

[Similar Matter Filed During Past Session —
See Senate No. 851 of 1975]

SENATE No. 667

By Mr. DiCarlo, a petition (accompanied by proposal, Senate, No. 667) of Joseph J. C. DiCarlo and the Massachusetts Mayors Association, by Theodore D. Mann, president, for a legislative amendment to the Constitution to provide for the suspension of certain general laws for which reimbursement is not received by cities and towns. The Judiciary.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Seventy-Six.

PROPOSAL FOR A LEGISLATIVE AMENDMENT TO THE CONSTITUTION PROVIDING FOR THE SUSPENSION OF CERTAIN GENERAL LAWS FOR WHICH REIMBURSEMENT IS NOT RECEIVED BY CITIES AND TOWNS.

A majority of all the members elected to the Senate and House of Representatives, in joint session, hereby declares it to be expedient to alter the Constitution by the adoption of the following Article of Amendment, to the end that it may become a part of the Constitution [if similarly agreed to in a joint session of the next General Court and approved by the people at the state election next following]:

ARTICLE OF AMENDMENT.

Section 8 of Article 89 of the Amendments to the Constitution of the Commonwealth is hereby amended by inserting after the first paragraph the following paragraph: —

Any city or town may petition to the superior court alleging that with respect to any general laws under which such city or town is required to expend funds in anticipation of reimbursement by the Commonwealth the amount necessary for such reimbursement has not been included in the general or any special appropriation bill for any year. If said court shall determine that such deficiency exists, such general laws shall thereupon be inoperative with respect to said city or town.

By the Senate a written message by the President, dated the 20th day of August, 1888, and the House, with the Senate, to the President, in relation to the proposed amendment to the Constitution, to provide for the election of the President and Vice-President, is as follows:—

The Constitution of the United States

is the following:—

Section 2. The President and Vice-President shall be chosen for four years in one term; but no person shall be chosen for more than two terms; and no person shall be eligible to that office who has not attained to the age of thirty-five years at the time of his election.

A majority of all the members elected to the Senate and House of Representatives, in joint session, shall determine in what States and Territories to hold the election; but the election shall be held in the States and Territories named in the Constitution by the adoption of the following Article of Amendment, to the effect that it may become a part of the Constitution:—

ARTICLE OF AMENDMENT

Section 2 of Article II of the Constitution of the United States is hereby amended by inserting after the first paragraph the following paragraph:—

Any city or town may petition the electors, and electors, to hold the election in any General Assembly with city or town, and in relation to the election of representatives, to the effect that it may become a part of the Constitution:—

Any city or town may petition the electors, and electors, to hold the election in any General Assembly with city or town.