

ter 233 of the acts of 1946, and inserting in place thereof the following sentence:—The insurer shall furnish to an injured employee adequate and reasonable medical and hospital services, and medicines if needed, together with the expenses necessarily incidental to such services, and in the case of an injured employee, a physical examination shall be given at least once a year while the employee is a resident in a hospital.

Approved June 8, 1972.

Chap. 404. AN ACT PROVIDING FOR THE SEALING OF CERTAIN DELINQUENCY RECORDS IN THE OFFICE OF THE COMMISSIONER OF PROBATION.

Be it enacted, etc., as follows:

Chapter 276 of the General Laws is hereby amended by inserting after section 100A, inserted by section 1 of chapter 686 of the acts of 1971, the following section: —

Section 100B. Any person having a record of entries of a delinquency court appearance in the commonwealth on file in the office of the commissioner of probation may, on a form furnished by the commissioner, signed under the penalties of perjury, request that the commissioner seal such file. The commissioner shall comply with such request provided (1) that any court appearance or disposition including court supervision, probation, commitment or parole, the records for which are to be sealed, terminated not less than three years prior to said request; (2) that said person has not been adjudicated delinquent or found guilty of any criminal offense within the commonwealth in the three years preceding such request, except motor vehicle offenses in which the penalty does not exceed a fine of fifty dollars nor been imprisoned under sentence or committed as a delinquent within the commonwealth within the preceding three years; and (3) said form includes a statement by the petitioner that he has not been adjudicated delinquent or found guilty of any criminal offense in any other state, United States possession or in a court of federal jurisdiction, except such motor vehicle offenses as aforesaid, and has not been imprisoned under sentence or committed as a delinquent in any state or county within the preceding three years.

When records of delinquency appearances and delinquency dispositions are sealed by the commissioner in his files, the commissioner shall notify forthwith the clerk and the probation officer of the courts in which the adjudications or dispositions have occurred, or other entries have been made, and the department of youth services of such sealing, and said clerks, probation officers, and department of youth services likewise shall seal records of the same proceedings in their files.

Such sealed records of a person shall not operate to disqualify a person in any future examination, appointment or application for public service under the government of the commonwealth or of any political subdivision thereof; nor shall such sealed records be admissible in evidence or used in any way in any court proceedings or hearings before any boards of commissioners, except in imposing sentence for subsequent offenses in delinquency or criminal proceedings.

Notwithstanding any other provision to the contrary, the commissioner shall report such sealed delinquency record to inquiring police and court agencies only as "sealed delinquency record over three years old" and to other authorized persons who may inquire as "no record". The information contained in said sealed delinquency record shall be made available to a judge or probation officer who affirms that such person, whose record has been sealed, has been adjudicated a delinquent or has pleaded guilty or has been found guilty of and is awaiting sentence for a crime committed subsequent to sealing of such record. Said information shall be used only for the purpose of consideration in imposing sentence. *Approved June 8, 1972.*

Chap. 405. AN ACT INCREASING THE TOTAL VALUE OF AN ESTATE CONSISTING ENTIRELY OF PERSONAL PROPERTY THAT QUALIFIES FOR INFORMAL ADMINISTRATION.

Be it enacted, etc., as follows:

The first paragraph of section 16 of chapter 195 of the General Laws, as appearing in section 12A of chapter 888 of the acts of 1970, is hereby amended by striking out, in line 3, the word "one" and inserting in place thereof the word:—two. *Approved June 8, 1972.*

Chap. 406. AN ACT PROVIDING ONLY ONE ELIGIBLE LIST SHALL BE MAINTAINED OR ESTABLISHED FOR ANY ONE POSITION SUBJECT TO THE CIVIL SERVICE LAW AND RULES.

Be it enacted, etc., as follows:

SECTION 1. The first paragraph of section 12 of chapter 31 of the General Laws is hereby amended by striking out the last sentence, as appearing in chapter 571 of the acts of 1955, and inserting in place thereof the following two sentences:—Not more than one eligible list shall be established or maintained for any one position. Eligibility of applicants for placement on, and their standing on the eligible list shall be determined on the basis of the last examination taken for such position.

SECTION 2. The provisions of this act shall apply only to civil service lists established after its effective date.

Approved June 8, 1972.

Chap. 407. AN ACT AUTHORIZING THE CITY OF PEABODY TO GRANT A CERTAIN ANNUITY TO ELIZABETH MURPHY, WIDOW OF DANIEL F. MURPHY.

Be it enacted, etc., as follows:

Notwithstanding any general or special law to the contrary, and for the purpose of promoting the public good, the city of Peabody may grant to Elizabeth Murphy, widow of Daniel F. Murphy, a former employee of the public works department of said city, an annuity of twelve hundred dollars notwithstanding that said Daniel F. Murphy elected to retire under option (a) of subdivision (2) of section twelve of chapter thirty-two of the General Laws.

Approved June 8, 1972.