

HOUSE No. 2415

The Commonwealth of Massachusetts

PRESENTED BY:

Paul J. Donato

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 powers and duties of cities and towns.

PETITION OF:

| NAME: | DISTRICT/ADDRESS: | DATE ADDED: |
|-----------------------|-----------------------|------------------|
| <i>Paul J. Donato</i> | <i>35th Middlesex</i> | <i>1/20/2017</i> |

HOUSE No. 2415

By Mr. Donato of Medford, a petition (accompanied by bill, House, No. 2415) of Paul J. Donato for legislation to prohibit cities and towns from passing any rule, regulation, ordinance or by-law which interferes with interstate or intrastate trade or commerce. Municipalities and Regional Government.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 1833 OF 2015-2016.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninetieth General Court
(2017-2018)**

An Act relative to the powers and duties of cities and towns.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

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SECTION 1. Section 21 of chapter 40 of the General Laws, as appearing in the 2014 Official Edition, is amended in line 4 by inserting after the word “limits”, the following:—
, provided that, notwithstanding any general or special law to the contrary, a city or town may not make any rule, regulation, ordinance or by-law interfering with interstate or intrastate trade or commerce or regulating any product or consumer good, and provided further, that no language in this section shall restrict the authority of any city or town from filing a home rule petition under Article LXXXIX of the Articles of Amendment to the Constitution of the Commonwealth.