

**HOUSE . . . . . No. 286**

**The Commonwealth of Massachusetts**

PRESENTED BY:

*Carmine Lawrence Gentile and Lindsay N. Sabadosa*

*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 authorizing municipalities to expend certain funds for the acquisition of land to be used for rail trails.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Carmine Lawrence Gentile</i>	<i>13th Middlesex</i>	<i>1/21/2021</i>
<i>Lindsay N. Sabadosa</i>	<i>1st Hampshire</i>	<i>1/22/2021</i>
<i>Tommy Vitolo</i>	<i>15th Norfolk</i>	<i>2/1/2021</i>
<i>Maria Duaiame Robinson</i>	<i>6th Middlesex</i>	<i>2/1/2021</i>
<i>Jack Patrick Lewis</i>	<i>7th Middlesex</i>	<i>2/1/2021</i>
<i>Hannah Kane</i>	<i>11th Worcester</i>	<i>2/1/2021</i>
<i>Steven C. Owens</i>	<i>29th Middlesex</i>	<i>2/1/2021</i>
<i>Steven S. Howitt</i>	<i>4th Bristol</i>	<i>2/1/2021</i>
<i>Michelle L. Ciccolo</i>	<i>15th Middlesex</i>	<i>2/1/2021</i>
<i>Steven G. Xiarhos</i>	<i>5th Barnstable</i>	<i>2/1/2021</i>
<i>Brian W. Murray</i>	<i>10th Worcester</i>	<i>2/1/2021</i>
<i>Joseph D. McKenna</i>	<i>18th Worcester</i>	<i>2/1/2021</i>
<i>Thomas M. Stanley</i>	<i>9th Middlesex</i>	<i>2/5/2021</i>
<i>James M. Kelcourse</i>	<i>1st Essex</i>	<i>2/10/2021</i>
<i>Bud L. Williams</i>	<i>11th Hampden</i>	<i>2/17/2021</i>
<i>Bradley H. Jones, Jr.</i>	<i>20th Middlesex</i>	<i>2/19/2021</i>
<i>David F. DeCoste</i>	<i>5th Plymouth</i>	<i>2/19/2021</i>

<i>Tami L. Gouveia</i>	<i>14th Middlesex</i>	<i>2/22/2021</i>
<i>Christina A. Minicucci</i>	<i>14th Essex</i>	<i>2/24/2021</i>
<i>Kate Lipper-Garabedian</i>	<i>32nd Middlesex</i>	<i>2/26/2021</i>
<i>Ruth B. Balsler</i>	<i>12th Middlesex</i>	<i>2/26/2021</i>
<i>Christopher Hendricks</i>	<i>11th Bristol</i>	<i>2/26/2021</i>
<i>Tram T. Nguyen</i>	<i>18th Essex</i>	<i>2/26/2021</i>
<i>James B. Eldridge</i>	<i>Middlesex and Worcester</i>	<i>2/26/2021</i>
<i>Mathew J. Muratore</i>	<i>1st Plymouth</i>	<i>2/26/2021</i>
<i>James K. Hawkins</i>	<i>2nd Bristol</i>	<i>2/26/2021</i>
<i>Joanne M. Comerford</i>	<i>Hampshire, Franklin and Worcester</i>	<i>3/3/2021</i>
<i>Adam J. Scanlon</i>	<i>14th Bristol</i>	<i>3/1/2021</i>

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By Representatives Gentile of Sudbury and Sabadosa of Northampton, a petition (accompanied by bill, House, No. 286) of Carmine Lawrence Gentile, Lindsay N. Sabadosa and others relative to authorizing municipalities to expend certain funds for the acquisition of land to be used for rail trails. Community Development and Small Businesses.

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**The Commonwealth of Massachusetts**

**In the One Hundred and Ninety-Second General Court  
(2021-2022)**

An Act authorizing municipalities to expend certain funds for the acquisition of land to be used for rail trails.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1            Subsection (b) of section 5 of chapter 44B of the General Laws, as appearing in the 2018  
2 Official Edition, is hereby amended by adding the following paragraph:-

3            (4) With respect to land for recreational use, the community preservation committee may  
4 recommend and the legislative body may appropriate funds for the acquisition of land held for  
5 railroad purposes to be used by the city or town as a trail for recreational use and,  
6 notwithstanding subsection (a) of section 12, land acquired pursuant to this sentence may be  
7 subject to any property interest, including restrictions or reversionary interests, required to be  
8 held by the grantor or the United States pursuant to the National Trails System Act of 1968,  
9 codified at 16 U.S.C. section 1241, et seq. and, notwithstanding any provision of the definition of  
10 “real property interest” in section 2 to the contrary, land acquired pursuant to this sentence shall  
11 be considered a real property interest for purposes of this chapter.