

By Mr. Locke, a petition of David H. Locke and Gilbert W. Cox, Jr., for legislation relative to legislative counsels and agents. State Administration.

The Commonwealth of Massachusetts

In the year One Thousand Nine Hundred and Seventy-Two.

AN ACT RELATIVE TO LEGISLATIVE COUNSELS AND 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 1. Chapter 3 of the General Laws is hereby
 2 amended by inserting after section 45 the following two
 3 sections: —

4 *Section 45A.* Within thirty days after the prorogation of
 5 the General Court every legislative counsel or agent shall
 6 render to the State Secretary a detailed statement, on oath,
 7 of all expenditures incurred in furtherance of the objectives of
 8 any employer of his in dealing with the executive or legisla-
 9 tive branch, or of any authorities created thereby in promoting
 10 or opposing legislation or enforcement or interpretation of the
 11 general laws. Such statement shall include every expenditure
 12 in the amount of fifty dollars or more. Such itemized account-
 13 ing shall include, but not be limited to, specific expenditures
 14 for: meals, gifts, campaign contributions however made, trans-
 15 portation, testimonials or any substitute therefor, entertain-
 16 ment, advertising, public relations, printing, mailing and tele-
 17 phone. Such legislative counsel or agent shall report the total
 18 salary or retainer paid by every such employer, and the per-
 19 centage of such salary or retainer as is allocated to the func-
 20 tion counsel or agent.

21 *Section 45B.* Every group or organization or other individ-
 22 ual, however constituted, which as part of an organized effort,
 23 and having expenditures in excess of fifty dollars, attempts to
 24 effect the outcome of matters under consideration by the

25 executive or legislative branch or pertaining to any authority,
26 shall, within thirty days after render to the State Secretary a
27 complete and detailed statement on oath of the principals of
28 such group or organization, expenditures incurred in further-
29 ance of the objectives of the group or organization in pro-
30 moting or opposing legislation or enforcement or interpreta-
31 tion of the general laws. Such statement shall include the
32 names and addresses of any individual or the principals of
33 such group or organization and every expenditure in the
34 amount of fifty dollars or more. Such itemized accounting
35 shall include, but not be limited to specific expenditures for:
36 meals, gifts, campaign contributions however made, transpor-
37 tation, testimonials or any substitute therefor, entertainment,
38 advertising, public relations, printing, mailing and telephone.
39 In addition, such statement shall include a listing of the names
40 and addresses of every person, group or organization from
41 whom fifty dollars or more was contributed during the year
42 for the purposes hereinabove stated.

1 SECTION 2. Said Chapter 3 is hereby further amended by
2 striking out paragraph 48 and inserting in its place the follow-
3 ing section: —

4 *Section 48.* Within thirty days after March thirty-first,
5 June thirtieth, September thirtieth and December thirty-first
6 of each year, every direct and indirect employer of any legisla-
7 tive counsel or agent shall render to the State Secretary, a
8 complete and detailed statement, on oath, of all expenditures
9 incurred separately by such employer, in furtherance of such
10 employer's objectives in dealing with the executive or legisla-
11 tive branch, in promoting or opposing legislation or enforce-
12 ment or interpretation of the general laws. Such statement
13 shall include every expenditure in the amount of fifty dollars
14 or more. Such itemized accounting shall include, but not be
15 limited to, specific expenditures for: meals, gifts, campaign
16 contributions, however made, transportation, testimonials or
17 any substitute therefor, entertainment, advertising, public re-
18 lations, printing, mailing and telephone. Such employer shall
19 also report the percentage of such salary or retainer as is

20 allocated to the function of counsel or agent. Statements un-
21 der sections forty-five A, forty-five B and this section shall be
22 in such form as the State Secretary may prescribe and shall
23 be open to public inspection.

24 The State Secretary shall retain statements filed under sec-
25 tions forty-five A, forty-five B and this section for two years.

26 On receipt of a written complaint regarding violation of any
27 requirements of sections forty-five A, forty-five B and this
28 section, the State Secretary shall forward copies of such com-
29 plaint to the Attorney General and the party or parties against
30 whom such complaint is made. The attorney general shall,
31 conduct an investigation and hold hearings with subpoena
32 powers, and he shall issue a report to the legislature of his
33 findings, which shall be open to public inspection.

1 SECTION 3. Said chapter 3 is further amended by striking
2 out section 49, as recently amended by section 6 of chapter
3 508 of the acts of 1939, and inserting in place thereof the
4 following section: —

5 *Section 49.* Violation of any provision of sections forty,
6 forty-two, forty-three, forty-four, forty-five A, forty-five B,
7 and forty-eight shall be punished by a fine of not less than
8 one hundred nor more than one thousand dollars. Violations
9 of sections forty-five, forty-five A and forty-five B shall be
10 punished by a fine of not more than one thousand dollars. The
11 attorney general shall cause prosecutions to be instituted for
12 violations of any provision of sections forty, forty-two to
13 forty-five B, inclusive, forty-seven and forty-eight.

20. The said...
 21. The said...
 22. The said...
 23. The said...
 24. The said...
 25. The said...
 26. The said...
 27. The said...
 28. The said...
 29. The said...
 30. The said...

31. The said...
 32. The said...
 33. The said...

34. The said...
 35. The said...
 36. The said...
 37. The said...
 38. The said...
 39. The said...
 40. The said...

41. The said...
 42. The said...
 43. The said...
 44. The said...
 45. The said...
 46. The said...
 47. The said...
 48. The said...
 49. The said...
 50. The said...