

1 SECTION 2. Section 103 of said Chapter 6A, as so appearing, is
2 hereby amended by inserting after the words “the Massachusetts Bay
3 Transportation Authority”, in line 28, the following words:— the
4 Woods Hole, Martha’s Vineyard and Nantucket Steamship
5 Authority.

1 SECTION 3. Section 3 of Chapter 701 of the acts of 1960 is
2 hereby amended by striking out the second paragraph, as appearing
3 in section 2 of Chapter 243 of the acts of 2006, and inserting in place
4 thereof the following paragraph:—

5 The authority shall consist of 6 persons to be appointed as
6 follows: 1 resident of the county of Dukes County by the county
7 commissioners thereof; 1 resident of the county of Nantucket by the
8 county commissioners thereof; 1 resident of the town of Barnstable
9 by the town council thereof; 1 resident of the town of Falmouth by
10 the selectmen thereof; and 1 member who is a resident of the city of
11 New Bedford by the mayor of the city of New Bedford with the
12 approval of the city council thereof, each of whom shall serve for a
13 term of 3 years and until his successor has been appointed and quali-
14 fied. The secretary of the executive office of transportation or his
15 designee shall be a continuous member of the authority. The suc-
16 cessor of each member shall be appointed in a like manner for a like
17 term and serve, except for any person appointed to fill a vacancy
18 who shall serve only for the remainder of the unexpired term. any
19 member may be removed for cause by the member’s appointing
20 authority.

1 SECTION 4. Said Section 3 of said Chapter 701 is hereby further
2 amended by striking out the fourth paragraph, as appearing in
3 Section 4 of Chapter 243 of the acts of 2002, and inserting in place
4 thereof the following paragraph:—

5 The authority shall elect 1 of the voting members as vice-
6 chairman and as secretary and shall also elect a treasurer who need
7 not be a member of the authority. The votes of the members of the
8 authority shall be weighted such that the county of Dukes County
9 member’s vote shall count as 30 percent of the whole; the Nantucket
10 member’s vote shall count as 30 percent of the whole; the Barn-
11 stable, Falmouth, and New Bedford members’ votes shall each count
12 as 10 percent of the whole. The vote of the secretary of transporta-

13 tion or of his designee shall count as 10 percent of the whole. A vote
14 of greater than 50 per cent of the weighted vote shall be necessary
15 for any action taken by the authority. Members whose combined
16 votes count as more than 50 per cent of the whole shall constitute a
17 quorum. No vacancy in the membership of the authority shall impair
18 the right of a quorum to exercise all the rights and perform all the
19 duties of the authority. Before the issuance of any steamship bonds
20 under this act, each voting member of the authority shall execute a
21 surety bond to the Commonwealth with a surety company authorized
22 to transact business in the Commonwealth as surety in the penal sum
23 of \$10,000, and the treasurer shall execute such a bond in the penal
24 sum of \$20,000, conditioned upon the faithful performance of the
25 duties of his office. Each surety bond shall be approved by the
26 attorney general and filed in the office of the state secretary. The
27 members of the authority shall serve without compensation. Each
28 member shall be reimbursed for his actual expenses necessarily
29 incurred in the performance of his duties. All expenses incurred in
30 carrying out this act shall be paid solely from funds provided under
31 the authority of this act, and no liability or obligation shall be
32 incurred by the authority hereunder beyond the extent to which
33 monies shall have been provided under the authority of this act.

1 SECTION 5. Said Chapter 701 is hereby amended by striking out
2 Section 14, as appearing in Section 9 of Chapter 243 of the acts of
3 2002, and inserting in place thereof the following section:—

4 Section 14. There is hereby established a board to be known as
5 the port council of the Woods Hole, Martha's Vineyard, Nantucket,
6 Barnstable and New Bedford Steamship Authority which shall con-
7 sist of 8 members: 1 member to be appointed by the board of
8 selectmen of the town of Falmouth for a term of 1 year; 1 member to
9 be appointed by the mayor with the approval of the city council of
10 the city of New Bedford for a term of 1 year; 1 member to be
11 appointed by the town council of the town of Barnstable for a term
12 of 2 years; 1 member to be appointed by the board of selectmen of
13 the town of Oak Bluffs for a term of 2 years; 1 member to be
14 appointed by the board of selectmen of the town of Tisbury for a
15 term of 2 years; 1 member to be appointed by the board of selectmen
16 of the town of Nantucket for a term of 3 years; and 1 member to be
17 appointed by the board of selectmen of the town of Fairhaven for a

18 term of 3 years. The secretary of transportation or his designee
19 shall be a continuous member of the port council. Upon the expira-
20 tion of the term of a member, a successor shall be appointed in like
21 manner for a term of 2 years. Said board shall have the power to
22 review the annual budget of the authority and advise the authority
23 members concerning any activities underway or proposed in any
24 port community in which the authority operates. The board shall
25 have access to such books, records and files of the authority as it
26 may deem necessary or desirable for the exercise of its powers. The
27 members of the board shall serve without compensation but shall be
28 reimbursed from the funds of the authority for any actual expenses
29 necessarily incurred in the performance of their duties.

1 SECTION 6. The fourth paragraph of section 15 of said chapter
2 701, as most recently amended by chapter 243 of the acts of 2002, is
3 hereby further amended adding the following sentence:—

4 In order to ensure the greatest opportunity for cost savings, said
5 proposals for the same shall also be made available on the Common-
6 wealth's procurement website.

1 SECTION 7. Section 27C of chapter 29 of the General Laws shall
2 not be applicable to this act.