

SENATE No. 2338

The Commonwealth of Massachusetts

PRESENTED BY:

Adam G. Hinds

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 financing the Chapter 90 local road program.

PETITION OF:

NAME:

Adam G. Hinds

DISTRICT/ADDRESS:

*Berkshire, Hampshire, Franklin and
Hampden*

SENATE No. 2338

By Mr. Hinds, a petition (accompanied by bill, Senate, No. 2338) of Adam G. Hinds for legislation to finance the Chapter 90 local road program. Transportation.

The Commonwealth of Massachusetts

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

An Act financing the Chapter 90 local road program.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to finance forthwith certain improvements to the commonwealth’s transportation system, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

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. To provide for a two year program of state assistance to cities and towns to
2 maintain and improve municipal roads and related public infrastructure, the sums set forth in
3 section 2 for the purposes and subject to the conditions specified in this act, are hereby made
4 available, subject to the laws regulating the disbursement of public funds. The sums made
5 available in this act shall be in addition to any amounts previously appropriated or made
6 available for these purposes.

7 SECTION 2. MASSACHUSETTS DEPARTMENT OF TRANSPORTATION Highway
8 Division 6122-1825. For the construction and reconstruction of municipal ways as described in
9 clause (b) of the second paragraph of section 4 of chapter 6C of the General Laws; provided, that
10 a city or town shall comply with the procedures established by the Massachusetts Department of

11 Transportation; provided further, that a city or town may expend, without further appropriation,
12 for these projects amounts not in excess of the amount provided to the city or town under this
13 item upon preliminary notice of such amount, which shall be provided by the department to the
14 city or town not later than March 1 of each year; and provided further, that the commonwealth
15 shall reimburse a city or town under this item, subject to the availability of funds as provided in
16 section 9G of chapter 29 of the General Laws, within 30 days after receipt by the department of a
17 request for reimbursement from the city or town, which request shall include certification by the
18 city or town that actual expenses have been incurred on projects eligible for reimbursement
19 under this item and that the work has been completed to the satisfaction of the city or town
20 according to the specifications of the project and in compliance with applicable laws and
21 procedures established by the department.....\$600,000,000.

22 SECTION 3. To meet the expenditures necessary in carrying out section 2, the state
23 treasurer shall, upon request of the governor, issue and sell bonds of the commonwealth in an
24 amount to be specified by the governor from time to time but not exceeding, in the aggregate,
25 \$600,000,000. All bonds issued by the commonwealth as aforesaid shall be designated on their
26 face, Municipal Roads Act of 2021, and shall be issued for a maximum term of years, not
27 exceeding 30 years, as recommended by the governor pursuant to section 3 of Article LXII of the
28 Amendments to the Constitution. All such bonds shall be payable not later than June 30, 2060.
29 All interest and payments on account of principal on these obligations shall be payable from the
30 General Fund. Notwithstanding any general or special law to the contrary, bonds issued under
31 this section and interest thereon shall be general obligations of the commonwealth.