

# SENATE . . . . No. 237

---

---

To accompany the petition of Raymond H. Greenlaw for legislation relative to the filing and indexing of business certificates and the form of such certificates. Mercantile Affairs.

---

---

## The Commonwealth of Massachusetts

---

In the Year One Thousand Nine Hundred and Fifty-Two.

---

### AN ACT RELATIVE TO THE FILING AND INDEXING OF BUSINESS CERTIFICATES AND THE FORM OF SUCH CER- TIFICATES.

*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. Section 5 of chapter 110 of the General  
2 Laws, as most recently amended by section 15 of chap-  
3 ter 550 of the acts of 1948, is hereby further amended  
4 by striking out said section and inserting in place  
5 thereof the following:—
- 6 *Section 5.* Any person conducting business in the  
7 commonwealth under any title other than the real  
8 name of the person conducting the business, whether  
9 individually or as a partnership, shall file in the office  
10 of the clerk of every city or town where an office of  
11 any such person or partnership may be situated a  
12 certificate stating the full name and residence of each  
13 person conducting such business, the place, including  
14 street and number, where, and the title under which,  
15 it is conducted, and pay the fee as provided by clause

16 (20) of section thirty-four of chapter two hundred and  
17 sixty-two. A person who has filed such a certificate  
18 shall, upon his discontinuing, retiring or withdrawing  
19 from such business or partnership, or in the case of a  
20 change of residence of such person or of the location  
21 where the business is conducted, file in the office of  
22 said clerk a statement under oath that he has discon-  
23 tinued, retired or withdrawn from such business or  
24 partnership, or of such change of his residence or  
25 change of the location of such business, and pay the  
26 fee required by clause (21) of said section thirty-four.  
27 In the case of the death of such a person, such state-  
28 ment may be filed by the executor or administrator  
29 of his estate. The clerk shall keep a suitable index of  
30 all certificates so filed with him, setting forth the per-  
31 tinent facts, including a reference to any statement  
32 of discontinuance, retirement or withdrawal from, or  
33 change of location of, such business, or change of  
34 residence of such person. Violations of this section  
35 shall be punished by a fine of not more than one hun-  
36 dred dollars for each month during which such viola-  
37 tion continues.

1 SECTION 2. Section 34 of chapter 262 of the Gen-  
2 eral Laws is hereby amended by striking out clause  
3 (21), as appearing in section 1 of said chapter 550 of  
4 the acts of 1948, and inserting in place thereof the  
5 following: —

6 (21). For the filing by a person conducting business  
7 under any title other than his real name of a state-  
8 ment of change of his residence, or of his discontinu-  
9 ance, retirement or withdrawal from, or of a change  
10 of location of, such business, fifty cents.