

By Mr. Matera of Boston, petition of James E. Milano and Rieo Matera relative to the care and maintenance of public highway bridges over railroads. Transportation.

**The Commonwealth of Massachusetts**

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

AN ACT RELATIVE TO THE CARE AND MAINTENANCE OF PUBLIC  
HIGHWAY BRIDGES OVER RAILROADS.

*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 cost of the care, control and maintenance of  
2 bridges that carry public highways over railroads, but excluding  
3 any such bridge at present maintained by the metropolitan dis-  
4 trict commission or by other public authority, is hereby trans-  
5 ferred to and is assumed by the commonwealth, acting through  
6 the department of public works.

1 SECTION 2. Capital expenditures shall not be incurred, and  
2 none of said bridges shall be altered or reconstructed, without  
3 the prior approval of the department of public works.

1 SECTION 3. The actual work and the providing of materials  
2 therefor, may be performed by the railroads or by the depart-  
3 ment as agreed upon between the parties. The railroads shall  
4 be reimbursed by the commonwealth, through its department  
5 of public works, for work performed and materials furnished  
6 under the foregoing sections in the amount of actual cost in-  
7 curred by the railroads. The railroads shall keep records of said  
8 cost in such form as the commonwealth may require.

1 SECTION 4. All general laws and all other special laws or parts  
2 thereof, and any agreements or decrees inconsistent herewith,

3 are hereby declared to be inapplicable to the provisions of this  
4 act and of no force and effect.

1 SECTION 5. This act shall take effect within thirty days of  
2 its passage.