

# HOUSE . . . . . No. 5547

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## *The Commonwealth of Massachusetts*

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HOUSE OF REPRESENTATIVES, April 24, 1972.

The committee on Commerce and Labor, to whom was recommended the Bill relative to the licensing of theatrical exhibitions and public amusements and exhibitions (House, No. 5272), report that the same ought to pass in the form of a new draft herewith submitted (House, No. 5547).

For the Committee,

ANTHONY J. SCALLI

**The Commonwealth of Massachusetts**

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

**AN ACT RELATIVE TO THE LICENSING OF THEATRICAL EXHIBITIONS  
AND PUBLIC AMUSEMENTS AND EXHIBITIONS.**

*Be it enacted by the Senate and House of Representatives in  
General Court assembled, and by the authority of the same, as  
follows:*

1 Chapter 140 of the General Laws is hereby amended by  
2 striking out the first paragraph of section 181, as appearing in the  
3 Tercentary Edition, and inserting in place thereof the following  
4 paragraph: —

5 The mayor or selectmen may, except as provided in section  
6 one hundred and forty nine, grant a license for theatrical  
7 exhibitions, public shows, amusements and exhibitions of every  
8 description, to be held upon week days only, to which admission  
9 is obtained upon payment of money or upon the delivery of any  
10 valuable thing, or by a ticket or voucher obtained for money or  
11 any valuable thing, or in which, after free admission, amusement  
12 is furnished upon a deposit of money in a coin controlled  
13 apparatus. Such license may contain conditions imposed by the  
14 mayor or selectmen which relate to the public health, safety or  
15 order and none other. The mayor or selectmen shall within ten  
16 days after the submission of an application for such license issue  
17 such license or assign the reason for rejection in writing. The  
18 mayor or selectmen may revoke or suspend such license, after  
19 notice and hearing for any failure to comply with a condition  
20 imposed in such license. Any applicant aggrieved by a decision of  
21 the mayor or selectmen under this section may file a petition for  
22 review in the superior court within fifteen days after receipt of  
23 notice of the decision or within twenty five days from the filing  
24 date of the application if no disposition has been rendered  
25 subsequent to said date. A copy of the petition shall be served by  
26 registered mail upon the mayor or selectmen. Said petition shall  
27 include with specificity a statement of the facts causing  
28 petitioners aggrievement and a copy of the decision of the mayor

29 or selectmen. The court may affirm the decision of the mayor or  
30 selectmen, or may set aside or modify the decision by decree, or  
31 compel any action unlawfully withheld or unreasonably delayed.  
32 No license shall be granted for any such theatrical exhibitions  
33 public shows or public amusements or exhibitions of any  
34 descriptions to be held upon Sunday, except as provided in  
35 chapter one hundred and thirty six.

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