

HOUSE No. 1065

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, March 1, 1927.

The committee on Banks and Banking, to whom was referred the petition (accompanied by bill, House, No. 374) of Charles M. Rogerson that the establishment of branch offices of trust companies be regulated, report the accompanying bill (House, No. 1065).

For the committee,

OWEN A. GALLAGHER.

Senators THAYER, WEBBER, SHUEBRUK and KINCAIDE, and Representatives THOMAS of Fall River, POWER of Winthrop and CROSBY of Brookline, dissenting.

The Commonwealth of Massachusetts

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

An Act to regulate the Establishment of Branch Offices of
Trust Companies.

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 one hundred and seventy-two
2 of the General Laws is hereby amended by striking out
3 section forty-five and inserting in place thereof the
4 following:—

5 *Section 45.* The board of bank incorporation may
6 authorize in writing any such corporation to maintain
7 one or more branch offices which shall be in the town
8 where its main office is located, except that said board
9 may authorize in writing any such corporation to main-
10 tain, under such restrictions and regulations as it may
11 impose, not more than one branch office in any town
12 adjoining that in which its main office is located, pro-
13 vided that no other such corporation is maintaining an
14 office therein. No such corporation shall maintain a
15 branch office except as provided in this and the two
16 following sections.

1 SECTION 2. Section forty-four of chapter one hundred
2 and seventy-two of the General Laws, as amended by
3 chapter two hundred and ninety-two of the acts of
4 nineteen hundred and twenty-two, is hereby further

5 amended by inserting after the word "company" in the
6 third line the words:— whose main office is located in
7 another town. No trust company shall be merged in or
8 consolidated with another trust company whose main
9 office is located in the same town,— so as to read as
10 follows:— *Section 44.* No trust company shall be
11 merged in or consolidated with another trust company
12 whose main office is located in another town. No trust
13 company shall be merged in or consolidated with another
14 trust company whose main office is located in the same
15 town except with the written approval of the commis-
16 sioner and under the provisions of sections forty-two
17 and forty-six of chapter one hundred and fifty-six,
18 which are hereby made applicable to the sale or ex-
19 change of all the property and assets, including the good
20 will and corporate franchise, of a trust company. The
21 charter of a trust company the business of which shall,
22 on or after July first, nineteen hundred and twenty-
23 two, be consolidated or merged with, or absorbed by,
24 another bank or trust company, shall be void except for
25 the purpose of discharging existing obligations and
26 liabilities.

