

SENATE No. 977

The Commonwealth of Massachusetts

PRESENTED BY:

Bruce E. Tarr

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 Feoffees.

PETITION OF:

NAME:

DISTRICT/ADDRESS:

Bruce E. Tarr

First Essex and Middlesex

Bradford Hill

4th Essex

SENATE No. 977

By Mr. Tarr, a petition (accompanied by bill, Senate, No. 977) of Bruce E. Tarr and Bradford Hill for legislation relative to Feoffees. Municipalities and Regional Government.

The Commonwealth of Massachusetts

In the Year Two Thousand Thirteen

An Act relative to Feoffees.

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. Chapter 5 of the Acts of 1765 is hereby amended by striking out Section 2
2 in its entirety and inserting in place thereof the following:-

3 The Feoffees of the Grammar School in the Town of Ipswich shall consist of seven
4 individuals. The trust shall be administered by a body of Feoffees as follows: (i) two Feoffees
5 appointed by the Ipswich School Committee; (ii) two Feoffees appointed by the Ipswich Board
6 of Selectmen; (iii) two Feoffees appointed by the Ipswich Town Finance Committee; and (iv)
7 one Feoffee appointed by the Life Feoffees in accordance with the Essex Probate and Family
8 Court Trust Administration Order.

9 The term of office for each Feoffee shall be three years, except that to implement
10 staggered terms, the first initial term served shall be two years for one Feoffee appointed by the
11 School Committee, one Feoffee appointed by the Board of Selectmen, and one Feoffee appointed
12 by the Finance Committee. A Feoffee shall hold office until his or her successor is duly
13 appointed, or until he or she sooner resigns, is removed, becomes disqualified, or dies.

14 To be eligible to be appointed as a Feoffee or to continue to serve as a Feoffee, a person's
15 primary residence shall be in Ipswich. Persons shall be appointed who possess expertise and
16 skills that will enable the Feoffees collectively to carry out their responsibilities. No person may
17 be appointed as a Feoffee or continue to serve as a Feoffee who has been convicted of a felony or
18 a crime involving dishonesty, false statement, theft, fraud, or moral turpitude.

19 Feoffees shall serve without compensation, but reasonable and necessary trust-related
20 expenses may be paid, such trust-paid expenses to be reported in writing at least quarterly and in
21 detail to the School Committee, the Board of Selectmen and the Finance Committee.

22 This act shall take effect upon the approval by the Essex division of the probate and
23 family court department of the trial court of changes to the will of the late William Paine that are
24 consistent with the provisions of this act.