

HOUSE No. 1850

House, No. 1699, as passed to be engrossed.

The Commonwealth of Massachusetts.

In the Year One Thousand Nine Hundred and Eleven.

AN ACT

Relative to certain Corrupt Conduct on the Part of Agents.

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 twenty-eight of chapter five hundred and four-
2 teen of the acts of the year nineteen hundred and nine
3 is hereby amended by adding at the end thereof, the
4 following:— except that if the person who commits the
5 said offence acts as agent or officer of any person, part-
6 nership, or corporation to employ persons as clerks,
7 laborers or otherwise, the offence shall be a felony
8 punishable by a fine of not less than twenty-five dollars
9 nor more than five hundred dollars or by imprisonment
10 in the state prison for not more than three years, — so
11 as to read as follows:— *Section 28.* Whoever corruptly
12 gives, offers or promises to an agent, employee or servant,
13 any gift or gratuity whatever, with intent to influence

14 his action in relation to the business of his principal,
15 employer or master; or an agent, employee or servant
16 who corruptly requests or accepts a gift or gratuity or
17 a promise to make a gift or to do an act beneficial to
18 himself, under an agreement or with an understanding
19 that he shall act in any particular manner in relation
20 to the business of his principal, employer or master; or
21 an agent, employee or servant, who, being authorized
22 to procure materials, supplies or other articles either by
23 purchase or contract for his principal, employer or
24 master, or to employ service or labor for his principal,
25 employer or master, receives directly or indirectly, for
26 himself or for another, a commission, discount or bonus
27 from the person who makes such sale or contract, or
28 furnishes such materials, supplies or other articles, or
29 from a person who renders such service or labor; and any
30 person who gives or offers such an agent, employee or
31 servant such commission, discount or bonus, shall be
32 punished by a fine of not less than ten dollars nor more
33 than five hundred dollars, or by such fine and by im-
34 prisonment for not more than one year; except that if
35 the person who commits the said offence acts as agent
36 or officer of any person, partnership, or corporation to
37 employ persons as clerks, laborers or otherwise, the
38 offence shall be a felony punishable by a fine of not less
39 than twenty-five dollars nor more than five hundred
40 dollars, or by imprisonment in the state prison for not
41 more than three years.