

HOUSE No. 3142

The Commonwealth of Massachusetts

In the Year Two Thousand Nine

An Act relative to the Essex National Heritage Commission. ..

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. Notwithstanding any General or special law to the contrary, the
2 Commonwealth of Massachusetts shall recognize the Essex National Heritage Commission
3 (hereinafter “the Commission”), the administrative entity of the Essex National Heritage Area
4 (hereinafter “the Area”), proper and consistent with the Commission’s present recognition as a
5 public service entity by the United States Department of the Interior and the National Park
6 Service as established in the Federal Omnibus Parks and Public Lands Management Act of 1996,
7 division II, title V, section 504 of Public Law 104-333, and being in compliance with the federal
8 Executive Office of Management and Budget’s Circulars A-110, A-122, and A-133. Recognition
9 of the Commission does not “diminish, enlarge, or modify any right of the Commonwealth of
10 Massachusetts or any political subdivision thereof, to exercise civil and criminal jurisdiction or
11 to carry out State laws, rules, and regulations within the Area” [Federal law, Section 1029(d)(2)].

12 SECTION 2. The Commission, in its capacity as a not-for-profit
13 charitable organization under section 501(c)3 of the Federal tax code, and by providing essential
14 services to the people, businesses, organizations, and communities of the Commonwealth of

15 Massachusetts and in particular Essex County through the preservation, promotion, and
16 interpretation of the unique historical, cultural, and natural resources of the Area and its
17 collaborative efforts to build regional partnerships with local organizations, institutions,
18 businesses, sites, municipalities, agencies, individuals, and groups that further advance said
19 services, is hereby acknowledged to be an entity in the service of the public good of the
20 Commonwealth. As such, the Commission is hereby authorized to receive such appropriations
21 as the Court shall from time to time allow in accordance with the State and Federal laws current
22 to that effect.

23 SECTION 3. Nothing in this act or in the right to appropriation
24 recognized by this act shall interfere with or modify the rights or responsibilities of the
25 Commission, its officers, employees, or agents, or the Commonwealth of Massachusetts or any
26 subdivision thereof.

27 SECTION 4. This act and the provisions herein shall take effect
28 immediately upon passage of this act.