational standards.

(d) Any other necessary matters.

3. No contract made pursuant to this Agreement shall be for a term longer than five years but any such contract may be renewed for like or lesser periods.

4. Any contract dealing with acceptance of educational personnel on the basis of their having completed an educational program shall specify the earliest date or dates on which originating state approval of the program or programs involved can have occurred. No contract made pursuant to this Agreement shall require acceptance by a receiving State of any persons qualified because of successful completion of a program prior to January 1, 1954.

5. The certification or other acceptance of a person who has been accepted pursuant to the terms of a contract shall not be revoked or otherwise impaired because the contract has expired or been terminated. However, any certificate or other qualifying document may be revoked or suspended on any ground which would be sufficient for revocation or suspension of a certificate or other qualifying document initially granted or approved in the receiving State.

6. A contract committee composed of the designated state officials of the contracting States or their representatives shall keep the contract under continuous review, study means of improving its administration and report not less frequently than once a year to the heads of the appropriate education agencies of the contracting States.

ARTICLE V. *Interstate Cooperation.*

The party States agree that:

1. They will, so far as practicable, prefer the making of multilateral contracts pursuant to Article III of this Agreement.

2. They will facilitate and strengthen cooperation in interstate certification and other elements of educational personnel qualification and for this purpose shall cooperate with agencies, organizations and associations interested in certification and other elements of educational personnel qualification.

ARTICLE VI. *Agreement Evaluation.*

The designated state officials of any party State may meet from time to time as a group to evaluate progress under the Agreement and to formulate recommendations for changes.

ARTICLE VII. *Other Arrangements.*

Nothing in this Agreement shall be construed to prevent or inhibit other arrangements or practices of any party State or States to facilitate the interchange of educational personnel.

ARTICLE VIII. *Effect and Withdrawal.*

1. This Agreement shall become effective when enacted into law by two States. Thereafter it shall become effective as to any State upon its enactment of this Agreement.

2. Any party State may withdraw from this Agreement by enacting a statute repealing the same, but no such withdrawal shall take effect until one year after the Governor of the withdrawing State has given notice in writing of the withdrawal to the Governors of all other party States.

3. No withdrawal shall relieve the withdrawing State of any obligation imposed upon it by a contract to which it is a party. The duration of contracts and the methods and conditions of withdrawal therefrom shall be those specified in their terms.

ARTICLE IX. *Construction and Severability.*

This Agreement shall be liberally construed so as to effectuate the purposes thereof. The provisions of this Agreement shall be severable and if any phrase, clause, sentence or provision of this Agreement is declared to be contrary to the constitution of any State or of the United States, or the application thereof to any Government, agency, person or circumstance is held invalid, the validity of the remainder of this Agreement and the applicability thereof to any Government, agency, person or circumstance shall not be affected thereby. If this Agreement shall be held contrary to the constitution of any State participating therein, the Agreement shall remain in full force and effect as to the State affected as to all severable matters.

SECTION 2. Pursuant to the Interstate Agreement on Certification of Educational Personnel contained in section one of this act, the board of education is hereby authorized and empowered to designate the education official to negotiate, and, subject to the approval of the board in each instance, to enter into on behalf of the commonwealth agreements in accordance with this act.

SECTION 3. Any agreement entered into under this act shall contain provisions for withdrawal by the commonwealth following one year's notice pursuant to paragraph 2 of Article VIII of said Agreement.

Approved July 24, 1968.

Chap. 749. 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:

SECTION 1. Subdivision (2) 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 8, the word "six" and inserting in place thereof the word: — five.

SECTION 2. Subdivision (4) of said section 33 of said chapter 90, as so amended, is hereby further amended by striking out, in line 1, the word "six" and inserting in place thereof the word: — five.

SECTION 3. Subdivision (5) of said section 33 of said chapter 90, as so amended, is hereby further amended by striking out, in line 2, the word "six" and inserting in place thereof the word: — five.

SECTION 4. Subdivision (6) of said section 33 of said chapter 90, as so amended, is hereby further amended by striking out, in line 5, the word "six" and inserting in place thereof the word: — five.

SECTION 5. The provisions of this act shall apply to the registration fees for periods commencing on and after January first, nineteen hundred and sixty-nine. *Approved July 24, 1968.*

Chap. 750. AN ACT ESTABLISHING A GREATER LAWRENCE SANITARY DISTRICT.

Be it enacted, etc., as follows:

SECTION 1. A water pollution abatement district, to be known as the Greater Lawrence Sanitary District, hereinafter called the district, is hereby established and shall include the territory of the city of Lawrence and the towns of Andover, Methuen and North Andover.

SECTION 2. The district shall be a body politic and corporate. There shall be a commission to be known as the district commission. An executive director and a treasurer shall be appointed by the district commission.

The district commission upon formation shall consist of three members from the city of Lawrence, two members from the town of Methuen, one member from the town of Andover and one member from the town of North Andover. The original membership of the district commission shall be expanded beginning with the nineteen hundred and seventy federal census of population and the nineteen hundred and seventy-five state census of population and every five years thereafter when the following conditions are recorded:

1. The city of Lawrence shall appoint one additional member when its population is recorded at eighty thousand persons.

2. The town of Methuen shall appoint one additional member when its population is recorded at sixty thousand persons.

3. The town of Andover shall appoint one additional member when its population is recorded at forty thousand persons.

4. The town of North Andover shall appoint one additional member when its population is recorded at forty thousand persons.

Additional members from each town or city shall be appointed for each unit of population comprising twenty thousand persons in

addition to the maximum populations listed in said items one to four, inclusive.

Each member of the commission shall be sworn and shall serve for three years or until his successor is selected and qualified. Such member shall be compensated for his 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, with the approval of the chairman of the water resources commission, shall fix his salary. 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 3. The district commission (1) may act by a majority vote on all matters with the exception of items (*a*) through (*d*) below, and on such special exceptions a two thirds majority vote shall be required and shall be comprised of at least one vote from three of the four municipalities comprising the district:

(*a*) The undertaking of any capital outlay project costing more than one hundred thousand dollars;

(*b*) the incurrence of debt;

(*c*) the removal of the executive director;

(*d*) the exercise of the power of eminent domain; and (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 purpose 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 of the General Laws, (12) shall provide revenue to carry out the purposes of the district, in accordance with clauses (9) and (10), (13) may apply for, accept and receive financial assistance from the federal government and from the commonwealth or any other source, (14) shall make regulations as to the quality and character of any sewage, drainage or other wastes discharged into the system. The district shall connect its abatement facilities only to such outfalls as exist at the time of the establishment of the district. 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, and (15) may enforce whether through the courts or otherwise any of its duly adopted regulations including the right to seek injunctive relief in cases considered appropriate by the district commission.

SECTION 4. The district may apply to the division of water pollution control, hereinafter called 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 a 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 chapter twenty-one of the General Laws.

SECTION 5. The district shall present a plan for abatement of water pollution to the state division of water pollution control 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 and the amount of federal grants applicable to such costs for which the district proposes to apply.

The cost of the maintenance and operation of the district and its facilities, exclusive of principal and interest on bonds issued for capital outlay purposes, shall be apportioned among the municipalities on the basis of the metered flow of sewage contributed by each municipality. Until such time as the plant facilities are in operation or flows can be measured, whichever occurs first, the cost of the maintenance and operation of the district shall be apportioned among the municipalities in the ratio of their current estimated populations served by sewers divided by the total estimated population of the district served by sewers.

The costs of capital outlay, including principal payments and interest shall be apportioned among the municipalities according to the ratio of the estimated cost of separate water pollution abatement facilities for each city and town divided by the total estimated cost of the district's individual facilities which will service all of the municipalities.

Any city or town aggrieved by the decision of the district commission concerning apportionment of capital outlay costs may appeal to the superior court which shall have jurisdiction to fix the estimated cost for the purpose of determining the proper apportionment to each

city or town. The cost of the court in arriving at such apportionment shall be paid by the city or town requesting such court action.

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 6. 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 anticipated from the United States government is conditioned on a matching grant by the commonwealth, the commonwealth, in authorizing the district's application, may 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 anticipated federal grant be matched. Irrespective of any such condition, to the extent that a grant anticipated from the United States government in response to such application is less than sixty per cent of the capital outlay costs of the facility, or if there is no grant anticipated, the division may 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 the event that sufficient federal funds are not immediately available under the Federal Water Pollution Control Act or otherwise for a federal grant to a district, the director of the division may advance to the district, in addition to the state grant, a sum of money not to exceed the amount of the anticipated federal grant; provided, that the federal payments made in reimbursement of funds so advanced and used in such project shall be paid back to the commonwealth; and, provided further, that said payments shall be credited to the account from which said sum of money had been advanced and may be used for the purposes of this section without further appropriation.

Prior to so advancing the federal share, the director of the division of water pollution shall obtain a statement of eligibility and approval from the proper federal authorities of the project or projects and shall require the district to agree to do all that is necessary to make the project approvable and eligible for the federal grant.

The district shall assign the anticipated federal reimbursement for such project or projects to the commonwealth.

If federal funds for contract plans and specifications for the construction of a pollution abatement facility are not available to a district at the time of its scheduled planning, the division may advance to the district, a sum up to seven per cent of the estimated construction cost. The funds advanced to the district shall be considered a part of the total amount of the state grant provided above.

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, or the estimated reasonable costs thereof as determined by the division, whichever is lower.

Payments of financial assistance by the commonwealth to the district, including advancement of the anticipated federal grant, shall be made 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 payments shall cease forthwith, and shall not be resumed until the division again certifies its approval.

SECTION 7. 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 8. 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, as 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 bonds or notes 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 of the General Laws shall be applicable to such bonds and notes.

"Capital outlay", as used in this section and in sections five and six, 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 the district.

SECTION 9. 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 municipalities in the district in accordance with the provisions of the plan approved under section five. The district commission shall also annually determine the amounts necessary to be raised to maintain and operate the district during said year, for capital outlay items the cost of which is not be 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 municipalities the amounts so determined in accordance with the provisions of 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 municipality shall prior to December thirty-first in each year be certified by the district commission to the assessors of each municipality in the district. The assessors of each municipality 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 of the General Laws. 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 the 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 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 sewerage 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 10. The executive director of the district or his authorized representatives 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.

Said director or such authorized representatives 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. *Approved July 24, 1968.*

Chap. 751. AN ACT PROVIDING THAT MILK PRODUCERS SHALL NOTIFY THE COMMISSIONER OF AGRICULTURE OF THE FAILURE OF MILK DEALERS TO PAY FOR THEIR MILK WHEN PAYMENT IS DUE.

Be it enacted, etc., as follows:

Section 42C of said chapter 94, as appearing in section 2 of chapter 338 of the acts of 1933, is hereby amended by inserting before the first sentence the following sentence: — Each producer shall notify the commissioner in writing of any default in the timely payment for milk on the part of a licensee, such notification to be made within ninety days after the date on which payment for milk is regularly due under the

provisions of chapter ninety-four A, or of orders, rules or regulations issued under authority thereof, or of a federal milk marketing order effective in the commonwealth. *Approved July 24, 1968.*

Chap. 752. AN ACT ESTABLISHING THE UPPER BLACKSTONE WATER POLLUTION ABATEMENT DISTRICT.

Be it enacted, etc., as follows:

SECTION 1. The city of Worcester, by vote of its city council, the towns of Auburn, Boylston, Holden, Leicester, Millbury, Paxton, Rutland, Shrewsbury and West Boylston by vote in a town meeting and all of the sewer districts representing a portion of any of the above towns, may, subject to conditions hereinafter enumerated, create a water pollution abatement district which shall be a body corporate and be known as the Upper Blackstone Water Pollution Abatement District, hereinafter called the district. There shall be no limit of time upon the date of acceptance of the provisions of this act. The metropolitan district commission may act as a sewer district under the provisions of this act, accept its provisions and become a participating member of the district.

After the initial organization of the board as set out in section two, additional eligible members shall require a majority vote of the board in order to become participating members.

SECTION 2. The district shall be under the management and control of a board which is hereby created and shall be known as the Upper Blackstone Water Pollution Abatement Board, hereinafter called the Board.

The Board shall consist of one resident from and representing each town and each sewer district comprising a part of a town or towns that has voted to accept the provisions of this act and is a member of the Upper Blackstone Water Pollution Abatement District. The city of Worcester shall have a number of members on the Board that is equal at all times to the total number of members representing member towns and member sewer districts plus one additional member. Official actions shall require a positive vote of at least a majority of the Board.

The members of the Board from the city of Worcester shall be appointed by the city manager. The members of the Board from the towns shall be appointed by the board of sewer commissioners, if such has been duly elected or appointed; the board of selectmen or the town manager in those communities with a town manager form of government, in accordance with each community's applicable provisions of law. The members of the Board from a sewer district representing a portion of a town or towns shall be named by the sewer commissioners from that district. Members appointed to the Board must be residents of the area which they represent and may be municipal employees. Members from the towns and sewer districts may be members of the local boards of sewer commissioners.

Members of the Board shall be appointed by the legal appointing authorities for terms of three years with the following exceptions: The first two members appointed from the city of Worcester shall be

appointed for a term of two years, followed by appointments of three years; the first member appointed from a sewer district shall be appointed to a term of one year, followed by appointments of three years. Each member shall serve until the qualification of a successor. Board members may be reappointed.

SECTION 3. The Board shall appoint and determine the compensation of an engineer director who shall administer the affairs and direct the engineering work of the district as approved by the Board. The Board shall set forth the powers and duties of the engineer director in its by-laws. The engineer director may, upon approval of the Board, enter into contracts for professional or construction services to be provided to the district by private contractors. The engineer director shall be skilled in sanitary engineering practice and a registered professional engineer under the provisions of chapter one hundred and twelve of the General Laws, provided, however, a person eligible for registration under the provisions of chapter one hundred and twelve may be appointed acting engineer director and may serve in that capacity for a period of up to one year.

SECTION 4. The district shall have a seal consisting of a circular die bearing the words "Commonwealth of Massachusetts," Upper Blackstone Water Pollution Abatement District, 19 , which seal may be used whenever deemed advisable by the Board on papers and documents issued or executed by the Board or by any officer or employee designated by the Board.

SECTION 5. The Board shall prepare and adopt by-laws describing and stipulating its organization and operations. The Board members shall annually in the month of April select a chairman, a vice chairman, and a secretary from among the membership who shall act as an executive committee. Members of the Board may receive compensation from the district, which shall not exceed $500 per year for a Board member or $1,000 per year for the chairman, vice chairman, and secretary. Board members may be reimbursed for actual expenses incurred in performance of their duties on approval of the Board.

The Board may appoint and may at its pleasure remove a treasurer and a clerk, who shall not be members of the Board. Both offices, if the Board deems it advisable, may be held by the same person. The treasurer shall give to the Board a bond payable to the district with a surety company authorized to transact business within the commonwealth and satisfactory to the Board as surety in such sums as the Board may prescribe and conditioned on the faithful performance of his duties. The duties of the treasurer and clerk shall be those usually appertaining to said offices, respectively, and in addition such as may from time to time be prescribed by the Board. The compensation of the treasurer and of the clerk shall be determined by the Board. The Board may retain legal counsel for any and all appropriate purposes.

The engineer director, with the approval of the Board, shall from time to time appoint or employ such other engineers and such experts, agents, officers, clerks and other employees as he deems necessary and shall determine their duties. The salaries or compensation of all persons appointed or employed under authority of this section shall be determined by the Board and together with other expenses shall be

paid by the district and shall be considered a part of the expense of maintenance of the district.

The Board shall establish an office at the site of the treatment facilities in which its business may be conducted and at which maps, plans, documents, records, and other paper relating to its business, land, and other works and property in its charge, shall be kept.

It shall at all times keep full and accurate accounts of its receipts, expenditures, disbursements, assets and liabilities, which shall be open at all times to inspection by the city, the towns or the sewer districts, who are members of the district or by any officer or duly appointed agent of the commonwealth.

The Board shall make a report each year of its activities for the preceding year and shall, prior to February 1, submit a copy to the state auditor and to the participating city, towns and districts. The report shall also be submitted to the Massachusetts department of public health and the division of water pollution control of the department of natural resources and the central Massachusetts regional planning commission.

SECTION 6. Said Board, acting for and on behalf of said district, may take by eminent domain under chapter seventy-nine of the General Laws, or acquire by purchase or otherwise, any lands, property, water rights, rights-of-way or easements, public or private, in said district, necessary for accomplishing any purpose mentioned in this act, and may construct such main drains and sewers under or over any bridge, railroad, railway, boulevard or other public way, or within the location of any railroad, and may enter upon and dig up any private land, public way or railroad location, for the purpose of laying such drains and sewers and of maintaining and repairing the same, and may do any other thing proper or necessary for the purposes of this act; provided, that they shall not take in fee any land of a railroad corporation, and that they shall not enter upon or construct any drain or sewer within the location of any railroad corporation except at such time and in such manner as they may agree upon with such corporation, or, in case of failure to agree, as may be approved by the department of public utilities.

The Board, acting for the district, shall purchase, construct, maintain and operate such trunk sewers, pumping stations, intercepting sewers, connection, sewage treatment works, laboratories and other works as may be required for collecting, treating and disposing of sewage and other waterborne wastes to be discharged from the sewerage systems of said city, towns or districts. For such purposes the Board may make such contracts or make other arrangements as it may deem necessary. No work shall be constructed until plans have been approved by the state department of public health, division of water pollution control and the department of natural resources. Any construction, reconstruction, or extension of trunk sewers, pumping stations, intercepting sewers, connections, sewage treatment works, laboratories, and other works shall be referred to the central Massachusetts regional planning commission for an advisory opinion as to the proposed works relationship to regional and intercommunity considerations and to its coordination with existing local and regional proposals.

No land may be purchased or otherwise acquired as a site for the treatment and disposal of sewage or waste water without the approval of the Massachusetts department of public health and division of water pollution control in accordance with the provisions of section six of chapter eighty-three of the General Laws.

The Board may sell by negotiation to the participating members of the district or at public auction any property, including land, acquired by it hereunder and which in its opinion is no longer needed in the performance of the powers and duties conferred and imposed on it by this act, and may from time to time lease any property which in its opinion is not then needed by it for the purposes of this act. The Board may enter upon any lands or waters for the purposes of making surveys, test pits and borings, and may take by eminent domain under said chapter seventy-nine, as amended, or acquire by purchase or otherwise, the right to temporarily occupy any lands necessary for the carrying out of the said purposes.

SECTION 7. The Board shall prevent the discharge into the sewers of substances which may damage or impair the sewerage collection and sewerage treatment system or interfere with its maintenance or operation. The Board shall have the right to enter any premises from which any sewer or drain is connected with any part of the sewerage system under its control or with any tributary sewerage or with the systems of any member city, town or sewer district, to determine the condition of said sewer, drain, sewage pumping station, trunk or treatment works, and to determine the amount and character of sewage, drainage or other wastes flowing therefrom, and to determine whether such sewage, drainage or other wastes does, or is likely to, damage or impair the sewerage system or the system of any member city, town or sewer district or interfere with its maintenance and operation. The Board shall, for the proper and reasonable operation of its works, make regulations as to the quantity and character of any sewage, drainage or other wastes discharged into any sewer under its control or any sewer tributary thereto but such regulations shall not be less than those established by the water pollution abatement control division. The Board may require industrial pretreatment of wastes discharged into its system or into any system tributary to it if the Board determines such wastes may interfere or damage the sewerage collection and treatment system or interfere with its maintenance or operation.

SECTION 8. No lands, rights-of-way, or other easements, property, structures, or rights acquired by the district, as herein provided, and located in the city or any town included in the district shall be assessed or taxed by the municipality if yielding no rent, but the district shall annually on July first pay to the city or town an amount equal to the tax it would receive upon the averages of the assessed value, which shall not include buildings or structures, for the three years last preceding the acquisition thereof, the value for each year being reduced by all abatements thereon. In the event there is a general revaluation of the assessed valuation of property in any city or town of the district, the assessed valuations for the three-year period determined above shall be increased or decreased in the same proportion that the assessment of other properties in the city or town are increased or decreased.

SECTION 9. The district by vote of the Board is authorized to issue, from time to time, general obligation serial bonds or notes of the district to pay for the costs of capital outlays in connection with the collecting, treating and disposing of sewage and other waterborne wastes to be discharged from the sewage systems of its members including the construction, acquisition and major rehabilitation of trunk sewers, pumping stations, intercepting sewers, connectors, sewage treatment works, laboratories and such other works as may be required and including land damages and costs of demolition of existing structures on land so acquired.

Said bonds to be issued in such amount or amounts as the district acting by and through the Board may determine and the district may refund any such bonds or notes. Such serial bonds or notes may be callable with or without premium and 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 Board shall determine, provided that each issue of such bonds or notes shall be payable in annual installments, the first of which shall be payable not later than two years after its date and the last of which shall be payable not later than thirty years from said date.

If the Board votes to issue serial bonds or notes, said Board may authorize the issuance, in the name of the district, of general obligations 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. The time within which such serial notes or bonds shall be payable shall not be extended by reason of the making of such temporary loans beyond the time fixed in the order authorizing such serial bonds or notes.

For the purpose of paying expenses of operation, including, without limitation, any principal or interest due or about to become due on any bond or note issued by the district for which funds are not available, the Board, in the name of the district, is authorized to issue, from time to time, general obligation temporary notes of the district in anticipation of assessments levied against the members of said district in the year in which such notes are issued.

Temporary notes in anticipation of assessments shall be payable not more than one year from their date and shall not exceed in principal amount at any one time outstanding the amount of the assessment in anticipation of which they are issued.

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 chairman of the board 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.

Indebtedness incurred under this section shall not be included in computing the limit of indebtedness of any city or town or any portion of which is included in a district.

SECTION 10. The cost of original construction of the sewage treatment plant, outfall, laboratories and associated facilities, including principal payments and interest on the bonds issued for construction thereof, shall be apportioned among the participating member city, towns and sewer districts in the ratio of their particular populations to the total population of the district, according to the latest state or federal census.

The cost of original construction of trunk sewers, pumping stations, intercepting sewers, connections, and other works as may be required for the collecting of sewage, including principal payments and interest on the bonds issued for construction thereof, shall be apportioned among the participating member city, towns and sewer districts in the ratio of availability of the particular facility to each member, as determined by the ratio of the flow capacity of each member's connections into the facility to the entire connected capacity of the facility, as calculated by formulae and standards established by the board. These costs shall be prepared by the district with the assistance of the city, towns and sewer districts and the central Massachusetts regional planning district commission. Upon acceptance of the provisions of this act by an eligible town or sewer district not previously a member, or upon the alteration of the flow capacity of any member's connection into the facility, the costs of construction shall be recalculated taking into account any new construction, and proper adjustments shall be made to the account of each member.

The cost of the maintenance and operation of the district and its works, exclusive of principal payments and interest on bonds issued for construction purposes shall, until such time as the sewage treatment works shall have been in regular operation for a period of three calendar years, be apportioned among the members city, towns and sewer districts in the ratio of their particular populations to the total population of the district, according to the latest state or federal census.

After the treatment works shall have been in regular operation for a period of three calendar years, the board shall apportion costs of maintenance and operation to the member city, towns and sewer districts on the basis of the measured flow of the previous year entering the district's collection system from each member's system. Upon acceptance of this act by an eligible town or sewer district not previously a member, and until said town or sewer district shall have discharged into the district's collection system for a period of three calendar years, the allocation of its maintenance and operation costs shall be calculated on the basis of population in the manner described in this section, the remaining cost then being allocated to the remaining members on the basis of measured flow in the manner also described in this section. Cost calculations for periods of less than a full year shall be prorated in accordance with the number of calendar days for which they are applicable.

In the event of a dispute relative to any matter contained within this section, the city, or a town, or a sewer district may request a

review of the original figures by a reviewing team consisting of three members, not residents of the district, one to be appointed by the aggrieved member, one to be appointed by the board, and one to be appointed by the division of water pollution control of the Massachusetts department of natural resources. The reviewing team shall consider available data, make such surveys as it deems necessary, and shall prepare a final figure, which shall be binding on all parties. The cost of preparation of the final estimate shall be paid by the district and assessed against the city, town or sewer district requesting the review.

SECTION 11. The board shall annually determine the amounts required for the payment of principal and interest on such bonds and notes issued or to be renewed by the district which will be due during the ensuing calendar year, and shall apportion the amounts so determined among the several members of the district in accordance with the provisions of this act, shall also annually determine the amounts necessary to be raised to maintain and operate the district during the said year including 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 shall apportion among the several members of the district the amounts so determined in accordance with the provisions of this act. Each amount so apportioned for each member shall, prior to December thirty-first in each year, be certified by the board to the assessors of each city, town or district who are members of such district. The assessors of each city, town or other district 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 of the General Laws. The respective city, town or district treasurer shall pay the amount so certified to the treasurer of the district on or before July first of the then taxable year.

A city, town or district who have been assessed may raise all or a portion of the amounts certified annually by the district to the assessors of each city, town or district as provided in this act, through equitable and proportional charges against inhabitants, corporations and other users of the service rendered by the district in each such city, town or district. For the purpose of establishing an equitable and proportional schedule of reasonable charges, the property benefited by the services of the district may be classified, taking into consideration the character and volume of the sewage or industrial or other wastes and the nature of the use made of the sewage 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 failure of such user charges to raise the amounts required by the district in any year shall not relieve any city, town or district from its obligation to provide the amounts assessed by the district hereunder.

SECTION 11A. The amount of money required each year from the city, each town, or each sewer district representing a portion of a town, in accordance with the apportionment determined as aforesaid, shall be assessed upon it and the city, each town or each sewer district representing a portion of a town shall, in each year, be notified of the

amount of such assessment by February the first of the year following, which amount shall be paid by the city, each town or each sewer district representing a portion of a town to the treasurer of the district on or before the fifteenth of July next, following receipt of notice of the amount of said assessment.

SECTION 12. To meet the cost of construction, maintenance and operation of the works authorized by this act, the district may file application for or accept and use any federal or state funds or any federal or state assistance, or both, provided therefor, under any federal law or any funds from state or other sources.

SECTION 13. At any time not less than eight years after the acceptance of this act by a town or sewer district, said town or sewer district may, after approval by two thirds of the qualified voters present and voting at any annual or special town meeting, or at a meeting legally called of those inhabitants liable to taxation within a sewer district, notify the Board of its desire to withdraw from the district. Such withdrawal shall become effective in not less than two years after receipt of such notice by the Board, and only after approval by a majority of the Board. In the event of such withdrawal the withdrawing town or sewer district shall:

1. Continue to pay annually to the district its share of the debt outstanding at the time of withdrawal, at the rate prevailing at the time of withdrawal, until its share of such debt shall be paid in full,

2. be allowed to purchase from the district such facilities as it may desire and which the Board by majority vote may agree to sell,

3. be reimbursed by the district for its share of such facilities as will remain under the jurisdiction of the district. Such reimbursement may be made in equal installments, with interest at three per cent, annually over the remaining life of the bonded debt outstanding at time of withdrawal.

Value of any facilities involved in such purchase or reimbursement shall be determined in accordance with methods described in Massachusetts General Laws, chapter seventy-nine.

SECTION 14. Upon the establishment of the district all employees of the participating city, towns and districts who consent and whose employment is directly related to projects to be taken over by the district shall be transferred to the district and shall continue to perform the same duties at a salary not less than theretofore and every employee so transferred who immediately prior to such transfer was subject to section nine A of chapter thirty or to chapter thirty-one of the General Laws under a permanent appointment and who has served a probationary period shall continue to serve subject to the provisions of said section nine A of chapter thirty or to sections forty-three and forty-five of said chapter thirty-one as the case may be; whether or not thereafter reclassified, and shall retain all rights to holidays, sick leave and vacations in effect on the effective date of this act; provided, that any person transferred who was not subject to said section nine A or said chapter thirty-one and persons appointed after the effective date of this act shall not be subject to said section nine A of chapter thirty or to any provisions of said chapter thirty-one.

Every employee who upon transfer to the district is covered by the group insurance provided by chapter thirty-two A of the General

Laws shall continue in uninterrupted coverage and all other employees of the district are hereby likewise made eligible for said group insurance to the same extent as if they were employees of the commonwealth; provided, that the share of the cost of such insurance shall, with respect to the employees of the district, be borne by said district. The district shall forward its contribution, together with all amounts withheld from the salaries or wages of its employees as provided in paragraph (a) of section eight of said chapter thirty-two A and all amounts paid by an employee as provided in paragraph (b) of said section, to the state employees group insurance commission at such time and in such manner as said commission may prescribe.

Every employee who immediately prior to being transferred to the district by this section is a member of the retirement system of their respective city, town or district shall have their retirement rights transferred into the state retirement system. All other employees of the district shall be required to become members of the state retirement system in the same manner and subject to the same laws, rules and regulations as persons entering the employ of the commonwealth. The district shall deduct from the wages of its employees and pay over to the state retirement board, such sums as the commonwealth or the city, town or district would deduct and pay over if such person were an employee of the commonwealth or the city, town or district; and at such times as the commissioner of insurance shall from time to time prescribe, the district shall pay to the state retirement board such sums as said commissioner shall from time to time determine the city, town or district would be obliged to pay if such person were its employee, including, accruals for prior service and accidental disability.

The district shall reimburse the commonwealth its proportionate share of any amounts expended by the commonwealth under the provisions of chapter thirty-two of the General Laws for retirement allowances to or on account of its employees.

Every person who immediately prior to being transferred to the district was subject to the provisions of sections fifty-six to sixty, inclusive, of chapter thirty-two of the General Laws, shall continue subject to the provisions of said sections; provided, however, that the words "retiring authority", as used in said section shall mean the members of said district; and provided further, that the amount of all retirement allowances payable under said sections by virtue of this act shall be paid by the district and the proper city, town or district shall reimburse the district for its proportionate share of the amounts so paid. Upon the retirement of any such person under said sections fifty-six to sixty, inclusive, the said city, town or district shall refund to the person so retired the amount of his accumulated deductions.

SECTION 15. This act may be submitted for approval at any annual or special town meeting of the towns eligible for membership as listed in section 1 of this act or any meeting called of those inhabitants liable to taxation within a sewer district comprising a portion of one or more of these towns listed. The question placed on the warrant of such a meeting shall be in the form of the following question:—"Shall an act passed by the General Court in the year 1968, entitled 'An Act

establishing the Upper Blackstone Water Pollution Abatement District', be accepted?" Such a vote shall be a standing vote of at least a majority of those present and voting. The provisions of this act may be adopted by the city council of the city of Worcester at any regular or special meeting of the council called to consider the same question. In order for the provisions of this act to be adopted, a majority of those town or district meeting members present must vote in the affirmative. A majority of the city council must vote affirmatively for its provisions to be adopted by the city of Worcester. The commissions of the metropolitan district commission may accept the provisions of this act by majority vote.

The provisions of this act shall not take effect until acceptance by the city council of the city of Worcester and by at least one other town or sewer district meeting representing a portion of a town. Additional towns or sewer districts representing a portion of a town or towns may by the acceptance of the provisions of this act join as members of the Upper Blackstone Water Pollution Abatement District as provided in section one.

The initial organization of the Board representing the Upper Blackstone Water Pollution Abatement District shall take place within one hundred and eighty days after the affirmative vote of the required minimum number of governmental units for the formation of the district. If the Board does not organize itself and form the district within one hundred and eighty days, the action of the city council, town meeting, or sewer district meeting shall be null and void.

SECTION 16. Nothing contained in this act shall be interpreted to authorize the board to construct, operate or maintain the local sewerage system of each member city, town or sewerage district.

The purpose of this act is to establish a district to abate water pollution through treatment of sewerage which the district shall collect from the local systems. *Approved July 24, 1968.*

Chap 753. AN ACT ESTABLISHING THE SELECTMEN-TOWN MANAGER FORM OF GOVERNMENT IN THE TOWN OF LEXINGTON.

Be it enacted, etc., as follows:

SECTION 1. *Elected Officials.*—Following the acceptance of this act, the registered voters of the town of Lexington shall, in accordance with any applicable laws, by-laws and votes of the town, continue to elect the following:

(*a*) town meeting members,
(*b*) moderator,
(*c*) board of selectmen,
(*d*) school committee,
(*e*) Lexington housing authority, and
(*f*) planning board.

The acceptance of this act shall not affect the term of office of any such elected official or elected member of such board, committee or authority. Every other elective office, board, committee or commission of the town shall be terminated or shall become appointive as hereinafter provided, any other provision of law to the contrary

notwithstanding. The term of office of any person elected to any office, board, committee or commission of the town, existing at the time of such acceptance and terminated hereunder, shall continue until the first annual town election following the acceptance of this act, and thereafter the said offices, boards, committees and commissions shall be abolished, and all powers, duties and obligations conferred or imposed thereon by law, except as provided by this act, shall be conferred and imposed upon the selectmen or the town manager to the extent hereinafter provided. The term of office of any person elected to any office, board, committee or commission, existing as an elected office at the time of the acceptance of this act and having become appointive hereunder, shall continue until the term for which that person was elected shall have expired, and until the appointment and qualification of his successor.

When a vacancy or vacancies occur in the membership of the school committee or the board of selectmen, the board of selectmen or the remaining members of the board of selectmen shall call a special town election to fill the vacancy or vacancies for the unexpired term or terms, except that if such vacancy or vacancies occur less than one hundred days prior to the annual election and not less than three members of such committee or board remain in office, the vacancy or vacancies shall remain unfilled until such annual election.

The powers, duties and responsibilities of elected officials shall be as now or hereafter provided by applicable provisions of general laws, special acts, by-laws and votes of the town, except as otherwise expressly provided herein.

Notwithstanding the election by the voters of the town of the officers named in this section, such officers shall be available to the manager for consultation, conference and discussion on matters relating to their respective offices.

SECTION 2. *Appointed Officials.*—(*a*) The selectmen shall appoint and may remove a town manager as hereinafter provided.

(*b*) The selectmen shall appoint a board of appeals, a town comptroller, a town counsel, the trustees of public trusts, the town celebrations committee, the historic districts commission in accordance with chapter four hundred and forty-seven of the acts of nineteen hundred and fifty-six, the fence viewers, election officers, registrars of voters other than the town clerk and such other offices, boards and committees as they shall hereafter be directed to appoint by by-law or vote of the town.

(*c*) The moderator shall appoint the appropriation committee and such boards, committees and officers as he may now or hereafter be directed to appoint by any applicable law, by-law or vote of the town.

(*d*) The town manager shall appoint, subject to the approval of the board of selectmen:—

1. a board of health, and
2. a conservation commission.

(*e*) The town manager shall appoint a town clerk, a town treasurer, a tax collector, a permanent building committee, a recreation committee, a board of assessors, constables, a chief of police, a chief fire engineer, a director of civil defense, a planning director, with the

approval of the planning board, a superintendent of public works, a building inspector, a cemetery superintendent and, except as provided in subparagraphs (*a*), (*b*), (*c*) and (*d*), all other officers, boards, committees, commissions and employees of the town with the exception of the elected officials specified in section one and secretarial assistants to the selectmen, employees of the school department and the housing authority and professional and semiprofessional employees of the library.

(*f*) Any person so appointed under subparagraph (*b*), (*d*) and (*e*) who is not subject to the provisions of chapter thirty-one of the General Laws may be removed by the appointing authority for cause on five days notice in writing setting forth the cause of such removal; provided, however, that no removal shall be made of officers listed in subparagraph (*d*), except with the approval of the selectmen.

(*g*) The retirement board as constituted by chapter thirty-two of the General Laws, and the membership of the board of library trustees shall not be affected by the acceptance of this act. The powers and responsibilities of the Trustees of Public Trusts, as prescribed by chapter one hundred and seven of the acts of nineteen hundred and ten, shall not be changed by acceptance of this act.

(*h*) Any vacancy occurring in any of the offices, boards, committees or commissions referred to in this section shall be filled for the balance of the unexpired term or for a new term as the case may be by the original appointing authority.

SECTION 3. *Memberships, Terms, Powers, Duties and Responsibilities.*—The number of members of boards, committees and commissions appointed as provided in the preceding section, the length of the term of each member thereof and of officials and employees so appointed, and the powers, duties and responsibilities of the same shall be as now or hereafter provided by any applicable law, by-law or vote of the town except as herein otherwise provided. The board of fire commissioners shall be abolished, and its powers, duties and responsibilities shall be assumed by and devolve upon the chief fire engineer, except those which are herein conferred upon the town manager. The board of cemetery commissioners shall likewise be abolished, and its powers, duties and responsibilities shall be assumed by and devolve upon the cemetery superintendent except those which are herein conferred upon the town manager. Upon appointment and qualification of the various officials as provided in section two, the term of office and all powers and duties of each person theretofore holding such office shall cease and be terminated, except that the terms of office of such persons who continue shall not be interrupted and the powers and duties of the boards abolished herein shall be conferred and imposed upon the town manager to the extent hereinafter provided.

Officers, boards, committees and commissions appointed by the town manager shall possess all the powers and rights and shall be subject to all the duties and liabilities specifically conferred or imposed by any applicable provision of law upon them or upon officers, boards, committees or commissioners having corresponding powers and duties.

SECTION 4. *Multiple Offices.*—No member of the appropriation committee, other than the town comptroller, and no member of the capital expenditures committee shall be a town officer or a town

employee, other than town meeting member, nor shall he serve on any other board, committee or commission of the town or any subcommittee appointed by any other town official, board, committee or commission, except that he may serve on the joint school committee-teachers' salary advisory committee or special committees which may be created from time to time by vote of the town meeting when such vote expressly authorizes him to so serve.

In case of vacancy, absence or disability affecting any office which he is authorized to fill by appointment, the town manager may with the approval of the selectmen, but without additional compensation therefor, assume the powers, duties and responsibilities of such offices, 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, except that he shall not appoint himself as a member of any board, commission or committee.

SECTION 5. *Appointment of a Town Manager.*—The selectmen shall appoint, as soon as practicable, for a term not to exceed three years, a town manager, who shall be a professionally qualified person of proven ability especially fitted by education, training, and by previous full-time paid experience in a responsible administrative position in government to perform the duties of the office. Upon expiration of such term, or upon the resignation or removal of the town manager or in the event of any vacancy in the office of town manager, the selectmen, as soon as practicable but, in any event, not later than nine months after the expiration of said term or effective date of resignation or removal or the occurrence of a vacancy, whichever is earlier, shall appoint a successor with the above specified qualifications. The town manager shall be appointed without regard to his party or political designation. He shall be a citizen of the United States of America. No person holding elective office in the town with the exception of town meeting members shall, within three years of holding such office, be eligible for appointment as town manager. The town manager shall not hold any elective office nor engage in any other business or occupation during his term. 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 a 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, the cost for which shall be borne by the town.

SECTION 6. *Acting Manager.*—The town manager may designate, subject to the approval of the selectmen, by letter filed with the town clerk, a suitable person to perform his duties during his temporary 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 to perform such duties. In the event of any vacancy in the office of town manager or the suspension of the town manager the selectmen shall, within seven days, appoint an acting manager to perform such duties.

SECTION 7. *Removal of the Manager.*—The selectmen may remove the town manager by the affirmative vote of at least a majority of the

full membership of the board. At least thirty days before such proposed removal shall become effective, the selectmen shall file a preliminary resolution with the town clerk setting forth in detail 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. No public hearing shall be held if four or more selectmen vote for his removal. Otherwise, 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 affirmative vote of at least a majority of the full membership of the board, may adopt a final resolution of removal. In the preliminary resolution the selectmen may suspend the manager from duty, but in any case his salary shall continue to be paid until the expiration of at least one month and not more than three months after the date of the final resolution of removal, as the selectmen shall deem proper.

SECTION 8. *Compensation of the Manager.*—The town manager shall receive such compensation for services performed by him as the selectmen shall determine but it shall not exceed the amount appropriated therefor by the town.

SECTION 9. *Powers and Duties of the Manager.*—In addition to other powers and duties provided for in this act, the town manager shall have the following powers and duties:—

(*a*) The town manager shall supervise and be responsible for the efficient administration of all boards, committees, commissions and officers appointed by him and their respective departments. The town manager shall not, however, exercise any control over the discretionary power vested by statute in any such board, committee, commission or officer. He shall, in addition, supervise and be responsible for the efficient administration of any agency of the town not subject to his appointment and control, but only at such time and to such extent and for such period as the officials having control of such agency or activity may, with the consent of the selectmen, determine.

(*b*) The town manager consistent with the provisions of this act and the General Laws, may, with the approval of the selectmen, reorganize, consolidate or abolish boards, departments, committees, commissions or offices under his supervision, in whole or in part; establish such new boards, departments, committees, commissions or offices as he deems necessary; and for such purpose transfer the duties and powers, and, so far as is consistent with the use for which the funds were voted by the town, transfer the appropriation of one board, department, committee, commission or office to another.

(*c*) Subject to any applicable provisions of chapter thirty-one or section one hundred and eight A of chapter forty-one of the General Laws, the town manager shall, with the approval of the selectmen, formulate personnel practices and standards and shall fix the compensation of all town officers and employees appointed by him, within the limits of the amounts appropriated therefor by the town.

(*d*) The town manager shall have jurisdiction over the rental and use of all town property, except schools and libraries. He shall be responsible for the maintenance and repair of all town property, but not including school buildings and grounds; except that upon request of 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 all construction, reconstruction, alterations, improvements and other undertakings authorized by the town unless otherwise assigned by the town meeting to the permanent building committee. Plans for the construction or improvement of school buildings or property shall be subject to the approval of the school committee.

(*e*) The town manager shall be responsible for purchasing all supplies, materials and equipment, and shall award all contracts for all departments and activities of the town under his supervision; and he shall make all purchases for departments and activities not under his supervision but not including food for schools, school books and other instructional materials, supplies and equipment, library books and related printed and audio visual material unless otherwise specifically requested by the school committee or the library trustees and only to such extent and for such period as the school committee or the library trustees shall from time to time specify. Purchases for departments and activities not under his supervision shall be made only upon and in accordance with a requisition duly signed by the head of any such department.

(*f*) The town manager shall be responsible for the implementation of town meeting votes and shall report annually in writing to the town meeting on the status of prior town meeting votes on which implementation is not complete.

(*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 said town and by-laws and votes of the town and all rules and regulations made by the selectmen. Nothing in this act shall be construed to change in any respect the provisions in the General Laws relating to the exercise of the power to take by eminent domain, or to vest such power in the town manager.

(*h*) The town manager shall, with the approval of the selectmen, have the authority to prosecute, defend or compromise all litigation to which the town is party and to employ special counsel with the approval of the board of selectmen to assist the town counsel whenever in his judgment it may be necessary.

(*i*) 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.

(*j*) The town manager shall keep the selectmen and the appropriation committee informed as to the financial condition of the town.

(*k*) The town manager shall have access to all town books and papers for information necessary for the proper performance of his

duties, and may, without notice, cause the affairs of any department or activity under his control, or the conduct of any officer or employee thereof, to be examined.

(*l*) 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.

(*m*) The town manager shall be accessible and available for consultation to chairmen of boards, committees and commissions of the town, whether appointed or elected, and shall make accessible and available to them all such data and records of his office as may be requested in connection with their official duties.

(*n*) 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 the vote of the selectmen.

SECTION 10. *Approval of Warrants.*—Warrants for the payment of town funds prepared by the town comptroller, 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, or in his absence the acting 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 acting town manager, or a vacancy in the office of town manager.

SECTION 11. *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, immediately investigate the facts and report them to the selectmen who shall determine what, if any, payment should be made. Pending such investigation and determination by the selectmen, payment shall be withheld.

SECTION 12. *Estimate of Capital Expenditures.*—All boards, departments, committees, commissions and officers of the town shall annually, at the request of the town manager, submit to him and to the capital expenditures committee in writing by July fifteenth a detailed estimate of the capital expenditures as defined by by-law required for the efficient and proper conduct of their respective departments and offices for the next fiscal year and the ensuing four year period. On or before September fifteenth of each year, the town manager shall submit in writing to the board of selectmen and to the capital expenditures committee a careful, detailed estimate of the recommended capital expenditures for the aforesaid periods, showing specifically the amount necessary to be provided for each office, department and activity and a statement of the amounts required to meet the interest and maturing bonds and notes or other indebtedness of the town. The selectmen shall consider the capital budget submitted by the town manager and make such recommendations relative thereto as they deem appropriate and proper in the interests of the town. On or before the fifteenth day of October of each year the selectmen shall transmit a copy of the capital budget together with their recommendations relative thereto to the appropriation committee and to the capital expenditures committee.

SECTION 13. *Estimate of Annual Expenditures.*—All boards, departments, committees, commissions and officers of the town, except the school committee, shall annually, at the request of the town manager, submit to him in writing a detailed estimate of the appropriations required for the efficient and proper conduct of their respective departments and offices during the next fiscal year. The school committee shall submit to the manager, at his request, a total budget estimate for the next fiscal year. On or before the first day of December of each year, the town manager shall submit to each member of the board of selectmen in writing an annual budget, which shall contain a careful, detailed estimate of the probable expenditures of the town for the ensuing fiscal year, including a statement of the amounts required to meet the interest and maturing bonds and notes or other indebtedness of the town, and showing specifically the amount necessary to be provided for each office, department and activity, together with a statement of the expenditures for the same purposes in the two preceding years and an estimate of expenditures for the current year. He shall also submit a statement showing all revenues received by the town in the two preceding 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 also report to the selectmen the probable amount required to be levied and raised by taxation to defray all of the proposed expenditures and liabilities of the town, together with an estimate of the tax rate necessary therefor.

The selectmen shall consider the proposed budget submitted by the town manager and make such recommendations relative thereto as they deem expedient and proper in the interest 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 the appropriation committee and, for its information, a copy to the capital expenditures committee.

SECTION 14. *Investigation by Selectmen.*—The selectmen may, by majority vote, undertake an investigation of the affairs of any board, department, committee, commission or official appointed by them or by the town manager, and in so doing they shall have access to all records and other documents which they may deem necessary. For the purpose of making investigations or surveys, the selectmen or the town manager shall have access to all records and other documents which they may deem necessary, and may expend such sums for the employment of experts, counsel, and other assistants, and for other expenses in connection therewith, as the town may appropriate for such purpose.

SECTION 15. *By-laws, Rules, etc.*—All laws, by-laws, votes, rules and regulations, whether enacted by authority of the town or any other authority, which are in force in the town of Lexington on the effective date of this act, or any portion or portions thereof, not inconsistent with the provisions of this act, shall continue in full force and effect until otherwise provided by other laws, by-laws, votes, rules and regulations, respectively. All other laws, by-laws, votes, rules and regulations so far as they refer to the town of Lexington, are hereby

suspended but such suspension shall not revive any preexisting enactment.

SECTION 16. *Contracts.*—No contract existing and no action at law or suit in equity, or other proceeding pending at the time this act is accepted, or at the time of revocation of such acceptance, shall be affected by such acceptance or revocation, except that upon revocation any contract made by the town with the town manager then in office shall be terminated immediately upon such vote. The manager shall receive three months' compensation from the date of such vote.

SECTION 17. *Submission of Act and Time of Taking Effect.*—This act shall be submitted for acceptance to the qualified voters of the town of Lexington at the annual town meeting to be held in the year nineteen hundred and sixty-nine 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-eight, entitled 'An Act establishing a selectmen-town manager form of government in the town of Lexington', be accepted?"

If a majority of the votes in answer to said question is in the affirmative, said act shall take effect immediately for the purpose of the next annual town meeting, and for all things relating thereto, and shall take full effect beginning with said next annual meeting.

If this act is rejected when first submitted, it shall again be submitted at the annual town meeting in the year nineteen hundred and seventy, and if accepted shall take effect as hereinbefore provided.

If this act is again rejected when so submitted for the second time, it shall thereupon become null and void.

