

SECTION 5. Sections two and three of this act shall take effect on April first, nineteen hundred and seventy-five.

Approved April 11, 1975.

Chap. 114. AN ACT FURTHER REGULATING THE COMMITMENT OF CERTAIN PERSONS TO FACILITIES FOR THE CARE AND TREATMENT OF THE MENTALLY ILL OR MENTALLY RETARDED.

Be it enacted, etc., as follows:

SECTION 1. Section 12 of chapter 123 of the General Laws is hereby amended by striking out paragraph (b), as amended by section 9 of chapter 760 of the acts of 1971, and inserting in place thereof the following paragraph: —

(b) If the application for hospitalization under the provisions of this section is made by a physician specifically designated to have the authority to admit to a facility in accordance with the regulations of the department, such person shall be admitted to the facility immediately after his reception. If the application is made by someone other than a designated physician, such person shall be given a psychiatric examination by a designated physician immediately after his reception at such facility. If the physician determines that failure to hospitalize such person would create a likelihood of serious harm by reason of mental illness he may admit such person to the facility for care and treatment.

SECTION 2. Paragraph (e) of said section 12 of said chapter 123, as amended by section 10 of said chapter 760, is hereby further amended by striking out the third sentence and inserting in place thereof the following sentence: — Following apprehension, the court shall have the person examined by a physician designated to have the authority to admit to a facility in accordance with the regulations of the department.

Approved April 11, 1975.

Chap. 115. AN ACT EXEMPTING ADMINISTRATIVE ASSISTANTS CONNECTED WITH THE OFFICES OF CITY COUNCILS AND MAYORS AND SELECTMEN FROM THE PROVISIONS OF THE CIVIL SERVICE LAW.

Be it enacted, etc., as follows:

SECTION 1. Chapter 31 of the General Laws is hereby amended by striking out section 5, as most recently amended by section 1 of chapter 311 of the acts of 1972, and inserting in place thereof the following section: —

Section 5. No rule made by the commission shall apply to the