

# HOUSE . . . . No. 994

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## The Commonwealth of Massachusetts.

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HOUSE OF REPRESENTATIVES, Feb. 8, 1927.

The committee on Bills in the Third Reading, to whom was referred the Bill relative to interest on funds held by county officials (House, No. 38), report recommending that the same be amended by the substitution of the accompanying bill (House, No. 994).

For the committee,

THOMAS R. BATEMAN.

## The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Twenty-Seven.

An Act relative to Interest on Funds held by Certain  
County Officers.

*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. Section twenty-two of chapter  
2 thirty-five of the General Laws is hereby amended  
3 by adding at the end thereof the following: — ;  
4 provided, that interest accruing on the deposit as  
5 aforesaid of any money paid to any official men-  
6 tioned in this section which is so paid under order  
7 of a court or which is otherwise subject to the  
8 direction of a court shall, if the court so directs,  
9 be paid to the parties entitled to the principal fund  
10 of such deposit, — so as to read as follows: — *Sec-*  
11 *tion 22.* Except as otherwise provided, county  
12 treasurers, clerks of the courts, clerks of district  
13 courts, sheriffs and masters of jails and houses of  
14 correction, probation officers, registers of probate  
15 and insolvency and registers of deeds, having more  
16 money in their hands than is required for immediate  
17 use, shall deposit it, in their official names, in  
18 national banks or trust companies in the common-  
19 wealth at the best practicable interest rates, which  
20 interest shall be paid to the county, except that  
21 interest accruing to deposits by registers of pro-

22 bate shall be paid to the commonwealth; provided,  
23 that interest accruing on the deposit as aforesaid  
24 of any money paid to any official mentioned in this  
25 section which is so paid under order of a court or  
26 which is otherwise subject to the direction of a  
27 court shall, if the court so directs, be paid to the  
28 parties entitled to the principal fund of such de-  
29 posit.

1 SECTION 2. Said chapter thirty-five is hereby  
2 further amended by striking out section twenty-  
3 three and inserting in place thereof the following:—

4 *Section 23.* Money paid into the courts in any  
5 county shall, if possible, be placed at interest by  
6 the clerks thereof, and the interest shall be avail-  
7 able for the uses of the county, unless the court  
8 directs it to be paid to the parties to the litigation  
9 in connection with which such money was paid into  
10 court. All interest in the custody of any clerk of  
11 said courts not directed to be paid as aforesaid,  
12 remaining after payment by order of the court of  
13 the principal fund to parties litigant entitled  
14 thereto, shall annually be paid, if the court is in  
15 Suffolk county, to the collector of the city of Bos-  
16 ton on January thirty-first, or, if the court is in any  
17 other county, to the county treasurer of said county  
18 between January first and tenth, to be used for  
19 general county purposes.

