

**SENATE . . . . . No. 1336**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

*Anne M. Gobi*

*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 authorizing municipal use of the prudent investor standards.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>Anne M. Gobi</i>	<i>Worcester, Hampden, Hampshire and Middlesex</i>	
<i>Joanne M. Comerford</i>	<i>Hampshire, Franklin and Worcester</i>	<i>3/10/2021</i>
<i>Hannah Kane</i>	<i>11th Worcester</i>	<i>3/16/2021</i>
<i>Patrick M. O'Connor</i>	<i>Plymouth and Norfolk</i>	<i>4/23/2021</i>
<i>Adam J. Scanlon</i>	<i>14th Bristol</i>	<i>6/28/2021</i>
<i>John F. Keenan</i>	<i>Norfolk and Plymouth</i>	<i>8/31/2021</i>

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By Ms. Gobi, a petition (accompanied by bill, Senate, No. 1336) of Anne M. Gobi, Joanne M. Comerford and Hannah Kane for legislation to authorize municipal use of the prudent investor standards. Municipalities and Regional Government.

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[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE SENATE, NO. 1178 OF 2019-2020.]

**The Commonwealth of Massachusetts**

\_\_\_\_\_  
**In the One Hundred and Ninety-Second General Court  
(2021-2022)**  
\_\_\_\_\_

An Act authorizing municipal use of the prudent investor standards.

*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 54 of chapter 44 of the General Laws, as appearing in the 2016  
2 Official Edition, is hereby amended by inserting the following subtitle:

3           “(a) General Rule:”

4           Section 2. Said section is hereby amended by inserting at the end thereof, the following  
5 subsection:-

6           (b) Prudent Investor Rule

7           This paragraph shall take effect in any city, town or district upon acceptance in  
8 accordance with the provisions of General Laws Chapter 4, Section 4. Upon acceptance of this  
9 paragraph any city, town, or district may manage trust funds held in its custody as a combined

10 investment pool and may invest said funds in accordance with the provisions of the  
11 Massachusetts Prudent Investor Act of Chapter 203C of the General Laws and not in accordance  
12 with paragraph (a) of this section. If any provision of this paragraph conflicts with the terms of a  
13 bequest, trust, or other instrument that expresses the clear intent of the donor, then such funds  
14 may be managed and invested only in accordance with the terms of such bequest, trust, or other  
15 instrument.