

SENATE No. 376

The Commonwealth of Massachusetts

PRESENTED BY:

Michael J. Rodrigues

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 a Horseneck Beach Reservation Trust Fund.

PETITION OF:

NAME:

DISTRICT/ADDRESS:

Michael J. Rodrigues

Paul A. Schmid, III

8th Bristol

SENATE No. 376

By Mr. Rodrigues, a petition (accompanied by bill, Senate, No. 376) of Michael J. Rodrigues and Paul A. Schmid, III for legislation to establish a Horseneck Beach Reservation Trust Fund. Environment, Natural Resources and Agriculture.

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act establishing a Horseneck Beach Reservation Trust 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 10 of the General Laws is hereby amended by inserting after
2 Section 3500 the following section:-

3 Section 35PP. (a) There shall be established and set up on the books of the
4 commonwealth a separate fund to be known as the Horseneck Beach Reservation Trust Fund to
5 be used, without further appropriation, for the long-term preservation, maintenance, nourishment
6 and safety of Horseneck Beach in the town of Westport. Any balance in the fund at the end of the
7 fiscal year shall not revert to the General Fund, but shall remain available for expenditure in
8 subsequent fiscal years. No expenditure made from the fund shall cause the fund to become
9 deficient at any point during a fiscal year. An annual report to include projects undertaken,
10 expenditures made, and income received by the fund shall be submitted to the clerks of the house
11 and senate and to the house and senate committee on ways and means no later than October 1
12 each year.

13 (b) Notwithstanding any general or special law to the contrary, the department of
14 conservation and recreation shall impose a surcharge of \$1 upon each fee charged and collected
15 from admission to, and parking in, the Horseneck Beach Reservation. The additional monies
16 collected from the surcharge shall be deposited into the Horseneck Beach Reservation Trust
17 Fund. Expenditures by the trust for public safety shall first be made available to the town of
18 Westport's police, fire, ambulance and emergency personnel. No later than November 30 of each
19 year, a representative from the department of conservation and recreation shall meet with the
20 Westport board of selectmen to discuss the maintenance and safety plan for the next calendar
21 year as well as the balance and expenditures from the Westport Beach Reservation Trust Fund.