

SENATE No. 506

The Commonwealth of Massachusetts

SENATE, May 24, 1943.

The committee on bills in the Third Reading, to which was referred the House Bill apportioning certain expenses of the offices of the State Treasurer, the State Auditor and the Commission on Administration and Finance among certain State and metropolitan district funds (printed in House, No. 1295, Appendix 8); and the House Bill providing that federal highway grants shall be paid into the Highway Fund (House, No. 1748); reports recommending that the same be amended by substituting therefor a new draft entitled "An Act providing that certain federal highway grants shall be paid into the Highway Fund, and further regulating the purposes for which said fund shall be used" (Senate, No. 506), and that, when so amended, the same will be correctly drawn.

For the committee,

NEWLAND H. HOLMES.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Forty-Three.

AN ACT PROVIDING THAT CERTAIN FEDERAL HIGHWAY GRANTS SHALL BE PAID INTO THE HIGHWAY FUND, AND FURTHER REGULATING THE PURPOSES FOR WHICH SAID FUND SHALL BE USED.

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 ten of the General Laws is
2 hereby amended by striking out section eight, as
3 amended by section one of chapter one hundred and
4 eighty of the acts of nineteen hundred and thirty-
5 two, and inserting in place thereof the following
6 section:—

7 *Section 8.* He shall receive from the United
8 States all sums of money payable to the common-
9 wealth under any act of congress for the construction
10 of any highways therein. The sums so received shall
11 be credited to the Highway Fund.

1 SECTION 2. Chapter ninety of the General Laws
2 is hereby amended by striking out section thirty-four,
3 as amended, and inserting in place thereof the follow-
4 ing section:—

5 *Section 34.* The fees received under the preceding
6 sections, together with all other fees received by the
7 registrar or any other person under the laws of the

8 commonwealth relating to the use and operation of
9 motor vehicles and trailers, shall be paid by the
10 registrar or by the person collecting the same into the
11 treasury of the commonwealth, and said fees, together
12 with all contributions and assessments paid into the
13 state treasury by cities, towns or counties for main-
14 taining, repairing, improving and constructing ways,
15 whether before or after the work is completed, all
16 refunds and rebates made on account of expenditures
17 on ways by the department of public works, all
18 receipts paid into the treasury of the commonwealth
19 under the provisions of chapter sixty-four A, and all
20 receipts received by the state treasurer under the pro-
21 visions of section eight of chapter ten shall be credited
22 on the books of the commonwealth to a fund to be
23 known as the Highway Fund. Said Highway Fund,
24 subject to appropriation, shall be used as follows:

25 (1) Such portion as is authorized shall be expended
26 to carry out the provisions of law relative to the use
27 and operation of motor vehicles and trailers and for
28 expenses authorized to administer the law relative to
29 the taxation of the sales of gasoline and certain other
30 motor vehicle fuel;

31 (2) The balance then remaining shall be used —

32 (a) For expenditure, under the direction of said
33 department, for maintaining, repairing, improving
34 and constructing town and county highways together
35 with any money which any town or county may appro-
36 priate for said purpose to be used on the same high-
37 ways. The said ways shall remain town or county
38 ways. In this subdivision the word "town" shall
39 include city;

40 (b) For expenditure, under the direction of said
41 department, for maintaining, repairing and improving
42 state highways and bridges;

43 (c) For expenditure, under the direction of said
44 department, in addition to federal aid payments
45 received under section thirty of chapter eighty-one,
46 for construction of state highways;

47 (d) For expenditure, under the direction of said
48 department, for engineering services and expenses,
49 for care, repair, storage, replacement and purchase of
50 road building machinery and tools, for snow removal,
51 for the erection and maintenance of direction signs
52 and warning signs and for the care of shrubs and
53 trees on state highways, and for expenses incidental
54 to the foregoing or incidental to the purposes specified
55 in subdivisions (a), (b) or (c) of this clause;

56 (e) To meet interest, sinking fund and serial pay-
57 ments on state highway and western Massachusetts
58 highway and abolition of grade crossing bonds;

59 (f) To meet the commonwealth's share of the
60 interest, sinking fund and serial payments on metro-
61 politan parks loans, series two, and to pay such sums
62 as the commonwealth may be required to pay out
63 of receipts from motor vehicle fees for particular
64 traffic routes now or hereafter authorized;

65 (g) For expenditure, under the direction of the
66 metropolitan district commission, to meet the cost of
67 maintenance of boulevards in the metropolitan parks
68 district under section fifty-six of chapter ninety-two,
69 and the commonwealth's share of the cost of construc-
70 tion of boulevards within said district now or here-
71 after authorized;

72 (h) For expenditure, under the direction of the
73 department of public safety, for the maintenance,
74 in part, of the division of state police;

75 (i) For expenditure, under the direction of the
76 state auditor, for the maintenance, in part, of his
77 department;

78 (j) For expenditure, under the direction of the
79 state treasurer, for the maintenance, in part, of his
80 department;

81 (k) For expenditure, under the direction of the
82 commission on administration and finance, for the
83 maintenance, in part, of said commission.

