

the United States between a place in a state and a place outside of such state, including a place outside the United States; and (2) trade, traffic and transportation in the United States which affects any trade, traffic and transportation described in clause (1).

SECTION 2. Section 6 of said chapter 90F, as so appearing, is hereby amended by striking out the seventh paragraph and inserting in place thereof the following paragraph:-

A learner's permit to operate a commercial vehicle may be issued to an individual who holds a valid license to operate a motor vehicle or a Class "D" driver license who has passed the vision and written tests required for an automobile Class "D" driver license.

SECTION 3. Paragraph (E) of section 11 of said chapter 90F, as so appearing, is hereby amended by striking out the first and second sentences and inserting in place thereof the following two sentences:- Upon receipt of the sworn report of a law enforcement officer submitted under paragraph (D), the registrar shall disqualify the driver from driving a commercial motor vehicle for a period of one year; provided, however, that upon receipt of such report with respect to any person who refuses to submit to such a test or submits to a test which discloses an alcohol level of four one-hundredths or more while transporting a hazardous material required to be placarded, the registrar shall disqualify such person from driving a commercial motor vehicle for three years. The registrar shall disqualify for life any person who refuses to submit to two or more tests, or submits to two or more tests which disclose an alcohol level of four one-hundredths or more, or any combination of the two or more thereof.

SECTION 4. Section 58 of chapter 140 of the General Laws, as so appearing, is hereby amended by inserting after the word "rebuilding", in line 29, the following words:- and selling.

Approved April 16, 1992.

Chapter 19.

AN ACT AUTHORIZING THE TOWN OF MARBLEHEAD TO EXTEND THE LEASE OF THE LAND AT DEVEREUX BEACH PLAYGROUND IN EXCHANGE FOR THE CONSTRUCTION OF A BUILDING.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the provisions of chapter thirty B and chapter one hundred and forty-nine of the General Laws or any other general or special law to the contrary, the town of Marblehead is hereby authorized to extend the lease of the present lessee or contract with any person for, a parcel of land on the northerly

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side of Devereux Beach playground in said town, not to exceed nine thousand square feet, bounds and description to be determined by the board of selectmen and recreation and park commission, for a period not exceeding twelve years for consideration which may include the construction or reconstruction of a building by the lessee, for a fair rental, or upon such terms and conditions as the board of selectmen and the park and recreation commission shall determine. Said construction shall not be subject to chapter seven, chapter thirty B, or chapter one hundred and forty-nine of the General Laws. Said building shall become the property of the town at the termination or expiration of the lease.

SECTION 2. This act shall take effect upon its passage.

Approved April 17, 1992.

Chapter 20. AN ACT RELATIVE TO THE SCHEDULING OF CERTAIN HIGH SCHOOL GRADUATIONS.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to immediately provide authorization to schedule high school graduation dates more than twelve days prior to the regular closing date of school to accommodate certain religious holidays, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

Notwithstanding the provisions of section four of chapter seventy-one of the General Laws, for the school year commencing in nineteen hundred and ninety-one only, a school committee may schedule a high school graduation more than twelve days prior to the regular closing date of such high school in order to accommodate certain religious holidays.

Approved April 17, 1992.

Chapter 21. AN ACT RELATIVE TO A CERTAIN SUPERIOR COURT OFFICER OF THE TRIAL COURT.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to immediately establish a sick leave bank for a certain superior court officer, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.