

AN ACT RELATIVE TO THE TRANSPORTATION OF GARBAGE, OFFAL OR OTHER OFFENSIVE SUBSTANCES OUTSIDE OF THE MUNICIPALITY WHERE COLLECTED. Chap.423

Be it enacted, etc., as follows:

Section thirty-one A of chapter one hundred and eleven of the General Laws, as most recently amended by chapter two hundred and eighty-two of the acts of nineteen hundred and thirty-seven, is hereby further amended by adding at the end the following paragraph: —

G. L. (Ter. Ed.), 111, § 31A, etc., amended.

Notwithstanding the foregoing provisions, any person may, without such a permit, transport garbage, offal or other offensive substances through the streets of a city or town in which said substances were not collected; provided, that he registers with the board of health of such city or town; and, provided further, that he transports said substances in accordance with such reasonable rules and regulations as may be established by such board of health.

Removal of garbage, etc., regulated.

Approved June 14, 1945.

AN ACT RELATIVE TO THE ADMISSIBILITY IN EVIDENCE OF WRITTEN STATEMENTS OBTAINED FROM PERSONS WHO HAVE SUSTAINED PERSONAL INJURIES IN ACCIDENTS. Chap.424

Be it enacted, etc., as follows:

SECTION 1. Chapter two hundred and thirty-three of the General Laws is hereby amended by inserting after section twenty-three, as appearing in the Tercentenary Edition, the following section: — *Section 23A.* In any action to recover damages for personal injuries or consequential damages, so called, resulting therefrom, no statement in writing signed by any party to the action, concerning the facts out of which the cause of action arose, given by such party, or a person in his behalf, to any other party to the action, or to his agent or attorney, or to the insurer of such other party, or to the agent or attorney of such insurer, shall be admissible in evidence in, or referred to at, the trial of such action or in any proceeding connected therewith unless a copy of such statement is furnished to the party making the same or to his attorney within ten days after written request therefor made by such party or attorney to the adverse party or his attorney.

G. L. (Ter. Ed.), 233, new § 23A, inserted.

Admission of signed statement in personal injuries, etc., actions.

SECTION 2. This act shall take effect on October first in the current year. Effective date.

Approved June 14, 1945.

AN ACT AUTHORIZING THE PLACING OF THE OFFICE OF CHIEF OF THE FIRE DEPARTMENT OF THE TOWN OF NORTH ANDOVER UNDER THE CIVIL SERVICE LAWS. Chap.425

Be it enacted, etc., as follows:

SECTION 1. The office of chief of the fire department of the town of North Andover shall, upon the effective date of this act, become subject to the civil service laws and rules

and regulations relating to permanent members of fire departments in towns, and the tenure of office of any incumbent thereof shall be unlimited, subject, however, to said laws, but the person holding said office on said effective date shall continue to serve therein only until the expiration of his term of office unless prior thereto he passes a non-competitive qualifying examination to which he shall be subjected by the division of civil service.

SECTION 2. This act shall be submitted for acceptance to the voters of said town at the annual town meeting in the year nineteen hundred and forty-six in the form of the following question, which shall be placed upon the official ballot to be used for the election of town officers at said meeting: "Shall an act passed by the General Court in the year nineteen hundred and forty-five, entitled 'An Act authorizing the Placing of the Office of Chief of the Fire Department of the Town of North Andover under the Civil Service Laws', be accepted?" If a majority of the votes in answer to said question is in the affirmative, then this act shall thereupon take full effect, but not otherwise.

Approved June 14, 1945

Chap.426 AN ACT ESTABLISHING A FORTY-EIGHT-HOUR WEEK IN COUNTY INSTITUTIONS.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 149.
§ 40, amended.

Hours of labor
in county
institutions.

SECTION 1. Chapter one hundred and forty-nine of the General Laws is hereby amended by striking out section forty, as appearing in the Tercentenary Edition, and inserting in place thereof the following section:— *Section 40.* The hours of labor of laborers, workmen and mechanics, of ward attendants, ward nurses, industrial and occupational therapists and watchmen, and of employees in kitchen, dining-room and domestic services, in county institutions, and of officers and instructors of county penal and reformatory institutions, shall not exceed forty-eight in each week. Any person whose hours of labor are regulated by this section and whose presence is required at any such institution seven days a week shall be given at least four days off in each month, without loss of pay, in addition to the regular annual vacation. The words "hours of labor" as used in this section shall not be deemed to include any period of time during which a person is in his living quarters wherever located although his presence there is required for the purpose of exercising a measure of supervision over patients or inmates through availability for duty during such time. This section shall not prevent the superintendent, warden or executive officer from requiring the services of any person in any emergency where the health or safety of patients or inmates would otherwise be endangered, or in any extraordinary emergency, or in apprehending an escaped inmate, nor shall it apply to the hours of labor of any person whose position