
[Substituted by amendment by the Senate (Quinn) for the Senate Report of the committee on Highways and Motor Vehicles, reference to the next annual session (under Joint Rule 10) on the report of the special commission, Senate, No. 903.]

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Sixty-Six.

AN ACT PROVIDING FOR A STUDY BY THE MASSACHUSETTS TURNPIKE AUTHORITY RELATIVE TO THE CONSTRUCTION OF A TOLL TURNPIKE FROM THE CONNECTICUT STATE LINE TO THE NEW HAMPSHIRE STATE LINE THROUGH WORCESTER COUNTY.

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. The Massachusetts Turnpike Authority, created
2 by and pursuant to chapter three hundred and fifty-four of
3 the acts of nineteen hundred and fifty-two, is hereby authorized
4 and directed, subject to the privileges and immunities con-
5 ferred upon it by said act, and in addition to its other powers
6 and duties therein conferred and imposed, to investigate and
7 study the feasibility and advisability of constructing a north-
8 south toll turnpike, hereinafter called the turnpike project,
9 from a point or points at or near the Connecticut state line
10 to a point or points at or near the New Hampshire state line
11 through Worcester county, or any portion or portions thereof
12 as the Authority may determine, including all bridges, tunnels,
13 overpasses, underpasses, interchanges, entrance plazas, ap-
14 proaches, toll houses, service stations, restaurants and adminis-
15 tration, storage and other buildings and facilities which the
16 Authority may deem necessary for the construction, main-
17 tenance and operation of the turnpike project, together with
18 all property rights, easements and interests which may later
19 have to be acquired for the construction, maintenance and
20 operation of such project.

1 SECTION 2. The Authority is hereby authorized and di-
2 rected to make such traffic and engineering surveys, and cost
3 and location studies of the turnpike project as may be neces-
4 sary to determine the practicability of public revenue bond
5 financing of the turnpike project, and for this purpose may
6 expend from funds herein appropriated the cost of employing
7 such consulting engineers, traffic engineers, legal and finan-
8 cial experts and such other employees, technical and expert
9 services and incidental expenses in connection with the duties
10 herein authorized as it may deem necessary. To further the
11 purposes of this act, the state department of public works shall
12 make available to the Authority all data in the possession of
13 the department which may be useful to the Authority in
14 making such surveys and studies; and the department may
15 furnish such assistance in making traffic surveys, borings, cost
16 studies and in preparing designs for the turnpike project, and
17 in making other surveys in connection with the preparation
18 of the study as may be agreed upon between the department
19 and the Authority, the cost of such surveys and expenses in-
20 curred by the department to be reimbursed to said department
21 by the Authority.

1 SECTION 3. In addition to the foregoing powers, the said
2 Authority and its authorized agents and employees may enter
3 upon any lands, waters and premises in the commonwealth
4 for the purpose of making surveys, soundings, drillings and
5 examinations as they may deem necessary or convenient for
6 the purposes of this act, and such entry shall not be deemed a
7 trespass. The Authority shall make reimbursement for any
8 actual damage resulting to such lands, waters and premises
9 as a result of such activities.

1 SECTION 4. Exercise by the Authority of the powers herein
2 conferred and performance of the duties herein imposed shall
3 be deemed and held to be performance of essential govern-
4 mental functions.

1 SECTION 5. To provide for the expenses of the Authority in

2 carrying out the provisions of this act, the sum of one hun-
3 dred and fifty thousand dollars is hereby appropriated from
4 the Highway Fund, which sum shall be paid to the Authority
5 and accounted for separately and apart from any other funds
6 from time to time in the possession of the Authority. In the
7 event that the Authority shall determine that the construction
8 of the turnpike project is feasible and advisable, it is there-
9 after authorized and empowered to construct the same, the
10 sum so paid shall, simultaneously with the delivery of any
11 bonds authorized to be issued to finance such construction, be
12 reimbursed by the Authority to the commonwealth for the
13 credit of the Highway Fund.

1 SECTION 6. On or before June fifteenth, nineteen hundred
2 and sixty-seven, the Authority shall report to the governor,
3 the general court and the state department of public works
4 with true copies of the results of its study, including all data,
5 findings, studies, reports and plans relating to the turnpike
6 project, copies of traffic counts, estimates of future traffic and
7 revenues, aerial photographs, estimated costs of construction,
8 property damages and other costs, the feasibility of financing
9 with revenue bonds supported by tolls, its suggested route and
10 its recommendations, if any, together with drafts of legislation
11 to carry its recommendations into effect. Said drafts of legis-
12 lation shall be filed with the clerk of the senate.

13 On or before the thirty-first day of July, nineteen hundred
14 and sixty-seven, the Authority shall file with the governor
15 and the clerk of the senate a report setting forth a complete
16 financial statement covering its operations hereunder which
17 shall include an audit report by certified public accountants
18 of its books and accounts relative to the funds herein appro-
19 priated and the balance then remaining of the sum herein
20 appropriated shall be repaid to the commonwealth for the
21 credit of the Highway Fund.

The first of these is the fact that the
 year 1880 was a year of general
 depression in the United States
 and Europe. The result of this
 was a general fall in the price
 of all commodities. This was
 especially true of the price of
 cotton, which fell from 15 cents
 per pound in 1879 to 10 cents
 in 1880. This was a serious
 blow to the cotton planters of
 the South, who had been
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