

SECTION 3. The department of mental health is hereby authorized and directed to construct and maintain a mental health center on the land described in section one. Said department may expend for such purposes such sums as may be appropriated therefor.

*Approved May 22, 1962.*

**Chap. 478.** AN ACT PROHIBITING THE GRANTING OF LICENSES FOR THE SALE OF ALCOHOLIC BEVERAGES IN BOWLING ALLEYS.

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

SECTION 1. Chapter 138 of the General Laws is hereby amended by inserting after section 16C the following section:—

*Section 16D.* No license for the sale of alcoholic beverages shall be granted for that portion of any building or premises licensed for the purpose of bowling, or any game similar thereto regardless of its designation.

SECTION 2. Section sixteen D of chapter one hundred and thirty-eight of the General Laws, inserted by section one of this act, shall not apply to any portion of a building or premises which, prior to the effective date of this act, was used for the purpose of bowling, or any game similar thereto regardless of its designation, and licensed for the sale of alcoholic beverages.

*Approved May 22, 1962.*

**Chap. 479.** AN ACT RELATIVE TO REGULATIONS FOR THE CONDUCT OF MINIMUM WAGE BOARDS.

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

The last sentence of section 5 of chapter 151 of the General Laws, as appearing in section 1 of chapter 432 of the acts of 1947, is hereby amended by striking out, in line 1, the word "shall" and inserting in place thereof the word:— may.

*Approved May 22, 1962.*

**Chap. 480.** AN ACT AUTHORIZING APPEALS BY THE COMMONWEALTH FROM DECISIONS UPON CERTAIN PLEAS IN ABATEMENT IN CRIMINAL CASES.

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

Chapter 278 of the General Laws is hereby amended by striking out section 27, as appearing in the Tercentenary Edition, and inserting in place thereof the following section:— *Section 27.* The decision of the superior court on questions raised upon a plea in abatement to an indictment or complaint shall be final, except that the commonwealth may appeal to the supreme judicial court from any such decision founded upon a matter of law apparent upon the record.

*Approved May 22, 1962.*

**Chap. 481.** AN ACT FURTHER DEFINING TRUST INCOME.

*Whereas,* The deferred operation of this act would tend to defeat its purpose, which is further to define trust income when a corporation or association distributes to a trustee securities of corporations or associations other than the one making the distribution, including any dis-

tribution by E. I. Dupont De Nemours & Co. of securities of General Motors Corporation made pursuant to a federal court order effective May first, nineteen hundred and sixty-two, therefore it is declared to be an emergency law, necessary for the immediate preservation of the public convenience.

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

SECTION 1. Chapter 203 of the General Laws is hereby amended by inserting after section 21 the following section: —

*Section 21A.* Except as otherwise provided by a will or other instrument by which a trust is created, distributions to a trustee by a corporation or unincorporated association of shares or other securities or obligations of corporations or unincorporated associations other than the one making the distributions shall be treated as income; provided, however, that if a trustee, not including a trustee who is a settlor or beneficiary of the trust, determines that this section would be unjust or inequitable in its effect upon the income beneficiaries or the remaindermen, or both, the trustee may treat such distribution in whole or in part as income or principal in such manner and in such proportions as the trustee deems just and equitable.

SECTION 2. The provisions of section twenty-one A of chapter two hundred and three of the General Laws, inserted by section one of this act, shall apply to any such distributions received after the effective date of this act in any trust existing on or created after said effective date.

SECTION 3. The provisions of this act are hereby declared to be severable and if any such provision or its application to any person or circumstance shall be held to be invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any of the remaining provisions or application to persons or circumstances other than those as to which it is held invalid.

*Approved May 24, 1962.*

**Chap. 482.** AN ACT ESTABLISHING THE SELECTMEN-MANAGER FORM OF GOVERNMENT IN THE TOWN OF ADAMS.

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

SECTION 1. *Acceptance.* — This act shall be submitted for acceptance to the qualified voters of the town of Adams at the biennial state election in the current year. The vote shall be taken by ballot in accordance with the provisions of the General Laws so far as the same shall be applicable, in answer to the following question which shall be placed upon the ballot to be used at said election: — “Shall an act passed by the General Court in the year nineteen hundred and sixty-two, entitled ‘An Act establishing the selectmen-manager form of government in the town of Adams’, be accepted?” If a majority of the voters voting on this question vote in the affirmative, this act shall take effect immediately in so far as it relates to the ensuing annual town election and shall take full effect upon the qualification of a majority of the selectmen first elected as provided in this act.

If this act is rejected by the voters when so first submitted, it may be submitted in like manner at one or more annual town elections and if