

radius of the intersection of state highway routes 2, 2A, and 140, which intersection is in the town of Westminster, shall be deemed to permit the location of any regional district school within said district, or partially within and partially without, and within a six mile radius of the intersection of said routes 2, 2A, and 140, provided that the agreement as so construed shall be subject to amendment in accordance with the procedure set forth in the agreement.

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

*Approved May 5, 1967.*

**Chap. 212.** AN ACT RELATIVE TO THE EXEMPTION FROM TAXATION OF THE OFFICIAL RESIDENCES OF DISTRICT EXECUTIVES OF THE BAPTIST GENERAL CONFERENCE OF NEW ENGLAND, AND INCREASING THE AMOUNT OF EXEMPTION FOR PARSONAGES.

*Be it enacted, etc., as follows:*

SECTION 1. Section 5 of chapter 59 of the General Laws is hereby amended by striking out clause Eleventh, as most recently amended by section 1 of chapter 216 of the acts of 1966, and inserting in place thereof the following clause: —

Eleventh, Houses of religious worship owned by, or held in trust for the use of, any religious organization, and the pews and furniture, and, to an amount not exceeding twenty thousand dollars for each parsonage, parsonages so owned or held, and including the official residences occupied by district superintendents of the Methodist Church and The Christian and Missionary Alliance and of the Church of the Nazarene, and by district executives of Unitarian-Universalist churches and The Baptist General Conference of New England, and the official residence occupied by the president of the New England Synod of the Lutheran Church in America, Inc., and the official residence occupied by a person who has been designated by the congregation of a Hebrew Synagogue or Temple as the rabbi thereof, but such exemption shall not, except as herein provided, extend to any portion of any such house of religious worship appropriated for purposes other than religious worship or instruction.

SECTION 2. The provisions of clause Eleventh of section five of chapter fifty-nine of the General Laws, as amended by section one of this act, shall be applicable to taxes levied for the year nineteen hundred and sixty-seven and subsequent years. *Approved May 5, 1967.*

**Chap. 213.** AN ACT TO PROVIDE FOR SEPARATE TRIAL OF THE ISSUE OF CONVICTION OF PRIOR OFFENSES WHEN A DEFENDANT IS CHARGED WITH A SECOND OR SUBSEQUENT OFFENSE.

*Be it enacted, etc., as follows:*

Chapter 278 of the General Laws is hereby amended by inserting after section 11 the following section: —

*Section 11A.* If a defendant is charged with a crime for which more severe punishment is provided for second and subsequent offenses, and the complaint or indictment alleges that the offense charged is a second or subsequent offense, the defendant on arraignment shall be inquired of

only for a plea of guilty or not guilty to the crime charged, and that portion of the indictment or complaint that charges, or refers to a charge that, said crime is a second or subsequent offense shall not be read in open court. If such defendant pleads not guilty and is tried before a jury, no part of the complaint or indictment which alleges that the crime charged is a second or subsequent offense shall be read or shown to the jury or referred to in any manner during the trial; provided, however, that if a defendant takes the witness stand to testify, nothing herein contained shall prevent the impeachment of his creditability by evidence of any prior conviction, subject to the provisions of section twenty-one of chapter two hundred and thirty-three. If a defendant pleads guilty or if there is a verdict or finding of guilty after trial, then before sentence is imposed, the defendant shall be further inquired of for a plea of guilty or not guilty to that portion of the complaint or indictment alleging that the crime charged is a second or subsequent offense. If he pleads guilty thereto, sentence shall be imposed; if he pleads not guilty thereto, he shall be entitled to a trial by jury of the issue of conviction of a prior offense, subject to all of the provisions of law governing criminal trials. A defendant may waive trial by jury. The court may, in its discretion, either hold the jury which returned the verdict of guilty of the crime, the trial of which was just completed, or it may order the impanelling of a new jury to try the issue of conviction of one or more prior offenses. Upon the return of a verdict, after the separate trial of the issue of conviction of one or more prior offenses, the court shall impose the sentence appropriate to said verdict.

*Approved May 5, 1967.*

**Chap. 214.** AN ACT PLACING THE POSITION OF DIRECTOR OF PLANT PEST CONTROL UNDER THE CIVIL SERVICE LAW.

*Be it enacted, etc., as follows:*

The position of director of plant pest control in the department of agriculture shall, upon the effective date of this act become subject to the civil service law and rules, and the tenure of office of the incumbent thereof on the date of passage of this act, if still the incumbent of said position on said effective date, shall be unlimited, subject to said law and rules; provided, however, that he shall be subjected to a qualifying examination for such position by the division of civil service, and, if he passes said examination, shall be certified for said position and shall be deemed to be permanently appointed thereto without being required to serve any probationary period.

*Approved May 5, 1967.*

**Chap. 215.** AN ACT AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH TO ADOPT REGULATIONS ESTABLISHING STANDARDS OF IDENTITY AND LABELING REQUIREMENTS FOR FROZEN DESSERTS AND FROZEN DESSERT MIX.

*Be it enacted, etc., as follows:*

SECTION 1. Chapter 94 of the General Laws is hereby amended by striking out section 65G and inserting in place thereof the following section: —