

SENATE No. 576

The Commonwealth of Massachusetts

SENATE, February 3, 1958.

The committee on State Administration, to whom was referred so much of the Governor's Address (Senate, No. 1) as relates to the enactment of legislation to authorize the Division of Employment Security to utilize available federal funds for the construction of office buildings throughout the State (page 32), report the accompanying Bill (Senate, No. 576).

For the committee,

PHILIP A. GRAHAM.

The Commonwealth of Massachusetts

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

AN ACT PROVIDING FOR THE ACQUISITION OF LAND AND FOR THE ACQUISITION OR CONSTRUCTION OF BUILDINGS TO BE USED EXCLUSIVELY BY THE DIVISION OF EMPLOYMENT SECURITY WITHIN THE CONFINES OF THE COMMONWEALTH OF MASSACHUSETTS.

1 *Whereas*, The deferred operation of this act would unneces-
2 sarily delay the construction or acquisition of the much needed
3 buildings provided for herein and thereby delay the removal of
4 the present handicaps and hardships encountered in the existing
5 buildings of the division of employment security; therefore, this
6 act is hereby declared to be an emergency law, necessary for the
7 immediate preservation of the public safety and convenience.

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. To provide for the acquisition of land and for the
2 acquisition or construction of buildings to be used exclusively
3 by the division of employment security and for the expenses of
4 the director of the division of employment security in carrying
5 out the provisions of this act there is appropriated from the
6 commonwealth's account in The Unemployment Trust Fund
7 that is held pursuant to section nine hundred and three of the
8 Social Security Act, as amended, the sum of four million six
9 hundred thirty-three thousand dollars.

1 SECTION 2. The money expended in compliance with this
2 act shall be subject to the limitations set forth in section fifty-
3 three A of chapter one hundred and fifty one A of the General
4 Laws but in no event shall the division of employment security
5 of Massachusetts obligate funds provided under this act in a
6 total amount during any fiscal year which shall exceed the

7 aggregate of the amounts credited to the account of this state
8 by the federal government pursuant to Title IX of the Social
9 Security Act during such fiscal year and the four preceding
10 fiscal years, less the aggregate of the amounts of such funds used
11 by the commonwealth of Massachusetts and charged against
12 the amounts credited to the account of this state during any
13 of such five fiscal years.

1 SECTION 3. All expenditures made of funds hereby appropri-
2 ated shall be for expenses incurred after the date of the enact-
3 ment of this appropriation.

1 SECTION 4. No part of the moneys appropriated by section
2 one of this act shall be encumbered and a contractual obligation
3 incurred hereunder after the close of the two-year period which
4 begins on the date of enactment hereof. Any unencumbered
5 moneys appropriated by section one shall revert to this state's
6 account in the unemployment trust fund at the earliest practical
7 date but in no event later than at the close of such two-year
8 period. Any unexpended funds appropriated by section one
9 shall revert to this state's account in the unemployment trust
10 fund at the earliest practical date but in no event later than the
11 time of the payment of all expenditures for the acquisition of
12 land and for the acquisition or construction of buildings in each
13 city or town.

1 SECTION 5. The director shall acquire land or buildings in
2 the name of the commonwealth of Massachusetts by purchase
3 or otherwise, on such terms and conditions and in such manner
4 as he may deem proper, or by the exercise of the power of emi-
5 nent domain in accordance with the provisions of chapter
6 seventy-nine of the General Laws or any alternative method
7 now or hereinafter provided by general law, in so far as such
8 provisions may be applicable; and provided, further, that the
9 director shall give security to the state treasurer, in such amount
10 and in such form as may be determined by the office of the
11 attorney general, for the payment of such damages as may be
12 awarded in accordance with law for such taking, and that the
13 provisions of section forty of said chapter seventy-nine, in so far

14 as the same may be applicable, shall govern the rights of the
15 director and of any person whose property shall be taken.

1 SECTION 6. The construction, razing, demolishing or remodel-
2 ing of any buildings under this act shall be under the control and
3 direction of the division of building construction in accordance
4 with the provisions of chapter seven of the General Laws, as
5 amended.