

SENATE No. 49.

Commonwealth of Massachusetts.

SENATE, Feb. 16, 1885.

The Committee on the Judiciary, to whom was referred the order relative to amending section 47, chapter 203, of the Public Statutes, report the accompanying Bill.

For the Committee,

WM. COGSWELL.

Commonwealth of Massachusetts.

In the Year One Thousand Eight Hundred and Eighty-five

AN ACT

To amend Section Forty-Seven of Chapter Two Hundred and Three of the Public Statutes, concerning Embezzlements by Agents, Brokers, Servants and Others.

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 forty-seven of chapter two hundred
2 and three of the Public Statutes is hereby
3 amended so as to read as follows: "Any agent,
4 broker or servant who receives in any manner
5 any money for goods sold on commission, or any
6 goods to sell or deliver to another on commission,
7 and who, not being the absolute owner thereof,
8 embezzles or fraudulently converts to his own
9 use, or, with the intention to use or embezzle,
10 takes, secretes or otherwise disposes of, or
11 fraudulently withholds, appropriates, lends, in-

12 vests or otherwise fraudulently uses or applies
13 any such goods, money or substitutes for money,
14 received by him as such agent, broker or servant,
15 contrary to the instructions or without the con-
16 sent of the company or person for or on account
17 of whom the same was received by him, shall be
18 deemed guilty of simple larceny, and convictions
19 therefor may be had in any county where demand
20 has been made for the same by any party duly
21 authorized to demand and receive the same; but
22 nothing herein shall be construed to compel a
23 demand where demand is not necessary by law.”

