

HOUSE No. 2704

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, April 7, 1959.

The committee on Public Service, to whom were referred so much of the Governor's Address (Senate, No. 1) as relates to the establishment of the position of Associate Commissioner of Public Health and providing adequate support to said department (page 23); and the petition (accompanied by bill, House, No. 1326) of John P. Kennedy relative to the appointment and salary of an Associate Commissioner of Public Health and to the compensation of the Commissioner of Public Health, report the accompanying bill (House, No. 2704).

For the committee,

JOHN J. LINEHAN.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Fifty-Nine.

AN ACT RELATIVE TO THE SALARY OF THE COMMISSIONER OF PUBLIC HEALTH AND CREATING THE POSITION OF ASSOCIATE COMMISSIONER OF PUBLIC HEALTH.

1 *Whereas*, The deferred operation of this act would tend to
2 defeat its purpose, which is to provide for the appointment of
3 an associate commissioner of public health, therefore it is hereby
4 declared to be an emergency law, necessary for the immediate
5 preservation of the public health and convenience.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Chapter 17 of the General Laws is hereby
2 amended by striking out section 2, as most recently amended by
3 section 24 of chapter 730 of the acts of 1955, and inserting in
4 place thereof the following section:—

5 *Section 2.* The commissioner shall be a physician skilled in
6 sanitary science and experienced in public health administration.
7 Upon the expiration of the term of office of a commissioner, his
8 successor shall be appointed by the governor, with the advice
9 and consent of the council, for five years. The commissioner
10 shall receive a salary of . He shall be the executive
11 and administrative head of the department.

1 SECTION 2. Chapter 17 of the General Laws is hereby further
2 amended by inserting after section 2, as amended by section 1
3 of this act, the following new section:—

4 *Section 2A.* The commissioner may appoint, subject to the
5 approval of the public health council, and may remove, an asso-
6 ciate commissioner of public health, who shall be a physician
7 and the holder of a degree in public health, and who shall not be
8 subject to the provisions of chapter thirty-one. The associate
9 commissioner of public health shall perform such duties as may
10 be prescribed by the commissioner and shall perform the duties
11 of the commissioner during his absence or disability. The
12 associate commissioner shall receive a salary of .

1 SECTION 3. Chapter 17 of the General Laws is hereby
2 amended by striking out section 5, as most recently amended
3 by chapter 323 of the acts of 1948 and inserting in place thereof
4 the following section:—

5 *Section 5.* The commissioner may, with the approval of the
6 public health council, designate the director of one or more, but
7 not more than three, divisions as deputy commissioners, who
8 shall perform such duties as may be prescribed by the commis-
9 sioner, and he may, with like approval, designate one of the
10 deputy commissioners to perform the duties of the commissioner
11 during the absence or disability of the commissioner and the
12 associate commissioner.

