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## Chap. 15

(e) The director may waive any reporting or filing requirements contained in this section.

**SECTION 5.** No official of the city of Salem, except in the case of an emergency involving the health and safety of the people or their property, shall knowingly expend or cause to be expended in any fiscal year any sum in excess of that official's departmental or other governmental unit's appropriation duly made in accordance with the law, nor commit the city, nor cause it to be committed, to any obligation for the future payment of money in excess of that appropriation, with the exception of court judgments.

Any official who intentionally violates this section shall be personally liable to the city for any amounts expended in excess of an appropriation to the extent that the city does not recover these amounts from the person or persons to whom the amounts were paid. The superior court or a single justice of the supreme judicial court shall have jurisdiction to adjudicate claims brought by the city under this act and to order relief that the court finds appropriate to prevent further violations of this section. Any violation of this section shall be considered sufficient cause for removal.

**SECTION 6.** For the purposes of this act, the word "official" shall mean a permanent, temporary or acting city department head, including the superintendent of schools, and all members of municipal boards, committees, including the school committee, and commissions which recommend, authorize or approve the expenditure of funds, and the word "emergency" shall mean a major disaster, including, but not limited to, flood, drought, fire, hurricane, earthquake, storm or other catastrophe, whether natural or otherwise, which poses an unexpected and immediate threat to the health and safety of persons or property.

**SECTION 7.** This act shall take effect upon its passage.

Approved January 31, 2008.

## Chapter 16. AN ACT EXEMPTING THE POSITIONS OF POLICE CHIEF AND FIRE CHIEF IN THE TOWN OF BURLINGTON FROM THE CIVIL SERVICE LAW.

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

**SECTION 1.** The positions of police chief and fire chief in the town of Burlington shall be exempt from chapter 31 of the General Laws.

**SECTION 2.** Section 1 shall not impair the civil service status of the persons holding the positions of police chief and fire chief in the town of Burlington on the effective date of this act.

**SECTION 3.** This act shall take effect upon its passage.

Approved January 31, 2008.