

**HOUSE . . . . . No.**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

**John W. Scibak**

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act concerning the authority of the department of public health to operate the public health hospitals.

PETITION OF:

NAME:

John W. Scibak

DISTRICT/ADDRESS:

2nd Hampshire

# The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT CONCERNING THE AUTHORITY OF THE DEPARTMENT OF PUBLIC HEALTH TO OPERATE THE PUBLIC HEALTH HOSPITALS.

*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. Section 62J of chapter 111 of the General Laws, as appearing in the  
2 2006 Official Edition, is hereby amended by striking out, in line 6, the words  
3 “board of trustees” and inserting in place thereof the following words:-  
4 commissioner or his designee.

5

6 SECTION 2. Section 62K of said chapter 111, as so appearing, is hereby amended  
7 by striking out, in lines 6-8, the words “or for the use or benefit of state minor  
8 wards assigned to the care of the trustees under sections sixty-two P to sixty-two  
9 S, inclusive,”.

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11 SECTION 3. Section 62L of said chapter 111 is hereby repealed.

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13 SECTION 4. Section 62 M of said chapter 111, as appearing in the 2006 Official  
14 Edition, is hereby amended by striking out, in line 1, the word “trustees” and  
15 inserting in place thereof the following words:- commissioner or his designee.

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17 SECTION 5. Section 62M of chapter 111, as so appearing, is hereby amended by  
18 striking out, in line 6, the word “trustees” and inserting in place thereof the  
19 following words:- commissioner or his designee.

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21 SECTION 6. Said section 62M of said chapter 111, as so appearing, is hereby  
22 further amended by striking out, in line 16, the word “trustees” and inserting in  
23 place thereof the following words:- commissioner or his designee.

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25 SECTION 7. Said section 62M of said chapter 111, as so appearing, is hereby  
26 further amended by striking out, in line 18, the words “trustees, with the approval  
27 of the department” and inserting in place thereof the following words:-  
28 commissioner or his designee.

29

30 SECTION 8. Said section 62M of said chapter 111, as so appearing, is hereby  
31 amended by striking out, in line 25, the word “trustees with the approval of the  
32 department” and inserting in place thereof the following words:- commissioner or  
33 his designee.

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35 SECTION 9. Said section 62M of said chapter 111, as so appearing, is hereby  
36 amended by striking out, in line 27, the words “trustees, with the approval of the  
37 department” and inserting in place thereof the following words:- commissioner or  
38 his designee.

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40 SECTION 10. Said chapter 111 is hereby further amended by striking out section  
41 62N and inserting in place thereof the following section:-

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43 Section 62N. The trustees shall submit to the commissioner on an annual basis a  
44 report of the activities undertaken pursuant to section 62K.

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46 SECTION 11. Section 62O of said chapter 111 is hereby repealed.

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48 SECTION 12. Section 62P of said chapter 111 is hereby repealed.

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50 SECTION 13. Section 62Q of said chapter 111 is hereby repealed.

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52 SECTION 14. Section 62R of said chapter 111 is hereby repealed.

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54 SECTION 15. Section 1 of chapter 122 of the General Laws, as appearing in the  
55 2006 Official Edition, is hereby amended by striking out, in line 8, the words “,with  
56 the approval of the superintendent and trustees,”.

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58 SECTION 16. Section 4 of said chapter 122 is hereby repealed.

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60 SECTION 17. Section 7 of said chapter 122, as appearing in the 2006 Official  
61 Edition, is hereby amended by striking out, in lines 8-12, the words “; provided  
62 that so much of any monies so paid to the state treasurer as may be necessary to  
63 reimburse the trustees for any sum due for the support of the person by whom or  
64 for whose benefit such money was originally deposited shall be credited to said  
65 trustees for that purpose”.

66

67 SECTION 18. Section 8 of said chapter 122, as so appearing, is hereby amended  
68 by striking out, in lines 4-6, the words “and a representative of the trustees  
69 designated by them acting as a special board for said purpose”.

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71 SECTION 19. Said section 8 of said chapter 122, as so appearing, is hereby  
72 amended by striking out, in line 7, the word “board” and inserting in place thereof  
73 the following word:- superintendent.

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75 SECTION 20. Said section 8 of said chapter 122, as so appearing, is hereby further  
76 amended by striking out, in line 12, the word “board” and inserting in place  
77 thereof the following words:- the superintendent.

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79 SECTION 21. Said section 8 of said chapter 122, as so appearing, is hereby further  
80 amended by striking out, in lines 16 and 17, the words “both members of the  
81 board” and inserting in place thereof the following word:- superintendent.

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83 SECTION 22. Section 9 of said chapter 122, as so appearing, is hereby amended  
84 by striking out, in line 5, the word “trustees” and inserting in place thereof the  
85 following word:- superintendent.

86

87 SECTION 23. Said section 9 of said chapter 122, as so appearing, is hereby further  
88 amended by striking out, in line 6, the word “their” and inserting in place thereof  
89 the following word: - his.

90

91 SECTION 24. Said section 9 of said chapter 122, as so appearing, is hereby further  
92 amended by striking out, in line 6, the word “them” and inserting in place thereof  
93 the following words: - the commonwealth.

94

95 SECTION 25. Said section 9 of said chapter 122, as so appearing, is hereby further  
96 amended by striking out, in lines 6-9, the words “except so much as in excess of  
97 the amount due the commonwealth for the support of such patients, and such  
98 bank or trust company shall thereupon pay to the trustees the amount so  
99 requested.”

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101 SECTION 26. Section 10 of said chapter 122 is hereby repealed.

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103 SECTION 27. Section 14 of said chapter 122, as appearing in the 2006 Official  
104 Edition, is hereby amended by striking out, in line 7, the words “and the trustees”.

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106 SECTION 28. Section 15 of said chapter 122, as so appearing, is hereby amended  
107 by striking out, in line 1, the words “, with the consent of the trustees,”.

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109 SECTION 29. Said section 15 of said chapter 122, as so appearing, is hereby further  
110 amended by striking out, in line 4, the words “and trustees”.