

HOUSE No. 1438

By Mr. Francis X. Coyne of Boston, petition of Francis X. Coyne that the Finance Commission of the City of Boston be abolished and that provision be made for continuing certain of its duties. Cities.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Thirty-Eight.

AN ACT ABOLISHING THE FINANCE COMMISSION OF THE CITY OF BOSTON AND MAKING CERTAIN CHANGES IN THE CHARTER OF THE CITY OF BOSTON RELATIVE THERETO.

1 *Whereas*, The deferred operation of this act would
2 tend to defeat its purpose, therefore it is hereby
3 declared to be an emergency law, necessary for the
4 immediate preservation of the public safety and
5 convenience.

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. Sections seventeen, eighteen, nineteen
2 and twenty-one of chapter four hundred and eighty-
3 six of the acts of nineteen hundred and nine, and sec-
4 tion twenty of said chapter four hundred and eighty-
5 six, as amended by chapter eighty-one of the acts of
6 nineteen hundred and twenty-one and by chapter
7 three hundred and sixty-nine of the acts of nineteen
8 hundred and twenty-four, are hereby repealed.

1 SECTION 2. Section eight of said chapter four
2 hundred and eighty-six is hereby amended by striking

3 out the second paragraph thereof and inserting in
4 place thereof the following:—

5 It shall be unlawful for the mayor or for a member
6 of the city council or for any officer or employee of
7 the city or of the county of Suffolk directly or in-
8 directly to make a contract with the city or with the
9 county of Suffolk, or to receive any commission,
10 bonus, gift, contribution or reward from or any share
11 in the profits of any person or corporation making
12 or performing such contract, unless such mayor, mem-
13 ber of the city council, officer, or employee immediately
14 upon learning of the existence of such contract or that
15 such contract is proposed, shall notify in writing
16 the mayor and city council of such contract and of the
17 nature of his interest in such contract and shall abstain
18 from doing any official act on behalf of the city in
19 reference thereto. In case of such interest on the
20 part of an officer whose duty it is to make such con-
21 tract on behalf of the city the contract may be made
22 by any other officer of the city duly authorized thereto
23 by the mayor, or if the mayor has such interest by the
24 city clerk; provided, however, that when a con-
25 tractor with the city or county is a corporation or
26 voluntary association, the ownership of less than five
27 per cent of the stock or shares actually issued shall
28 not be considered as being an interest in the contract
29 within the meaning of this act, and such ownership
30 shall not affect the validity of the contract, unless the
31 owner of such stock or shares is also an officer or agent
32 of the corporation or association, or solicits or takes
33 part in the making of the contract.

1 SECTION 3. This act shall take effect upon its
2 passage.