

# HOUSE . . . . No. 534

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By Mr. Jenness of Quincy, petition of William W. Jenness for legislation relative to providing further exemptions from the operation of the law concerning transient vendors. Taxation.

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## The Commonwealth of Massachusetts

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

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### AN ACT PROVIDING FURTHER EXEMPTIONS FROM THE OPERATION OF THE LAW CONCERNING TRANSIENT VENDORS.

*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 2 of chapter 101 of the General Laws is  
2 hereby amended by adding in the second line, after the  
3 words "commercial travelers", the following new  
4 words:— or by one licensed either as a common  
5 victualer or innkeeper, — and by adding in the  
6 seventh line, after the word "trade", the following new  
7 words:— or upon whom a corporate franchise tax has  
8 been levied, — so that said section shall read as fol-  
9 lows:— *Section 2.* The provisions of this chapter  
10 relative to transient vendors shall not apply to sales by  
11 commercial travelers, or by one licensed either as a  
12 common victualer or innkeeper, or by selling agents to  
13 dealers in the usual course of business, or to bona fide  
14 sales of goods, wares or merchandise by sample for  
15 future delivery, or to sales of goods, wares or merchan-

16 dise by any person, whether principal or agent, who  
17 engages in temporary or transient business in any  
18 town in which taxes have been assessed upon his stock  
19 in trade or upon whom a corporate franchise tax has  
20 been levied during the current year, or to hawkers and  
21 peddlers as defined in section thirteen, nor shall they  
22 affect the right of any town to pass ordinances or by-  
23 laws authorized by law relative to transient vendors.  
24 No transient vendor shall be relieved or exempted from  
25 the provisions and requirements of this chapter rela-  
26 tive to transient vendors by reason of associating him-  
27 self temporarily with any local dealer, trader or  
28 merchant, or by conducting such temporary or tran-  
29 sient business in connection with or as a part of the  
30 business of, or in the name of any local dealer, trader  
31 or merchant.