

Whoever violates the provisions of this subsection shall be punished by a fine of not less than two hundred dollars nor more than five hundred dollars for each violation. Each can, bottle or other container of any prohibited substance shall constitute a separate violation. Whoever willfully violates the provisions of this subsection shall be punished by imprisonment for not more than six months for each violation. Any article or substance in violation of this subsection may be embargoed by the director in the manner provided in section one hundred and eighty-nine A of chapter ninety-four.

SECTION 3. Sections one hundred and ninety-six to one hundred and ninety-nine, inclusive, of the General Laws, inserted by this act, shall take effect on January the first, nineteen hundred and seventy-three.

Approved November 15, 1971.

Chap. 1082. AN ACT INCREASING THE ANNUAL RATE OF COMPENSATION OF CERTAIN HEADS OF FIRE DEPARTMENTS AND POLICE DEPARTMENTS.

Be it enacted, etc., as follows:

Chapter 48 of the General Laws is hereby amended by inserting after section 57F the following section: —

Section 57G. The permanent, full-time fire chief or chief engineer of a fire department in any city, other than Boston, or town or fire district, and the permanent, full-time chief of police or superintendent of police, or city marshal, in any city, other than Boston, or town, and the superintendent of the metropolitan district commission police and the chief of the capitol police shall receive an annual rate of compensation which shall not be less than the following ratios of the highest annual rate of compensation of a permanent, full-time firefighter, or a permanent, full-time police officer or patrolman, as the case may be:

1. In departments having less than twelve permanent, full-time police officers or firefighters, the ratio shall be: 1.5.

2. In departments having not less than twelve nor more than twenty-nine permanent, full-time police officers or firefighters, the ratio shall be: 1.8.

3. In departments having thirty or more permanent, full-time police officers or firefighters, the ratio shall be: 2.0.

Approved November 15, 1971.

Chap. 1083. AN ACT FURTHER INCREASING UNEMPLOYMENT COMPENSATION BENEFITS.

Be it enacted, etc., as follows:

SECTION 1. The second sentence of subsection (a) of section 29 of chapter 151A of the General Laws, as appearing in chapter 657 of the acts of 1970, is hereby amended by striking out, in line 5, the words "fifty-two and one half" and inserting in place thereof the word: — fifty-five.

SECTION 2. The fifth sentence of said subsection (a) of said section 29 of said chapter 151A, as so appearing, is hereby amended by striking out, in line 1, the words "Fifty-two and one half" and inserting in place thereof the words: — Fifty-five.

SECTION 3. This act shall take effect on October the first, nineteen hundred and seventy-two and shall apply only to individuals whose benefit years begin on or after said effective date.

Approved November 15, 1971.

Chap. 1084. AN ACT PROVIDING PAYMENT FOR HOSPITAL OR NURSING CARE FOR CERTAIN MULTIPLE-HANDICAPPED CHILDREN.

Be it enacted, etc., as follows:

SECTION 1. Chapter 111 of the General Laws is hereby amended by inserting after section 4I the following section: —

Section 4J. Financial assistance in the payment of expenses for the hospital and nursing care of multiple-handicapped children twenty years of age or under may be paid by the department on a statewide basis, provided, that: (1) eligibility for assistance shall be determined in accordance with an income and resource schedule established by the department which takes into account the number of persons in the family and the out-of-pocket expenses for such hospital or nursing care; (2) any person applying for such assistance shall provide the department with a financial statement which discloses in full any income, assets, liabilities or other data deemed relevant by the department; (3) a medical review team under the supervision of or approved by the department, in cooperation with the department of mental health, finds that the child requires such hospital or nursing care; and (4) if such care is required as a result of injury, disease, or disability for which a third party may be liable, the department shall require the person receiving such care, his parent or legal guardian, to provide for assignment to the commonwealth of the amounts expended under this section from the proceeds of any claim against the third party. Payments made under this section shall not supersede payments or services available under any other federal, state, local or private health program or insurance plan and shall be made only to providers of care in accordance with rates established by the rate setting commission under sections thirty K to thirty P, inclusive, of chapter seven. The department shall review at least annually the financial need for assistance and shall terminate any payments when such need no longer exists.

The department may adopt rules and regulations to carry out the purposes of this section including, but not limited to, standards and certification requirements of providers of service and procedures for review of individuals needing care.

SECTION 2. Section 6 of chapter 118E of the General Laws, as appearing in section 1 of chapter 800 of the acts of 1969, is hereby amended by adding after clause (16) the following clause: —

(17) nursing home services as permitted under the Social Security Act for individuals twenty years of age or under whose handicapping condition requires such services other than services in an institution for tuberculosis or mental diseases but including nursing services provided in facilities for the care of the mentally retarded.

SECTION 3. Section 7 of said chapter 118E, as so appearing, is hereby amended by inserting after the first paragraph the following paragraph: —

Assistance under this chapter for nursing services for persons twenty years of age or under shall be available after a medical review team