

HOUSE No. 1364

Commonwealth of Massachusetts.

HOUSE OF REPRESENTATIVES, Feb. 25, 1909.

The committee on Cities, to whom was referred the petition (with accompanying bill, House, No. 360) of Roy F. Bergengren for legislation relative to the support of the public schools of the city of Lynn and to appropriations by the school committee on said city, report the accompanying bill.

For the committee,

CHARLES R. FOOTE.

Commonwealth of Massachusetts.

In the Year One Thousand Nine Hundred and Nine.

AN ACT

Relative to the Expenditures of the School Committee of the
City of Lynn.

*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. The school committee of the city of Lynn
2 shall forthwith after the passage of this act, and on or
3 before the first day of February in each year thereafter,
4 by vote of a majority of all of its members, taken by
5 yeas and nays, make appropriations for the support of
6 the public schools of said city for the financial year,
7 including repairs and alterations on school buildings and
8 any pensions payable to school teachers under existing
9 provisions of law. Such appropriations shall be made
10 by items specifying the purpose for which the money is
11 to be expended. Such appropriations, which shall be
12 included within the tax limit of said city for municipal
13 purposes as now established by law, shall not exceed in
14 the aggregate, upon each one thousand dollars of the
15 valuation of the taxable property in said city as ascer-
16 tained under the provisions of law limiting the rate of

17 taxation in said city, for the financial year ending on the
18 nineteenth day of December of the year nineteen hun-
19 dred and ten the sum of four dollars and ninety cents,
20 and for the financial year ending on the nineteenth day
21 of December of the year nineteen hundred and eleven,
22 and for each financial year thereafter the sum of five
23 dollars for the maintenance of the school department as
24 aforesaid; and any vote or appropriation requiring a
25 larger assessment than as above specified shall be void,
26 and said school committee shall have no authority to
27 incur any liability or make any expenditure in excess
28 of such appropriations, anything in any statute to the
29 contrary notwithstanding. The city council of said city
30 of Lynn shall, however, have authority to increase said
31 appropriation for the financial year of nineteen hundred
32 and ten by an amount not exceeding ten cents for each
33 one thousand dollars of the said valuation. The said
34 city council shall not, however, have the authority either
35 in said year nineteen hundred and ten, or thereafter, to
36 increase said appropriation to an amount in excess of
37 five dollars for each one thousand dollars of said valua-
38 tion, except for permanent schoolhouse improvements.
39 The said school committee shall, in addition to the
40 amounts aforesaid, have the power to expend such
41 amounts as it may receive from tuition charges, the sale
42 of text books and other miscellaneous sources, and any
43 amounts received by the said city of Lynn as insurance
44 for the partial destruction of school buildings, or fur-
45 nishings, or supplies, which amounts shall in all cases
46 be expended for specific repairs or restoration of the
47 property on account of which said insurance is received.

1 SECTION 2. The said school committee may from time
2 to time transfer such amounts as it may deem necessary

3 from one item to another, but every vote of the school
4 committee making such transfers shall be subject to the
5 same provisions relative to the approval of the mayor as
6 are prescribed in section three of this act.

1 SECTION 3. The votes of said school committee making
2 such appropriations or transferring money from one item
3 to another shall have the same force and effect as orders
4 or votes of the city council appropriating money, and
5 shall be subject to the same provisions of law in respect
6 to approval by the mayor, except that a vote of three-
7 fourths of all the members of said school committee,
8 taken by yeas and nays, shall be necessary to pass any
9 such appropriation over the veto of the mayor.

1 SECTION 4. The aggregate amount appropriated as
2 hereinbefore provided shall be certified by the secretary
3 of said school committee to the board of assessors, and
4 shall be included by said assessors in the amount to be
5 raised by taxation in said city for such year.

1 SECTION 5. Any balance of an appropriation so made
2 by said school committee remaining unexpended at the
3 close of any financial year and not needed to carry out
4 the requirements of any statute or special appropriation,
5 shall be added to the amount which said committee may
6 appropriate, as herein authorized, for the financial year
7 next ensuing.

1 SECTION 6. Section fifty of chapter three hundred
2 and sixty-seven of the acts of the year nineteen hundred
3 is hereby repealed.

1 SECTION 7. So much of any act as is inconsistent
2 herewith is hereby repealed.

1 SECTION 8. This act shall be submitted to the voters
2 of the city of Lynn at the annual state election held in
3 November of the year nineteen hundred and nine and
4 the form of the question to be placed upon the ballot shall
5 be as follows: — Shall chapter — of the acts of the year
6 nineteen hundred and nine, an act establishing the pro
7 rata of the tax levy that may be expended for mainte-
8 nance of the schools of the city of Lynn be accepted? and
9 if a majority of the voters voting thereon shall vote in
10 the affirmative this act shall take effect.

1 SECTION 9. So much of this act as authorizes its sub-
2 mission to the voters of the said city shall take effect
3 upon its passage, but it shall not take further effect until
4 accepted by the voters of the city as herein provided.

