

The Commonwealth of Massachusetts

MEMORANDUM OF COMMISSIONER OF CORPORATIONS AND TAXATION WITH RESPECT TO PETITION OF A. FREDERICK RICHARD RELATIVE TO AUTHORIZING THE FORMATION WITH CAPITAL STOCK OF A CERTAIN CORPORATION TO BE KNOWN AS WENDELL P. CLARK MEMORIAL ASSOCIATION.

JUNE 7, 1948.

To the Honorable House Committee on Rules:

The above named petition was transmitted to me by the Clerk of the House Committee on Rules on June 7, 1948, with a request for a memorandum.

In my opinion the petition fails to comply with the requirements of General Laws, Chapter 3, Section 7. It seems clear from the petition and bill taken together, however, that the object sought cannot be accomplished under the General Laws.

If an exception is to be made to the general policy adopted by the Legislature in 1947 under Chapter 559 of that year, in my opinion the present bill should be reworded to validate action heretofore taken to form a corporation under the name of Wendell P. Clark Memorial Association and subject to the provisions regulating the capital stock of charitable corporations as in effect prior to the 1947 amendment.

Respectfully yours,

HENRY F. LONG,

Commissioner of Corporations and Taxation.

By Mr. Vaughan of Belmont, petition of A. Frederick Richard relative to authorizing the formation with capital stock of a certain charitable corporation to be known as Wendell P. Clark Memorial Association. Rules (concurrently).

The Commonwealth of Massachusetts

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

AN ACT AUTHORIZING THE FORMATION OF A CERTAIN CHARITABLE CORPORATION WITH CAPITAL STOCK.

1 *Whereas*, One of the principal purposes of this act
2 is to make its provisions effective without delay and
3 this purpose cannot be achieved except by means of
4 an emergency law, therefore this act is hereby de-
5 clared to be an emergency law, necessary for the
6 immediate preservation of the public convenience.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Notwithstanding the provisions of section three of
2 chapter one hundred and eighty of the General Laws,
3 as amended by chapter five hundred and fifty-nine of
4 the acts of nineteen hundred and forty-seven, a cor-
5 poration, under the name of Wendell P. Clark Memo-
6 rial Association, with capital stock may be formed
7 under said chapter one hundred and eighty, subject
8 otherwise to the provisions thereof.