

sum provided for in chapter ninety-one of the resolves of the year eighteen hundred and ninety-seven.

For John C. Irish, as authorized by chapter sixty-nine of the resolves of the present year, the sum of two hundred and fifty dollars.

John C. Irish.

For printing the report of the commissioners appointed to inquire into the expediency of revising and amending the laws of the Commonwealth relating to taxation, as authorized by chapter seventy of the resolves of the present year, a sum not exceeding three hundred and fifty dollars.

Printing report of commissioners on expediency of revising, etc., laws relating to taxation.

For the Trustees of the Soldiers' Home in Massachusetts, as authorized by chapter seventy-two of the resolves of the present year, the sum of thirty-five thousand dollars.

Trustees of Soldiers' Home.

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

Approved May 11, 1898.

AN ACT TO ESTABLISH A BOARD OF ART COMMISSIONERS FOR THE CITY OF BOSTON.

Chap. 410

Be it enacted, etc., as follows:

SECTION 1. An art department is hereby established in the city of Boston, to be under the charge of a board of five art commissioners, all of whom shall be citizens of the city of Boston, to be appointed by the mayor of said city, without confirmation. Said mayor shall, in the year eighteen hundred and ninety-eight, appoint one member of said board to serve for the term of five years, one for the term of four years, one for the term of three years, one for the term of two years and one for the term of one year, each term beginning with the first day of May in said year; and thereafter said mayor shall, on or before the first day of May of each year, appoint one member of said board to serve for the term of five years beginning with said day. The members of said board shall be appointed by the mayor as follows:—One from a list of three persons selected by the trustees of the Museum of Fine Arts, one from a list of three persons selected by the trustees of the Boston Public Library, one from a list of three persons selected by the trustees of the Massachusetts Institute of Technology, one from a list of three persons selected by the Boston Art Club and one from a list of three persons selected by the Bos-

Board of art commissioners of city of Boston, appointment, terms, etc.

ton Society of Architects; and whenever the term of a member of said board appointed from such a list expires the mayor shall appoint his successor from a list selected by the body which made the original selection as aforesaid. The members of said board shall serve without compensation. Said board may appoint a secretary outside of its own membership, who shall serve without compensation.

May appoint a secretary.

Works of art to be approved by board, etc.

SECTION 2. Hereafter no work of art shall become the property of said city by purchase, gift or otherwise, unless such work of art or the design for the same, together with a statement of the proposed location of the same, shall first have been submitted to and approved by said board, acting by a majority of all its members; nor shall any work of art until so approved be erected or placed in, over or upon, or allowed to extend in, over or upon any street, avenue, square, place, common, park, municipal building or other public place under the control of said city or any department or officer thereof. No existing work of art in the possession of said city shall be removed, relocated or altered in any way without the similar approval of said commission, and any such work of art shall be removed, relocated or altered in any way that may be ordered by a vote passed and approved in writing by all the members of said commission, and also approved by the mayor.

Removal, etc., of existing works of art.

May, upon request, act in a similar capacity in respect to municipal buildings, etc.

SECTION 3. When so requested by the mayor or the city council said commission may in its discretion act in a similar capacity, with similar powers, in respect to the design of any municipal building, bridge, approach, lamp, ornamental gate or fence, or other structure erected or to be erected upon land belonging to the city, and in respect to any arch, bridge, structure or approach which is the property of any corporation or individual, and extends in, over or upon any street, avenue, highway, park or public place; but this section shall not apply to structures authorized to be erected under the provisions of chapter five hundred of the acts of the year eighteen hundred and ninety-seven, and shall not be construed as intended to impair the power of the board of park commissioners of said city to refuse its consent to the erection or acceptance of any public monument or memorial, or other work of art of any sort, within any park or public place in said city under the jurisdiction of said board.

Certain power of park commissioners not impaired.

SECTION 4. The term "work of art", as used in this act, shall apply to and include all paintings, mural decorations, statues, bas-reliefs, sculptures, monuments, fountains, arches, ornamental gateways and other structures of a permanent character intended for ornament or commemoration.

Term "work of art", defined.

SECTION 5. If said commission fails to decide upon any matter submitted to it within sixty days after such submission its decision shall be deemed unnecessary.

Decision of board unnecessary under certain conditions.

SECTION 6. All contracts or orders for the execution of any painting, monument, statue, bust, bas-relief or other sculpture for said city shall be made by said board, acting by a majority of all its members, subject to the approval of the mayor.

Certain contracts, etc., to be made by board.

SECTION 7. Chapter one hundred and twenty-two of the acts of the year eighteen hundred and ninety is hereby repealed.

Repeal.

SECTION 8. This act shall take effect upon its passage.

Approved May 11, 1898.

AN ACT TO SECURE UNIFORMITY IN TAKING BAIL IN CRIMINAL CASES. *Chap. 411*
Be it enacted, etc., as follows:

SECTION 1. Section forty-six of chapter two hundred and twelve of the Public Statutes is hereby amended by adding at the end thereof the following words:— All persons authorized to take bail under this section shall conform to and be governed by the rules established by the justices of the superior court, or of the supreme judicial court,—so as to read as follows:— *Section 46.* A justice of the supreme judicial court or superior court, a standing or special commissioner appointed by either of said courts, a justice or clerk of a police, district, or municipal court, a master in chancery, or a trial justice in any county, on application of a prisoner held under arrest or committed for aailable offence, whether on a warrant or without one, or in the custody of an officer under a mittimus, may inquire into the case, and admit such prisoner to bail; and such magistrates may respectively admit to bail any person committed for not finding sureties to recognize for him. All persons authorized to take bail under this section shall conform to and be governed by the rules established by the justices of the superior court, or of the supreme judicial court.

P. S. 212, § 46, amended.

Certain prisoners may be admitted to bail, etc.

Persons authorized to take bail to be governed by certain rules.