SECTION 18. *Amendments to this Act.*—This act may be amended by charter amendment procedure under section ten of chapter forty-three B of the General Laws or on petition to the general court approved by a town meeting of the town of Lexington.

SECTION 19. *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 ninety days before the date of an annual town meeting, a petition signed by not less than ten 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. Notice thereof shall be published by the selectmen for at least two consecutive weeks in a newspaper having general circulation in the town, the last publication to be at least thirty days prior to said annual meeting. The selectmen shall thereupon direct the town clerk to cause the said question to be printed on the official ballot to be used at said meeting in the following form:—"Shall the acceptance by the town of Lexington of an act passed by the General Court in the year nineteen hundred and sixty-eight, entitled 'An Act establishing a selectmen-town manager form of government in the town of Lexington', be revoked?" If such revocation is favored by a majority of the 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 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, committees and commissions 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 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 election of members of boards, committees, and commissions shall be for staggered terms as determined by the selectmen so as to accomplish in the shortest possible time a return to the normal rotation in office of the members of such boards, committees and commissions which prevailed immediately prior to the adoption of this act. 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 until said election has been held.

All general laws respecting town administration and town officers and any by-laws, votes, rules and regulations and special laws relative to said town, the operation of which has been suspended or superseded by acceptance of this act, shall be revived by such revocation and shall thereafter be in full force and effect. By-laws, votes, rules and regulations in force when revocation takes place which are inconsistent with such revocation shall be null and void. If such revocation is not favored by a majority of the voters voting thereon, no further petition therefor shall be filed under this section at intervals of less than three years. *Approved July 24, 1968.*

Chap. 754. AN ACT RELATIVE TO FINANCIAL ASSISTANCE FOR CITIES AND TOWNS IN THE RECONSTRUCTION, REMODELING, REHABILITATION AND MODERNIZATION OF SCHOOLHOUSES.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide financial assistance forthwith for certain cities and towns for the reconstruction, remodeling, rehabilitation and modernization of certain schoolhouses, 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:

The definition of "Approved school project" in section 5 of chapter 645 of the acts of 1948 is hereby amended by adding the following sentence: — Approved school project shall also mean any project for the reconstruction, remodeling, rehabilitation and modernization of any schoolhouse in lieu of which, proper utilization of the present educational facilities would require complete structure replacement, the con-

tract or contracts for which shall have been awarded on or after January first, nineteen hundred and sixty-eight, by any city, town or regional school building committee, which has been approved by the commission for the purposes of section seven through nine, inclusive, provided that the amount of money provided from the commonwealth for such reconstruction, remodeling, rehabilitation and modernization shall be limited to one third of the expenditure for new construction for the previous year. *Approved July 25, 1968.*

Chap. 755. AN ACT AUTHORIZING THE BOARD OF ASSESSORS OF THE TOWN OF BURLINGTON TO ESTABLISH A TAX RATE FOR CERTAIN SERVICES PROVIDED BY THE BURLINGTON WATER AND SEWER DISTRICT IN THE CURRENT YEAR.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding that the Burlington Water and Sewer District was dissolved as of June thirtieth, nineteen hundred and sixty-eight under the provisions of chapter two hundred and thirty-seven of the acts of nineteen hundred and sixty-seven, the board of assessors of the town of Burlington are hereby authorized to establish a tax rate on account of the operations of said District for the period beginning January first, nineteen hundred and sixty-eight up to and including June thirtieth, nineteen hundred and sixty-eight. After the establishment of said tax rate, said assessors shall commit the tax list therefor for charges against the owners of record as of January first, nineteen hundred and sixty-eight of property within the territory of said District on that date to the tax collector of the town of Burlington, who shall issue bills therefor and collect such taxes as if said District had not been dissolved. All pertinent provisions of chapter sixty of the General Laws shall apply to any taxes committed hereunder.

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

Approved July 25, 1968.

Chap. 756. AN ACT CLARIFYING PROCEDURES RELATIVE TO THE APPOINTMENT OF MENTALLY RETARDED PERSONS TO POSITIONS IN THE CLASSIFIED CIVIL SERVICE.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide immediately for the employment of certain mentally retarded persons, 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 31 of the General Laws is hereby amended by inserting after the paragraph "Layoff", as appearing in section 1 of chapter 703 of the acts of 1945, the following paragraph: —

"Mentally retarded person", a person determined by clinical evaluation to have a condition manifested by subaverage general intellectual functioning which originated during the developmental period and is, or was, associated with impairment in adaptive behavior in maturation, learning, or social adjustment.

SECTION 2. Section 10 of said chapter 31 is hereby amended by striking out the second paragraph, added by chapter 562 of the acts of 1967, and inserting in place thereof the following paragraph: —

Whenever an appointing authority makes requisition to fill a temporary position in the classified civil service and attaches thereto a request that approval be given for the employment of a mentally retarded person in the position, the director may, notwithstanding the provisions of this chapter or any other law, approve such employment, provided that the appointing authority certifies that in his opinion the duties of the position may be performed by a mentally retarded person. The appointing authority shall forward the name of such mentally retarded person to the director together with a certificate from the Massachusetts rehabilitation commission that said person is mentally retarded and a statement of approval of such employment of said mentally retarded person from said commission. The director may also require the appointing authority to submit a written agreement including the following: (1) a statement by the appointing authority as to the specific position, title, grade and duties to be assigned to the mentally retarded person who is to be employed, and the title of the immediate supervisor of such position, (2) a statement by the appointing authority that prior to employing the mentally retarded person it has obtained a certificate from the Massachusetts rehabilitation commission that the retarded person (*a*) can satisfactorily perform the duties of the position, (*b*) is qualified to do the work without hazard to himself or to others, and (*c*) is socially competent to maintain himself in a work environment, (3) a commitment by the appointing authority that it will fully utilize the services of the Massachusetts rehabilitation commission for assistance to the employee's immediate supervisor in the training and supervision of the employee and for post-placement counseling to the employee, (4) a statement that the appointing authority will not terminate a mentally retarded person's employment without prior notification to the Massachusetts rehabilitation commission. Thereupon, the director of civil service shall approve such appointment. The director may require any such mentally retarded person to undergo such tests as in his opinion will test the fitness of the applicant to properly perform the duties of the position.

SECTION 3. Said section 10 of said chapter 31 is hereby further amended by striking out the fourth paragraph, added by said chapter 562, and inserting in place thereof the following paragraph: —

The position of any such mentally retarded person who has been employed in a year-round temporary position in the commonwealth for a continuous period of three years or more for which compensation has been duly paid or authorized under the same or a like item in prior appropriation acts shall be deemed to be a permanent position. The director of personnel shall, by title and code number and subject to the approval of the executive office for administration and finance, certify to the budget director, the comptroller, the director of civil service, each appointing authority concerned, and the house and senate committees on ways and means, each such position to be included.

Approved July 25, 1968.

Chap. 757. AN ACT INCREASING THE RATE OF INTEREST ON MASSACHUSETTS TURNPIKE AUTHORITY REVENUE BONDS.

Be it enacted, etc., as follows:

Section 8 of chapter 354 of the acts of 1952 is hereby amended by striking out, in lines 9 and 46, respectively, the word "five" and inserting in place thereof, in each instance, the word: — six.

Approved July 25, 1968.

Chap. 758. AN ACT RELATIVE TO THE INSURANCE COVERAGE FOR EMPLOYEES OF THE COMMONWEALTH.

Be it enacted, etc., as follows:

SECTION 1. Section 8 of chapter 32A of the General Laws, as most recently amended by section 4 of chapter 840 of the acts of 1965, is hereby further amended by striking out paragraph (*a*) and inserting in place thereof the following paragraph: —

(*a*) With respect to any period of insurance authorized by this chapter which is in effect for an active employee and dependent, there shall be withheld from each payment of salary or wages twenty-five per cent of the premium for such insurance and the commonwealth shall contribute the remaining seventy-five per cent of said premium. With respect to any period of insurance authorized by this chapter which is in effect for a retired employee and dependent, there shall be withheld from each payment of pension or retirement allowance fifty per cent of the premium for such insurance and the commonwealth shall contribute the remaining fifty per cent of said premium. The commonwealth shall also contribute fifty per cent of any additional premium which may be required for coverage of an employee's dependent child who is nineteen years of age or over and mentally or physically incapable of earning his own living.

SECTION 2. The last sentence of paragraph (b) of said section 8 of said chapter 32A, as appearing in section 4 of chapter 582 of the acts of 1956, is hereby amended by striking out, in line 8, the word "fifty" and inserting in place thereof the word: — twenty-five, — and by striking out, in line 10, the word "fifty" and inserting in place thereof the word: — seventy-five.

Approved July 25, 1968.

Chap. 759. AN ACT AUTHORIZING RELOCATION PAYMENTS AND DAMAGES WHICH WILL BE REIMBURSED BY THE FEDERAL GOVERNMENT.

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 79A of the General Laws, as appearing in section 4 of chapter 790 of the acts of 1965, is hereby amended by striking out the definition of "relocation payment" and inserting in place thereof the following definition:—

"Relocation payment", any payment made to a displaced occupant on account of his displacement or relocation.

SECTION 2. Section 4 of said chapter 79A is hereby amended by striking out, in line 18, the words "his moving costs" and inserting in place thereof the words:—relocation payments.

SECTION 3. Section 7 of said chapter 79A is hereby amended by striking out, in line 3, the words "minimum relocation payment of twenty-five dollars" and inserting in place thereof the words:— minimum moving costs payment of twenty-five dollars,—and by adding at the end of the first paragraph the following sentence:— Notwithstanding the limits set forth in this chapter, the taking agency shall also give to each occupant such additional moving cost payments and relocation payments as are authorized or required by the federal government or any agency thereof pursuant to law, for which the taking agency will receive partial or full reimbursement from the federal government.

SECTION 4. Section 6A of chapter 79 of the General Laws, as inserted by section 1 of chapter 843 of the acts of 1963, is hereby amended by striking out, in lines 7 to 11, inclusive, the words "but in no event shall such amount exceed two hundred dollars in the case of an individual or family occupying such real property as a dwelling, or three thousand dollars in the case of any person occupying such real property for business purposes, or for the purposes of operating a farm or nonprofit organization" and inserting in place thereof the following:—but in no event more than the amounts permitted by the provisions of chapter seventy-nine A.

SECTION 5. Section 12 of said chapter 79 is hereby amended by adding the following sentence:—Notwithstanding the other provisions of this section, in a program eligible for federal financial assistance, whenever the federal government authorizes a federal agency to allow a measure of damage, or other standard for payments to owners of property taken which would increase the payments to said owners over the measure of damages set forth hereunder, then in such cases the measure of damages shall be the measure of damages set forth hereunder plus any such increase, provided that the taking agency will receive partial or full reimbursement from the federal government for such increase. *Approved July 25, 1968.*

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, July 29, 1968.

The Honorable JOHN F. X. DAVOREN, *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 759 of the Acts of 1968, entitled "An Act authorizing Relocation Payments and Damages which will be Reimbursed by the Federal Government." and the enactment of which received my approval on July 25, 1968, should take effect forthwith.

Postponement of the operation of this act would defeat its purpose which is to allow the Department of Commerce and Development to take advantage of federal funds about to be made available under the Federal Highway Act.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, July 30, 1968.

I, John F. X. Davoren, 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-four 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 seven hundred and fifty-nine of the acts of nineteen hundred and sixty-eight.

JOHN F. X. DAVOREN,
Secretary of the Commonwealth.

Chap. 760. AN ACT EXTENDING JURISDICTION OF COURTS OF THE COMMONWEALTH TO CERTAIN PERSONS IN OTHER STATES AND COUNTRIES.

Be it enacted, etc., as follows:

The General Laws are hereby amended by inserting after chapter 223 the following chapter:—

CHAPTER 223A.

JURISDICTION OF COURTS OF THE COMMONWEALTH OVER PERSONS IN OTHER STATES AND COUNTRIES.

Section 1. As used in this chapter "person" includes an individual, his executor, administrator or other personal representative, or a corporation, partnership, association or any other legal or commercial entity, whether or not a citizen or domiciliary of this commonwealth and whether or not organized under the laws of this commonwealth.

Section 2. A court may exercise personal jurisdiction over a person domiciled in, organized under the laws of, or maintaining his or its principal place of business in, this commonwealth as to any cause of action.

Section 3. A court may exercise personal jurisdiction over a person, who acts directly or by an agent, as to a cause of action arising from the person's

(*a*) transacting any business in this commonwealth;

(*b*) contracting to supply services or things in this commonwealth;

(*c*) causing tortious injury by an act or omission in this commonwealth;

(*d*) causing tortious injury in this commonwealth by an act or omission outside this commonwealth if he regularly does or solicits business, or engages in any other persistent course of conduct, or derives substantial revenue from goods used or consumed or services rendered, in this commonwealth;

(*e*) having an interest in, using or possessing real property in this commonwealth; or

(*f*) contracting to insure any person, property or risk located within this commonwealth at the time of contracting.

Section 4. When the exercise of personal jurisdiction is authorized by this chapter, service may be made outside this commonwealth.

Section 5. When the court finds that in the interest of substantial justice the action should be heard in another forum, the court may stay or dismiss the action in whole or in part on any conditions that may be just.

Section 6. (*a*) When the law of this commonwealth authorizes service outside this commonwealth, the service, when reasonably calculated to give actual notice, may be made:

(1) by personal delivery in the manner prescribed for service within this commonwealth;

(2) in the manner prescribed by the law of the place in which the service is made for service in that place in an action in any of its courts of general jurisdiction;

(3) by any form of mail addressed to the person to be served and requiring a signed receipt;

(4) as directed by the foreign authority in response to a letter rogatory; or

(5) as directed by the court.

(*b*) Proof of service outside this commonwealth may be made by affidavit of the individual who made the service or in the manner prescribed by the law of this commonwealth, the order pursuant to which the service is made, or the law of the place in which the service is made for proof of service in an action in any of its courts of general jurisdiction. When service is made by mail, proof of service shall include a receipt signed by the addressee or other evidence of personal delivery to the addressee satisfactory to the court.

Section 7. Service outside this commonwealth may be made by an individual permitted to make service of process under the law of this commonwealth or under the law of the place in which the service is made or who is designated by a court of this commonwealth.

Section 8. When the law of this commonwealth requires that in order to effect service one or more designated individuals be served, service outside this commonwealth under this chapter shall be made upon the designated individual or individuals.

Section 9. (*a*) A court of this commonwealth may order service upon any person who is domiciled or can be found within this commonwealth of any document issued in connection with a proceeding in a tribunal outside this commonwealth. The order may be made upon application of any interested person or in response to a letter rogatory issued by a tribunal outside this commonwealth and shall direct the manner of service.

(*b*) Service in connection with a proceeding in a tribunal outside this commonwealth may be made within this commonwealth without an order of court.

(*c*) Service under this section shall not, of itself, require the recognition or enforcement of an order, judgment or decree rendered outside this commonwealth.

Section 10. (*a*) A deposition to obtain testimony or documents or other things in an action pending in this commonwealth may be taken outside this commonwealth:

(1) On reasonable notice in writing to all parties, setting forth the time and place for taking the deposition, the name and address of each person to be examined, if known, and if not known, a general

description sufficient to identify him or the particular class or group to which he belongs and the name or descriptive title of the person before whom the deposition will be taken. The deposition may be taken before a person authorized to administer oaths in the place in which the deposition is taken by the law thereof or by the law of this commonwealth or the United States.

(2) Before a person commissioned by the court. The person so commissioned shall have the power by virtue of his commission to administer any necessary oath.

(3) Pursuant to a letter rogatory issued by the court. A letter rogatory may be addressed "To the Appropriate Authority in (here name the state or country)."

(4) In any manner before any person, at any time or place, or upon any notice stipulated by the parties. A person designated by the stipulation shall have the power by virtue of his designation to administer any necessary oath.

(*b*) A commission or a letter rogatory shall be issued after notice and application to the court, and on terms that are just and appropriate. It shall not be requisite to the issuance of a commission or a letter rogatory that the taking of the deposition in any other manner is impracticable or inconvenient, and both a commission and a letter rogatory may be issued in proper cases. Evidence obtained in a foreign country in response to a letter rogatory need not be excluded merely for the reason that it is not a verbatim transcript or that the testimony was not taken under oath or for any similar departure from the requirements for depositions taken within this commonwealth.

Section 11. A court of this commonwealth may order a person who is domiciled or is found within this commonwealth to give his testimony or statement or to produce documents or other things for use in a proceeding in a tribunal outside this commonwealth. The order may be made upon the application of any interested person or in response to a letter rogatory and may prescribe the practice and procedure, which may be wholly or in part the practice and procedure of the tribunal outside this commonwealth, for taking the testimony or statement or producing the documents or other things. To the extent that the order does not prescribe otherwise, the practice and procedure shall be in accordance with that of the court of this commonwealth issuing the order. The order may direct that the testimony or statement be given, or document or other thing produced, before a person appointed by the court. The person appointed shall have power to administer any necessary oath.

Section 12. An official record kept within the United States, or any state, or insular possession thereof, or the Panama Canal Zone, the Trust Territory of the Pacific Islands, or the Ryukyu Islands, or an entry therein, when admissible for any purpose, may be evidenced by an official publication thereof or by a copy attested by the officer having the legal custody of the record, or by his deputy and accompanied by a certificate that the officer has the custody. The certificate may be made by a judge of a court of record having jurisdiction in the governmental unit in which the record is kept, authenticated by the seal of the court, or by any public officer having a seal of office and having official duties in the governmental unit in which the record is kept, authenticated by the seal of his office.

Section 13. A foreign official record, or an entry therein, when admissible for any purpose, may be evidenced by an official publication or copy thereof, attested by a person authorized to make the attestation, and accompanied by a final certification as to the genuineness of the signature and official position (1) of the attesting person, or (2) of any foreign official whose certificate of genuineness of signature and official position either (*a*) relates to the attestation or (*b*) is in a chain of certificates of genuineness of signature and official position relating to the attestation. A final certification may be made by a secretary of embassy or legation, consul general, consul, vice consul, or consular agent of the United States, or a diplomatic or consular official of the foreign country assigned or accredited to the United States. If reasonable opportunity has been given to all parties to investigate the authenticity and accuracy of the documents, the court may, for good cause shown, admit an attested copy without final certification or permit the foreign official record to be evidenced by an attested summary with or without a final certification.

Section 14. A written statement that after diligent search no record of entry of a specified tenor is found to exist in the records designated by the statement, authenticated as provided in this chapter in the case of a domestic record, or complying with the requirements of this chapter for a summary in the case of a record in a foreign country, shall be admissible as evidence that the records contain no such record or entry. *Approved July 25, 1968.*

Chap. 761. AN ACT ESTABLISHING A DEPARTMENT OF COMMUNITY AFFAIRS.

Be it enacted, etc., as follows:

SECTION 1. The General Laws are hereby amended by inserting after chapter 23A the following chapter:

CHAPTER 23B.

DEPARTMENT OF COMMUNITY AFFAIRS.

Section 1. There shall be a department of community affairs, in this chapter called the department, which shall be under the supervision and control of a commissioner of community affairs, hereinafter called the commissioner. The commissioner shall be appointed by the governor for a term coterminous with that of the governor. In case of a vacancy in the office of commissioner, or in the commissioner's absence or disability, the governor shall designate a deputy commissioner to serve as commissioner until the vacancy is filled, or until the absence or disability ceases, and the deputy commissioner so designated shall have all the powers and duties of the commissioner. The commissioner shall receive such salary not exceeding seventeen thousand dollars per year as the governor may determine, and shall devote his full time during business hours to the duties of his office. He shall give to the state treasurer a bond for the faithful performance of his duties in such penal sum and with such sureties as may be approved by the governor.

The commissioner shall be the executive and administrative head of the department and shall be responsible for administering and enforc-

ing the provisions of law relative to the department and to each administrative unit thereof. Powers and duties given to any administrative unit of the department by any general or special law shall be exercised and discharged subject to the direction, control and supervision of the commissioner. The commissioner may authorize any officer of the department to exercise in his name any power, or to discharge in his name any duty, assigned to him by law, and he may at any time revoke such authority.

The position of commissioner of community affairs shall not be subject to the provisions of chapter thirty-one or section nine A of chapter thirty.

Section 2. There shall be in the department a division of community development, a division of community services and a division of social and economic opportunity. Each division shall be under the charge of a deputy commissioner of community affairs, in this chapter called a deputy commissioner, subject to the direction, control and supervision of the commissioner. Each deputy commissioner shall be a person of skill and experience in the field of his appointment and shall be appointed and may be removed by the commissioner, with the approval of the governor, and shall serve until so removed. The position of deputy commissioner shall not be subject to the provisions of chapter thirty-one or section nine A of chapter thirty. Each deputy commissioner shall devote his full time during business hours to the duties of his office.

Section 3. The department shall be the principal agency of the government of the commonwealth to: mobilize the human, physical and financial resources available to combat poverty and provide economic training and open housing opportunity, including, but not limited to, opportunities for residents of depressed and slum areas; provide opportunities for volunteer services in meeting human critical needs; training and educational aid for citizens of the commonwealth to choose and prepare themselves for careers of public service; the department shall cooperate with and render advice and counsel to local, commonwealth and federal agencies engaged in activities designed to further said objectives; shall encourage and assist communities in the development, renewal and rehabilitation of their physical environment; shall fund and advance the programs of open and adequate housing for all citizens of the commonwealth, including those displaced by public action within the commonwealth; and shall assist in the full utilization of open space and conservation resources of the commonwealth.

To accomplish the objectives set forth above, the department is hereby authorized, empowered and directed to:

(a) provide assistance to communities in solving local problems, including, but not limited to, problems in planning, zoning, housing and development;

(b) facilitate communications and the free flow of information between communities and the officers, agencies and employees of the commonwealth;

(c) encourage and assist local governments to cooperate in seeking mutual solutions to common problems, including, but not limited to, action through metropolitan or regional agencies or associations;

(d) provide and act as a clearing house for information, data and other materials useful to local governments and regional agencies;

(e) initiate and carry out studies and analyses which will aid in solving local and regional problems;

(f) coordinate through advice and counsel, and provide information which will assist in such coordination for those programs of other state agencies designed to assist in the solution of local problems;

(g) assist local governments in their relations with state and federal agencies and programs, and participate directly, when requested by any community, in any matters involving action or proposed action of an agency of the commonwealth directly affecting such community;

(h) advise and inform the governor on the affairs and problems of local government and make recommendations, including draft legislation, pertaining thereto;

(i) discharge the duties imposed on it by or pursuant to law in the fields of housing, urban renewal, relocation, housing code enforcement, model cities, new towns, local and regional planning, aging, economic opportunity, and training personnel for community development; provided, however, that nothing in this subparagraph shall be construed in limitation of the other powers and duties of the department;

(j) further the cooperation of local, state, federal and private agencies and institutions with respect to programs affecting community development;

(k) represent and act on behalf of the commonwealth in connection with federal grant programs applicable to programs of community development in the functional areas described in clause (i) when requested by any community to act on a specific grant application;

(l) seek, accept and otherwise take full advantage of all federal aid available to the department and to assist other agencies of the commonwealth and local agencies to take full advantage of all federal grants and subventions available for community development;

(m) render advice and assistance to communities in the preparation and review of ordinances and charters, including assistance to charter commissions established under the provisions of chapter forty-three B;

(n) establish, conduct and maintain a program of municipal professional personnel training for local governmental officials and personnel, including, but not limited to, the fields of municipal finance, engineering, fire, housing, urban renewal, planning, inspectors, public works, health, solid waster disposal, parks, recreation, sewer and water;

(o) formulate in cooperation with related state agencies and submit to the governor and the general court on or before December 4, 1970 and from time to time thereafter on a biannual basis a Model Housing Code, Model Building Codes and Model Zoning Codes for communities of various populations. The model codes shall be complete in every regard and take advantage of recommendations available from federal agencies and other national organizations. The department shall, in coordination with other state agencies and upon the request of any community, advise and aid communities in the enforcement of the Housing Code pursuant to law;

(p) review and coordinate those activities of agencies of the commonwealth and of any political subdivision of the commonwealth

at the request of such subdivision, which affect the full and fair utilization of human resources, and initiate programs which will help assure such utilization;

(q) formulate and submit to the governor and the general court on or before December 4, 1970, a comprehensive housing-for-the-elderly program and matters relating thereto, including, but not limited to, the identification of elderly housing needs, locational and financial requirements;

(r) formulate and submit annually to the governor and the general court beginning on or before December 4, 1970, a Five-Year comprehensive housing program for low and moderate income families, including, but not limited to: the establishment of the number of units required; the geographic distribution among the municipalities of the commonwealth in specific conformance with commonwealth and federal open housing laws; recognition of needed social, education, and health services and work opportunities; recognition of specific housing needs for persons displaced by public action; recommendations for local, commonwealth and federal programs for the acquisition and sale or rent of one-, two- and three-family-unit structures; and of a housing financing program for low and moderate income families incorporating recommendations for federal, commonwealth, municipal and private financial loan and grant participation for implementation of land and building acquisition, construction, maintenance, rehabilitation, leased housing, and rent supplementation;

(s) formulate in cooperation with related state agencies and submit annually to the governor and the general court beginning on or before December 4, 1970 and from time to time thereafter biannually a five-year Community and Environmental Development Program, including, but not limited to: establishment of the number and location of areas requiring conservation, rehabilitation or renewal; recommendations regarding the need and priority for area improvements involving sewer, water, parks, public safety, urban beautification, solid waste, health welfare education and recreation centers, traffic and public works; establishment of unified code enforcement personnel training and evaluation procedures; and establishment of a financial program which shall identify the required proportionate participation by federal agencies, commonwealth, and municipalities, and which shall give consideration to the commonwealth contributing one half of the nonfederal share;

(t) shall assist to the fullest extent the Massachusetts commission against discrimination in carrying out its powers and duties under chapter one hundred and fifty-one B.

In order to assist in the discharge of its duties, the department is hereby empowered to request from any agency of the commonwealth such available information as the department shall deem pertinent to local affairs and problems, and to request from any political subdivision of the commonwealth currently existing zoning maps of any community and notification of all zoning changes, and such agency or political subdivision shall comply with such request.

An information copy of each application for federal grant or loan for the purposes of any community development program submitted to the federal government by any community shall be filed with the

department of community affairs not later than the tenth day after such submission thereof.

Section 4. The commissioner may from time to time, with the approval of the governor, establish within the department such bureaus as shall be necessary for the efficient and economic administration of the work of the department, and such sections and other administrative units within such bureaus as he may deem advisable, and, when necessary for such purpose, he may, with the approval of the governor, abolish any such bureau, or he may merge any two or more of them, and may abolish or merge any such sections or other administrative units within bureaus as he may deem advisable. The commissioner shall prepare and keep current a general statement of the organization of the department, of the assignment of functions to its various administrative units, officers and employees, and of the established places at which and the methods whereby the public may receive information or make requests. Such statement shall be known as the department's description of organization. A current copy of the description of organization shall be on file in the offices of the state secretary and in the executive office for administration and finance.

Each bureau, subject to appropriation, shall be under the charge of a director, who shall be a person of skill and experience in the field of his appointment. The position of director shall not be subject to the provisions of chapter thirty-one or section nine A of chapter thirty, and persons shall be appointed to such position by the commissioner, with the approval of the governor, and shall serve until removed for cause.

Section 5. To assist the department in the discharge of its duties, there shall be an advisory committee on community affairs which shall consist of the commissioner and seventeen members to be appointed by the governor, of whom one shall be a mayor of a city with a population of more than one hundred thousand, two shall be mayors of cities with a population less than one hundred thousand, one shall be a selectman of a town with a population greater than twenty-five thousand, two shall be selectmen from towns with a population less than twenty-five thousand, one shall be a member of a housing authority, one shall be a member of a redevelopment authority, one shall be a member of a planning board, one shall be a member of a conservation commission, one shall be a member of a community action program, one shall be a member of a labor union, and one shall represent the financial community.

Consideration shall be given in making appointments to said committee to provide representation of the various segments of the population served by the department and such appointments shall be distributed to provide representation of all regions of the commonwealth. The governor shall annually designate a chairman of the committee. Upon the expiration of the term of a member, his successor, qualified as aforesaid, shall be appointed for a term of three years. Any vacancy on the advisory committee on community affairs due to causes other than the expiration of a term shall be filled for the unexpired term.

The position of a member of the advisory committee established by this section shall not be subject to the provisions of chapter thirty-one or section nine A of chapter thirty. Members of the advisory

committee established by this section shall receive no compensation for their services, but may be reimbursed for their expenses. The department shall provide information and such services, including but not limited to secretarial and clerical services, as the advisory committee may reasonably require.

The advisory committee shall hold meetings at least once in every three months and shall, on or before August first, make an annual report to the commissioner, and may make such special reports as it or the commissioner may deem desirable.

Section 6. The commissioner shall prepare and submit to the governor and the general court an annual report which shall contain the description of organization of the department, and such other matters as he deems appropriate. He shall also include in such annual report such information as may be required by the commissioner of administration.

The commissioner shall make, and from time to time revise, regulations for the conduct of the business of the department, and such other regulations as may be required by law.

Section 7. The department may accept any gifts or grants of money or property, whether real or personal, from any source, whether public or private, including but not limited to the United States of America or its agencies, for the purpose of assisting the department in the discharge of its duties.

Section 8. The commissioner shall appoint and may remove all employees in the department. Unless otherwise provided by law, all such appointments and removals shall be made in accordance with chapter thirty-one. From time to time the commissioner may, subject to appropriation and the laws and regulations pertaining to the employment of consultants, employ such consultants as he may deem necessary.

In addition to deputy commissioners and directors of bureaus, the commissioner may appoint, with the approval of the governor, and may remove, an executive assistant, a chief counsel, and experts on urban affairs, public information, and intergovernmental relations, to serve in the office of the commissioner, and such other officers, experts and assistants as he may deem necessary to carry out the work of the department; provided, however, that the total number of appointments to be made by the commissioner under this paragraph shall not exceed two. Any person holding appointment under this paragraph shall not be subject to the provisions of chapter thirty-one or section nine A of chapter thirty.

The commissioner may appoint and may remove persons to serve in positions the primary responsibility of which is the discharge of powers and duties vested in the commonwealth service corps, and such appointments and removals, notwithstanding the foregoing provisions of this section, shall be made as stated in section one hundred and twenty-one of chapter six.

Section 9. The commissioner may certify, and he may designate officers and employees of the department to certify, to the existence of any fact which may be a condition to the validity of any bond or note of any housing authority as defined in section twenty-six J of chapter one hundred and twenty-one or of the guaranty of the commonwealth on any such bond or note, and may certify, and may

designate officers and employees of the department to certify, that instruments and documents are true copies of instruments and documents on file with the department. The commissioner shall file with the secretary of the commonwealth a written statement of any such designation and notice of any revocation thereof. Any person dealing with any such housing authority or with the department shall be entitled to rely on such certifications as conclusive evidence of the matters therein certified.

Section 10. Wherever, in any general or special law, there are used the following words:—(a) division of housing, (b) division of urban renewal, (c) bureau or relocation, (d) bureau of project development services, (e) bureau of construction services, (f) bureau of property management services, (g) bureau of community programs, (h) bureau of financial assistance, (i) state housing board, (j) bureau of planning assistance, (k) commonwealth service corps, (l) commission on aging, or words having the same connotation, said words shall, unless the context otherwise requires, mean the department of community affairs established by this chapter. Whenever, in any general or special law, there are used words referring to the administrative head of any of the agencies enumerated in the foregoing paragraph, said words shall, unless the context otherwise requires, mean the commissioner of community affairs or such officer or employee of the department of community affairs as the commissioner from time to time may designate.

SECTION 2. Section 2 of chapter 23A of the General Laws, as most recently amended by section 1 of chapter 790 of the acts of 1965, is hereby amended by striking out paragraphs (a½), (b), and (c) and inserting in place thereof the following paragraph:—

(*b*) Preparing and perfecting functional plans for the economic development of the commonwealth, and assisting through advice and counsel the coordination of activities of public and private agencies affecting such plans.

SECTION 3. The first sentence of section 3 of said chapter 23A, as appearing in section 1 of chapter 636 of the acts of 1964, is hereby amended by striking out, in line 1, the word "five" and inserting in place thereof the word:—three, and by striking out, in line 2, the words ", housing, urban renewal".

SECTION 4. Section 4 of said chapter 23A, as so appearing, is hereby amended by striking out the third and fourth sentences, and by striking out in the fifth sentence the words ", a bureau of planning assistance and".

SECTION 5. Said chapter 23A is hereby further amended by striking out section 5A.

SECTION 6. The second sentence of the first paragraph of section 6 of said chapter 23A, as appearing in chapter 35 of the acts of 1968, is hereby amended by striking out, in line 2, the words ", public housing; relocation"; by striking out, in line 3, the words "and local" and "; transportation planning", and by striking out, in line 3, the words "urban renewal".

SECTION 7. Said chapter 23A is hereby further amended by striking out section 10.

SECTION 8. 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 most recently amended by section 1 of chapter 138 of the acts of 1966, and inserting in place thereof the following paragraph:—

"Division of urban and industrial renewal" or "division", the department of community affairs.

SECTION 9. 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 2 of said chapter 138, and inserting in place thereof the following paragraph:—

"Housing board" or "board", the department of community affairs.

SECTION 10. Section 1 of chapter 121A of the General Laws is hereby amended by striking out the paragraph defining "Housing board" or "board", as most recently amended by section 1 of chapter 172 of the acts of 1967, and inserting in place thereof the following paragraph:—

"Housing board" or "board", the department of community affairs.

SECTION 11. Section 18C of said chapter 121A is hereby amended by striking out in lines 13, 20 and 33 and 34, as appearing in section 1 of chapter 859 of the acts of 1965, the words "commerce and development" and inserting in place thereof, in each instance, the words "community affairs".

SECTION 12. All powers and duties, as existing immediately prior to the effective date of this act, of the division of housing, the division of urban renewal, the bureau of relocation, and the bureau of planning assistance within the department of commerce and development, and of any administrative unit within said divisions and bureaus, the commonwealth service corps, and the commission on aging are hereby transferred to, and shall be exercised and performed by, the department of community affairs established by section one of chapter twenty-three B of the General Laws.

SECTION 13. The division of housing, the division of urban renewal, the bureau of relocation, the bureau of planning assistance, and any administrative unit within such divisions and bureaus, as existing in the department of commerce and development immediately prior to the effective date of this act, the service corps commission, the commonwealth service corps, the service corps advisory council and the commission on aging, and any administrative units existing within said commissions, boards or corps immediately prior to the effective date of this act, are hereby abolished.

SECTION 14. All officers and employees of any division, bureau, commission, corps, council, or any other administrative unit abolished by section thirteen of this act who immediately prior to the effective date of this act hold permanent appointment in positions classified under chapter thirty-one of the General Laws, or have tenure in their positions by reason of section nine A of chapter thirty of the General Laws, are hereby transferred to the department of community affairs established by section one of chapter twenty-three B of the General Laws, every such transfer to be without impairment of civil service status, seniority, retirement and other rights of the employee, without interruption of service within the meaning of said chapter thirty-one or section nine A of chapter thirty, and without reduction in his compensation and salary grade, notwithstanding any change in his title or duties made as a result of such transfer, subject, however, to

the provisions of said chapter thirty-one, and the rules and regulations established thereunder. All officers and employees of any such abolished division, bureau, corps, commission, council or other administrative unit who immediately prior to said effective date do not hold permanent appointment in such positions, or do not hold such tenure, are hereby transferred to said department of community affairs without impairment of seniority, retirement, and other rights, without interruption of service within the meaning of the said section nine A of chapter thirty, and without reduction in compensation and salary grade. Nothing in this section shall be construed to confer upon any officer or employee any rights not held prior to such transfer or to prohibit any subsequent reduction in compensation or salary grade not prohibited prior to such transfer. All questions regarding the identification of those persons who are officers or employees of any division, bureau or other administrative unit within the department of commerce and development, of the commonwealth service corps or of the commission on aging abolished by section thirteen of this act shall be determined by the director of personnel and standardization, with the approval of the commissioner of administration; provided, that notwithstanding any other provisions of this act, the deputy commissioner of commerce and development in charge of the division of housing, transferred by this act, shall be directly responsible to the governor.

SECTION 15. All orders, rules and regulations duly made by any division, bureau, or other administrative unit, or by any person holding an office, abolished by this act shall remain in full force and effect, and shall thereafter be enforced by the department of community affairs, until superseded, revised, rescinded or cancelled in accordance with law, unless the intent of this act otherwise requires.

SECTION 16. All books, papers, records, documents, and equipment in the custody of or maintained for the use of any division, bureau, or other administrative unit which is abolished by this act, are hereby transferred to the custody and control of the department of community affairs.

SECTION 17. All petitions, hearings and other proceedings, duly pending before, and all legal and other proceedings duly begun by the division of housing, the division of urban renewal, the bureau of relocation, the bureau of planning assistance or any administrative unit within said divisions, or bureaus in the department of commerce and development, or within the commonwealth service corps or the commission on aging, in existence immediately prior to the effective date of this act, shall continue unabated and remain in full force and effect notwithstanding passage of this act and shall be resolved before or by the department of community affairs. Said department of community affairs shall be deemed to stand in the place of such earlier divisions, bureaus, corps, commissions, and administrative units in regard to all proceedings continued under this section.

SECTION 18. All moneys heretofore appropriated for divisions, bureaus and other administrative units within the department of commerce and development which were abolished by section thirteen of this act, and for the commonwealth service corps and the commission on aging which were abolished by said section thirteen, and

remaining unexpended on the effective date of this act are hereby transferred to, and shall be available for expenditure by, the department of community affairs. All questions regarding the identification of moneys heretofore appropriated for said abolished divisions, bureaus, corps and commissions, and other administrative units, and remaining unexpended on the effective date of this act shall be determined by the deputy commissioner for fiscal affairs, with the approval of the commissioner of administration.

SECTION 19. All duly existing contracts, leases and obligations of any of the divisions, bureaus or other administrative units within the department of commerce and development abolished by section thirteen of this act and of the commonwealth service corps and the commission on aging abolished by said section thirteen shall be performed by the department of community affairs established by section one of chapter twenty-three B of the General Laws or an administrative unit or officer thereof acting under authority of law. This section shall not affect any renewal provisions or option to renew contained in any such lease in existence on the effective date of this act. Without limiting the generality of the foregoing, all duly existing contracts, leases and obligations of the division of housing, the division of urban renewal, the bureau of relocation, the bureau of planning assistance, the commonwealth service corps and the commission on the aging abolished by this act, shall be performed by said department of community affairs, and all approvals of plans, projects and of federal and state financial aid applications heretofore granted by either of said divisions or said bureaus so abolished shall remain in full force and effect.

SECTION 20. In making his original appointments to the advisory committee on community affairs established by section five of chapter twenty-three B of the General Laws, as appearing in section one of this act, the governor shall appoint six members for terms of one year each, six members for terms of two years each, and five members for terms of three years each, as he may designate. Upon the expiration of the term of any such appointed member, his successor shall be appointed in the manner and for the term provided in said section five of said chapter twenty-three B.

SECTION 21. Section 3 of chapter 708 of the acts of 1966 is hereby amended by striking out, in lines 2 and 3, 5, 11 and 12, and 16, the words "commerce and development" and inserting in place thereof, in each instance, the words "community affairs".

SECTION 22. Section 109 of chapter 6 of the General Laws is hereby amended by striking out the second sentence, as amended by chapter 145 of the acts of 1965, and inserting in place thereof the following sentence:—Said council shall consist of one representative from each city and town of the metropolitan area planning district who shall be appointed by the mayor or, if the city has a manager, by the city manager and in the case of a town by the board of selectmen or, if the town has a manager, by the town manager, twenty-one persons to be appointed by the governor; and the following officers or their respective designees who shall be members ex officiis:—the chairman of the Massachusetts Bay Transportation Authority, the chairman of the Massachusetts Port Authority, the chairman of the Massachusetts

Turnpike Authority, the commissioner of public safety, the commissioner of the metropolitan district commission, the commissioner of public works, the commissioner of commerce and development, the commissioner of community affairs, the commissioner of natural resources, the chairman of the Boston Redevelopment Authority and the commissioner of public works of the city of Boston.

SECTION 23. The first sentence of section 4 of chapter 40B of the General Laws, as appearing in section 2 of chapter 327 of the acts of 1964, is hereby amended by adding after the word "board", in line 4, the following words:—, and the commissioner of community affairs or his designee shall be a member ex officio without the right to vote.

SECTION 24. The first paragraph of section 1 of chapter 332 of the acts of 1967 is hereby amended by adding the following sentence:— The commissioner of community affairs or his designee shall be a member ex officio of said council, and shall not have any vote therein.

SECTION 25. The commissioner of community affairs or his designee shall be a member ex officio without the right to vote on any county planning council or county planning board established within the commonwealth.

SECTION 26. This act shall take effect on November first, nineteen hundred and sixty-eight. *Approved July 25, 1968.*

Chap. 762. AN ACT FURTHER REGULATING CERTAIN SPECIAL ELECTIONS, CITY ELECTIONS AND STATE PRIMARIES.

Be it enacted, etc., as follows:

SECTION 1. The first paragraph of section 10 of chapter 53 of the General Laws, as most recently amended by section 1 of chapter 236 of the acts of 1963, is hereby further amended by striking out the last sentence and inserting in place thereof the following two sentences:— If there is a special election to fill the office of congressman, all certificates of nomination and nomination papers shall be filed on or before the eighth Tuesday preceding the day of such election. If there is a special election to fill any other state office, all certificates of nomination and nomination papers shall be filed on or before the seventh Tuesday preceding the day of such election.

SECTION 2. The second paragraph of said section 10 of said chapter 53, as most recently amended by chapter 114 of the acts of 1954, is hereby further amended by striking out the first sentence and inserting in place thereof the following sentence: — In any city, except Boston, certificates of nomination and nomination papers for any city election shall be filed on or before the twenty-eighth day preceding such city election.

SECTION 3. Section 28 of said chapter 53, as most recently amended by section 3 of chapter 20 of the acts of 1946, is hereby further amended by striking out the first paragraph and inserting in place thereof the following paragraph: —

State primaries shall be held on the seventh Tuesday preceding biennial state elections and on the fourth Tuesday preceding special state elections, except that primaries before special congressional elections shall be held on the fifth Tuesday preceding said elections. Presidential

primaries shall be held on the last Tuesday in April in any year in which presidential electors are to be elected. City and town primaries before all city and town elections shall be held on the twenty-eighth day preceding such elections. *Approved July 25, 1968.*

Chap. 763. AN ACT PROVIDING FOR THE COMPUTATION AND ADDITION OF INTEREST BY THE CLERK OF COURT TO DAMAGES RECOVERED IN ACTIONS OF CONTRACT.

Be it enacted, etc., as follows:

Chapter 231 of the General Laws is hereby amended by inserting after section 6B the following section: —

Section 6C. In all actions of contract upon a verdict, finding, or order for judgment, interest shall be added by the clerk of court to the amount of damages, at the contract rate, if established, or at the rate of six per cent per annum, from the date of breach or demand.

If the date of breach or demand is not established, interest shall be added by the clerk of court, at such contract rate, or at the rate of six per cent per annum, from the date of the writ.

Approved July 25, 1968.

Chap. 764. AN ACT PROVIDING FOR AN ADDITIONAL COURT OFFICER IN THE MUNICIPAL COURT OF THE ROXBURY DISTRICT.

Be it enacted, etc., as follows:

Chapter 218 of the General Laws is hereby amended by striking out section 62, as most recently amended by chapter 677 of the acts of 1968, and inserting in place thereof the following section: —

Section 62. In the municipal court of the city of Boston the court officers appointed shall not exceed ten for criminal business, one of whom shall be designated by the chief justice as chief court officer of said court for criminal business and one as an assistant chief court officer, nor five for civil business, one of whom shall be designated by said chief justice as chief court officer of said court for civil business; in the municipal court of the Roxbury district eight court officers may be appointed; in the municipal court of the Dorchester district seven court officers may be appointed, of whom one shall be designated by the justice of said court as chief court officer and one assistant chief court officer; in the third district court of eastern Middlesex and in the central district court of Worcester five court officers may be appointed; in the district court of Springfield four court officers may be appointed; in the municipal court of the West Roxbury district, in the district court of Somerville, in the district court of East Norfolk, in the East Boston district court, and in the fourth district court of eastern Middlesex three court officers may be appointed; in the third district court of Bristol, in the municipal court of the South Boston district, of the Charlestown district, the district court of Chelsea, the first district court of eastern Middlesex, the second district court of eastern Middlesex, the district court of Newton and the district court of northern Norfolk two court officers for each court may be appointed; and in each of the other district courts in the commonwealth one court officer may be appointed. *Approved July 25, 1968.*

Chap. 765. AN ACT RELATIVE TO THE RETIREMENT RIGHTS OF CERTAIN MEMBERS OF THE JUDICIARY.

Be it enacted, etc., as follows:

Section 65A of chapter 32 of the General Laws is hereby amended by striking out the third paragraph, as appearing in section 1 of chapter 341 of the acts of 1958, and inserting in place thereof the following paragraph: —

A chief justice, justice, associate justice, judge or associate judge of any such court or courts appointed to his office after July thirty-first, nineteen hundred and fifty-six, and to whom the provisions of the preceding paragraph are not applicable, who, after having served in any such office or offices at least ten years continuously and having attained the age of seventy years, shall resign his office at any time within thirty days thereafter shall thereupon be entitled to receive a pension for life at an annual rate equal to three fourths of the annual rate of salary payable to him at the time of such resignation, to be paid from the same source and in the same manner as the salaries of like judicial officers of his court are paid. A chief justice, justice, associate justice, judge or associate judge of any such court or courts, being first appointed to any of such offices after attaining age sixty and having attained seventy, may resign his office at any time within thirty days thereafter, and shall thereupon be entitled to receive a pension for life at an annual rate equal to ten per cent of three fourths of the annual rate of salary payable to him at the time of such resignation, multiplied by the number of years he has served in such office or offices, to be paid from the same source and in the same manner as the salaries of like judicial officers of his court are paid. *Approved July 25, 1968.*

Chap. 766. AN ACT EXTENDING STATE FINANCIAL ASSISTANCE TO CERTAIN URBAN RENEWAL PROJECTS TO BE REDEVELOPED FOR RESIDENTIAL REUSE.

Be it enacted, etc., as follows:

SECTION 1. Chapter 121 of the General Laws is hereby amended by inserting after section 26GGG the following section: —

Section 26GGG½. The commonwealth, acting by and through the division of urban and industrial renewal, may contract with the cities and towns of the commonwealth which accept the provisions of this section, acting by and through housing authorities or redevelopment authorities, to provide financial assistance for residential, urban renewal and redevelopment projects as authorized by the provisions of this chapter. Such state financial assistance may be provided only for projects which are to be redeveloped for residential, commercial or industrial reuse, and which are ineligible for federal capital grants under Title I of the Federal Housing Act of 1949, as amended, or for which grants application has been denied.

SECTION 2. The third paragraph of section 26HHH of said chapter 121, as appearing in section 3 of chapter 643 of the acts of 1962, is hereby amended by striking out, in lines 11 and 16, the words "commercial and industrial".

SECTION 3. Chapter 596 of the acts of the current year is hereby amended by striking out the word and figures "*Section 43*" and inserting in place thereof the following: — *Section 44*.

Approved July 25, 1968.

Chap. 767. AN ACT PROVIDING FOR THE CONSTRUCTION OF CERTAIN RECREATIONAL FACILITIES BY THE DEPARTMENT OF PUBLIC WORKS IN BRISTOL COUNTY.

