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By Mr. Timilty, a petition (accompanied by bill, Senate, No. 440) of Joseph F. Timilty and the Home Builders Association of Massachusetts, by Garen Bresnick, for legislation to establish environmental quality engineering review of certain local health regulations. Health Care.

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## The Commonwealth of Massachusetts

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

### AN ACT TO ESTABLISH ENVIRONMENTAL QUALITY ENGINEERING REVIEW OF CERTAIN LOCAL HEALTH REGULATIONS.

*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 31 of chapter 111 of the General Laws, as most  
2 recently amended by chapter 285 of the acts of 1937, is further  
3 amended by striking the first paragraph and inserting in  
4 place thereof the following paragraphs: —

5 Boards of Health may make reasonable rules, regulations,  
6 and standards. All rules, regulations, standards, and amend-  
7 ments to existing rules, regulations, and standards, which are  
8 included in or subject to the provisions of Title 5 of the state  
9 environmental code shall be the subject of a public hearing. A  
10 board of health or any city, town, or health district, under this  
11 chapter shall give notice of any such public hearing by pub-  
12 lishing in a newspaper published in the city or town, or in the  
13 case of a health district, in a newspaper of general circula-  
14 tion in all towns of said district, no less than 21 days prior to  
15 the date set for public hearing, the proposed rules, regulations,  
16 standards, or amendments thereto and the date, time, and  
17 place for the public hearing. Following the public hearing  
18 the proposed rules, regulations standards, or amendments  
19 shall be submitted with reasons for the proposed action to the  
20 Department of Environmental Quality Engineering for review  
21 and approval. Upon approval by the Department, the rules,  
22 regulations, standards, or amendments shall be published in a  
23 newspaper published in the city or town, or in the case of a  
24 health district, in a newspaper of general circulation in all

25 cities and towns of the health district. The rules, regulations,  
26 standards, or amendments shall become effective on the date  
27 of publication after Department approval.

28 Whoever, himself, or by his servant or agent, or as the  
29 servant or agent of any other person or any firm or corpora-  
30 tion, violates any reasonable health regulation, made under  
31 authority of this section, for which no penalty by way of fine  
32 or imprisonment, or both, is provided by law, shall be pun-  
33 ished by a fine of not more than twenty dollars.