

AN ACT RELATIVE TO THE ORGANIZATION, POWERS AND DUTIES OF THE DEPARTMENT OF EDUCATION. Chap. 585

Be it enacted, etc., as follows:

SECTION 1. Chapter 15 of the General Laws is hereby amended by striking out sections 1B and 1C, inserted by section 2 of chapter 652 of the acts of 1947, and inserting in place thereof the following two sections: — *Section 1B.* The board shall appoint a commissioner of education, in this chapter called the commissioner, and may in its discretion remove him. The commissioner shall receive such salary, not exceeding eleven thousand dollars, as the board may determine.

G. L. (Ter. Ed.), 15, §§ 1B and 1C, etc., amended.

Commissioner of education.

Section 1C. The board shall appoint a deputy commissioner of education and may in its discretion remove him. The said deputy commissioner shall perform such duties as may be assigned to him by the board and shall act as commissioner in the absence of the commissioner.

Deputy commissioner.

SECTION 2. Said chapter 15 is hereby further amended by striking out section 4, as most recently amended by section 4 of said chapter 652, and inserting in place thereof the following section: — *Section 4.* Under the direction of the board of education, the commissioner shall be the executive and administrative head of the department. He shall have charge of the administration and enforcement of all laws, rules and regulations which it is the duty of the department to administer and enforce. In the department there shall be a division of library extension, a division of immigration and Americanization, a division of the blind, a division of elementary and secondary education, a division of teachers colleges, a division of university extension, a division of research and statistics, a division of vocational education, and a division of vocational rehabilitation. Each division, except the division of immigration and Americanization, shall be in charge of a director, and each division shall be under the general supervision of the commissioner. Nothing in this chapter shall be construed as affecting the powers and duties of the trustees of the University of Massachusetts as set forth in chapter seventy-five.

G. L. (Ter. Ed.), 15, § 4, etc., amended.

Powers and duties of the commissioner.

SECTION 3. Said chapter 15 is hereby further amended by striking out section 5, as amended by section 5 of said chapter 652, and inserting in place thereof the following section: — *Section 5.* Except as otherwise provided in this chapter, the directors of divisions of the department shall be appointed and may be removed by the board. Except in the case of the teachers' retirement board, the division of library extension, the division of the blind and institutions under the department, the board may appoint such assistants as the work of the department may require, may assign them to divisions, transfer and remove them, but none of such employees while employed in the department shall have any direct or indirect pecuniary interest in the publication or sale of any text or school book, or article of school supply

G. L. (Ter. Ed.), 15, § 5, etc., amended.

Directors, assistants, etc., in department.

used in the public schools of the commonwealth. No appointment shall be made without the approval of not less than five members of the board. For the compensation of such assistants as it may employ, for conferences and conventions of teachers held under the direction of the department, and for traveling and other necessary expenses incurred by the members and subordinates, the department may be allowed such sums as may be appropriated. The commissioner shall recommend to the board directors of divisions and such assistants as in his opinion the work of the department may require, and, when in his opinion it is necessary, their removal, and he shall recommend to the board the assignment of assistants to divisions or their transfer when, in his opinion, it is necessary.

G. L. (Ter. Ed.), 15, § 8, new caption inserted.

SECTION 4. Said chapter 15 is hereby further amended by striking out the caption preceding section 8 and inserting in place thereof the caption **DIVISION OF LIBRARY EXTENSION**.

G. L. (Ter. Ed.), 15, § 8, amended.

SECTION 5. Section 8 of said chapter 15, as appearing in the Tercentenary Edition, is hereby amended by striking out, in line 2, the words "free public".

G. L. (Ter. Ed.), 15, § 9, amended.

SECTION 6. Section 9 of said chapter 15, as so appearing, is hereby amended by striking out, in line 1, the words "free public".

G. L. (Ter. Ed.), 15, § 11, amended.

Appointment and removal of certain officers.

SECTION 7. Said chapter 15 is hereby further amended by striking out section 11, as so appearing, and inserting in place thereof the following section:— *Section 11*. The library board, with the approval of the board of education, may appoint a director and a supervisor of field services, and such other assistants as may be required, and with like approval may remove them. They shall be paid from the appropriation authorized in the preceding section.

G. L. (Ter. Ed.), 69, § 4, amended.

Preparation, distribution, etc., of certain statistical information.

