

SENATE No. 81

To accompany the petition of John E. Powers for legislation relative to the method of assessing the amount which the Commonwealth may be called upon to pay the Metropolitan Transit Authority on account of a deficiency as of the last day of December, nineteen hundred and fifty-six. Metropolitan Affairs.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Fifty-Seven.

AN ACT RELATIVE TO THE METHOD OF ASSESSING THE AMOUNT WHICH THE COMMONWEALTH MAY BE CALLED UPON TO PAY THE METROPOLITAN TRANSIT AUTHORITY ON ACCOUNT OF A DEFICIENCY AS OF THE LAST DAY OF DECEMBER, NINETEEN HUNDRED AND FIFTY-SIX.

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 13 of chapter 544 of the acts of 1947 is hereby
2 amended by striking out the seventh paragraph, as most
3 recently amended by section 1 of chapter 229 of the acts of
4 1955, and inserting in place thereof the following paragraph: —
5 In case the commonwealth shall be called upon to pay the
6 authority any amount under this section on account of a de-
7 ficiency existing as of the last day of December in the year
8 nineteen hundred and forty-nine, or as of the last day of De-
9 cember in any year thereafter, such amount, with interest or
10 other charges incurred in borrowing the money for the pur-
11 pose, shall be assessed upon the cities and towns constitut-
12 ing the authority as provided by section twenty of chapter
13 fifty-nine of the General Laws, as amended, in proportion to
14 the number of persons in said cities and towns using the

15 service of the authority at the time of said payment, said
16 proportion to be determined and reported to the state treas-
17 urer by the trustees from computations made in their discre-
18 tion for the purpose; provided, that any amount which the
19 commonwealth is called upon to pay the authority on ac-
20 count of a deficiency as of the last day of December, nine-
21 teen hundred and forty-nine or on account of a deficiency as
22 of the last day of December, nineteen hundred and fifty or
23 on account of a deficiency as of the last day of December,
24 nineteen hundred and fifty-one, or on account of a deficiency
25 as of the last day of December, nineteen hundred and fifty-
26 two, or on account of a deficiency as of the last day of De-
27 cember, nineteen hundred and fifty-three, or on account of a
28 deficiency as of the last day of December, nineteen hundred
29 and fifty-four, with interest and other charges incurred in
30 borrowing the money for the purpose, shall be assessed upon
31 the cities and towns constituting the authority as provided
32 by section twenty of chapter fifty-nine of the General Laws,
33 as amended, in proportion to the amounts paid under the last
34 preceding assessment under section fourteen of chapter one
35 hundred and fifty-nine of the Special Acts of nineteen hun-
36 dred and eighteen; and provided, further, that any amount
37 which the commonwealth is called upon to pay the author-
38 ity on account of a deficiency as of the last day of December,
39 nineteen hundred and fifty-six, or any year thereafter with
40 interest and other charges incurred in borrowing the money
41 for the purpose, shall be assessed upon the cities and towns
42 constituting the authority as provided by section twenty of
43 chapter fifty-nine of the General Laws, according to the aver-
44 age percentage of valuation and population, determined as to
45 any city or town by adding together the percentage which
46 the valuation of the same bears to the total valuation of the
47 cities and towns constituting the authority and the percent-
48 age which the population of the same bears to the total popu-
49 lation of the cities and towns constituting the authority, and
50 dividing this sum by two. As used in this paragraph, the
51 words "valuation" and "population" shall, respectively,
52 mean the taxable valuation of the property in the city or
53 town last established next prior to such assessment by the

54 general court as a basis of apportionment for state and county
55 taxes, and the population of the city or town as determined by
56 the latest census, state or national, next prior to such appor-
57 tionment, except that, for the purposes of this section, the
58 valuation and the population of the city of Newton shall be
59 deemed to be fourteen and seven tenths per cent, and the
60 valuation and the population of the town of Milton fifty-
61 eight and one tenth per cent, of the taxable valuation so
62 established and the population so determined for said city
63 and town.

