

HOUSE No. 4332

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, April 24, 1968.

The committee on Ways and Means, to whom was referred the Bill relative to the appointment of superintendents, physicians and other employees (House, No. 112), report that the same ought to pass, in the form of a new draft herewith submitted (House, No. 4332).

For the committee,

THOMAS C. WOJTKOWSKI.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Sixty-Eight.

AN ACT RELATIVE TO THE APPOINTMENT OF SUPERINTENDENTS,
PHYSICIANS AND OTHER EMPLOYEES IN INSTITUTIONS UNDER THE
CONTROL AND SUPERVISION OF THE DEPARTMENT OF PUBLIC
HEALTH.

*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. Chapter 17 of the General Laws is hereby
2 amended by striking out section six, as most recently amended
3 by chapter five hundred and fifty-eight of the acts of nineteen
4 hundred and sixty-three, and inserting in place thereof the
5 following new section:—

6 *Section 6.* The commissioner may, with the approval of the
7 public health council, appoint assistant directors of divisions
8 and epidemiologists, inspectors and other necessary employees.
9 Persons appointed hereunder shall be subject to chapter thirty-
10 one. The commissioner may require that a physician to be ap-
11 pointed under this section be certified as to his qualifications
12 by one of the physicians specialty boards approved by the coun-
13 cil of Medical Education and Hospitals of the American Medical
14 Association.

15 The commissioner, with the approval of the public health
16 council, may appoint a treasurer for each institution who shall
17 give bond for the faithful performance of his duties, and may
18 appoint a superintendent, physicians, nurses, licensed practical
19 nurses, student nurses and other employees necessary for the
20 proper administration of the affairs of the institution under the
21 jurisdiction of the department and may incur all expenses
22 necessary for the maintenance of the institutions.

23 The superintendent of each hospital or other institution estab-
24 lished in the department may act in the place of the appointing

25 authority for any action taken under the provisions of sections
26 fifty-three to fifty-seven of chapter thirty and for the discharge,
27 removal, suspension or lay-off procedures under sections nine A,
28 nine B and nine D of chapter thirty, and sections forty-three,
29 forty-five and forty-six A of chapter thirty-one. For all other
30 purposes, the commissioner is the appointing authority; provided,
31 however, that he may delegate preliminary authority to nego-
32 tiate collective bargaining agreements and other matters occur-
33 ring in fulfillment of authority granted to employees to organize,
34 negotiate and bargain with employers under section five C of
35 chapter one hundred and fifty A or section one hundred and
36 seventy-eight F of chapter one hundred and forty-nine or other
37 applicable statutes.

1 SECTION 2. Nothing in this act shall affect the tenure and
2 other rights of present employees.

25. The first of the four volumes of the
26. second series of the *Journal of the
27. Royal Society of Medicine*, London, 1900,
28. was published in 1900. It contains
29. the proceedings of the Society for
30. the year 1899-1900. The first
31. volume of the first series was published
32. in 1897. The first volume of the
33. second series was published in 1900.
34. The first volume of the third series
35. was published in 1901. The first
36. volume of the fourth series was
37. published in 1902.

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