SECTION 8. Chapter 69 of the General Laws is hereby amended by striking out section 4, as appearing in the Tercentenary Edition, and inserting in place thereof the following section:— *Section 4*. The department, through its division of research and statistics, shall prepare, with due reference to the requirements of the federal office of education, and annually, on or before May tenth, send to every literary, scientific or professional institution of learning in the commonwealth, and every training school or infirmary, blank forms of inquiry for such statistics as it may prescribe, relative to the number of pupils and instructors, courses of study, cost of tuition and the general condition of the institution or school. The trustees, officers or persons in charge thereof shall annually, on or before June first, return the same with the information required.

G. L. (Ter. Ed.), 73, § 1, etc., amended.

State teachers colleges.

SECTION 9. Chapter 73 of the General Laws is hereby amended by striking out section 1, as most recently amended by section 2 of chapter 620 of the acts of 1948, and inserting in place thereof the following section:— *Section 1*. The department of education, in this chapter called the department, shall, through its division of teachers colleges, have general management of the state teachers colleges at Bridgewater,

Fitchburg, Framingham, Lowell, North Adams, Salem, Westfield and Worcester, and the Massachusetts school of art at Boston, wherever said colleges may be hereafter located, and of boarding houses connected therewith, and may direct the expenditure of money appropriated for their maintenance.

SECTION 10. Section 9 of chapter 78 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by striking out, in line 7, the words "free public".

G. L. (Ter. Ed.), 78, § 9, amended.

SECTION 11. Said chapter 78 is hereby further amended by striking out the caption preceding section 14 and inserting in place thereof the caption BOARD OF LIBRARY COMMISSIONERS.

G. L. (Ter. Ed.), 78, § 14, new caption inserted.

SECTION 12. Section 14 of said chapter 78, as so appearing, is hereby amended by striking out, in line 2, the words "free public".

G. L. (Ter. Ed.), 78, § 14, amended.

SECTION 13. Section 15 of said chapter 78, as so appearing, is hereby amended by striking out, in line 1, the words "free public".

G. L. (Ter. Ed.), 78, § 15, amended.

SECTION 14. Section 22 of said chapter 78, inserted by chapter 320 of the acts of 1948, is hereby amended by striking out, in line 2, the words "free public".

G. L. (Ter. Ed.), 78, § 22, etc., amended.

SECTION 15. Section 24 of said chapter 78, as so inserted, is hereby amended by striking out, in the paragraph defining "Board", the words "free public".

G. L. (Ter. Ed.), 78, § 24, etc., amended.

SECTION 16. Said chapter 78 is hereby amended by striking out section 11, as appearing in the Tercentenary Edition, and inserting in place thereof the following section:— *Section 11.* The board shall have the custody and management of the library and reading room and of all property owned by the town relating thereto. All money raised or appropriated by the town for its support and maintenance shall be expended by the board, and all money or property which the town may receive by gift or bequest for said library and reading room shall be administered by the board in accordance with the provisions of such gift or bequest. The board of any library, for the purpose of improving the services of said library, may enter into an agreement with the board or boards of any neighboring library or libraries, to pay for services in common, such payments to be shared in accordance with terms of such agreement.

G. L. (Ter. Ed.), 78, § 11, amended.

Powers and duties of the board.

SECTION 17. Said chapter 78 is hereby further amended by striking out section 19, as appearing in the Tercentenary Edition, and inserting in place thereof the following section:— *Section 19.* The board of library commissioners may expend such sums as may be appropriated for the extension and encouragement of library services within the commonwealth. The said board is hereby designated as the state agency to deal with the federal government with respect to federal grants which may be made available to the commonwealth for promoting library services, and to administer such state plans as may be approved as a condition of such grants. The board shall also represent the commonwealth in the receipt and disbursement of funds made available to the com-

G. L. (Ter. Ed.), 78, § 19, amended.

Board of library commissioners.

monwealth from any private source for the promotion of library services. The state treasurer shall be the custodian of funds for this purpose received from the federal government or private services.

G. L. (Ter. Ed.), 78, § 26, etc., amended.

SECTION 18. Said chapter 78 is hereby further amended by striking out section 26, inserted by chapter 320 of the acts of 1948, and inserting in place thereof the following section: — *Section 26.* The director, appointed by the board under section eleven of chapter fifteen, shall account for all moneys received by the board for the certification of librarians and shall pay the same to the state treasurer. Said director shall give to the state treasurer a bond in such sum and with such securities as may from time to time be required by the board for the faithful performance of his duties.

