

9. Fifty thousand dollars and less than sixty thousand dollars, one hundred and fifty dollars.

10. Sixty thousand dollars and less than seventy thousand dollars, one hundred and seventy-five dollars.

The amounts appropriated as aforesaid and contributed by the towns shall be expended under the direction of the division on such ways as the division and the selectmen of the towns may agree upon. *Approved April 13, 1922.*

Expenditure of amounts appropriated.

AN ACT PROVIDING FOR THE NOMINATION AT PRELIMINARY ELECTIONS OF CANDIDATES FOR ELECTIVE MUNICIPAL OFFICE IN CITIES GOVERNED UNDER A STANDARD FORM OF CITY CHARTER.

Chap. 282

Be it enacted, etc., as follows:

SECTION 1. Chapter forty-three of the General Laws is hereby amended by inserting after section forty-four the following new sections: — *Section 44A.* In every city, governed on September first, nineteen hundred and twenty-two, by any plan provided by this chapter, which accepts sections forty-four A to forty-four G, inclusive, in the manner provided by section forty-four H, and in every city, except Boston, which, after said date adopts any such plan in the manner provided in this chapter, the provisions of sections forty-four A to forty-four G, inclusive, shall apply. On the third Tuesday preceding every regular and special election at which any office mentioned in this chapter is to be filled, there shall be held, except as otherwise provided in section forty-four G, a preliminary election for the purpose of nominating candidates therefor, and section sixteen shall not apply. The first regular election, if occurring in the year in which sections forty-four A to forty-four G, inclusive, are accepted, shall be held on the third Tuesday of December. At every regular, preliminary and special election, the ballots used shall be governed by the provisions of section forty-nine and the polls shall be open during such hours, in accordance with general law, as the city council may prescribe. No vote of the city council changing such hours shall take effect unless accepted by a majority of the voters of the city voting thereon at a biennial state election, and the state secretary, upon the receipt at least thirty days before such an election of a copy of the vote of the city council proposing such a change, certified by the city clerk, shall cause the question of its acceptance to be placed upon the ballot to be used in

G. L. 43, new sections after § 44.

Nomination at preliminary elections of candidates for elective municipal office in cities governed under a standard form of city charter.

Polling hours.

PETITION ACCOMPANYING STATEMENT OF CANDIDATE.

Whereas (name of candidate) is a candidate for nomination for the office of (state the office) for (state the term), we, the undersigned, voters of the city of _____, duly qualified to vote for a candidate for said office, do hereby request that the name of said (name of candidate) as a candidate for nomination for said office be printed on the official ballot to be used at the preliminary election to be held on the Tuesday of _____, nineteen hundred and _____.

Form of petition accompanying statement of candidate.

We further state that we believe him to be of good moral character and qualified to perform the duties of the office.

No acceptance by the candidate for nomination named in the said petition shall be necessary to its validity or its filing, and the petition, which may be on one or more papers, need not be sworn to. *Section 44D.* On the first day, other than Sunday or a legal holiday, following the expiration of the time for filing the above described statement and petition, the city clerk shall post in a conspicuous place in the city hall the names and residences of the candidates for nomination who have duly qualified as candidates for nomination, as they are to appear on the official ballots to be used at the preliminary election, except as to the order of the names, and shall cause the ballots which shall contain said names, in their order as drawn by the clerk, and no others, with a designation of residence, and of the office and term of service, to be printed, and the ballots so printed shall be official and no others shall be used at the preliminary election. In drawings for position on the ballot the candidates shall have an opportunity to be present in person or by one representative each. Blank spaces shall be left at the end of each list of candidates for nomination for the different offices equal to the number to be nominated therefor, in which the voter may insert the name of any person not printed on the ballot for whom he desires to vote for nomination for such office. There shall be printed on such ballots such directions as will aid the voter, as, for example: "vote for one", "vote for two", and the like, and the ballots shall be headed as follows:—

Acceptance and oath not necessary.

Names of candidates, when to be posted.

Printing of ballots.

Drawings for position on ballot.

Blank spaces to be left on ballots.

OFFICIAL PRELIMINARY BALLOT.

Candidates for nomination for the offices of (_____) in the city of _____ at a preliminary election to be held on the _____ day of _____ in the year nineteen hundred and _____.

Official preliminary ballot, heading.

