

**SENATE . . . . . No. 152**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

*James B. Eldridge*

*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 establishing the office of clean technology and the clean technology commission.

PETITION OF:

NAME:

DISTRICT/ADDRESS:

*James B. Eldridge*

*15th Norfolk*

*Frank I. Smizik*

**SENATE . . . . . No. 152**

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By Mr. Eldridge, a petition (accompanied by bill, Senate, No. 152) of James B. Eldridge and Frank I. Smizik for legislation to establish the office of clean technology and the clean technology commission. Economic Development and Emerging Technologies.

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**The Commonwealth of Massachusetts**

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**In the Year Two Thousand Eleven**  
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An Act establishing the office of clean technology and the clean technology commission.

*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. Short Title; Purpose.

2 Sections 1 to 4, inclusive, shall be known, and may be cited, as “The Massachusetts  
3 Clean Tech Act.” It is the purpose of this Act to create the office of clean technology under the  
4 Executive Office of Housing and Economic Development, and to create the commission on clean  
5 technology with the goal of achieving a 25 per cent increase from 2010 levels in clean  
6 technology sector jobs, businesses and research in the Commonwealth by 2020.

7 SECTION 2: The following sections shall be inserted following section 44 of Chapter  
8 23A:-

9 Section 45A. Definitions applicable to Secs. 45B to 45F

10 As used in sections sixty four to sixty five, inclusive, the following words shall, unless  
11 the context requires otherwise, have the following meanings:

12 “Blueprint”, the Clean Tech Blueprint created by the Commission of Clean Technology.

13 “Clean technology or Clean tech”, products, services, and production processes that  
14 reduce or eliminate environmental and health impacts throughout a product’s lifecycle while  
15 maintaining the same or better levels of quality.

16 “Office”, the office of clean technology.

17 “Commission”, the Commission on Clean Technology established under section 64

18 “Priority Clean Technology Sectors”, clean energy; green buildings; materials reuse;  
19 emerging bio-based and nano- materials; green chemistry and safer alternatives.

20 Section 45B. Office of Clean Technology; establishment; executive director.

21 There shall be within the department of economic development an office of clean  
22 technology, hereinafter referred to as OCT, which shall be under the supervision and control of  
23 an executive director. The powers and duties given to the executive director of OCT shall be  
24 exercised and discharged subject to the direction, control and supervision of the director of  
25 economic development.

26 The OCT executive director shall be appointed by the director of economic development,  
27 with the approval of the governor, and may, with like approval be removed. The position of OCT  
28 executive director shall be classified in accordance with section forty-five of chapter thirty and  
29 the OCT executive director shall devote his full time during business hours to the duties of the  
30 OCT and shall give to the state treasurer a bond for the faithful performance of his duties.

31 The executive director of OCT shall be the executive and administrative head of OCT  
32 and shall be responsible for administering and enforcing the provisions of law relative to OCT

33 and to each administrative unit thereof. Powers and duties given to any administrative unit of  
34 OCT by any general or special law shall be exercised subject to the direction, control and  
35 supervision of the executive director of OCT.

36 Section 45C. Function of office

37 The office of clean technology shall be the principal agency of the government for  
38 increasing the competitiveness of Massachusetts' clean technologies businesses by identifying  
39 and encouraging efforts to expand the commonwealth's clean technological resources and by  
40 promoting transfer of and access to new and emerging clean technologies for all sectors of the  
41 Massachusetts economy.

42 The office of clean technology shall establish a Clean Tech Initiative that positions the  
43 Commonwealth as a leader in clean technology, including Priority Clean Technology Sectors. To  
44 further the Clean Tech Initiative, the office of clean technology shall adopt, implement and  
45 coordinate the Green Innovation Index and Clean Tech Blueprint, created by the commission  
46 pursuant to section 64 et seq. of chapter 23A, to increase clean tech sector jobs, clean tech sector  
47 businesses, and clean tech research and development by twenty-five (25) per cent above 2010  
48 levels by January 1, 2020. The office of clean technology, in consultation with the  
49 Massachusetts Technology Collaborative, shall establish a baseline of clean tech jobs, clean tech  
50 sector businesses, and clean tech research and development for the calendar year 2010.

51 Section 45D. Employees; consultants

52 The executive director of OCT may, subject to appropriation and with the approval of the  
53 director of economic development, appoint and may, with like approval, remove all such  
54 employees as may be necessary to carry out the work of OCT. Unless otherwise provided by

55 laws, all such appointments and removals shall be made in accordance with chapter thirty-one.  
56 From time to time the executive director may, subject to appropriation and the laws and  
57 regulations pertaining to the employment of consultants, employ such consultants as he may  
58 deem necessary.

59 Section 45E. Gifts or grants; acceptance

60 OCT may accept gifts or grants of money or property from any source, which shall be  
61 held in trust for the use of OCT by the director of economic development as custodian.

62 Section 45F. Annual report

63 The executive director of OCT shall prepare and submit an annual report pursuant to  
64 section thirty-two of chapter thirty.

