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[Senate, October 6, 1977 — Substituted by amendment by the Senate (Bulger) as a new text for the engrossed House Bill, No. 6483]

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## The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Seventy-seven.

1 SECTION 1. The eighth clause of the second paragraph of  
2 section 2 of chapter 161B of the General Laws, as appearing  
3 in section 1 of chapter 1141 of the acts of 1973, is hereby  
4 amended by striking out, in line 1, the heading, and inserting  
5 in place thereof the following heading: — “The Pioneer  
6 Valley Transit Authority”.

1 SECTION 2. Said chapter 161B is hereby amended by strik-  
2 ing out section 3, as appearing in section 1 of chapter 1141 of  
3 the acts of 1973, and inserting in place thereof the following  
4 section: —

5 *Section 3.* Any city or town, or group or combination of  
6 cities or towns, other than a city or town included in the  
7 Massachusetts Bay Transportation Authority may, subject to  
8 the approval of the secretary, and upon compliance with the  
9 provisions of this section, by majority vote of the city council  
10 or majority vote of the town meeting or majority vote of any  
11 other legislative body, respectively, be made into a body pol-  
12 itic and corporate and a political subdivision of the com-  
13 monwealth under the name of the municipality within the  
14 new authority having the greatest population, or under any  
15 other appropriate regional name agreed to be a majority of  
16 the member municipalities, and followed by the words “Trans-  
17 it Authority”.

18 Any such authority shall be deemed to be established upon  
19 written notification to the governor that the member munic-  
20 ipalities have voted to establish a regional transit authority.  
21 Having so notified the governor, the advisory board estab-  
22 lished pursuant to section five shall proceed to appoint an  
23 administrator in accordance with section four. Once estab-  
24 lished, each such authority shall have the same powers, lim-  
25 itations, duties and organization as an authority established  
26 pursuant to section fourteen and shall in all respects be sub-  
27 ject to the provisions of this chapter, except section fourteen,  
28 as if it were an authority so established.

29 Any city or town or group or combination of cities and  
30 towns, other than a city or town included in the Massachu-  
31 setts Bay Transportation Authority or in an authority estab-  
32 lished pursuant to section fourteen may, by majority vote of  
33 the city council or of the town meeting or majority vote of  
34 any other legislative body, respectively, subject to the ap-  
35 proval of the secretary, and subsequent to the notification of  
36 the advisory board to such authority by the secretary, join  
37 an authority which is not separated from said city or town or  
38 group or combination of cities and towns by more than one  
39 other municipality.

1 SECTION 3. The first paragraph of section 5 of said chapter  
2 161B is hereby amended by striking out the first sentence of  
3 said paragraph and inserting in place thereof the following  
4 sentence: — There shall be an advisory board to each author-  
5 ity consisting of the city manager, in the case of Plan D or  
6 Plan E city, or the mayor of each other city, and the chairman  
7 of the board of selectmen of each town having such board, or  
8 the town manager or town administrator of each other town.

1 SECTION 4. Paragraph (f) of section 6 of said chapter 161B  
2 is hereby amended by striking out, in lines 6 and 7, the words  
3 “held or later acquired by the authority”, and is further  
4 amended by striking out, in lines 14 and 15, the words “which  
5 is to be financed from the proceeds of bonds or bond anticipa-  
6 tion notes and”.

1 SECTION 5. Paragraph (m) of said section 6 of said chap-  
2 ter 161B is hereby amended by striking out, in line 2, the  
3 word “corporation” and inserting in place thereof the follow-  
4 ing word: — authority.

1 SECTION 6. Paragraph (c) of section 8 of said chapter 161B  
2 is hereby amended by striking out, in line 3, the word “cor-  
3 poration” and inserting in place thereof the following  
4 word: — authority.

