

**HOUSE . . . . . No. 2840**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

*John C. Velis*

*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 providing for transfers of land in Westfield.

PETITION OF:

NAME:

DISTRICT/ADDRESS:

*John C. Velis*

*4th Hampden*

*Donald F. Humason, Jr.*

*Second Hampden and Hampshire*

**HOUSE . . . . . No. 2840**

By Mr. Velis of Westfield, a petition (accompanied by bill, House, No. 2840) of John C. Velis and Donald F. Humason, Jr., that the Commissioner of the Division of Capital Asset Management and Maintenance be authorized to transfer a certain parcel of land in the city of Westfield to the Office of the Chief Medical Examiner for construction purposes. State Administration and Regulatory Oversight.

**The Commonwealth of Massachusetts**

**In the One Hundred and Eighty-Ninth General Court  
(2015-2016)**

An Act providing for transfers of land in Westfield.

*Whereas*, The deferred operation of this act would tend to defeat its purpose, which is to facilitate the use of state property for critical public functions, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public [Emergency Preamble Context].

*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 commissioner of the division of capital asset management and maintenance, in consultation with  
3 the chief medical examiner and the commissioner of the department of public health, may  
4 transfer to the chief medical examiner a parcel of land and improvements thereon and easements  
5 appurtenant thereto in the city of Westfield to the office of the chief medical examiner for the  
6 construction of a regional facility for the use of the chief medical examiner. The parcel is  
7 currently in the care and control of the department of public health and is located on the westerly  
8 side of East Mountain road north of the western Massachusetts hospital. The parcel contains  
9 approximately 7.7 acres of land and is improved with a storage building having an address of

10 240 East Mountain Road. The exact boundaries of the parcel and any appurtenant easements  
11 shall be determined by the division of capital asset management and maintenance based on a  
12 final survey. The transfer agreement may provide that the existing storage building and other  
13 buildings on the parcel may continue to be used by the department of public health until such  
14 time as they are no longer needed by said department.

15 SECTION 2. Upon construction of the regional facility referenced in section 1, the  
16 division of capital asset management and maintenance may assume the control and supervision  
17 of the management, repair, and maintenance operations of the facility and other improvements to  
18 the extent agreed upon between the commissioner and the chief medical examiner, with the  
19 approval of the secretary of administration and finance. Upon approval of any such agreement,  
20 the secretary of administration and finance shall forthwith file a written notice with the  
21 comptroller and the house and senate committees on ways and means, specifying the scope of the  
22 authority so granted to the division and the duration thereof. Where the commissioner has  
23 assumed such control and supervision, the commissioner shall make quarterly reports to the  
24 secretary of administration and finance on the status of such maintenance, management and  
25 repair operations so assumed.

26 SECTION 3. Notwithstanding any general or special law to the contrary, the  
27 commissioner of the division of capital asset management and maintenance, in consultation with  
28 the commissioner of the department of youth services and the commissioner of the department of  
29 public health, may transfer from the department of public health to the department of youth  
30 services a parcel of land for the use of the department of youth services. The parcel is located on  
31 the easterly side of East Mountain road at the intersection of Springfield road in the town of  
32 Westfield. Said parcel consists of approximately 3.6± acres of land and is improved with the

33 facility known as the Hampden county secure detention facility which is being used by the  
34 department of youth services. The boundaries of said parcel shall be determined by the  
35 commissioner of the division of capital asset management and maintenance based on a survey.

36 SECTION 4. Notwithstanding any general or special law to the contrary, the  
37 commissioner of the division of capital asset management and maintenance, in consultation with  
38 the commissioner of the department of youth services and the commissioner of the department of  
39 public health, may transfer from the department of youth services to the department of public  
40 health an unimproved parcel of land in the town of Westfield consisting of approximately 3.0±  
41 acres adjacent to the easterly boundary of the parcel described in section 3 and adjacent to the  
42 southerly side of property of the western Massachusetts hospital. The parcel shall used for  
43 public health purposes. The boundaries of said parcel shall be determined by the commissioner  
44 of the division of capital asset management and maintenance based on a survey.