Be it enacted, etc., as follows:

The department of public works is hereby authorized and directed to construct swimming pools and skating rinks in the county of Bristol. Said department may expend for said purposes such sums as may be appropriated therefor from the State Recreation Areas Fund.

Approved July 25, 1968.

Chap. 768. AN ACT DIRECTING THE COMMONWEALTH TO REIMBURSE THE TOWN OF PEPPERELL FOR CERTAIN MONIES EXPENDED FOR VETERANS' BENEFITS.

Be it enacted, etc., as follows:

There shall be allowed and paid out of the state treasury to the town of Pepperell, subject to appropriation and subject to the approval of the commissioner of veterans' services, such sum, not exceeding nine thousand eight hundred and seventy-four dollars and seventy-three cents, as said town would have been entitled to receive in reimbursement for veterans' benefits paid by it in the years nineteen hundred and sixty-five, sixty-six and sixty-seven, under the provisions of section six of chapter one hundred and fifteen of the General Laws, had said town made a proper and seasonable report thereof to said commissioner as required by said section six. *Approved July 25, 1968.*

Chap. 769. AN ACT REGULATING THE PAYMENT OF OWNER OPERATORS OF LEASED EQUIPMENT FOR TRANSPORTATION OR SERVICE FOR THE PURPOSES OF QUALIFYING FOR BENEFITS UNDER HEALTH AND WELFARE FUNDS AND PENSION FUNDS.

Be it enacted, etc., as follows:

The third paragraph of section 6A of chapter 159B of the General Laws, as appearing in section 2 of chapter 353 of the acts of 1955, is hereby amended by adding after the word "department", in line 6, the following: — ; provided, however, that any person who is an owner-operator of equipment which he rents or leases to a prime contractor, may, solely for the purposes of qualifying for benefits under health and welfare funds and pension funds and for no other purpose be considered an employee of said prime contractor and shall be paid separately for his personal services and separately for the hire of his equipment; provided, further that the total of such payments does not exceed or differ from the compensation for transportation or for any service in connection therewith between the points enumerated in such tariffs;

and provided further, that no owner-operator who holds a certificate as a common carrier shall be considered an employee or agent of a contractor for any purpose except that specifically set forth herein nor shall any contractor be held liable in any action of tort arising from the operation of a motor vehicle owned or operated by any such common carrier furnishing transportation services for him.

Approved July 25, 1968.

Chap. 770. AN ACT ESTABLISHING THE MASSACHUSETTS EDUCATIONAL COMMUNICATIONS COMMISSION.

Be it enacted, etc., as follows:

SECTION 1. Chapter 6 of the General Laws is hereby amended by adding the following section:—

Section 158. There shall be a Massachusetts educational communications commission, consisting of fourteen members to be appointed by the governor, of whom one shall be a member of the board of education, one shall be a member of the board of higher education, one shall be a member of the Lowell Broadcasting Council, one shall be a member of the board of trustees of the University of Massachusetts; one shall be a professional representative active in the field of public health, one shall be a professional representative active in the field of mental health, and one shall be a representative of private elementary and secondary education.

In making his original appointments to said commission, the governor shall appoint four members for terms of one year; five members for terms of two years; and five members for terms of three years. Upon the expiration of the term of any member, his successor shall be appointed for a term of three years.

The commission shall provide leadership, determine general policy and review standards regarding educational communications, provide coordination on matters relating to educational communications between the various agencies of the commonwealth and all facets of education, coordinate and supervise the distribution of federal capital equipment funds under the provisions of the Public Broadcasting Act of 1967, establish equipment compatibility policies, establish, operate and schedule an educational television network for the commonwealth, determine the method of interconnection to be employed, hold title to all future broadcast licenses and 2500 mc or other licenses and equipment on behalf of the commonwealth forming a part of its basic educational television system, review the television budgets of all state agencies annually and make recommendations to the general court regarding them, study the need and feasibility of expanding the television network so as to service the other communications needs of the various state agencies, by connecting computers, data processing equipment, and other related matters, and to formulate a long-term program to enable all appropriate buildings within the commonwealth to be ultimately equipped for use of the communications network.

The commission shall have the following powers: On behalf of the commonwealth it may apply for and receive broadcast and other

licenses from the federal communications commission, receive gifts and grants, enter into contracts, lease as well as purchase, receive, distribute and expend state and federal funds subject to appropriations, approve all commonwealth expenditures regarding educational communications equipment and facilities to insure compatibility, originate programming of its own in addition to that of the member agencies, when deemed appropriate by the commission in the larger public interest, lease network facilities to private educational institutions which may wish to interconnect for privately-originated programming, and to erect and maintain the transmissions and interconnections facilities if the system is to be state built and operated, or to lease from a private source.

The commission may appoint an executive director and such other professional and nonprofessional personnel as it deems necessary.

The commission shall operate television studios in the Health, Education and Welfare building or in any other available facilities, producing programs for authorized state agencies at the cost only of equipment time. Said studios shall be designed and equipped with particular reference to the anticipated programming of the state agencies. Each agency of state government shall operate as its own program agency, employing the network's television facilities to meet its individual purposes. Prospective programming agencies shall apply to the commission for authorization as duly designated bodies qualified to make use of network facilities.

Each user of the network shall have the option of having its programs produced by any production facility, even those not a part of the network, with which it wishes to contract.

SECTION 2. Section 17 of chapter 6 of the General Laws is hereby amended by inserting after the words "cultural exchange commission", inserted by section 1 of chapter 681 of the acts of 1968, the words:—Massachusetts educational communications commission.

Approved July 25, 1968.

Chap. 771. 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 conditions specified therein, are hereby appropriated from the General Fund unless specifically designated otherwise in the item, subject to the provisions of law regulating the disbursement of public funds and the conditions pertaining to appropriations in chapter three hundred and eighty of the acts of the current year for the fiscal year ending June thirtieth, nineteen hundred and sixty-nine, 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.

Legislature.

House of Representatives.

Item		
0124–0000	For the office of the house counsel, prior appropriation continued, including not more than eight permanent positions	$10,000
0128–0000	For a certain payment, as authorized by chapter ninety-one of the resolves of the current year	6,400

Other Expenses.

0161–0000	Item 0161–0000 of section two of chapter three hundred and eighty of the acts of the current year is hereby amended by adding after the word "officials", in line 5, the following: —, prior appropriation continued.	
0164–0000	For traveling and such other expenses of joint committees of the general court as may be authorized by joint order of the general court	$29,000
0166–0000	Item 0166–0000, appearing in section two of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven as item 0110–35, is hereby amended by adding at the end the following: — and for the office of legislative data processing	50,000

Special Investigations.

0180–7000	For an investigation and study relative to retarded children and the training facilities available therefor, as authorized by chapter seventy-seven of the resolves of nineteen hundred and fifty-two and most recently revived and continued under the provisions of chapter one of the resolves of the current year	$12,000
0184–1000	For an investigation and study relative to the financing of political campaigns and other related matters, as authorized by chapter eighty-four of the resolves of the current year	10,000
0184–3000	For an investigation and study by a special commission relative to the reimbursement of certain property owners for damage caused by the dumping of sewage in Winthrop Harbor, as authorized by chapter one hundred and thirty of the resolves of nineteen hundred and sixty-seven	350
0184–4000	For an investigation and study relative to eminent domain, as authorized by chapter one hundred and forty-one of the resolves of nineteen hundred and sixty-five and most recently revived and continued under the provisions of chapter one of the resolves of the current year	2,500
0184–5000	For an investigation and study by a special commission, as authorized by chapter one hundred and sixty-four of the resolves of nineteen hundred and sixty-seven	10,000
0184–6000	For an investigation and study relative to prohibiting and sale or manufacture of eyeglass or sunglass frames containing combustible materials and other matters relative thereto, as authorized by chapter sixty-six of the resolves of nineteen hundred and sixty-seven and most recently revived and continued under the provisions of chapter one of the resolves of the current year	2,500
0184–7000	For an investigation and study relative to the conduct, operation, administration and management of state governmental departments, agencies, boards, divisions and commissions, as authorized by chapter one hundred and thirty-one of the resolves of nineteen hundred and sixty-seven and most recently revived and continued under the provisions of chapter one of the resolves of the current year	3,000
0184–8000	For an investigation and study relative to increasing the revenue of the marine fisheries fund, as authorized by chapter seventeen of the resolves of the current year	7,500
0184–9000	For an investigation and study to determine the marine boundaries of the commonwealth, as authorized by chapter forty-seven of the resolves of nineteen hundred and sixty-seven and revived and continued under the provisions of chapter one of the resolves of the current year	15,000

Item

0185-0000 For an investigation and study relative to compulsory basic protection insurance for all registered motor vehicles and amending and repealing laws related thereto and certain other matters related to motor vehicle liability insurance, as authorized by chapter ninety-seven of the resolves of the current year $50,000

Judiciary.

Supreme Judicial Court.

0301-0601 For expenses of the Massachusetts defenders committee, to be expended with any other public or private funds available for the purpose, and including not more than thirty-nine permanent positions $79,960

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:

0305-6071 Hampden, including not more than twenty-seven permanent positions $500

0305-6121 Plymouth, including not more than fourteen permanent positions 310

0305-6131 Item 0305-6131 of section two of chapter three hundred and eighty of the acts of the current year is hereby amended by striking out the word "sixty-three" and inserting in place thereof the word: — sixty-four 8,010

Board of Bar Examiners.

0310-0001 For the service of the board, including not more than six permanent positions $7,500

Executive.

Civil Defense Agency.

0414-0000 For the service of the civil defense agency, 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; 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 funds for the purposes of this item, and including not more than one hundred and nine permanent positions $10,980

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.

0431-0000 For the office of the adjutant general, including not more than thirty-seven permanent positions $15,453

0431-0200 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 2,517

State Quartermaster.

0431-1100 For the operation of armories of the first class, including not more than one hundred and three permanent positions . . . $2,000

Executive Office for Administration and Finance.

Item

0451-1200 For the personal expenses of the governor while living in the vicinity of Boston, with approval of the commissioner of administration **$10,000**

Central Services Division.

0451-3100 Item 0451-3100 of section two of chapter three hundred and eighty of the acts of the current year is hereby amended by striking out the word "five" and inserting in place thereof the word: — six.

0451-3300 Item 0451-3300 of section two of chapter three hundred and eighty of the acts of the current year is hereby amended by striking out the words "one hundred and seventy-five" and inserting in place thereof the words: — one hundred and seventy-six . . **$53,200**

0451-3400 For the maintenance of the new state office building, including not more than seventy-four permanent positions . . **48,300**

0451-3905 For the expenses of erecting and placing a tablet in memory of the veterans of World War I **2,500**

0451-4000 For the operation of certain central services and the telephone system, including not more than twenty-eight permanent positions **23,500**

Purchasing Agent's Division.

0453-1000 Item 0453-1000 of section two of chapter three hundred and eighty of the acts of the current year is hereby amended by striking out the word "ninety" and inserting in place thereof the word: — ninety-three **$19,694**

Group Insurance Commission.

0454-1000 For administration of the group insurance program, including not more than forty permanent positions **$11,180**

Rate Setting Commission.

0451-2300, 0455-0000, 0458-0000 Upon the effective date of chapter four hundred and ninety-two of the acts of the current year, funds available for expenditure in items 0451-2300 and 0455-0000 of section two of chapter three hundred and eighty of the acts of the current year are hereby transferred and made available for the purposes of the following item: —

0458-0000 For the office of the commission, including not more than twenty-one permanent positions **$30,000**

Other Boards and Commissions serving under the Governor and Council.

George Fingold Library.

0461-2000 For the administration of the library, including not more than thirty-one permanent positions **$19,000**

Massachusetts Commission Against Discrimination.

0461-5100 Item 0461-5100 of section two of chapter three hundred and eighty of the acts of the current year is hereby amended by striking out the wording and inserting in place thereof the following: —

For the office of the commission; provided, that all positions except clerical are exempted from the provisions of chapter thirty-one of the General Laws, including not more than fifty-seven permanent positions.

Compact for Education.

0461-8000 For the commonwealth's share of the cost of the compact for education, as authorized by chapter four hundred and fifty-three of the acts of nineteen hundred and sixty-seven **$13,500**

0461-8010 For the expenses of the education compact council of Massachusetts, established by chapter four hundred and fifty-three of the acts of nineteen hundred and sixty-seven **1,000**

Metropolitan Area Planning Council.

Item

0462–7100 For personal services and expenses of the council $3,395

Commissioner of Veterans' Services.

0463–6400 For reimbursing cities and towns for money paid for veterans' benefits $4,880

Local Aid Fund 100.0%

Massachusetts Aeronautics Commission.

0463–8200 For the administration of the commission, including not more than ten permanent positions $8,900

Soldiers' Home in Massachusetts.

0471–0000 For the maintenance of the home, including not more than six hundred and fourteen permanent positions $13,750

Secretary of the Commonwealth.

0511–0000 For the office of the secretary, including not more than eighty-four permanent positions $9,000

Commission on Interstate Co-operation.

0525–0000 Item 0525–0000 of section two of chapter three hundred and eighty of the acts of the current year is hereby amended by inserting, after the word "co-operation", in line 2, the words: — and executive secretary, commission on interstate co-operation . $7,300

Massachusetts Historical Commission.

0526–0001 For the restoration and improvement of the Shirley Eustis house in the Roxbury district of the city of Boston, as authorized by chapter three hundred and ninety of the acts of the current year; 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 funds for the purpose of this item $100,000

Treasurer and Receiver-General.

0610–0000 Item 0610–0000 of section two of chapter three hundred and eighty of the acts of the current year is hereby amended by striking out the wording and inserting in place thereof the following: —

For the office of the treasurer and receiver-general; provided, that there shall be charged against this appropriation certain shortages in the amount of three thousand three hundred and forty-five dollars and ninety-nine cents determined by the auditor to be the shortage as of January thirty-first, nineteen hundred and sixty-eight; and, provided further, there shall be paid from this item the amount of one thousand four hundred and thirty-one dollars and thirty-seven cents to clear overpaid salary advances determined by the attorney general to be uncollectible, including not more than ninety-two permanent positions $52,533

Highway Fund 30.0%
General Fund 70.0%

0611–4000 For administration of the payment of a bonus to veterans of the Vietnam conflict 133,750

Auditor of the Commonwealth.

0710–0000 For the office of the auditor, including not more than seventy-two permanent positions $15,175

Highway Fund 30.0%
General Fund 70.0%

Department of Agriculture.

Item

0911–1000 For the office of the commissioner, including the expenses of the board of agriculture, and including not more than twenty-nine permanent positions $300

Division of Markets.

0916–7000 For a program of improving roadside marketing; provided, that the sum appropriated herein shall be expended with at least an equivalent amount of federal grants for the purposes of this item . $1,250

Department of Natural Resources.

1000–0000 For the office of the commissioner, including the expenses of the natural resources board; provided, that the position of deputy commissioner shall not be subject to the provisions of chapter thirty-one of the General Laws, and including not more than thirty-eight permanent positions $40,831

Inland Fisheries and Game Fund . . .7%
Public Access Fund 2.8%
General Fund 96.5%

1011–0001 For a program of weed control and removal, including but not limited to Lake Cochituate 25,000

State Recreational Areas Fund . . 100.0%

Division of Forests and Parks.

1011–1000 Upon the effective date of chapter five hundred and one of the acts of nineteen hundred and sixty-eight, funds available for expenditure in items 6032–1700, 6032–1711, 6032–1721, 6032–1731 and 6032–1741 of section two of chapter three hundred and eighty of the acts of nineteen hundred and sixty-eight are hereby transferred and made available for the purposes of the following item: —

1011–1000 For the administration and maintenance of public beaches, including not more than eight permanent positions.

State Recreational Areas Fund . . 100.0%

1011–2000 For the administration and maintenance of swimming pools and skating rinks; provided, that the provisions of chapter thirty-one of the General Laws shall not apply to this item $151,544

State Recreational Areas Fund . . 100.0%.

1011–9008 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 forty-five thousand dollars; and, provided further, 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 90,000

State Recreational Areas Fund . . 100.0%

Division of Conservation Services.

1030–0000 For the office of the division, including the expenses for the committee for conservation, and including not more than five permanent positions $20,230

Division of Marine Fisheries.

1040–0000 For the office of the division, and for the administration of the activities provided for under item 1040–1361, including not more than twenty permanent positions $2,000

Marine Fisheries Fund 100.0%

Item

1040–1373 For a program, in cooperation with the Woods Hole laboratory of the bureau of commercial fisheries, to increase the knowledge of coastal flounder population $4,500
Marine Fisheries Fund 100.0%

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.

1070–2300 For the administration of the fish hatcheries and for the improvement and management of lakes, ponds and rivers, including not more than forty-nine permanent positions $13,183
Inland Fisheries and Game Fund . . 100.0%

1070–2461 For the administration of a program for 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-one permanent positions 13,500
Inland Fisheries and Game Fund . . 100.0%

Division of Water Resources.

1080–0200 For water planning, including not more than four permanent positions $500

Division of Beaches.

1080–0506 For expenses of the Ipswich river watershed district commission, as authorized by chapter six hundred and eighty-two of the acts of nineteen hundred and sixty-six; provided, that the state treasurer shall assess upon the several cities and towns in the district an amount equal to expenditures made in this item, one half of said assessment to be in proportion to the equalized valuation of cities and towns of said district, as established in section ten C of chapter fifty-eight of the General Laws, and one half to be in proportion to their respective population $5,550

Division of Water Pollution Control.

1085–0000 Item 1085–0000 of section two of chapter three hundred and eighty of the acts of the current year is hereby amended by striking out the word "thirty-nine" and inserting in place thereof the word: — thirty-seven $129,326

1085–9000 For reimbursement of the metropolitan district commission, any city or town or other political subdivision for the commonwealth's share of water pollution abatement projects, as provided by section thirty-seven of chapter twenty-one of the General Laws . 1,225,000
Local Aid Fund 100.0%

Department of Banking and Insurance.

Division of Banks.

1111–0000 For the office of the commissioner, including not more than two hundred and forty-two permanent positions . . . $30,000

Division of Insurance.

1121–0000 Item 1121–0000 of section two of chapter three hundred and eighty of the acts of the current year is hereby amended by striking out the wording and the fund distribution percentage and inserting in place thereof the following: —
For the office of the division, including expenses of the board of appeal, and certain other costs of supervising motor vehicle liability insurance and the expenses of the fraudulent claims board; provided, that the

Item

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 including not more than three hundred and nine permanent positions $320,000

Highway Fund	30.0%
General Fund	70.0%

Division of Savings Bank Life Insurance.

1131-0000 For the office of the division, including not more than twenty-nine permanent positions $2,350

Department of Corporations and Taxation.

1201-0000 Item 1201-0000 of section two of chapter three hundred and eighty of the acts of the current year is hereby amended by striking out the words "nine hundred and seventy-eight" and inserting in place thereof the words: — one thousand two hundred and twenty-two $4,761

1201-1000 For the expenses of the department except as provided in other items contained in this section; provided, that the comptroller shall transfer to the General Fund the sum of one hundred and twenty-nine thousand dollars from the receipts of the cigarette tax in accordance with the provisions of paragraph (B) of section twenty-eight of chapter sixty-four C of the General Laws 83,300

Highway Fund	2.5%
Local Aid Fund	68.0%
General Fund	29.5%

Department of Civil Service and Registration.

Division of Civil Service.

1411-0000 Item 1411-0000 of section two of chapter three hundred and eighty of the acts of the current year is hereby amended by striking out the words "three hundred and nineteen" and inserting in place thereof the words: — three hundred and thirty-nine . . . $33,000

Highway Fund	15.0%
General Fund	85.0%

Division of Registration.

1421-1500 Board of registration of real estate brokers and salesmen; provided, that persons employed under this item shall not be subject to the civil service law and rules, including not more than twenty-nine permanent positions $20,000

Department of Commerce and Development.

Division of Planning.

1543-9003 Item 1543-9003 of section two of chapter three hundred and eighty of the acts of the current year is hereby amended by adding the following: — ; and, provided further, that from the amount appropriated in this item, there shall be paid the sum of twenty-five thousand dollars to the lower pioneer valley regional planning district to complete certain planning studies required by the federal housing and urban development act of nineteen hundred and sixty-five . $25,000

Department of Labor and Industries.

For the personal services and expenses of the following agencies of the department.

Item

1610–5100, 1610–5200, 1610–7000 Upon the effective date of chapter four hundred and sixty-seven of the acts of nineteen hundred and sixty-eight, funds available for expenditure in items 1610–5100 and 1610–5200 of section two of chapter three hundred and eighty of the acts of nineteen hundred and sixty-eight are hereby transferred and made available for the purposes of the following item: —

1610–7000 Division of standards, including not more than thirty-eight permanent positions.

Health, Welfare and Retirement Trust Funds Board.

1630–1000 Item 1630–1000 of section two of chapter three hundred and eighty of the acts of the current year is hereby amended by striking out the word "twenty-eight" and inserting in place thereof the word: — twenty-nine $16,900

Division of Industrial Accidents.

1650–1901 Item 1650–1901 of section two of chapter three hundred and eighty of the acts of the current year is hereby amended by adding at the end the following: —, for the fiscal year nineteen hundred and sixty-nine and previous fiscal years.

1650–3000 Item 1650–3000 of section two of chapter three hundred and eighty of the acts of the current year is hereby amended by adding the following: —, for the fiscal year nineteen hundred and sixty-nine and previous fiscal years.

Department of Correction.

1810–0000 Correctional institution at Bridgewater, including not more than five hundred and seventy-seven permanent positions . $15,960

1812–2000 Correctional institution at Walpole, industries; 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, including not more than thirty-one permanent positions 10,000

1818–0000 Correctional institution at Norfolk, including not more than two hundred and sixty-three permanent positions . . . 29,700

Department of Public Welfare.

1900–1000 Item 1900–1000 of section two of chapter three hundred and eighty of the acts of the current year is hereby amended by striking out the words "four thousand six hundred and fifty-four" and inserting in place thereof the words: — four thousand seven hundred and two $833,844

1902–1000 Item 1902–1000 of section two of chapter three hundred and eighty of the acts of the current year is hereby amended by adding the following: — for the fiscal year nineteen hundred and sixty-nine and the previous fiscal year 1,500

1902–5000, 1902–4000 From the unencumbered balance remaining in item 1902–5000 of section two of chapter three hundred and eighty of the acts of the current year, the sum of eight million dollars is hereby transferred and made available for the purposes of item 1902–4000 of section two of said chapter three hundred and eighty.

Local Aid Fund 100.0%

Department of Public Health.

Bureau of Administration.

Item		
2010-0100	For the office of the bureau, including not more than fifty-nine permanent positions	$77,000
2010-0700	For the administration of the medical assistance unit	7,300

Bureau of Environmental Sanitation.

2011-0100	For the office of the bureau, to be in addition to any federal funds available for the purpose, and including not more than sixty-six permanent positions	$126,847
2011-0300	For the administration 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; 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 to be in addition to any federal funds available for the purpose, and including not more than nine permanent positions	34,468
2011-0500	For the administration 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 to be in addition to any federal funds available for the purpose, including not more than two permanent positions	1,500
2011-9009	For a program of weed control and removal, including but not limited to White's Pond, Forest Lake, Lake Mattawanakee, Flint's Pond, South Watuppa Pond, Shaw Pond, Upper Porter Pond, Lower Porter Pond, Thirty Acres Pond, Hamilton Reservoir, Waldo Lake, Lake Sherman, Upper Reservoir of the Braintree-Randolph Great Pond, Lowes Pond, Goodrich Pond, Stockbridge Bowl, White Island Pond, and Martin's Pond, to be in addition to any other public or private funds available for the purpose	100,000
	State Recreational Boating Fund . . 100.0%	
2011-9010	For an investigation and study of solid waste disposal by the bureau of environmental sanitation; provided that the sum appropriated herein shall be expended with at least an equivalent amount of federal grants for the purposes of this item	25,000

Bureau of Chronic Disease Control.

2012-0100	For the office of the division of communicable and venereal diseases, including not more than twenty-three permanent positions	$1,843
2012-0110	For a poliomyelitis vaccine program	80,000
2012-0500	For the office of the division of dental health, including not more than twelve permanent positions	4,940
2012-0800	For a chronic renal disease program, including not more than two permanent positions	129,000

Bureau of Health Services.

2013-1000	Item 2013-1000 of section two of chapter three hundred and eighty of the acts of the current year is hereby amended by striking out the word "sixty-four" and inserting in place thereof the word: — sixty-seven	$53,841
2013-2300	For the reimbursement of cities and towns for certain expenses incurred by persons infected with certain diseases dangerous to public health, as authorized by chapter three hundred and thirty-nine of the acts of nineteen hundred and sixty-four	10,000
	Local Aid Fund 100.0%	

Bureau of Tuberculosis and Institutions.

Item

2015-0100 For the office 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, and including not more than thirty-eight permanent positions $33,218

Institute of Laboratories.

2016-0100 Item 2016-0100 of section two of chapter three hundred and eighty of the acts of the current year is hereby amended by striking out the words "one hundred and fifty" and inserting in place thereof the words: — one hundred and fifty-one $6,630

Bureau of Consumer Products Protection.

2017-0100 For the office of the bureau, including not more than seventy permanent positions $203,520

For the maintenance of and for certain improvements at the following institutions under the control of the department of public health:

2031-0000 Lakeville hospital, including not more than three hundred and twenty-seven permanent positions $5,000

2032-0000 Lemuel Shattuck hospital, including not more than eight hundred and twenty-five permanent positions 61,494

2033-0000 Massachusetts hospital school, including not more than two hundred and ninety-four permanent positions. 4,035

2035-0000 Rutland Heights hospital, including not more than three hundred and forty-seven permanent positions 44,000

2036-0000 Item 2036-0000 of section two of chapter three hundred and eighty of the acts of the current year is hereby amended by striking out the words "eight hundred and six" and inserting in place thereof the words: — eight hundred and seven 11,973

2037-0000 Item 2037-0000 of section two of chapter three hundred and eighty of the acts of the current year is hereby amended by striking out the words "two hundred and ninety" and inserting in place thereof the words: — two hundred and ninety-one 7,391

Drug Addiction Rehabilitation Board.

2072-0000 Item 2072-0000 of section two of chapter three hundred and eighty of the acts of the current year is hereby amended by striking out the word "five" and inserting in place thereof the word: — six $175,747

Department of Public Safety.

2111-0000 Item 2111-0000 of section two of chapter three hundred and eighty of the acts of the current year is hereby amended by striking out the words "one hundred and four" and inserting in place thereof the words: — one hundred and eight $26,158

Division of State Police.

2112-0000 For the administration of the division, including the compensation of state police officers formerly in the service of the commonwealth, now retired, including not more than eight hundred and ninety-two permanent positions $3,005

General Fund 15.0%
Highway Fund 85.0%

2112-9007 For the construction, furnishing and equipping of a state police substation in the city of Marlborough, as authorized by chapter six hundred and forty-three of the acts of nineteen hundred and sixty-six 125,000

Highway Fund 100.0%

Board to Facilitate the Use of Public Buildings by the Physically Handicapped.

Item

2121-0000 For expenses of the board $3,921

Department of Public Utilities.

2301-0000 For general administration, including not more than seventy-seven permanent positions $4,448

Commercial Motor Vehicle Division.

2321-0000 Item 2321-0000 of section two of chapter three hundred and eighty of the acts of the current year is hereby amended by striking out the word "thirty-two" and inserting in place thereof the word: — thirty-three $5,948

Metropolitan District Commission.

Metropolitan Water System.

2420-0000 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 . . . $10,000

MDC Water District Fund . . . 100.0%

Metropolitan Sewerage District.

2430-0000 Item 2430-0000 of section two of chapter three hundred and eighty of the acts of the current year is hereby amended by striking out the words "five hundred and thirty-seven" and inserting in place thereof the words: — five hundred and thirty-eight . . $16,998

MDC Sewerage District Fund . . 100.0%

Metropolitan Parks District.

2433-9002 For reimbursement by the Metropolitan District Commission of certain property owners in the town of Winthrop as authorized by chapter five hundred and fifty-three of the acts of the current year $26,595

MDC Sewerage District Fund . . 100.0%

2440-0000 Item 2440-0000 of section two of chapter three hundred and eighty of the acts of the current year is hereby amended by striking out at the end the words "one thousand two hundred and forty-two permanent positions" and inserting in place thereof the words: — one thousand three hundred and forty-three permanent positions . 806,349

Highway Fund 60.0%
MDC Parks District Fund . . . 39.0%
General Fund 1.0%

2444-9003 For certain payments for the use of facilities of the museum of science 40,000

MDC Parks District Fund . . . 100.0%

2444-9012 For the construction of an indoor swimming pool in the city of Medford, as authorized by chapter five hundred and eleven of the acts of the current year, including the cost of equipment . . 500,000

MDC Parks District Fund . . . 100.0%

2444-9013 For the construction of a recreation facility, including the cost of equipment, as authorized by chapter five hundred and fifty-eight of the acts of nineteen hundred and fifty-five, to be in addition to the amount appropriated in item 8602-92 of section two of chapter seven hundred and eighty-four of the acts of nineteen hundred and fifty-five 250,000

MDC Parks District Fund . . . 100.0%

Item

2444-9014 For the construction of a recreation facility in the city of Boston, as authorized by chapter five hundred and sixty-six of the acts of nineteen hundred and fifty-eight, including the cost of equipment $365,000

MDC Parks District Fund 100.0%

2444-9015 For the construction of a skating rink in the city of Lynn, as authorized by chapter five hundred and eighty-four of the acts of the current year, including the cost of equipment 500,000

MDC Parks District Fund 100.0%

Department of Mental Health.

5011-0000 Item 5011-0000 of section two of chapter three hundred and eighty of the acts of the current year is hereby amended by striking out the words "three hundred and twenty-six" and inserting in place thereof the words: — three hundred and thirty-two . . . $272,500

Region One.

5111-0000 For administration, including not more than seven permanent positions $36,919

5191-0000 Item 5191-0000 of section two of chapter three hundred and eighty of the acts of the current year is hereby amended by striking out the words "seven hundred and ninety-one" and inserting in place thereof the words: — eight hundred and seventy-eight . . 300,000

Region Two.

5211-0000 For administration, including not more than seven permanent positions $24,946

5221-0000 For mental health and retardation services, including not more than forty-six permanent positions 44,000

5271-0000 For the maintenance of the Rutland Heights mental health rehabilitation center, including not more than thirty-six permanent positions 4,448

Region Three.

5311-0000 For administration, including not more than seven permanent positions $11,973

5361-0000 For the Lowell mental health center; provided, that any federal funds available for this purpose, when received, shall be credited to the General Fund, and including not more than one hundred and twenty-three permanent positions 12,000

5381-0000 Item 5381-0000 of section two of chapter three hundred and eighty of the acts of the current year is hereby amended by striking out the words "nine hundred and eighty-three" and inserting in place thereof the words: — one thousand and seventy 300,000

5391-0000 For the maintenance of the Metropolitan state hospital, including not more than seven hundred and ninety-seven permanent positions 12,000

Region Four.

5411-0000 For administration, including not more than seven permanent positions $11,973

5471-0000 For the maintenance of the North Reading rehabilitation center, including not more than seventy-seven permanent positions . 430

5481-0000 Item 5481-0000 of section two of chapter three hundred and eighty of the acts of the current year is hereby amended by striking out the words "one hundred and two" and inserting in place thereof the words: — two hundred and eighty-two 500,000

Item

5491-0000 For the maintenance of the Danvers state hospital, including not more than eight hundred and eighty-six permanent positions $1,448

Region Five.

5511-0000 For administration, including not more than seven permanent positions $11,973

5592-0000 Item 5592-0000 of section two of chapter three hundred and eighty of the acts of the current year is hereby amended by striking out the words "nine hundred and four" and inserting in place thereof the words: — nine hundred and five 4,449

Region Six.

5661-0000 For the maintenance of the Massachusetts mental health center; provided, that any federal funds available for this purpose, when received, shall be credited to the General Fund, and including not more than two hundred and ninety-seven permanent positions $76,038

5662-0000 For certain expenses of the mental health training, treatment and research center; provided, that expenditures from this item shall be contingent upon the prior approval of the proper federal authorities and shall be expended with federal funds available in an amount equal to seventy-five per cent of the said expenses . . 80,500

5691-0000 Item 5691-0000 of section two of chapter three hundred and eighty of the acts of the current year is hereby amended by striking out the words "one thousand one hundred and fifty-three" and inserting in place thereof the words: — one thousand one hundred and eighty-five 94,064

Region Seven.

5711-0000 For administration, including not more than seven permanent positions $11,973

5721-0000 Item 5721-0000 of section two of chapter three hundred and eighty of the acts of the current year is hereby amended by striking out the word "fifty" and inserting in place thereof the word: — fifty-five 30,000

5761-0000 For the Fall River mental health center; provided, that any federal funds available for this purpose, when received, shall be credited to the General Fund, and including not more than one hundred and twelve permanent positions 7,000

5781-0000 Item 5781-0000 of section two of chapter three hundred and eighty of the acts of the current year is hereby amended by striking out the words "six hundred and thirty-four" and inserting in place thereof the words: — six hundred and thirty-eight.

Department of Public Works.

Highway Activities.

Administrative and Engineering Expenses.

6020-2501 For certain administrative and engineering expenses of the commission, the office of the public works commissioner, and the division of administrative services, highway engineering, highway maintenance, highway construction and the district and other highway activity offices $121,000

General Fund 8%
Highway Fund 99.2%

Waterways Activities.

The salaries of all officers and employees of the department engaged in waterways projects or activities authorized by bond issue or otherwise shall be charged in full to appropriations authorized under this heading in this act:

Division of Waterways.

Item

6032–0000 Item 6032–0000 of section two of chapter three hundred and eighty of the acts of nineteen hundred and sixty-eight is hereby amended by striking out the word "five" and inserting in place thereof the word: — six **$29,672**

Public Access Fund 2.6%
General Fund 97.4%

6032–1711 For the maintenance of Salisbury beach reservation, including not more than three permanent positions **40,000**

6032–2012 For repairs to a certain wharf at Westport point in the town of Westport and construction of an access bridge thereto . . **15,000**

Construction, Reconstruction and Betterments.

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:

6033–1020 For structural repairs to Quinsigamond bridge, appropriation expires June thirtieth, nineteen hundred and seventy . . **$200,000**

Highway Fund 100.0%

Registry of Motor Vehicles.

6111–0000 For the office of the registry; provided, that the positions of administrative assistant to the registrar of motor vehicles, legislative assistants, R.M.V., executive secretary, R.M.V. and executive assistant to the registrar of motor vehicles shall not be subject to the civil service law and rules, and including not more than one thousand one hundred and ninety-two permanent positions . **$180,000**

Local Aid Fund 1.2%
Highway Fund 98.8%

Department of Education.

Board of Education.

Board of Education and Commissioner's Office.

7010–0012 For financial assistance to towns for payments of certain costs incurred under plans for the elimination of racial imbalance . **$200,000**

Local Aid Fund 100.0%

Division of Administration and Personnel.

7025–0000 For the administration of the bureau of teachers' retirement, including not more than thirty-four permanent positions . . **$9,360**

Division of Curriculum and Instruction.

7034–2802 Item 7034–2802 of section two of chapter three hundred and eighty of the acts of the current year is hereby amended by striking out the wording and inserting in place thereof the following: —

For the expenses of conducting a learning impairment program, as authorized by section forty-six K and section forty-six L of chapter seventy-one of the General Laws, including necessary reimbursement of cities and towns.

Local Aid Fund 100.0%

Division of School Facilities and Related Services.

7053–1905 For the administration of the school lunch programs; provided, that the comptroller shall transfer to the General Fund the sum of fifty thousand dollars from the school lunch distribution and salvage fund, and including not more than thirty-two permanent positions **$26,820**

Board of Higher Education.

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.

Item		
7108–0000	State college at Boston, including not more than three hundred and seventy-nine permanent positions	$73,168
7109–0000	State college at Bridgewater, including not more than two hundred and fifty-one permanent positions	7,726
7110–0000	State college at Fitchburg; provided, that said college may expend a sum not to exceed seventy 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, and including not more than two hundred and twelve permanent positions	3,363
7111–0000	State college at Framingham, including not more than one hundred and eighty-two permanent positions	21,294
7112–0000	State college at Lowell, including not more than one hundred and fifty-nine permanent positions	10,089
7113–0000	State college at North Adams, including not more than eighty-one permanent positions	107,000
7114–0000	State college at Salem, including not more than two hundred and seventy-two permanent positions	169,282
7115–0000	State college at Westfield, including not more than one hundred and eighty-nine permanent positions	19,932
7116–0000	State college at Worcester, including not more than one hundred and eighty-one permanent positions	19,850
7117–0000	Massachusetts College of Art, including not more than fifty permanent positions	3,707

Lowell Technoiogical Institute of Massachusetts.

7210–0000	For the maintenance of the institute, with the approval of the trustees; 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, and including not more than three hundred and thirty-four permanent positions	$500,000

Southeastern Massachusetts Technological Institute.

7310–0000	For the maintenance of the institute, with the approval of the trustees; 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, and including not more than two hundred and fifty-six permanent positions	$9,607

University of Massachusetts.

7411–2000	For a program of assistance for students from various racial backgrounds in disadvantaged environments, including but not limited to negro students; provided that expenditures may be made for, but not limited to, scholarships, loans, matching federal and private grants, tutorial assistance and programs of cultural enrichment	$150,000
7415–9738	For the establishment and maintenance of a television center at the university of Massachusetts, as authorized by chapter six hundred and ninety-seven of the acts of nineteen hundred and sixty-seven; provided, that expenditures from this item shall be contingent upon the availability of federal matching funds	100,000

Item

7416-1001 For the maintenance of the facilities of the university in the city of Boston; provided, that administrative expenses may be incurred for this operation, with the approval of the trustees, from the amounts appropriated for the maintenance of the university at Amherst, and including not more than two hundred and seventy-five permanent positions $325,000

Massachusetts Board of Regional Community Colleges.

The italicized wording following the heading "*Massachusetts Board of Regional Community Colleges*" is hereby amended by adding the following: —; *provided, that notwithstanding any provisions of the law to the contrary, payments may be allowed for salaries of certain employees earned but not paid for the fiscal year nineteen hundred and sixty-seven.*

7502-0000 Berkshire community college, including not more than fifty-seven permanent positions $30,100

7503-0000 Bristol community college, including not more than seventy-one permanent positions 72,666

7504-0000 Cape Cod community college, including not more than forty-six permanent positions 24,022

7505-0000 Greenfield community college, including not more than forty-three permanent positions 25,191

7506-0000 Holyoke community college, including not more than one hundred and one permanent positions 77,627

7507-0000 Massachusetts Bay community college, including not more than ninety-two permanent positions 52,100

7507-0001 Roxbury community college, including the maintenance, operation, furnishings, equipment and rental of space at the Beth El Hebrew School, 6 Bradshaw street, Dorchester 361,280

7508-0000 Massasoit community college, including not more than sixty-three permanent positions 76,400

7509-0000 Mount Wachusett community college, including not more than fifty-two permanent positions 33,820

7510-0000 Northern Essex community college, including not more than eighty-six permanent positions 41,873

7511-0000 North Shore community college, including not more than eighty permanent positions 56,081

7512-0000 Quinsigamond community college, including not more than eighty-four permanent positions 112,084

7514-0000 Springfield technical institute, including not more than one hundred and thirty-one permanent positions 89,600

8069-80 Item 8069-80 of section two of chapter four hundred and seventy-six of the acts of the current year is hereby amended by striking out the words: — Building #20.

7516-0000 Regional community college at Bedford, including not more than two permanent positions 100,000

Division of Youth Service.

7654-0001 For the commonwealth's share of delinquency prevention programs in certain cities $92,816
Local Aid Fund 100.0%

For the administration, maintenance of and for certain improvements at the institutions within the division:

7660-3000 Residential treatment unit in Oakdale, including not more than twenty-five permanent positions $6,578

7660-4000 Industrial school for boys, including not more than one hundred and thirty-eight permanent positions 7,741

7660-5000 Industrial school for girls, including not more than ninety-eight permanent positions 11,872

Item		
7660-7000	Reception and detention facilities for girls in the city of Boston, including not more than thirty-two permanent positions	$28,080
7660-8000	Lyman school for boys, including not more than one hundred and fifty-one permanent positions	5,241

Miscellaneous.

9990-0001	For the payment of certain annuities and pensions of soldiers and others under the provisions of certain acts and resolves .	$1,200
9990-0011	For the payment of certain claims, as authorized by chapters one hundred and six and one hundred and nineteen of the resolves of nineteen hundred and sixty-seven and chapter five of the resolves of the current year	1,825

DEFICIENCIES.

For deficiencies in certain appropriations of previous years, in a certain fund, as follows:

9990-0013	General Fund	$12,955

Provided, that no payments shall be made unless the subsidiary account item to which the deficiency is to be charged contained a balance sufficient to meet the required payments on or after July first, nineteen hundred and sixty-eight.

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

(This bill was approved by the Governor July 25, 1968, after prorogation of the General Court, with the following exceptions:

Items 0461-2000, 0525-0000, 1421-1500, 1630-1000, 6032-2012, 6032-1711 and 7415-9738 — Disapproved.

Item 2112-9007 — Reduced to $12,500.
Item 2440-0000 — Reduced to $200,596.
Item 2444-9012 — Reduced to $50,000.
Item 2444-9013 — Reduced to $25,000.
Item 2444-9014 — Reduced to $36,500.
Item 2444-9015 — Reduced to $50,000.
Item 7108-0000 — Reduced to $23,790.
Item 7113-0000 — Reduced to $3,363.
Item 7114-0000 — Reduced to $39,282.
Item 7115-0000 — Reduced to $3,707.
Item 7210-0000 — Reduced to $297,788.
Item 7416-1001 — Reduced to $200,000.
Item 7503-0000 — Reduced to $28,666.
Item 7506-0000 — Reduced to $47,627.
Item 7512-0000 — Reduced to $52,084.
Item 7514-0000 — Reduced to $37,600.)

Approved July 25, 1968.

RESOLVES.

Chap. 1. RESOLVE REVIVING AND CONTINUING CERTAIN SPECIAL COMMISSIONS.

Resolved, That all special commissions required to file their reports on or before the last Wednesday in January, in the year nineteen hundred and sixty-eight, 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 until the last Wednesday in December, nineteen hundred and sixty-eight.

Approved January 30, 1968.

Chap. 2. RESOLVE IN FAVOR OF DONALD J. MCFARLANE.

Resolved, That for the purpose of promoting the public good and in consideration of his long and meritorious service, there shall be allowed and paid out of the state treasury to Donald J. McFarlane, former captain of the metropolitan district commission police, from the amount appropriated in item 2973–06 of chapter four hundred and fourteen of the acts of nineteen hundred and sixty-seven the sum of one thousand three hundred and twenty-nine dollars and seventy-six cents, which is the sum he would have received as vacation allowances upon his retirement if he had been eligible for the same under the rules and regulations applicable to the position from which he retired.

Approved March 4, 1968.

Chap. 3. RESOLVE IN FAVOR OF JOSEPHINE L. SZYMANSKI.

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 Josephine L. Szymanski of Chelsea, widow of Zgymond Szymanski, a former employee of the Massachusetts Guarantee Roofing Company, the sum of eleven thousand five hundred and seventy-one dollars and eighty-one cents, in full satisfaction of a judgment and execution obtained in the superior court for Suffolk county (case number 574743) against Arthur Belrose, an employee of the department of mental health, for damages as a result of injuries sustained by said Zgymond Szymanski on June twenty-second, nineteen hundred and sixty-two due to the negligence of said Arthur Belrose in blowing a boiler while the said Zgymond Szymanski was working on the roof of the Foxboro state hospital pursuant to a contract between the commonwealth and said Massachusetts Guarantee Roofing Company. *Approved March 4, 1968.*

Chap. 4. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE METROPOLITAN DISTRICT COMMISSION RELATIVE TO THE ACQUISITION OF LAND IN THE WARD 15 AREA OF THE DORCHESTER DISTRICT OF THE CITY OF BOSTON FOR THE CONSTRUCTION OF A YOUTH CENTER, SO CALLED.

Resolved, That the metropolitan district commission is hereby authorized and directed to make an investigation and study relative to the

acquisition of land in the ward 15 area of the Dorchester district of the city of Boston for the purpose of constructing a center in which activities for the recreation and education of the youth of said area may be conducted. 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 such recommendations into effect, by filing the same with the clerk of the house of representatives on or before June thirtieth, nineteen hundred and sixty-eight.

Approved March 4, 1968.

Chap. 5. RESOLVE IN FAVOR OF HAROLD F. PURDY, JR.

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 Harold F. Purdy, Jr., of the town of Middleton, who was injured while on active duty with the army national guard by the explosion of a shell, an annuity of five hundred dollars. *Approved March 11, 1968.*

Chap. 6. RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO DETERMINING THE FEASIBILITY OF ESTABLISHING A MORE FLEXIBLE PREARRAIGNMENT CODE CONSISTENT WITH THE CONSTITUTIONAL REQUIREMENTS AS DEFINED BY THE UNITED STATES SUPREME COURT.

Resolved, That the judicial council be requested to make an investigation relative to determining the feasibility of establishing a flexible prearraignment code consistent with constitutional requirements as defined by the United States Supreme Court, 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 11, 1968.

Chap. 7. 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 by chapter one of the resolves of nineteen hundred and sixty-eight, shall, in the course of its investigation and study, consider the subject matter of current senate documents numbered 665, providing for the elimination of competitive bidding in the construction, reconstruction, remodelling or repair of certain low-rent housing projects; 690, regulating competitive bidding in the award of contracts for public building projects; 691, providing the same rights for general contract bidding and for subcontract bidding under the

public building law; and 692, regulating competitive bidding in the award of contracts for public building projects; and of current house documents numbered 1546, relative to the effects of the present competitive bidding statute upon the costs of contracts for public building projects; 2119, providing for the elimination of competitive bidding in the construction, reconstruction, remodelling or repair of certain low-rent housing projects; 3191, requiring the taking of general bids and subbids on construction work receiving federal or state grants; and 3198, relative to reviewing the commonwealth's competitive bidding system.

Approved March 19, 1968.

Chap. 8. RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO PROHIBITING THE INCITING OF A RIOT.

Resolved, That the judicial council be requested to investigate the subject matter of current house document membered 248, relative to prohibiting the inciting of a riot, 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 19, 1968.*

Chap. 9. RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO REPEALING THE LAW AUTHORIZING THE ARREST AND PUNISHMENT OF VAGRANTS.

Resolved, That the judicial council be requested to investigate the subject matter of current house document numbered 2026, relative to repealing the law authorizing the arrest and punishment of vagrants, 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 30, 1968.

Chap. 10. RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO ELIMINATING THE MAXIMUM AMOUNT RECOVERABLE IN ACTIONS FOR DEATH AND INJURIES RESULTING IN DEATH.

Resolved, That the judicial council be requested to investigate the subject matter of current house document numbered 486, relative to eliminating the maximum amount recoverable in actions for death and injuries resulting in death, 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 30, 1968.*

Chap. 11. RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO PROVIDING THAT A PRINCIPAL SHALL BE LIABLE FOR THE DISCRIMINATORY ACTS OF HIS AGENT, SERVANT OR EMPLOYEE.

Resolved, That the judicial council be requested to investigate the subject matter of current house document numbered 1831, providing

that a principal shall be liable for the discriminatory acts of his agent, servant or employee, 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 30, 1968.*

Chap. 12. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE DEPARTMENT OF MENTAL HEALTH RELATIVE TO THE ESTABLISHMENT OF SCHOOLS FOR PRACTICAL NURSES AND OTHER RELATED MATTERS.

