

HOUSE No. 2111

Appendix K of House, No. 2100.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Thirty-Eight.

AN ACT ESTABLISHING A DIVISION OF CITIZENSHIP FOR THE PURPOSE OF ELIMINATING THE ACTIVITIES OF PERSONS SEEKING THE OVERTHROW OF THE AMERICAN FORM OF GOVERNMENT.

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 four of chapter fifteen, as ap-
2 pearing in the Tercentenary Edition, is hereby
3 amended by inserting after the word "Americaniza-
4 tion", in the sixth line, the following:— a division
5 of citizenship, — so that said section four will read
6 as follows:— *Section 4.* The commissioner shall be
7 the executive and administrative head of the depart-
8 ment. He shall have charge of the administration
9 and enforcement of all laws, rules and regulations
10 which it is the duty of the department to administer
11 and enforce, and shall be chairman of the board.
12 He shall organize in the department a division of
13 public libraries, a division of immigration and Ameri-
14 canization, a division of citizenship, a division of the
15 blind and such other divisions as he may determine.

16 Each division shall be in charge of a director and shall
17 be under the general supervision of the commissioner.
18 Nothing in this chapter shall be construed as affect-
19 ing the powers and duties of the trustees of the
20 Massachusetts state college as set forth in chapter
21 seventy-five.

1 SECTION 2. Said chapter fifteen is hereby further
2 amended by adding after section twelve, as so ap-
3 pearing, the following new section under the caption
4 DIVISION OF CITIZENSHIP:—

5 *Section 12A.* The division of citizenship shall con-
6 sist of a director, at such salary as the governor and
7 council may determine, and an advisory board of six
8 members who shall serve without compensation.
9 Upon the expiration of the term of office of a director,
10 or of a member of the advisory board, his successor
11 shall be appointed for five years by the governor,
12 with the advice and consent of the council. Said
13 director and members of the advisory board shall be
14 reimbursed for expenses necessarily incurred in the
15 performance of their duties.

1 SECTION 3. Chapter sixty-nine of the General
2 Laws, as appearing in the Tercentenary Edition, is
3 hereby amended by adding after section eleven the
4 following new section:—

5 *Section 11A.* The director of the division of citi-
6 zenship with the approval of the advisory board
7 thereof shall, consistent with law, collect complete
8 information relating to the activities of persons and
9 organizations advocating, advising, counseling or
10 inciting the overthrow by force or violence of the gov-
11 ernment of the commonwealth or of the United States

12 or whose activities of such a nature are directed or
13 controlled from without the United States and shall
14 employ such methods, consistent with law, as in its
15 judgment will keep the public informed relative to
16 such activities. For the above purposes, the division
17 may co-operate with other officers and departments
18 of the commonwealth and with all public agencies,
19 federal, state and municipal, both within or without
20 the commonwealth. It may require the attendance
21 and testimony of witnesses and the production of
22 books and documents relating to the matter under
23 investigation and may bring to the attention of any
24 court authorized by law to naturalize aliens facts
25 showing such activities by aliens seeking naturaliza-
26 tion. The division shall report to the attorney gen-
27 eral or to a district attorney such facts as may be
28 collected tending to prove violation or attempts to
29 violate the provisions of section eleven of chapter two
30 hundred and sixty-four.

