

HOUSE No. 847

The Commonwealth of Massachusetts

PRESENTED BY:

Smitty Pignatelli

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 establishing the snowmobile trail maintenance fund.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Smitty Pignatelli</i>	<i>4th Berkshire</i>	<i>1/18/2019</i>

HOUSE No. 847

By Mr. Pignatelli of Lee, a petition (accompanied by bill, House, No. 847) of Smitty Pignatelli relative to establishing the snowmobile trail maintenance fund for the grooming, maintaining, and repairing of certain publicly-owned trails. Environment, Natural Resources and Agriculture.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-First General Court
(2019-2020)**

An Act establishing the snowmobile trail maintenance 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 Chapter 29 of the General Laws, as appearing in the 2016 Official Edition, is hereby
2 amended by inserting after section 2RRRR the following section:-

3 Section 2XXX. There shall be established and set upon the books of the commonwealth a
4 separate fund to be known as the Snowmobile Trail Maintenance Fund, the funds of which shall
5 be administered and expended by the Secretary of the Executive Office of Energy and
6 Environmental Affairs for the grooming, maintaining, and repairing of publicly-owned trails
7 marked and designated for use by snow vehicles as defined in section 20 of Chapter 90B. The
8 Secretary of the Executive Office of Energy and Environmental Affairs shall contract with an
9 organization promoting snowmobile safety and working toward the development, maintenance,
10 and expansion of an interconnected snowmobile trail system throughout Massachusetts to
11 expend these funds, provided that revenues retained not exceeding 5 per cent be expended by the
12 Secretary for law enforcement and administrative costs associated with the administration and

13 implementation of this fund. Said contract shall be issued annually, and at a time of year to be
14 determined by Secretary of the Executive Office of Energy and Environmental Affairs

15 The Secretary of the Executive Office of Energy and Environmental Affairs shall report
16 annually to the house and senate committees on ways and means and the joint committee on
17 environment, natural resources and agriculture on income received into the fund and sources of
18 that income, any expenditure from the fund and their purposes, and fund balances.

19 The Snowmobile Trail Maintenance Fund may receive monies from: (1) gifts, grants and
20 donations from public or private sources; (2) federal reimbursements and grants-in-aid; (3) fines
21 collected pursuant to section 27F of Chapter 90B; and (4) any interest earned from the fund. The
22 state treasurer shall receive, deposit and invest funds held in such a manner as to ensure the
23 highest interest rate available consistent with the safety of the fund. The books and records of the
24 fund shall be subject to an annual audit by the state auditor. The Secretary of the Executive
25 Office of Energy and Environmental Affairs may expend such funds and no expenditure from the
26 fund shall cause it to be in deficiency at the close of a fiscal year. Monies deposited in the fund
27 that are unexpended at the end of the fiscal year shall not revert to the General Fund and shall be
28 available for expenditure in the subsequent year and shall not be subject to section 5C of chapter
29 29.