

By Mr. Manning of Milton, petition of M. Joseph Manning relative to the expenditure of funds through the Massachusetts college system and universities for any legislative agent or organization attempting to influence legislation. Education.

## The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty-Eight.

AN ACT RELATIVE TO THE EXPENDITURE OF FUNDS THROUGH THE MASSACHUSETTS COLLEGE SYSTEM AND UNIVERSITIES FOR ANY LEGISLATIVE AGENT OR ORGANIZATION ATTEMPTING TO INFLUENCE LEGISLATION.

*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 15A of the General Laws is hereby  
2 amended by striking out section 18, and inserting in place thereof  
3 the following section: —

4 Section 18. (a) As used in this chapter and in chapters seventy-  
5 three, seventy-five, seventy-five A, and seventy-five B, the  
6 following words shall have the following meanings: —

7 “Optional fee”, any amount that may be made payable on a  
8 student tuition bill by the individual student, not a mandatory  
9 charge and not appearing as a separately assessed item on the  
10 tuition bill. It must be accompanied by a statement as to the nature  
11 of said item and that said item is not a charge required to be paid  
12 by the student but that the student may add said charge to the  
13 total amount due, and that said item is presented with the bill at  
14 the request of the student body and does not necessarily reflect  
15 the endorsement of the board of trustees.

16 “Student organization”, any organization of students of public  
17 postsecondary educational institutions which is open to member-  
18 ship of all students who pay the optional fee and is controlled by  
19 its student members.

20 “Nonpartisan”, as applied to student organizations not  
21 endorsing or adhering to particular ideological or religious

22 positions in the articles of incorporation, charter, constitution, or  
23 by-laws.

24 “Official student referendum”, a referendum vote of the student  
25 body which is sanctioned by the college-recognized student  
26 governmental association and certified by said student  
27 government association as valid.

28 (b) Nonmandatory student fees to nonpartisan student  
29 organizations which employ legislative agents as defined in section  
30 thirty-nine of chapter three, or to nonpartisan student  
31 organizations attempting to influence legislation as defined in  
32 section forty-four of said chapter three, may be paid on student  
33 tuition bills as an optional fee whenever students have authorized  
34 said fee by a majority vote of those students voting in an official  
35 student referendum, and the individual student has added the fee  
36 to his tuition bill. The continuation of said optional fee on the  
37 student tuition bill shall be subject to reauthorization by an official  
38 student referendum every two years. Necessary administrative  
39 costs arising in connection with the collection of said fee may be  
40 billed by the board of trustees to the student organizations.

41 (c) The boards of trustees shall not allow any funds for  
42 legislative agents as defined in section thirty-nine of said chapter  
43 three or organizations attempting to influence legislation as  
44 defined in section forty-four of said chapter three to be assessed  
45 on student tuition bills; provided, however, that optional fees for  
46 nonpartisan student organizations which employ said legislative  
47 agents or attempt to influence legislation shall be collected by the  
48 boards of trustees whenever students have authorized an optional  
49 fee by a majority vote of those students voting in an official student  
50 referendum, and the individual student has added the fee to his  
51 tuition bill. Said optional fees shall be collected as provided in  
52 paragraph (b).

53 (d) No funds collected as a mandatory student activities fee  
54 shall be paid to legislative agents as defined in section thirty-nine  
55 of said chapter three or organizations attempting to influence  
56 legislation as defined in section forty-four of said chapter three.

57 (e) As used in this section, the term “legislative agent” or  
58 “organization attempting to influence legislation” shall not  
59 include any official representative of the student body.

1 SECTION 2. Chapter 73 of the General Laws is hereby  
2 amended by striking out section 1F, and inserting in place thereof  
3 the following section:

4 Section 1F. The board of trustees shall not allow any funds for  
5 legislative agents as defined in section thirty-nine of chapter three  
6 or organizations attempting to influence legislation as defined in  
7 section forty-four of said chapter three to be assessed on student  
8 tuition bills; provided, however, that optional fees for nonpartisan  
9 student organizations which employ said legislative agents or  
10 attempt to influence legislation shall be collected by the boards  
11 of trustees whenever students have authorized an optional fee by  
12 a majority vote of those students voting in an official student  
13 referendum, and the individual student has added the fee to his  
14 tuition bill. Said optional fees shall be collected as provided in  
15 paragraph (b) of section eighteen of chapter fifteen A.

