

SOUTHEASTERLY by a portion of land now or formerly of Mary R. E. Young, 86.50 feet;
 SOUTHWESTERLY by lot B as shown on plan hereinafter referred to, 50.67 feet;
 NORTHWESTERLY by a portion of land now or formerly of Martha J. Kosmas, 86.50 feet.

Said Parcel B is bounded and described as follows: —

NORTHEASTERLY: by Lot A, as shown on a plan herein referred to, 50.67 feet;
 SOUTHEASTERLY: by land now or formerly of Mary R. E. Young, 73.04 feet;
 SOUTHWESTERLY: by land now or formerly of the City of Lynn, 50.34 feet;
 NORTHWESTERLY: by land now or formerly of Martha J. Kosmas, 71.49 feet.

Be all of said measurements more or less.

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

Approved August 9, 1973.

Chap. 596. AN ACT PROVIDING FOR THE NON-CRIMINAL DISPOSITION OF BICYCLE LAW VIOLATIONS.

Be it enacted, etc., as follows:

Chapter 85 of the General Laws is hereby amended by inserting after section 11B the following section: —

Section 11C. Every city and town shall provide a non-criminal ticketing procedure against violators of the provisions of sections eleven A and eleven B and of any rule, regulation, ordinance or by-law of the city or town regulating the registration, equipment and operation of bicycles.

A police officer taking cognizance of any such violation may request the offender to state his true name and address. Whoever, upon such request, refuses to state his name and address, or states a false name and address or a name and address which is not his name and address in ordinary use, shall be punished by a fine of not less than twenty nor more than fifty dollars. Any such offender so refusing to state his name and address may be arrested without a warrant, but no person shall be arrested without a warrant for any other such violation.

Every police officer who takes cognizance of such violations may give the offender a notice, which shall be in tag form, as provided in this section, to appear before the clerk of the district court having jurisdiction, at any time during office hours, not later than twenty-one days after the date of such violation. If the offender is under sixteen years of age, the officer may give such notice to the parent or guardian of the offender. All tags shall be prepared in triplicate and shall be prenumbered.

Said tag shall contain but shall not be limited to the following

information: the registration number of the bicycle, if any; the name and address of the offender, if served with notice in hand at the time of such violation; the date, time, place and nature of the violation; the amount of the fine; instructions for the return of the tag; and a notice which reads as follows: — This notice may be returned by mail, personally, or by authorized person, and if properly returned shall be deemed non-criminal. A court hearing may be obtained upon the written request of the offender. Failure to obey this notice within twenty-one days after the date of the violation will result in the offender's appearance in court on a criminal complaint. Such notice shall be signed by the officer, and shall be signed by the offender whenever practicable in acknowledgment that the notice has been received. The officer shall, if possible, deliver to the offender at the time and place of the violation a copy of said notice. Whenever it is not possible to deliver a copy of said notice to the offender at the time and place of violation, said copy shall be mailed or delivered by the officer, or by his commanding officer or any person authorized by said commanding officer to the offender's last known address. The mailing of such notice by the officer, his commanding officer or the person so authorized, to the said offender shall be deemed a sufficient notice, and a certificate of the officer or person stating that such notice has been mailed in accordance with this section shall be deemed prima facie evidence thereof, and shall be admissible in any court of the commonwealth as to the facts contained therein.

At or before the completion of each tour of duty, the officer shall give to his commanding officer those copies of each notice of such a violation taken cognizance of during such tour. Said commanding officer shall retain and safely preserve one of such copies and shall at a time no later than the beginning of the next court day after receipt of such notice deliver another of such copies to the clerk of the court before whom the offender has been notified to appear. The clerk of each district court shall maintain a separate docket of all such notices to appear.

Any person notified to appear before the clerk of a district court, as provided herein, may appear before such clerk and confess the offense charged, either personally or through an agent duly authorized in writing, or by mailing to such clerk the notice accompanied by the fine provided therein, such payment to be made only by postal note, money order or check made out to the clerk of the court. Returning the notice to the clerk of court and payment of the fine established shall operate as a final disposition of the case. Proceedings under this section shall not be deemed criminal; and no person notified to appear before the clerk of a district court as provided herein shall be required to report to any probation officer, and no record of the case shall be entered in the probation records.

If any person notified to appear before the clerk of the district court fail to appear or, having appeared, desire not to avail himself of the benefits of the procedure established by this section, the clerk shall, as soon as may be, notify the officer concerned, who

shall forthwith make a complaint against the offender and follow the procedure established for criminal cases. If any person fails to appear in accordance with the summons issued upon such complaint, the clerk shall send such person by registered mail, return receipt requested, a notice that the complaint is pending and that if the person fails to appear within twenty-one days from the mailing of such notice, a warrant for his arrest will be issued. If any person fails to appear within twenty-one days from the mailing of such notice the court shall issue a warrant for his arrest. The notice to appear, provided herein, shall be printed in such form as the chief justice of the municipal court of the city of Boston may prescribe for said court, and as the chief justice of the district courts may prescribe for district courts other than said municipal court; provided however that any city or town may request that the notice prepared for said city or town pursuant to section twenty A or section twenty C of chapter ninety be so revised or adapted that said notice may also be used for the notice provided for in this section.

All fines collected pursuant to this section shall be used by the respective cities and towns for the development and implementation of bicycle programs.

Approved August 9, 1973.

Chap. 597. AN ACT PROVIDING A CERTAIN PENSION FOR THE WIDOW OF THE LATE JUDGE SOCRATES GEANACOPOULOS, SPECIAL JUSTICE OF THE DISTRICT COURT OF SPRINGFIELD.

Be it enacted, etc., as follows:

Notwithstanding the provisions of any general or special law to the contrary, the widow of the late Judge Socrates Geanacopoulos, special justice of the district court of Springfield, shall be paid such pension as she would have been eligible to receive under the provisions of section sixty-five C of chapter thirty-two of the General Laws, had said Judge Socrates Geanacopoulos been eligible for retirement under the provisions of section sixty-five B of said chapter thirty-two as of the date of his death, and such pension payable to said widow shall be effective retroactively to the date of death of said judge.

Approved August 9, 1973.

Chap. 598. AN ACT FURTHER REGULATING THE SALE OF EYEGLASSES AND SUNGLASSES.

Be it enacted, etc., as follows:

Chapter 270 of the General Laws is hereby amended by striking out section 1A, inserted by section 1 of chapter 471 of the acts of 1970, and inserting in place thereof the following section: —
Section 1A. No person shall distribute, sell or deliver any eye-