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**Chap. 119**

The first justice of the probate and family court for Barnstable county may, after notice and a public hearing, remove any of the trustees for cause.

**SECTION 2.** This act shall take effect upon its passage.

Approved June 3, 2004.

**Chapter 120. AN ACT AUTHORIZING PRONOUNCEMENT OF DEATH BY NURSE PRACTITIONERS.**

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

**SECTION 1.** Section 9 of chapter 46 of the General Laws, as appearing in the 2002 Official Edition, is hereby amended by adding the following paragraph:-

A nurse practitioner, after the death of a person who was a patient under the care of such nurse practitioner, may declare the person dead. Before making a pronouncement of death, a nurse practitioner shall make a reasonable effort to contact the attending physician or medical examiner. A pronouncement of death under this paragraph shall be made in writing on a form approved by the commissioner of public health and subscribed under the pains and penalties of perjury. A physician or the medical examiner shall be notified forthwith of the exact location to which the decedent has been removed.

**SECTION 2.** Section 45 of chapter 114 of the General Laws, as so appearing, is hereby amended by inserting after the word "nurse", in line 27, the following words:- , a nurse practitioner.

Approved June 3, 2004.

**Chapter 121. AN ACT RELATIVE TO THE JURISDICTION OVER PUBLIC PARKS IN THE CITY OF HOLYOKE.**

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

**SECTION 1.** Section 37 of chapter 438 of the acts of 1896 is hereby amended by striking out, in lines 9 and 10, the words "except public parks" and inserting in place thereof the following words:- and the maintenance of the capital facilities in public parks.

**SECTION 2.** Section 1 of chapter 115 of the acts of 1922, as amended by section 1 of chapter 229 of the acts of 1977, is hereby further amended by striking out the last sentence and inserting in place thereof the following sentence:- Except as provided in clause (e) of section 37 of chapter 438 of the acts of 1896, the parks and recreation commission shall have control of the public playgrounds and parks with authority to acquire land in fee or otherwise,

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by gift, purchase, or by the right of eminent domain, or to lease the same, and to conduct and promote thereon play, sport and physical education; and for this purpose to employ teachers, supervisors and other officials as it may consider best and determine their compensation.

Approved June 3, 2004.

**Chapter 122. AN ACT RELATIVE TO THE PROCEDURES FOR MUNICIPALITIES AND DISTRICTS TO ACCEPT STATUTES.**

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

**SECTION 1.** Chapter 4 of the General Laws is hereby amended by striking out section 4, as appearing in the 2002 Official Edition, and inserting in place thereof the following section:-

Section 4. Wherever a statute is to take effect upon its acceptance by a municipality or district, or is to be effective in municipalities or districts accepting its provisions, this acceptance shall be, except as otherwise provided in that statute, in a municipality, by vote of the legislative body, subject to the charter of the municipality, or, in a district, by vote of the district at a district meeting.

**SECTION 2.** Section 7 of said chapter 4, as so appearing, is hereby amended by inserting after clause Nineteenth the following clause:- Nineteenth A, "Municipality" shall mean a city or town.

Approved June 3, 2004.

**Chapter 123. AN ACT PROVIDING FOR UNIFORM REGULATORY STANDARDS FOR CERTAIN INSURANCE COMPANIES.**

*Whereas,* The deferred operation of this act would tend to defeat its purpose, which is to provide forthwith for uniform regulatory standards for certain insurance companies, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

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

**SECTION 1.** Section 1 of chapter 175 of the General Laws, as appearing in the 2002 Official Edition, is hereby amended by striking out the definition of "Compensation".

**SECTION 2.** Said section 1 of said chapter 175, as so appearing, is hereby further amended by striking out the definition of "Earned premiums".