

HOUSE No. 813

By Mr. Blake of Gardner, petition of James A. Timpany, mayor, that loan orders passed by the city council of the city of Gardner be excluded from the referendum provisions of the charter of said city. Municipal Finance.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Thirty-Five.

An Act excluding Loan Orders from the Referendum Provisions of the Charter of the City of Gardner.

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. Section forty-eight of chapter one
2 hundred and nineteen of the acts of nineteen hundred
3 and twenty-one is hereby amended by inserting after
4 the word "measure" in the second line the words:—
5 , other than a loan order, — so as to read as follows:—
6 *Section 48.* If within twenty days after the final
7 passage of any measure, other than a loan order by
8 the city council or by the school committee, a peti-
9 tion signed by registered voters of the city, equal in
10 number to at least twelve per cent of the total num-
11 ber of registered voters, be presented to the city
12 council or to the school committee, as the case may
13 be, protesting against such measure or any part
14 thereof taking effect, the same shall thereupon and

15 thereby be suspended from taking effect; and the
16 city council or the school committee, as the case
17 may be, shall immediately reconsider such measure
18 or part thereof; and if such measure or part thereof
19 be not entirely annulled, repealed or rescinded, the
20 city council shall submit the same, by the method
21 herein provided, to a vote of the qualified voters of
22 the city, either at the next regular city election, or
23 at a special election which may, in its discretion, be
24 called for the purpose, and such measure or part
25 thereof shall forthwith become null and void unless a
26 majority of the qualified voters voting on the same
27 at such election shall vote in favor thereof. The
28 petition provided for by this section shall be termed
29 a referendum petition.

30 The procedure in respect to the referendum peti-
31 tion shall be the same as that provided by section
32 forty-five of this act, except that the words "meas-
33 ure or part thereof protested against" shall for this
34 purpose be understood to replace the word "measure"
35 in that section wherever it may occur, and that the
36 word "referendum" shall be understood to replace
37 the word "initiative" in that section.

1 SECTION 2. This act shall take effect upon its
2 passage.