

Chap. 336 AN ACT PROVIDING FOR THE PERMANENT MAINTENANCE BY THE COMMONWEALTH OF THE MOUNT GREYLOCK WAR MEMORIAL UNDER THE GREYLOCK RESERVATION COMMISSION, AND PLACING SAID COMMISSION UNDER THE GOVERNOR AND COUNCIL.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 6, § 17, etc., amended.

SECTION 1. Section seventeen of chapter six of the General Laws, as most recently amended by section one of chapter one hundred and twenty of the acts of the current year, is hereby further amended by striking out the word "and" in the eighth line and inserting in place thereof a comma, and by inserting after the word "library" in the same line the words: — and the Greylock reservation commission, — so as to read as follows: — *Section 17.* The armory commissioners, the art commission, the commission on administration and finance, the commissioner of state aid and pensions, the commissioners on uniform state laws, the public bequest commission, the state ballot law commission, the board of trustees of the Soldiers' Home in Massachusetts, the milk regulation board, the alcoholic beverages control commission, the trustees of the state library and the Greylock reservation commission shall serve under the governor and council, and shall be subject to such supervision as the governor and council deem necessary or proper.

Officers, etc., serving under governor and council.

G. L. (Ter. Ed.), 6, new sections 46 and 47, added.

SECTION 2. Said chapter six is hereby amended by adding after section forty-five, inserted therein by section two of said chapter one hundred and twenty, the following two new sections, under the heading, GREYLOCK RESERVATION COMMISSION: — *Section 46.* The Greylock reservation commission, established by chapter five hundred and forty-three of the acts of eighteen hundred and ninety-eight, in this and the following section called the commission, shall continue to serve as an unpaid commission, consisting of three persons, all of whom shall be residents of the county of Berkshire. As the term of a member expires, the governor shall, with the advice and consent of the council, appoint his successor for a term of six years.

Greylock reservation commission.

Powers and duties respecting Mount Greylock War Memorial, etc.

Section 47. In addition to the powers and duties vested in the commission by said chapter five hundred and forty-three, it shall have full authority, subject to the approval of the governor and council, permanently to care for, protect and maintain, on behalf of the commonwealth, the Mount Greylock War Memorial, constructed by the Mount Greylock War Memorial Commission under the provisions of chapter four hundred and eleven of the acts of nineteen hundred and thirty. The cost of maintenance of said memorial, together with its adjacent grounds, comprising a radius of two hundred and eighty feet, of which the memorial structure is the centre point, shall be borne by the commonwealth. The necessary expense for the care

and maintenance of the remainder of the Greylock state reservation shall continue to be borne by the county of Berkshire as provided in said chapter five hundred and forty-three.

SECTION 3. Nothing herein shall affect the tenure of the members of said commission as constituted on the effective date of this act, which shall take effect as of June first in the current year.

Application
of act to
existing
commission.

Approved July 18, 1933.

AN ACT PROVIDING FOR THE REMOVAL AND PUNISHMENT OF
BANK OFFICERS WHO PERSIST IN IMPROPER PRACTICES.

Chap. 337

Be it enacted, etc., as follows:

Chapter one hundred and sixty-seven of the General Laws is hereby amended by striking out section five, as appearing in the Tercentenary Edition thereof, and inserting in place thereof the following:— *Section 5.* If, in the opinion of the commissioner, any officer of any bank, including a director or trustee thereof, shall have continued to violate any law relating to such bank or shall have continued unsafe or unsound practices in conducting the business of such bank or shall have used his official position in a manner contrary to the interests of such bank or its depositors or shall have been negligent in the performance of his duties, after having been warned in writing by the commissioner to discontinue any such delinquency, the commissioner shall certify the facts to a board composed of the state treasurer, the attorney general and the commissioner of corporations and taxation. In such event the board shall cause notice to be served on such officer, director or trustee to appear before such board, to show cause why he should not be removed from office. A copy of such notice shall be sent by registered mail to each officer, director or trustee of the bank affected. If, after granting the officer, director or trustee so summoned a reasonable opportunity to be heard, the said board finds that he has continued to be guilty of any such delinquency, the said board in its discretion, may order that such officer, director or trustee be removed from office and from all participation in the management of such bank. Copies of such order shall be served upon the delinquent officer and upon such bank, whereupon such officer shall cease to be an officer of such bank and shall no longer participate in any way in the management thereof; provided, that such order and the findings of fact upon which it is based shall not be made public or disclosed to any one except the delinquent officer and the other officers, directors and trustees of such bank, otherwise than in the course of any judicial proceeding under this section. The board shall thereupon transmit to the attorney general a transcript of the evidence and findings, and the attorney general shall, on behalf of the commonwealth, institute such proceedings as he may deem

G. L. (Ter.
Ed.), 167, § 5,
amended.

Commissioner
of banks may
prosecute viola-
tions of bank-
ing laws by
officers of
banks.