Resolved, That the department of mental health is hereby authorized and directed to make an investigation and study of the subject matter of current house documents numbered 397, permitting the department of mental health to set up schools for practical nurses; 566, directing the department of mental health to establish and maintain a mental health clinic in the city of New Bedford; 2266, providing for the establishment by the department of mental health of a treatment center for mentally retarded and mentally ill persons in Essex County; 2430, providing for the establishment by the department of mental health for a treatment center for mentally retarded and mentally ill persons in Essex County; and 3188, providing for the construction and operation of a comprehensive community health and retardation center for the cities of Cambridge and Somerville. 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 in the current year. *Approved March 30, 1968.*

Chap. 13. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE DEPARTMENT OF NATURAL RESOURCES RELATIVE TO FURTHER REGULATING THE TAKING OF LOBSTERS, FISH AND EDIBLE CRABS.

Resolved, That the department of natural resources is hereby authorized and directed to make an investigation and study of the subject matter of current senate document numbered 425, prohibiting the use of beam or otter trawls in taking fish from certain territorial waters of the commonwealth; and of current house documents numbered 317, further regulating the taking of lobsters; 2225, further regulating the taking of lobster and edible crabs in certain waters of the commonwealth; and 2392, to prohibit a certain method of fishing in the ocean waters of the town of Gay Head. 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 third Wednesday of December in the current year. *Approved April 2, 1968.*

Chap. 14. RESOLVE CONTINUING THE INVESTIGATION AND STUDY BY THE GROUP INSURANCE COMMISSION RELATIVE TO AUTHORIZING A DEDUCTION FROM THE PENSIONS OF RETIRED SCHOOL TEACHERS FOR THE PAYMENT OF CERTAIN INSURANCE PREMIUMS.

Resolved, That the group insurance commission is hereby authorized and directed to continue the investigation and study authorized by chapter eighteen of the resolves of nineteen hundred and sixty-seven. Said commission shall file its final report not later than June third, nineteen hundred and sixty-eight. *Approved April 4, 1968.*

Chap. 15. RESOLVE INCREASING THE MEMBERSHIP OF THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY OF PROGRAMS AND FACILITIES FOR THE TREATMENT OF ALCOHOLICS.

Resolved, That the membership of the special commission, established by chapter fifteen of the resolves of nineteen hundred and sixty-seven, is hereby increased by one member of the senate.

Approved April 4, 1968.

Chap. 16. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE REGISTRAR OF MOTOR VEHICLES AND THE COMMISSIONER OF PUBLIC WORKS RELATIVE TO THE EFFECT OF LIGHTING OF SIGNS AND COMMERCIAL AND OTHER ESTABLISHMENTS ALONG WAYS OF THE COMMONWEALTH.

Resolved, That the registrar of motor vehicles and the commissioner of public works, acting as a joint board, are hereby authorized and directed to make an investigation and study relative to the effect of lighting of signs and of commercial and other establishments along ways of the commonwealth with a view toward determining what kind and intensity of light may affect highway safety. Said board may expend for consultants, clerical and other assistance and for expenses such sums as may be appropriated therefor. 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 third Wednesday of December, nineteen hundred and sixty-eight. *Approved April 9, 1968.*

Chap. 17. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO INCREASING THE REVENUE OF THE MARINE FISHERIES FUND.

Resolved, That a special commission, to consist of two members of the senate, five members of the house of representatives, three persons appointed by the governor, the members of the marine fisheries advisory commission, the commissioner of natural resources and the director of marine fisheries, is hereby established for the purpose of making an investigation and study relative to increasing the revenues of the marine fisheries fund. 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 June twenty-seventh, nineteen hundred and sixty-eight. *Approved April 11, 1968.*

Chap. 18. RESOLVE PROVIDING FOR A STUDY BY THE COMMISSION ON AGING RELATIVE TO CERTAIN PROBLEMS WITH RESPECT TO EMPLOYMENT OF THE AGING.

Resolved, That the commission on aging is hereby authorized and directed to make a study relative to job training and retraining, employment opportunities including part-time employment for the aging, the dissemination to employers and the aging of information regarding the availability of the aging for employment and job opportunities for the aging and related matters. The commission shall report to the general court the results of its 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 December first, nineteen hundred and sixty-eight.

Approved April 22, 1968.

Chap. 19. RESOLVE INCREASING THE SCOPE OF THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY OF PROGRAMS AND FACILITIES FOR THE TREATMENT OF ALCOHOLICS.

Resolved, That the special commission established by chapter fifteen of the resolves of nineteen hundred and sixty-seven shall, in the course of its investigation and study, consider the subject matter of current senate document numbered 202, requiring the county commissioners of Worcester county to make use of the Worcester county hospital for certain other purposes than the treatment of tuberculosis.

Approved April 22, 1968.

Chap. 20. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE BOARD OF EDUCATION RELATIVE TO THE FEASIBILITY OF SETTING UP A CONTINUING PROGRAM OF EDUCATION FOR THE ELDERLY.

Resolved, That the board of education in the department of education is hereby authorized and directed to make an investigation and study relative to the feasibility of setting up a continuing program of education for the elderly. 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 its recommendations into effect, by filing the same with the clerk of the house of representatives on or before the third Wednesday of December, nineteen hundred and sixty-eight. *Approved April 22, 1968.*

Chap. 21. RESOLVE CONTINUING THE INVESTIGATION AND STUDY BY THE PUBLIC ACCESS BOARD OF THE PROVISIONS OF THE GENERAL LAWS RELATIVE TO SHORE RESERVATIONS AND PUBLIC LANDINGS.

Resolved, That the public access board is hereby authorized and directed to continue the investigation and study authorized by chapter sixty of the resolves of nineteen hundred and sixty-seven. 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 third Wednesday of December, nineteen hundred and sixty-eight.

Approved April 22, 1968.

Chap. 22. RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO OBJECTIONS OF DEFENDANTS IN CRIMINAL CASES.

Resolved, That the judicial council be requested to investigate the subject matter of current house document numbered 1813, relative to objections of defendants in criminal cases, 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 22, 1968.*

Chap. 23. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE GROUP INSURANCE COMMISSION RELATIVE TO AUTHORIZING SAID COMMISSION TO ESTABLISH SELF-INSURANCE PROGRAMS IN LIEU OF THE PRESENT SYSTEM FOR STATE EMPLOYEES.

Resolved, That the group insurance commission is hereby authorized and directed to make an investigation and study of the subject matter of current senate documents numbered 41, authorizing the group insurance commission to establish self-insurance programs in lieu of the present system for state employees; and 290, authorizing the group insurance commission to establish a self-insurance program in lieu of the present system for state employees. 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 such recommendations into effect, by filing the same with the clerk of the house of representatives on or before the third Wednesday of December, nineteen hundred and sixty-eight.

Approved April 25, 1968.

Chap. 24. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE RETIREMENT LAW COMMISSION RELATIVE TO CERTAIN BENEFITS PROVIDED FOR WIDOWS AND WIDOWERS UNDER THE RETIREMENT LAW AND THE FEASIBILITY OF INCREASING SUCH BENEFITS.

Resolved, That the retirement law commission is hereby authorized and directed to make an investigation and study of the subject matter of current senate document numbered 546, providing survivor benefits

to certain eligible widows and widowers under the contributory retirement law; and of current house documents numbered 328, providing an annual allowance for the widows of certain public employees who retired for disability; 1501, relative to the survivor benefits of widows of members of the contributory retirement system; 1522, providing for an allowance to widows of disabled public employees; 1883, to amend chapter thirty-two, section twelve B of the General Laws; and 2571, increasing the benefits to the surviving widow of a member under the contributory retirement law. 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 third Wednesday of December, in the current year. *Approved April 25, 1968.*

Chap. 25. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE RETIREMENT LAW COMMISSION RELATIVE TO PROVIDING FOR INCREASED LIMITS FOR PAYMENT OF COST-OF-LIVING INCREASES IN PENSIONS, RETIREMENT ALLOWANCES AND ANNUITIES PAYABLE TO CERTAIN RETIRED EMPLOYEES OF THE COMMONWEALTH AND ITS POLITICAL SUBDIVISIONS.

Resolved, That the retirement law commission is hereby authorized and directed to make an investigation and study of the subject matter of current senate document numbered 531, providing for increased limits for payment of cost-of-living increases in pensions, retirement allowances and annuities payable to certain retired employees of the commonwealth and its political subdivisions; and of current house documents numbered 208, providing for cost-of-living increases in pensions, retirement allowances and annuities payable to certain retired employees of the commonwealth and its political subdivisions; 209, providing for cost-of-living increases in pensions, retirement allowances and annuities payable to certain retired employees of the commonwealth and its political subdivisions; 804, amending and clarifying 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; 1510, removing certain limitations on cost-of-living increases in pensions, retirement allowances and annuities payable to certain retired employees of the commonwealth and its political subdivisions; 2244, amending the act providing for cost-of-living increases in pensions, retirement allowances and annuities to certain retired employees of the commonwealth and its political subdivisions; 3709, increasing the allowance payable to certain veterans who are retired for reasons of ordinary disability; and 3713, providing for cost-of-living increases in pensions, retirement allowances and annuities payable to certain retired employees of the commonwealth and its political subdivisions. 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 such recommendations into effect, by filing the same with the clerk of the house of representatives on or before the third Wednesday of December, nineteen hundred and sixty-eight.

Approved April 25, 1968.

Chap. 26. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE CONSUMERS' COUNCIL RELATIVE TO THE PROCEDURES USED BY LOCAL CREDIT BUREAUS.

Resolved, That the consumers' council is hereby authorized and directed to make an investigation and study relative to the procedures used by local credit bureaus. 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 such recommendations into effect, by filing the same with the clerk of the house of representatives on or before the first Wednesday of November, nineteen hundred and sixty-eight. *Approved April 25, 1968.*

Chap. 27. RESOLVE IN FAVOR OF DRAWBRIDGE TENDERS OF CERTAIN BRIDGES IN ESSEX COUNTY.

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 each Essex county drawbridge tender who was transferred to the department of public works pursuant to chapter six hundred and four of the acts of nineteen hundred and sixty-five a sum of money equal to the amount he would have received as vacation pay from said county up to July first, nineteen hundred and sixty-six. *Approved May 6, 1968.*

Chap. 28. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE DEPARTMENT OF PUBLIC HEALTH OF ATMOSPHERIC POLLUTION IN THE CITY OF QUINCY.

Resolved, That the department of public health is hereby authorized and directed to make an investigation and study of atmospheric pollution in the city of Quincy, with particular reference to determining means of abating the same, and any other related matters 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 house of representatives on or before the third Wednesday of December, nineteen hundred and sixty-eight. *Approved May 6, 1968.*

Chap. 29. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE BOARD OF HIGHER EDUCATION RELATIVE TO ESTABLISHING SCHOLARSHIPS FOR CERTAIN STUDENTS.

Resolved, That the board of higher education shall make an investigation and study of the subject matter of current senate document numbered 208, to aid Puerto Ricans, Portuguese and other non-English speaking persons in the commonwealth in gaining facility in the use of English and in developing other skills, and current house documents numbered 175, providing for expenses of higher education for children of certain Vietnam veterans; 176, providing for university extension courses free of charge for Vietnam veterans; 238, authorizing the trustees of southeastern Massachusetts technological institute to es-

tablish certain courses; 301, directing the board of higher education to establish certain university extension courses for police officers of cities and towns; 361, authorizing the trustees of southeastern Massachusetts technological institute to maintain a school of nursing; 362, authorizing and directing the department of education to supply certain veterans with textbooks at no charge; 966, to amend the educational assistance program of the commonwealth to include the children of one hundred per cent wartime service-connected disabled veterans; 971, requiring the board of trustees of state colleges to establish a course at the state college at Boston for the purpose of training students to give instructions to mentally retarded children; 975, to amend the definition of veteran and increase the age of eligibility for reimbursement for higher education of children of certain deceased veterans; 1213, establishing education scholarships for certain children of certain employees of the department of correction who are killed or die in the performance of duty; 1984, authorizing the granting of scholarships to students at community colleges by the board of regional community colleges; 2338, providing for full time merit scholarships at state community colleges; 2350, requiring the department of education to publish lists of scholarships available for students; 2477, establishing a system of scholarships for students interested in careers in law enforcement; 2679, establishing the John F. Kennedy scholarships for students interested in government service; 3102, relative to the reimbursement of certain children of deceased members of the armed forces for certain expenses incidental to their higher education; and 3105, authorizing the granting of scholarships to students at community colleges by the board of regional community colleges. 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 last Wednesday of December in the current year.

Approved May 6, 1968.

Chap. 30. RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO THE NEED FOR REVISING THE PROCEDURAL CRIMINAL LAWS OF THE COMMONWEALTH.

Resolved, That the judicial council be requested to investigate the subject matter of the investigation proposed by current house document numbered 1031, relative to the need for revising the procedural criminal laws of the commonwealth, 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 11, 1968.*

Chap. 31. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE WATER RESOURCES COMMISSION RELATIVE TO ALLOWING FISHING IN LUDLOW RESERVOIR AND COBBLE MOUNTAIN RESERVOIR IN THE TOWNS OF OTIS, BLANDFORD AND GRANVILLE.

Resolved, That the water resources commission is hereby authorized and directed to make an investigation and study of the subject matter

of current house documents numbered 3357, allowing fishing in Cobble Mountain reservoir in the towns of Otis, Blandford and Granville, and 3563, relative to allowing fishing in Ludlow reservoir. 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 such recommendations into effect, by filing the same with the clerk of the house of representatives on or before the third Wednesday of December, nineteen hundred and sixty-eight.

Approved May 18, 1968.

Chap. 32. RESOLVE INCREASING THE SCOPE OF THE INVESTIGATION AND STUDY BY THE PLANNING DIVISION IN THE DEPARTMENT OF COMMERCE AND DEVELOPMENT RELATIVE TO PLANNING AND ZONING BY CITIES AND TOWNS.

Resolved, That the division of planning in the department of commerce and development, authorized by chapter one hundred and forty-one of the resolves of nineteen hundred and sixty-seven to make an investigation and study relative to planning and zoning by cities and towns, shall, in the course of its investigation and study, consider the subject matter of current house document numbered 4005, pertaining to restrictions upon land available for the construction of single family dwellings. *Approved May 18, 1968.*

Chap. 33. RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO AUTHORIZING THE JUSTICE OF THE COURT UPON CONVICTION OF A DEFENDANT TO ORDER THE SENTENCE TO BE SERVED IN PART AT THE HOUSE OF CORRECTION AND ORDER SUSPENSION OF THE REMAINDER AND A PROBATIONARY PERIOD IF SO WARRANTED, IN HIS DISCRETION.

Resolved, That the judicial council be requested to investigate the subject matter of current house document numbered 2503, authorizing the justice of the court upon conviction of a defendant to order the sentence to be served in part at the house of correction and order suspension of the remainder and a probationary period if so warranted, in his discretion, 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 18, 1968.*

Chap. 34. RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO PERMITTING THE ADOPTION OF CHILDREN NUNC PRO TUNC UNDER CERTAIN CIRCUMSTANCES.

Resolved, That the judicial council be requested to investigate the subject matter of current house document numbered 1629, relative to permitting the adoption of children nunc pro tunc under certain cir-

cumstances, 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 18, 1968.

Chap. 35. RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO PROVIDING FOR THE PROOF OF CONVICTION OF CRIMES OF DISHONESTY AND OF THE MAKING OF FALSE STATEMENTS TO AFFECT CREDIBILITY.

Resolved, That the judicial council be requested to investigate the subject matter of current house document numbered 2010, relative to providing for the proof of conviction of crimes of dishonesty and of the making of false statements to affect credibility, 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 18, 1968.

Chap. 36. RESOLVE FURTHER REVIVING AND CONTINUING 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 AND AUTHORIZING SAID COMMISSION TO FILE REPORTS FROM TIME TO TIME.

Resolved, That the special commission established by chapter one hundred and forty-three of the resolves of nineteen hundred and sixty-five, and revived and continued under the provisions of chapter one hundred and twelve of the resolves of nineteen hundred and sixty-six, is hereby further revived and continued. Said commission may file reports from time to time.

Approved May 24, 1968.

Chap. 37. RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO THE ESTABLISHMENT OF A CONSUMER COURT SECTION WITHIN THE DISTRICT COURTS.

Resolved, That the judicial council be requested to investigate the subject matter of current senate document numbered 374, relative to the establishment of a consumer court section within the 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 24, 1968.

Chap. 38. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE DEPARTMENT OF PUBLIC WORKS RELATIVE TO THE PROPOSED RELOCATION OF ROUTE 213, AS PART OF A CIRCUMFERENTIAL HIGHWAY NORTH OF LOWELL.

Resolved, That the department of public works is hereby authorized and directed to make an investigation and study relative to the proposed relocation of state highway Route 213, as part of a circumferential

highway north of the city of Lowell. Said department shall consider the recommendations made by it as a result of the study authorized by chapter one hundred and forty-four of the resolves of nineteen hundred and sixty-five. 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 house of representatives on or before the third Wednesday of December, nineteen hundred and sixty-eight. *Approved May 24, 1968.*

Chap. 39. 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 one of the resolves of nineteen hundred and sixty-eight, shall, in the course of its investigation and study, consider the subject matter of the investigation and study proposed by current house document numbered 3377, relative to muffler control on motorcycles for the purpose of curbing noise.

Approved May 24, 1968.

Chap. 40. RESOLVE INCREASING THE SCOPE OF THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO CERTAIN MATTERS PERTAINING TO EMBALMING AND FUNERAL DIRECTING.

Resolved, That the special commission, established by chapter one hundred and ten of the resolves of nineteen hundred and sixty-seven, and revived and continued under the provisions of chapter one of the resolves of nineteen hundred and sixty-eight, shall, in the course of its investigation and study, consider the subject matter of current house document numbered 2462, prohibiting the sale of merchandise at cemeteries by certain persons. *Approved May 24, 1968.*

Chap. 41. RESOLVE INCREASING THE SCOPE OF THE INVESTIGATION AND STUDY BY THE PLANNING DIVISION OF THE DEPARTMENT OF COMMERCE AND DEVELOPMENT RELATIVE TO PLANNING AND ZONING BY CITIES AND TOWNS.

Resolved, That the division of planning in the department of commerce and development, authorized to make an investigation and study by chapter one hundred and forty-one of the resolves of nineteen hundred and sixty-seven, shall, in the course of its investigation and study, consider the subject matter of current senate documents numbered 834, relating to the construction of residences upon undersized lots acquired after the adoption of requirements or increased requirements; and 835, defining "definitive plan" in the subdivision control law and making other changes in said law relating to preliminary and definitive plans.

Approved May 24, 1968.

Chap. 42. RESOLVE INCREASING THE SCOPE OF THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY TO DEVELOP A MASTER PLAN AND PROGRAM FOR TAXATION WITHIN THE COMMONWEALTH.

Resolved, That the special commission, established by chapter one hundred and sixty-two of the resolves of nineteen hundred and sixty-seven, shall, in the course of its investigation and study, consider the subject matter of current senate documents numbered 724, to provide for the taxation of faculty houses and dormitories of literary and educational institutions; and 725, providing for reasonable assessments for police and fire protection to owners of certain real property exempt from taxation; of current house documents numbered 408, providing for the reimbursement from loss of taxes through abatement of taxes on school property where the fair value of such property exceeds twenty per cent of the total valuation of the real property in such municipality; 581, relative to the exemption from local taxation of charitable organizations with respect to real estate occupied or used wholly or in part as an institution for educational purposes or as a private school in which the major portion of the student body pays the tuition; and 913, providing for the taxation of student dormitories of literary and educational institutions; of the investigation and study proposed by current house document numbered 1146, relative to establishing a real estate tax ceiling and any matters related thereto; of current house documents numbered 2138, providing for reasonable assessments for police protection to owners of certain real property exempt from taxation; and 2139, authorizing cities and towns to impose charges on certain tax-exempt institutions, including public authorities, for fire protection services actually provided, and authorizing certain other negotiated arrangements; of the investigation and study proposed by current house document numbered 2281, relative to the advisability and feasibility of granting certain tax abatements as incentives to eradicating slum areas; of current house document numbered 2440, providing for the taxation of faculty houses and dormitories of literary and educational institutions; of the investigation and study proposed by current house document numbered 2604, relative to the effect that tax exemption to educational institutions effect the tax base of the cities and towns; of current house documents numbered 2609, providing that colleges and universities exempted from taxation be required to use certain sums for the purposes of providing scholarships for residents of the commonwealth or for the purpose of reducing the tuition charged such residents; 2863, relative to the assessment of the valuation of certain pipe lines, machinery, poles, wires and underground conduits; 3740, providing that assessors of respective cities and towns where personal property of telephone and telegraph companies is located shall determine the valuation of said property; and 3741, providing for the taxation of certain poles, wires, cables and fixtures.

Approved May 24, 1968.

Chap. 43. RESOLVE INCREASING THE SCOPE OF THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO WAYS OF FOSTERING THE GROWTH OF THE CARRIAGE OF FREIGHT BY AIRCRAFT.

Resolved, That the special commission, established by chapter one hundred and twenty-two of the resolves of nineteen hundred and sixty-seven and revived and continued under the provisions of chapter one of the resolves of nineteen hundred and sixty-eight, shall, in the course of its investigation and study, consider the subject matter of the investigation and study proposed by current house document numbered 3200, relative to the problems of unloading at the Port of Boston.

Approved May 24, 1968.

Chap. 44. 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 one of the resolves of nineteen hundred and sixty-eight, shall, in the course of its investigation and study, consider the subject matter of current senate documents numbered 672, relating to premium rates for and requirements for performance and payment bonds in the construction industry; 689, to permit arbitration of disputes involving contracts for public building projects; and 700, providing for methods of payment on public consulting services performed by architects and engineers; and of current house documents numbered 1547, to require bid bonds to accompany bids submitted in connection with public building projects; 1550, to require performance and payment bonds on public building construction; 2115, to require separate contracts for plumbing, heating and electrical work; 3038, providing for a commonwealth of Massachusetts contracts register; 3192, permitting the rejection of general bids without rejecting subbids; 3194, to invalidate certain requirements in the construction industry; 3196, relative to the enforcement of labor and material bonds for buildings; 3197, to invalidate certain requirements for indemnity in the construction industry; and 3457, requiring general contractors to accept the lowest responsible subbidders as to whom no objections have been made in connection with certain contracts made with public authorities.

Approved May 24, 1968.

Chap. 45. RESOLVE INCREASING THE SCOPE OF THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY OF THE PROBLEMS OF WATER POLLUTION IN THE COMMONWEALTH AND THE LAWS THEREOF RELATING TO WATER POLLUTION.

Resolved, That the special commission, established by chapter one hundred and ten of the resolves of nineteen hundred and sixty-six and most recently revived and continued under the provisions of chapter

one of the resolves of nineteen hundred and sixty-eight, shall, in the course of its investigation and study, consider the subject matter of current house document numbered 3022, regulating the discharge of sewage waste from certain boats. *Approved May 24, 1968.*

Chap. 46. RESOLVE INCREASING THE SCOPE OF THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO THE CONSTRUCTION OF RECREATION AREAS IN THE METROPOLITAN DISTRICT.

Resolved, That the special commission, established by chapter thirty-five of the resolves of nineteen hundred and sixty-six, and most recently revived and continued under the provisions of chapter one of the resolves of nineteen hundred and sixty-eight, shall, in the course of its investigation and study, consider the subject matter of current senate documents numbered 136, requiring the metropolitan district commission to acquire land of the city of Boston in the Mattapan district of said city and construct thereon an ice skating rink and swimming pool; 831, directing the metropolitan district commission to build a skating rink in the city of Malden; 848, authorizing the metropolitan district commission to construct an artificial ice skating rink in the metropolitan district reservation and certain other facilities at Nantasket beach in the town of Hull; of current house documents numbered 288, authorizing and directing the metropolitan district commission to construct and operate an extension to the Mayor William T. Shea memorial skating rink in Quincy for use exclusively by children up to and including twelve years of age and parents or adult chaperones, when accompanying such children; of the investigation and study proposed by current house document numbered 928, relative to authorizing and directing said commission to construct and maintain a fully enclosed ice skating rink in the town of Arlington; of current house documents numbered 930, providing for the construction and maintenance by the metropolitan district commission of a covered ice skating rink in the town of Canton; 1178, providing for the construction and maintenance by the metropolitan district commission of recreational facilities within the ward eleven section of Boston and appropriating a sum of money for such purpose; 1422, relative to the erection of a covered skating rink by the metropolitan district commission parks division within the town of Wakefield; 1949, authorizing and directing the metropolitan district commission to assume control of certain land in the Hyde Park district of the city of Boston; 1961, authorizing the metropolitan district commission to construct an artificial ice skating rink in the metropolitan district reservation and certain other facilities at Nantasket Beach in the town of Hull; 2144, authorizing and directing the metropolitan district commission to assume control of certain land in the Jamaica Plain district of the city of Boston; 2145, authorizing and directing the metropolitan district commission to replace the recreational facilities in wards eleven and nineteen of the city of Boston which will be eliminated by the construction of the Southwest expressway; 2146, providing for the construction and maintenance by the metropolitan district commission of recreational facilities within the ward eleven and ward nineteen section of Boston and appropriating a sum of money for such purpose; 2147,

authorizing and directing the metropolitan district commission to assume control of certain land in the Jamaica Plain section of Boston; 2154, to provide for the purchase of a North End waterfront recreation area in Boston for the metropolitan parks district; 2296, to construct a swimming pool and skating rink at Healy field in the Roslindale section of the city of Boston; 2297, to construct and maintain a little league ball field in Jamaica Plain section of the city of Boston; 2454, directing the metropolitan district commission to erect and maintain portable basketball equipment in the metropolitan district commission skating rink at Washington park, Suffolk county; 2458, providing for the construction and maintenance by the metropolitan district commission of recreational facilities within the ward nineteen section of Boston and appropriating a sum of money for such purpose; 2636, authorizing the metropolitan district commission to construct squash, handball and basketball courts at the veterans of Foreign Wars parkway adjacent to Walter Bryan skating rink in West Roxbury; 2641, authorizing and directing the metropolitan district commission to construct a health, recreation, bathing pool facility and play area for retarded and handicapped children on land in the Mystic River reservation in the city of Somerville; 2643, providing for the construction of a covered outdoor skating rink in the city of Lynn; 2645, providing for the construction of a covered outdoor skating rink in ward five or ward six in the city of Lynn; 3078, authorizing and directing the metropolitan district commission to construct and maintain a fully enclosed ice skating rink in the town of Arlington; 3083, to provide recreational facilities for Roslindale children; of the investigation and study proposed by current house document numbered 3087, relative to off season use of metropolitan district commission ice skating rinks; of current house documents numbered 3221, authorizing and directing the metropolitan district commission to construct and maintain a covered skating rink in the town of Arlington; 3225, authorizing the metropolitan district commission to construct a covered skating rink in the city of Medford; 3500, authorizing and directing the metropolitan district commission to erect and maintain a ski area and a golf course at Breakheart reservation in the town of Saugus; 3512, authorizing and directing the metropolitan district commission to take over the care, maintenance and control of a certain playground known as Comerford park in the Dorchester section of the city of Boston; 3749, authorizing and directing the metropolitan district commission to construct an ice skating rink on certain land in the town of Weymouth; 3753, authorizing the metropolitan district commission to construct and maintain a skating rink in Dilboy field in Somerville; and 3755, authorizing the metropolitan district commission to make skiing facilities in the Blue Hills available to children sixteen years of age and under.

Approved May 24, 1968.

Chap. 47. RESOLVE INCREASING THE SCOPE OF 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, and most recently revived and continued under the provisions of chapter one of the resolves of nineteen hundred and sixty-eight, shall, in the course of its investigation and study, consider the subject matter of current house document numbered 927, authorizing cities and towns to establish historic districts by ordinance or by-law.

Approved May 24, 1968.

Chap. 48. RESOLVE INCREASING THE SCOPE OF THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO THE EXTENT OF THE USE OF HARMFUL, INJURIOUS OR ILLEGAL DRUGS WITHIN THE COMMONWEALTH.

Resolved, That the special commission, established by chapter one hundred and sixty-four of the resolves of nineteen hundred and sixty-seven, shall, in the course of its investigation and study, consider the subject matter of the investigations and studies proposed by current senate documents numbered 639, relative to the sale and distribution of exempt narcotic drugs, and 653, relative to the use of harmful drugs on college campuses; of current house document numbered 870, providing for the civil commitment and rehabilitation of narcotic addicts; of the investigations and studies proposed by current house documents numbered 1355, relative to the use of harmful or illegal drugs on college campuses, and 1911, relating to the use, possession, dispensing and sale of marijuana; and of current house document numbered 3762, relative to harmful drugs and misbranding food. *Approved May 24, 1968.*

Chap. 49. 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 and most recently revived and continued by chapter one hundred and seventy-one of the resolves of nineteen hundred and sixty-seven, shall, in the course of its investigation and study, consider the subject matter of current house document numbered 986, relative to Sunday entertainment permits to be issued to holders of licenses for the sale of alcoholic beverages.

Approved May 24, 1968.

Chap. 50. RESOLVE INCREASING THE SCOPE OF THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO MATTERS AFFECTING WORKMEN'S COMPENSATION.

Resolved, That the special commission established by chapter one hundred and nine of the resolves of nineteen hundred and sixty-seven and revived and continued under the provisions of chapter one of the resolves of the current year, shall, in the course of its investigation and study, consider the subject matter of current house document numbered 1185, permitting mayors, city councillors and selectmen to be placed under workmen's compensation. *Approved May 24, 1968.*

Chap. 51. RESOLVE INCREASING THE SCOPE OF THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO "NEARBY" DIFFERENTIAL PAYMENTS TO MASSACHUSETTS MILK PRODUCERS.

Resolved, That the special commission, established by chapter fifty of the resolves of nineteen hundred and sixty-seven, and revived and continued under the provisions of chapter one of the resolves of nineteen hundred and sixty-eight, shall, in the course of its investigation and study, consider the subject matter of current senate document numbered 420, protecting the consumer by extending the jurisdiction of the department of agriculture. *Approved May 24, 1968.*

Chap. 52. RESOLVE INCREASING THE SCOPE OF THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO THE SALE OR MANUFACTURE OF EYEGLASS OR SUNGLASS FRAMES CONTAINING COMBUSTIBLE MATERIALS AND OTHER MATTERS RELATIVE THERETO.

Resolved, That the special commission, established by chapter sixty-six of the resolves of nineteen hundred and sixty-seven, and revived and continued under the provisions of chapter one of the resolves of nineteen hundred and sixty-eight, shall, in the course of its investigation and study, consider the subject matter of current house documents numbered 2257, prohibiting the dispensing of eyeglass or sunglass frames having a cellulose nitrate base; 3436, prohibiting the sale or manufacture of eyeglass or sunglass frames containing combustible materials; and 3437, requiring that eyeglasses and sunglasses be fitted with plastic lenses or tempered or case-hardened lenses.

Approved May 24, 1968.

Chap. 53. RESOLVE INCREASING THE SCOPE OF THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO PROGRAMS AND FACILITIES FOR THE TREATMENT OF ALCOHOLICS.

Resolved, That the special commission, established by chapter fifteen of the resolves of nineteen hundred and sixty-seven, shall, in the course of its investigation and study, consider the subject matter of the investigation and study proposed by current senate document numbered 658, relative to the confinement of intoxicated persons and alcoholics; of current house documents numbered 880, regulating the establishment and operation of halfway houses, so called, and rehabilitation centers for alcoholics and persons addicted to drugs; 2835, authorizing the department of public health to establish a "halfway house" for the rehabilitation of alcoholics; and 3763, to establish and maintain a comprehensive program for the control of drunkenness and the prevention and treatment of alcoholism. *Approved May 24, 1968.*

Chap. 54. RESOLVE INCREASING THE SCOPE OF THE SPECIAL COMMISSION ESTABLISHED TO MAKE 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 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 the special commission established by chapter eighty-six of the resolves of nineteen hundred and sixty-six and most recently revived and continued under the provisions of chapter one of the resolves of nineteen hundred and sixty-eight, shall, in the course of its investigation and study, consider the subject matter of current senate document numbered 443, authorizing the department of natural resources to acquire islands in Boston harbor for outdoor recreation purposes, and to develop and maintain the same; and of current house document numbered 2046, establishing the Boston harbor state park.

Approved May 24, 1968.

Chap. 55. RESOLVE INCREASING THE SCOPE OF THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO THE MINIMUM WAGE LAW AND MATTERS RELATED THERETO.

Resolved, That the special commission, established by chapter one hundred and fifty-seven of the resolves of nineteen hundred and sixty-seven and revived and continued by chapter one of the resolves of nineteen hundred and sixty-eight, shall, in the course of its investigation and study, consider the subject matter of current senate document numbered 10, relative to protecting trainees under the wage and hour law, and of current house document numbered 422, relative to protecting certain employees under the wage and hour law.

Approved May 24, 1968.

Chap. 56. RESOLVE AUTHORIZING AND DIRECTING THE DEPARTMENT OF PUBLIC WORKS TO MAKE AN INVESTIGATION AND STUDY PROVIDING SAFE LOCATIONS FOR PERSONS TO FISH AT THE SLADE'S FERRY BRIDGE UPON ITS COMPLETION IN THE CITY OF FALL RIVER.

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 subject matter of current house document numbered 3361, providing safe locations for persons to fish at the Slade's Ferry Bridge, so-called, upon its completion in the city of Fall River. 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 the third Wednesday of December in the current year.

Approved May 24, 1968.

Chap. 57. RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO EXEMPTING REAL ESTATE FROM THE OPERATION OF THE OMITTED CHILD STATUTE UNLESS A CLAIM IS SEASONABLY FILED.

Resolved, That the judicial council be requested to investigate the subject matter of current house document numbered 2013, relative to exempting real estate from the operation of the omitted child statute unless a claim is seasonably filed, 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 24, 1968.*

Chap. 58. RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO LIMITING ENFORCEMENT OF GOVERNMENTAL LAWS AND REGULATIONS RESPECTING BUILDINGS.

Resolved, That the judicial council be requested to investigate the subject matter of current house document numbered 2014, relative to limiting enforcement of governmental laws and regulations respecting buildings, 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 24, 1968.*

Chap. 59. RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO THE APPOINTMENT OF A GUARDIAN AD LITEM TO REPRESENT INCOMPETENT CHILDREN OR ISSUE OMITTED FROM WILLS AND TO REQUIRE A PETITION FOR THE PROBATE OF A WILL TO STATE WHETHER ANY OMITTED CHILD OR ISSUE OR THE SURVIVING HUSBAND OR WIDOW IS INCOMPETENT.

Resolved, That the judicial council be requested to investigate the subject matter of current house document numbered 2015, providing for the appointment of a guardian ad litem to represent incompetent children or issue omitted from wills and to require a petition for the probate of a will to state whether any omitted child or issue or the surviving husband or widow is incompetent, 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 24, 1968.

Chap. 60. RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO ESTABLISHING THE UNIFORM LAND SALES PRACTICE ACT.

Resolved, That the judicial council be requested to investigate the subject matter of current house document numbered 3298, relative to establishing the uniform land sales practice act, 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 24, 1968.

Chap. 61. RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO THE REVISED UNIFORM PRINCIPAL AND INCOME ACT.

Resolved, That the judicial council be requested to investigate the subject matter of current house document numbered 3299, establishing the revised uniform principal and income act, 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 24, 1968.

Chap. 62. RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO CONSPIRACIES.

Resolved, That the judicial council be requested to investigate the subject matter of current house document numbered 1814, relative to conspiracies, 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 24, 1968.*

Chap. 63. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO THE FEASIBILITY OF ESTABLISHING THE NORTH RIVER AUTHORITY IN THE CITIES OF SALEM, PEABODY AND BEVERLY.

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 relative to the feasibility of establishing the North River Authority in the cities of Salem, Peabody and Beverly for the purpose of taking over the control of the North River in said cities with a view of filling in said river, constructing a culvert and utilizing and developing the resulting land area and any other related matters thereto.

Approved May 31, 1968.

Chap. 64. RESOLVE CONTINUING THE INVESTIGATION AND STUDY BY THE WATER RESOURCES COMMISSION RELATIVE TO FURTHER REGULATING THE TAKING AND HOLDING BY THE TOWN OF WEST SPRINGFIELD OF WATER WITHIN THE TOWN OF SOUTHWICK.

Resolved, That the water resources commission is hereby authorized and directed to continue the investigation and study authorized by chapter eighty-seven of the resolves of nineteen hundred and sixty-

seven. Said commission may file reports from time to time but shall file its final report not later than the last Wednesday of June, nineteen hundred and sixty-eight. *Approved May 31, 1968.*

Chap. 65. RESOLVE INCREASING THE SCOPE OF THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO THE ENFORCEMENT OF THE LAWS PROHIBITING AIR POLLUTION.

Resolved, That the special commission, established by chapter sixty of the resolves of nineteen hundred and sixty-five and most recently revived and continued under the provisions of chapter one of the resolves of the current year, shall, in the course of its investigation and study, consider the subject matter of current house documents numbered 961, restricting the sulphur content of fuel oil; and 1584, regulating the sulphur content of fuel. *Approved May 31, 1968.*

Chap. 66. RESOLVE INCREASING THE SCOPE OF THE INVESTIGATION AND STUDY BY THE PLANNING DIVISION OF THE DEPARTMENT OF COMMERCE AND DEVELOPMENT RELATIVE TO PLANNING AND ZONING BY CITIES AND TOWNS.

Resolved, That the planning division of the department of commerce and development shall, in the course of its investigation and study under the provisions of chapter one hundred and forty-one of the resolves of nineteen hundred and sixty-seven, consider the subject matter of the investigation and study proposed by current house document numbered 2639, relative to the feasibility of establishing a land use control law, and of current house documents numbered 3227, relative to the application of certain changes in zoning ordinances or by-laws, 3499, establishing the uniform planning and zoning act, and 3508, relative to petitions filed with planning boards. *Approved May 31, 1968.*

Chap. 67. RESOLVE INCREASING THE SCOPE OF THE INVESTIGATION AND STUDY BY THE DEPARTMENT OF MENTAL HEALTH RELATIVE TO THE ESTABLISHMENT OF SCHOOLS FOR PRACTICAL NURSES AND OTHER RELATED MATTERS.

Resolved, That the department of mental health shall, in the course of its investigation and study authorized by chapter twelve of the resolves of nineteen hundred and sixty-eight, consider the subject matter of current house document numbered 3605, providing for a handicap service index under direction of the department of mental health. *Approved June 3, 1968.*

Chap. 68. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE PESTICIDE BOARD RELATING TO THE BONDING OF APPLICATORS OF PESTICIDES.

Resolved, That the pesticide board in the department of public health is hereby authorized and directed to make an investigation and study of the subject matter of current senate document numbered 414 relative to the bonding of applicators of pesticides. 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 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-eight. *Approved June 6, 1968.*

Chap. 69. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE DEPARTMENT OF COMMERCE AND DEVELOPMENT RELATIVE TO THE FEASIBILITY OF DEVELOPING A PLAN FOR A MODEL MOBILE HOME PARK TO BE OCCUPIED BY ELDERLY PERSONS.

Resolved, That the department of commerce and development is hereby authorized and directed to make an investigation and study of the feasibility and costs of developing a plan for a model mobile home park to be occupied by elderly persons. 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 house of representatives on or before the third Wednesday of December, nineteen hundred and sixty-eight.

Approved June 10, 1968.

Chap. 70. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE COUNTY COMMISSIONERS OF MIDDLESEX COUNTY RELATIVE TO PURCHASING PRACTICES OF SAID COUNTY AND THE FEASIBILITY OF ESTABLISHING A CENTRAL PURCHASING SYSTEM.

Resolved, That the county commissioners of Middlesex county are hereby authorized and directed to make an investigation and study relative to present purchasing practices of said county with particular reference to the feasibility of establishing a central purchasing system. For the purpose of retaining the services of a management consultant firm, the commissioners may expend from any available funds in the county treasury such sums as may be necessary for the aforesaid purposes but not to exceed twenty thousand dollars. Said commissioners shall report to the general court the results of their investigation and study, and their 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 fourth Wednesday of December, nineteen hundred and sixty-eight.

Approved June 10, 1968.

Chap. 71. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE METROPOLITAN DISTRICT COMMISSION RELATIVE TO VARIOUS CONSTRUCTION AND IMPROVEMENT PROJECTS.

Resolved, That the metropolitan district commission is hereby authorized and directed to make an investigation and study of the subject matter of current senate documents numbered 812, directing the metropolitan district commission to dredge the channel of the Muddy river in the city of Boston and improve the same and lands adjacent thereto; and of current house documents numbered 289, authorizing and directing the metropolitan district commission to acquire the site of the

Bunker Hill quarry and adjacent portion of the granite railway in Quincy by gift, purchase or eminent domain as a part of the Blue Hills reservation; 1171, directing the metropolitan district commission to construct an overpass across Revere Beach parkway at the intersection of Lewis street in the city of Everett; 1175, providing for the construction and maintenance by the metropolitan district commission of a pedestrian overpass at the intersection of Nonantum and Brook streets in the vicinity of the Monsignor Daly recreation center in the Brighton district of the city of Boston; 1424, authorizing and directing the metropolitan district commission to acquire the site of the Bunker Hill quarry and adjacent portion of the granite railway in Quincy by gift, purchase or eminent domain as a part of the Blue Hills reservation; 1566, authorizing and directing the metropolitan district commission to cover Linden brook in Revere and tributaries running to the Northeast expressway; and of the investigation and study proposed by current house document numbered 1764, concerning flood control of the Muddy river; and current house documents numbered 2157, authorizing and directing the metropolitan district commission to make necessary improvements to James Jackson Storrow Memorial driveway; 3085, providing for the construction of either a pedestrian overpass or underpass at Neponset Circle in the Dorchester section of the city of Boston; 3090, authorizing and directing the metropolitan district commission to remove a certain structure; 3220, authorizing the metropolitan district commission to construct an overpass on the Alewife Brook parkway to facilitate access to the swimming pool located at Dilboy field; 3501, authorizing and directing the metropolitan district commission to construct a culvert in the town of Arlington and the city of Somerville; 3506, authorizing and directing the metropolitan district commission to assume the operation of the pumping station located in the city of Chelsea; 3513, providing additional funds for the metropolitan district commission for the improvement of the Neponset river and its tributaries; 3515, transferring the care, maintenance and control of certain land near Ponkapoag Pond in the town of Randolph to said town from the metropolitan district commission; and 3752, authorizing and directing the metropolitan district commission to construct a culvert in the town of Arlington and the city of Somerville. 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 such recommendations into effect, by filing the same with the clerk of the house of representatives on or before the third Wednesday of December, nineteen hundred and sixty-eight.

Approved June 10, 1968.

Chap. 72. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE DEPARTMENT OF NATURAL RESOURCES AND THE METROPOLITAN DISTRICT COMMISSION RELATIVE TO AUTHORIZING AND DIRECTING THE DEPARTMENT OF NATURAL RESOURCES TO CARRY OUT CERTAIN WATER MANAGEMENT PROJECTS ON THE NEPONSET RIVER AND TO ACQUIRE CERTAIN LANDS ADJACENT TO THE RIVER FOR CONSERVATION AND RECREATION PURPOSES.

Resolved, That the department of natural resources and the metropolitan district commission, acting jointly, are hereby authorized and

directed to make an investigation and study of the subject matter of current house document numbered 1641, relative to authorizing and directing the department of natural resources to carry out certain water management projects on the Neponset river and to acquire certain lands adjacent to the river for conservation and recreation purposes. For such purposes the said department and commission, acting jointly, may expend such sums as may be appropriated therefor. The said department and commission shall report jointly to the general court the results of their investigation and study, and their 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 third Wednesday of December, nineteen hundred and sixty-eight. *Approved June 10, 1968.*

Chap. 73. RESOLVE INCREASING THE SCOPE OF THE INVESTIGATION AND STUDY BY THE DEPARTMENT OF NATURAL RESOURCES RELATIVE TO FURTHER REGULATING THE TAKING OF LOBSTERS, FISH AND EDIBLE CRABS.

Resolved, That the department of natural resources shall, in the course of its investigation and study authorized by chapter thirteen of the resolves of the current year, consider the subject matter of current senate document numbered 80, and current house documents numbered 3269, 3821, 4156, 4232, 4248, 4318 and 4320.

Approved June 10, 1968.

Chap. 74. RESOLVE REVIVING AND CONTINUING AND 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 revived and continued by chapter one hundred and twelve of the resolves of nineteen hundred and sixty-six, is hereby revived and continued. Said commission shall, in the course of its investigation and study, consider the subject matter of current house document numbered 309, relative to unlawfully carrying chemical mace or similar device.

Approved June 11, 1968.

Chap. 75. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO THE CONSTRUCTION OF A NEW COURT HOUSE FOR THE DISTRICT COURT OF CHELSEA.

Resolved, That a special commission, consisting of two members of the city council of the city of Boston, two members of the city council of the city of Chelsea, and two members of the city council of the city of Revere, said members to be designated by the president of the city council of said cities, respectively, is hereby authorized to make an investigation and study of the subject matter of current house document numbered 3244, providing for the construction of a new court house for the district court of Chelsea. *Approved June 11, 1968.*

Chap. 76. RESOLVE INCREASING THE SCOPE OF THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO MATTERS AFFECTING WORKMEN'S COMPENSATION.

Resolved, That the special commission, established by chapter one hundred and nine of the resolves of nineteen hundred and sixty-seven and revived and continued under the provisions of chapter one of the resolves of nineteen hundred and sixty-eight, shall, in the course of its investigation and study, consider the subject matter of current senate documents numbered 12, to help paraplegics and other permanently handicapped employees, by providing for permanent and partial weekly payments; 13, providing a more equitable method for determining temporary and partial incapacity payments for paraplegics and other partially incapacitated employees; 14, giving paraplegics and other permanently and totally incapacitated employees the benefit of future increases in weekly compensation; 157, relative to the improving of the workmen's compensation law; 158, clarifying the law with respect to notice of claim under the workmen's compensation law; 159, relative to rehabilitation under the workmen's compensation act; 160, providing for conditional acceptances of workmen's compensation act; and of current house documents numbered 70, removing arbitrary restrictions on the qualifications of certain physicians to testify in workmen's compensation cases; 72, simplifying procedures relative to the notification to the division of industrial accidents of the renewal of workmen's compensation policies; 426, providing for reemployment rights for injured workers; 429, reducing the waiting period in workmen's compensation; 430, establishing maximum workmen's compensation benefits at two thirds of wages; 441, giving paraplegics and other permanently handicapped employees, whether totally or partially incapacitated, the benefits of subsequent increases in weekly payments; 442, providing a more equitable method for determining temporary and partial incapacity for paraplegics and other partially incapacitated employees; 443, giving to future totally and permanently incapacitated paraplegics, and other permanently and totally incapacitated employees, the benefit of later increases in weekly payments; 444, helping paraplegics and other permanently handicapped employees, by providing for permanent and partial weekly payments; 445, helping paraplegics and other permanently handicapped employees by providing elective lifetime weekly payments; 614, expediting payments of workmen's compensation; 615, clarifying compensation rates for aggravated and reoccurring injuries; 629, facilitating the employment or reemployment of disabled workers by expanding the functions of the second injury fund; 1973, making workmen's compensation awards due and payable immediately upon determination by the industrial accident board examiner that the accident is compensable; 2316, providing for the notification of injured employees of their rights under the workmen's compensation law for payments to disfigurement and loss of function; 2464, relative to persons who qualify as impartial physicians under the workmen's compensation act; 2465, increasing the maximum compensation for total and partial incapacity under the workmen's compensation act; 2466, relative to payments for certain ear injuries under the workmen's compensation act; 2467, increasing the compensation for dependents

under the workmen's compensation act; and of the investigations and studies proposed by current house documents numbered 2663, relative to the unwarranted delay in paying compensation under the workmen's compensation act in certain cases; and 2665, relative to the handling of cases by the industrial accident board. *Approved June 11, 1968.*

Chap. 77. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION OF THE FEASIBILITY OF LICENSING AND REGULATING THE USE OF SNOW TRAVELING VEHICLES.

