

HOUSE No. 4141

The Commonwealth of Massachusetts

In the Year Two Thousand Nine

An Act establishing a Commonwealth transportation fund..

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. Chapter 29 of the General Laws is hereby amended by inserting after
2 section 2YYY the following 2 sections:-

3 Section 2ZZZ. (a)There shall be established and set up on the books of the
4 commonwealth a separate fund to be known as the Commonwealth Transportation Fund which
5 shall be used exclusively for financing transportation-related purposes. There shall be credited to
6 the fund all fees received by the registrar of motor vehicles pursuant to section 34 of chapter 90,
7 all receipts paid into the treasury of the commonwealth and directed to be credited to the
8 Commonwealth Transportation Fund pursuant to chapters 64A, 64E, 64F and any other
9 applicable general or special law and all amounts appropriated into the fund by the general court.
10 The fund shall be subject to appropriation and shall be used for transportation related expenses of
11 the executive office of transportation or any successor agency or authority, including to pay or
12 reimburse the General Fund for payment of debt service on bonds issued by, or otherwise
13 payable pursuant to a lease or other contract assistance agreement by, the commonwealth for
14 transportation purposes.

15 (b) Notwithstanding subsection (a), the crediting of receipts from the tax imposed
16 pursuant to chapter 64A to the fund shall not affect the obligations of the commonwealth relating
17 to notes issued pursuant to sections 9 to 10D, inclusive, of chapter 11 of the acts of 1997 and the
18 pledge of receipts from the portion of the tax per gallon imposed pursuant to said chapter 64A
19 equal to 10 cents per gallon, to secure the payment of such bonds under the circumstances
20 described in the trust agreements relating to such notes is hereby ratified and confirmed in all
21 respects and shall remain in full force and effect as long as any such notes issued as of July 1,
22 2009 remain outstanding in accordance with their terms and secured by funds in the fund.

23 SECTION 2. This act shall take effect as of July 1, 2009.