

HOUSE No. 2172

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, March 12, 1952.

The committee on Cities, to whom was referred the petition (accompanied by bill, House, No. 1650) of Bernard M. Lally for legislation to empower the mayor of the city of Boston to appoint the police commissioner and the licensing board for said city, report the accompanying bill (House, No. 2172).

For the committee,

BERNARD M. LALLY.

Representative BRENNAN of Boston dissenting.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Fifty-Two.

AN ACT EMPOWERING THE MAYOR OF BOSTON TO MAKE
CERTAIN MUNICIPAL APPOINTMENTS, SUBJECT TO AP-
PROVAL OF CITY COUNCIL.

*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 291 of the acts of 1906 is
2 hereby amended by striking out section 7, as amended
3 by section 1 of chapter 377 of the acts of 1938, and
4 inserting in place thereof the following: —

5 *Section 7.* Upon the expiration of the term of the
6 present police commissioner of the city of Boston the
7 appointment of police commissioner for said city shall
8 thereupon and thereafter be made by the mayor of
9 said city, subject to approval by the city council.
10 Such police commissioner shall not engage in any
11 other business and shall be sworn to the faithful per-
12 formance of the duties of his office before entering
13 upon the same. Such police commissioner shall be
14 subject to removal by the mayor at his pleasure.

1 SECTION 2. This act and all amendments thereto,
2 setting up a licensing board for the city of Boston, the
3 members of which are appointed by the governor, are
4 hereby repealed, and all the powers and jurisdiction
5 of said board are hereby transferred to the licensing

6 division of the office of mayor in the city of Boston.
7 The present incumbents of the licensing board of said
8 city shall upon the expiration of their present term be
9 subject to the provisions of this section. The re-
10 moval of members of the licensing board appointed by
11 a mayor of the city of Boston shall be at the pleasure
12 of the mayor.

1 SECTION 3. Nothing contained in this act shall
2 affect in any way the rights, tenure or status of any of
3 the persons presently employed in either of said de-
4 partments.

1 SECTION 4. There shall be placed on the official
2 ballot at the next regular city election in the city of
3 Boston the following questions: — (1) “Shall an act
4 passed by the general court in the year nineteen hun-
5 dred and fifty-two providing for the appointment of
6 the police commissioner by the mayor, be accepted?”
7 (2) “Shall an act passed by the general court in the
8 year nineteen hundred and fifty-two providing for the
9 appointment of a licensing board by the mayor, be
10 accepted?” If a majority of the votes on either of
11 these questions is in the affirmative then the pro-
12 visions of this act pertaining thereto shall take full
13 effect, but not otherwise.

