

34D. There shall be a Massachusetts defenders committee consisting of eleven persons to be appointed by the justices of the supreme judicial court, each of whom shall hold office during the term for which he is appointed and until his successor in office has qualified. Upon completion of a term of a member of said committee his successor shall be appointed for a term of four years. Vacancies shall be filled by the justices of the supreme judicial court for the unexpired term. Members of said committee may be removed by the justices of the supreme judicial court. No member of the committee shall receive any compensation for his services but each member shall be reimbursed for actual traveling expenses incurred by him in attending the committee meetings.

The committee shall provide counsel at any stage of a criminal proceeding, other than capital, in any court of the commonwealth provided the laws of the commonwealth or the rules of the supreme judicial court require that the defendant in such proceeding be represented by counsel, and provided, further, that such defendant is unable to obtain counsel by reason of his inability to pay.

Said committee may accept gifts, grants or contributions from any source, whether public or private, and may expend the same with the approval of the justices of the supreme judicial court.

The committee shall adopt such rules and regulations as may be necessary for the conduct of its affairs and may from time to time amend or revise the same. Said rules and amendments thereof shall be subject to the approval of the justices of the supreme judicial court. The committee shall appoint an executive secretary who shall carry out such duties as the committee may authorize, including the certification of payments under section twenty of chapter twenty-nine. Said committee shall also appoint such professional, clerical and other assistants as may be necessary to carry out its duties, and shall provide suitable accommodations throughout the commonwealth. The counsel and other employees appointed by the committee shall not be subject to the provisions of chapter thirty-one.

SECTION 2. Nothing in this act shall affect the terms of office of members of the Massachusetts defenders committee holding office on the effective date thereof by appointment of the judicial council. All rules and regulations made by the committee with the approval of the judicial council prior to the effective date of this act shall remain in force and effect until amended or revised by said committee with the approval of the supreme judicial court.

*Approved April 24, 1962.*

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**Chap. 367.** AN ACT PROHIBITING THE DISPOSAL OF HOUSEHOLD GARBAGE AND REFUSE IN TRASH BARRELS PLACED ON PUBLIC HIGHWAYS FOR THE CONVENIENCE OF THE TRAVELING PUBLIC.

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

Chapter 270 of the General Laws is hereby amended by adding after section 16 the following section: —

Section 17. Whoever disposes of household garbage or refuse by placing it in a trash barrel placed on a public highway by the commonwealth, or by any political subdivision thereof for the convenience of the traveling public shall be punished by a fine of not less than fifty dollars.

*Approved April 24, 1962.*