

# HOUSE . . . . No. 1844

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Mr. Shattuck of Boston moves that this bill be substituted for the report of the committee on Cities, leave to withdraw, on the petition (accompanied by bill, House, No. 894) of Alexander Wheeler and others relative to the nomination and election of members of the school committee of the city of Boston and related matters. April 30.

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## The Commonwealth of Massachusetts

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In the Year One Thousand Nine Hundred and Forty-Five.

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AN ACT RELATIVE TO THE ADMINISTRATION OF THE  
SCHOOL DEPARTMENT OF THE CITY OF BOSTON.

*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 four hundred and eighty-  
2 nine of the acts of nineteen hundred and fourteen is  
3 hereby amended by striking out section one, as  
4 amended, and inserting in place thereof the following  
5 section: —

6 *Section 1.* The school committee of the city of  
7 Boston, in the year nineteen hundred and forty-two,  
8 and in each sixth year thereafter, shall elect a super-  
9 intendent of schools, who shall hold office for the  
10 term of six years from the first day of September in  
11 said year. The board of superintendents, as consti-  
12 tuted on December thirty-first, nineteen hundred and  
13 forty-five, shall continue to exist with the same  
14 powers and duties except as otherwise provided by

15 this act. In each year, beginning with the year  
16 nineteen hundred and forty-six, the school committee  
17 shall, on the nomination of the superintendent of  
18 schools, elect one assistant superintendent, to serve  
19 for the term of six years from the first day of Septem-  
20 ber in the year of his election. If a vacancy shall  
21 occur in the office of superintendent, the school com-  
22 mittee shall fill such vacancy for the unexpired term,  
23 and if a vacancy shall occur in the office of assistant  
24 superintendent the school committee, on the nomi-  
25 nation of the superintendent of schools, shall fill such  
26 vacancy for the unexpired term. The superintendent  
27 shall be the executive officer of the school committee  
28 in all matters pertaining to the powers and duties of  
29 the committee, with power to nominate to the com-  
30 mittee, for election or appointment by the committee,  
31 all other officials and employees of the committee,  
32 except the secretary of the school committee. The  
33 school committee shall fix the compensation of the  
34 superintendent and assistant superintendents and  
35 may remove them, or any of them, for cause.

36 The superintendent of schools shall assign to each  
37 assistant superintendent such duties as he may see  
38 fit, except the review of eligibility lists prepared by  
39 the board of examiners.

40 The superintendent and assistant superintendents  
41 and the business manager shall constitute a board, to  
42 be known as the board of superintendents. The  
43 superintendent shall, when present, preside at the  
44 meetings of said board. Said board shall have no  
45 executive or administrative powers, but shall act as  
46 an advisory board to the superintendent, and, when  
47 directed by the superintendent, as a trial board for  
48 employees of the school committee. No member of

49 the city council or of the school committee shall hold  
50 the office of superintendent or assistant superin-  
51 tendent, and no member of the city council shall be  
52 a member of the school committee.

1 SECTION 2. Chapter three hundred and eighteen  
2 of the acts of nineteen hundred and six is hereby  
3 amended by striking out section one, as amended by  
4 chapter one hundred and forty of the acts of nineteen  
5 hundred and twenty-six and by chapter two hundred  
6 and thirty-one of the acts of nineteen hundred and  
7 thirty-two, and inserting in place thereof the follow-  
8 ing section: —

9 *Section 1.* The school committee of the city of  
10 Boston shall choose a secretary, not of their own  
11 number, who shall be recording secretary of the  
12 school committee and the board of superintendents  
13 and shall perform such other duties as the committee  
14 shall prescribe, and who shall hold office until re-  
15 moved by the committee for cause.

16 Except as provided in section three of this act,  
17 said committee shall choose, upon the nomination of  
18 the superintendent of schools, a business manager,  
19 who shall hold office until removed by the committee  
20 for cause. Said committee may also choose, upon  
21 the nomination of the superintendent of schools, and  
22 may for cause remove, an acting business manager  
23 who shall serve only during the time that the business  
24 manager is absent or otherwise unable to act, and he  
25 shall during such time exercise all the powers and  
26 perform all the duties of said business manager.  
27 The committee may also choose, upon the nomina-  
28 tion of the superintendent of schools, and remove  
29 such other subordinate officers not specifically pro-

30 vided for by law as they may deem expedient. The  
31 business manager shall in writing approve and trans-  
32 mit to the auditor of said city all vouchers, pay rolls  
33 and other documents calling for the expenditure of  
34 money, together with summarized requisitions on  
35 said auditor, approved by the committee or by any  
36 authorized member thereof, and requesting said  
37 auditor to place said vouchers, pay rolls and other  
38 documents on his draft for payment by the treasurer  
39 of said city.

1 SECTION 3. The business manager of the school  
2 committee of the city of Boston in office on the  
3 effective date of this act shall continue to have and  
4 exercise all powers and duties conferred or imposed  
5 upon said officer, and nothing in this act shall, except  
6 as specifically provided, be deemed to affect in any  
7 manner the powers, duties, privileges and obligations  
8 of said business manager or of any officer or employee  
9 in his office upon said effective date.