

Whoever violates this section shall be punished by a fine of not less than twenty dollars nor more than one hundred dollars, or by imprisonment in the house of correction for not more than two months, or both.

Approved July 29, 1971.

Chap. 591. AN ACT AMENDING THE UPPER BLACKSTONE WATER POLLUTION ABATEMENT DISTRICT RELATIVE TO MEMBERSHIP ON THE BOARD AND CERTAIN OTHER MATTERS CONCERNING SAID DISTRICT.

Be it enacted, etc., as follows:

SECTION 1. The second paragraph of section 2 of chapter 752 of the acts of 1968 is hereby amended by inserting after the first sentence the following sentence: — Not more than one resident of any member town shall be a representative on the board.

SECTION 2. The third paragraph of said section 2 of said chapter 752 is hereby amended by striking out the second sentence and inserting in place thereof the following sentence: — The representative to the board from a town shall be appointed by the board of sewer commissioners, if such has been duly elected; otherwise, in accordance with provisions of law applicable to each town.

SECTION 3. Said section 2 of said chapter 752 is hereby amended by striking out the fourth paragraph and inserting in place thereof the following paragraph: —

Representatives on the board shall be appointed for terms of three years with the following exceptions: The first two representatives appointed from the city of Worcester shall be appointed for terms of two years, followed by appointments for terms of three years; upon admission of a new member the first representative shall be appointed for a term of one, two or three years, to provide, as nearly as possible, for an equal number expiring each year. Each representative shall serve until the first Wednesday in April of the year in which his term is to expire or until his successor is qualified. Representatives on the board may be reappointed.

SECTION 4. Said chapter 752 is hereby further amended by striking out section 4 and inserting in place thereof the following section: —

Section 4. The district shall have a seal consisting of a circular die bearing the words "Commonwealth of Massachusetts, Upper Blackstone Water Pollution Abatement District, 19 ", which seal may be used whenever deemed advisable by the Board on papers and documents issued or executed by the Board or by any officer or employee designated by the Board.

SECTION 5. Section 8 of said chapter 752 is hereby amended by striking out the second sentence and inserting in place thereof the following sentence: — In the event there is a general revaluation of the assessed valuation of real property in any city or town of the district, the assessed valuations for the three-year period as determined above shall be increased or decreased in the same proportion that the aggregate value of all assessed real property in the city or town is increased or decreased.

SECTION 6. Section 10 of said chapter 752 is hereby amended by striking out the fifth paragraph.

SECTION 7. Section 11 of said chapter 752 is hereby amended by adding the following paragraph: —

Nothing in the procedure for arbitration authorized in section eleven A shall relieve any treasurer of the city, towns or sewer districts from making timely payments to the treasurer of the district of the full amounts assessed.

SECTION 8. Said chapter 752 is hereby further amended by striking out section 11A and inserting in place thereof the following section: —

Section 11A. In the event that within ninety days of the receipt by the board of assessors of each city, town or sewer district of any assessment as determined and apportioned above, the appropriate legislative body of any city, town or sewer district, by resolution, may question any fact used in the formulae for determination of the total amount to be apportioned or the apportionment thereof to the city, towns or sewer districts and request a review thereof by the board.

The board shall forthwith cause a review of such apportionment and shall publish its findings no later than thirty calendar days from the receipt of such request.

The board or the aggrieved city, town or sewer district may, by resolution adopted no later than ninety calendar days from the receipt of such findings, submit the questions raised to a fact finding arbitration of three persons, not residents of the district, one to be appointed by the aggrieved member, one to be appointed by the board and one to be appointed by the auditor of the commonwealth. The three persons, so appointed, shall consider all pertinent data, make such audits, examinations, inquiries and surveys as they deem necessary, and shall submit a finding, which shall be binding on all parties. The cost of such arbitration, if any, shall be paid by the district as an expense of the then current year and assessed to the district and the aggrieved member in a proportion to be determined by the finding. If such finding shall result in an adjustment of the apportionment of the assessment to the city or any town or sewer district, such adjustment shall be made by the board in the next annual apportionment to be certified to the respective board of assessors.

SECTION 9. Said chapter 752 is hereby further amended by striking out section 12 and inserting in place thereof the following section: —

Section 12. To meet the cost of construction, maintenance and operation of the works authorized by this act, the district may file application for, or accept and use, any federal or state funds or any federal or state assistance, or both, provided therefor under any federal or state law, or accept and use any funds from other sources.

Approved August 2, 1971.

Chap. 592. AN ACT AUTHORIZING THE TRANSFER FROM JAIL OF CERTAIN PERSONS AWAITING TRIAL TO CORRECTIONAL INSTITUTIONS OF THE COMMONWEALTH.

Be it enacted, etc., as follows:

SECTION 1. Section 52A of chapter 276 of the General Laws, inserted by chapter 131 of the acts of 1943, is hereby amended by striking out the second and third sentences and inserting in place thereof