

# HOUSE . . . . No. 1369

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## The Commonwealth of Massachusetts

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HOUSE OF REPRESENTATIVES, March 29, 1934.

The committee on Bills in the Third Reading, to whom was referred the Bill relative to the election of certain members of the Trustees of Tufts College (House, No. 1206), report recommending that the same be amended by the substitution of the accompanying bill (House, No. 1369).

For the committee,

PHILIP SHERMAN.

## The Commonwealth of Massachusetts

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In the Year One Thousand Nine Hundred and Thirty-Four.

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An Act relative to the Election of Certain Members of  
the Trustees of Tufts College.

*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. Ten of the members of the Trustees  
2 of Tufts College, incorporated by chapter one hundred  
3 and forty-one of the acts of eighteen hundred and  
4 fifty-two under the name of the Trustees of the Tufts  
5 College, and whose name was changed to its present  
6 one by section one of chapter seventy-two of the acts  
7 of eighteen hundred and sixty-seven, hereinafter  
8 called the corporation, shall, in the manner and for  
9 the terms hereinafter provided, be elected from the  
10 alumni of Tufts College and the alumnae of Jackson  
11 College for Women, hereinafter called the alumni, and  
12 the members so to be elected are hereinafter called  
13 the alumni members of the corporation.

1 SECTION 2. Any person who for ten years has  
2 held a degree from Tufts College, or from Jackson  
3 College for Women, conferred in regular course shall  
4 be eligible to be elected an alumni member of the  
5 corporation; provided, that at least seven of the ten  
6 alumni members of the corporation shall hold from

7 Tufts College or Jackson College for Women the first  
8 degree in arts and sciences.

1 SECTION 3. The ten alumni members of the corpo-  
2 ration shall be chosen either by the alumni acting di-  
3 rectly as a whole or by such representatives of the  
4 alumni as may be chosen members of a representative  
5 group, which group, if and so long as approved by  
6 the corporation, shall have power, acting for the  
7 alumni as a whole, to elect the alumni members of  
8 the corporation.

1 SECTION 4. In the event that the alumni members  
2 of the corporation are elected by the alumni acting as  
3 a whole, the procedure, except as otherwise herein  
4 provided, shall be as follows: The president and the  
5 secretary of the Tufts College Alumni Association,  
6 Inc. and the secretary of the corporation, acting as a  
7 committee, shall, on or before the first day of March  
8 in each year, send by mail to the last known address  
9 of each person qualified to vote for the alumni mem-  
10 bers of the corporation a notice calling for nomination  
11 of candidates. Such notice shall state the number of  
12 members to be elected, the qualifications necessary for  
13 membership, that to be counted all nominations must  
14 be received on or before the first day of April, and  
15 that each voter is entitled to name as many candi-  
16 dates as there are vacancies to be filled at the election.  
17 The committee, on or before the first day of May,  
18 shall canvass the returns for nominations, shall select  
19 to the number of twice the places to be filled the  
20 names of those receiving the largest number of votes  
21 who after notification have not declined to serve,  
22 and shall mail a ballot to each person entitled to vote.

23 Such ballot shall contain, in alphabetical order, the  
24 names selected as above, with blank places for voting  
25 as on the so-called Australian ballot, the degrees re-  
26 ceived by each candidate, with their dates, the occu-  
27 pation of each candidate, and the statement that to  
28 be counted all ballots must be signed by the voter  
29 and be in the hands of the committee on or before the  
30 first day of June. On or before the twelfth day of  
31 June the committee shall count the votes received  
32 and make and sign a report of the same in duplicate,  
33 and deliver one duplicate to the corporation and the  
34 other to the Tufts College Alumni Association, Inc.  
35 Such report shall state the number of votes cast for  
36 each candidate, and shall declare elected the candi-  
37 date or candidates having the highest number of  
38 votes for the several places to be filled.

39 Whenever the alumni members of the corporation  
40 are elected by the alumni as a whole by the method  
41 provided by this or the following section, all persons  
42 who for five years have held a degree from Tufts  
43 College or Jackson College for Women conferred in  
44 regular course, and all persons who have received  
45 from either of said colleges an honorary degree, shall  
46 be entitled to vote both on the nomination and the  
47 election ballots.

