

AN ACT REGULATING AGENCIES CONDUCTING DAY NURSERIES *Chap.205*
AND SIMILAR ESTABLISHMENTS.

Be it enacted, etc., as follows:

Chapter 111 of the General Laws is hereby amended by striking out sections 58 to 62, inclusive, and the caption preceding section 58, as appearing in the Tercentenary Edition, and inserting in place thereof the following: —

G. L. (Ter. Ed.), 111, §§ 58 to 62, inc., amended.

AGENCIES GIVING DAY CARE TO CHILDREN.

Section 58. In sections fifty-eight to sixty-two, inclusive, “agency giving day care to children” shall mean and include any institution or place, whether known as a day nursery, nursery school, kindergarten, child play school, progressive school or pre-school, or under any other name, except a Sunday school conducted by a church, not conducted by the commonwealth or any city or town, which, for compensation or otherwise, receives for temporary custody, with or without stated educational purposes, during part or all of the day apart from their parents, three or more children under seven years of age and not of common parentage, separate and apart from their parents and elsewhere than at the home of one or more of them during part or all of the day.

Definitions.

Section 59. No person shall conduct an agency giving day care to children without obtaining a license from the board of health. An application therefor shall be in a form prescribed by the said board, and shall be uniform for all agencies giving day care to children within the board’s jurisdiction. There shall be attached to the application a statement, sworn to by the applicant, or by an officer thereof duly authorized thereto, containing such information as may be required by the board. If in the judgment of the said board the said statement or any other evidence submitted in relation to the application indicates that the operation of the proposed agency giving day care to children will be for the public benefit and welfare, a license, in such form as the board may prescribe, shall be issued to the applicant. All licenses shall expire at the end of the year in which they are issued, but may be renewed annually on application as above provided. No license shall be transferred except with the approval of the said board. For the issue or renewal of each license a fee of one dollar shall be charged. All fees shall be paid to the town where the agency giving day care to children is situated.

License.

Section 60. Boards of health shall make rules and regulations, and may revise or change them, in accordance with which agencies giving day care to children shall be licensed and conducted; and failure to comply with any such rule or regulation shall be sufficient cause for revocation of the license in the manner provided in section sixty-one.

Boards of health to make rules and regulations.

Section 61. Boards of health by their authorized agents may visit and inspect any agency giving day care to children

Boards of health to inspect.

at any time to ascertain whether it is licensed and conducted in compliance with law and with the rules and regulations made under section sixty. Every agency giving day care to children shall so be visited and inspected at least once in each year. After thirty days' notice to a licensed agency giving day care to children and opportunity to be heard, the board of health may, if in its judgment the public interest so demands, revoke its license. Every agency giving day care to children shall furnish to the said board such reports, information and other data as it may require.

Penalty.

Section 62. Whoever establishes, conducts, manages or maintains an agency giving day care to children without first obtaining a license therefor, or after the revocation of the license, or in violation of any provision of sections fifty-eight to sixty-two, inclusive, or of any rule or regulation made under section sixty shall be punished by a fine of not less than ten nor more than two hundred dollars. If any person conducting an agency giving day care to children shall be found guilty of a violation of any provision of sections fifty-eight to sixty-two, inclusive, or of any rule or regulation, in any particular relating to the safety of or the accommodations for the children, the board of health shall issue an order directing that such nursery be closed, and remain closed until such provision, rule or regulation has been complied with.

Approved March 13, 1950.

Chap. 206 AN ACT RELATIVE TO TENURE OF TEACHERS ELECTED FOR VOCATIONAL EDUCATION.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 74, new § 22E, added.

Tenure of teachers elected for vocational education.

Chapter 74 of the General Laws is hereby amended by inserting after section 22D the following section:— *Section 22E.* Any school committee or board of trustees for vocational education may elect a teacher who has served in its public schools for not less than one school year to serve at its discretion under the same conditions and subject to the same limitations as is provided in sections forty-one and forty-two of chapter seventy-one, which sections shall also apply to the suspension or discharge of such teachers for vocational education.

Approved March 13, 1950.

Chap. 207 AN ACT TO AUTHORIZE DOMESTIC INSURANCE COMPANIES TO INVEST IN LOANS UPON IMPROVED AND UNENCUMBERED REAL PROPERTY IN THE DOMINION OF CANADA.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 175, § 63, etc., amended.

Investment of capital of domestic in-

Section 63 of chapter 175 of the General Laws, as amended, is hereby further amended by inserting after paragraph 7 the following paragraph:—

7A. In loans of the same classes as those described in paragraph seven and subject to the limitations therein ex-