Counting of ballots and return of votes, etc.

(The heading shall be varied in accordance with the offices for which nominations are to be made.) *Section 44E.* The election officers shall, immediately upon the closing of the polls at preliminary elections, count the ballots and ascertain the number of votes cast in the several voting places for each candidate, and forthwith make return thereof upon blanks to be furnished, as in regular elections, to the city clerk who shall canvass said returns and shall forthwith determine the result thereof, insert the same in one or more newspapers published in the city, and post the same in a conspicuous place in the city hall. *Section 44F.* The two persons receiving at a preliminary election the highest number of votes for nomination for an office shall, except as provided by section forty-four G, be the sole candidates for that office whose names may be printed on the official ballot to be used at the regular or special election at which such office is to be filled, and no acceptance of a nomination at a preliminary election shall be necessary to its validity.

Nominations, how determined.

Candidates' names to be printed on official ballots.

If two or more persons are to be elected to the same office at such regular or special election the several persons in number equal to twice the number so to be elected receiving at such preliminary election the highest number of votes for nomination for that office shall, except as provided by section forty-four G, be the sole candidates for that office whose names may be printed on the official ballot.

Tie vote.

If the preliminary election results in a tie vote among candidates for nomination receiving the lowest number of votes, which, but for said tie vote, would entitle a person receiving the same to have his name printed upon the official ballot for the election, all candidates participating in said tie vote shall have their names printed upon the official ballot, although in consequence there be printed thereon candidates to a number exceeding twice the number to be elected. *Section 44G.* If at the expiration of the time for filing statements of candidates to be voted for at any preliminary election not more than twice as many such statements have been filed with the city clerk for an office as are to be elected to such office, the candidates whose statements have thus been filed shall be deemed to have been nominated to said office, and their names shall be voted on for such office at the succeeding regular or special election, as the case may be, and the city clerk shall not print said names upon the ballot to be used at said preliminary election and no other nomination to said office shall be made. If in con-

When insufficient number of statements have been filed, candidates filing statements to be deemed to have been nominated.

sequence it shall appear that no names are to be printed upon the official ballot to be used at any preliminary election in any ward or wards of the city, no preliminary election shall be held in any such ward or wards. *Section 44H.* If, in a city governed on September first, nineteen hundred and twenty-two, by one of the plans provided by this chapter, there is filed with the city clerk, not later than one month before a regular state election, a petition conforming so far as possible to the provisions of sections eight and nine, requesting that such city accept the provisions of sections forty-four A to forty-four G, inclusive, and bearing the signatures of registered voters thereof, duly certified by the registrars of voters, to a number equal to at least ten per cent of the registered voters thereof at the regular state election next preceding such filing, the following question shall be placed upon the official ballot to be used in such city at the next regular state election: — “Shall sections forty-four A to forty-four G, inclusive, relative to the nomination by preliminary elections of candidates for elective municipal offices in cities governed under a standard form of city charter, be accepted by the city of _____?” If a majority of the voters voting thereon in such city vote in the affirmative, said sections shall take effect therein.

Submission to voters of cities governed under a standard form of city charter, procedure, etc.

SECTION 2. Section forty-five of said chapter forty-three is hereby amended by inserting after the word “forty-four” in the first line the letter: — G, — so as to read as follows: — *Section 45.* Sections one to forty-four G, inclusive, shall, upon the adoption by any city of any of the plans hereinafter set forth, apply to the plan so adopted, except as is otherwise provided in such plan. *Approved April 13, 1922.*

G. L. 43, § 45, amended.

Certain provisions of law to apply to plan of government adopted by cities, etc.

AN ACT AUTHORIZING THE CITY OF HAVERHILL TO PAY A SUM OF MONEY TO EILEEN BURKE. *Chap. 283*

Be it enacted, etc., as follows:

SECTION 1. The city of Haverhill may pay to Eileen Burke the sum of seven hundred dollars, as compensation for injuries sustained by her while acting as a nurse for said city.

City of Haverhill may pay sum of money to Eileen Burke.

SECTION 2. This act shall take effect upon its acceptance by vote of the city council of said city, subject to the provisions of its charter; provided, that such acceptance occurs prior to December thirty-first in the current year.

To be submitted to city council, etc. Proviso.

Approved April 13, 1922.