

**HOUSE . . . . . No. 1100**

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**The Commonwealth of Massachusetts**

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PRESENTED BY:

***William C. Galvin***

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*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 the management of condominium associations.

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PETITION OF:

NAME:

*William C. Galvin*

DISTRICT/ADDRESS:

*6th Norfolk*

**HOUSE . . . . . No. 1100**

By Mr. Galvin of Canton, a petition (accompanied by bill, House, No. 1100) of William C. Galvin for legislation to assist condominium association members in accessing certain paperwork. Housing.

**The Commonwealth of Massachusetts**

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

An Act relative to the management of condominium associations.

*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. Subsection (c) of section 10 of chapter 183A of the General Laws, as  
2 appearing in the 2012 Official Edition, is hereby amended by adding the following paragraph:-

3 Any party responsible for keeping records pursuant to this subsection who fails to comply  
4 with any provision of this subsection shall be punished by a fine of not more than \$1000;  
5 provided, however, that any appointed manager or managing agent who violates this subsection  
6 shall be prohibited from entering into any new contracts for management services with a  
7 corporation, trust or unincorporated association located within the commonwealth for a period of  
8 6 months from the date of said violation.

9 SECTION 2. Subsection (d) of said section 10 of said chapter 183A of the General Laws,  
10 as so appearing, is hereby amended by striking out the first paragraph and inserting in place  
11 thereof the following paragraph:-

12 The party responsible for keeping the records in clause (4) of subsection (c) shall:

13 (1) prepare a financial report, which shall include a balance sheet, income and expense  
14 statement and a statement of funds available in the various funds of the organization, within 120  
15 days of the end of the fiscal year;

16 (2) submit a copy of the financial report to the office of the attorney general within 30  
17 days of its completion;

18 (3) make a copy of the financial report available to all unit owners within 30 days of its  
19 completion;

20 (4) make a copy of the financial report available upon request to any mortgagee holding a  
21 recorded mortgage on a unit in the condominium; and

22 (5) cause the financial report to be reviewed by an independent certified public  
23 accountant in the manner set forth in this subsection.

24 SECTION 3. Said subsection (d) of said section 10 of said chapter 183A of the General  
25 Laws, as so appearing, is hereby further amended by adding the following paragraph:-

26 Any party responsible for preparing a financial report pursuant to this subsection who  
27 fails to comply with any provision of this subsection shall be punished by a fine of not more than  
28 \$1000; provided, however, that any appointed manager or managing agent who violates this  
29 subsection shall be prohibited from entering into any new contracts for management services  
30 with a corporation, trust or unincorporated association located within the commonwealth for a  
31 period of 6 months from the date of said violation.

32 SECTION 4. Subsection (f) of said section 10 of said chapter 183A of the General Laws,  
33 as so appearing, is hereby amended by adding the following paragraph:-

34           A manager or managing agent who fails to comply with any provision of this subsection  
35 shall be punished by a fine of not more than \$1000 and prohibited from entering into any new  
36 contracts for management services with a corporation, trust or unincorporated association located  
37 within the commonwealth for a period of 6 months from the date of said violation.

38           SECTION 5. Section 10 of chapter 183A of the General Laws, as so appearing, is hereby  
39 amended by adding the following subsection:-

40           (o) The attorney general shall enforce subsections (c), (d) and (f) and shall have the  
41 authority to promulgate rules and regulations and investigate claims of noncompliance relative to  
42 the enforcement of said subsections.