

By Ms. Melconian, a petition (accompanied by bill, Senate, No. 1948) of Linda J. Melconian for legislation to place the Massachusetts Historical Commission within the Executive Office of Communities and Development. State Administration.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty-five.

AN ACT PLACING THE MASSACHUSETTS HISTORICAL COMMISSION WITHIN THE EXECUTIVE OFFICE OF COMMUNITIES AND DEVELOPMENT.

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. Sections 26, 26A, 26B, 26C, 27, 27A, 27B, 27C, 27D
2 of Chapter 9 of the General Laws are hereby repealed.

3 SECTION 2. Section 8 of Chapter 6A is hereby amended by ad-
4 ding the following section:—

5 Section 8A. There shall be established in the executive office
6 of communities and development a Massachusetts historical
7 commission, hereinafter call the commission. Said commis-
8 sion shall consist of the secretary or an officer or designated
9 employee from the office, who shall be the chairman; the com-
10 missioner of environmental management; the commissioner
11 of commerce; two persons to be appointed by the governor;
12 and seven persons to be appointed by the secretary of whom
13 shall be selected from a list of three nominees submitted by
14 the Massachusetts Historical Society, one from a list of three
15 nominees submitted by the Society for the Preservation of New
16 England Antiquities, one from a list of three nominees sub-
17 mitted by the American Antiquarian Society, one from a list
18 of three nominees submitted by The Trustees of Reservations,
19 one from a list of three nominees submitted by the New
20 England Historical Genealogical Society, and one from a list
21 of three nominees submitted by The Massachusetts Ar-
22 chaeological Society, Incorporated. Upon the expiration of the
23 term of an appointive member his successor shall be appointed
24 in like manner for a term of three years. The chairman shall
25 appoint a state archaeologist who shall be responsible for the
26 preservation and protection of the archaeological resources

27 of the commonwealth as the commission may direct, and in
28 accordance with the provisions of sections twenty-six A to
29 twenty-seven C, inclusive, and who shall not be subject to
30 chapter thirty-one or section nine A of chapter thirty. The com-
31 mission, the state archaeologist and the board of underwater
32 archaeological resources established pursuant to section one
33 hundred and seventy-nine of chapter six shall advise the
34 secretary on matters relating to the historical and ar-
35 chaeological assets of the commonwealth and assist in com-
36 piling and maintaining an inventory of such assets. The com-
37 mission shall encourage all governmental bodies and persons
38 considering action which may affect a historical or ar-
39 chaeological asset of the commonwealth to consult with the
40 commission to avoid any adverse effect to such asset. The
41 secretary may on behalf of the commonwealth for the purposes
42 of this section and section twenty-seven accept gifts of real
43 and personal property, including papers, documents and
44 moneys, and may provide technical and other assistance, and
45 publish, furnish and disseminate information of an historic
46 nature. All moneys received hereunder shall be transmitted
47 forthwith to the state treasurer, who shall administer the same
48 as a trust fund in the manner provided by section sixteen of
49 chapter ten. The members of the commission shall serve
50 without compensation but shall be reimbursed for actual ex-
51 penses incurred by them in the performance of their duties
52 as such members.