

vehicle and contents can be procured. Such officer shall enforce or cause to be enforced the penalties provided by law against every person who is guilty of a violation of any provision of this chapter. Such motor vehicle and contents shall be forfeited to the commonwealth in the manner provided in section eight of chapter sixty-four C in the case of cigarettes and in sections fifty to fifty-five, inclusive, of chapter one hundred and thirty-eight in the case of alcoholic beverages.

SECTION 7. This act shall take effect on January first, nineteen hundred and seventy-six.

Approved December 23, 1975.

Chap. 820. AN ACT PROVIDING FOR TEMPORARY SERVICE BY RETIRED JUDGES OF PROBATE AND INSOLVENCY.

Be it enacted, etc., as follows:

SECTION 1. Chapter 32 of the General Laws is hereby amended by inserting after section 65D the following section:—

Section 65E. (a) Any judge of probate and insolvency who is retired from his office may notify the governor in writing that he wishes his name to be placed upon the list of retired judges of the probate court. The governor, by and with the advice and consent of the council, may place the name of any such judge on the list of retired judges of the probate court. With respect to those whose names have been placed on such list upon retirement, any retired judge shall be entitled to the same pension and all other benefits which he or his widow would have been entitled to receive if he had retired or resigned without his name having been placed on such list, and a vacancy shall exist in the office theretofore occupied by such retired judge.

(b) Any judge of probate and insolvency who has retired from his office may have his name placed by the governor on the list of retired judges of the probate court. With respect to those whose names have been placed on such list, any retired judge shall be entitled to the same pension and all other benefits which he or his widow would have been entitled to receive if his name had not been placed on such list.

(c) A retired judge whose name has been placed on the list of retired judges shall be eligible, for a term of not more than two years to perform judicial duties as provided in section eight B of chapter two hundred and seventeen.

(d) If such retired judge no longer wishes to be eligible to perform judicial duties pursuant to said section eight B, he may at any time after having his name placed upon the retired list resign his office, and thereafter he or his widow shall be, and

continue to be, entitled to receive the same pension and all other benefits which he or his widow would have been entitled to receive if he had not had his name placed on such list.

(e) A retired judge while eligible to perform judicial duties shall not engage in the practice of law directly or indirectly, and shall not hold any office which is incompatible with holding the office of judge of the probate court of which he is on the retired list under the provisions of Article II of Chapter VI of Part the Second of the Constitution of the Commonwealth or of Article VIII of the Amendments thereto.

SECTION 2. Chapter 217 of the General Laws is hereby amended by inserting after section 3 the following section: —

Section 3A. (a) A retired judge of probate and insolvency whose name has been placed on the list of retired judges pursuant to section sixty-five E of chapter thirty-two may be designated and assigned by the chief judge of probate and insolvency to perform, during his term of eligibility, such of the duties of the office of judge of probate and insolvency as may be requested of him, including sitting in counties other than that from which he retired, and which he is willing to undertake, provided that no such single assignment shall be for a term of more than ninety days.

(b) In performing the services requested of him a retired judge shall exercise all judicial power and authority pertaining to the office in which he acts, in respect of matters as to which he is designated to act, and the fact of such service shall be stated in the records of the court, but need not be separately stated in the record or docket of any particular cause or proceeding. Service under the provisions of this section shall not be counted in determining the number of offices authorized or required for the court by any applicable statute.

(c) A retired judge so serving shall be paid by the commonwealth in addition to his pension an amount equal to the difference between the presently authorized rate by day of compensation of a regular incumbent of the office from which he retired, and three quarters of the rate by the day of the compensation of such judge when he retired. In computing each of such rates by the day, Sundays and holidays shall be excluded. He shall be reimbursed for expenses incurred while performing judicial services in any county other than his county of residence.

SECTION 3. Paragraph (a) of section 91 of chapter 32 of the General Laws, as appearing in chapter 675 of the acts of 1968, is hereby amended by inserting after the word "service", the first time it appears in line 7, the words: — , for services as a retired judge under the provisions of section eight B of chapter two hundred and seventeen.

SECTION 4. The provisions of section sixty-five E of chapter thirty-two of the General Laws, inserted by section one of this act, shall apply to a judge of probate and insolvency retired from his office after January first, nineteen hundred and seventy-five.

SECTION 5. This act shall take effect upon its passage.

Approved December 23, 1975.

Chap. 821. AN ACT AUTHORIZING THE COUNTY TREASURER OF ESSEX COUNTY TO PAY CERTAIN UNPAID BILLS.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any general or special law to the contrary, the county treasurer of Essex county is hereby authorized to pay from any available funds in the county treasury such of the unpaid bills of said county, incurred twelve months or more prior to the passage of chapter four hundred and eighty-one of the acts of nineteen hundred and seventy-five, as appear on a list approved by the director of accounts totaling thirty-two thousand seven hundred and fifty-nine dollars and forty-one cents.

SECTION 2. No bills shall be approved by the county commissioners of said county or paid by said county treasurer under authority of this act unless and until a certificate has been signed and filed with said treasurer stating under the penalties of perjury that the goods and services for which said bill was submitted were ordered by an official or an employee of said county and that such goods were delivered and actually received by said county or that such services were rendered to said county, or both.

SECTION 3. Any person who knowingly files a certificate required by section two, which is false, and who thereby receives payment for goods or services which were not received by or rendered to said county shall be punished by imprisonment for not more than one year or by a fine of not more than three hundred dollars, or both.

SECTION 4. This act shall take effect upon its passage.

Approved December 23, 1975.

Chap. 822. AN ACT AUTHORIZING THE TOWN OF READING TO CONSTRUCT AN INTERCEPTOR SEWER IN THE CITY OF WOBURN, TO ENTER INTO AGREEMENTS WITH THE METROPOLITAN DISTRICT COMMISSION AND THE CITY OF WOBURN WITH RESPECT TO SEWERAGE AND TO