

cents, as set forth in the 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 the 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.

SECTION 2. No bill shall be approved by the auditor of said city for payment or paid by the treasurer thereof under the 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, or both.

Approved December 23, 1975.

Chap. 838. AN ACT AUTHORIZING THE TOWN OF ADAMS TO BORROW MONEY FOR LANDFILL PURPOSES:

Be it enacted, etc., as follows:

For the purpose of closing out a landfill area and opening a new landfill area including all expenses incidental thereto, the town of Adams may borrow, from time to time, such sums as may be necessary, not exceeding in the aggregate one hundred and fifty thousand dollars, and may issue bonds or notes therefor which shall bear on their face the words Adams Landfill Loan, Act of 1975. Each authorized issue shall constitute a separate loan and each such loan shall be payable in not more than fifteen years from its date.

Approved December 23, 1975.

Chap. 839. AN ACT FURTHER REGULATING THE NUMBER OF TRUSTEES OF THE COLLEGE OF THE HOLY CROSS.

Be it enacted, etc., as follows:

SECTION 1. Chapter 99 of the acts of 1865 is hereby amended by striking out section 1, as most recently amended by section 1 of chapter 289 of the acts of 1967, and inserting in place thereof the following section:—

Section 1. James Clark, Charles Fulmer, James C. Moore, Charles F. Kelly, Livy Vigilante, their associates and successors, are hereby constituted a body corporate, by the name of the Trustees of the College of the Holy Cross, in the city of Worcester, and they and their successors, and such as shall be duly elected members of such corporation, shall be and remain a body corporate by that name forever; and for the orderly conducting of the business of said corporation, the said trustees shall have power and authority, from time to time, as occasion may require, to elect a president, vice-president, secretary, treasurer, and such other officers of said corporation as may be found necessary, and to declare the duties and tenures of their respective offices, and also to remove any trustee from the corporation when, in their judgment, he shall be rendered incapable, by age or otherwise, of discharging the duties of his office, or shall neglect or refuse to perform the same, and also, from time to time, to elect new members of said corporation: for such tenures as may be established from time to time in by-laws adopted by the trustees; *provided*, that the number of members shall never be less than five, not more than sixty-five.

SECTION 2. This act shall take effect upon its acceptance by vote of the Board of Trustees of the College of the Holy Cross at a meeting called for that purpose.

Approved December 23, 1975.

Chap. 840. AN ACT RELATIVE TO THE TRIAL OF CERTAIN JUVENILES AS ADULTS IN CERTAIN COURT PROCEEDINGS.

Be it enacted, etc., as follows:

SECTION 1. Chapter 119 of the General Laws is hereby amended by striking out section 61, as most recently amended by section 2 of chapter 308 of the acts of 1964, and inserting in place thereof the following section: —

Section 61. If it is alleged in a complaint made under sections fifty-two to sixty-three, inclusive, that a child (a) who had previously been committed to the department of youth services as a delinquent child has committed an offense against a law of the commonwealth which, if he were an adult, would be punishable by imprisonment in the state prison; or (b) has committed an offense involving the infliction or threat of serious bodily harm, and in either case if such alleged offense was committed while the child was between his fourteenth and seventeenth birthdays, and if the court enters a written finding based upon clear and convincing evidence that the child presents a significant danger to the public as demonstrated by the nature