Duties of director.
Bond.

G. L. (Ter. Ed.), 13, § 15A, etc., amended.

SECTION 19. Section 15A of chapter 13 of the General Laws, inserted by section 2 of chapter 620 of the acts of 1941, is hereby amended by striking out, in line 4, the word “seven” and inserting in place thereof the word: — six, — and by striking out, in lines 10 and 11, the words “and one shall be the commissioner of education”.

G. L. (Ter. Ed.), 13, § 32, etc., amended.

SECTION 20. Section 32 of said chapter 13 is hereby amended by striking out, in lines 3 and 4, as appearing in section 1 of chapter 420 of the acts of 1935, the words “and the commissioner of education”.

G. L. (Ter. Ed.), 112, § 2, etc., amended.

SECTION 21. The third sentence of section 2 of chapter 112 of the General Laws, as inserted by section 1 of chapter 396 of the acts of 1945, is hereby amended by striking out the words “the commissioner of education,”.

G. L. (Ter. Ed.), 112, § 16, etc., amended.

SECTION 22. The fourth paragraph of section 16 of said chapter 112, as appearing in section 1 of chapter 363 of the acts of 1950, is hereby amended by striking out, in lines 11, 12 and 13, the words “, and the commissioner of education acting in an advisory capacity,”.

G. L. (Ter. Ed.), 112, § 24, etc., amended.

SECTION 23. Section 24 of said chapter 112, as amended by section 1 of chapter 502 of the acts of 1945, is hereby further amended by striking out, in line 7, the words “and the commissioner of education”.

G. L. (Ter. Ed.), 112, § 55, etc., amended.

SECTION 24. The first paragraph of section 55 of said chapter 112, as amended by chapter 724 of the acts of 1945, is hereby further amended by striking out, in line 11, the words “, the commissioner of education”.

SECTION 25. Nothing in this act shall be construed to prevent the commissioner of education on the effective date of this act from completing his term of office then unexpired.

SECTION 26. Nothing in this act shall be construed to impair the status, seniority, retirement or other rights of any permanent civil service employee, or veteran covered by section nine A of chapter thirty of the General Laws, employed on the effective date of this act in the department of education; provided, however, that to staff initially the said department as reorganized by this act, any such employee may be transferred to any position in the said department as so reorganized; provided further, however, (a) that the em-

ployee's salary shall not be reduced as the result of such a transfer; (b) that without the approval of the director of civil service and the director of personnel and standardization the employee shall not, as the result of such a transfer, be placed in a position of higher salary grade; and (c) that without the employee's consent such a transfer shall be made only if, in the judgment of the said director of civil service, the employee shall be able to perform satisfactorily the duties of the position to which the transfer is to be made.

Approved July 4, 1952.

AN ACT INCREASING THE COMPENSATION OF THE MEMBERS OF THE POLICE DEPARTMENT OF THE CITY OF BOSTON. *Chap. 586*

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the provisions of section thirteen of chapter two hundred and ninety-one of the acts of nineteen hundred and six, as amended, the minimum annual compensation of each patrolman of the police department of the city of Boston is hereby established, as follows: — for the first year of service, thirty-eight hundred and forty dollars; for the second year of service, thirty-nine hundred and forty dollars; for the third and each succeeding year of service, forty-one hundred and forty dollars. Members of said department above the rank of patrolman shall receive the following compensation: —

Sergeant	\$4,860
Lieutenant	5,400
Captain	6,420
Deputy superintendent	6,720
Superintendent	9,920

SECTION 2. Notwithstanding the provisions of section two of chapter seven hundred and thirty-five of the acts of nineteen hundred and fifty, the members of the detective bureau in said police department shall receive the following compensation: —

A lieutenant detective shall receive an annual compensation of fifty-seven hundred dollars.

A sergeant detective shall receive an annual compensation of fifty-one hundred and sixty dollars.

A first grade detective shall receive an annual compensation of five hundred dollars in excess of the maximum salary received by a regular patrolman.

A second grade detective shall receive an annual compensation of four hundred dollars in excess of the maximum salary received by a regular patrolman.

A third grade detective shall receive an annual compensation of three hundred dollars in excess of the maximum salary received by a regular patrolman.

SECTION 3. This act shall take full effect upon its acceptance by vote of the city council of said city, subject to the provisions of its charter, but not otherwise.

Approved July 4, 1952.