

Substituted by the House, on motion of Mr. Aguiar of Swansea, for a bill with the same title (House, No. 2417). May 11.

The Commonwealth of Massachusetts

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

AN ACT RELATIVE TO THE POWERS AND DUTIES OF THE SOUTHEASTERN REGIONAL PLANNING AND ECONOMIC DEVELOPMENT DISTRICT.

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. Section 12 of chapter 40B of the General
2 Laws, as appearing in chapter 663 of the acts of 1968, is
3 hereby amended by adding the following sentence: —

4 Notwithstanding any of the foregoing provisions, the com-
5 mission shall be empowered to increase its membership in order
6 to provide representation of low-income and minority groups
7 and other interests.

1 SECTION 2. Section 13 of said chapter 40B, as so appear-
2 ing, is hereby amended by striking out the fifth and sixth
3 sentences and inserting in place thereof the following two
4 sentences: —

5 Upon the expiration of a term of a member of the advisory
6 committee or upon written resignation, his successor shall be
7 appointed in like manner for a term of three years, or for the
8 balance of the unexpired term. A member may be removed and
9 a vacancy declared by a majority vote of the advisory commit-
10 tee at a regular meeting thereof, consequent upon three con-
11 secutive absences from regular advisory committee meetings,
12 and his successor shall be appointed in like manner for the
13 balance of the unexpired term.

1 SECTION 3. Section 14 of said chapter 40B, as so appear-
2 ing, is hereby amended by inserting after the penultimate
3 paragraph the following paragraph: –

4 The district may authorize debt by a majority vote of the com-
5 mission in anticipation of any and all revenue earned but not
6 received. Notes issued under authority of this section shall be
7 in the name of and upon the full faith and credit of the
8 district, and said notes shall be signed by the treasurer of the
9 district, and the chairman of the commission shall countersign
10 and approve them in the presence of the secretary of the
11 district who shall certify to the fact on the face thereof. Such
12 notes shall be payable, and shall be paid not later than one
13 year from their dates, and shall not be renewed or paid by the
14 issue of new notes.

1 SECTION 4. Said chapter 40B is hereby further amended by
2 striking out section 15, as so appearing, and inserting in place
3 thereof the following section: –

4 *Section 15.* The commission shall elect annually at its meet-
5 ing held in the month of April by and from its members a
6 chairman, a vice-chairman, a secretary and a treasurer, each of
7 whom shall hold office until his successor is elected and quali-
8 fied. The commission shall from time to time fill any vacancy
9 in such an office for the unexpired term thereof.

10 The immediate past chairman shall be an officer ex-officio.

11 The commission may also elect an assistant treasurer who
12 may exercise all the powers and duties of the treasurer in the
13 absence of the treasurer.

14 The commission shall meet during the months of April, July,
15 October and January and at such other times as the commis-
16 sion shall determine.

17 The commission shall establish rules of procedure for its
18 activities and the activities of all committees, and shall keep a
19 complete and accurate record of the substance of its meetings,
20 transactions, resolutions, findings and determinations, all of
21 which shall be a public record.

22 The executive director, treasurer and assistant treasurer shall
23 give the commission a bond, with a surety company authorized
24 to transact business in the commonwealth as surety for the
25 faithful performance of their duties in such sum and upon such
26 conditions as the commission may require.

27 There may be an executive committee, elected annually,
28 consisting of (1) the officers of the commission, who shall serve
29 as the officers of the executive committee, (2) four members of
30 the commission who shall be elected by a majority vote of the
31 commission and who shall be selectmen or designees of select-
32 men, (3) four members of the commission who shall be elected
33 by a majority vote of the commission and who shall be repre-
34 sentatives of the planning boards, and (4) the mayor or city
35 manager or his designee of each city serving as a member of
36 the commission; provided, however, that each re-development
37 area within the district as designated by the Secretary of
38 Commerce of the United States pursuant to the Public Works
39 and Economic Development Act of 1965, shall be entitled to
40 have at least one member on the executive committee among
41 the members who are either mayors or their designees or the
42 selectmen or their appointees.

43 The commission may appoint from among its members such
44 other special and standing committees as it shall deem neces-
45 sary and all such committees shall exercise such powers, dis-
46 charge such responsibilities, and perform such duties as the
47 commission may delegate thereto by vote or its by-laws. The
48 commission, at its discretion, may appoint additional persons
49 to any committee from outside the membership of the commis-
50 sion.

51 The members of the commission shall serve without compen-
52 sation, but shall receive payment for necessary expenses, in-
53 cluding travel incurred in the performance of their duties.

54 The commission shall establish such technical advisory com-
55 mittees as may be needed to assist the executive director in
56 planning and developing the programs and projects of the
57 commission. The commission, at its discretion, may appoint
58 additional persons to any committee from outside the member-
59 ship of the commission. The chairman, commissioner or head
60 of any state, county or municipal agency, and any public
61 authority operating within the district if permitted by its trust
62 indentures to do so, shall delegate one or more well-qualified
63 representatives from the agency or authority to serve on any of
64 the said technical advisory committees when so requested by
65 the commission.

1 SECTION 5. The first paragraph of section 17 of said chap-
2 ter 40B, as so appearing, is hereby amended by striking out the
3 last sentence and inserting in place thereof the following sen-
4 tence: — The commission shall approve all contracts.