1 SECTION 5. The procedure provided by the pre-  
2 ceding section may be altered, and rules and regula-  
3 tions governing the method of nominating and elect-  
4 ing alumni members of the corporation may be  
5 adopted by the Tufts College Alumni Association,  
6 Inc., acting through its executive or other governing  
7 board or committee, and such rules and regulations  
8 shall become effective when a duly attested copy

9 thereof shall have been filed with the secretary of,  
10 and approved by, the corporation. Said rules and  
11 regulations may be amended at any time in the same  
12 manner in which they were originally adopted, and  
13 shall take effect as amended upon the filing of an  
14 attested copy thereof and its approval as aforesaid.  
15 Upon such approval of rules and regulations, or of any  
16 amendment thereto, the nomination and election of  
17 the alumni members of the corporation shall there-  
18 after be conducted in accordance therewith.

1 SECTION 6. In the event that the alumni shall  
2 delegate to a representative group, as provided by  
3 section three, the power to elect on their behalf  
4 alumni members of the corporation, the said repre-  
5 sentative group shall itself adopt such rules and  
6 regulations governing its procedure in the matter of  
7 their nomination and election as it may deem suit-  
8 able and proper, and such rules and regulations shall  
9 become effective when a duly attested copy thereof  
10 shall have been filed with the secretary of, and ap-  
11 proved by, the corporation. The said rules and regu-  
12 lations may be amended at any time by the then  
13 existing and approved representative group and such  
14 amendment shall become effective upon the filing of  
15 an attested copy thereof and its approval as hereinbe-  
16 fore provided.

1 SECTION 7. Nothing in any rules and regulations  
2 adopted hereunder, or in any amendment thereof,  
3 shall change the number of alumni members of the  
4 corporation, their terms of office, or their powers,  
5 rights and privileges.

1 SECTION 8. The alumni members of the corpora-  
2 tion serving at the time of the taking effect of this act,  
3 and the two members who have been or shall be elected  
4 by the alumni acting as a whole at the election held in  
5 the year nineteen hundred and thirty-four, shall serve  
6 through the terms for which they have been or shall be  
7 elected, and shall exercise all the powers and privileges  
8 possessed by the alumni members at the time of such  
9 taking effect. Such procedure, rules and regulations  
10 governing the nomination and election of the alumni  
11 members of the corporation which may be adopted as  
12 herein provided shall apply only to the nomination  
13 and election of their successors as the respective terms  
14 of those now serving, and of the two elected in the  
15 year nineteen hundred and thirty-four, shall expire.

1 SECTION 9. The term of service of each alumni  
2 member of the corporation elected in accordance with  
3 the provisions herein contained, shall, except in the case  
4 of filling a vacancy, commence on the first day of July  
5 in the year of the expiration of the term of the person  
6 whose place he or she is elected to fill, and shall con-  
7 tinue for five years. Any such member shall be eligible  
8 for re-election.

1 SECTION 10. In the event that a vacancy occur  
2 among the alumni members of the corporation, it shall  
3 be filled for the unexpired term by the method then  
4 in effect for electing such members, but in no event  
5 later than the next annual election. In filling vacan-  
6 cies among the life members of the corporation, no  
7 alumni member of the corporation shall be entitled to  
8 vote.

1 SECTION 11. Chapter two hundred and fifty-five  
2 of the acts of nineteen hundred and seven, section four  
3 of chapter six hundred and thirty-two of the acts of  
4 nineteen hundred and ten, and chapter one hundred  
5 and six of the Special Acts of nineteen hundred and  
6 nineteen, and all other acts and parts of acts inconsis-  
7 ent herewith, are hereby repealed.

1 SECTION 12. This act shall not take effect until it  
2 shall have been accepted by votes of the Trustees of  
3 Tufts College and of the Tufts College Alumni Asso-  
4 ciation, Inc., and copies of the respective votes of  
5 acceptance shall have been filed with the secretary of  
6 the commonwealth.

