

# HOUSE . . . . . No. 194

By Mr. Khachadorian of Arlington, petition of Gregory B. Khachadorian for a legislative amendment to the Constitution providing that revenue from the excise tax on sales of gasoline shall be used to pay the deficit of the Metropolitan Transit Authority. Constitutional Law.

## The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Sixty.

PROPOSAL FOR A LEGISLATIVE AMENDMENT TO THE CONSTITUTION PROVIDING THAT THE REVENUE FROM THE EXCISE TAX ON SALES OF GASOLINE SHALL BE USED TO PAY THE DEFICIT OF THE METROPOLITAN TRANSIT AUTHORITY.

1 A majority of all the members elected to the Senate and House  
2 of Representatives, in joint session, hereby declares it to be ex-  
3 peditent to alter the Constitution by the adoption of the following  
4 Article of Amendment, to the end that it may become a part of  
5 the Constitution [if similarly agreed to in a joint session of the  
6 next General Court and approved by the people at the state  
7 election next following]:

### 8 ARTICLE OF AMENDMENT.

9 SECTION 1. Article LXXVIII of the Articles of Amendment  
10 is hereby annulled and the following article is adopted in place  
11 thereof:—

12 *Article LXXVIII.* No revenue from fees, duties, excises or  
13 license taxes relating to registration, operation or use of vehicles  
14 on public highways, or to fuels used for propelling such vehicles,  
15 shall be expended for other than costs of administration of laws  
16 providing for such revenue, making of refunds and adjustments  
17 in relation thereto, payment of highway obligations, or cost of  
18 construction, reconstruction, maintenance and repair of public

19 highways and bridges, the enforcement of state traffic laws and  
 20 payment of the entire yearly deficits of the Metropolitan Transit  
 21 Authority, and such revenue shall be expended by the com-  
 22 monwealth or its counties, cities and towns for said highway  
 23 purposes, and by the commonwealth for said deficit, only and in  
 24 such manner as the general court may direct; provided, that  
 25 this amendment shall not apply to revenue from any excise tax  
 26 imposed in lieu of local property taxes for the privilege of regis-  
 27 tering such vehicles.

The Commonwealth of Massachusetts

In the Year of the Independence of the United States 1960

AN ACT TO AMEND THE CONSTITUTION BY THE ADDITION OF  
 A SECTION TO ARTICLE LXXVIII OF THE PART OF THE CONSTITUTION  
 RELATIVE TO THE METROPOLITAN TRANSIT AUTHORITY.  
 SECTION 1. A portion of all the moneys derived from the taxes and fees  
 of the Metropolitan Transit Authority, hereinafter defined, shall be ex-  
 pended for the purposes specified in the following sections of the  
 Constitution, to-wit: for the payment of the entire yearly deficit of  
 the Metropolitan Transit Authority, and for the payment of the entire  
 yearly deficit of the Metropolitan Transit Authority, and for the  
 payment of the entire yearly deficit of the Metropolitan Transit  
 Authority.

ARTICLE LXXVIII

SECTION 1. The Metropolitan Transit Authority, hereinafter defined,  
 shall be a body corporate, and shall have the power to acquire, hold,  
 lease, use, sell, convey, mortgage, hypothecate, pledge, and otherwise  
 dispose of real and personal property, and to incur and pay debts,  
 and to sue and be sued, and to do all such things as may be necessary  
 or proper for the purposes aforesaid.