

SENATE No. 1756

The Commonwealth of Massachusetts

PRESENTED BY:

Benjamin B. Downing

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 regulating the sale of telephone transmission lines.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Benjamin B. Downing</i>	<i>Berkshire, Hampshire, Franklin and Hampden</i>
<i>Marjorie C. Decker</i>	<i>25th Middlesex</i>

SENATE No. 1756

By Mr. Downing, a petition (accompanied by bill, Senate, No. 1756) of Benjamin B. Downing and Marjorie C. Decker for legislation to regulate the sale of telephone transmission lines. Telecommunications, Utilities and Energy.

The Commonwealth of Massachusetts

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

An Act regulating the sale of telephone transmission lines.

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 15B of Chapter 166 of the General Laws, as appearing in the 2014
2 Official Edition, is hereby amended by striking out the first sentence, and inserting in place
3 thereof the following sentence:-

4 A corporation organized under the laws of the commonwealth for the transmission of
5 intelligence by electricity or by telephone, whether by electricity or otherwise, hereinafter called
6 the vendor corporation, may, pursuant to a vote of stockholders owning not less than two thirds
7 of its capital stock, at a meeting duly called for the purpose, sell or transfer to a corporation
8 organized for a similar purpose under the laws of the commonwealth or of another state,
9 hereinafter called the vendee corporation, and which owns a majority of the stock of the vendor
10 corporation, all or any of the property of the vendor corporation located upon, along, under and
11 across the public ways or elsewhere; provided, that any sale of lines for the transmission of
12 intelligence by telephone must include the transfer of all such lines owned by the vendor

13 corporation within the Commonwealth to the vendee corporation, and provided, that any such
14 vendee corporation, if a foreign corporation, is at the time of such sale or transfer engaged within
15 the commonwealth in interstate commerce and shall have been so engaged for not less than
16 twenty years immediately preceding such sale or transfer.