

est number of votes at such election, or, if there is no such defeated candidate eligible and willing to serve, a registered voter of the city duly qualified to vote for a candidate for the office of school committeeman. If at a regular municipal election there is a failure to elect a school committeeman or if a person elected school committeeman at such an election resigns or dies before taking office or refuses to accept the same, within fifteen days after the remaining school committeemen-elect take office, such school committeemen and the then mayor and the then president of the city council shall meet in joint convention and choose, as school committeeman for the unexpired term, whichever of the defeated candidates for the office of school committeeman at such election, who are eligible and willing to serve, received the highest number of votes at such election, or, if there is no such defeated candidate eligible and willing to serve, a registered voter of the city duly qualified to vote for a candidate for the office of school committeeman.

SECTION 4. This act shall take effect upon its acceptance by the city of Malden.

Approved April 7, 1964.

Chap. 256. AN ACT PROVIDING A FINAL FILING DATE FOR THE PLACING OF CERTAIN QUESTIONS ON THE ELECTION BALLOT.

Be it enacted, etc., as follows:

Section 58A of chapter 54 of the General Laws is hereby amended by adding at the end the following paragraph:—

The final date for notifying, or filing a petition with, the city or town clerk or the state secretary to place such a question on the ballot shall be, if no final date is otherwise provided, thirty-five days before the city or town election or sixty days before the state election.

Approved April 7, 1964.

Chap. 257. AN ACT REQUIRING THE TAGGING OF SHELLFISH PROCESSED IN A PURIFICATION PLANT AND REGULATING THE TAKING OF CERTAIN MARINE PLANTS.

Be it enacted, etc., as follows:

SECTION 1. Section 82 of chapter 130 of the General Laws is hereby amended by inserting after the first sentence, as appearing in section 1 of chapter 598 of the acts of 1941, the following sentence:— If such shellfish have been processed at a shellfish purification plant operated under the provisions of section seventy-six, the label or tag shall be so marked, and shall contain such other information as the director may by rule or regulation require.

SECTION 2. Said chapter 130 is hereby further amended by striking out section 102, as so appearing, and inserting in place thereof the following section:— *Section 102.* No person shall take by mechanical means Irish moss or kelp, marine plants of the species *chondrus crispus*, except with the written approval of the director and in accordance with such rules and regulations relative thereto as he may adopt.

Approved April 7, 1964.