

HOUSE No. 1691

By Mr. Kiernan of Lowell (by request), petition of Edward J. McCormack, Jr., relative to the compilation and publication of regulations under the State Administrative Procedure Act. State Administration.

The Commonwealth of Massachusetts

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

AN ACT RELATIVE TO THE COMPILATION AND PUBLICATION OF REGULATIONS UNDER THE STATE ADMINISTRATIVE PROCEDURE ACT.

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 30A of the General Laws, as most re-
2 cently amended by chapter 511 of the acts of 1959, is hereby
3 further amended by striking out section 6, as appearing in sec-
4 tion 1 of chapter 681 of the acts of 1954, and inserting in place
5 thereof the following section: —

6 *Section 6.* Unless exempted in whole or in part therefrom by
7 the commissioner of administration, each agency shall compile
8 all of its regulations currently in effect and cause them to be
9 published in pamphlet, looseleaf or other appropriate form in
10 printed, mimeographed or other written manner, and shall make
11 the publication available for distribution to any interested per-
12 son on request. The publication may be compiled in separate
13 parts and shall be kept currently up to date in any manner the
14 said commissioner deems practicable. In such publication may
15 be included an informal description of the organization and pro-
16 cedures of the agency, and any other explanatory information
17 the agency considers useful to aid interested persons in dealing
18 with it. Except where any law requires distribution to desig-
19 nated persons or groups without request, the agency is au-
20 thorized to charge not more than cost for each copy of the pub-
21 lication distributed upon request. The charge shall be subject

22 to the approval of the state purchasing agent, in accordance
23 with the procedure provided in section twenty-nine of chapter
24 seven. The commissioner of administration, if he finds that
25 any agency fails to comply with this section, shall report the
26 matter to the governor and council and to the house and senate
27 committees on ways and means. All agencies shall file with the
28 state secretary copies of their publications of compiled regu-
29 lations.

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