1 SECTION 7. Section 8 of said chapter 161B is hereby fur-  
2 ther amended by striking out paragraph (h) and inserting  
3 in place thereof the following paragraph: —

4 (h) All current expenses of the authority shall be in ac-  
5 cordance with an annual budget prepared by the administra-  
6 tor and submitted to the advisory board no later than April

7 first of each year for the ensuing fiscal year. On or before  
8 June first the advisory board shall approve said budget as  
9 submitted or subject it to such itemized reductions therein  
10 as the advisory board shall deem appropriate.

1 SECTION 8. Section nine of said chapter 161B is hereby  
2 amended by striking out the first sentence and inserting in  
3 place thereof the following sentence: — If in any year the  
4 commonwealth shall be called upon to pay any amount on ac-  
5 count of the net cost of service of any regional transit au-  
6 thority, the total amount of such net cost of service shall be  
7 assessed upon the cities and towns which are members of such  
8 authority in the proportion which the loss attributable to each  
9 route in each such city or town bears to the loss attributable  
10 to all such routes in all such cities and towns.

1 SECTION 9. Section 14 of said chapter 161B is hereby  
2 amended by striking out the second paragraph and inserting  
3 in place thereof the following paragraph: —

4 The membership of the authority upon its establishment as  
5 provided in this section shall consist of those cities and towns  
6 which affirmatively vote for the formation of the authority as  
7 provided in the first paragraph. Nothing contained in this  
8 section shall prevent any city or town, including a city or  
9 town which did not vote for the formation of the authority  
10 under the first paragraph from joining an authority subse-  
11 quent to the formation thereof.

1 SECTION 10. Section 15 of said chapter 161B is hereby  
2 amended by striking out the first paragraph and inserting in  
3 place thereof the following paragraph: —

4 Any city or town which is a member of an authority may  
5 place upon the official ballot at any biennial or regular or  
6 special city election or annual or special town election the  
7 following question: —

8 "Shall this (city, town) continue to be a member of the  
9 (name) Regional Transit Authority?"

YES
NO

1 SECTION 11. The second paragraph of section fifteen of said

2 chapter 161B as so appearing is hereby further amended by  
3 striking out in the second sentence, in line 12, the word  
4 "Transportation", and inserting in place thereof the word: —  
5 Transit.

1 SECTION 12. Chapter 1141 of the acts of 1973 is hereby  
2 amended by striking out section 9A and inserting in place  
3 thereof the following section: —

4 *Section 9A.* The secretary of the executive office of trans-  
5 portation and construction is hereby authorized and directed  
6 to reserve sixteen million dollars of the twenty million dol-  
7 lars bonding authorization provided under section seventeen  
8 of chapter one hundred and sixty-one B of the General Laws,  
9 as inserted by section one of this act, for the following au-  
10 thorities established pursuant to section fourteen of said chap-  
11 ter one hundred and sixty-one B, in the following amounts:

Southeastern Regional Transit Authority .....	\$ 2,182,020
Greater Attleboro-Taunton Regional Transit Authority .....	1,110,818
Brockton Regional Transit Authority .....	1,446,385
Montachusets Regional Transit Authority .....	820,817
Merrimack Valley Regional Transit Authority .....	1,509,453
Lowell Regional Transit Authority .....	1,621,944
Berkshire Regional Transit Authority .....	630,734
Pioneer Valley Transit Authority .....	3,888,498
Worcester Regional Transit Authority .....	2,052,047
Cape Cod Regional Transit Authority .....	737,284
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	16,000,000

12 The four million dollars of bonding authorization under said  
13 section seventeen which is not reserved as provided in the  
14 first paragraph may be distributed by the secretary to any  
15 authority established under chapter one hundred and sixty-one  
16 B based on the need of said authorities for capital funds.

17 If an authority listed in the first paragraph has not been  
18 created in any of the above areas within three years of the  
19 passage of this act, or if any of the bonding authorization re-  
20 served for an authority under the first paragraph is not util-  
21 ized within five years of the passage of this act, such bonding  
22 authorization reserved to such authority or such unused por-  
23 tion shall revert to the discretionary portion of the bonding  
24 authorization provided in the second paragraph and shall be  
25 distributed by the secretary as provided in such paragraph.