

Section 21A. Except as hereinafter provided, no member of a municipal commission or board shall be eligible for appointment or election by the members of such commission or board to any office or position under the supervision of such commission or board. No former member of such commission or board shall be so eligible until the expiration of thirty days from the termination of his service as a member of such commission or board.

The provisions of this section shall not apply to a member of a town commission or board, if such appointment or election has first been approved at an annual town meeting of the town.

Approved January 5, 1968.

Chap. 888. AN ACT RELATIVE TO THE COMPUTATION OF THE PENSIONS PAYABLE TO SPECIAL JUSTICES OF DISTRICT COURTS.

Be it enacted, etc., as follows:

SECTION 1. Chapter 32 of the General Laws is hereby amended by striking out section 65B, as most recently amended by section 9 of chapter 738 of the acts of 1956, and inserting in place thereof the following section:—

Section 65B. A special justice of a district court, including the municipal court of the city of Boston, who shall be retired under Article LVIII of the Amendments to the Constitution, or a special justice thereof sixty-five years of age or over who shall resign his office, after in either case having served as a special justice for at least ten years, shall be entitled to receive a pension for life at an annual rate equal to three fourths of his average yearly earnings as special justice for any five years of service in said office, whether consecutive or not, for which such earnings were the highest, but not exceeding in any event an annual rate equal to three fourths of the annual rate of salary of the justice of his court or, in the case of the municipal court of the city of Boston, three fourths of the annual rate of salary of an associate justice of said court, payable from the same source and in the same manner as the salary of such justice or associate justice, as the case may be.

SECTION 2. Section sixty-five B of chapter thirty-two of the General Laws, as amended by section one of this act, shall not apply to any special justice appointed to such office between the effective date hereof and December thirty-first, nineteen hundred and sixty-eight, both dates inclusive.

Approved January 5, 1968.

Chap. 889. AN ACT GRANTING CREDITABLE SERVICE TO CERTAIN MEMBERS OF THE RETIREMENT SYSTEM WHO SERVED IN THE ARMED FORCES DURING CERTAIN PERIODS.

Be it enacted, etc., as follows:

Subdivision (1) of section 5 of chapter 32 of the General Laws is hereby amended by adding after paragraph (i), added by section 8 of chapter 597 of the acts of 1967, the following paragraph:—

(j) Any member who was appointed while serving in the armed forces between January first, nineteen hundred and forty and July first, nineteen hundred and fifty-five, or who, during such period, was certified for appointment, but entered the military service before such

appointment and was subsequently appointed from the same list after his discharge or release from military service, shall have credited as creditable service towards retirement the period beginning as of the date of his appointment or certification for appointment and ending as of the date of his discharge or release from military service; provided, however, that such creditable service shall not be construed to include service for more than four years.

Approved January 5, 1968.

Chap. 890. AN ACT EXPEDITING FEDERAL URBAN PLANNING ASSISTANCE IN STATE PROGRAMS BY PERMITTING CITIES AND TOWNS TO PAY THEIR SHARE OF THE COSTS OF SUCH PROGRAMS BEFORE ANY GOODS HAVE BEEN DELIVERED OR SERVICES RENDERED TO THEM THEREUNDER.

Be it enacted etc., as follows:

The second sentence of section 56 of chapter 41 of the General Laws, as appearing in chapter 55 of the acts of 1950, is hereby amended by inserting after the word "be", in line 6, the following words: — ; provided, however, that such approval may be given to any bill received from a state agency for the town's share of the costs of a federal urban planning assistance program, established under the provisions of section 701 of Public Law 83-560, as amended, before any goods, materials or services ordered or to be ordered under such a program have been delivered or actually rendered, as the case may be.

Approved January 5, 1968.

Chap. 891. AN ACT FURTHER REGULATING THE LICENSING OF HOSPITALS, CLINICS, INFIRMARIES, AND NURSING HOMES AND OTHER INSTITUTIONS.

Be it enacted, etc., as follows:

SECTION 1. Chapter 111 of the General Laws is hereby amended by striking out section 51, as amended by section 1 of chapter 16 of the acts of 1943, and inserting in place thereof the following section: —

Section 51. The department shall issue for a term of two years, and shall renew for like terms, a license, subject to revocation by it for cause, to any person whom it deems responsible and suitable to establish or maintain a hospital, an institution for the care of unwed mothers or a clinic, which meets the requirements of the department established in accordance with its rules and regulations. In the case of the transfer of ownership of a hospital, an institution for the care of unwed mothers or a clinic, the application of the new owner for a license, when filed with the department on the date of transfer of ownership, shall have the effect of a license for a period of three months. If a license has not been issued by the department upon the expiration of said three months period, all the patients shall be transferred or discharged from such hospital or such institution for unwed mothers, and the hospital, institution for unwed mothers, or clinic, as the case may be, shall cease operating.

No original license shall be issued to establish or maintain a hospital, an institution for the care of unwed mothers or a clinic, unless there is