

627 of the acts of 1954, and inserting in place thereof the following paragraph:—

They shall grant a credit of five per cent to the examination standing of each applicant who is a veteran, as defined in clause Forty-third of section seven of chapter four.

Approved May 22, 1967.

Chap. 283. AN ACT FURTHER REGULATING THE DECLARATION AND PAYMENT OF DIVIDENDS BY SAVINGS BANKS.

Be it enacted, etc., as follows:

Section 60 of chapter 168 of the General Laws is hereby further amended by striking out paragraph 2, as amended by chapter 89 of the acts of 1959, and inserting in place thereof the following paragraph:—

2. *Rate and Computation.* — Ordinary dividends shall be at such rate as the trustees shall determine and, if not withdrawn, shall be treated as deposits in computing any dividends thereafter paid. If the by-laws or regulations so provide, such dividends may be declared on sums which are on deposit at the end of the dividend period either from the date of deposit to the end of the dividend period or upon deposits of one, two, three, four or five months standing at the end of each dividend period; provided, however, that in the latter case, if the by-laws or regulations of the corporation so provide, a deposit made on or before the ninth day after the day on which deposits begin to draw dividends or interest, as provided in the by-laws or regulations, or if such ninth day be a Saturday, Sunday or legal holiday, on or before the next business day succeeding such ninth day and remaining on deposit through the balance of the monthly period, may be construed as having been on deposit one full month within the meaning of this section. If the by-laws or regulations so provide, any of the deposits authorized by sections twenty-one and twenty-two may be received in a separate class of account on which dividends shall be declared at the time when and for the same dividend period as that for which any ordinary dividend is declared, and at a rate which shall be at least one eighth of one per cent per annum less than that declared for any ordinary dividend. Dividends on such accounts shall be payable at the end of the dividend period (a) from the day of deposit to the day of withdrawal on sums withdrawn before the end of the dividend period, so long as the account in which such sums were on deposit shall remain open until the end of the dividend period with a balance of at least ten dollars and (b) from the date of deposit to the end of the dividend period on all sums remaining on deposit at the end of each dividend period.

Approved May 22, 1967.

Chap. 284. AN ACT RELATIVE TO THE APPOINTMENT OF EXAMINERS BY THE DIRECTOR OF CIVIL SERVICE.

Be it enacted, etc., as follows:

Section 6 of chapter 13 of the General Laws, as amended by section 7 of chapter 238 of the acts of 1939, is hereby further amended by adding the following paragraph:—

Notwithstanding any provision of section ninety-one of chapter thirty-two to the contrary, the director of civil service may reemploy a former examiner who is retired from the service of the commonwealth or any of its political subdivisions to act as such examiner. Such reemployment shall not affect the pension or retirement rights or amount of pension or retirement allowance of any person reemployed as an examiner; provided that the total annual compensation received for such reemployment as an examiner does not exceed two thousand dollars.

Approved May 22, 1967.

Chap. 285. AN ACT RELATIVE TO THE USE OF ADDITIONAL JURORS IN PROTRACTED TRIALS.

Be it enacted, etc., as follows:

Chapter 234 of the General Laws is hereby amended by striking out section 26B, as amended by section 1 of chapter 355 of the acts of 1965, and inserting in place thereof the following section: —

Section 26B. In a civil or criminal case, including a capital case, to be tried with a jury in the superior court, which trial, in the opinion of the court, is likely to be protracted, the court may so certify and may order impanelled a jury of not more than sixteen members and the court shall have jurisdiction to try the case with such jury subject to the following provisions of this section. If at the time of the final submission of the case by the court to the jury more than twelve members of the jury who have heard the whole case are alive and not incapacitated or disqualified, the court shall direct the clerk to place the names of all of the remaining jurors, except the foreman, in a box and draw the names of a sufficient number to reduce the jury to twelve members. Those jurors whose names are so drawn shall not then be discharged, but shall be known as alternate jurors and be kept separate and apart from the other jurors in some convenient place, subject to the same rules and regulations, until the jury has agreed upon a verdict or has been otherwise discharged. If, at any time after the final submission of the case by the court to the jury and before the jury has agreed on a verdict, a juror dies, or becomes ill, or is unable to perform his duty for any other good cause shown to the court, the court may order him to be discharged and direct the clerk to place the names of all of the remaining alternate jurors in a box and draw the name of an alternate, who shall then take the place of the discharged juror on the jury, which shall then renew its deliberations with the alternate juror. The court shall have jurisdiction to receive the verdict of the jury constituted under the provisions of this section and shall have jurisdiction to render judgment in said case.

In any case where the court is otherwise authorized to direct a verdict, the court may do so without first eliminating any of the jurors in excess of twelve.

Approved May 22, 1967.

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, May 22, 1967.

The Honorable KEVIN H. WHITE, *Secretary of the Commonwealth, State House, Boston, Massachusetts.*

DEAR MR. SECRETARY: — I, John A. Volpe, pursuant to the provisions of Article XLVIII of the Amendments to the Constitution, the