

HOUSE No. 292.

Commonwealth of Massachusetts.

HOUSE OF REPRESENTATIVES, March 28, 1889.

The Committee on the Judiciary, to whom was referred the Senate Bill relative to voting as proxies and the soliciting of proxy votes by officers of corporations and the filing of lists of stockholders, report that the same ought to pass in a new draft herewith submitted.

For the Committee,

ANDREAS BLUME.

Commonwealth of Massachusetts.

In the Year One Thousand Eight Hundred and Eighty-nine.

AN ACT

Relative to the Voting as Proxies and the Soliciting of Proxy Votes by Officers of Corporations and the Filing of Lists of Stockholders.

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. Sections fourteen and fifteen of
2 chapter one hundred and five of the Public Stat-
3 utes are hereby repealed.

1 SECT. 2. It shall be within the discretion of
2 the supreme judicial court to cause the removal
3 and disqualification from holding office of an
4 officer of a corporation who has, prior to the pas-
5 sage of this act, violated the provisions of said
6 section fourteen of chapter one hundred and
7 five.

1 SECT. 3. Every corporation established under
2 the laws of this Commonwealth shall, not less
3 than thirty days and not more than sixty days,
4 prior to the annual meeting of stockholders, if
5 requested, in writing, by any stockholder thereof,
6 cause to be made and filed in the office of the
7 secretary of the Commonwealth, a complete list
8 of the stockholders, as of the sixtieth day prior to
9 the time so fixed, with the place of residence and
10 the number of shares belonging to each stock-
11 holder. Such certificate shall be in a form such
12 as the commissioner of corporations shall require
13 or approve, and shall be signed and sworn to by
14 the treasurer of the corporation or, in his stead,
15 by some other officer cognizant of the facts, who
16 may be specially appointed by the corporation to
17 make the same. A corporation which omits or
18 neglects to cause a list of its stockholders to be
19 made and filed as aforesaid, shall forfeit a sum
20 not exceeding one thousand dollars, and the
21 treasurer or other officer whose duty it is to
22 make such certificate shall, in addition, be liable
23 to a like sum for such omission or neglect; and
24 these penalties may be enforced in the manner
25 set forth in sections eighty-one and eighty-two
26 of chapter one hundred and six of the Public
27 Statutes.

1 SECT. 4. This act shall take effect upon its
2 passage.

