

HOUSE No. 2755

The Commonwealth of Massachusetts

PRESENTED BY:

Bradford R. Hill

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to public record fines.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Bradford R. Hill</i>	<i>4th Essex</i>
<i>Bruce E. Tarr</i>	<i>First Essex and Middlesex</i>
<i>Kimberly N. Ferguson</i>	<i>1st Worcester</i>
<i>Sheila C. Harrington</i>	<i>1st Middlesex</i>
<i>Susan Williams Gifford</i>	<i>2nd Plymouth</i>
<i>Shawn Dooley</i>	<i>9th Norfolk</i>
<i>Leonard Mirra</i>	<i>2nd Essex</i>
<i>Donald H. Wong</i>	<i>9th Essex</i>
<i>Kevin J. Kuros</i>	<i>8th Worcester</i>
<i>Antonio F. D. Cabral</i>	<i>13th Bristol</i>

HOUSE No. 2755

By Mr. Hill of Ipswich, a petition (accompanied by bill, House, No. 2755) of Bradford R. Hill and others for legislation to impose a fine for public officials in noncompliance with allowing access to public records. State Administration and Regulatory Oversight.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 2819 OF 2013-2014.]

The Commonwealth of Massachusetts

**In the One Hundred and Eighty-Ninth General Court
(2015-2016)**

An Act relative to public record fines.

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 10 of chapter 66 of the General Laws, as appearing in the 2012
2 Official Edition, is hereby amended by striking the fourth sentence of paragraph (b) and inserting
3 in place thereof the followings:-

4 If the custodian refuses or fails to comply with any such order within 10 days following
5 notification of such order, the custodian shall be deemed in violation of the duties required of
6 him by this chapter and subject to the penalties prescribed under section 15. The supervisor of
7 records shall notify the attorney general or the appropriate district attorney thereof who shall take
8 whatever measures he deems necessary to insure compliance with the provisions of this section.

9 Section 2. Section 15 of chapter 66 of the General Laws, as so appearing, is hereby
10 amended by striking the last sentence and inserting in place thereof the following:-

11 Any public officer who refuses or neglects to perform any duty required of him by this
12 chapter, including failure to comply with an order from the supervisor of records made pursuant
13 to paragraph (b) of section 10, shall for each day of such neglect or refusal be punished by a fine
14 of not more than \$100.