

By Mr. Hermann of North Andover (by request), petition of Robert J. LeBlanc for legislation to establish fair rental schedules for county owned court facilities. Counties.

**The Commonwealth of Massachusetts**

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

AN ACT ESTABLISHING FAIR RENTAL SCHEDULES FOR COUNTY OWNED COURT FACILITIES.

*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 4 of Chapter 283 of the General Laws is hereby amended  
2 by striking said section and inserting the following:  
3 *Section 4.* Notwithstanding the provisions of section thirty-four  
4 of chapter thirty-five, suitable quarters and space as are now  
5 occupied or may in the future be occupied by the judicial branch in  
6 buildings owned by a county, city or town shall be rented by the  
7 judicial branch from such county, city or town and the rent paid  
8 shall be established and paid based on the cost of maintenance,  
9 repairs, utilities and the annual debt service provided or paid by  
10 such county, city or town with respect to such building; provided,  
11 however, that in no event shall the portion of the rent established  
12 on account of annual debt service paid on the building exceed a  
13 fraction, the denominator of which is the total square feet of usable  
14 floor space occupied by the judicial branch. In the event the parties  
15 are unable to agree to the rent that should be established the state  
16 superintendent of buildings shall, after hearing if requested by  
17 either party, establish such rent, the chief administrative justice  
18 shall be responsible for negotiating leases between the judicial  
19 branch and other parties, subject to the approval of the chief justice  
20 of the supreme judicial court, and in compliance with laws and  
21 regulations governing state leases. For Fiscal Year 1979 the Com-

22 monwealth shall reimburse during Fiscal Year 1980 Essex County  
23 in the amount of \$2.2 million for the rental of county buildings and  
24 to each other county the amount so determined by the state Super-  
25 intendent of Buildings.