Resolved, That a special commission, to consist of three members of the senate, five 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 of the subject matter of current house documents numbered 3568, licensing snow traveling vehicles; and 3569, providing for the registration of snowmobiles by the division of motorboats and regulating the use thereof.

Approved June 11, 1968.

Chap. 78. RESOLVE CONTINUING THE INVESTIGATION AND STUDY BY THE CONSUMERS' COUNCIL RELATIVE TO THE MAINTENANCE OF CENTRALLY LOCATED TELEVISION ANTENNAE PROVIDING SERVICE TO HOMEOWNERS BY CABLE.

Resolved, That the consumers' council is hereby authorized and directed to continue the investigation and study authorized by chapter seventy-five of the resolves of nineteen hundred and sixty-seven. Said council shall file its final report not later than June fifteenth, nineteen hundred and sixty-eight. *Approved June 12, 1968.*

Chap. 79. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE METROPOLITAN AREA PLANNING COUNCIL RELATIVE TO THE OPERATION OF A SYSTEM OF METROPOLITAN ATHLETIC CENTERS FOR SCHOOLBOY AND OTHER RELATED USE.

Resolved, That the metropolitan area planning council is hereby authorized and directed to make an investigation and study of the subject matter of current senate document numbered 815, relative to authorizing and directing the metropolitan district commission to plan, construct, maintain and operate a system of metropolitan athletic centers for schoolboy and other related use. 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 third Wednesday of December, nineteen hundred and sixty-eight. *Approved June 17, 1968.*

Chap. 80. 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 by chapter one of the resolves of nineteen hundred and sixty-eight, shall, in the course of its investigation and study, consider the problems relating to the high rates charged for electricity in the city of Fitchburg and the reasons therefor. *Approved June 18, 1968.*

Chap. 81. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO THE FEASIBILITY OF ESTABLISHING A DEPARTMENT OF TRANSPORTATION.

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, is hereby established for the purpose of making an investigation and study relative to the feasibility of establishing a department of transportation for the purpose of handling all transportation problems. *Approved June 18, 1968.*

Chap. 82. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO ALLEVIATING THE SHORTAGE OF NURSES IN THE COMMONWEALTH.

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 alleviating the shortage of nurses in the commonwealth. *Approved June 18, 1968.*

Chap. 83. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE DEPARTMENT OF NATURAL RESOURCES RELATIVE TO THE PROTECTION OF THE APPALACHIAN TRAIL.

Resolved, That the department of natural resources is hereby authorized and directed to make an investigation and study of the subject matter of current senate document numbered 431 and current house document numbered 2048, relative to protecting the Appalachian Trail, including in its investigation a study of alternative locations for the Appalachian Trail which will increase its scenic, historic and recreational values, and a plan for the development and protection of the Appalachian and associated Trails. 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 representatives on or before the second Wednesday of January, nineteen hundred and sixty-nine. *Approved June 18, 1968.*

Chap. 84. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO THE FINANCING OF POLITICAL CAMPAIGNS AND OTHER RELATED MATTERS.

Resolved, That a special commission, to consist of three members of the senate, four members of the house of representatives, the chairman of the Democratic state committee, the chairman of the Republican state committee, 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 house documents numbered 676, further regulating the disclosures of campaign expenditures and contributions, 1447, further regulating the disclosures of campaign expenditures and contributions, of the investigation and study proposed by current house document numbered 3272, relative to the feasibility of establishing a fund for each major political party, of current house documents numbered 3652, further regulating the disclosures of campaign expenditures and contributions, and 4176, providing adequate financing for the conduct of the post-primary campaigns of candidates for state-wide elective offices in the commonwealth.

Approved June 18, 1968.

Chap. 85. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE DEPARTMENT OF COMMERCE AND DEVELOPMENT RELATIVE TO ESTABLISHING A LOW-INCOME RESIDENTIAL REHABILITATION LOAN GUARANTY PROGRAM TO BE ADMINISTERED BY THE DEPARTMENT OF COMMERCE AND DEVELOPMENT.

Resolved, That the department of commerce and development is hereby authorized and directed to make an investigation and study of the subject matter of current house document numbered 1760, relative to establishing a low-income residential rehabilitation loan guaranty program to be administered by the department of commerce and development. 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 house of representatives on or before the third Wednesday of December, nineteen hundred and sixty-eight. *Approved June 18, 1968.*

Chap. 86. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE DEPARTMENT OF PUBLIC WORKS RELATIVE TO CERTAIN RECREATIONAL, HIGHWAY AND HARBOR IMPROVEMENTS AND OTHER RELATED MATTERS.

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 documents numbered 282, authorizing the state department of public works to take over the care, control and maintenance of part of Sea street and part of the Southern Artery and Washington street in the city of Quincy; 385, authorizing the department of public works to construct a skating rink in the city of New Bedford; 378, authorizing and directing the department of public works to dredge, widen and reconstruct the Spicket River in the city of Lawrence and the

town of Methuen; 387, directing the department of public works to dredge the Palmer Cove area in the city of Salem; 499, providing for the establishment of a special commission to study the problem of providing better protection along the coast line of the commonwealth against loss of life and property caused by storms; 502, authorizing and directing the division of waterways to dredge the Monatiquot river in the town of Braintree; 503, providing for certain improvements in the Monatiquot river from the Shaw street bridge to the Braintree-Randolph line for the purpose of protection against flood; 758, authorizing and directing the department of public works to perform certain work in Scituate harbor, Scituate; 1054, directing the division of waterways to dredge and clean Middlesex canal in the city of Woburn; 1057, authorizing and directing the department of public works to protect the shores and beaches of the commonwealth in Essex county from the effects of erosion and storms; 1277, authorizing and directing the department of public works to construct a culvert in the Sales Creek area at the intersection of Revere Beach parkway and Standish road in the city of Revere; 1495, directing the department of public works to construct and maintain state owned and operated highway inspection and weigh-in scale stations; 1851, changed, directing the department of public health to dredge and clean the Nemasket river in the town of Middleborough; 2222, authorizing and directing the department of public works to reconvey certain land to the city of Holyoke; 2224, providing that a certain license granted by the department of public works to maintain existing solid fill in and over certain tidewaters in Saugus river in the town of Saugus be irrevocable; 2286, prohibiting the department of public works from constructing a major through-highway linking a bridge crossing the Fore river with the Southeast Expressway or Route 3 in the city of Quincy and the towns of Braintree and Milton; 2627, authorizing the department of public works to reconstruct a railroad bridge in the city of Gardner; 2887, directing the department of public works to construct an access road in the city of Lawrence; 3363, directing the department of public works, through its division of waterways, to provide for beach improvements and shore restoration work in the Hough's Neck section of the city of Quincy; 3364, directing the department of public works to restore and repair the sea wall in the Merrymount section of the city of Quincy; 3365, directing the department of public works to erect a sea wall and to do certain other related seashore preservation work in the city of Quincy. 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 house of representatives on or before the third Wednesday in December, nineteen hundred and sixty-eight.

Approved June 18, 1968.

Chap. 87. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION OF THE PROBLEMS OF UNEMPLOYMENT IN THE COMMONWEALTH.

Resolved, That a special commission, to consist of three members of the senate, seven members of the house of representatives, the associate commissioner of the division of curriculum and instruction in the de-

partment of education, or his designee, the acting director of the bureau of vocational education in said department, or his designee, the assistant commissioner of the division of state and federal assistance in said department, or his designee, the commissioner of administration in the executive office for administration and finance, or his designee, the director of the division of employment security in the department of labor and industries, or his designee, and three persons to be appointed by the governor, of whom one shall be a representative of organized labor, one a professional educator, and one a representative of industry, is hereby established for the purpose of making an investigation and study of the problems of the unemployed in the cities and towns of the commonwealth and possible solutions therefor, particularly as related to substandard housing areas and areas of chronic unemployment.

Approved June 18, 1968.

Chap. 88. RESOLVE EXTENDING THE TIME WITHIN WHICH THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO THE ADVISABILITY OF ESTABLISHING A STATE FIRE ACADEMY, AND OTHER MATTERS RELATED THERETO, SHALL FILE ITS REPORT.

Resolved, That the time within which a special commission established by chapter seventy-six of the resolves of nineteen hundred and sixty-six shall complete its investigation and study and file its final report is extended to the first Wednesday in February, nineteen hundred and sixty-nine. *Approved June 19, 1968.*

Chap. 89. RESOLVE EXTENDING THE TIME WITHIN WHICH THE SPECIAL COMMISSION, ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO SUCH CHANGES IN THE LAWS AS MAY BE DESIRABLE IF THE HOME RULE AMENDMENT, SO-CALLED, TO THE CONSTITUTION IS ADOPTED, SHALL COMPLETE ITS INVESTIGATION AND STUDY AND FILE ITS FINAL REPORT.

Resolved, That the time within which the special commission, established by chapter one hundred and thirty-one of the resolves of nineteen hundred and sixty-five, and most recently revived and continued under the provisions of chapter one of the resolves of nineteen hundred and sixty-eight, shall complete its investigation and study and file its final report is hereby extended to June thirtieth, nineteen hundred and sixty-nine. *Approved June 19, 1968.*

Chap. 90. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE MASSACHUSETTS BAY TRANSPORTATION AUTHORITY AND THE MASSACHUSETTS PORT AUTHORITY RELATIVE TO THE FEASIBILITY OF OPERATING A HIGH-SPEED TRANSPORTATION SYSTEM FROM GENERAL EDWARD LAWRENCE LOGAN INTERNATIONAL AIRPORT TO DOWNTOWN BOSTON.

Resolved, That the Massachusetts Bay Transportation Authority and the Massachusetts Port Authority are hereby authorized and directed to make a joint investigation and study relative to the feasibility

of operating an improved high-speed public transportation system from the General Edward Lawrence Logan International Airport administration building and from the Massachusetts Bay Transportation Authority airport station to points in downtown Boston. Said authorities shall report to the general court the results of their joint investigation and study, and their recommendations, if any, together with drafts of legislation necessary to carry their recommendations into effect, by filing the same with the clerk of the house of representatives on or before the third Wednesday of December, nineteen hundred and sixty-eight.

Approved June 19, 1968.

Chap. 91. RESOLVE IN FAVOR OF THE WIDOW OF FRANK G. RICO.

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 Frank G. Rico, 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 June 19, 1968.*

Chap. 92. RESOLVE INCREASING THE SCOPE OF THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO THE ELIGIBILITY FOR UNEMPLOYMENT COMPENSATION FOR EMPLOYEES UNEMPLOYED BECAUSE OF A LABOR DISPUTE.

Resolved, That the special commission, established by chapter sixty-nine of the resolves of nineteen hundred and sixty-seven, shall, in the course of its investigation and study, consider the subject matter of current senate document numbered 880, to clarify the lockout section of the unemployment compensation law. *Approved June 22, 1968.*

Chap. 93. RESOLVE FURTHER 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 most recently revived and continued under the provisions of chapter one of the resolves of nineteen hundred and sixty-eight, shall, in the course of its investigation and study, consider the subject matter of current senate documents numbered 47, 48, 57, 341, 344, 360, 361, 362, 363, 367 and 379, and current house documents numbered 1007, 1011, 1025, 1043, 1263, 1264, 1473, 1816, 1817, 1838, 1839, 2945, 2948, 3126, 3307, 3317, 3334, 3335 and 3932. *Approved June 22, 1968.*

Chap. 94. RESOLVE REQUESTING THE ADVISORY COUNCIL ON EDUCATION TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO THE ESTABLISHMENT OF A CO-OPERATIVE EDUCATION PROGRAM IN STATE COLLEGES AND THE UNIVERSITY OF MASSACHUSETTS.

Resolved, That the advisory council on education is hereby requested to investigate the establishment of a co-operative education program in the state colleges and the University of Massachusetts 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 22, 1968.

Chap. 95. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION OF THE MASSACHUSETTS STATE THROAT CULTURE PROGRAM.

Resolved, That a special commission, to consist of two members of the senate, three members of the house of representatives, the commissioner of public health or his designee, and three persons to be appointed by the governor, is hereby established for the purpose of making an investigation and study of the present Massachusetts State Throat Culture Program, to ascertain its adequacy to meet the increasing demand for services from Massachusetts physicians and the advisability of making changes in or expansion of the program in order to effectively prevent rheumatic fever and acute nephritis.

Approved June 22, 1968.

Chap. 96. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION OF THE LAWS OF THE COMMONWEALTH RELATIVE TO BARBERING, BARBER SHOPS, AND BARBER SCHOOLS AND COLLEGES.

Resolved, That a special commission, to consist of three members of the senate, five members of the house of representatives and six persons to be appointed by the governor, of whom one shall be a member of the board of registration of barbers, one a representative of barber schools, one a representative of the Associated Master Barbers and Beauticians of America, and one a member of the Massachusetts State Association of Journeymen Barbers, is hereby established for the purpose of making an investigation and study of the laws of the commonwealth relative to the occupation of barbering, the regulation of barber shops and the conduct of barber schools and colleges.

Approved June 22, 1968.

Chap. 97. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO COMPULSORY BASIC PROTECTION INSURANCE FOR ALL REGISTERED MOTOR VEHICLES AND AMENDING AND REPEALING LAWS RELATED THERETO AND CERTAIN OTHER MATTERS RELATED TO MOTOR VEHICLE LIABILITY INSURANCE.

Resolved, That a special commission, to consist of three members of the senate, five members of the house of representatives, and five per-

sons 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 documents numbered 40, providing that classifications of risk and premium charges under the compulsory motor vehicle liability insurance law shall be uniform throughout the commonwealth; and of the investigation and study proposed by current house document numbered 195, relative to any action taken by the commissioner of insurance relative to classification of risks based on accident involvement; of current house documents numbered 468, authorizing a mandatory offer of property damage automobile insurance; 696, providing for compulsory property damage dual option insurance for all registered motor vehicles and amending and repealing laws related thereto; 699, to require motor vehicle liability insurance for property damage; 701, providing that classifications of risks and premium charges under the compulsory motor vehicle liability insurance law be uniform throughout the commonwealth; 703, establishing a motor vehicle accident compensation board and defining its powers and duties; 999, directing the commissioner of insurance to provide for a reduction in motor vehicle insurance premium for certain drivers; of the investigation and study proposed by current house document numbered 1002, relative to all aspects of the rates for compulsory motor vehicle insurance; of current house documents numbered 1003, amending the compulsory motor vehicle insurance laws and matters related thereto; 1005, providing for compulsory personal injury protection for all registered motor vehicles, defining such protection, creating a motor vehicle accident indemnification corporation, limiting the right to claim certain damages in certain actions in tort and amending certain laws pertaining thereto; 1457, to require compulsory motor vehicle liability insurance for each licensed operator, instead of each motor vehicle, thereby establishing just and reasonable insurance rates for individuals; 1458, to require the commissioner of insurance to expand the number of classifications of risks for private passenger cars; of the investigation and study proposed by current house document numbered 1459, relative to methods and procedures used by insurance companies in settling motor vehicle accident claims and in cancelling motor vehicle policies; of current house documents numbered 1460, providing that classifications of risks and premium charges under the compulsory motor vehicle liability insurance law be uniform throughout the commonwealth; 1812, providing that classifications of risks and premium charges under the compulsory motor vehicle liability insurance law be uniform throughout the commonwealth; 2005, to provide compensation to those injured by an accident arising out of the ownership, operation, maintenance, control or use of a motor vehicle on the public places of the commonwealth and for the compensation of the dependents of those injured or killed; of the investigation and study proposed by current house document numbered 2198, relative to all aspects of the rates for compulsory motor vehicle insurance; of current house documents numbered 2712, providing for compulsory basic protection insurance for all registered motor vehicles and amending and repealing laws related thereto; 2939, providing that classifications of risks and premium charges under the compulsory motor vehicle liability insurance law be uniform throughout the commonwealth; 2940, prohibiting special classification based on age relative to risks and premium charges for compulsory motor vehicle insurance; 3125, to

require motor vehicle liability insurance for property damage; 3292, relative to the establishment of a merit rating system and providing a surcharge on motor vehicle insurance premiums operated by certain persons; 3294, to provide compensation to those injured by an accident arising out of the ownership, operation, maintenance, control or use of a motor vehicle on the places of the commonwealth and for the compensation of the dependents of those injured or killed; 3660, providing that classification of risks and premium charges under the compulsory motor vehicle liability insurance law be uniform throughout the commonwealth; and 3661, creating a state control board to assist in the fixing and establishing of reasonable, just and nondiscriminatory premium charges for motor vehicle liability insurance. Said commission may require by summons the attendance and testimony of witnesses and the production of books and papers. *Approved June 22, 1968.*

Chap. 98. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO THE METHODS BY WHICH THE STATE RETIREMENT SYSTEMS ARE FINANCED AND OTHER RELATED MATTERS.

Resolved, That a special commission, to consist of three members of the senate, five members of the house of representatives, the state treasurer 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 method by which the state's retirement systems are financed, with particular reference to but not limited to sections twenty to twenty-four, inclusive, and section twenty-seven of chapter thirty-two of the General Laws. Said commission shall, in the course of its investigation and study, consider the subject matter of current house document numbered 2582, authorizing an investment in common stocks of the funds of the state employees retirement system and the teachers retirement system. *Approved June 22, 1968.*

Chap. 99. RESOLVE INCREASING THE SCOPE OF THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO MATTERS AFFECTING WORKMEN'S COMPENSATION.

Resolved, That the special commission, established by chapter one hundred and nine of the resolves of nineteen hundred and sixty-seven, and revived and continued under the provisions of chapter one of the resolves of nineteen hundred and sixty-eight, shall, in the course of its investigation and study, consider the subject matter of current senate document numbered 931, providing workmen's compensation benefits for employees in industries in which they are exposed to beryllium compounds and who contract beryllium poisoning and relating to examination and reports of such claimants. *Approved June 29, 1968.*

Chap. 100. RESOLVE PROVIDING FOR A CONTINUATION OF THE INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO PROVIDING FOR THE SPECIAL ADJUDICATION OF YOUTHFUL OFFENDERS.

Resolved, That the judicial council be requested to continue the investigation provided for by chapter one hundred and sixty-three of the

resolves of nineteen hundred and sixty-seven, 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 29, 1968.

Chap. 101. RESOLVE INCREASING THE SCOPE OF THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO THE EXTENT OF THE USE OF HARMFUL, INJURIOUS OR ILLEGAL DRUGS WITHIN THE COMMONWEALTH AND AUTHORIZING SAID COMMISSION TO FILE REPORTS FROM TIME TO TIME.

Resolved, That the special commission, established by chapter one hundred and sixty-four of the resolves of nineteen hundred and sixty-seven, shall, in the course of its investigation and study, consider the subject matter of current senate documents numbered 54, authorizing a police officer to arrest a person for uttering a false prescription to procure drugs; 55, authorizing a police officer to arrest certain persons who are suspected of being in illegal possession of harmful drugs; and of current house documents numbered 477, prohibiting the sale of narcotic drugs to minors; 478, requiring the serving of a minimum sentence for inducing a minor to use narcotic drugs; 1258, relative to arrest without a warrant of persons found in unlawful possession of harmful drugs; 1260, relative to search warrants in connection with harmful drugs and implements used therewith; 1261, relative to the forfeiture and disposition of harmful drugs, articles, implements and paraphernalia used in, for, or in connection with the unlawful possession or use of any harmful drug; 2202, relative to the forging of a prescription in order to obtain certain harmful drugs; 2203, making the first offense for certain sales, possession and distribution of narcotic drugs a felony; 2371, permitting arrest without warrant in the case of certain offenses involving the purchase of certain narcotics; 2517, increasing the penalty for unlawful possession of harmful drugs and making unlawful such possession with intent to sell; 2518, making a first offense of manufacturing or producing narcotic drugs without a license a felony; 2722, increasing the penalty for possession of certain instruments; 2723, relative to the penalty for failure of certain manufacturers and pharmacists to properly label a narcotic drug; 2724, providing for the issuance of search warrants in connection with the unlawful possession of harmful drugs; and 3302, further regulating the possession and control of narcotic drugs. Said commission may file reports from time to time.

Approved June 29, 1968.

Chap. 102. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO REGULATIONS GOVERNING THE OPERATION OF SCHOOL BUSES AND OTHER RELATED MATTERS.

Resolved, That a special commission, to consist of three members of the senate, five members of the house of representatives, the commissioner of public safety, or his designee, the chairman of the public utilities commission, or his designee, and four 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 house documents numbered 1683, requiring the operator of a school bus to be secured by a safety seat belt, 1866, relative to requirements for equipment and operation of school buses, and 2054, requiring seat belts on school buses; of the investigation and study proposed by current house document numbered 2397, relative to regulations governing the operation of school buses and the feasibility of making changes in the same; of current house documents numbered 2773, requiring school committees to initiate school bus routes to prevent school children from crossing certain highways, 2987, providing for the safety of children while boarding or alighting from a school bus, and 3163, relative to school bus regulations; and of the investigation and study proposed by current house document numbered 3165, relative to improving safety standards on school buses. *Approved June 29, 1968.*

Chap. 103. RESOLVE INCREASING THE SCOPE OF THE SPECIAL COMMISSION ESTABLISHED TO MAKE 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 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 the special commission, established by chapter eighty-six of the resolves of nineteen hundred and sixty-six, and most recently revived and continued under the provisions of chapter one of the resolves of nineteen hundred and sixty-eight, shall, in the course of its investigation and study, consider the subject matter of current house document numbered 430, establishing the Boston Harbor State Park. *Approved June 29, 1968.*

Chap. 104. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO THE FEASIBILITY OF ESTABLISHING PUBLIC UTILITY CORRIDORS.

Resolved, That a special commission, consisting of the commissioner of natural resources, the chairman of the public utilities commission and five persons to be appointed by the governor, is hereby established to make an investigation and study of the feasibility, including the cost of establishing public utility corridors on a long range basis for joint use by public utilities. Said commission shall consider not only the convenience of the utilities but also the economic use of land and the effect of said corridors on municipalities and conservation programs.

Approved July 2, 1968.

Chap. 105. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO THE ESTABLISHMENT OF GUARANTEED ANNUAL INCOME PLANS IN THE COMMONWEALTH.

Resolved, That an unpaid special commission, to consist of three members of the senate, five members of the house of representatives and

three persons appointed by the governor, is hereby established for the purpose of making an evaluation and study relative to the feasibility and consequences of a guaranteed annual income program and other related matters, with a view toward providing a minimum standard of living for all families in the commonwealth while simultaneously reducing state expenditures for welfare by adopting such incentives in the program that individual initiative will be encouraged and reliance upon payments from the state decreased. *Approved July 2, 1968.*

Chap. 106. 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 one of the resolves of nineteen hundred and sixty-eight, is hereby authorized to file reports from time to time. *Approved July 2, 1968.*

Chap. 107. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO THE FEASIBILITY OF PROVIDING ADEQUATE NONINSTITUTIONAL LIVING ACCOMMODATIONS FOR ELDERLY PATIENTS OF MENTAL INSTITUTIONS.

Resolved, That a special commission, to consist of two members of the senate, four 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 feasibility of providing adequate noninstitutional living accommodations for elderly patients of mental institutions. *Approved July 3, 1968.*

Chap. 108. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION OF THE PROBLEMS OF UNEMPLOYMENT IN LOW INCOME AREAS.

Resolved, That a special commission, to consist of three members of the senate, five members of the house of representatives, the commissioner of labor and industries or his designee, the commissioner of commerce and development or his designee, the director of the commonwealth service corps or his designee, the director of the division of employment security or his designee, and nine persons to be appointed by the governor, two of whom shall be representatives of industry, two of whom shall be representatives of organized labor, the chairman of the Massachusetts Taxpayers Foundation or his designee, two of whom shall be representatives of organizations dedicated to improving the welfare of residents of low-income neighborhoods, and two of whom shall be residents of low-income areas, is hereby established for the purpose of making an investigation and study of the problems of unemployment in low-income areas, and methods of providing opportunities for employ-

ment to residents of these areas, including the encouragement of municipalities in the use of industrial development bonds in low-income areas, the possibility of establishment of neighborhood centers, sheltered workships and apprentice training centers to motivate potential workers in low-income areas and to provide training, education and programs to improve facilities in these areas, the possibility of encouraging the location of industries in low-income areas by corporate income tax incentives or real estate tax abatements, the possibility of providing commonwealth educational opportunity grants to residents of these areas and the possibility of matching federal funds for such grants, and the possibility of facilitating transportation of workers from low-income areas to suburban centers of employment, with a view to determining how the resources of the private sector of our economy may best be combined with the action of government at all levels to alleviate unemployment in low-income areas. *Approved July 3, 1968.*

Chap. 109. RESOLVE FURTHER CONTINUING THE INVESTIGATION AND STUDY BY THE GROUP INSURANCE COMMISSION RELATIVE TO AUTHORIZING A DEDUCTION FROM THE PENSIONS OF RETIRED SCHOOL TEACHERS FOR THE PAYMENT OF CERTAIN INSURANCE PREMIUMS.

Resolved, That the group insurance commission is hereby authorized and directed to further continue the investigation and study authorized by chapter eighteen of the resolves of nineteen hundred and sixty-seven and continued by chapter fourteen of the resolves of nineteen hundred and sixty-eight. Said commission shall file its final report not later than the third Wednesday of December, nineteen hundred and sixty-eight.

Approved July 3, 1968.

Chap. 110. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO THE USE OF HUMAN BEINGS IN EXPERIMENTS CONDUCTED IN STATE INSTITUTIONS AND FACILITIES.

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 use of human beings in experiments conducted in institutions and facilities of the commonwealth, the practices and procedures presently engaged in and the extent and frequency of such experiments, with the purpose of preventing the use of human beings in any experiment the consequences of which are not fully disclosed to, or understood by, the person whose consent to such experiments is sought, and of prohibiting any experiment which violates accepted scientific, medical or ethical standards.

Approved July 9, 1968.

Chap. 111. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE RETIREMENT LAW COMMISSION RELATIVE TO THE METHOD OF COMPUTING COST-OF-LIVING INCREASES IN CERTAIN PENSIONS.

Resolved, That the retirement law commission is hereby authorized and directed to make an investigation and study of the subject matter

of current house document numbered 521, relative to changing the method of computing cost-of-living increases in certain pensions, retirement allowances and annuities. 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 third Wednesday of December, nineteen hundred and sixty-eight. *Approved July 9, 1968.*

Chap. 112. RESOLVE INCREASING THE SCOPE OF THE INVESTIGATION AND STUDY BY THE RETIREMENT LAW COMMISSION RELATIVE TO CERTAIN BENEFITS PROVIDED FOR WIDOWS AND WIDOWERS UNDER THE RETIREMENT LAW AND THE FEASIBILITY OF INCREASING SUCH BENEFITS.

Resolved, That the retirement law commission shall, in the course of its investigation and study authorized by chapter twenty-four of the resolves of nineteen hundred and sixty-eight, include the subject matter of current house document numbered 3380, changed, increasing the retirement allowance of metropolitan district commission police, capitol police, captain of detectives, certain state police and of police and firefighters in towns and firefighters in districts who retire under the veterans retirement law. *Approved July 9, 1968.*

Chap. 113. RESOLVE INCREASING THE SCOPE OF THE SPECIAL COMMISSION ESTABLISHED TO DEVELOP A MASTER PLAN AND PROGRAM FOR TAXATION WITHIN THE COMMONWEALTH.

Resolved, That the special commission, established by chapter one hundred and sixty-two of the resolves of nineteen hundred and sixty-seven, shall, in the course of its investigation and study, consider the subject matter of current house document numbered 4262, providing that a corporation may enter into partnerships.

Approved July 11, 1968.

Chap. 114. RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO PROHIBITING CERTAIN PERSONS FROM PROSECUTING CRIMINAL CASES.

Resolved, That the judicial council be requested to investigate the subject matter of current house document numbered 2716, relative to prohibiting certain persons from prosecuting criminal cases, 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 July 11, 1968.

Chap. 115. RESOLVE ESTABLISHING A SPECIAL COMMISSION TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO A SUITABLE MEMORIAL TO MEMBERS OF THE ARMED FORCES OF THE UNITED STATES FROM THE COMMONWEALTH WHO LOST THEIR LIVES IN VIETNAM.

Resolved, That a special commission, to consist of three members of the senate, five members of the house, and five persons to be ap-

pointed by the governor, is hereby established to make an investigation and study relative to a suitable memorial to be established in the commonwealth to honor the members of the armed forces of the United States from the commonwealth who lost their lives in Vietnam.

Approved July 11, 1968.

Chap. 116. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE DEPARTMENT OF NATURAL RESOURCES RELATIVE TO PROVIDING FOR THE ACQUISITION BY THE COMMONWEALTH OF SOUTH CAPE BEACH IN THE TOWN OF MASHPEE AND THE MAINTENANCE THEREOF.

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 document numbered 4321, providing for the acquisition by the commonwealth of South Cape beach in the town of Mashpee and the maintenance thereof. 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 third Wednesday of December, nineteen hundred and sixty-eight. *Approved July 11, 1968.*

Chap. 117. RESOLVE IN FAVOR OF IRVING ADAMS AND RICHARD ADAMS.

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 Irving Adams, father of Richard Adams, a minor, and to said Richard Adams, jointly, both of Framingham, the sum of five thousand dollars, as compensation for personal injuries sustained by Richard Adams and as reimbursement for medical expenses incurred by Irving Adams for Richard Adams arising out of an accident which occurred on June third, nineteen hundred and sixty-seven in front of the premises of Natoli's, Inc., 225 Worcester Road, Framingham, when Richard Adams came upon the scene of armed robbery and murder and while attempting to assist the victim of the armed robbery and murder was shot and wounded by the assailant, suffering severe, permanent and disabling injuries and incurring as a result thereof extensive medical bills. No payment shall be made hereunder until there is filed with the comptroller an agreement signed by said Irving Adams and Richard Adams that the amount to be paid, if any, for legal services rendered in connection with the passage of this resolve shall not exceed ten per cent of said sum. *Approved July 15, 1968.*

Chap. 118. RESOLVE IN FAVOR OF PETER CANN AND RUTH L. CANN.

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 Peter Cann and Ruth L. Cann of Boxborough, the sum of twelve thousand five hundred dollars less any pro tanto settlement received by said Peter Cann and Ruth L. Cann in full settlement and satisfaction of a taking by the commonwealth of certain access rights on Route 111 in the town of Boxborough from said

Peter Cann and Ruth L. Cann on October eleventh, nineteen hundred and sixty-one by virtue of an order dated September nineteenth, nineteen hundred and sixty-one, recorded on October third, nineteen hundred and sixty-one in the Middlesex Registry of Deeds, the time having expired within which a petition could legally be brought for the assessment of damages because of such land taking. *Approved July 15, 1968.*

Chap. 119. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO THE ESTABLISHMENT OF CRITERIA FOR THE CONSTRUCTION, MAINTENANCE AND PERIODIC INSPECTION OF DAMS IN THE COMMONWEALTH.

Resolved, That a special commission, to consist of one member of the senate, two members of the house of representatives, the commissioner of administration, the commissioner of public works, the commissioner of natural resources, the chairman of the metropolitan district commission, the director of civil defense, the commissioner of public safety, the director of building construction, or their respective designees, and four persons to be appointed by the governor, one of whom shall be a county commissioner, and one of whom shall be a member of the Associated Industries of Massachusetts, is hereby established for the purpose of making an investigation and study of the laws and procedures by which reservoirs, reservoir dams and mill dams are constructed and maintained in the commonwealth. Said commission shall consult with representatives of the United States Army Corps of Engineers and the New England regional flood control compacts of which Massachusetts is a member, and with other qualified persons, regarding the establishment of criteria for the approval of plans and specifications and standards of safety in the construction and maintenance of such dams and reservoirs. Said commission shall make recommendations concerning the appropriate procedures for the establishment and review of such criteria and standards, the appropriate state agency which shall have the responsibility of establishing and implementing such procedures and a system for the periodic inspection and cataloguing of all reservoirs and dams in the commonwealth.

Approved July 15, 1968.

Chap. 120. RESOLVE PROVIDING FOR A STUDY OF DREDGING AND CHANNEL IMPROVEMENTS IN THE CHICOPEE AND SWIFT RIVERS.

Resolved, That the department of public works, through its division of waterways, is hereby authorized and directed to make an investigation and study relative to the improvement of the Chicopee river watershed extending from Chicopee Falls dam to Three Rivers Road bridge, in the town of Palmer, and including the Swift river from the village of Bondsville, in the town of Palmer, to the Route 9 highway bridge with a view to dredging said river, clearing the banks and providing recreational facilities therein. The department may expend for said purposes such sums as may be appropriated therefor. 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 the third Wednesday of December, nineteen hundred and sixty-eight.

Approved July 15, 1968.

Chap. 121. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE METROPOLITAN DISTRICT COMMISSION RELATIVE TO ACQUIRING CERTAIN LAND ALONG THE NEPONSET RIVER FOR RECREATIONAL AND PARK PURPOSES.

Resolved, That the metropolitan district commission is hereby authorized and directed to make an investigation and study of current house document numbered 291, authorizing the metropolitan district commission to acquire certain land along the Neponset river in the city of Quincy for park purposes. Said commission shall also consider acquiring land along said river in the town of Milton and in the Dorchester district of the city of Boston for recreation and park purposes. 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 third Wednesday of December in the current year.

Approved July 16, 1968.

Chap. 122. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE DEPARTMENT OF PUBLIC WORKS RELATIVE TO DREDGING CERTAIN WATERS OF THE COMMONWEALTH.

Resolved, That the department of public works is hereby authorized and directed to make an investigation and study of current house documents numbered 745, providing for the dredging by the department of public works of a certain portion of Bass river in the city of Beverly; and 3691, authorizing and directing the division of waterways of the department of public works to dredge Belle Isle fishing inlet and the waters adjacent to Orient heights and the harbor view section in the East Boston district of the city of Boston. 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 the third Wednesday of December, nineteen hundred and sixty-eight.

Approved July 18, 1968.

Chap. 123. RESOLVE INCREASING THE SCOPE OF THE INVESTIGATION AND STUDY BY THE PLANNING DIVISION OF THE DEPARTMENT OF COMMERCE AND DEVELOPMENT RELATIVE TO PLANNING AND ZONING BY CITIES AND TOWNS.

Resolved, That the division of planning in the department of commerce and development shall, in the course of its investigation and study authorized by chapter one hundred and forty-one of the resolves of nineteen hundred and sixty-seven, consider the subject matter of the report of the legislative research council relative to restricting the zoning power to city and county governments, current senate document numbered 1133.

Approved July 18, 1968.

Chap. 124. RESOLVE IN FAVOR OF GEORGE C. TOUMPOURAS.

Resolved, That, in order to satisfy a moral obligation of the commonwealth, and subject to appropriation, there be paid out of the state treasury to George C. Toumpouras of Cohasset the sum of nineteen thousand four hundred and ninety-seven dollars and eighty-four cents for wages he would have earned during the period from December thirty-first, nineteen hundred and sixty-three to July twenty-ninth, nineteen hundred and sixty-six, inclusive, as a correctional social worker in the department of correction, from which position he was on leave of absence to serve as associate commissioner of public works, and to which position he would have returned on December thirty-first, nineteen hundred and sixty-three, upon the legislative reorganization of the state department of public works and the abolition of said office of associate commissioner of public works, but for his indictment for bribery on charges brought by the Massachusetts crime commission, which indictment was subsequently nolle prossed. Said George C. Toumpouras shall be reinstated in his said position as correctional social worker without loss of seniority, retirement, and other rights which would have accrued to him had he been allowed to return to said position on said December thirty-first, nineteen hundred and sixty-three. *Approved July 19, 1968.*

Chap. 125. RESOLVE IN FAVOR OF CATHERINE D. CROWLEY, WIDOW OF CORNELIUS J. CROWLEY.

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 Catherine D. Crowley, widow of Cornelius J. Crowley of Brookline, the sum of two thousand seven hundred and seventy-four dollars and forty-seven cents, as compensation for injury sustained and as reimbursement for medical expenses incurred by him, arising out of an injury which occurred on or about March twelfth, nineteen hundred and sixty-three while in the performance of his duties as a lieutenant detective inspector for the department of public safety. No payment shall be made hereunder until there is filed with the comptroller an agreement signed by said Catherine D. Crowley 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 19, 1968.*

Chap. 126. RESOLVE REVIVING THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO CERTAIN CIVIL SERVICE AND PUBLIC PERSONNEL ADMINISTRATION MATTERS.

Resolved, That the special commission, established by chapter eighty of the acts of nineteen hundred and sixty-five, and most recently revived and continued by chapter one hundred and twelve of the resolves of nineteen hundred and sixty-six, is hereby revived for the sole purpose of paying certain bills contracted by it for services and supplies, notwithstanding the fact that said commission had filed its final report.

Said commission may expend for such purposes from the balance available in item 0267–07 of section two of chapter one hundred and thirty-two of the acts of nineteen hundred and sixty-eight.

Approved July 19, 1968.

Chap. 127. RESOLVE PROVIDING FOR AN EXAMINATION OF ELM PARK IN THE CITY OF WORCESTER BY THE MASSACHUSETTS HISTORICAL COMMISSION WITH A VIEW TO ITS CERTIFICATION AS AN HISTORIC LANDMARK.

Resolved, That the Massachusetts historical commission is hereby requested to examine the area in the city of Worcester known as Elm Park, bounded by Park Avenue, Elm Street, Russell Street and Highland street, with a view to certifying said park as an historic landmark as provided in section twenty-seven of chapter nine of the General Laws, the acquisition of said land by the city of Worcester, in the year one thousand eight hundred and fifty-four, being alleged to be the first purchase of land in the United States set aside specifically for a public park.

Approved July 19, 1968.

Chap. 128. RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO PERMITTING CITIES AND TOWNS TO AUTHORIZE THE INSTALLATION AND OPERATION OF COMMUNITY ANTENNA TELEVISION SYSTEMS AND FOR THE REGULATION THEREOF IN COOPERATION WITH A STATE ADVISORY BOARD.

Resolved, That the judicial council be requested to investigate the subject matter of current house document numbered 4837, 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 July 20, 1968.

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 1968, passed 731 Acts and 128 Resolves, which received executive approval, and 1 Act which received executive approval on July 20, 1968, 1 Act which received executive approval on July 23, 1968, 9 Acts which received executive approval on July 24, 1968 and 18 Acts which received executive approval on July 25, 1968, after prorogation of the general court, and 11 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 28 Acts with his objections thereto in writing. Upon said 15 Acts his objections were sustained, upon 10 Acts his objections were not sustained and upon 3 Acts the general court failed to take action.

One (1) Act entitled, "An Act enabling the retirement for ordinary disability of Eliot P. Marks, a former employee of the city of Boston" (Chapter 645) 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.

Fifteen (15) Acts entitled, respectively, "An Act authorizing Mabel R. Atwood to join the contributory retirement system of the city of Quincy"; "An Act authorizing the city of Quincy to establish a special revolving fund to promote the sales of products made at its vocational-technical school"; "An Act authorizing the registration as professional engineers of certain persons under the age of thirty-five"; "An Act authorizing insurance companies to issue contracts insuring owners of shares in mutual funds against any loss resulting from the diminution in value of any such shares held for a minimum period of ten years from the date of policy"; "An Act requiring applicants for registration as physicians to have completed an internship of one year in a hospital approved for such internship by the American Medical Association"; "An Act providing certain insurance benefits for female traffic supervisors in Revere"; "An Act requiring the reporting of births of mongoloid children within fifteen days"; "An Act authorizing the city of Northampton to grant an annuity to Dora M. Walsh, the widow of Denis J. Walsh, a former fire fighter in said city"; "An Act providing that minors under eighteen years of age shall not be employed in the direct handling or selling of alcoholic beverages"; "An Act

providing that probation records shall not contain any information of a prior criminal proceeding wherein the complaint was dismissed or the indictment nol-prossed"; "An Act authorizing employment by a political subdivision of the commonwealth of certain persons who have attained age seventy"; "An Act prohibiting the suspension or revocation of a motor vehicle license solely because of the issuance of one or two warnings under the no-fix traffic law, so-called"; "An Act further regulating the notice of a public hearing by the department of public utilities on a proposed discontinuance or reduction of service or change in rates by a common carrier of passengers by motor vehicle"; "An Act authorizing certain additional personnel of the registry of motor vehicles to exercise full police powers"; and "An Act establishing a seven per cent tax rate on the income of manufacturing corporations and eliminating compensation under the withholding tax law" 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.

Ten (10) Acts entitled, respectively, "An Act further regulating vacations for police officers and fire fighters in certain cities and towns after twenty years of service" (Chapter 33); "An Act extending the time within which widows, orphans, soldiers and sailors and their wives, their widows, their fathers or mothers, certain elderly persons and blind persons may file applications for certain abatements or exemption of taxes levied in the years nineteen hundred and sixty-six and nineteen hundred and sixty-seven" (Chapter 378); "An Act authorizing the town of Eastham to hire two men who are over the age of seventy as millers of said town" (Chapter 379); "An Act providing for a chief and an assistant chief court officer in the municipal court of the Dorchester district" (Chapter 475); "An Act authorizing the county commissioners of Hampshire county to expend funds for plans and specifications for a chronic disease facility in said county" (Chapter 514); "An Act authorizing the city of Quincy to provide scholarships at Woodward Institute School for Girls in said city" (Chapter 515); "An Act providing that fire and police signal operators and maintenance repairmen and licensed electricians in cities and towns be classified in group 2 under the retirement law" (Chapter 516); "An Act authorizing the town of Wakefield to continue to employ Charles Kirk as hockey coach notwithstanding that he has reached the maximum retirement age" (Chapter 517); "An Act providing that applicants for a license to operate motor vehicles may take any written examination in connection therewith in a language other than English" (Chapter 551); and "An Act providing that service performed by Ida Lyons in the department of the attorney general be counted as creditable service for vacation leave and sick leave purposes" (Chapter 644) 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.

Three (3) Acts entitled, respectively, "An Act establishing councillor and senatorial districts"; "An Act allowing credit under the state

contributory retirement law to Adrian Rondileau for certain service rendered to other states and to the federal government in connection with educational matters"; and "An Act providing that certain service be counted in determining salary increments" 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 not reconsidered and said acts thereby became void.

Twenty-seven (27) Acts entitled, respectively, "An Act exempting flags of the United States from the tax on retail sales" (Chapter 69); "An Act increasing the penalties for interfering with fire fighting operations" (Chapter 82); "An Act requiring certain cities and towns to provide police officers for foot patrol" (Chapter 233); "An Act relative to the period for which certificates of limited registration may be issued to certain physicians" (Chapter 234); "An Act permitting tenants in housing projects to be, at the same time, members of the housing authorities operating such projects" (Chapter 271); "An Act making uniform certain provisions of law concerning the employment of persons eighteen years and older" (Chapter 323); "An Act providing for compensation for overtime service by certain officers of fire fighting forces of cities and towns" (Chapter 368); "An Act providing for the preservation and restoration of the Shirley-Eustis House in the Roxbury district of the city of Boston as an historic structure" (Chapter 390); "An Act providing for the early acquisition of property prior to approval of entire relocation plans in cases of hardship" (Chapter 407); "An Act extending the period the commonwealth may provide assistance to railroads for providing passenger service to and from Boston" (Chapter 445); "An Act further defining Vietnam veterans who are entitled to enroll at state institutions of higher education without paying a tuition fee" (Chapter 480); "An Act establishing the rate setting commission with authority for setting the rates to be paid by each governmental unit to providers of health services under medical assistance programs" (Chapter 492); "An Act relative to certain proceedings based upon possibility of reverter affecting lands of the commonwealth" (Chapter 496); "An Act increasing the commonwealth's guarantee and annual contributions to the housing of elderly persons" (Chapter 524); "An Act further defining 'Vietnam Veteran'" (Chapter 531); "An Act relative to the powers of cities and towns to impose curfews" (Chapter 563); "An Act clarifying and enlarging the scope of the power of civil authority under emergency conditions arising out of riots or other civil disturbances" (Chapter 579); "An Act providing that Vietnam veterans may take university extension courses free of charge" (Chapter 595); "An Act relative to the borrowing and use of money by cities, towns and districts for water pollution control purposes" (Chapter 598); "An Act providing that the civil service law and certain provisions of law relative to tenure shall not apply to certain employees engaged in a comprehensive city demonstration" (Chapter 603); "An Act authorizing cities and towns to contract for the rental or lease of data processing equipment for periods not exceeding five years" (Chapter 621); "An Act establishing a Merrimack Valley industrial information center" (Chapter 693); "An Act amending the organization of the Massachusetts housing finance agency" (Chapter 709); "An Act providing that the archivist of the commonwealth provide guided tours of the state house" (Chapter 714); "An Act regulating the issuing of citations for

automobile law violations and authorizing a police officer to issue citations for such violations not occurring in his presence" (Chapter 725); "An Act making certain grants for the purpose of providing for the continuation of commuter railroad service to and from the city of Boston until July thirty-first, nineteen hundred and sixty-nine" (Chapter 728); and "An Act authorizing relocation payments and damages which will be reimbursed by the federal government" (Chapter 759) 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 69 thereby took effect at 1:00 P.M. on May 27, 1968; said Chapter 82 at 9:50 A.M. on April 11, 1968; said Chapter 233 at 1:05 P.M. on May 27, 1968; said Chapter 234 at 3:30 P.M. on May 14, 1968; said Chapter 271 at 1:07 P.M. on May 27, 1968; said Chapter 323 at 3:30 P.M. on June 5, 1968; said Chapter 368 at 4:40 P.M. on June 19, 1968; said Chapter 390 at 1:40 P.M. on June 11, 1968; said Chapter 407 at 9:30 A.M. on June 19, 1968; said Chapter 445 at 12:30 A.M. on June 29, 1968; said Chapter 480 at 2:16 P.M. on September 12, 1968; said Chapter 492 at 2:17 P.M. on September 12, 1968; said Chapter 496 at 10:30 A.M. on July 30, 1968; said Chapter 524 at 8:55 A.M. on July 16, 1968; said Chapter 531 at 2:45 P.M. on August 13, 1968; said Chapter 563 at 3:44 P.M. on August 1, 1968; said Chapter 579 at 8:56 A.M. on July 16, 1968; said Chapter 595 at 11:55 A.M. on August 21, 1968; said Chapter 598 at 8:50 A.M. on July 16, 1968; said Chapter 603 at 10:10 A.M. on August 16, 1968; said Chapter 621 at 11:30 A.M. on July 17, 1968; said Chapter 693 at 10:32 A.M. on July 30, 1968; said Chapter 709 at 10:33 A.M. on July 30, 1968; said Chapter 714 at 3:45 P.M. on August 1, 1968; said Chapter 725 at 9:45 A.M. on July 22, 1968; said Chapter 728 at 9:46 A.M. on July 22, 1968; and said Chapter 759 at 10:34 A.M. on July 30, 1968.

The general court was prorogued on Saturday, July 20, 1968, at three o'clock and eighteen minutes P.M., the session having occupied 200 days.

Twenty-two (22) 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 governor disapproved 7 items and reduced 16 items of Chapter 771 on July 25, 1968, after prorogation of the general court.

Seven hundred and seventy-one (771) Acts and one hundred and twenty-eight (128) Resolves were passed by the general court in the year nineteen hundred and sixty-eight.

