

# SENATE . . . . No. 124

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To accompany the petition of Oscar H. Nelson and others that municipal officers for the city of Newburyport be nominated at preliminary elections. Election Laws.

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## The Commonwealth of Massachusetts.

In the Year One Thousand Nine Hundred and Twenty.

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### AN ACT

Relative to the Nomination of Candidates for Office  
in the City of Newburyport.

*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 two hundred and sixty-  
2 seven of the acts of nineteen hundred and fifteen  
3 is hereby amended by striking out section sixteen  
4 and substituting the following: — *Section 16.* On  
5 the third Tuesday preceding every city election  
6 at which any officer mentioned in this act is to be  
7 elected, there shall be held a preliminary election  
8 for the purpose of nominating candidates for such  
9 offices as, under the provisions of this act, are to  
10 be filled at such city election. Voters qualified  
11 to vote at a city election shall be qualified to

12 vote at a preliminary election. At every annual,  
13 preliminary, and special election the polls shall be  
14 opened at forty-five minutes past five o'clock in  
15 the forenoon and shall be kept open until four  
16 o'clock in the afternoon. The laws of the com-  
17 monwealth relative to annual city elections shall  
18 apply to all preliminary, special and annual elec-  
19 tions held under this act, except as is otherwise  
20 specifically provided herein.

1 SECTION 2. The two persons receiving at a  
2 preliminary election for nominations the highest  
3 number of votes for nomination for an office shall  
4 be the candidates and the only candidates for  
5 that office whose names shall be printed on the  
6 official ballots to be used at the ensuing annual or  
7 special city election, and if two or more persons  
8 are to be elected to the same office at such annual  
9 or special city election, the several persons, to a  
10 number equal to twice the number so to be elected,  
11 receiving at the preliminary election for nom-  
12 inations the highest number of votes for nomina-  
13 tion for that office, or all such persons if less than  
14 twice the number of those so to be elected, shall  
15 be the candidates, and the only candidates, for  
16 that office whose names shall be printed on the  
17 official ballots to be used at the annual or special  
18 city election; but no person who is a candidate  
19 for a political office at a primary and whose name  
20 is not printed on the ballot therefor, shall be  
21 deemed to be nominated unless he receives a num-  
22 ber of votes to or exceeding the number of sig-

23 natures which would be required by law to place  
24 his name on the ballot as a candidate at such  
25 primary election.

1 SECTION 3. Section sixteen of said chapter  
2 two hundred and sixty-seven in so far as it applies  
3 to the city of Newburyport is hereby repealed.

1 SECTION 4. This act shall take effect on its  
2 passage.

