

By Mr. Moore of Uxbridge, petition of Richard T. Moore and Matthew J. Amorello for legislation to establish a state bicycle program fund from certain revenues of the gasoline tax. Taxation.

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**The Commonwealth of Massachusetts**

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In the Year One Thousand Nine Hundred and Ninety-Four.

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AN ACT TO ESTABLISH A STATE BICYCLE PROGRAM FUND.

*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. Clause (a) of the first paragraph of section 13 of  
2 chapter 64A of the General Laws is hereby amended by striking  
3 out the words "Sixty-eight and sixty-one hundredths" and  
4 inserting in place thereof the words: — Sixty-seven and sixty-one  
5 hundredths.

1 SECTION 2. Section 13 of chapter 64A of the General Laws  
2 is hereby amended by adding the following clause: —  
3 (e) One per cent shall be credited to the Bicycle Program Fund  
4 established by section three of chapter ninety E and used solely  
5 for the construction and maintenance of bikeways established for  
6 bicycle transportation purposes and for bicycle parking facilities  
7 at or adjacent to mass transit facilities as defined in section one  
8 of chapter ninety E.

1 SECTION 3. Chapter 90E of the General Laws is hereby  
2 amended by striking out section three and inserting in place  
3 thereof the following section: —  
4 Section 3. Monies received by the commonwealth for bicycle  
5 registration under section eleven A of chapter eighty-five, monies  
6 received by the commonwealth under clause (e) of section thirteen  
7 of chapter sixty-four A and monies additionally appropriated or  
8 authorized by the General Court or available under any existing  
9 state or federal laws shall be credited on the books of the

10 commonwealth to a fund to be known as the Bicycle Program  
11 Fund. Excepting for the additional restrictions of clause (e) of  
12 section thirteen of chapter sixty-four A the Bicycle Program Fund,  
13 subject to the conditions of appropriation, shall be used solely for  
14 staffing and operation of the bicycle program office for  
15 implementing the bicycle program described in section two and  
16 for the design, construction and maintenance of bikeways and  
17 bicycle parking facilities. The commissioner shall expend monies  
18 credited to the Bicycle Program Fund for the purpose of assisting  
19 counties, cities and towns to construct bikeways and bicycle  
20 parking facilities and for the construction of unique regional  
21 bikeways and bicycle parking facilities and payment shall be made  
22 to the county or city or town upon application to the  
23 commissioner on the basis of criteria established by him.

24 Funds made available for the design and construction of  
25 bikeways and bicycle parking facilities shall be expended as  
26 follows:

27 (a) Seventy-five per cent of the costs for bikeways, the balance  
28 of the costs to be borne by the city or town in which said bikeways  
29 are located;

30 (b) Seventy-five per cent for the cost of constructing a bicycle  
31 parking facility, the balance of the cost to be borne by the city  
32 or town where said bicycle parking facility is to be constructed;

33 (c) One hundred per cent for the cost of unique regional  
34 bikeways and bicycle parking facilities as determined by the  
35 commissioner.

36 The department is hereby authorized and directed to take all  
37 steps necessary to obtain federal funds that may be available for  
38 bicycle programs or construction of bikeways or bicycle parking  
39 facilities and said funds shall be credited to the Bicycle  
40 Construction Program Fund to be allocated to the Bicycle  
41 Program Fund.