

monwealth has qualified for the appointment in the grade of Brigadier General and the Secretary has issued a certificate of eligibility, which certificate will be valid until June 2, 1963, which situation seems to me to be a sufficient emergency so that this act should become effective immediately.

Very truly yours,

ENDICOTT PEABODY,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, May 16, 1963.

I, Kevin H. White, Secretary of the Commonwealth, hereby certify that the accompanying statement was filed in this office by His Excellency the Governor of the Commonwealth of Massachusetts at four o'clock, P.M., on the above date, and in accordance with Article Forty-eight of the Amendments to the Constitution said chapter takes effect forthwith, being chapter three hundred and ninety-five of the acts of nineteen hundred and sixty-three.

KEVIN H. WHITE,
Secretary of the Commonwealth.

Chap. 396. AN ACT PERMITTING TEMPORARY TRANSFERS AND PROVISIONAL PROMOTIONS OF PERSONS APPOINTED TO PERMANENT POSITIONS UNDER CERTAIN CONDITIONS.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to permit forthwith provisional promotions and temporary transfers of permanent employees pending examination, 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 15 of chapter 31 of the General Laws is hereby amended by striking out the paragraph inserted by chapter 236 of the acts of 1962 and inserting in place thereof the following paragraph: —

No provisional appointment or temporary transfer shall be approved or continued as long as the name of an eligible person remains on a list established as a result of examination for the office or position for which requisition is made and such eligible person is willing to accept such appointment or promotion, unless the appointing authority submits in writing to the director sound and sufficient reasons, as determined by the director, for not appointing said person; provided, however, that where the list has been established as the result of an examination open to all eligible persons, and the appointing authority requests that the office or position be filled by a competitive promotional or a qualifying examination, as provided in paragraphs A and B, a provisional promotion or a temporary transfer of a person from within his department may be authorized in accordance with the provisions of this chapter. Nothing herein contained shall affect the rights of disabled veterans as provided in section twenty-three.

Approved May 15, 1963