

HOUSE No. 1790

The Commonwealth of Massachusetts

PRESENTED BY:

Carmine Lawrence Gentile

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act authorizing municipalities to expend certain funds for the acquisition of land to be used for rail trails.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Carmine Lawrence Gentile</i>	<i>13th Middlesex</i>
<i>James Arciero</i>	<i>2nd Middlesex</i>
<i>Christine P. Barber</i>	<i>34th Middlesex</i>
<i>Michelle L. Ciccolo</i>	<i>15th Middlesex</i>
<i>David F. DeCoste</i>	<i>5th Plymouth</i>
<i>Shawn Dooley</i>	<i>9th Norfolk</i>
<i>William J. Driscoll, Jr.</i>	<i>7th Norfolk</i>
<i>Carolyn C. Dykema</i>	<i>8th Middlesex</i>
<i>Nika C. Elugardo</i>	<i>15th Suffolk</i>
<i>Tami L. Gouveia</i>	<i>14th Middlesex</i>
<i>James K. Hawkins</i>	<i>2nd Bristol</i>
<i>Rebecca L. Rausch</i>	<i>Norfolk, Bristol and Middlesex</i>
<i>Maria Duaine Robinson</i>	<i>6th Middlesex</i>
<i>David M. Rogers</i>	<i>24th Middlesex</i>
<i>Lindsay N. Sabadosa</i>	<i>1st Hampshire</i>
<i>Tommy Vitolo</i>	<i>15th Norfolk</i>

HOUSE No. 1790

By Mr. Gentile of Sudbury, a petition (accompanied by bill, House, No. 1790) of Carmine Lawrence Gentile and others relative to authorizing municipalities to expend certain funds for the acquisition of land to be used for rail trails. Municipalities and Regional Government.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-First General Court
(2019-2020)**

An Act authorizing municipalities to expend certain funds for the acquisition of land to be used for rail trails.

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 7 of chapter 44B of the General Laws, as appearing in the 2016 Official Edition,
2 is hereby amended by adding the following paragraph:-

3 The legislative body of a city or town that votes to accept sections 3 to 7, inclusive, may
4 expend monies from the fund for the purpose of acquiring land held for railroad purposes to be
5 used by the city or town for recreational purposes as a rail trail. Notwithstanding subsection (a)
6 of section 12, land acquired pursuant to this paragraph may be subject to any property interest,
7 including restrictions or reversionary interests, required to be held by the grantor or the United
8 States pursuant to the National Trails System Act of 1968, codified at 16 U.S.C. section 1241, et
9 seq. Notwithstanding any provision of the definition of “real property interest” in section 2 to
10 the contrary, land acquired pursuant to this paragraph shall be considered a real property interest
11 for purposes of this chapter.