

By Mr. Kendall of Falmouth, petition of Richard E. Kendall for legislation to prohibit issuance of certain state licenses to licensees who discriminate on the basis of race, color, religious creed or national origin. Government Regulations.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Seventy-Three.

AN ACT TO PROHIBIT ISSUANCE OF CERTAIN STATE LICENSES TO LICENSEES WHO DISCRIMINATE ON THE BASIS OF RACE, COLOR, RELIGIOUS CREED OR NATIONAL ORIGIN.

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 13 of chapter 30A of the General Laws (the Ad-
2 ministrative Procedure Act) is hereby amended by inserting
3 after the first paragraph ending with the words "ten, eleven,
4 and twelve", the following new paragraph:

5 Any agency shall revoke, suspend, modify, refuse to issue or
6 refuse to renew any license issued or to be issued by it if such
7 license confers an economic benefit upon the licensee, and

8 (1) if it has been determined in any judicial proceeding
9 before any court or in any administrative proceeding before
10 such agency that such licensee or applicant for any license
11 discriminate in its membership policies or practices on the basis
12 of race, color, religious creed or national origin except that
13 nothing in this subsection (1) shall be construed to apply to
14 any organization established or maintained for the purpose of
15 promoting ethnic cultures or religious principles; or

16 (2) if it has been determined in any judicial proceeding
17 before any court or in any administrative proceeding before the
18 Massachusetts Commission Against Discrimination that such
19 licensee or applicant for any license has committed an unlawful
20 practice, as defined in Section 4 of Chapter 151B, Section A of
21 Chapter 151C or Section 92A or 98 of Chapter 272, which
22 unlawful practice is still continuing, and if the Massachusetts

23 Commission Against Discrimination has notified such agency of
24 such determination.

25 Upon the petition of any citizen or agency of the Common-
26 wealth alleging discrimination as described in Subsection (1) or
27 (2) of this section in the membership practices or policies of a
28 licensee or applicant for any license which confers a special
29 economic benefit, such agency shall immediately investigate
30 such allegations and conduct appropriate hearings and other
31 proceedings in conformity with sections ten, eleven, and
32 twelve.