

HOUSE No. 1962

By Mr. Kaplan of Brookline, petition of Bernerd I. Kaplan for legislation to prohibit the practice of law by real estate brokers and constables. The Judiciary.

The Commonwealth of Massachusetts

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

AN ACT PROHIBITING THE PRACTICE OF LAW BY REAL ESTATE BROKERS AND CONSTABLES.

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

1 Chapter 221 of the General Laws is hereby amended by strik-
2 ing out section 45, as appearing in the Tercentenary Edition,
3 and inserting in place thereof the following section: —

4 *Section 45.* A sheriff, deputy sheriff, constable **or real estate**
5 **broker** who appears in court as attorney for any party to a
6 suit, or draws, makes or fills out a writ, declaration, plea or
7 process for such party, or, with intent to procure himself to be
8 employed in the collection of a demand, or in any manner to
9 make gain or profit therefrom, advises, counsels or encourages a
10 person, directly or indirectly, to commence a suit or process,
11 **or otherwise engages in the practice of law**, shall forfeit
12 fifty dollars. **The drawing of a purchase and sale agree-**
13 **ment shall constitute a practice of law within the mean-**
14 **ing of this section.**

