

By Mr. Hermann of North Andover, petition of Joseph N. Hermann and another for legislation to establish rental schedules for county owned court facilities. Counties.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty.

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-
4 four 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 FY'80 Essex County in the

23 amount of \$2.2 million for the rental of county buildings and to
 24 each other county the amount so determined by the state Superin-
 25 tendent of Buildings.