

The Commonwealth of Massachusetts

EXECUTIVE DEPARTMENT,
STATE HOUSE, BOSTON, May 26, 1965.

To the Honorable Senate and House of Representatives:

In Accordance with the provisions of Article LVI of the Amendments of the Constitution, I am returning herewith, Senate Bill No. 252 entitled "An Act providing that transcripts of stenographic notes of testimony in any judicial or administrative proceeding shall be admissible as evidence."

I recommend that the bill be amended by striking out all after the enacting clause and substituting therefor the following:

"Chapter 233 of the General Laws is hereby amended by inserting after section 80 a new section as follows: — Section 81. Transcripts from stenographic notes duly taken under authority of law in any administrative proceeding by a stenographer duly appointed for that purpose and sworn, when verified by the certificate of such stenographer, shall be admissible in any proceeding for judicial review of such administrative proceeding as evidence of the testimony therein whenever proof of such testimony is material; provided, however, not less than fourteen days prior to the trial of the action or suit notice shall be given to the opposing party who shall file within seven days of the receipt of notice any objections in detail as to the accuracy of the transcript. If the court finds the objections to have been made in bad faith or frivolous, it may require the objector to pay the costs incurred by the opponent including reasonable attorney's fees."

Respectfully submitted,

JOHN A. VOLPE,
Governor of the Commonwealth.

The Commission on . . .

Faint, illegible text of a report or document, possibly containing a list or detailed findings.

RECOMMENDATIONS

JOHN A. MOUL

Director of . . .