

each city and the selectmen of each town comprising the district or any part thereof, appointing such time as the house of representatives may order for an election to fill such vacancy; provided, that if such vacancy occurs during a recess between the first and second annual sessions of the same general court, the speaker may fix the time for an election to fill such vacancy. Upon receipt of such precepts, the aldermen or the selectmen shall call an election, which shall be held in accordance with the precepts.

G. L. (Ter. Ed.), 127, § 152, etc., amended.

SECTION 8. Section one hundred and fifty-two of chapter one hundred and twenty-seven of the General Laws, as most recently amended by chapter two hundred and ninety-seven of the acts of nineteen hundred and forty-one, is hereby further amended by striking out the sentence added by said chapter two hundred and ninety-seven.

How construed.

SECTION 9. Wherever any provision of general or special law in effect immediately prior to the effective date of this act refers to biennial sessions of the general court or biennial budgets for the commonwealth or action to be taken biennially in connection therewith, such provision shall be construed as referring to annual sessions of the general court or annual budgets for the commonwealth or action to be taken annually in connection therewith, as the case may be.

Approved February 16, 1945.

Chap. 39 AN ACT RELATIVE TO THE INVESTMENT OF THE PERPETUAL CARE FUND OF WESTVIEW CEMETERY IN THE TOWN OF LEXINGTON.

Be it enacted, etc., as follows:

SECTION 1. Section five of chapter one hundred and seven of the acts of nineteen hundred and ten is hereby amended by adding at the end the following: — Said board from time to time shall receive from the cemetery commissioners of the town of Lexington the perpetual care fund of Westview cemetery and additions thereto, and shall invest and reinvest the sums as authorized for trust funds under section fifty-four of chapter forty-four of the General Laws and shall pay over the net income thereof to the town treasurer, who shall hold it subject to appropriation by the town for the care, improvement and embellishment of the Westview cemetery.

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

Approved February 19, 1945.

Chap. 40 AN ACT TO AUTHORIZE THE PLACING OF OFFICES, POSITIONS AND EMPLOYMENTS UNDER THE BOARD OF PUBLIC WORKS OF THE TOWN OF EASTHAMPTON UNDER THE CIVIL SERVICE LAWS.

Be it enacted, etc., as follows:

SECTION 1. The offices, positions and employments under the board of public works of the town of Easthampton