

By Mr. Olver of Amherst, petition of John W. Olver relative to extending the penalties for violation of the Massachusetts clear water act, so-called. Natural Resources and Agriculture.

The Commonwealth of Massachusetts

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

AN ACT EXTENDING THE PENALTIES FOR VIOLATION OF THE MASSACHUSETTS CLEAR WATER ACT, SO-CALLED.

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. Clause (8) of section 27 of chapter 21 of the
2 General Laws is hereby amended by striking out the last
3 sentence, added by section 1 of chapter 704 of the acts of
4 1970.

1 SECTION 2. Said chapter 21 is hereby amended by striking
2 out section 42, as amended by section 2 of said chapter 704,
3 and inserting in place thereof the following section: —

4 *Section 42.* Whoever directly or indirectly throws, drains,
5 runs or discharges or permits the discharge into the waters of
6 the commonwealth organic or inorganic matter which shall
7 cause, or contribute to, a condition in contravention of the
8 standards adopted by the division, or whoever violates any rule
9 or regulation issued under the authority of sections twenty-six
10 to fifty-three, inclusive, or whoever fails to comply with an
11 implementation schedule or order of the division or fails to
12 meet the provisions of a duly adopted consent order as pro-
13 vided under section twenty-seven, shall be punished by a fine
14 of not more than one thousand dollars. Each day such viola-
15 tion continues shall be a separate offense, punishable by a like
16 fine. For the purpose of this section and sections forty-three to
17 forty-six, inclusive, the words "whoever" and "person" shall
18 include political subdivisions of the commonwealth and public
19 corporations.

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