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*The Commonwealth of Massachusetts*

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MEMORANDUM OF COMMISSIONER OF CORPORATIONS AND TAXATION PURSUANT TO GENERAL LAWS, CHAPTER 3, SECTION 7, AS AMENDED, WITH RESPECT TO PETITION OF THE INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS (BOSTON LOCAL NO. 718) FOR LEGISLATION RELATIVE TO THE BOSTON FIREMEN'S RELIEF FUND.

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JANUARY 23, 1945.

*To the Honorable Senate and House of Representatives.*

The above-named petition was transmitted to me by the Clerk of the House January 16, 1945. Pursuant to notification under General Laws, chapter 3, section 7, the petitioner filed an amendment of the petition to indicate why the object sought cannot be accomplished under the General Laws. In my opinion the object sought requires a special act if the Legislature shall deem it good policy to pass such an act. No opinion is herein expressed as to the merits of the proposal.

Boston Firemen's Relief Fund was created a corporation by special act of the Legislature. See chapter 308 of the Acts of 1909. Other acts affecting the corporation are Acts of 1911, chapter 134, and Acts of 1913, chapter 168. No fee is required under General Laws, chapter 3, section 7, in this case.

Respectfully yours,

HENRY F. LONG,

*Commissioner of Corporations and Taxation.*

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By Mr. Lobel of Boston, petition of the International Association of Firefighters (Boston Local No. 718) for legislation relative to the Boston Firemen's Relief Fund. Pensions and Old Age Assistance.

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## The Commonwealth of Massachusetts

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

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### AN ACT RELATIVE TO THE BOSTON FIREMEN'S RELIEF FUND.

*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 two of chapter three hundred  
2 and eight of the acts of nineteen hundred and nine,  
3 as amended by section one of chapter one hundred  
4 and thirty-four of the acts of nineteen hundred and  
5 eleven, is hereby further amended by striking out the  
6 last sentence, and inserting in place thereof the fol-  
7 lowing sentence:— The annual elections of the cor-  
8 poration shall be conducted in the manner provided  
9 in section two A.

1 SECTION 2. Said chapter three hundred and eight  
2 is hereby further amended by inserting after section  
3 two, as amended, the following section:—

4 *Section 2A.* In June of each year the election  
5 commissioners of the city of Boston shall prepare and  
6 distribute nomination papers for the election of the  
7 members referred to in section one. Each member

8 of the fire department may nominate as many candi-  
9 dates as are to be elected and no more. At least one  
10 hundred signatures shall be required for nomination  
11 or renomination to said office. The nomination papers  
12 shall be returned to the election commissioners on or  
13 before the first Monday of August, whereupon said  
14 commissioners shall prepare the ballots and distribute  
15 them to the several fire houses before said second  
16 Monday of September, the date of the annual elec-  
17 tion. The polls shall be open at least eight hours on  
18 said election date and members of said corporation  
19 or candidates for membership therein shall not take  
20 any part in the election or the counting of the ballots,  
21 except to vote. The senior officer, except a member  
22 of the corporation or a candidate for office, in charge  
23 of each fire house, shall be in charge of the election.  
24 He shall count the ballots, make a written statement  
25 in triplicate of the result and send one statement,  
26 with the ballots, to the election commissioners, one  
27 statement to the fire commissioner, and post the third  
28 statement in the fire house. Said election commis-  
29 sioners shall canvass the votes, and in case of a peti-  
30 tion for a recount, signed by at least fifty members  
31 of the department and filed within three days of the  
32 election, shall recount the ballots. Any member of the  
33 department may be present or represented by counsel  
34 at any of the proceedings referring to the election in-  
35 cluding any recount. When the canvass has been  
36 completed said election commissioners shall certify to  
37 the fire commissioner the names of those members  
38 who appear to have been elected.

39 In the year when members of the protective de-  
40 partments are to be re-elected, similar procedure shall  
41 be followed.

1 SECTION 3. Section three of said chapter three  
2 hundred and eight, as amended by section two of  
3 chapter one hundred and thirty-four of the acts of  
4 nineteen hundred and eleven, is hereby further  
5 amended by adding at the end the following sen-  
6 tence:— A copy of said report shall be mailed or  
7 handed to each member of the fire and protective  
8 departments, and a copy of the same shall be kept  
9 at each fire house and house of the protective de-  
10 partment, and shall be open to the inspection of  
11 members of said departments.

1 SECTION 4. Chapter three hundred and eight of  
2 the acts of nineteen hundred and nine, as most recently  
3 amended by chapter one hundred and thirty-four of  
4 the acts of nineteen hundred and eleven, is hereby  
5 further amended by adding at the end thereof the  
6 following section:—

7 *Section 8.* A meeting of the corporation shall be  
8 held on the first Monday of May in each year at  
9 which every member of the Boston fire department  
10 and the Boston protective department shall be en-  
11 titled to attend. A written notice of such meeting  
12 shall be sent to each fireman entitled to relief under  
13 the act at least one week prior to said meeting. Any  
14 member of either of said departments may, upon  
15 request therefor, examine all the books, records and  
16 papers of the corporation and shall be furnished with  
17 full and accurate information about the condition of  
18 the fund.