16 No funds collected as a mandatory student activities fee shall  
17 be paid to legislative agents as defined in section thirty-nine of  
18 said chapter three or organizations attempting to influence  
19 legislation as defined in section forty-four of said chapter three.  
20 As used in this section, the term "legislative agent" or  
21 "organization attempting to influence legislation" shall not  
22 include any official representative of the student body.

1 SECTION 3. Chapter 75 of the General Laws is hereby  
2 amended by striking out section 11A, and inserting in place thereof  
3 the following section:

4 Section 11A. The board of trustees shall not allow any funds  
5 for legislative agents as defined in section thirty-nine of chapter  
6 three or organizations attempting to influence legislation as  
7 defined in section forty-four of said chapter three to be assessed  
8 on student tuition bills; provided, however, that optional fees for  
9 nonpartisan student organizations which employ said legislative  
10 agents or attempt to influence legislation shall be collected by the  
11 boards of trustees whenever students have authorized an optional  
12 fee by a majority vote of those students voting in an official student  
13 referendum and the individual student has added the fee to his  
14 tuition bill. Said optional fees shall be collected as provided in  
15 paragraph (b) of section eighteen of chapter fifteen A.

16 No funds collected as a mandatory student activities fee shall  
17 be paid to legislative agents as defined in section thirty-nine of  
18 said chapter three or organizations attempting to influence  
19 legislation as defined in section forty-four of said chapter three.  
20 As used in this section, the term “legislative agent” or “organization  
21 attempting to influence legislation” shall not include any official  
22 representative of the student body.

1 SECTION 4. Chapter 75A of the General Laws is hereby  
2 amended by striking out section 24, added by section 4 of said  
3 chapter 212, and inserting in place thereof the following  
4 section: —

5 Section 24. The board of trustees shall not allow any funds for  
6 legislative agents as defined in section thirty-nine of chapter three  
7 or organizations attempting to influence legislation as defined in  
8 section forty-four of said chapter three to be assessed on student  
9 tuition bills; provided, however, that optional fees for non-  
10 partisan student organizations which employ said legislative  
11 agents or attempt to influence legislation shall be collected by the  
12 boards of trustees whenever students have authorized an optional  
13 fee by a majority vote of those students voting in an official student  
14 referendum, and the individual student has added the fee to his  
15 tuition bill. Said optional fees shall be collected as provided in  
16 paragraph (b) of section eighteen of chapter fifteen A.

17 No funds collected as a mandatory student activities fee shall  
18 be paid to legislative agents as defined in section thirty-nine of  
19 said chapter three or organizations attempting to influence  
20 legislation as defined in section forty-four of said chapter three.  
21 As used in this section, the term “legislative agent” or  
22 “organization attempting to influence legislation” shall not  
23 include any official representative of the student body.

1 SECTION 5. Chapter 75B of the General Laws is hereby  
2 amended by striking out section 18, and inserting in place thereof  
3 the following section: —

4 Section 18. The board of trustees shall not allow any funds for  
5 legislative agents as defined in section thirty-nine of chapter three  
6 or organizations attempting to influence legislation as defined in  
7 section forty-four of said chapter three to be assessed on student  
8 tuition bills; provided, however, that optional fees for nonpartisan

9 student organizations which employ said legislative agents or  
10 attempt to influence legislation shall be collected by the boards  
11 of trustees whenever students have authorized an optional fee by  
12 a majority vote of those students voting in an official student  
13 referendum, and the individual student has added the fee to  
14 his tuition bill. Said optional fees shall be collected as provided  
15 in paragraph (b) of section eighteen of chapter fifteen A.

16 No funds collected as a mandatory student activities shall be  
17 paid to legislative agents as defined in section thirty-nine of said  
18 chapter three or organizations attempting to influence legislation  
19 as defined in section forty-four of said chapter three. As used in  
20 this section, the term "legislative agent" or "organization  
21 attempting to influence legislation" shall not include any official  
22 representative of the student body.

1 SECTION 6. A vote of the student body of any state college  
2 or university to which this act is applicable, taken prior to the  
3 effective date of this act, which approved the collection of any  
4 fee referred to in this act on student tuition bills, shall not be  
5 negated by the provisions of this act and is to be deemed to be  
6 a vote taken under the provisions of section eighteen of chapter  
7 fifteen A of the General Laws so long as the collection of said  
8 fee is otherwise in compliance with the provisions of this act. Said  
9 vote shall be deemed to be the approval of an optional fee.

1 SECTION 7. This act shall take effect as of July first, nineteen  
2 hundred and eighty-seven.





