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**ACTS, 1988. - Chaps. 83, 84.**

insurance is procured pursuant to the provisions of this chapter, or unless such payments are for part of the premiums for group life insurance for permanent employees as authorized by clause (44) of section five of chapter forty, or unless such payments are made, pursuant to an agreement of an employer and an employee organization, to a health and welfare trust fund agreement for the purposes of (i) providing health benefits not otherwise provided to such employees by said governmental unit under the provisions of this chapter or (ii) paying contributions by said governmental unit toward premium costs or rates in excess of the level of such premium cost or rate contributions otherwise provided for under the provisions of this chapter. This section shall not apply to the county of Worcester.

Approved June 22, 1988.

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**Chapter 83. AN ACT MAKING A CORRECTIVE CHANGE RELATIVE TO THE JURISDICTION OF THE HOUSING COURT.**

Be it enacted, etc., as follows:

The first paragraph of section 3 of chapter 185C of the General Laws, as amended by section 3 of chapter 755 of the acts of 1987, is hereby further amended by inserting after the word "therewith", in line 23, the words:- or the use of any real property and activities conducted thereon as such use affects the health, welfare and safety of any resident, occupant, user or member of the general public and which is subject to regulation by local cities and towns under the state building code, state specialized codes, state sanitary code, and other applicable statutes and ordinances.

Approved June 23, 1988.

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**Chapter 84. AN ACT RELATIVE TO THE RETURN OF VOTES AFTER STATE ELECTIONS.**

Be it enacted, etc., as follows:

**SECTION 1.** Chapter 54 of the General Laws is hereby amended by striking out section 115, as appearing in the 1986 Official Edition, and inserting in place thereof the following section:-

Section 115. The state secretary shall lay before the governor and council the copies of the votes cast. After such delivery, the governor, with at least five councillors, shall examine the copies. They shall tabulate said votes and determine who appear to be elected to the several offices, and what appears to be the result of the votes on any question or questions, and shall forthwith transmit to the state secretary

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ACTS, 1988. - Chaps. 85, 86.

an abstract of such tabulation and determination. The state secretary, upon application, shall furnish to newspapers copies of such abstract. In case of a state-wide or district-wide recount under section one hundred and thirty-five, the state secretary shall in like manner lay before the governor and council the copies of the amended records received by him under said section, and the governor with at least five councillors shall, if necessary, revise the aforesaid tabulation and determination accordingly.

**SECTION 2.** Section 118 of said chapter 54, as so appearing, is hereby amended by striking out the first sentence and inserting in place thereof the following sentence:- The copies of the records of votes for presidential electors shall, in any event, within ten days after they have been transmitted to the state secretary, be examined by the governor and council, who shall thereafter declare, by proclamation, the names of the persons who have received at least one-fifth of the entire number of votes cast for electors, and the number of votes received by each such person.

**SECTION 3.** The provisions of this act shall take effect on January first, nineteen hundred and eighty-nine.

Approved June 23, 1988.

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**Chapter 85. AN ACT RELATIVE TO THE PURCHASE OF ALCOHOLIC BEVERAGES BY MINORS.**

Be it enacted, etc., as follows:

Section 34A of chapter 138 of the General Laws, as appearing in the 1986 Official Edition, is hereby amended by inserting after the word "purchases", in lines 1 and 2, the words:- or attempts to purchase.

Approved June 23, 1988.

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**Chapter 86. AN ACT IMPOSING A SALES TAX ON CIGARETTES.**

Be it enacted, etc., as follows:

Section 6 of chapter 64H of the General Laws, as appearing in the 1986 Official Edition, is hereby amended by striking out paragraph (g) and inserting in place thereof the following paragraph:-

(g) Sales of tangible personal property includable in the measure of the excises levied under the provisions of chapters sixty-four A, sixty-four E, sixty-four F and one hundred and thirty-eight.

Approved June 23, 1988.

EMERGENCY LETTER: July 14, 1988 @ 5:08 P.M.