

[Senate, September 16, 1991 — Substituted by amendment by the Senate (Melconian) as a new text of House Bill, No. 4898, providing for instructional trust fund accounts for the public schools.]

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Ninety-One.

1 Chapter 71 of the General Laws is hereby amended by inserting
2 after section 20, as appearing in the 1990 Official Edition, the
3 following sections:

4 Section 20A. Any city, town or regional school district, located
5 within such city or town, which accepts the provisions of this
6 section may establish a fund to be known as the Instructional
7 Materials Trust Fund, hereinafter in this section called the Fund,
8 and may appropriate money for said Fund, which will be kept
9 separate from all other monies by the city or town treasurer or,
10 in the case of a regional school district, the treasurer of such
11 regional school district. Said Fund shall be managed by a board
12 of trustees, hereinafter referred to as the board. The superinten-
13 dent of schools of the city or town, or in the case of a regional
14 school district, the superintendent of the regional school shall be
15 chairperson of said board. In addition to the chairperson, the
16 board shall consist of: two school committee members appointed
17 by the school committee; two teachers from the elementary grade
18 levels kindergarten to grade six, inclusive, and two teachers from
19 the secondary grade levels, grades seven to twelve, inclusive,
20 appointed by the local teachers organizations; one elementary
21 school administrator and one secondary school administrator
22 appointed by the superintendent of schools; and two parents of
23 students in the elementary schools and two parents from the
24 secondary schools appointed by the mayor of a city or the
25 selectmen of a town, as the case may be, and in the case of a
26 regional school district, appointed by the chairman of the regional
27 school district committee. The terms of office of the board
28 members shall be three years, except for the chairperson, who shall
29 serve ex-officio. A vacancy on said board occurring by reason of

30 the expiration of a term or other cause shall be filled by the
31 designated appointing powers. A member of said board may be
32 reappointed.

33 Said Fund may accept a gift or donation. The principal of said
34 Fund shall not be expended. Said board is hereby authorized to
35 expend annually ninety per cent of the interest earned from the
36 principal of said Fund for the purchase of instructional materials;
37 provided, however, that one-half of such expenditure shall be for
38 the benefit of grade levels from kindergarten to grade six,
39 inclusive, the remaining half for the benefit of grade levels seven
40 to twelve, inclusive.

41 This section shall take effect upon its acceptance by a city, town,
42 or regional school district.