

# HOUSE . . . . . No. 649.

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Bill accompanying the petition of Hollis R. Bailey and others for legislation relative to the admission of attorneys at law and the duties of the State Board of Bar Examiners. Joint Judiciary. February 1.

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## Commonwealth of Massachusetts.

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In the Year One Thousand Nine Hundred and Four.

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### AN ACT

Relative to Admission to the Bar of Attorneys at Law and to the Duties of the State Board of Bar Examiners.

*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 forty of chapter one hundred and  
2 sixty-five of the Revised Laws is hereby amended by  
3 striking out the whole of said section and inserting in  
4 place thereof the following:—  
5 *Section 40.* Said board may, subject to the approval  
6 of the supreme judicial court, make rules with reference  
7 to examinations for admission to the bar and the qualifi-  
8 cations of applicants therefor, and determine the time  
9 and place of all examinations, and conduct the same.  
10 From the fees received under the provisions of the fol-

11 lowing section the expenses of said board as certified by  
12 its chairman and approved by a justice of the supreme  
13 judicial court shall be paid, and from the remainder of  
14 said fees the members shall receive such compensation  
15 as the justices of the supreme judicial court or a majority  
16 of them may allow.

1 SECTION 2. Section forty-one of chapter one hundred  
2 and sixty-five of the Revised Laws is hereby amended by  
3 striking out the whole of said section and inserting in  
4 place thereof the following:—

5 *Section 41.* A citizen of the United States, or an  
6 alien who has made the primary declaration of intention  
7 to become a citizen of the United States, whether man  
8 or woman, may, if of the age of twenty-one years, file a  
9 petition in the supreme judicial court or the superior  
10 court to be examined for admission as an attorney at  
11 law, and, if found qualified, to be admitted as such, where-  
12 upon, unless the court otherwise orders, the petition  
13 shall be referred to the board of bar examiners to ascer-  
14 tain his acquirements and qualifications. If the board  
15 reports that the petitioner is of good moral character and  
16 of sufficient acquirements and qualifications and recom-  
17 mends his admission, he shall be admitted unless the  
18 court otherwise determines, and thereafter may practise  
19 in all the courts of this Commonwealth. The petitioner  
20 shall pay to the clerk of the court in which his petition  
21 is filed a fee of fifteen dollars upon the entry thereof, and  
22 a further fee of ten dollars upon the entry of any sub-  
23 sequent petition by him. Such fees shall be paid over  
24 by the several clerks to the treasurer and receiver-  
25 general.

1 SECTION 3. Section forty-three of chapter one hun-  
2 dred and sixty-five of the Revised Laws is hereby

3 amended by striking out the whole of said section and  
4 inserting in place thereof the following:—

5 *Section 43.* A person who has been admitted as an  
6 attorney or counsellor of the highest judicial court of  
7 any state, district, territory or country of which he was  
8 an inhabitant may, upon petition to the supreme judicial  
9 court or to the superior court, be admitted to practise in  
10 all the courts of this Commonwealth upon the production  
11 of satisfactory evidence of his good moral character and  
12 his professional qualifications.

