

**Chap. 92.** AN ACT AUTHORIZING CERTAIN BANKING ASSOCIATIONS AND CORPORATIONS TO ESTABLISH COLLECTIVE INVESTMENT FUNDS FOR CERTAIN TEMPORARY INVESTMENTS.

*Whereas*, The deferred operation of this act would tend to defeat its purpose, which is to allow forthwith for investments in short-term common trust funds by certain banking associations and corporations, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

*Be it enacted, etc., as follows:*

Chapter 167 of the General Laws is hereby amended by inserting after section 54D the following section:-

*Section 54E.* Any association or corporation authorized to do a banking business and to exercise trust powers in the commonwealth while acting as a fiduciary is authorized to establish a collective investment fund for the purpose of providing for temporary investment of cash which it lawfully holds in such capacity. Any such collective investment fund shall be administered in accordance with a written declaration of trust which shall provide that if property is held by such corporation or association as a fiduciary together with a co-fiduciary or co-fiduciaries, such property may be invested in such collective investment fund only with the written consent of such co-fiduciary or co-fiduciaries, but that in no case shall any other notice or consent be required for the making of any such investment. An account of the administration of each such collective investment fund shall be prepared annually, shall be audited by an independent certified public accountant and a copy of such account and of the audit report thereon shall be made available to any interested party upon written request and, if any cash held for charitable purposes is invested in such collective investment fund, shall be filed with the attorney general, division of public charities. All expenses of the administration of such collective investment fund, including the cost of the annual audit, shall be borne by the fund, but the corporation or association shall absorb the costs of establishing any such collective investment fund.

*Approved April 5, 1977.*

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**Chap. 93.** AN ACT RELATIVE TO THE AUTHORITY OF SAVINGS BANKS TO ACCEPT DEPOSITS PURSUANT TO RETIREMENT PLANS AND INDIVIDUAL RETIREMENT ACCOUNTS.

*Whereas*, The deferred operation of this act would tend to defeat its purpose, which is, in part, to permit state chartered