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 THROUGH THE YEAR NINETEEN HUNDRED AND SIXTY-EIGHT.*†

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;

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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.

first four sentences revised, 1960, 783 §1; 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 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; 1967, 1. (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; 1967, 291 § 1; fourth sentence stricken out, 1967, 291 § 2.
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. 6, clause Tenth added, 1967, 867 § 1.
SECT. 7, clause Third revised, 1951, 215 § 1; clause Sixth A added, 1967, 844 § 23; clause Ninth revised, 1941, 509 § 1; 1945, 242 § 1; 637 § 1; clause Eighteenth amended, 1934, 285; 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; 1968, 24 § 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; 1967, 437; 1968, 531 § 1; paragraph added, 1968, 531 § 2; 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; 1968, 24 § 7.)
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; section revised, 1968, 401.

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; first sentence amended, 1946, 466; 1967, 294; 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); amended, 1968, 24 § 2. (See 1968, 24 § 7.)

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; amended, 1968, 19 (providing for annual observance of Grandparents' Day); amended, 1968, 24 § 3. (See 1968, 24 § 7.)

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. 12Z added, 1967, 153 (relative to the observance of Jamaican Independence 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. 15K added, 1967, 241 (providing for the annual observance of cystic fibrosis week).

SECT. 15L added, 1968, 8 (relative to the annual observance of John F. Kennedy 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; 1967, 739 § 1, 798 § 1; 1968, 681 § 1, 770 § 2. (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; 1967, 844 § 1; 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; repealed, 1968, 420 § 2. (See 1968, 420 § 3.)

SECT. 28B repealed, 1968, 420 § 2. (See 1968, 420 § 3.)

SECT. 28C repealed, 1968, 420 § 2. (See 1968, 420 § 3.)

SECT. 28D repealed, 1968, 420 § 2. (See 1968, 420 § 3.)

SECT. 28E added, 1934, 208 § 2 (relative to the dissemination of information concerning the public bequest fund); repealed, 1968, 420 § 2. (See 1968, 420 § 3.)

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; first four sentences stricken out and three sentences inserted, 1967, 230.

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; second paragraph amended, 1967, 844 § 2. (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; 1967, 844 § 3.

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; paragraph inserted after first paragraph, 1967, 765 § 4. (See 1954, 537 § 3.)

SECTS. 74–84 added, 1956, 602 § 2 (establishing the Massachusetts rehabilitation commission). (See 1956, 602 §§ 17–20.)

SECT. 75, first two sentences stricken out and one sentence inserted, 1967, 844 § 4; third sentence revised, 1963, 801 § 10.

SECT. 76 amended, 1967, 738.

SECT. 77, definition of "Vocational rehabilitation services" amended, 1959, 328 § 1.

SECT. 78 amended, 1959, 328 § 2; 1967, 486.

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; second sentence revised, 1968, 761 § 22.

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, first sentence amended, 1965, 128; revised, 1967, 468.

SECTS. 120–123 added, under caption, 1964, 622 § 2 (establishing the commonwealth service corps).

SECT. 120, third sentence revised, 1967, 844 § 5.

SECT. 124 added, under caption, 1965, 83 § 2 (establishing the World War II Memorial Commission); last paragraph revised, 1967, 492.

SECTS. 125–128 added, under caption, 1966, 353 § 2 (establishing the health and welfare commission).

SECT. 125, first sentence amended, 1967, 29 § 1. (See 1967, 29 § 2.)

SECT. 127, first paragraph amended, 1967, 55 § 1. (See 1967, 55 § 2.)

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).

SECT. 154 added, under caption, 1967, 477 (establishing the Committee To Keep Massachusetts Beautiful).

SECT. 155 added, under caption, 1967, 739 § 2 (establishing the governor's mansion commission).

SECT. 156 added, under caption, 1967, 798 § 2 (establishing the committee on law enforcement and administration of criminal justice).

SECT. 157 added, 1968, 681 § 2 (providing for an American and Canadian French cultural exchange commission).

SECT. 158 added, 1968, 770 § 1 (establishing the Massachusetts Educational Communications Commission).

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; amended, 1967, 844 § 6.

SECT. 4B amended, 1968, 492 § 1.

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; repealed, 1968, 492 § 2.

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. 22A added, 1968, 269 (authorizing political subdivisions to form groups to make collective purchases).

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.)

SECTS. 30K, 30L and 30M stricken out and new sections 30K to 30P, inclusive, inserted, 1968, 492 § 3 (establishing rate setting commission to set rates to be paid by governmental units under medical assistance programs).

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; amended, 1968, 714.

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.

SECT. 28 added, 1967, 398 (authorizing the state secretary to make available to the public photographs of certain portraits and art objects in the state house).

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; 1968, 438 § 2.

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; 1968, 458.

SECT. 6 revised, 1967, 20.

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; revised, 1968, 207. (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; sixth paragraph revised, 1967, 880 § 1; seventh paragraph revised, 1967, 861 § 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; amended, 1967, 376. (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; second paragraph revised, 1967, 897; sixth paragraph revised, 1967, 880 § 2; seventh paragraph revised, 1967, 861 § 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; second sentence revised, 1967, 780 § 1. (See 1939, 238 §§ 52–55.)

SECT. 4 revised, 1939, 238 § 5.

SECT. 5 revised, 1939, 238 § 6.

SECT. 6 revised, 1939, 238 § 7; paragraph added, 1967, 284.

SECT. 8 amended, 1934, 329; 1946, 591 § 13; 1948, 601 § 1; 1949, 787; 1952, 627 § 1; 1955, 730 § 11; 1963, 801 § 15; second sentence revised, 1967, 844 § 7. (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.)

SECT. 66, second sentence stricken out and two sentences inserted, 1968, 573.

SECTS. 67–69 added, under caption, 1968, 473 § 1 (establishing a board of registration of landscape architects).

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; subsection (19) amended, 1967, 551 § 1. (See 1967, 551 § 2.)

SECT. 2, first paragraph amended, 1967, 844 § 8; 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.

SECT. 1D, twentieth paragraph amended, 1967, 789 § 1; twenty-first paragraph amended, 1967, 789 § 2; paragraph added after twenty-first paragraph, 1967, 608. (See 1965, 572 §§ 37–39, 41, 43–46, 53.)

SECT. 1E amended, 1966, 251 § 1.

SECT. 1F, third paragraph amended, 1966, 549.

SECT. 1G, two paragraphs added after fifth paragraph, 1967, 808 § 1; nineteenth paragraph amended, 1967, 759 § 2.

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); amended, 1967, 769 § 1.

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); amended, 1967, 59 § 1.

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; first sentence revised, 1968, 113.

SECT. 28 revised, 1965, 572 § 7; second paragraph amended, 1967, 59 § 1.

SECT. 35 revised, 1968, 739 § 6.

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. 1, third sentence revised, 1967, 844 § 9.

SECT. 3A added, 1964, 563 § 1 (establishing in the department a bureau of transportation planning and development).

SECT. 4, second paragraph amended, 1968, 736 § 4; paragraph inserted after second paragraph, 1968, 736 § 5.

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.

SECT. 9, second and third sentences revised, 1967, 844 § 10.

SECT. 12, second sentence revised, 1967, 844 § 11.

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; second sentence revised, 1967, 844 § 12; 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; revised, 1968, 504 § 1. (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 revised, 1967, 658, § 1.

The following references are to chapter 18, as so revised:

SECT. 5A revised, 1968, 275.

SECT. 8 revised, 1968, 149.

SECT. 17 added, 1968, 541 (providing for regulation by Comptroller of funds advanced to Department of Public Welfare).

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.)

The following references are to chapter 19, as so revised:

SECT. 4 amended, 1967, 875 § 1; last sentence revised, 1968, 689 § 1.

SECT. 5 amended, 1967, 875 § 2; last sentence revised, 1968, 689 § 2.

SECT. 6 amended, 1967, 875 § 3.

SECT. 8 amended, 1967, 875 § 4; last sentence revised, 1968, 689 § 3.
SECT. 11, fourth sentence revised, 1968, 189 § 1.
SECT. 12, fourth sentence revised, 1968, 189 § 2.
SECT. 18, first paragraph amended, 1967, 595; third paragraph amended, 1967, 780 § 2.
SECT. 19, first paragraph amended, 1967, 875 § 5; last sentence stricken out and two sentences inserted, 1968, 689 § 4; second paragraph amended, 1967, 875 § 6; last sentence stricken out and two sentences inserted, 1968, 689 § 5; fourth paragraph amended, 1967, 875 § 7; revised, 1968, 689 § 6.

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. 1, sixth and seventh sentences stricken out and one sentence inserted, 1967, 844 § 13.
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; 1967, 347 § 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; 1968, 736 § 1.
SECT. 2, first sentence revised, 1956, 620 § 2.
SECT. 3, first sentence revised, 1967, 844 § 14.
SECT. 3A, second sentence revised, 1963, 801 § 44; amended, 1967, 802 § 5.
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); revised, 1968, 594. (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.)
SECT. 26, first paragraph amended, 1967, 873 § 1; 1968, 648 § 1.
SECT. 27, clauses (8) and (9) added, 1967, 873 § 2; clause (10) added, 1968, 648 § 2.
SECT. 28, subsection (*a*) revised, 1967, 873 § 3.
SECT. 30 amended, 1967, 873 § 4.
SECT. 30A added, 1967, 873 § 5 (authorizing governmental units to construct and operate water pollution abatement facilities).
SECT. 32 amended, 1967, 873 § 6.
SECT. 33 revised, 1967, 873 § 7.
SECT. 37 amended, 1967, 873 § 8.
SECT. 38 revised, 1967, 873 § 9.
SECT. 38A added, 1968, 611 (establishing a clean waters scholarship intern program).
SECT. 39 revised, 1967, 873 § 10.
SECT. 42, sentence added, 1967, 873 § 11.
SECT. 47, sentence added, 1967, 873 § 12.
SECT. 50 stricken out and sections 50–53 inserted, 1968, 648 § 3.
SECTS. 54–56 added, 1968, 736 § 2 (establishing a division of mineral resources).

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; section revised, 1967, 844 § 15. (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. 13A added 1967, 724 § 1 (establishing a board to adopt rules for construction of public buildings for use by physically handicapped persons).

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; first sentence revised, 1967, 844 § 16; 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; revised, 1967, 765 § 2; 1968, 467 § 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; second sentence revised, 1968, 467 § 2. (See 1939, 261 § 25.)

SECT. 5 amended, 1935, 479 § 3. (See 1935, 479 § 7.)

SECT. 8 amended, 1939, 261 § 2; revised, 1968, 467 § 3. (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; repealed and heading preceding section stricken out, 1968, 467 § 4.

SECT. 9F repealed, 1968, 467 § 4.

SECT. 9G amended, 1939, 459 § 2; repealed, 1968, 467 § 4. (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; paragraph (*a*) amended, 1967, 844 § 17; paragraph (*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. 10F, third sentence stricken out, 1968, 201.

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; section repealed, 1967, 765 § 3.

SECT. 11N revised, 1962, 498 § 3; repealed, 1967, 765 § 3.

SECT. 11O amended, 1962, 498 § 4; repealed, 1967, 765 § 3.

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. 1, second sentence revised, 1967, 844 § 18.

SECT. 2, clause (*a*½) added, 1965, 790 § 1; paragraphs (*a*½), (*b*) and (*c*) stricken out and paragraph (*b*) inserted, 1968, 761 § 2.

SECT. 3 amended, 1968, 761 § 3.

SECT. 4 amended, 1968, 761 § 4.

SECT. 5A added, 1965, 790 § 2 (establishing a bureau of relocation); stricken out, 1968, 761 § 5.

SECT. 6 amended, 1965, 16,790 § 3; first paragraph revised, 1967, 159; 1968, 135; amended, 1968, 761 § 6.

SECT. 10 stricken out, 1968, 761 § 7.

SECTS. 11–13 added, under caption, 1967, 772 § 2 (establishing a state industrial finance board).

Chapter 23B. — Department of Community Affairs.

New chapter inserted, 1968, 761 § 1. (See 1968, 761 § 26.)

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; first and second sentences revised, 1967, 844 § 19. (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; section revised, 1967, 844 § 20. (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. 8B added, 1968, 643 § 1 (establishing a fraudulent claims board).

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; fourth sentence revised, 1967, 844 § 21.

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. 1, second sentence revised, 1967, 844 § 22.

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); section revised, 1967, 740.

SECTS. 4B–4C added, 1967, 533 (establishing within the metropolitan district commission a civil engineering intern program and an engineering student program).

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. 2B added, 1967, 276 § 4 (establishing a Federal Capital Improvement Fund).

SECT 2C added, 1968, 505 (providing for reporting by the commonwealth, its agencies or employees of receipt of Federal grant funds).

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; seventh paragraph amended, 1967, 54.

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); amended, 1967, 509.

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; amended, 1967, 769 § 2; three paragraphs added at end, 1968, 545. (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. 57 repealed, 1968, 536.

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; first sentence revised, 1968, 529.

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; 1967, 561. (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 con-

struction work by foreign corporations and others residing outside of the commonwealth); amended, 1967, 3.

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); paragraph (*a*) amended, 1967, 535 § 4; paragraph (*b*) amended, 1967, 535 § 5. (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 sen-

tence 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.)

SECT. 60 added, 1968, 203 (expediting employment of certain students by commonwealth in co-operative education programs).

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; amended, 1968, 120 § 1.

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; last paragraph amended, 1968, 637 § 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; definition of "continuous examination" revised, 1967, 780 § 3; definition of "unassembled examination" added, 1967, 780 § 4; two definitions "Department" and "Departmental promotional examination" inserted after definition "Competitive promotional examination", 1968, 652 § 1; paragraph "Mentally retarded person" inserted after the paragraph "Layoff", 1968, 756 § 1. (See 1939, 238 §§ 25–55.)

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; revised, 1967, 780 § 5; last sentence stricken out and three sentences inserted, 1968, 469; paragraph (*e*) revised, 1965, 53; paragraph (*i*) amended, 1961, 287; paragraph (*k*) amended, 1965, 9; paragraphs (*m*), (*n*) and (*o*) added, 1967, 780 § 6. (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; section revised, 1967, 780 § 7. (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; 1967, 60; revised, 1967, 780 § 8; amended, 1968, 461 § 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; paragraph added, 1967, 443; section revised, 1967, 780 § 9; amended, 1968, 261.

SECT. 6B added, 1967, 780 § 10 (providing for unassembled examinations for certain positions).

SECT. 7 revised, 1939, 397; repealed, 1967, 780 § 11.

SECT. 8 amended, 1939, 238 § 16; revised, 1939, 396; 1945, 703 § 3; second paragraph revised, 1959, 318; paragraph inserted after third paragraph, 1964, 521; amended, 1967, 74 § 1; paragraph added at end, 1962, 547.

SECT. 8A added, 1967, 110 § 1 (authorizing director to hold open competitive examinations whenever he determines public convenience requires).

SECT. 8B added, 1967, 780 § 12 (authorizing the director to waive residence requirements in certain cases).

SECT. 8C added, 1968, 655 (providing for competitive examinations for management interns).

SECT. 9 amended, 1967, 110 § 2.

SECT. 10 revised, 1939, 238 § 17; 1939, 498 § 2; last sentence stricken out and five sentences inserted, 1945, 703 § 4; four paragraphs added, 1967, 562; second paragraph revised, 1968, 756 § 2; fourth paragraph revised, 1968, 756 § 3.

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; third paragraph amended, 1967, 64; fourth paragraph revised, 1966, 115 § 2; section revised, 1967, 780 § 13.

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; amended, 1968, 20.

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; amended, 1967, 74 § 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; first paragraph amended, 1968, 652 § 2; fifth paragraph amended, 1967, 57 § 1; sixth paragraph revised, 1968, 636; seventh paragraph amended, 1967, 780 § 14; ninth paragraph revised, 1966, 127 § 2; tenth paragraph revised, 1966, 290; paragraph A amended, 1966, 192; revised, 1967, 112; amended, 1968, 91; paragraph B amended, 1965, 237; revised, 1966, 349; 1967, 125; 1967, 683 § 1; 1968, 652 § 3; paragraph D added, 1965, 580 § 2; amended, 1965, 775 § 2; last paragraph stricken out, 1968, 652 § 4; paragraph added at end, 1968, 652 § 8. (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; last sentence stricken out, 1968, 652 § 5.

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; last paragraph revised, 1968, 652 § 6.

SECT. 15D, paragraph 1 amended, 1952, 447 § 1; 1955, 40; paragraph 2 revised, 1947, 426; 1962, 510; definition of "Absence" revised, 1949, 167; last paragraph revised, 1968, 652 § 7. (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; last sentence revised, 1967, 118; section revised, 1968, 652 § 9.

SECT. 15G added, 1967, 780 § 15 (relative to appointment from lists of three eligible persons willing to serve); amended, 1968, 652 § 10.

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; 1967, 74, § 3; sixth paragraph revised, 1967, 780 § 16; seventh paragraph amended, 1967, 57 § 2; section revised, 1968, 637 § 2. (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; revised, 1967, 98.

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. 19C added, 1968, 263 (prohibiting residency requirements for appointment of firemen in certain cities and towns).

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; amended, 1968, 93; second paragraph revised, 1968, 506.

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; revised, 1967, 459; second sentence stricken out and three sentences inserted, 1968, 2.

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); amended, 1967, 63. (See 1941, 165 § 2.)

SECT. 32 amended, 1939, 238 § 36; revised, 1939, 420 § 1; first sentence revised, 1967, 780 § 17.

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; 1968, 637 § 3; paragraphs (*b*) and (*c*) revised, 1948, 240; paragraph (*b*), first sentence amended, 1968, 637 § 4; second sentence revised, 1962, 205; paragraph (*d*) amended, 1955, 407 § 1; 1968, 637 § 5; 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; amended, 1968, 637 § 6; 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; revised, 1967, 143; third sentence stricken out and two sentences inserted, 1968, 12; 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; first sentence revised, 1967, 96.

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 reemployment 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; first sentence revised, 1967, 88; 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; first paragraph amended, 1967, 74 § 4; second paragraph amended, 1967, 74 § 5; 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; second paragraph amended, 1967, 74 § 6; third paragraph amended, 1967, 74 § 7; 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; section repealed, 1967, 658 § 1A. (See 1941, 588 § 3; 1950, 793 § 2.)

SECT. 47D, first sentence revised, 1965, 387 § 2; section repealed, 1967, 658 § 1A.

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; section repealed, 1967, 658 § 1A. (See 1962, 579 §§ 2, 3.)

SECT. 48 revised, 1945, 701 § 6; first paragraph amended, 1953, 306; 1954, 90; 1967, 246 § 1; paragraph added at end, 1947, 239.

SECT. 48A added, 1967, 857 (relative to residency requirements for appointment of police officers); amended, 1968, 746.

SECT. 48B added, 1968, 461 § 2 (providing for subjecting position of parking meter supervisor to civil service laws).

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; 1967, 597 § 1; definition of "Governmental Unit" revised, 1957, 667 § 1; definition of "Head of his department" revised, 1967, 597 § 2; definition of "Maximum age" revised, 1958, 321 § 1; 1967, 826 § 1; definition of "member" revised, 1967, 597 § 3; definition of "Political subdivision" revised, 1948, 507 § 1; 1967, 597 § 4; amended,

1967, 814 § 1; definition of "Regular compensation" revised, 1948, 606; amended, 1967, 769 § 3; 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 "System" revised, 1967, 597 § 5; definition of "Teacher" amended, 1951, 543 § 22; 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; revised, 1967, 597 § 6; amended, 1967, 814 § 2; 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; clause (*xii*) added, 1967, 597 § 7; 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; amended, 1967, 826 § 2; 1968, 516; 1968, 542 § 1; revised, 1968, 650 § 1; definition of *Group 3* revised, 1964, 514 § 1; definition of *Group 4* added, 1967, 826 § 3; revised, 1968, 542 § 2; 1968, 650 § 2; 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; 1967, 826 § 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; paragraphs (*h*) and (*i*) added, 1967, 597 § 8; paragraph (*j*) added, 1967, 889; 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; amended, 1967, 826 § 5; table in paragraph (*a*) revised, 1967, 826 § 6; paragraph (*b*) amended, 1967, 826 § 7; paragraph (*c*) amended, 1966, 274 § 2; 1967, 826 § 8; 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; 1967, 826 § 9; subdivision (2) amended, 1958, 321 § 11; 1964, 514 § 3; paragraph (*a*) amended, 1967, 826 § 10; paragraph (*b*) amended, 1967, 826 § 11; 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; 1967, 826 § 12; three sentences added at end, 1949, 618 § 4; subdivision (2), paragraph (*a*) amended, 1958, 321 § 13; first sentence amended 1967, 826 § 13; clause (*ii*) amended, 1948, 446 § 1; clause (*iii*) amended, 1950, 712; 1951, 545 § 1; paragraph (*b*) amended, 1958, 321 § 14; 1962, 81; 1967, 826 § 14; revised, 1968, 208; subdivision (3), paragraph (*a*) amended, 1958, 321 § 15; 1967, 826 § 15; paragraph (*b*) amended, 1958, 321 § 16; 1967, 826 § 16; subdivision (4), sentence added, 1967, 597 § 9; 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; second sentence amended, 1968, 600 § 1.

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; amended, 1967, 826 § 17; second and third sentences revised, 1967, 826 § 18; subdivision (2), paragraph (*a*)

revised, 1957, 661 § 3; amended, 1962, 516 § 1; second sentence amended, 1967, 826 § 19; paragraph (*b*) amended, 1951, 809; 1958, 321 § 18; first sentence amended, 1967, 826 § 20. (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; second paragraph revised, 1967, 597 § 10. (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*), first paragraph amended, 1968, 600 § 2; 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; same paragraph revised, 1967, 597 § 11; paragraph (*c*) revised, 1967, 597 § 12; 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. 15, subdivision (2) revised, 1967, 597 § 13.

SECT. 16, subdivision (1), paragraph (*b*) amended, 1958, 321 § 19; first sentence amended, 1967, 826 § 21; subdivision (2) revised, 1949, 746 § 2; 1951, 784 § 2; amended, 1958, 321 § 20; 1962, 114 § 1; first sentence amended, 1967, 826 § 22; subdivision (3), paragraph (*a*) amended, 1958, 321 § 21; 1962, 114 § 2; first sentence amended, 1967, 826 § 23; 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 (4½) added, 1967, 597 § 14; subdivision (5), paragraph (*b*) amended, 1956, 422 § 2; paragraph (*e*) revised, 1956, 609 § 3; paragraph (*i*) amended, 1954, 642 § 1; 1958, 408; sentence inserted after fifth sentence 1967, 597 § 15; paragraph (*j*) added at end 1948, 488 § 1. (See 1948, 488 § 2, 508 § 2; 1954, 642 § 2.)

SECT. 21, subdivision (1), paragraph (*c*), last sentence revised, 1967, 597 § 16; subdivision (2) amended, 1946, 432 § 3; sentence added at end, 1967, 597 § 17.

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; paragraph (*e*) added, 1967, 597 § 18. (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 (*a*), first sentence revised, 1967, 597 § 19; 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. 24, subdivision (1), first sentence revised, 1967, 597 § 20.

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 (4) revised, 1967, 597 § 21; subdivision (5) revised, 1956, 525. (See 1950, 783 § 2; 1962, 682 § 20.

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; paragraph added at end, 1968, 593; subdivision (5) added, 1948, 507 § 2;

amended, 1957, 150 § 2, 415; paragraph (*c*) added, 1967, 158; subdivision (6) added, 1967, 597 § 22. (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. 40 amended, 1967, 155.

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. 44A added, 1967, 330 § 1 (granting school janitors pensions).

SECT. 44B added, 1968, 277 (providing pensions for widows of certain janitors in noncontributory pension systems); Option B, first sentence amended, 1968, 600 § 3.

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; revised, 1968, 700. (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; amended, 1968, 600 § 4; 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. 58C added, 1967, 400 § 1 (increasing retirement allowance of certain police and firemen); amended, 1968, 98 § 1.

SECT. 58D added, 1968, 338 § 1 (increasing retirement allowance of city or town employees under the Veterans Retirement Act).

SECT. 59 revised, 1960, 728 § 4; 1963, 511 § 1; amended, 1965, 680 § 1. (See 1960, 728 § 18.)

SECT. 59A added, 1968, 601 § 1 (providing for reimbursement for certain veterans' pensions under the noncontributory law). (See 1968, 601 § 2.)

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; 1968, 174.)

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; sentence added at end, 1968, 702; third paragraph revised, 1968, 765. (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; paragraph added, 1967, 886; section revised, 1967, 888 § 1. (See 1941, 689 § 2; 1956 738 §§ 13, 14; 1967, 888 § 2.)

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; section revised, 1968, 699. (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; Option B, first sentence amended, 1968, 600 § 5. (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. 77D added, 1967, 330 § 2 (granting certain laborers pensions).

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; amended, 1967, 330 § 3. (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; amended, 1968, 213.

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; Option B, first sentence amended, 1968, 600 § 6. (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. 90C added, 1968, 138 (authorizing cities, towns and districts to increase certain 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;

amended, 1968, 258; sentence inserted after first sentence, 1967, 326; 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; revised, 1967, 729; last sentence amended, 1967, 344; section revised, 1968, 676; second sentence revised, 1968, 747. (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; paragraph added at end, 1968, 15 § 1. (See 1968, 15 § 2.)

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; amended, 1968, 716. (See 1955, 559 § 3.)

SECT. 96 revised, 1959, 513 § 1; 1961, 238 § 1; amended, 1967, 102. (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); revised, 1967, 176 § 1. (See 1967, 176 § 2).

SECT. 102 added, 1966, 661 § 3 (relative to cost of living increases to certain retired employees of the commonwealth and its political subdivisions); revised, 1967, 408 § 2. (See 1967, 408 § 4.)

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 (*a*) revised, 1968, 758 § 1; paragraph (*b*) revised, 1956, 582 § 4; last sentence amended, 1968, 758 § 2; paragraph (*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; sentence inserted after seventh sentence 1967, 469.

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). Temporarily affected, 1968, 18.

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; eighth and ninth sentences revised, 1968, 100 § 4.

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. 7A added, 1968, 100 § 1 (providing for certain payments by local governmental units of group and life insurance premiums for certain active and retired employees and dependents).

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; first paragraph revised, 1968, 100 § 3.

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. 9C added, 1967, 303 (providing for payment of part of cost of group health insurance for widows and children of certain deceased firefighters).

SECT. 9D added, 1967, 402 (providing for payment of health insurance for surviving spouse of employees).

SECT. 9E added, 1968, 100 § 2 (permitting local governmental units to pay subsidiary or additional premium rates for retired employees and dependents).

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; amended, 1967, 352; sentence added, 1967, 373 § 1; section revised, 1968, 100 § 5.

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. 11D added, 1967, 383 (payment of one half cost of life insurance for police and firefighters).

SECT. 13 revised, 1958, 136 § 1; repealed, 1958, 558 § 4.

SECT. 14 revised, 1960, 337 § 5.

SECT. 15 added, 1967, 373 § 2 (relative to the power of political subdivisions of the commonwealth to provide group insurance for their employees and their employees' dependents).

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. 38 revised, 1968, 181.

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. 108 amended, 1968, 389 § 1.

SECT. 109 revised, 1968, 389 § 2.

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; 1967, 186 § 2. (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).

SECT. 25 added, 1967, 698 (acquisition by counties of land for conservation 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; first sentence revised, 1968, 487 § 2. (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; paragraph added, 1967, 62.
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. 37B added, 1968, 7 (providing for temporary borrowing by County Treasurer in anticipation of serial loans).
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; first sentence revised, 1967, 625.

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; 1967, 186 § 1; paragraph (8) revised, 1967, 66. (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; 1967, 670 § 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; 1967, 670 § 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 1A added, 1967, 44 § 1 (relative to definition of "district").
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; paragraph added at end, 1968, 621. (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; amended, 1967, 44 § 2; 1967, 79 § 1.
SECT. 4C added, 1960, 561 (allowing cities and towns to enter into collective bargaining agreements); repealed, 1965, 763 § 1.
SECT. 4D added, 1967, 883 § 1 (relative to joint contracts for construction of public works).
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; 1967, 101; 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 (25B) added, 1967, 160 § 1 (authorizing the acquisition of land for construction of municipal golf courses); 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); amended, 1967, 132 § 1 (see 1967, 132 § 3); clause (41) added, 1938, 132 § 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; amended, 1967, 80; clause (47) added, 1954, 297 § 2 (authorizing appropriations for the establishment of business and industrial commissions); revised, 1967, 638; 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); clause (61) added 1967, 90 (authorizing cities and towns to appropriate money for local programs under Economic Opportunity Act of 1964). (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. 5C added, 1967, 44 § 3 (providing for extraordinary expenditures for a reserve fund).

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; sentence inserted after fourteenth sentence, 1967, 885.

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; paragraph added, 1967, 59 § 3.

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; 1967, 870; 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 estab-

lish 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, first paragraph, sentence inserted after first sentence, 1968, 694 § 1; paragraph added at end, 1949, 644 § 1; same paragraph amended, 1955, 458 § 1; revised, 1957, 417 § 1; paragraph added, 1966, 273; revised, 1966, 566; 1967, 86.

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; 1967, 38.

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); fourth sentence revised, 1968, 369.

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; sentence inserted after first sentence, 1967, 97; fifth sentence amended, 1967, 308. (See 1933, 185 § 2; 1941, 520 § 2.)

SECT. 36 amended, 1956, 176.

SECT. 37A added, 1968, 563 (authorizing cities and towns to impose curfews).

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; repealed, 1968, 548 § 2. (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; repealed, 1968, 548 § 2.

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. 44A revised, 1967, 149.

SECT. 44B revised, 1967, 149.

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 inserted after second sentence, 1968, 194; 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; sentence inserted after first sentence, 1968, 336.

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; amended, 1967, 83 § 1; revised, 1967, 839 § 1. (See 1955, 656 § 3.)

SECT. 4 revised, 1964, 327 § 2; first sentence amended, 1968, 761 § 23; fourth sentence stricken out, and two sentences inserted, 1966, 135 § 1. (See 1968, 761 § 26.)

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; revised, 1967, 839 § 2.

SECT. 8 added, 1967, 173 § 1 (relative to borrowing by district planning commissions).

SECTS. 9–19 added, under caption, 1968, 663 (providing for the establishment of the Southeastern Regional Planning and Economic Development District).

Chapter 40C. — Historic Districts.

New chapter inserted, 1960, 372.

SECT. 3 revised, 1966, 525 § 1. (See 1966, 525 § 2.)

Chapter 40D. — Industrial Development of Cities and Towns.

New chapter inserted, 1967, 772 § 1.

SECT. 20, paragraph added, 1967, 815.

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 12, 13 and 14 stricken out, 1967, 658 § 2; 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. 1A added, 1967, 45 § 1 (relative to definition of "district").

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; amended, 1967, 45 § 2.

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; amended, 1967, 45 § 3. (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. 19G added, 1967, 346 (providing for additional compensation for city and town clerks serving on boards of registrars of voters); revised, 1968, 5.

SECT. 20 amended, 1967, 658 § 3.

SECT. 21, first paragraph revised, 1953, 101 § 2; amended, 1967, 658 § 4; 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; last sentence revised, 1967, 123 § 1. (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; section revised, 1968, 107.

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. 31, caption preceding section stricken out and section repealed, 1967, 658 § 5.

SECT. 32, sentence added at end, 1950, 793 § 3; section amended, 1959, 141 § 1; 1963, 432 § 3.

SECT. 32 repealed, 1967, 658 § 5.

SECT. 32A repealed, 1967, 658 § 5.

SECT. 33 repealed, 1967, 658 § 5.

SECT. 33, second and third sentences added, 1950, 793 § 4; second sentence amended, 1965, 304.

SECT. 34 repealed, 1967, 658 § 5.

SECT. 35 revised, 1937, 143 § 2; first sentence revised, 1963, 66; third sentence revised, 1967, 255; 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; 1967, 45 § 4.

SECT. 40 revised, 1937, 143 § 3; second sentence revised, 1963, 105; sentence inserted before last sentence, 1951, 83.

SECT. 41 revised, 1968, 168.

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; second sentence amended, 1967, 890; two sentences inserted after third sentence, 1956, 485; sentence inserted after third sentence, 1967, 249.

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; second sentence revised, 1967, 83 § 2.

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; paragraph inserted after eighth paragraph, 1967, 567. (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; paragraph added, 1967, 248.

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; first sentence revised, 1968, 467 § 5.

SECT. 87A added, 1954, 386 (providing for the appointment of certain employees of the registry of motor vehicles as weighers and measurers); first sentence revised, 1968, 467 § 6.

SECT. 87B added, 1956, 200 (providing for the appointment of certain employees of the department of public utilities as weighers and measurers); first sentence revised, 1968, 467 § 7.

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; 1968, 74.

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); revised, 1967, 504; paragraph added at end, 1968, 742. (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; fourth sentence amended, 1967, 368 § 1; paragraph added, 1967, 368 § 2. (See 1953, 319 §§ 39, 40.)

SECT. 98A added, 1967, 263 (right of police officer to make arrest on fresh and continued pursuit).

SECT. 98B added, 1968, 233 (requiring certain cities and towns to provide foot patrolmen).

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; 1968, 143.

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. 103 amended, 1967, 79 § 2.

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); amended, 1967, 45 § 5.

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; 1967, 335.

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; revised, 1967, 663. (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. 111L added, 1968, 33 (regulating vacations for police and fire fighting forces in certain cities and towns).

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. 113 amended, 1967, 45 § 6.

SECT. 115, last sentence revised, 1967, 45 § 7.

SECT. 116 revised, 1967, 45 § 8.

SECT. 119, first paragraph amended, 1967, 45 § 9; second paragraph revised, 1967, 45 § 10; 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); amended, 1967, 45 § 11. (See 1949, 133 § 2.)

SECT. 121 added, 1950, 211 (requiring the treasurer of fire, water, light and improvement districts to be bonded); amended, 1967, 45 § 12.

SECT. 122 added, 1963, 106 (providing for the appointment of a temporary treasurer in districts); revised, 1967, 45 § 13.

SECT. 123 added, 1964, 3 (providing for the appointment of a temporary clerk in districts); amended, 1967, 45 § 14.

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; 1967, 79 § 3.

SECT. 29 revised, 1938, 378 § 10; first sentence revised, 1949, 723 § 2; amended, 1951, 25 § 2; section revised, 1959, 448 § 10; 1967, 79 § 4.

SECT. 30 revised, 1938, 378 § 11; first sentence revised, 1948, 459 § 7; 1959, 448 § 11; amended, 1967, 59 § 2.

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. 38, paragraph added, 1967, 406 § 1.
SECT. 42 amended, 1935, 68 § 2; first paragraph revised, 1961, 550; second paragraph amended, 1967, 406 § 2.
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; first sentence revised, 1967, 36.
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; definition of "District" added, 1967, 46 § 1; definition of "Equalized valuation" added, 1968, 23 § 1.

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; amended, 1967, 46 § 1A; section revised, 1967, 73 § 1.

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; first sentence revised, 1967, 73 § 2.

SECT. 5A amended, 1935, 68 § 4; first sentence revised, 1967, 73 § 3.

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; paragraph added at end, 1968, 598 § 1. 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; clause (19) added, 1967, 883 § 2; clause (20) inserted, 1968, 228 § 1; paragraph added, 1965, 581 § 1. (See 1936, 224 §§ 11, 12; 1965, 206 §§ 2, 3, 581 § 2; 1968, 228 § 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; revised, 1967, 31; clause (7B) added, 1962, 672 § 2; clause (8) amended, 1958, 70 § 1; revised, 1968, 23 § 2; clause (8A) added, 1963, 347 § 1; clause (9) amended, 1939, 457; 1947, 298 § 3; clause (10) revised, 1968, 23 § 3; clause (11) stricken out, 1968, 23 § 4; clause (12) revised, 1968, 23 § 5; clause (13) added, 1946, 358 § 15; amended, 1947, 298 § 4; revised, 1957, 431; first sentence revised, 1968, 23 § 6; clause (14) added, 1954, 106; clause (15) added, 1964, 736 § 1; clause (16) added, 1967, 160 § 2; clause (17) added, 1967, 883 § 3; second paragraph amended, 1968, 23 § 6A; last paragraph revised, 1960, 592 § 6; 1962, 672 § 3; 1968, 23 § 7. (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); amended, 1968, 28. (See 1939, 108 § 2.)

SECT. 9 amended, 1941, 376; 1946, 384 § 1; first paragraph amended, 1950, 169; revised, 1967, 46 § 2; paragraph added at end, 1947, 298 § 5; revised, 1968, 23 § 8.

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; first two sentences revised, 1967, 133; section revised, 1968, 23 § 9. Temporarily affected, 1968, 25. (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. 23, first sentence revised, 1967, 46 § 3.

SECT. 24 revised, 1963, 85; first three sentences revised, 1967, 46 § 4.

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. 28B added, 1967, 173 § 2 (relative to countersigning of notes by district planning commission).

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; 1967, 46 § 5.

SECT. 40 amended, 1939, 339; first sentence amended, 1945, 29 § 1; revised, 1967, 46 § 6; 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; amended, 1967, 46 § 7; second sentence revised, 1968, 598 § 2.

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); amended, 1967, 46 § 8; sentence added, 1967, 388 § 1.

SECT. 53B added, 1968, 598 § 3 (providing for application of sums paid by commonwealth to a city, town, or district for useful public works projects as contributions to cost).

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; first sentence revised, 1967, 46 § 9; sentence added at end, 1960, 253; revised, 1967, 91.

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. 60 amended, 1967, 46 § 10.

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. 1, sentence added, 1967, 790 § 1.

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, first paragraph amended, 1968, 42 § 1; third sentence of second paragraph revised, 1933, 280 § 1; second paragraph revised, 1968, 84 § 1, 358 § 1; fourth paragraph amended, 1941, 51; revised, 1954, 627 § 23. (See 1954, 627 §§ 65, 67; 1968, 358 § 5.)

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. 2 revised, 1968, 42 § 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. Section stricken out and sections 3–3A inserted, 1968, 84 § 2; section 3 amended, 1968, 358 § 2. (See 1959, 48 § 3; 1960, 48 § 8; 1968, 84 § 6.)

SECT. 4 revised, 1968, 84 § 3. (See 1968, 84 § 6.)

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; section revised, 1968, 84 § 4. (See 1968, 84 § 6.)

SECT. 5 repealed, 1968, 84 § 5. (See 1968, 84 § 6.)

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; 1968, 29.

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. 2 amended, 1967, 658 § 6.
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); revised, 1967, 522.
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); revised, 1967, 799.
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; 1968, 368.

SECT. 58D added, 1965, 452 (providing for a forty-two hour work week for fire fighters); second paragraph stricken out and two paragraphs inserted, 1967, 177; third paragraph revised, 1968, 245.

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.

SECTS. 84, 85 and 86 repealed and caption preceding section 84 stricken out, 1967, 129.

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; first sentence revised, 1967, 239.

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; second sentence amended, 1968, 212; 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; first sentence revised, 1967, 763.

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; first sentence stricken out and two sentences inserted, 1967, 238 § 1; 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; first sentence revised, 1967, 103. (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 inserted after first sentence, 1967, 105; 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; first sentence revised, 1968, 112; second sentence revised, 1968, 114; last three sentences revised, 1954, 183 § 2; 1963, 210; last sentence amended, 1968, 488. (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; last sentence

stricken out and two sentences inserted, 1968, 762 § 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; first sentence revised, 1968, 762 § 2; 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; three sentences inserted after first sentence, 1967, 496; 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; revised, 1968, 762 § 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; third paragraph, first sentence revised, 1967, 191; 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; first sentence amended, 1967, 238 § 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; paragraph added, 1967, 564 § 1.
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. 32, paragraph added, 1967, 564 § 2.

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; stricken out and three paragraphs inserted, 1967, 564 § 3.

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. 33C, first sentence revised, 1967, 564 § 4; last sentence revised, 1967, 564 § 4.

SECTS. 33E–33H added, 1967, 564 § 5 (relative to electronic voting systems in elections).

SECT. 33H, paragraph inserted after first paragraph, 1968, 27.

SECT. 34 revised, 1936, 205 § 1; first sentence revised, 1967, 410; second paragraph stricken out, 1938, 281 § 2; section amended, 1945, 84; sentence inserted after first sentence, 1962, 437 § 36; last sentence amended, 1962, 376; section revised, 1967, 564 § 6.

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. 37 revised, 1967, 564 § 7.

SECT. 38 revised, 1936, 205 § 2.

SECT. 40, sentence inserted after first sentence, 1967, 564 § 8.

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 paragraph 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; revised, 1967, 564 § 9.

SECT. 48 amended, 1943, 290; sentence inserted after third sentence, 1967, 564 § 10.

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, second paragraph amended, 1967, 247 § 1; third paragraph revised, 1949, 109 § 2; fourth paragraph amended, 1967, 386; last paragraph amended, 1934, 39 § 5; last paragraph stricken out and two paragraphs inserted, 1967, 247 § 2.

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; fourth paragraph amended 1967, 104.

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. 77 revised, 1967, 564 § 11.

SECT. 78 revised, 1932, 135 § 2; amended, 1967, 564 § 12.

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; amended, 1968, 632 § 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; 1967, 134 § 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; amended, 1967, 134 § 2; second paragraph amended, 1967, 106.

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; 1968, 632 § 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. 103I repealed, 1967, 115 § 1.

SECT. 103J, first paragraph amended, 1967, 378; fifth paragraph amended, 1967, 115 § 2.

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; first sentence stricken out and two sentences inserted, 1967, 564 § 13; 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. 105A added, 1967, 564 § 14 (relative to counting of ballots of voting machines).

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; sentence added, 1967, 564 § 15.

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; revised, 1967, 321; 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. 135B added, 1967, 564 § 16 (relative to recounting of voting machine votes).

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; second paragraph amended, 1967, 877 § 2; paragraph added at end, 1946, 594. (See 1939, 467; 1967, 877 § 8).

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; 1967, 264.
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; second paragraph amended, 1967, 281.
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; 1967, 472 § 1; amended, 1967, 816 § 1. (See 1967, 816 § 2.)

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; 1967, 877 § 3. (See 1939, 467 §§ 2, 3, 4; 1947, 182 §§ 2, 3, 4; 1963, 666 §§ 2, 3, 4; 1967, 877 § 8.)

SECT. 5. See 1939, 467; revised, 1967, 877 § 4. (See 1967, 877 § 8.)

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. 10, sentence added at end, 1968, 256 § 1. (See 1968, 256 § 2.)

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; 1967, 796 § 1; subsection (*b*) revised, 1966, 698 § 86; subsection (*c*) revised, 1967, 757 § 5. (See 1953, 307 § 11, 350 § 9; 1936, 362 § 4; 1951, 641 §§ 18, 19; 1955, 780 § 10, 1956, 599 § 5; 1961, 420 § 3; 1963, 660 § 9; 1967, 757 § 10.)

SECT. 18A added, 1966, 14 § 30 (providing the methods of distribution to the cities and towns from the Local Aid Fund); subsection (*a*) amended, 1967, 796 § 2; paragraph (3), first sentence revised, 1967, 796 § 3; subsection (*c*) stricken out, 1967, 796 § 4; paragraph added at end, 1968, 566 § 1. (See 1968, 566 § 3.)

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; sentence inserted after first sentence, 1968, 566 § 2. (See 1934, 323 § 11; 1951, 641 §§ 18, 19; 1968, 566 § 3.)

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).

SECT. 33 added, 1967, 577 § 1 (establishing a lien on property for unpaid taxes).

SECT. 34 added, 1968, 154 § 1 (providing penalty for paying tax liability with bad check). (See 1968, 154 § 2.)

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; sentence inserted after fourth sentence, 1968, 120 § 2; sixth sentence amended, 1953, 654 § 27; 1954, 681 § 5; revised, 1968, 120 § 3; sentence inserted after sixth sentence, 1954, 681 § 5; stricken out, 1968, 120 § 4; 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; 1968, 120 § 5.)

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.

For temporary legislation extending the time during which widows, orphans, soldiers and sailors and their wives, their widows, their fathers or mothers, certain elderly persons and blind persons may apply for abatement or exemption from certain real estate taxes, see 1968, 378.

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 1967, 212 § 1 (see 1967, 212 § 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 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; revised, 1968, 549; 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); revised, 1968, 464 § 1; 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; two sentences inserted after first sentence, 1968, 497 § 1. (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); first paragraph, two sentences added at end, 1968, 497 § 2.

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; 1967, 315 § 1.

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; 1968, 290 § 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; 1968, 290 § 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); sentence added at end, 1968, 292.

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 proceedings 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. 72A added, 1968, 253 (permitting an abatement of a portion of unpaid real property taxes on land acquired by a town).

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; 1968, 240. (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; 1967, 757 § 6. (See 1934, 136 § 3; 1943, 564 § 2; 1949, 277; 1954, 444 §§ 4, 5; 1965, 615 § 4; 1967, 757 § 10).

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. 6 revised, 1967, 100.

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, first paragraph amended, 1968, 157; second paragraph amended, 1933, 325 § 14; 1935, 173 § 1; section revised, 1941, 594 § 1;

third paragraph amended, 1963, 201; 1966, 114 § 1; sentence added at end, 1968, 353 § 1. (See 1966, 114 § 2; 1968, 353 § 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; 1968, 503; 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; 1967, 117; 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 certifi-

cates 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; 1967, 796 § 5; 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; 1967, 796 § 6;

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; revised, 1967, 796 § 7. (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; 1967, 796 § 8; subsection (*b*) amended, 1935, 489 § 8; revised, 1939, 486, § 1; first sentence stricken out and three sentences inserted, 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; first sentence revised, 1967, 796 § 9; sixth sentence stricken out, 1968, 278 § 2; 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; first sentence revised, 1967, 796 § 10; subsections (*f*) and (*g*) added, 1954, 679 § 5; subsection (*f*), first paragraph amended, 1957, 435 § 1; subsection (*g*) revised, 1957, 677 § 2; subsections (*f*) and (*g*) stricken out and subsection (*f*) inserted, 1967, 796 § 11; sentence added at end, 1968, 434 § 1. (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; 1968, 434 § 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; first three sentences revised, 1967, 796 § 12. (See 1957, 677 § 8; 1958, 491 § 3.)

SECT. 5B added, 1966, 698 § 9 (relative to certain exemptions against business income in computing income tax); paragraph (1), clause (*iii*) stricken out, 1968, 278 § 3; clause (*iv*) amended, 1967, 796 § 13; paragraph (2), clause (*iii*) stricken out, 1968, 278 § 4; clause (*iv*) amended, 1967, 796 § 14; revised, 1968, 557 § 1; paragraph (3) amended, 1967, 796 § 15; paragraph (4) amended, 1967, 796 § 16; subsection (6) added, 1967, 699 § 1. (See 1967, 699 § 2; 1968, 278 § 5, 557 § 2.)

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; amended, 1967, 796 § 17; provision (1) revised, 1968, 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; 1968, 556 § 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; third paragraph revised, 1967, 755 § 1.

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; paragraph added, 1967, 526.

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; paragraph (*m*) added, 1968, 278 § 1. (See 1947, 485 § 3; 1951, 800 § 6; 1953, 208; 1957, 644 § 5, 677 § 8; 1962, 576 § 2; 1966, 557 § 2; 1968, 278 § 5.)

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; amended, 1968, 302 § 2. Temporarily affected, 1950, 816 § 2; 1951, 750; 1952, 623 § 2; 1953, 246 § 5. (See 1933, 350 § 9; 1950, 816 § 4; 1961, 555 § 5; 1968, 302 § 3.)

SECT. 37B added, 1968, 302 § 1 (relating to the assessment and abatement of federal income tax changes).

