

HOUSE No. 159

By Mr. Gallup of Cambridge, petition of John H. Sherburne for legislation to authorize the Adjutant General to accept for military purposes on behalf of the Commonwealth gifts of real and personal property. Military Affairs and Public Safety.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Forty-Three.

AN ACT AUTHORIZING THE ADJUTANT GENERAL TO ACCEPT FOR MILITARY PURPOSES, ON BEHALF OF THE COMMONWEALTH, GIFTS OF REAL AND PERSONAL PROPERTY.

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 thirty-three of the General
2 Laws, as appearing in section one of chapter four
3 hundred and twenty-five of the acts of nineteen hun-
4 dred and thirty-nine, is hereby amended by inserting
5 after section one hundred and four, as so appearing,
6 the following new section: — .

7 *Section 104A.* The adjutant general, with the
8 approval of the governor and council, may accept on
9 behalf of the commonwealth any grant or devise of
10 real estate, or any gift or bequest of personal property,
11 to or for the use of the military forces of the common-
12 wealth, and shall forthwith transfer any money or
13 securities so received to the state treasurer who shall

14 administer the same as provided in section seventeen
15 A of chapter ten. Any deed conveying real estate
16 shall be approved as to form by the attorney general.

1 SECTION 2. Chapter ten of the General Laws is
2 hereby amended by adding after section seventeen,
3 as amended by section one of chapter one hundred
4 and ninety-four of the acts of nineteen hundred and
5 forty-one, the following new section: —

6 *Section 17A.* The state treasurer shall receive all
7 funds given to the commonwealth for the use of the
8 military forces as provided in section one hundred and
9 four A of chapter thirty-three. The said funds, if in
10 cash, shall be invested safely by the state treasurer,
11 or, if in securities, he may hold them in their original
12 form or, upon the approval of the governor and
13 council, sell them and reinvest the proceeds in securi-
14 ties which are legal investments for the common-
15 wealth sinking funds. Upon the request of the adju-
16 tant general, approved by the governor and council,
17 he shall expend such funds or any part thereof for the
18 use of the military forces of the commonwealth. He
19 shall be held responsible for the faithful management
20 of said funds in the same manner as for other funds
21 held by him in his official capacity.