

SENATE....No. 39.

Commonwealth of Massachusetts.

IN SENATE, Feb. 24, 1841.

Ordered, That the Committee on the Judiciary be a Committee to inquire into the expediency of so amending the 14th chapter of the Revised Statutes, that after one or more trials by the people, to elect County Commissioners, the returns may be made to the Governor and Council, to fill all vacancies where the people have failed to make an election.

Attest.

CHAS. CALHOUN, *Clerk.*

Commonwealth of Massachusetts.

IN SENATE, Feb. 27, 1841.

The Committee on the Judiciary, to whom was committed an order directing them to inquire into the expediency of legislating upon the subject of election of County Commissioners, and the appointment thereof, respectfully report the accompanying bill.

Per order,

E. WASHBURN.

Commonwealth of Massachusetts.

In the Year One Thousand Eight Hundred and Forty-one.

AN ACT

Respecting the Election of County Commissioners.

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

1 SEC. 1. In case of a failure in any county to elect
2 any one or more of the county commissioners, in the
3 manner provided by the seventeenth section of the
4 fourteenth chapter of the Revised Statutes, the board
5 of examiners for said county shall report to the secre-
6 tary of the Commonwealth, the result of the election,
7 and the same facts which by law they are required to
8 report to the selectmen of the towns in such county ;—
9 and the Governor shall then proceed, by and with the
10 advice of the Executive Council, to appoint such a

11 number of county commissioners for such county, as
12 may be necessary to complete the number of commis-
13 sioners for such county required by law.

1 SEC. 2. All the provisions of said fourteenth chap-
2 ter of the Revised Statutes, inconsistent with the pro-
3 visions of this act, are hereby repealed.

1 SEC. 3. This act shall take effect from and after
2 its passage.