

HOUSE No. 2999

The Commonwealth of Massachusetts

PRESENTED BY:

Daniel Cahill

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 nonprofit remote voting.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Daniel Cahill</i>	<i>10th Essex</i>	<i>1/16/2023</i>

HOUSE No. 2999

By Representative Cahill of Lynn, a petition (accompanied by bill, House, No. 2999) of Daniel Cahill relative to remote voting for certain public charities. State Administration and Regulatory Oversight.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Third General Court
(2023-2024)**

An Act relative to nonprofit remote voting.

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 XX:

2 Said section 6A of said chapter 180 of the General Laws, as so amended, is hereby
3 further amended by adding the following paragraph:

4 Unless otherwise provided in the articles of organization or bylaws, if authorized by the
5 board of directors: any annual, regular, or special meeting of members may be held at a physical
6 place, by means of remote communication, or by a hybrid model with both a physical place and
7 by means of remote communication; and subject to the articles and bylaws or such guidelines
8 and procedures as the board of directors may adopt, members not physically present at a meeting
9 of members may, by means of remote communications:

10 (1) participate in a meeting of members; and

11 (2) be deemed present in person and vote at a meeting of members whether such meeting
12 is to be held at a designated place, by means of remote communication, or by a hybrid model,
13 provided that:

14 (i) the corporation shall implement reasonable measures to verify that each person
15 deemed present and permitted to vote at the meeting by means of remote communication is a
16 member;

17 (ii) the corporation shall implement reasonable measures to provide such members a
18 reasonable opportunity to participate in the meeting and to vote on matters submitted to the
19 members, including an opportunity to read or hear the proceedings of the meeting substantially
20 concurrently with such proceedings; and

21 (iii) if any member votes or takes other action at the meeting by means of remote
22 communication, a record of such vote or other action shall be maintained by the corporation