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.)

SECT. 64 added, 1968, 423 § 1 (providing income tax table for taxpayers' use). (See 1968, 423 § 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; first paragraph stricken out, 1968, 286 § 1. (See 1968, 286 § 2.)

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; section revised, 1967, 577 § 2.

SECT. 8 amended, 1963, 714 § 4. (See 1963, 714 § 10.)

SECT. 11, paragraph (*d*) amended, 1966, 698 § 38; paragraph (*f*) added, 1968, 408 § 1. (See 1968, 408 § 2.)

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 defininig "Bank" revised, 1943, 472; amended, 1966, 698 § 44A; paragraph defininig "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; caption preceding section revised, 1968, 75 § 1. (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; amended, 1967, 755 § 2. (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; caption following section stricken out, 1968, 75 § 2. (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; clause (*a*) revised, 1967, 755 § 3; 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; second sentence revised, 1968, 165; 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 (*a*) amended, 1967, 796 § 18; 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); paragraph (*b*), clause (1) amended, 1967, 659.

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 (*a*) amended, 1967, 796 § 19; 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. 2, first sentence revised, 1967, 796 § 20.
SECT. 3 revised, 1966, 698 § 71; amended, 1967, 755 § 4.
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; second sentence revised, 1968, 257 § 1. (See 1960, 410 § 2; 1968, 257 § 3.)

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; amended, 1967, 581 § 1; last sentence revised, 1968, 591. (See 1967, 581 § 2.)

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.

SECT. 6A added, 1968, 532 § 1 (providing penalty for failing to affix required stamps to certain instruments prior to recording in any registry of deeds). (See 1968, 532 § 2.)

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.)

SECT. 1, paragraphs (*a*), (*b*) and (*c*) revised, 1967, 745.

Chapter 64H. — Tax on Retail Sales of Certain Tangible Personal Property.

New chapter inserted, 1967, 757 § 1. (See 1967, 757 § 10.)

SECT. 3, second paragraph revised, 1967, 797 § 2.

SECT. 6, paragraph (*e*) amended, 1968, 341; paragraph (*o*) amended, 1968, 502 § 1; paragraph (*p*) amended, 1968, 711; paragraph (*u*) revised, 1968, 87 § 1; paragraph (*w*) added, 1968, 69. (See 1968, 87 § 2.)

SECT. 8, paragraphs (*f*)–(*i*) added, 1968, 89 § 1. (See 1968, 89 § 3.)

SECT. 22, third sentence stricken out and two sentences inserted, 1968, 447 § 1.

SECT. 24, third paragraph revised, 1968, 61 § 1.

SECT. 28, paragraph (*b*), second sentence revised, 1968, 76 § 1.

SECT. 32 added, 1968, 62 § 1 (providing for service of process on state secretary in actions against out-of-state vendors under sales and use tax law).

Chapter 64I. — Tax on Storage, Use or Other Consumption of Certain Tangible Personal Property.

New chapter inserted, 1967, 757 § 2.

SECT. 4, second paragraph revised, 1967, 797 § 3.

SECT. 7, paragraph (*a*) revised, 1968, 88 § 1; paragraph (*c*) revised, 1968, 88 § 2. (See 1968, 88 § 3.)

SECT. 8, paragraphs (*g*)–(*j*) added, 1968, 89 § 2. (See 1968, 89 § 3.)

SECT. 23, first paragraph, third sentence stricken out and two sentences inserted, 1968, 447 § 2.

SECT. 25, second paragraph, second sentence revised, 1968, 61 § 2.

SECT. 29, paragraph (*b*), second sentence revised, 1968, 76 § 2.

SECT. 33 added, 1968, 62 § 2 (providing for service of process on state secretary in legal actions against certain out-of-state vendors).

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; 1967, 463 § 1; first sentence revised, 1941, 605 § 1; amended, 1949, 792 § 1; revised, 1950, 556; 1955, 596; first paragraph amended, 1968, 535; paragraph added after table, 1949, 792 § 2; revised, 1961, 403; paragraph added, 1967, 463 § 2. (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; first sentence stricken out and three sentences inserted, 1967, 550 § 1. (See 1967, 550 § 2.)

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. 41 revised, 1967, 466.
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; amended, 1968, 595. (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); first paragraph amended, 1967, 268 § 1; second paragraph amended, 1967, 502.

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; 1967, 759 § 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. 28B added, 1968, 618 (providing for reimbursement by commonwealth of sixty-five per cent of the approved construction costs of schools for the deaf).

SECT. 29 added, 1938, 313 (relative to instruction in lip reading for certain school children whose hearing is defective); revised, 1960, 600; 1967, 760.

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; revised, 1967, 874 § 1; 1968, 617 § 1. (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.

SECT. 29E added, 1967, 761 (providing for programs for children with impaired hearing).

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; last sentence amended, 1967, 268 § 2.

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.

SECT. 34 added, 1968, 706 (relating to itinerant programs for visually handicapped children).

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.)

SECT. 2, paragraph (*c*) amended, 1967, 791 § 1.

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; section revised, 1967, 111.

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. 14D added, 1968, 376 § 1 (permitting regional school districts to include provisions in the agreement between the member towns requiring approval of the incurring of indebtedness of the district by the registered voters thereof at an election).

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; clause (*n*) added, 1968, 376 § 2.

SECT. 16A revised, 1958, 129; second sentence stricken out and two sentences inserted, 1963, 132; sentence added at end, 1964, 17; sentence added at end, 1968, 272.

SECT. 16B, paragraph added at end, 1958, 619.

SECT. 16C revised, 1952, 470; 1966, 14 § 49.

SECT. 16D revised, 1967, 779.

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); amended and sentence added, 1967, 769 § 4.

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; 1968, 599; 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; 1967, 272 § 1; last sentence stricken out, 1962, 519; sentence added, 1967, 278. (See 1945, 727 § 2; 1946, 527 §§ 2, 3; 1959, 602 § 2; 1962, 594 § 2; 1964, 267 § 2; 1967, 272 § 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); first sentence revised, 1968, 136; sentence added, 1967, 860 § 1. (See 1967, 860 § 2.)

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); last paragraph revised, 1968, 156.

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 certain 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; paragraph added at end, 1968, 297.

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; second paragraph amended, 1968, 555.

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; revised, 1967, 881; 1968, 352 § 3; 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; repealed, 1968, 352 § 2.

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); second sentence amended, 1968, 66; 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. 46H, third paragraph revised, 1967, 626.

SECT. 46J added, 1962, 555 (providing for joint special education programs for emotionally disturbed children); revised, 1968, 352 § 1.

SECTS. 46K and 46L added, 1966, 647 § 1 (providing for the instruction and training of children with certain learning impairments).

SECT. 46M added, 1968, 695 (providing that commonwealth pay costs of tuition and transportation for certain physically handicapped children in private schools, hospitals and institutions).

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 examinations 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. 71B added, 1968, 283 (encouraging the use of public school gymnasiums for adult physical fitness programs).

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; second sentence revised, 1968, 739 § 1; last paragraph amended, 1967, 846. (See 1964, 357 § 11).

SECT. 19 added, 1968, 334 (changing names of certain state colleges).

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; 1967, 791 § 2. (See 1938, 446 § 14.)

SECT. 10 revised, 1966, 14 § 68; 1967, 791 § 3.

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; 1967, 791 § 4.

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; repealed, 1967, 50.

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; amended, 1967, 268 § 3.

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.

SECT. 37 added, under caption, 1967, 697 (establishing a television center at the University of Massachusetts).

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; stricken out, 1968, 739 § 2; three paragraphs added at end, 1962, 499 § 1; second paragraph stricken out, 1968, 739 § 3; eight paragraphs added at end, 1963, 701 § 9; ninth paragraph amended, 1964, 357 § 10; 1968, 739 § 4; paragraph added, 1967, 489. (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.)

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.

SECT. 10, second paragraph, third sentence revised, 1968, 739 § 5.

SECT. 12, two sentences added at end, 1963, 801 § 77.

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; amended, 1967, 808 § 2; 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. 12A, paragraph added at end, 1968, 622 § 1.

SECT. 12B, second paragraph revised, 1968, 622 § 2; section amended, 1968, 735.

SECT. 15 revised, 1938, 265 § 5; 1967, 590.

SECT. 15A added, 1966, 583 (exempting certain physicians and nurses from civil liability in carrying out public health programs); section repealed, 1967, 309 § 1.

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); sentence added, 1967, 162 § 1; section amended, 1968, 759 § 4. (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; 1967, 476 § 1.
SECT. 7E amended, 1967, 476 § 2.
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; sentence added at end, 1968, 759 § 5. (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; definition of "relocation payment" revised, 1968, 759 § 1. (See 1933, 254 § 66.)

SECT. 2, first sentence revised, 1962, 234.

SECT. 4 revised, 1933, 63 § 1; amended, 1968, 759 § 2.

SECT. 5 amended, 1933, 157 § 2. (See 1933, 157 § 3.)

SECT. 6 amended, 1968, 407.

SECT. 7, first paragraph amended, 1968, 759 § 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. 1, fourth sentence revised, 1968, 736 § 3.

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; sentence added, 1967, 162 § 2. (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. 13B added, 1967, 397 (relative to restoration and preservation of scenic beauty and historic sites adjacent to Federal-aid highways).

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. 3, sentence inserted after first sentence, 1967, 218.

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; amended, 1968, 403 § 1.

SECT. 41 added, 1968, 403 § 2 (requiring notice to utility companies before excavating within their defined rights-of-way and easements).

Chapter 83. — Sewers, Drains and Sidewalks.

SECT. 1 revised, 1964, 736 § 2.

SECT. 3A added, 1968, 248 (permitting cities or towns to repair sewers on private ways).

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; sentence inserted after second sentence, 1968, 694 § 2.
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. 2D added, 1967, 862 (authorizing the erection of signs on limited access ways indicating the availability of services of public 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; revised, 1968, 92.
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.
SECT. 11 added, 1967, 405 § 1 (establishing regulations for vehicles approaching pedestrians on certain marked crosswalks). (See 1967, 405 § 3.)

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 "auto home" inserted, 1967, 711 § 2; 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; revised, 1968, 238 § 1; definition of "register number" revised, 1935, 43; 1967, 164; "repairman" defined, 1948, 511 § 4; revised, 1951, 89; 1953, 378; definition of "right to operate" inserted, 1966, 238; revised, 1968, 294; "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; 1968, 238 § 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; third and fourth paragraphs stricken out and one paragraph inserted, 1967, 736 § 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; first and second sentence amended, 1967, 736 § 2; sixth paragraph revised, 1960, 581; amended, 1967, 736 § 3; seventh paragraph revised, 1939, 436 § 1; 1949, 470, 644 § 3; 1952, 82; amended, 1953, 225; 1955, 45 § 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; sixth sentence revised, 1967, 736 § 4; sentence added at end, 1965, 819 § 1; eighth paragraph revised, 1933, 54; amended, 1948, 94; second sentence of said paragraph stricken out, 1960, 226; last sentence revised, 1967, 736 § 5; paragraph added at end, 1952, 554. (See 1955, 283 § 3; 1961, 568 § 3; 1962, 231 § 3; 1967, 736 § 11.)

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; revised, 1967, 580; 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; fifth and sixth sentences stricken out, 1967, 736 § 6; last sentence amended, 1966, 213 § 2. (See 1947, 401 § 3; 1951, 736 § 5; 1967, 736 § 11.)

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; second sentence revised, 1968, 293.

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; third sentence stricken out and two sentences inserted, 1967, 623 § 1; 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; 1967, 168; revised, 1968, 309; 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; 1968, 109; eleventh sentence revised, 1952, 253; twelfth and thirteenth sentences stricken out and one sentence inserted, 1955, 124; sentence inserted, 1968, 110; sentence added at end of first paragraph, 1954, 570 § 1; 1963, 826 § 1; 1965, 69 § 1; 1967, 13; amended, 1968, 225; 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; first sentence amended, 1967, 202 § 1; sentence inserted after first sentence, 1967, 202 § 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; 1967, 219.

SECT. 7G added, 1964, 299 (prohibiting the servicing, sale or grinding of certain used brake drums); sentence inserted after second sentence, 1968, 251.

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. 7L added, 1968, 713 § 1 (prohibiting standees in certain school buses).

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; tenth sentence revised, 1967, 601 § 1; eleventh sentence revised, 1967, 295 § 1 (see 1967, 295 § 2); thirteenth, fourteenth and fifteenth sentences stricken out and one sentence inserted, 1967, 601 § 2; last paragraph stricken out, 1960, 582; sentence added at end, 1968, 551. (See 1948, 399 § 3, 619 §§ 2, 3; 1955, 488 § 3; 1966, 358 § 3; 1967, 295 § 2.)

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; second sentence stricken out and two sentences inserted, 1967, 187; third paragraph amended, 1966, 522 § 1; last sentence revised, 1967, 624. (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; 1967, 736 § 7; revised, 1968, 653; third sentence revised, 1959, 259; last sentence revised, 1961, 73 § 2. (See 1967, 736 § 11.)

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; 1967, 181.

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; amended, 1968, 41; 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; last sentence revised, 1968, 254.

SECT. 13, two sentences inserted after second sentence, 1950, 763; sentence added at end, 1949, 707; same sentence revised, 1950, 305; sentence added, 1967, 93, 192.

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; fifth sentence revised, 1968, 11.

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; sentence inserted after first sentence, 1968, 694 § 3; paragraph added at end, 1955, 135; amended, 1962, 338 § 19; second sentence stricken out, 1968, 222.

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; revised, 1967, 395; second sentence stricken out and two sentences inserted, 1968, 221; sentence inserted after second sentence, 1963, 321; third sentence (as appearing in 1951, 573) revised, 1961, 553; sentence inserted, 1965, 259; fourth sentence amended, 1967, 71; revised, 1967, 479; fifth sentence revised, 1968, 31. (See 1933, 332 § 5; 1935, 223 § 2; 1936, 388 § 2.) Affected, 1941, 589; 1951, 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; repealed, 1967, 621 § 1. (See 1951, 572 § 2; 1957, 258 § 2; 1958, 190 § 2; 1967, 621 § 2.) Affected, 1951, 310.

SECT. 20, first sentence revised, 1951, 567; amended, 1956, 389 § 3; 1966, 110; section revised, 1967, 182.

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); repealed, 1967, 405 § 2. (See 1967, 405 § 3.)

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; 1968, 362.

SECT. 22, first paragraph amended, 1963, 276; first sentence amended, 1968, 237; paragraph inserted after first paragraph, 1962, 261; two paragraphs added at end, 1933, 191; first sentence (as appearing in 1933, 191) amended, 1941, 312; paragraph added at end, 1968, 332.

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); revised, 1967, 748.

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); revised, 1967, 432 § 1. (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; 1968, 259; paragraph (2) (*b*) amended, 1964, 200 § 4; paragraph (2) (*c*) amended, 1937, 117; 1955, 198 § 3; 1964, 200 § 5; 1966, 191 § 1; subdivision 1, paragraph (*e*) stricken out and paragraphs (*e*), (*f*) and (*g*) added, 1967, 773. (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; paragraph added, 1967, 151.

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; 1967, 163; tenth sentence revised, 1968, 364; last two sentences revised, 1938, 146; 1967, 193.

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 busi-

ness 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; amended, 1968, 749 § 1; subdivision (3) of said paragraph amended, 1938, 430; subdivision (4) of said paragraph amended, 1939, 354 § 3; 1968, 749 § 2; subdivision (5) amended, 1968, 749 § 3; subdivision (6) of said paragraph amended, 1939, 354 § 4; revised, 1945, 595 § 3; amended, 1968, 749 § 4; 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; 1967, 696; 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; paragraph inserted after second paragraph, 1967, 711 § 1; fifth paragraph revised, 1965, 700 § 3; sixth paragraph stricken out, 1967, 736 § 8; ninth and tenth paragraphs stricken out and paragraph inserted, 1967, 601 § 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; 1967, 736 § 11; 1968, 749 § 5.)

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. 33B added, 1967, 519 (relative to assistance to cities and towns to eliminate accidents at high accident locations).

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; revised, 1967, 736 § 8A; 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; 1967, 736 § 11.)

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); repealed, 1968, 643 § 6.

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; amended, 1967, 67 § 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. 5A added, 1967, 22 (requiring all vessels to carry a life saving device for each person aboard).

SECT. 8, subsection (*b*) revised, 1967, 27 § 1; subsection (*d*) revised, 1967, 27 § 2.

SECT. 11, clauses (*d*) and (*e*) revised, 1961, 320.

SECT. 12, first sentence revised, 1964, 547.
SECT. 13, sentence added at end, 1962, 250.
SECT. 14, subsection (*c*) revised, 1967, 27 § 3.

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; 1967, 432 § 2; definition of "Citation", 1963, 637 § 1; revised, 1965, 692 § 2; amended, 1967, 350 § 3; definition of "Police chief" revised, 1965, 590 § 1; 1967, 222 § 1; definition of "Police officer" revised, 1963, 340 § 2; revised, 1965, 590 § 2; 1967, 222 § 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; second paragraph, first sentence revised, 1968, 725 § 1; third paragraph, first sentence revised, 1968, 725 § 2; fourth paragraph, second sentence revised, 1968, 725 § 3; 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. 10A added, 1967, 543 (relative to the temporary mooring of floats or rafts).

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).

SECT. 52, paragraph added at end, 1968, 626.

SECT. 59A added, 1967, 507 (relative to tort liability for persons discharging oil in certain inland waters).

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; three sentences added, 1967, 331.

SECTS. 60–62 repealed, 1968, 501 § 2.

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; second paragraph amended, 1968, 79. (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. 37, sentence added at end, 1968, 694 § 4.

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; last sentence revised, 1968, 405 § 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; sentence added, 1967, 180.

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); revised, 1968, 78.

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.

SECT. 42 added, 1967, 817 § 3 (providing that unlawful taking of trade secrets shall constitute larceny).

Chapter 93A. — Regulation of Business Practices for Consumers Protection. New chapter inserted, 1967, 813 § 1.

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 "oleomargarine" revised, 1967, 216 § 1; definition of "sausage" or "sausage meat" revised, 1962, 243; paragraphs in line 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; last sentence revised, 1968, 467 § 8.

SECT. 8 revised, 1937, 53.

SECT. 9 amended, 1939, 261 § 6; 1968, 467 § 9.

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; revised, 1967, 425 § 1.

SECT. 12A added, 1955, 757 § 2 (defining "fortified non-fat milk"); first paragraph revised, 1961, 598 § 2; 1967, 425 § 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. 13B revised, 1967, 82.

SECT. 13C revised, 1967, 82.

SECT. 13D revised, 1967, 82.

SECT. 13E amended, 1967, 41.

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. 16L revised, 1967, 136.

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. 42C, sentence inserted before the first sentence, 1968, 751.

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; section repealed, 1967, 356. (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; amended, 1967, 426 § 3.

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; section revised, 1967, 216 § 2.

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.

SECT. 55 revised, 1967, 216 § 3.

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); first sentence amended, 1967, 40.

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; section revised, 1967, 215 § 1.

SECT. 65H revised, 1957, 356 § 5; last paragraph amended, 1967, 215 § 2.

SECT. 65I revised, 1957, 356 § 6.

SECT. 65J, first paragraph amended, 1967, 215 § 3; 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; paragraph (*f*) revised, 1967, 215 § 4.

SECT. 65M revised, 1957, 356 § 8; 1967, 215 § 5.

SECT. 65N revised, 1957, 356 § 9.

SECT. 65O revised, 1957, 356 § 10; first paragraph, clause First amended, 1967, 215 § 6; second paragraph amended, 1967, 215 § 7.

SECT. 65P, paragraph (*f*) added at end, 1937, 341 § 3; revised, 1957, 356 § 11; amended, 1967, 215 § 8.

SECT. 65Q revised, 1957, 356 § 12; amended, 1967, 215 § 9.

SECT. 65T added, 1963, 274 § 3 (authorizing the department of public health to establish regulations and standards for frozen dietary dairy desserts).

SECT. 65U added, 1967, 215 § 10 (establishing standards of labeling for frozen desserts and mix).

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; second sentence revised, 1968, 467 § 10.

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; second sentence revised, 1968, 467 § 11.

SECT. 99A amended, 1939, 261 § 9; sentence inserted after fourth sentence, 1952, 121; last sentence revised, 1968, 467 § 12.

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. 107 revised, 1967, 217.

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; last paragraph revised, 1968, 467 § 13.

SECT. 182 amended, 1939, 261 § 11; revised, 1968, 467 § 14.

SECT. 184 amended, 1939, 261 § 12; 1968, 467 § 15.

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; last sentence revised, 1967, 49; 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; fourth paragraph revised, 1968, 128.

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. 194B added, 1968, 525 § 1 (providing a penalty for labelling certain fish products as "halibut"). (See 1968, 525 § 2.)

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; second paragraph revised, 1968, 287; 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; revised, 1968, 467 § 16.

SECT. 244 amended, 1941, 155 § 1; second sentence revised, 1968, 467 § 17.

SECT. 245 revised, 1933, 94 § 2; amended, 1939, 261 § 13A; revised, 1941, 155 § 2; first sentence revised, 1968, 467 § 18.

SECT. 246 revised, 1941, 155 § 4.

SECT. 248 amended, 1934, 184; 1939, 261 § 14; revised, 1943, 241 § 1; amended, 1946, 222; revised, 1952, 99; second sentence revised, 1968, 467 § 19.

SECT. 249A amended, 1939, 261 § 15; first sentence revised, 1968, 467 § 20.

SECT. 249B amended, 1939, 261 § 16; revised, 1968, 467 § 21.

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; revised, 1968, 467 § 22.

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. 273, two paragraphs inserted after first paragraph, 1961, 348 § 2.
SECT. 275 revised, 1965, 514 § 17.
SECT. 276 amended, 1965, 514 § 18.
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; revised, 1968, 467 § 23.

SECT. 285 revised, 1950, 110 § 1.
SECT. 286 revised, 1950, 110 § 2; 1968, 467 § 24.
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; paragraphs (4) and (5) revised, 1968, 467 § 25; 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; revised, 1967, 92.
SECTS. 303G–303M added, under caption, 1967, 481 (establishing minimum standards of quality for anti-freeze).
SECT. 303J, first paragraph, third sentence revised, 1968, 47 § 1. (See 1968, 47 § 2.)
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; definition of "costs" added, 1967, 768 § 1.

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. 14, subsection (*d*) revised, 1967, 768 § 2.

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; revised, 1968, 467 § 26.

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; 1968, 467 § 27.

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; second sentence revised, 1968, 467 § 28; sentence inserted after third sentence, 1965, 463.

SECT. 29, caption preceding section revised, 1941, 490 § 20; 1968, 467 § 29; 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); sentence added at end, 1968, 71.

SECT. 34 amended, 1955, 190. (See 1965, 405.)

SECT. 35, first sentence revised, 1965, 406 § 2.

SECT. 36, first sentence revised, 1968, 37.

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).

SECT. 56B added, 1967, 19 (requiring computing scale at retail outlets selling prepackaged meats, poultry or fish).

Chapter 99. — The Metric System of Weights and Measures.

SECT. 1 amended, 1939, 261 § 20.
SECT. 2 revised , 1967, 11.
SECT. 3 amended, 1939, 261 § 21; 1968, 48; revised, 1968, 467 § 30.
SECT. 4 amended, 1939, 261 § 22; first sentence revised, 1968, 467 § 31.

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; amended, 1968, 467 § 32.
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; first three sentences stricken out and sentence inserted, 1967, 274; 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; revised, 1967, 478. (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. 1A added, 1968, 219 § 1 (further defining the crime of boarding a boat or vessel without authority).

SECT. 3 amended, 1968, 219 § 2.

SECT. 4 amended, 1968, 219 § 3.

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; section revised, 1967, 304.

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; sentence inserted after second sentence, 1967, 429.

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; revised, 1967, 527; 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. 2B added, 1967, 900 (providing for declaration of air pollution emergencies).

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. 4G added, 1967, 865 § 1 (establishing program for care, treatment and rehabilitation of epileptics).

SECT. 4H added, 1968, 498 (authorizing the care and treatment of persons suffering from chronic renal diseases).

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. 5I added, 1968, 560 (authorizing the regulation of the use of laser equipment).

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. 8C added, 1968, 548 § 1 (authorizing procedures for fluoridation of public water supplies).

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; revised, 1967, 347 § 2.

SECT. 16 amended, 1934, 340 § 8; revised, 1967, 347 § 3.

SECT. 17 amended, 1937, 340.

SECT. 20 revised, 1947, 76.

SECT. 21, first sentence revised, 1968, 274.

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. 24B added, 1968, 358 § 3 (providing for certain statistical information on births). (See 1968, 358 § 5.)

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.

SECT. 31D added, 1967, 455 (relative to disposal of privy, cesspool and septic tank contents).

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; 1967, 891 § 1.

SECT. 52 revised, 1967, 891 § 2.

SECT. 53 amended, 1943, 16 § 2; revised, 1967, 891 § 3.

SECT. 54 amended, 1943, 16 § 3; revised, 1967, 891 § 4.

SECT. 55 revised, 1967, 891 § 5.

SECT. 56 revised, 1967, 891 § 6.

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.

SECT. 61, paragraph added, 1967, 15.

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. 62M, first sentence amended, 1967, 252; second sentence amended, 1968, 492 § 4.

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; first paragraph amended, 1968, 492 § 5; paragraph added at end, 1968, 559.

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; revised, 1968, 492 § 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, 1965, 203; section revised, 1957, 604; amended, 1963, 23; revised, 1964, 653; 1967, 891 § 7.

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; revised, 1967, 891 § 8.

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; section revised, 1967, 891 § 9; fourteenth paragraph revised, 1968, 686. (See 1964, 620 § 1.)

SECT. 71A added, 1955, 449 (to require hospitals to determine blood type of patients); repealed, 1967, 891 § 12.

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); repealed, 1967, 891 § 12.

SECT. 72, paragraph added at end, 1956, 439; section amended, 1957, 545 § 2; first paragraph revised, 1966, 614 § 2; amended, 1966, 713 § 5; section revised, 1967, 891 § 10.

SECT. 72A, first sentence amended, 1957, 545 § 3; revised, 1966, 614 § 3; section repealed, 1967, 891 § 12.

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); repealed, 1967, 891 § 12. (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. 72D added, 1967, 48 (requiring coin-operated telephones in convalescent and nursing homes).

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; section revised, 1967, 891 § 11.

SECT. 73A added, 1967, 891 § 11A (further regulating the licensing of hospitals, clinics, infirmaries, and nursing homes).

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. 78, first paragraph, fifth and sixth sentences stricken out and new sentence inserted, 1968, 492 § 7.

SECT. 78A added, 1959, 529 (providing that county tuberculosis hospitals may under certain conditions admit persons suffering with chronic diseases as patients); third sentence revised, 1968, 492 § 8.

SECTS. 79–83A stricken out and sections 79–83B inserted, 1961, 608 § 2. (See 1961, 608 §§ 12–14.)

SECT. 79, first paragraph, third sentence stricken out and two sentences inserted, 1968, 492 § 9.

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, first paragraph revised, 1968, 492 § 10; second paragraph amended, 1965, 362.

SECT. 82, first sentence amended, 1968, 487 § 3; fourth sentence re-

vised, 1962, 769 § 1; third and fourth sentences stricken out and three sentences inserted, 1965, 710 § 1; fifth sentence stricken out and two sentences inserted, 1968, 492 § 11. (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; first sentence revised, 1968, 487 § 4. (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; repealed, 1968, 487 § 6. (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; 1968, 492 § 12. (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; 1968, 358 § 4. (See 1968, 358 § 5.)

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; 1967, 508. (See 1961, 608 §§ 12–14; 1964, 339 § 3.)

SECT. 116A added, under caption, 1937, 393 (providing for the hospitalization of patients with chronic rheumatism); amended, 1968, 492 § 13.

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. 127K added, 1968, 404 § 2 (declaring provisions in leases or other rental agreements pertaining to real estate waiving certain statutory benefits to be against public policy).

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. 128G added, 1967, 718 § 5 (relative to inspection of farm labor camps). (See 1967, 718 § 10.)

SECT. 128H added 1967, 718 § 5A (relative to educational and recreational opportunities at farm labor camps). (See 1967, 718 § 10.)

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; sixth sentence revised, 1967, 347 § 4; eighth sentence revised, 1967, 347 § 5.

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); amended, 1967, 528.

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; amended, 1967, 374.

SECT. 12C added, 1967, 309 § 2 (exempting physicians and nurses from liability in carrying out immunization programs).

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, 429; 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; first paragraph, second and third sentences revised, 1967, 347 § 6; second sentence amended, 1968, 538 § 1; third sentence amended, 1968, 538 § 2; fifth sentence amended, 1968, 538 § 3; 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; paragraph added, 1967, 503.

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. 73C, last sentence revised, 1967, 152.

SECT. 73E, first paragraph revised, 1967, 440.

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, first sentence revised, 1968, 572; 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; third sentence revised, 1968, 320. Affected, 1956, 371; 1957, 539, 595 §§ 6, 7. (See 1953, 350 §§ 13, 14; 1959, 415 § 5.)

SECT. 74B revised, 1953, 350 § 6; repealed, 1967, 195 § 1.

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; third paragraph, clause (5) revised, 1967, 299; 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; last sentence revised, 1968, 318; 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; third paragraph revised, 1968, 460; 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; section amended, 1968, 483 § 1. (See 1963, 735 § 2.)

SECT. 87ZZ, paragraphs (*a*), (*b*) and (*c*) revised, 1960, 658; paragraphs (*b*) and (*c*) revised, 1968, 483 § 2; paragraph (*d*) revised, 1959, 455.

SECT. 87AAA, first paragraph amended, 1961, 181; last two clauses stricken out and clauses (*j*) and (*k*) added, 1967, 148; 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. 87OOO, paragraph added, 1967, 137.

SECT. 87PPP, paragraph defining "Radio or television receiver" inserted, 1965, 816 § 1; definition of "Technician license" revised, 1967, 47.

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. 87UUU, clause (*d*) revised, 1967, 517.
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, second sentence revised, 1968, 453; third sentence amended (effective date to be December 1, 1969) 1966, 409 § 5.
SECT. 92 revised, 1968, 137.
SECT. 96 amended, 1968, 477.
SECTS. 98–107 added, under caption, 1968, 473 § 2 (providing for registration of landscape architects).

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.)
SECTS. 7–10 added, 1967, 353 (facilitating anatomical gifts).

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; second paragraph revised, 1968, 34. (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 "Institution" inserted, 1967, 570 § 1; definition of "Reside" added, 1965, 793 § 1; definition of "Veteran" amended, 1954, 688 § 4; 1956, 692 § 1; clauses (*d*) and (*e*) revised, 1967, 510 § 2. (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 paragraph revised, 1951, 590 § 4; amended, 1955, 305 § 2; revised, 1961, 317; last sentence amended, 1968, 402; 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; paragraph added at end, 1968, 462.

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 the Commonwealth (former title, Support by the Cities and Towns).

Title revised, 1967, 658 § 7.

SECT. 1 amended, 1934, 124; revised, 1963, 726 § 1; 1967, 658 § 8. (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; 1967, 658 § 9.

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. 3 repealed, 1967, 658 § 10.

SECT. 3A added, 1937, 277 (protecting needy persons from the public view while applying for public relief and support); revised, 1965, 523 § 3; repealed, 1967, 658 § 10.

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); repealed, 1967, 658 § 10.

SECT. 5 amended, 1937, 125; revised, 1948, 581 § 1; paragraph added at end, 1958, 395; amended, 1963, 726 § 3; section revised, 1967, 658 § 11. (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; amended, 1967, 658 § 12.

SECT. 8 amended, 1967, 658 § 13.

SECT. 13, new sentence added at end, 1941, 608; section revised, 1967, 658 § 14.

SECT. 14 revised, 1937, 113; amended, 1938, 275; 1939, 39 § 1; revised, 1963, 726 § 4; repealed, 1967, 658 § 15. (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; 1967, 658 § 16. (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; section repealed, 1967, 658 § 17. (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); first paragraph amended, 1967, 658 § 18; second paragraph amended, 1967, 658 § 19; paragraph added at end, 1945, 668 § 1.

SECT. 19, paragraph added at end, 1937, 86; section revised, 1963, 726 § 9; repealed, 1967, 658 § 20. (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); repealed, 1967, 658 § 20. (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. 24 revised, 1967, 658 § 21.

SECT. 24A revised, 1964, 515; 1967, 658 § 22; amended, 1968, 492 § 14.

SECTS. 25, 26 and 27 repealed, 1963, 726 § 12. (See 1963, 726 § 16.)

SECT. 28 revised, 1963, 726 § 13; 1967, 658 § 23. (See 1963, 726 § 16.)

SECT. 29 amended, 1967, 658 § 24.

SECT. 30, first sentence revised, 1948, 581 § 2; section repealed, 1956, 317 § 2.

SECT. 31 revised, 1967, 658 § 25.

SECT. 32 repealed, 1967, 658 § 26.
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. 40 repealed, 1967, 658 § 26.
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; section repealed, 1967, 658 § 26. (See 1952, 353 § 10.)
SECT. 44A added, 1953, 205 § 1 (relative to the auditing of welfare districts); repealed, 1967, 658 § 26. (See 1953, 205 § 2.)
SECT. 45, sentence added at end, 1950, 293 § 2; section revised, 1952, 353 § 2; repealed, 1967, 658 § 26. (See 1952, 353 § 10.)
SECT. 46 repealed, 1967, 658 § 26.

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; section revised, 1967, 658 § 27.
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; section revised, 1967, 658 § 28.
SECT. 2A added, 1945, 567 (relative to certain persons in families receiving aid under the law providing aid to dependent children); amended, 1967, 658 § 29.
SECT. 3 revised, 1962, 556 § 2; 1967, 658 § 30.
SECT. 4 repealed, 1967, 658 § 31.
SECT. 4A added, 1943, 117 (permitting recipients of aid to dependent children, so called, to leave the commonwealth without suspension of such aid); first paragraph amended, 1967, 658 § 32; 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; section revised, 1967, 658 § 33.

SECT. 6 revised, 1941, 405; first sentence amended, 1960, 781 § 12; two sentences added at end, 1943, 491; section repealed, 1967, 658 § 34. (See 1939, 454 § 21.)

SECT. 7 revised, 1950, 657; amended, 1963, 432 § 7; repealed, 1967, 658 § 34.

SECT. 8 revised, 1939, 248; repealed, 1967, 658 § 34.

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); first paragraph amended, 1967, 658 § 35; third paragraph revised, 1967, 658 § 36; 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; sixth sentence revised, 1967, 730 § 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; first sentence of second paragraph stricken out and two sentences inserted, 1967, 794 § 1; 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; section revised, 1967, 658 § 37; first paragraph, seventh sentence revised, 1967, 730 § 3; second paragraph, first sentence stricken out and two sentences inserted, 1967, 794 § 2; third paragraph amended, 1968, 36 § 1; revised, 1968, 687 § 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; 1967, 730 § 4, 794 § 3; 1968, 36 § 3.)

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; first sentence amended, 1960, 781 § 6; second sentence revised, 1967, 730 § 2; 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; repealed, 1967, 658 § 38. (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; section repealed, 1967, 658 § 38. (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; repealed, 1967, 658 § 38.

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; section revised, 1967, 658 § 39. (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; section revised, 1967, 658 § 40. (See 1941, 729 § 15; 1951, 801 §§ 4B, 6, 7.)

SECT. 5 revised, 1938, 408; amended, 1941, 729 § 6; revised, 1946, 460; amended, 1949, 486; amended, 1967, 658 § 41. (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; first paragraph amended, 1967, 658 § 42; paragraph added at end, 1945, 458 § 2; 1949, 627. (See 1941, 729 § 15.)

SECT. 7 revised, 1951, 533; repealed, 1967, 658 § 43.

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; repealed, 1967, 658 § 43. (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; revised, 1967, 658 § 44. (See 1952, 602 §§ 15–18.)

SECT. 11 added, 1941, 729 § 10 (establishing the old age assistance fund); amended, 1945, 684; revised, 1955, 540 § 1; repealed, 1967, 658 § 45. (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); amended, 1967, 658 § 46.

SECTS. 13–32 added, under caption "Medical Assistance for the Aged", 1960, 781 § 8. (See 1960, 781 §§ 9–11.)

SECT. 14 amended, 1967, 658 § 47.

SECT. 15, second sentence stricken out and two sentences inserted, 1965, 586 § 1; first three sentences stricken out and one sentence inserted, 1967, 658 § 48.

SECT. 16 amended, 1967, 658 § 49.

SECT. 18 revised, 1964, 591; sentence added, 1965, 657 § 1.

SECT. 19 revised, 1964, 591.

SECT. 20 repealed, 1967, 658 § 50.

SECT. 21 repealed, 1967, 658 § 50.

SECT. 22 repealed, 1967, 658 § 50.

SECT. 24 revised, 1965, 657 § 2; amended, 1967, 658 § 51.

SECTS. 25 and 26 repealed, 1967, 658 § 52.

SECT. 27 revised, 1963, 432 § 8; amended, 1965, 827.

SECTS. 28 and 29 repealed, 1967, 658 § 52.

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; paragraph 7 amended, 1967, 658 § 53.

SECT. 32 repealed, 1967, 658 § 54.

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 repealed, 1967, 658 § 55.

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; section revised, 1967, 658 § 56.

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; section revised, 1967, 658 § 57.

SECT. 3 amended, 1958, 613 § 3B; repealed, 1967, 658 § 58.

SECT. 4, sentence added at end, 1960, 659 § 1; section revised, 1967, 658 § 59; last sentence amended, 1968, 36 § 2; revised, 1968, 687 § 2. (See 1960, 659 § 2; 1968, 36 § 3.)

SECT. 5, last sentence revised, 1953, 461; sentence added at end, 1961, 267; section revised, 1967, 658 § 60.

SECT. 6 repealed, 1967, 658 § 61.

SECT. 7 amended, 1957, 659 § 1; 1967, 658 § 62.

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; section revised, 1967, 658 § 63.

SECT. 9 repealed, 1967, 658 § 64.

SECT. 10 revised, 1963, 432 § 14; amended, 1966, 535 § 9.

SECT. 11 amended, 1966, 535 § 10.

SECT. 12 repealed, 1967, 658 § 64.

SECT. 14, paragraph added, 1966, 498 § 3; section revised, 1967, 658 § 65.

SECT. 15 amended, 1956, 602 § 12; revised, 1967, 658 § 66. (See 1956, 602 §§ 17–20.)

SECT. 16 revised, 1967, 658 § 67.

SECTS. 18–20 repealed, 1967, 658 § 68.

SECT. 20, first sentence revised, 1952, 353 § 9; amended, 1967, 658 § 69. (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. 3 amended, 1967, 658 § 70.

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. 12 amended, 1967, 658 § 71.

SECT. 18 amended, 1967, 658 § 72.

SECT. 20 amended, 1967, 658 § 73.

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.

SECT. 34 amended, 1967, 658 § 74.

SECT. 37 revised, 1967, 658 § 75.

SECT. 39 amended, 1967, 658 § 76.

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 non-criminal 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 against any person who commits an offense or violation prior to his seven-

* See 1948, 310 §§ 30, 31.

teenth 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; 1967, 787.

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.

SECT. 13A added, 1953, 619 § 1 (relative to payments by the common-

* See 1948, 310 §§ 30, 31.

wealth 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; repealed, 1967, 658 § 77.

SECT. 2 repealed, 1967, 658 § 77.

SECT. 3 revised, 1952, 602 § 11; repealed, 1967, 658 § 77.

SECT. 4 repealed, 1967, 658 § 77.

SECT. 4A added, 1941, 630 § 3 (relative to information concerning recipients of old age assistance and aid to dependent children); revised, 1945, 240 § 2; repealed, 1967, 658 § 77.

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; repealed, 1967, 658 § 77.

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); repealed, 1967, 658 § 77.

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; repealed, 1967, 658 § 77.

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; 1968, 761 § 8; definition of "Housing board" or "board" revised, 1948, 260 § 4; 1964, 636 § 6A; 1966, 138 § 2; 1968, 761 § 9; 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 "Service-

men" 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; 1967, 150. (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; stricken out, 1968, 271 § 1; 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; revised, 1968, 271 § 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; last paragraph revised, 1968, 230.

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; second paragraph amended, 1968, 231.

SECT. 26U revised, 1955, 327.

SECT. 26V, paragraph added at end, 1957, 140; revised, 1967, 407.

SECT. 26AA, paragraph added, 1966, 705 § 3; amended, 1967, 582 § 2.

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; amended, 1968, 23 § 10; paragraph added, 1966, 619 § 2; amended, 1968, 23 § 11.

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; revised, 1968, 249 § 1; clause (*g*) added, 1965, 740; amended, 1968, 249 § 2; 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; paragraph added, 1967, 635; 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 (*c*) revised, 1968, 217; subdivision (*e*) revised, 1968, 500; 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; 1967, 572; 1968, 524. (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; first paragraph, second sentence amended, 1968, 142 § 1; second paragraph, second sentence amended, 1968, 142 § 2; paragraph added, 1966, 704 § 3; amended, 1968, 153.

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; clause (*d*) revised, 1967, 825. (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. 26GGG½ added, 1968, 766 § 1 (extending state financial assistance to certain urban renewal projects to be redeveloped for residential reuse).

SECT. 26HHH revised, 1962, 643 § 3; third paragraph amended, 1968, 766 § 2.

SECTS. 26III and 26JJJ added, 1964, 721 (providing for the rehabilitation of dwelling accommodations).

SECT. 26JJJ, paragraph added, 1967, 461.

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; repealed, 1967, 658 § 77.

SECT. 42 amended, 1932, 180 § 22; 1941, 406; 1958, 613 § 7; 1964, 339 § 2; two sentences added at end, 1952, 303; section repealed, 1967, 658 § 77.

SECT. 43 added, 1968, 220 (requiring housing authorities to confer with tenant organizations).

SECT. 44 added, 1968, 596 (prohibiting termination of tenancies without cause and without hearing); section numbers changed from "*Section 43*" to "*Section 44*", 1968, 766 § 3.

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; 1967, 172 § 1; 1968, 761 § 10; paragraph defining "mayor" added, 1967, 172 § 2. (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; paragraph inserted after first paragraph, 1968, 356 § 1. (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; amended, 1967, 127 § 1. (See 1955, 654 § 5.)

SECT. 8 revised, 1960, 652 § 6.

SECT. 9 revised, 1956, 640 § 3; sentence added at end, 1968, 356 § 2.

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; paragraph added, 1967, 127 § 2. (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 applicable to urban redevelopment corporations); amended, 1966, 421 § 1; 1968, 761 § 11; 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; second paragraph amended, 1968, 492 § 15. (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; definition of "department" revised, 1967, 132 § 2; "mentally ill" and "mentally deficient" defined, 1955, 637 § 1. (See 1967, 132 § 3.)

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, second paragraph amended, 1967, 865 § 2; 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; paragraph added, 1967, 874 § 2.

SECT. 13C added, 1967, 874 § 3 (requiring cities and towns to pay cost of transporting retarded children to clinical schools); revised, 1968, 617 § 2.

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; 1968, 492 § 16. (See 1946, 324; 1947, 429 § 2.)

SECT. 16A amended, 1938, 486 § 10.

SECT. 19 repealed, 1935, 163.

SECT. 20 revised, 1955, 637 § 5; first paragraph revised, 1967, 618 § 1; seventh paragraph amended, 1965, 146; first sentence revised, 1967, 618 § 2; two sentences inserted after second sentence, 1967, 618 § 2A; eighth paragraph stricken out, 1967, 618 § 3; 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; third paragraph revised, 1967, 618 § 4; 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. 51A added, 1967, 619 § 1 (authorizing civil commitment of certain mentally ill persons to Bridgewater state hospital).

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 restoration 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; 1968, 492 § 17; 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; amended, 1967, 30. (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; first paragraph amended, 1967, 619 § 2.

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.
SECTS. 86D and 86E added, 1967, 723 (authorizing day work outside certain prisons).
SECT. 86F added, 1967, 821 § 1 (providing for work release programs in houses of correction).
SECT. 86G added, 1968, 363 (providing for work release programs at Suffolk County House of Correction and Suffolk County Jail).
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; 1968, 627. (See 1955, 770 §§ 117, 123.)

SECT. 97A added, 1968, 624 (permitting transfer of prisoners sentenced to state prison to suitable and appropriate federal institutions).

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. 117A added, 1967, 258 § 1 (authorizing sheriff under certain conditions to temporarily place prisoner in a hospital).

SECT. 118 revised, 1938, 456; amended, 1941, 351 § 43; revised, 1941, 510 § 2; amended, 1958, 613 § 8C.

SECT. 119 revised, 1967, 258 § 2.

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; sentence added, 1965, 884 § 3; revised, 1967, 379. (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; third sentence stricken out and two sentences inserted, 1967, 221; third and fourth sentences stricken out and sentence inserted, 1968, 205. (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).

SECT. 165 amended, 1968, 329.

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; revised, 1967, 28.

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; amended, 1968, 628 § 1; 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; revised, 1967, 347 § 7. (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; sentence added at end, 1968, 436.
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. 31, second sentence revised, 1967, 17.
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. 36A added, 1967, 18 (requiring keeping of records by apiary inspectors).
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; 1967, 14; 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; section revised, 1968, 97 § 1. 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; 1968, 97 § 2; amended, 1968, 628 § 2. (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 "Agents") revised, 1967, 347 § 8; paragraph (defining "Contagious disease") revised, 1966, 54; paragraph (defining "Director and Division") revised, 1967, 347 § 9; 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. 14B, fourth paragraph revised, 1967, 347 § 10; eighth and ninth paragraphs revised, 1967, 347 § 11.

SECT. 14C added, 1968, 510 (providing for slaughtering of cholera-exposed or affected hogs).

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. 17, subsections (8) and (9) added, 1968, 438 § 1.

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; 1967, 392.

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; section revised, 1967, 51. (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; fifth paragraph revised, 1967, 878; 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. — Inland Fisheries and Game and Other NaturalResources (former title, Powers and Duties of the Division of Fisheries and Game).

Chapter stricken out and new chapter 131 (with new title inserted) 1967, 802 § 1.

For prior changes see Table of Changes contained in Acts and Resolves of 1952.

SECT. 4, clause (15) added, 1968, 718.
SECT. 11, second paragraph, last sentence stricken out and two sentences inserted, 1968, 530.
SECT. 13, paragraph added at end, 1968, 550.
SECT. 40, sentence inserted before next to last sentence, 1968, 444 § 2.
SECT. 40A added, 1968, 444 § 1 (protecting the inland wetlands of the commonwealth).
SECT. 57, last sentence revised, 1968, 214.

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; first paragraph revised, 1967, 52.

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; first three sentences stricken out and two sentences inserted, 1968, 80.

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; first sentence amended, 1968, 501 § 3. (See 1954, 419 § 6; 1968, 501 § 7.)

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); revised, 1968, 501 § 4. (See 1954, 419 § 6; 1968, 501 § 7.)

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; 1968, 64; paragraph (7) amended, 1964, 456; paragraph (8) added, 1968, 448.
SECT. 6, clause (2) revised, 1968, 340; 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; clause (45) added, 1967, 311; clause (46) added, 1968, 392.
SECT. 7, first paragraph revised, 1964, 384 § 1.
SECT. 13 revised, 1968, 24 § 4. (See 1968, 24 § 7.)
SECT. 14, first paragraph revised, 1963, 265; 1964, 293; second paragraph revised, 1968, 24 § 5. (See 1968, 24 § 7.)
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; 1968, 45; 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; revised, 1967, 124; sentence inserted after second sentence, 1968, 395; 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; 1968, 268; amended, 1968, 365; 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; first paragraph, second sentence revised, 1967, 253; 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; first paragraph revised, 1967, 523; third sentence revised, 1968, 361.