65 SECTION 3: The following sections shall be inserted following section 62 of Chapter  
66 23A:-

67 Section 63. Definitions applicable to Secs. 64 to 65

68 As used in sections sixty four to sixty five, inclusive, the following words shall, unless  
69 the context requires otherwise, have the following meanings:

70 “Blueprint”, the Clean Tech Blueprint created by the Commission of Clean Technology.

71 “Clean technology or Clean tech”, products, services, and production processes that  
72 reduce or eliminate environmental and health impacts throughout a product’s lifecycle while  
73 maintaining the same or better levels of quality.

74 “Office”, the office of clean technology established under section 45B.

75 “Commission”, the Commission on Clean Technology

76 “Priority Clean Technology Sectors”, clean energy; green buildings; materials reuse;  
77 emerging bio-based and nano- materials; green chemistry and safer alternatives.

78 Section 64. Commission on Clean Technology

79 The secretary of housing and economic development, in consultation with the secretary  
80 of energy and environmental affairs shall establish a commission on clean technology to advise  
81 the office of clean technology established under this chapter, which shall consist the secretary of  
82 housing and economic development or his designee, who will serve as a co-chair, the secretary  
83 of energy and environmental affairs or his designee, who shall serve as a co-chair, a  
84 representative from Massachusetts Technology Collaborative, a representative of the Office of  
85 Technical Assistance a representative of the Toxics Use Reduction Institute, a representative  
86 from the Massachusetts clean energy technology center, and eleven (11) members appointed by  
87 the Governor with an interest and knowledge in matters related to the general purpose of the  
88 commission appointed by the governor, including at least one representative from: the University  
89 of Massachusetts, the finance community, statewide business assistance organizations, labor  
90 organizations, workforce development organizations, public health organizations, manufacturing  
91 assistance, and environmental advocacy organizations. Commission members shall serve two  
92 (2) year terms and may be reappointed for multiple terms.

93 Section 65. Responsibilities of the Commission on Clean Technology.

94 (a) Develop, revise and create an implementation plan in the form of the Clean  
95 Technology Blueprint, that shall guide the Clean Tech Initiative for the office of clean  
96 technology;

97 (1) The Blueprint shall be created within one (1) year of the enactment of this  
98 Act;

99 (2) The Blueprint shall be created in consultation with the Massachusetts  
100 Technology Collaborative, the Office of Technical Assistance and the Toxics Use Reduction  
101 Institute;

102 (3) The Blueprint shall develop a five (5) year implementation plan for the Clean  
103 Tech Initiative with clear timelines and deliverables. The implementation plan shall:

104 (i) Establish a vision and goals for the Initiative consistent with the  
105 intention of this Act;

106 (ii) Establish metrics to measure accomplished goals;

107 (iii) Create a brand or identity that encompasses and promotes all of the  
108 Commonwealth's clean tech activities;

109 (iv) Identifying options to operate the Initiative at the state and regional  
110 levels;

111 (v) Identify policies, programs, and approaches to support and expand the  
112 Priority Clean Technology Sectors, through:

113 (A) Research;

114 (B) Regulation, guidance, and enforcement;

115 (C) Financial incentives;

- 116 (D) Technology adoption and technical support;
- 117 (E) Collaboration and cross-fertilization within and among sectors
- 118 and technologies;
- 119 (F) Education; and
- 120 (G) Workforce development.

121 (vi) Identify information gaps that must be addressed to advance clean

122 tech in the Commonwealth;

123 (vii) Evaluate existing programs and policies at the state, local and

124 business levels in clean tech.

125 (4) The Blueprint shall be provided to the chairs of the State's Joint Committee on

126 Economic Development and Emerging Technologies, and Joint Committee on the Environment,

127 Natural Resources and Agriculture.

128 (5) The Blueprint shall be reported each year by the office on clean technology.

129 (b) Prepare a Green Innovation Index of the Massachusetts Green Economy which shall

130 determine and measure indicators needed to meet the goals of the office of clean technology and

131 provide it to the office of clean technology;

132 (1) The Green Innovation Index shall be created within eighteen (18) months of

133 the enactment of this Act and shall be updated every two (2) years.

134 (c) Provide technical advice to the office on clean technology



135 SECTION 4: The following institutions shall provide guidance to the Office of Clean  
136 Technology:

137 (a) The Office of Technical Assistance within the Office of Energy and Environmental  
138 Affairs shall provide technical assistance to new and existing clean tech firms. In providing such  
139 assistance, the Office of Technical Assistance shall conduct workshops and provide publications  
140 and manuals relevant to clean tech industries;

141 (b) The Toxics Use Reduction Institute at the University of Massachusetts Lowell shall  
142 provide research, trainings and other technical services to new and existing clean tech offices,  
143 firms and commissions. In providing such services, the Institute shall organize conferences,  
144 conduct trainings, arrange curricula and sponsor research projects within the University of  
145 Massachusetts system;

146 (c) The Massachusetts Technology Collaboration may provide research or technical  
147 development grants to assist clean tech industry development. In making its grants, the  
148 Massachusetts Technology Collaborative shall consider as one of its decision criteria, economic  
149 effects on the development of clean tech industries.