

# SENATE . . . . No. 445

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To accompany the petition of Alfred B. Cenedella, Jr., for legislation relative to the Alcoholic Beverages Control Commission. State Administration.

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## The Commonwealth of Massachusetts

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

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AN ACT ABOLISHING THE OFFICES OF THE MEMBERS OF THE ALCOHOLIC BEVERAGES CONTROL COMMISSION AND ESTABLISHING IN PLACE THEREOF A COMMISSIONER AND AN ADVISORY BOARD.

*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 6 of the General Laws is  
2 hereby amended by striking out section 43, as most  
3 recently amended by chapter 785 of the acts of 1950,  
4 and inserting in place thereof the following section:—  
5 *Section 43.* There shall be a commission to be  
6 known as the alcoholic beverages control commission,  
7 to consist of a commissioner, to be appointed by the  
8 governor, with the advice and consent of the council,  
9 for a term of five years, and an advisory board of five  
10 members, of whom one shall represent retail licensees,  
11 and one shall represent wholesale licensees, as defined  
12 in chapter one hundred and thirty-eight, one shall  
13 represent city licensing authorities, one shall represent  
14 town licensing authorities, and one shall represent the

15 public and shall be directly or indirectly interested in  
16 or connected with any business concerning alcoholic  
17 beverages, who shall advise and consult with the  
18 commissioner. The members of said advisory board  
19 shall be appointed in like manner, and for like terms.  
20 Not more than three of such members shall be mem-  
21 bers of the same political party. The commissioner  
22 shall receive such salary, not to exceed twelve thousand  
23 dollars, as the governor and council may fix. The  
24 members of the board shall serve without compensa-  
25 tion, but each member may be reimbursed for neces-  
26 sary travel and other expenses incurred by him in the  
27 discharge of his official duties, but said expenses shall  
28 not exceed in the aggregate the sum of five thousand  
29 dollars per year.

30 The governor shall, from time to time, designate  
31 one of the members of the advisory board to act as  
32 chairman. He may, with the advice and consent of  
33 the council, remove the commissioner and any board  
34 members, and fill, in like manner, any vacancy for the  
35 remainder of the unexpired term.

1 SECTION 2. Wherever, in the General Laws or  
2 any special act, reference is made to any action,  
3 powers or duties of the commission, meaning the  
4 alcoholic beverages control commission, it shall mean  
5 the commissioner.