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; 1968, 435. (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; 1953, 310; 1965, 570; 1968, 197 § 1A; 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 inserted before last paragraph, 1968, 305; 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; fifth paragraph, sentence added, 1967, 454; 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.

SECT. 25 revised, 1968, 574 § 1.

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; second sentence revised, 1967, 323; 1968, 24 § 6, 188 § 1, § 2; sentence added at end, 1968, 437. (See 1968, 24 § 7.)

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 pur-

chase identification cards to persons twenty-one years of age or over who apply therefor); third paragraph stricken out and two paragraphs inserted, 1967, 556.

SECT. 34C added, 1966, 317 § 2 (prohibiting the transportation of alcoholic beverages by minors); sentence inserted after first sentence, 1967, 377.

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; first three sentences revised, 1968, 464 § 2; paragraph added at end, 1968, 464 § 3. (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. 46A, definition of "Applicant" sentence added, 1967, 896 § 3; definition of "Employment agency" revised, 1967, 896 § 1; 1968, 412 § 1; subsection (*a*) of definition of "Fee" amended, 1967, 896 § 2.

SECT. 46B, sentence added, 1967, 896 § 3A; revised, 1968, 412 § 2.

SECT. 46L revised, 1967, 896 § 4.

SECT. 46O, paragraph (*a*) revised, 1967, 896 § 5; paragraph (*b*) amended, 1967, 896 § 6; paragraphs (*e*) and (*f*) added, 1967, 896 § 7.

SECT. 46R, first paragraph amended, 1967, 896 § 8.

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. 54A added, 1967, 600 § 2 (prohibiting operation of a junkyard within one thousand feet of federally aided highway).

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; sentence added at end, 1968, 32.

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. 59A added, 1967, 600 § 3 (relative to rules governing location of screens and fences).

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; third sentence revised, 1967, 190. (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. 100A added, 1968, 164 § 1 (limiting charges for insuring the life or health of certain borrowers).

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; first sentence revised, 1967, 196. (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; last sentence revised, 1968, 737 § 1.

SECT. 122 revised, 1957, 688 § 5; 1959, 296 § 2.

SECT. 122A revised, 1957, 688 § 6; 1959, 296 § 3.

SECT. 122B added, 1968, 737 § 2 (further regulating the sale of ammunition).

SECT. 123 revised, 1957, 688 § 7; 1959, 296 § 4; 1968, 737 § 3.

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; first sentence amended, 1968, 737 § 4.

SECTS. 128A and 128B added, 1968, 737 § 5 (further regulating the purchase and sale of firearms).

SECT. 129 amended, 1957, 688 § 12; revised, 1968, 737 § 6.

SECT. 129A repealed, 1945, 254.

SECTS. 129B–129D added, 1968, 737 § 7 (regulating issuance of firearms license and identification card). (See 1968, 737 § 18.)

SECT. 130, sentence added at end, 1945, 132; section revised, 1951, 373 § 1; 1957, 688 § 13; 1959, 296 § 5; amended, 1967, 802 § 2; revised, 1968, 737 § 8. (See 1968, 737 § 18.)

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. 131E revised, 1968, 737 § 9.

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. 131H added, 1967, 802 § 3 (relative to the distribution of fines recovered in prosecution of fish, bird and mammal laws).

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; sentence added at end, 1968, 281. (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. 167, three sentences added, 1967, 234.

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. 173A added, 1967, 627 (providing for non-criminal disposition of violations of dog control laws).

SECT. 174 amended, 1953, 319 § 21. (See 1953, 319 §§ 39, 40.)

SECT. 174 added, 1967, 313 (regulating killing of certain dogs by carbon monoxide fumes).

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; revised, 1968, 77.

SECTS. 180A–180D 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. 185D amended, 1967, 126.
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. 198, first sentence stricken out and two sentences inserted, 1968, 51 § 1.
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.)

SECT. 1, clause (1) revised, 1968, 354 § 1; clause (3), second sentence revised, 1967, 673 § 1. (See 1967, 673 § 4.)
SECT. 5, clauses (*f*) and (*g*) revised, 1967, 673 § 2. (See 1967, 673 § 4.)
SECT. 7, second sentence stricken out and three sentences inserted, 1967, 673 § 3. (See 1967, 673 § 4.)

Chapter 140B. — Control of Certain Junkyards.

New chapter inserted, 1967, 600 § 1.

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; revised, 1967, 317; 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; 1967, 282. (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; last sentence revised, 1967, 436 § 1, 606 § 1; section repealed, 1968, 232. (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; 1968, 499 § 1; 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; first sentence amended, 1968, 499 § 2; 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; amended, 1968, 499 § 3.

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; second sentence revised, 1968, 406. (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); sentence inserted after first sentence, 1967, 735 § 1; second paragraph revised, 1967, 142; paragraph added at end, 1968, 319. (See 1965, 464 § 2; 1967, 735 § 2.)

SECT. 3S added, 1967, 260 (requiring owners of multiple dwellings to post their names and addresses).

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); second sentence stricken out and four sentences inserted, 1968, 373 § 5. (See 1968, 373 § 6.)
SECTS. 71H–71O added, under caption, 1968, 565 § 1 (creating a recreational tramway board).
SECT. 74 revised, 1941, 553 § 1. (See 1941, 553 § 9.)

SECT. 75 revised, 1941, 553 § 2; amended, 1950, 112; 1968, 227 § 1. (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; 1968, 227 § 2. (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).
SECT. 90 added, 1967, 339 (requiring certain bold face type in exculpatory provisions of contracts to repair or remodel dwellings).

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; first sentence stricken out and four sentences inserted, 1968, 373 § 1. (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).

SECT. 10H added, 1968, 176 (authorizing the appointment as special police officers certain employees of the civil defense agency).

SECT. 11 revised, 1967, 85.

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; amended, 1968, 704.

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.)

SECT. 21A added, under caption, 1967, 430 (authorizing employment of police cadets).

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.)

SECT. 25, first paragraph, sentence added at end, 1968, 738 § 3.

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. 28, paragraph added at end, 1968, 22.

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. 10D, fifth sentence stricken out and four sentences inserted, 1968, 373 § 3.

SECT. 10E, second sentence stricken out and four sentences inserted, 1968, 373 § 4.

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. 20B added, 1967, 532 § 1 (relative to competency to conduct blasting operations); sixth sentence stricken out and four sentences inserted, 1968, 373 § 2. (See 1967, 532 § 2.)

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; stricken out, 1967, 366.

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); revised, 1967, 178.

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 "Apprentice" inserted, 1967, 296 § 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; first paragraph, first sentence amended, 1967, 296 § 2; third sentence amended, 1967, 296 § 3; paragraph added at end, 1937, 346; same paragraph revised, 1938, 413; 1946, 591 § 46. (See 1954, 627 §§ 65, 67.)

SECT. 27, first sentence amended, 1967, 296 § 4; third sentence amended, 1967, 296 § 5; 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; first paragraph, first sentence amended, 1967, 296 § 6; third paragraph, Statement of Compliance amended, 1967, 296 § 7.

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. 27G added, 1968, 537 (requiring payment of determined wages for contracts for moving of furniture and fixtures entered into by commonwealth).

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; amended, 1967, 535 § 1; paragraph added, 1967, 535 § 2; paragraph added, 1967, 899.

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; paragraph (6) added, 1967, 884.

SECT. 44K revised, 1957, 590 § 3; 1967, 535 § 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, first sentence amended, 1968, 167; 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. 53 amended, 1968, 331 § 1.

SECT. 53A added, 1968, 331 § 2 (limiting weight permitted to be lifted by female employees).

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; revised, 1967, 357 § 2; first sentence amended, 1947, 161; revised, 1947, 368; amended, 1948, 196; revised, 1961, 44; first paragraph amended, 1966, 183; first paragraph, sentence inserted after first sentence, 1967, 357 § 1; 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; first paragraph amended, 1968, 323 § 1; second paragraph amended, 1968, 323 § 2. (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; paragraph added, 1967, 267. (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. 62A added, 1967, 165 (allowing certain minor vocational agricultural students to perform certain work).

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; amended, 1967, 95; revised, 1968, 323 § 3.

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; amended, 1968, 323 § 4.

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; 1968, 158.

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); revised, 1967, 261.

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; first sentence revised, 1968, 558. [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); revised, 1967, 774.

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. 178H, paragraph (5) added, 1967, 746.

SECT. 178I, first paragraph, third sentence revised, 1968, 633; sentence added, 1967, 514 § 1; second paragraph amended, 1967, 514 § 2.

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; amended, 1968, 513 § 1; paragraph added at end, 1968, 513 § 2. (See 1964, 576 § 10.)

SECT. 2, subsections (2) and (3) revised, 1964, 576 § 2; subsection (2) amended, 1968, 513 § 3; subsection (3) amended, 1968, 513 § 4; 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); amended, 1968, 513 § 5. (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); amended, 1968, 513 § 6. (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; clause (19) added, 1967, 718 § 1. (See 1961, 576 § 2; 1967, 718 § 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; revised, 1967, 718 § 2; paragraph defining "Agricultural and farm work" inserted, 1967, 718 § 2A. (See 1967, 718 § 10).

SECT. 2A added, 1967, 718 § 3 (establishing a minimum wage for farm workers); amended, 1967, 718 §§ 6 and 8. (See 1967, 718 § 10.)

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 (2A) added, 1967, 718 § 4; amended, 1967, 718 §§ 7 and 9; 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; 1967, 718 § 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); revised, 1967, 329.

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; subsection (*q*) added, 1968, 239. (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; subsection (*e*) added, 1968, 533.

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; clause (*a*) amended, 1967, 480 §§ 1 and 2; paragraph added at end, 1958, 437 § 1; 1965, 636; revised, 1966, 528; last paragraph amended, 1968, 576. (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; clause (4) amended, 1967, 480 § 3; subsection (*c*) amended, 1959, 533; clause (4) amended, 1968, 323 § 5; first paragraph revised, 1968, 625; 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; 1967, 480 §§ 4 and 5; 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; second sentence revised, 1968, §218.

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; first sentence stricken out and three sentences inserted, 1967, 483; second and third sentences amended, 1968, 719; fifth sentence amended, 1967, 525; six sentences inserted after tenth sentence, 1968, 727; 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. 2, first paragraph amended, 1968, 195.

SECT. 3A added, 1966, 386 § 3 (relative to health and welfare trust fund agreements for visual services).

SECT. 10 amended, 1964, 467; 1968, 326.

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); revised, 1968, 235.

SECT. 7C added, 1966, 443 (requiring preliminary conferences in workmen's compensation cases).

SECT. 7D added, 1968, 21 (permitting admission of medical reports of certain deceased physicians in workmen's compensation cases).

SECT. 7E added, 1968, 468 § 1 (providing for award increases to claimants whose compensation payments have been unreasonably delayed). (See 1968, 468 § 2.)

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; revised, 1968, 492 § 18.

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; revised, 1967, 482 §§ 1 and 4. (See 1946, 321 § 4; 1956, 735 § 4; 1963, 460 § 4; 1967, 482 § 7.)

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; revised, 1967, 482 §§ 2 and 5. (See 1946, 321 § 4; 1956, 735 § 4; 1963, 460 § 4; 1967, 482 § 7.)

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; revised, 1967, 482 §§ 3 and 6. (See 1946, 321 § 4; 1963, 460 § 4; 1967, 482 § 7.)

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; third sentence revised, 1967, 513. (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; sentence added, 1967, 512. (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; first sentence revised, 1967, 597 § 23.

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. (See 1965, 685 § 57.)
SECT. 3 amended, 1965, 685 § 1A. (See 1965, 685 § 57.)
SECT. 4 amended, 1965, 685 § 1B. (See 1965, 685 § 57.)
SECT. 6, last sentence stricken out, 1965, 685 § 2. (See 1965, 685 § 57.)

SECT. 8 revised, 1965, 685 § 3. (See 1965, 685 § 57.)
SECT. 11, subsection (*b*) amended, 1965, 685 § 4; subsection (*c*) amended, 1965, 685 § 5; subsection (*d*) amended, 1965, 685 § 6. (See 1965, 685 § 57.)
SECT. 12, first paragraph amended, 1965, 685 § 7; second paragraph amended, 1965, 685 § 8. (See 1965, 685 § 57.)
SECT. 13, subsection (*c*) amended, 1965, 685 § 9. (See 1965, 685 § 57.)
SECT. 17, sentence inserted after first sentence, 1965, 685 § 10. (See 1965, 685 § 57.)
SECT. 23 revised, 1965, 685 § 11. (See 1965, 685 § 57.)
SECT. 26, first paragraph revised, 1965, 685 § 12. (See 1965, 685 § 57.)
SECT. 27 revised, 1965, 685 § 13. (See 1965, 685 § 57.)
SECT. 29 amended, 1965, 685 § 13A. (See 1965, 685 § 57.)
SECT. 31 revised, 1965, 685 § 14. (See 1965, 685 § 57.)
SECT. 32, first and second sentences revised, 1965, 685 § 15. (See 1965, 685 § 57.)
SECT. 36 amended, 1865, 685 § 16. (See 1965, 685 § 57.)
SECT. 39 revised, 1965, 685 § 17. (See 1965, 685 § 57.)
SECT. 41 amended, 1965, 685 § 18. (See 1965, 685 § 57.)
SECT. 43 amended, 1965 § 19. (See 1965, 685 § 57.)
SECTS. 47–49 revised, 1965, 685 § 20. (See 1965, 685 § 57.)
SECT. 50 amended, 1965, 685 § 20A. (See 1965, 685 § 57.)
SECT. 51, clause (*a*) amended, 1965, 685 § 21. (See 1965, 685 § 57.)
SECT. 53, last sentence revised, 1965, 685 § 22. (See 1965, 685 § 57.)
SECT. 55 amended, 1965, 685 § 22A. (See 1965, 685 § 57.)
SECT. 59 revised, 1965, 685 § 23. (See 1965, 685 § 57.)
SECT. 61 amended, 1965, 685 § 24. (See 1965, 685 § 57.)
SECT. 62 amended, 1965, 685 § 25. (See 1965, 685 § 57.)
SECT. 63 amended, 1965, 685 § 26. (See 1965, 685 § 57.)
SECT. 67, two paragraphs added, 1965, 685 § 27. (See 1965, 685 § 57.)
SECT. 71 revised, 1965, 685 § 28. (See 1965, 685 § 57.)
SECT. 72, first sentence amended, 1967, 198.
SECT. 74, first paragraph amended, 1965, 685 § 29. (See 1965, 685 § 57.)
SECT. 75, sentence added, 1965, 685 § 30. (See 1965, 685 § 57.)
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. (See 1965, 685 § 57.)
SECT. 79, subsection (*c*) amended, 1965, 685 § 33A; subsection (*d*) amended, 1965, 685 § 34. (See 1965, 685 § 57.)
SECT. 80 amended, 1965, 685 § 35. (See 1965, 685 § 57.)
SECT. 81 amended, 1965, 685 § 36. (See 1965, 685 § 57.)
SECT. 82, subsection (*b*) amended, 1965, 685 § 37; subsection (*e*) amended, 1965, 685 § 38. (See 1965, 685 § 57.)
SECT. 83, subsection (*d*) amended, 1965, 685 § 38A; subsection (*f*) amended, 1965, 685 § 39. (See 1965, 685 § 57.)
SECT. 86 amended, 1965, 685 § 40. (See 1965, 685 § 57.)
SECT. 95 amended, 1965, 685 § 41. (See 1965, 685 § 57.)
SECT. 97 amended, 1965, 685 § 42. (See 1965, 685 § 57.)
SECT. 98 amended, 1965, 685 § 43. (See 1965, 685 § 57.)
SECTS. 99–102 revised, 1965, 685 § 44. (See 1965, 685 § 57.)
SECT. 100, clause (*b*) amended, 1967, 197.
SECT. 103 amended, 1965, 685 § 45. (See 1965, 685 § 57.)

SECT. 104 amended, 1965, 685 § 46. (See 1965, 685 § 57.)
SECT. 107 amended, 1965, 685 § 47; last sentence revised, 1966, 347 § 1.
SECT. 108 amended, 1965, 685 § 48. (See 1965, 685 § 57.)
SECT. 109 amended, 1965, 685 § 49. (See 1965, 685 § 57.)
SECT. 110 repealed, 1965, 685 § 50. (See 1965, 685 § 57.)
SECT. 112, last sentence stricken out, 1965, 685 § 51. (See 1965, 685 § 57.)
Sect. 113 amended, 1965, 685 § 52. (See 1965, 685 § 57.)
SECT. 114, subsection (*b*) amended, 1965, 685 § 53; 1966, 347 § 2; subsections (*f*), (*g*) and (*h*) inserted, 1965, 685 § 54. (See 1965, 685 § 57.)

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 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; section revised, 1967, 684. (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. 8, third sentence revised, 1968, 456.
SECT. 9, third sentence revised, 1968, 325.
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 "Interstate license" stricken out and definition of "Interstate license or registration" inserted, 1968, 106; 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; sixth paragraph revised, 1967, 516.

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; third paragraph amended, 1968, 769.

SECT. 6B added, 1962, 626 (establishing a maximum charge for towing away motor vehicles during snow removal operations).

SECT. 6C added, 1968, 177 (requiring regulation of maximum charges for towing motor vehicles).

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; revised, 1968, 289 § 1; 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; paragraph added, 1967, 43; paragraph added at end, 1968, 289 § 2.

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; last paragraph, first sentence stricken out and two sentences inserted, 1967, 42.

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. 19A added, 1967, 499 (prohibiting common carriers from engaging in transportation except on a cash basis under certain conditions).

SECT. 21, first paragraph amended, 1951, 664 § 7; second paragraph amended, 1950, 194; revised, 1967, 515.

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. 138A added, 1967, 843 (requiring manual warning devices at certain railroad crossings).

SECT. 142 amended, 1938, 29; revised, 1947, 584 § 1; second and third sentences revised, 1951, 461 § 1; section revised, 1964, 346 § 1; last sentence revised, 1967, 691. (See 1947, 584 § 2; 1951, 461 § 2; 1964, 346 § 2.)

SECT. 144 revised, 1945, 301.

SECT. 147 revised, 1947, 498; third sentence revised, 1968, 196; last sentence stricken out and two sentences inserted, 1965, 886.

SECT. 147A added, 1967, 700 (providing for luminous paint on railroad crossing signs).

SECT. 155, two sentences inserted after first sentence, 1967, 692.

SECT. 163 revised, 1967, 701.

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. 94A added, 1968, 284 (providing penalties for throwing litter on premises of public transportation facilities).

SECT. 95 revised, 1967, 685.

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; 1968, 23 § 12.

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. 1, definition of "Sixty-four cities and towns" amended, 1967, 87 § 1.

SECT. 3, paragraph (*i*) revised, 1965, 882.

SECT. 5, subsection (*b*) revised, 1966, 636; subsection (*i*) amended, 1967, 81 § 1.

SECT. 6, second sentence stricken out and two sentences inserted, 1968, 282; sentence added, 1965, 323 § 1. (See 1965, 323 § 2.)

SECT. 7, second paragraph revised, 1967, 81 § 2; paragraph added, 1965, 509 § 1.

SECT. 8A added, 1967, 24 § 1 (increasing amount of financial assistance to railroads providing passenger service to Boston); amended, 1968, 445 § 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.

SECT. 28A added, 1967, 24 § 2 (relative to further financial assistance to railroads providing passenger service to Boston); first sentence revised, 1968, 445 § 2.

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; revised, 1967, 58.

SECT. 6, paragraph (*e*) revised, 1947, 48; 1964, 331.

SECT. 13 revised, 1950, 237; 1953, 85; 1967, 681.

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. 56D amended, 1968, 16.

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. 72A revised, 1968, 152.
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).

SECT. 44 added, 1968, 738 § 2 (regulating service observing by telephone companies).

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, 1854, 250; paragraph added, 1967, 220.

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; first sentence revised, 1968, 265.

SECT. 17 repealed, 1933, 334 § 2.

SECT. 18 amended, 1943, 110 § 1; 1955, 432 § 7; revised, 1961, 493 § 11; 1968, 224 § 6. (See 1955, 432 § 4.)

SECT. 18A added, 1961, 269 (regulating the advertising by banks of anticipated interest or dividend rates); amended, 1968, 224 § 7.

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); second sentence revised, 1967, 809; sentence added, 1967, 348.

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).

SECT. 62 added, 1968, 357 (providing that certain contracts for financing education entered into by minor students not voidable).

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; sentence added, 1967, 312.

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; second sentence amended, 1968, 182; 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; second paragraph, third sentence revised, 1968, 183; 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; 1968, 465 § 2; paragraph 6 added, 1966, 295 § 1; clause (*a*) revised, 1967, 271 § 1; clause (*f*) added, 1967, 271 § 2.

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 2 revised, 1968, 430 § 1; 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; subdivision (*b*) revised, 1968, 204.

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; paragraph 6 revised, 1968, 430 § 2; paragraph 7 revised, 1967, 433 § 1; 1968, 430 § 3.

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. 59 revised, 1968, 224 § 1.

SECT. 60, paragraph 1 amended, 1962, 169 § 9; third sentence revised, 1968, 224 § 2; paragraph 2 revised, 1959, 89; 1967, 283; paragraph 4, last sentence revised, 1968, 224 § 3.

SECT. 60A added, 1962, 169 § 10 (relative to the payment of dividends on special notice account deposits and on systematic savings account deposits); paragraph 1, second sentence amended, 1968, 224 § 4.

SECT. 61, paragraph 3 revised, 1967, 301; 1968, 224 § 5.

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. 11, third sentence stricken out, 1967, 179.

SECT. 12, second sentence revised, 1957, 1 § 5; 195, 326; 1967, 157 § 1; paragraph added, 1967, 157 § 2.

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; stricken out and paragraphs (*c*) and (*d*) inserted, 1968, 267; subsection 3A added, 1968, 184 § 1; 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; last paragraph amended, 1968, 184 § 2. (See 1952, 257 § 3.)

SECT. 19 revised, 1963, 327; amended, 1968, 184 § 3.

SECT. 23, subsection 4 revised, 1963, 126; 1964, 221; last sentence revised, 1968, 186; 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; 1967, 227 § 1; subsection 3A inserted, 1959, 174; revised, 1963, 146; amended, 1965, 306; last sentence revised, 1966, 169; clause (*a*) revised, 1968, 185; subsection 4 revised, 1955, 146; 1958, 96; 1959, 108 § 2; 1960, 54; 1962, 125 § 1; amended, 1964, 227; revised, 1967, 227 § 2; subsection 4A inserted, 1965, 307; revised, 1967, 227 § 3; 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. 25 amended, 1968, 184 § 4.

SECT. 25A added, 1960, 24 § 1 (authorizing co-operative banks to make loans to depositors in anticipation of dividends); amended, 1968, 184 § 5; paragraph added at end, 1968, 184 § 6.

SECT. 26, first paragraph revised, 1966, 167 § 1; 1968, 163; subsections 1 and 2 revised, 1955, 432 § 10; subsection 2, first sentence revised, 1962, 218; subsection 3 revised, 1960, 111; 1967, 280 § 1; subsection 3A added, 1967, 280 § 2; subsection 5 amended, 1961, 493 § 20; subsection 6 revised, 1963, 100; amended, 1968, 187; subsection 8 added, 1963, 279; fourth sentence revised, 1965, 814; 1968, 236. (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. 32A added, 1967, 228 (authorizing cooperative banks to rent safe deposit boxes).

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; fifth sentence revised, 1968, 173; 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; amended, 1967, 433 § 2, 641; 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; third paragraph revised, 1968, 144.

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; same paragraph, clause (*b*) revised, 1967, 334 § 1; clause (*d*) added, 1967, 231 § 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; first sentence revised, 1967, 208; 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; amended, 1968, 411 § 1; paragraph 2 of subdivision (A) revised, 1954, 122 § 2; 1960, 151 § 2; 1964, 223; amended, 1968, 411 § 2; paragraph 3 of subdivision (A) revised, 1962, 275 § 2; paragraph 3A of subdivision (A) inserted, 1965, 784; amended, 1968, 411 § 3; 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; stricken out, 1967, 231 § 2; paragraph 4 of subdivision (B) stricken out, 1952, 105 § 2; subdivision (B) revised, 1967, 334 § 2; subdivision (C) added, 1963, 318 § 3; subdivision (D) added, 1967, 231 § 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. 13, first paragraph, third sentence revised, 1967, 233.

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. 38, subsection A, clause (1) amended, 1968, 610 § 1; clause (2) amended, 1968, 610 § 2; subsection C revised, 1968, 610 § 3; subsection F added, 1968, 610 § 4.

SECT. 48, clause 8 amended, 1962, 238; clause 18 added, 1963, 143.

SECT. 50 revised, 1968, 350.

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; 1968, 441.

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; 1968, 391 § 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; revised, 1968, 391 § 2. (See 1943, 227 §§ 13, 14.)

SECT. 3 amended, 1963, 848 § 3; revised, 1968, 391 § 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 sub-

divisions 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; second sentence revised, 1968, 327.

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; fourth sentence revised, 1968, 252.

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.

SECTS. 22C and 22D added, 1968, 640 § 1 (regulating the cancellation of certain insurance policies). (See 1968, 640 § 2.)

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; stricken out, 1968, 391 § 4.

SECT. 48, first paragraph revised, 1946, 471 § 2; amended, 1965, 260 § 2; revised, 1968, 391 § 5; 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; stricken out, 1968, 391 § 6; 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.

SECTS. 48B and 48C stricken out, 1968, 391 § 7.

SECT. 49, first paragraph revised, 1954, 320 § 1; second paragraph amended, 1963, 848 § 7; 1968, 391 § 8; 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; revised, 1967, 676 § 1; stricken out, 1968, 391 § 9.

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; stricken out, 1968, 391 § 10.

SECT. 63, paragraph 1 revised, 1959, 128; paragraph 2 amended, 1968, 391 § 11; clause (*d*) added, 1947, 266 § 1; paragraph 3 amended, 1947, 266 § 2; paragraph 3A added, 1948, 70; revised, 1961, 129; 1968, 465 § 1; paragraph 4 revised, 1947, 266 § 3; paragraph 5A added, 1947, 266 § 4; paragraph 6 revised, 1947, 266 § 5; 1968, 246 § 1; 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; first two sentences revised, 1967, 201; paragraph 14B added, 1951, 154; paragraph 14C added, 1956, 373; clause (*b*) revised, 1965, 269 § 2; 1968, 384 § 1; paragraphs 14D and 14E added, 1958, 296; paragraph 14F added, 1965, 300; clause (*a*), subdivision (2) revised, 1968, 384 § 2; section amended, 1967, 676 § 2.

SECT. 64, first paragraph revised, 1953, 110; second paragraph amended, 1936, 213; third paragraph revised, 1943, 207 § 2; 1947, 269 § 2; 1952, 395; last sentence revised, 1967, 583 § 1; fourth paragraph revised, 1967, 583 § 2; 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; amended, 1967, 254 § 1; 1968, 246 § 2.

SECT. 66, first paragraph amended, 1963, 848 § 8; 1966, 451; first two sentences revised, 1967, 419 § 1; second sentence revised, 1967, 530 § 3; amended, 1968, 391 § 12; sentence added, 1967, 254 § 2; third sentence revised, 1968, 246 § 3; 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; first sentence revised, 1968, 133 § 1; fourth sentence revised, 1968, 561 § 1. (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; 1967, 254 § 3; fifth sentence stricken out and two sentences inserted, 1954, 68; sixth sentence revised, 1957, 152; section revised, 1968, 133 § 2; third sentence revised, 1968, 561 § 2.

SECT. 66C added, 1967, 419 § 2 (regulating investments of life insurance companies); first paragraph amended, 1968, 391 § 13; fifth paragraph amended, 1968, 391 § 14.

SECT. 66D added, 1967, 530 § 2 (regulating the acquisition of capital stock by life insurance companies).

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; amended, 1968, 391 § 15; 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; 1968, 264; 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. 110D added, 1967, 593 (providing for extension of coverage in accident and health policies after insured leaves group).

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; first two paragraphs revised, 1968, 643 § 2; third paragraph amended, 1951, 251; 1962, 509; 1963, 430; revised, 1963, 828; 1964, 292; paragraph added at end, 1968, 660. (See 1935, 459 § 5.)

SECT. 113C, paragraph added at end, 1968, 643 § 3.

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); first paragraph revised, 1968, 643 § 4.

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. 113L added, 1968, 643 § 5 (requiring compulsory insurance coverage for damages caused by uninsured motorists).

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. 118, paragraph added at end, 1968, 391 § 16.

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 (*a*) amended, 1967, 769 § 5; 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. 132B, provision 4, sentence added at end, 1968, 391 § 17.

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; second and third paragraphs revised, 1967, 161 § 1; sixth paragraph revised, 1967, 161 § 2; three paragraphs added after ninth paragraph, 1967, 161 § 3; seventh and eleventh paragraphs stricken out, 1968, 391 § 18.

SECTS. 132G and 132H added, 1968, 391 § 21 (permitting life insurance companies to do variable annuity business and to grant life company powers to variable annuity companies).

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 numbered 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; stricken out, 1968, 164 § 2.

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; section repealed, 1968, 391 § 19.

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; amended, 1968, 391 § 20. (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).

SECTS. 160C and 160D added, 1967, 560 (authorizing insurance companies and agents to do business with companies authorized to do business in Mexico).

SECTS. 160A–160E added, under caption, 1968, 129 (providing for domestication of certain foreign insurance companies); amended, 1968, 696 §§ 1–5; section numbers corrected, 1968, 696 § 6, so as to read "SECTS. 161A to 161E added, under caption, 1968, 129." (See 1968, 696 §§ 6, 7.)

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; paragraph added at end, 1968, 108.

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.

SECT. 193K added, 1968, 314 (prohibiting discrimination under provisions of any policy of insurance, certificate or service contract).

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 175C. — Urban Area Insurance Placement Facility.

New chapter inserted, 1968, 731 § 1.

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; 1968, 328 § 1; 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; same paragraph revised, 1967, 53; last paragraph stricken out, 1968, 432 § 1.
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; paragraph inserted after first paragraph, 1968, 432 § 10; fourth paragraph amended, 1953, 636 § 4; stricken out and two paragraphs inserted, 1956, 406; six paragraphs added at end, 1968, 432 § 2; fifth and sixth paragraphs revised, 1968 492 § 19. (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. 11, fourth paragraph amended, 1968, 432 § 3.
SECT. 13 revised, 1953, 287 § 7.
SECT. 16, first paragraph stricken out and three paragraphs inserted, 1968, 432 § 4.
SECT. 17 revised, 1953, 636 § 5; amended, 1968, 492 § 20. (See 1953, 636 § 9.)
SECT. 26 revised, 1968, 432 § 5.
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; definition of "Nonprofit medical service plan" revised, 1968, 432 § 8.
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; third paragraph amended, 1968, 432 § 11.
SECT. 4 revised, 1950, 472; 1959, 130; 1960, 307 § 1; first paragraph revised, 1965, 442 § 2; amended, 1968, 432 § 9.
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; section revised, 1968, 432 § 6.
SECT. 11 revised, 1968, 432 § 7.
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.

SECT. 4, first paragraph revised, 1968, 241.

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. 17D added, 1967, 324 (authorizing payroll deductions for income protection insurance for teachers).

SECT. 17E added, 1968, 180 (authorizing certain payroll deductions for school nurses).

SECT. 17F added, 1968, 433 (authorizing certain payroll deductions for state employees).

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; amended, 1968, 291.

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. 6 revised, 1967, 381.
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; amended, 1967, 210. (See 1962, 551 § 2.)

Chapter 183A. — Condominiums.

New chapter inserted, 1963, 493 § 1.

SECT. 1, definition of "Building" revised, 1967, 868.
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. 8A added, 1967, 611 (providing that grantee of real estate notify assessor of name and address of purchaser).
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.)
SECT. 17 added, 1967, 420 § 2 (further regulating the recovery of possession of leased premises in cases of violation of standards of fitness for human habitation).

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; amended, 1967, 442. (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; 1968, 81 § 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; amended, 1968, 81 § 2.

SECT. 39 revised, 1958, 438; third and fourth sentences stricken out and sentence inserted, 1965, 54; third sentence amended, 1968, 81 § 3.

SECT. 40 revised, 1946, 197 § 3; amended, 1965, 11 § 2; revised, 1968, 81 § 4.

SECT. 42 amended, 1946, 197 § 4; revised, 1965, 11 § 3; amended, 1968, 81 § 5.

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. 1 amended, 1967, 585 § 1. (See 1967, 585 § 2.)

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); revised, 1967, 674 § 1. (See 1958, 162 § 2; 1967, 674 § 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; section revised, 1968, 370.
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; section revised, 1967, 114.
SECT. 8 revised, 1958, 121 § 1. (See 1958, 121 §§ 2, 3.)
SECT. 9 revised, 1967, 113.
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; 1967, 650.

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; revised, 1967, 850.

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); second paragraph amended, 1967, 541.

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. 34A added, 1967, 439 (providing for service of contempt citations for non support be served by certified mail); second and third sentences revised, 1968, 562.
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; sixth paragraph revised, 1967, 120; 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; 1968, 484; 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); second sentence stricken out, 1967, 841 § 1. (See 1967, 841 § 3.)

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. 8A added, 1967, 708 (providing for an executive clerk to chief judge of probate courts).

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; amended, 1968, 669 § 1.

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; 1967, 820; 1968, 669 § 2. (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; amended, 1967, 841 § 2. (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; 1967, 841 § 3.)

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;

* Void for non-acceptance

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; 1967, 644. (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 "*Suffo'k*" revised, 1965, 659 § 4; sixth paragraph under caption "*Worcester*" revised, 1968, 342 § 1. (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 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; first sentence revised, 1967, 703 § 1; 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; amended, 1968, 192; revised, 1968, 578; 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; 1967, 812 § 1; 1968, 103, 130; second paragraph revised, 1938, 222 § 1; amended, 1949, 800; 1951, 541 § 1; revised, 1957, 601 § 2; 1964, 474; 1967, 548 § 1, 812 § 2; paragraph inserted after second paragraph, 1963, 778; amended, 1965, 470; 1966, 533; revised, 1967, 548 § 2, 812 § 3; amended, 1968, 667; paragraph inserted after third paragraph, 1964, 692; revised, 1965, 896; paragraph added at end, 1941, 309 § 1; revised, 1960, 772; 1962, 595; 1966, 241; 1968, 481; another paragraph added at end, 1948, 642 § 1; two paragraphs added, 1967, 548 § 3. (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. 19A added, 1967, 549 § 1 (increasing number of assistant clerks in certain district courts).

SECT. 21 amended, 1953, 168; revised, 1960, 160; 1963, 810 § 3; 1964, 496 § 1; amended, 1967, 21 § 1. (See 1964, 496 § 2; 1967, 21 § 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. 36 revised, 1967, 350 § 1.

SECT. 37 amended, 1945, 250 § 1; 1958, 48 § 2; revised, 1967, 225.

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. 43D added, 1967, 852 § 3 (providing that the chief justice of the district courts make rules relative to claims for compensation of victims of violent crimes). (See 1967, 852 § 4.)

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; amended, 1967, 441; revised, 1967, 604, 834; sentence added at end, 1968, 366; section amended, 1968, 475; revised, 1968, 585, 677, 764. (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, 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.)

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* Void for non-acceptance.

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; 1967, 725 § 1, 782 § 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; 1967, 725 § 2, 782 § 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; 1967, 818 §§ 1, 2, 3, 833; 1968, 199 §§ 1, 2, 229 §§ 1, 2, 273 § 1, 613; 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. 1 revised, 1968, 223.

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; 1968, 459. (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; paragraph inserted after sixth paragraph, 1967, 764 § 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; fourth paragraph revised, 1968, 482; 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. 86 revised, 1967, 316.

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. 91C added, 1967, 138 (relative to appointment of stenographer for auditors and masters' 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; 1967, 675, 879; last paragraph revised, 1968, 209 § 1; section amended, 1968, 666 § 5, 692. (See 1946, 262 §§ 4, 5; 1949, 774 § 5; 1962, 781 § 3; 1963, 790 §§ 3, 4; 1968, 209 § 2.)

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; amended, 1967, 767 § 1. (See 1967, 767 § 4.)

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 223A. — Jurisdiction of Courts of the Commonwealth over Persons in Other States and Countries.

New chapter inserted, 1968, 760.

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; last sentence revised, 1967, 666 § 1. (See 1947, 506 §§ 3, 3A; 1949, 427 § 11; 1958, 238 § 10; 1962, 306 § 2; 1965, 683 § 2; 1967, 662 § 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); amended, 1968, 324.

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. 6C added, 1968, 763 (providing for the computation and addition of interest by the clerks of court to damages recovered in actions of contract).

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 advance-

ment 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; third paragraph, first sentence revised, 1967, 778; third, fourth and fifth sentences stricken out and four sentences inserted, 1967, 767 § 2; fourth paragraph, sentence inserted after first sentence, 1967, 767 § 3. (See 1958, 369 § 4; 1967, 767 § 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, first sentence revised, 1967, 852 § 2; 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; revised, 1967, 139. (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.)

SECTS. 140B–140C added, 1967, 259 (providing that payments by insurance companies be inadmissible at trial on issue of liability).

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; 1967, 743. (See 1933, 300 § 4; 1934, 387 § 5; 1943, 296 § 6, 350 §§ 3, 4; 1946, 212 § 3; 1954, 606 § 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, form 8 repealed, 1938, 350 §2; first paragraph revised, 1956, 313.

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. 20B added, 1968, 418 (protecting confidential communications between patients and psychotherapists).

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); revised, 1967, 194. (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; first sentence revised, 1968, 372.

SECT. 79F added, 1952, 476 (relating to proof of the existence of a public way); revised, 1965, 303; 1967, 266.

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).

SECT. 79H added, 1967, 265 § 1 (providing for admissibility of medical reports of deceased attending and examining physician in actions of tort for injury or death). (See 1967, 265 § 2.)

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; 1967, 285. (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); revised, 1967, 420 § 1.

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; revised, 1967, 26 § 1. (See 1967, 26 § 2.)

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. 12E added, 1968, 394 § 1 (limiting liability of owner of credit card or other like credit device). (See 1968, 394 § 2.)

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.)

SECTS. 13I–13J added, 1967, 822 (relative to procedure for repossession and disposition of consumer goods subject to security interest).

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. 31A, first sentence revised, 1968, 330.

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); first paragraph, first sentence amended, 1968, 60; fifth paragraph, first two sentences revised, 1968, 190.

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; revised, 1968, 354 § 2; definition of "Principal balance" inserted, 1966, 284 § 1B; definition of "motor vehicles" amended, 1967, 464 § 1. (See 1966, 284 § 5; 1968, 354 § 5.)

SECT. 9, third paragraph amended, 1966, 284 § 1C; clause (13) revised, 1967, 464 § 2. (See 1966, 284 § 5.)

SECT. 10 revised, 1967, 823; eighth sentence stricken out and two sentences inserted, 1968, 216.

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.)

SECT. 20A, subsection F added, 1967, 464 § 3.

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; revised, 1968, 354 § 3. (See 1966, 587 § 7; 1968, 354 § 5.)

SECT. 5, paragraph inserted after second paragraph, 1966, 423 § 2.

SECT. 11 amended, 1967, 612.

SECT. 13, paragraph added, 1966, 587 § 3. (See 1966, 587 § 7.)

SECT. 14 revised, 1967, 256.

SECT. 20, fourth sentence revised, 1967, 370

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. 1, definition of "Annual finance charge formula" revised, 1968, 354 § 4; definition of "Services" revised, 1967, 775 § 1. (See 1968, 354 §5.)

SECT. 9, subsection C, clause (11) revised, 1967, 775 § 2; paragraph added at end, 1968, 543 § 1; subsection D, last paragraph revised, 1967, 775 § 3; subsection F amended, 1967, 775 § 4.

SECT. 10, clause (9) revised, 1968, 543 § 2.

SECT. 11, subsection C revised, 1968, 543 § 3.

SECT. 13, paragraph C revised, 1967, 775 § 5.

SECT. 15, first paragraph revised, 1968, 543 § 4.

SECT. 17, paragraph B, clause (2) revised, 1967, 775 § 6; clause (3) amended, 1967, 775 § 7.

SECT. 21, subsection C, two sentences inserted after first sentence, 1967, 775 § 8; second sentence revised, 1968, 543 § 6.

SECT. 22A added, 1968, 715 (relating to loan transactions made in avoidance of laws pertaining to retail instalment sales).

SECT. 23, last sentence revised, 1966, 587 § 4; amended, 1967, 775 § 9. (See 1966, 587 § 7.)

SECT. 26, subsection A, second sentence revised, 1967, 416 § 1; subsection C, first sentence stricken out and two sentences inserted, 1967, 416 § 2.

SECT. 27, subsection A, last sentence revised, 1967, 775 § 10; subsection B, clause (6), second paragraph revised, 1967, 775 § 11; subsection

C, paragraph 1, clause (e) revised, 1967, 775 § 12; paragraph E added, 1966, 587 § 5. (See 1966, 587 § 7.)

SECT. 29, subsection B amended, 1967, 775 § 13; subsection C revised, 1967, 775 § 14.

SECT. 31, paragraph added at end, 1968, 543 § 5.

SECT. 32 added, 1968, 543 § 7 (clarifying notice requirements relating to retail installment sales and services).

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 258A. — Compensation of Victims of Violent Crimes.

New chapter inserted, 1967, 852 § 1. (See 1967, 852 § 4.)

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. 2B added, 1968, 612 (further limiting time within which certain tort actions may be commenced).

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; amended, 1968, 94 § 1; paragraph added at end, 1943, 409 § 4. (See 1933, 318 § 9; 1934, 291 § 6; 1937, 385 § 10; 1955, 235 § 2; 1968, 94 § 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; third paragraph amended, 1968, 496.

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; stricken out, 1967, 350 § 2.

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; 1967, 678. (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; revised, 1967, 297.

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; second and third paragraphs revised, 1967, 651 § 1; paragraph inserted after fourth paragraph, 1956, 7 § 2; eighth paragraph revised, 1955, 744 § 1; 1956, 632 § 1; 1958, 500; 1967, 651 § 2; 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); revised, 1967, 286. (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. 14, paragraph added, 1967, 89.

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. 13C added, 1967, 226 (establishing penalty for committing an assault and battery to collect a loan).

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.

SECT. 35 added, 1968, 139 (imposing penalty for throwing or dropping objects from bridges or overpasses onto public ways and certain other places).

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; first sentence revised, 1967, 849; two sentences added, 1966, 191 § 2; second sentence amended, 1967, 662.
SECT. 30 revised, 1945, 282 § 2; paragraph (1) amended, 1968, 737 § 10; paragraph (2) revised, 1966, 153 § 1; paragraph (4) added, 1967, 817 § 1. (See 1945, 282 § 5.)
SECT. 33 revised, 1945, 282 § 3; amended, 1967, 236. (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. 60A added, 1967, 817 § 2 (providing that the unlawful taking of a trade secret constitutes larceny).
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; 1968, 40.

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); amended, 1968, 90.

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); revised, 1968, 82.

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. 7, paragraph added, 1968, 446.

SECT. 8A added, 1964, 314 (prohibiting members of state commissions or boards from being appointed by the other members thereof to certain positions).

SECT. 15A added, 1967, 887 § 1 (prohibiting members of county commissions to be appointed to other positions by other members of said commissions).

SECT. 19, paragraph (*b*) revised, 1965, 395.

SECT. 21A added, 1967, 887 § 2 (prohibiting members of municipal commissions to be appointed to other positions by other members of said commissions).

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; first sentence amended, 1968, 737 § 11; paragraph added at end, 1968, 737 § 12; first sentence amended, 1968, 737 § 13; three paragraphs added at end, 1968, 737 § 14. (See 1936, 227 § 2; 1937, 250 § 2; 1968, 737 § 18.)

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. 11E added, 1968, 737 § 15 (further regulating the sale of firearms).

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; third sentence revised, 1968, 737 § 16.

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); second sentence revised, 1968, 737 § 17.

SECT. 13 revised, 1968, 122.

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); amended, 1967, 116.

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).

SECT. 19 added, 1967, 154 (regulating sale of certain glue and cement to minors).

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. 6C added, 1968, 602 (prohibiting giving of chances or offering of prizes by gasoline stations).

SECT. 7 revised, 1968, 115.

SECT. 10 revised, 1957, 390 § 1; 1965, 549 § 1; 1967, 189. (See 1957, 390 § 2; 1965, 549 § 2.)

SECT. 10A added, 1967, 119 (providing for arrest of violators of gaming and gambling laws without a warrant); revised, 1967, 372.

SECT. 17 revised, 1968, 116.

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; 1967, 658 § 78.

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. 31 amended, 1967, 364 § 1.

SECT 32 amended, 1967, 364 § 2

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); revised, 1968, 310.

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. 68 revised, 1967, 367.
SECT. 69 amended, 1959, 313 § 13.
SECT. 73 revised, 1958, 352; 1966, 312.
SECT. 77 amended, 1968, 59.
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; 1968, 738 § 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; repealed, 1968, 738 § 4.
SECT. 101 amended, 1956, 48 § 4; repealed, 1968, 738 § 5.

SECT. 102 amended, 1956, 48 § 2; repealed, 1968, 738 § 6.
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. 2 revised, 1968, 206 § 1.
SECT. 3 revised, 1968, 206 § 2.
SECT. 4 revised, 1943, 488 § 1. (See 1943, 488 §§ 2, 3.)
SECT. 7 added, 1968, 721 § 1 (relating to punishment for certain criminal conspiracies).

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. 2C amended, 1967, 802 § 4.

SECT. 3 amended, 1934, 340 § 15; 1957, 660 § 3; revised, 1964, 557 § 4; amended, 1965, 325; paragraph (*a*) revised, 1967, 347 § 12. (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. 25 revised, 1967, 338; 1968, 698.

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. 47 revised, 1967, 380.

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; 1967, 365; third, fourth and fifth sentences revised, 1968, 629; sentence inserted after sixth sentence, 1952, 241; paragraph inserted after first paragraph, 1955, 735 § 2; revised, 1956, 731 § 13A; sixth sentence revised, 1967, 130; 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; first paragraph, sentence added at end, 1968, 691; 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; sentence inserted after second sentence, 1968, 333 § 2. (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. 89A added, 1967, 401 (authorizing appointment of unpaid deputy probation officers to serve as counsellors to juvenile offenders).

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. 2A added, 1968, 721 § 2 (relating to trials for criminal conspiracy).

SECT. 11, two paragraphs added at end, 1963, 569; second paragraph amended, 1964, 108 § 1; third paragraph amended, 1964, 108 § 2.

SECT. 11A added, 1967, 213 (providing for separate trial of issue if conviction of prior offense).

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; 1968, 666 § 1. (See 1945, 255 § 4.)

SECT. 28B, first paragraph amended, 1945, 255 § 2; section revised, 1968, 666 § 2. (See 1945, 255 § 4.)

SECT. 28C amended, 1945, 255 § 3; 1955, 770 § 91; revised, 1957, 777 § 36; 1968, 666 § 3. (See 1945, 255 § 4; 1955, 770 §§ 117, 123.)

SECT. 28D revised, 1968, 666 § 4.

SECT. 28E added, 1967, 898 § 1 (allowing the appeal by either commonwealth or defendant on questions of law in felony cases prior to trial.)

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; 1967, 333. (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; 1968, 333 § 1.

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.

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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.)

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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.)

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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.)

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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, September 15, 1969.

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.

JOHN F. X. DAVOREN,
Secretary of the Commonwealth.

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