

HOUSE . . . . . No. 2976

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**The Commonwealth of Massachusetts**

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HOUSE OF REPRESENTATIVES, March 24, 1961.

The committee on the Judiciary, to whom was referred the petition (accompanied by bill, House, No. 1594) of Edward J. McCormack, Jr., and Michael A. Nazzaro, Jr., relative to petitions in equity in the Superior Court by the Massachusetts Commission Against Discrimination, report the accompanying bill (House, No. 2976).

For the committee,

SUMNER Z. KAPLAN.

Representative HOWARD of Westminster dissenting.

## The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Sixty-One.

AN ACT AUTHORIZING A COMMISSIONER OF THE MASSACHUSETTS COMMISSION AGAINST DISCRIMINATION TO SEEK INJUNCTIVE RELIEF AGAINST PERSONS ACCUSED OF UNLAWFUL DISCRIMINATION.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 The second paragraph of section 5 of chapter 151B of the  
2 General Laws, as most recently amended by section 4 of chap-  
3 ter 426 of the acts of 1957, is hereby further amended by insert-  
4 ing after the third sentence the following three sentences:—  
5 After a determination of probable cause hereunder such com-  
6 missioner may also file a petition in equity in the superior court  
7 of the commonwealth within any county wherein the unlawful  
8 practice which is the subject of the complaint occurs or wherein  
9 any respondent resides or transacts business or within Suffolk  
10 county, seeking appropriate injunctive relief against such re-  
11 spondents or any of them, including orders or decrees restrain-  
12 ing and enjoining them from selling, renting, or otherwise making  
13 unavailable to the complainant, the housing accommodations  
14 with respect to which the complaint is made, pending the final  
15 determination of proceedings under this chapter; provided, how-  
16 ever, that no such injunctive relief, order or decree shall be  
17 granted except after hearing, no less than three days, notice of  
18 which shall be given to the respondent by the commissioner by  
19 registered mail to the respondents' last known business address,  
20 together with a copy of such petition. An affidavit of such  
21 notice shall forthwith be filed in the clerk's office. The court  
22 shall have power to grant such temporary relief or restraining  
23 orders and such final order or decree as it deems just and proper.