

thereof, shall operate a halfway house without a license and no department, agency or institution of the commonwealth or any political subdivision thereof shall operate a halfway house for alcoholics without approval from the department pursuant to this section. The superior court shall have jurisdiction in equity to restrain any violation of the provisions of this section and to take such other action as equity and justice may require to enforce its provisions.

Whoever knowingly establishes or maintains a halfway house for alcoholics without a license granted pursuant to this section shall be punished by a fine of not more than five hundred dollars.

Each halfway house shall be subject to visitation and inspection by the department and the department shall inspect each facility prior to granting or renewing a license or approval. The department may examine the books and accounts of any facility if it deems such examination is necessary for the purpose of this section. The department is hereby authorized to make a complaint to a district court, to a justice of any court of record or to a magistrate authorized to issue warrants, who may thereupon issue a warrant to any officers or employees of the department authorizing them to enter and inspect at reasonable times, and to examine the books and accounts of any halfway house refusing to consent to such inspection or examination by the department which the department has reason to believe is operating in violation of the provisions of this section.

SECTION 3. This act shall take effect one hundred and eighty days after its passage, provided, however, a halfway house for alcoholics may be granted a temporary license by the department of public health for a period not to exceed one hundred and eighty days in order to meet the standards and regulations prescribed under section six A of chapter one hundred and eleven B of the General Laws, inserted by section two of this act.

Approved November 16, 1973.

Chap. 1041. AN ACT RELATIVE TO THE RETIREMENT RIGHTS OF CERTAIN MEMBERS OF THE CONTRIBUTORY RETIREMENT SYSTEM.

Be it enacted, etc., as follows:

Paragraph (b) of subdivision (2) of section 10 of chapter 32 of the General Laws is hereby amended by striking out the first sentence, as amended by section 20 of chapter 826 of the acts of 1967, and inserting in place thereof the following sentence: — Any member classified in Group 1, Group 2 or Group 4, who has completed six or more years of creditable service, and who, before attaining age fifty-five, fails of nomination or re-election, or fails to become a candidate for nomination, re-election or election, or fails of reappointment, or is removed or discharged from his office or position without moral turpitude on his part, or accepts during,

or prior to the expiration of a term for which he was elected appointment to an office or position the acceptance of which requires under the constitution of the commonwealth resignation from the general court, or any such member whose office or position is abolished, who leaves his accumulated total deductions in the annuity savings fund of the system of which he is a member, shall have the right upon attaining age fifty-five, or at any time thereafter, to apply for a termination retirement allowance to become effective as provided for in subdivision (3) of this section.

Approved November 16, 1973.

Chap. 1042. AN ACT REPEALING THE LAW PROHIBITING THE SERVING OF A WAITING PERIOD OR THE PAYMENT OF BENEFITS UNDER THE EMPLOYMENT SECURITY LAW DURING A PERIOD AN EMPLOYEE IS UNAVAILABLE FOR WORK BECAUSE OF PREGNANCY.

Be it enacted, etc., as follows:

Section twenty-seven of chapter one hundred and fifty-one A of the General Laws is hereby repealed.

Approved November 16, 1973.

THE COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE DEPARTMENT, STATE HOUSE
BOSTON, November 16, 1973

The Honorable JOHN F. X. DAVOREN, *Secretary of the Commonwealth, State House, Boston, Massachusetts*

DEAR MR. SECRETARY: I, Francis W. Sargent, pursuant to the provisions of Article XLVIII of the Amendments to the Constitution, the Referendum II, Emergency Measures, hereby declare in my opinion the immediate preservation of the public convenience requires that the law being Chapter 1042 of the Acts of 1973, entitled "AN ACT REPEALING THE LAW PROHIBITING THE SERVING OF A WAITING PERIOD OR THE PAYMENT OF BENEFITS UNDER THE EMPLOYMENT SECURITY LAW DURING A PERIOD AN EMPLOYEE IS UNAVAILABLE FOR WORK BECAUSE OF PREGNANCY." and the enactment of which received my approval on November 16, 1973, should take effect forthwith.

I further declare that in my opinion said law is an emergency law and the facts constituting the emergency are as follows:

It is essential that the provisions of this Act become effective forthwith to prevent any further denial of the benefits of this reform to our citizens.

Sincerely,
FRANCIS W. SARGENT,
Governor of the Commonwealth.