

HOUSE No. 3485

The Commonwealth of Massachusetts

PRESENTED BY:

Jose F. Tosado

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 to create a Gateway Cities public safety pilot program.

PETITION OF:

| NAME: | DISTRICT/ADDRESS: |
|---------------------------------|------------------------------------|
| <i>Jose F. Tosado</i> | <i>9th Hampden</i> |
| <i>Aaron Vega</i> | <i>5th Hampden</i> |
| <i>Eric P. Lesser</i> | <i>First Hampden and Hampshire</i> |
| <i>James T. Welch</i> | <i>Hampden</i> |
| <i>Carlos Gonzalez</i> | <i>10th Hampden</i> |
| <i>Marcos A. Devers</i> | <i>16th Essex</i> |
| <i>Frank A. Moran</i> | <i>17th Essex</i> |
| <i>Angelo J. Puppolo, Jr.</i> | <i>12th Hampden</i> |
| <i>Carole A. Fiola</i> | <i>6th Bristol</i> |
| <i>Michael J. Finn</i> | <i>6th Hampden</i> |
| <i>John C. Velis</i> | <i>4th Hampden</i> |
| <i>Rady Mom</i> | <i>18th Middlesex</i> |
| <i>Jason M. Lewis</i> | <i>Fifth Middlesex</i> |
| <i>Joseph W. McGonagle, Jr.</i> | <i>28th Middlesex</i> |
| <i>Paul R. Heroux</i> | <i>2nd Bristol</i> |
| <i>Barbara A. L'Italien</i> | <i>Second Essex and Middlesex</i> |
| <i>Michelle M. DuBois</i> | <i>10th Plymouth</i> |
| <i>Timothy R. Whelan</i> | <i>1st Barnstable</i> |

| | |
|------------------------------|-------------------------|
| <i>Tricia Farley-Bouvier</i> | <i>3rd Berkshire</i> |
| <i>Diana DiZoglio</i> | <i>14th Essex</i> |
| <i>Claire D. Cronin</i> | <i>11th Plymouth</i> |
| <i>Steven Ultrino</i> | <i>33rd Middlesex</i> |
| <i>Stephen L. DiNatale</i> | <i>3rd Worcester</i> |
| <i>Alan Silvia</i> | <i>7th Bristol</i> |
| <i>Brian M. Ashe</i> | <i>2nd Hampden</i> |
| <i>Michael O. Moore</i> | <i>Second Worcester</i> |
| <i>Shaunna L. O'Connell</i> | <i>3rd Bristol</i> |
| <i>Dennis A. Rosa</i> | <i>4th Worcester</i> |

HOUSE No. 3485

By Mr. Tosado of Springfield, a petition (accompanied by bill, House, No. 3485) of Jose F. Tosado and others for legislation to establish the gateway municipality public safety program. Public Safety and Homeland Security.

The Commonwealth of Massachusetts

**In the One Hundred and Eighty-Ninth General Court
(2015-2016)**

An Act to create a Gateway Cities public safety pilot program.

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. (a) The executive office of public safety and security, in consultation with
2 the executive office of housing and economic development, shall establish and administer a pilot
3 program, to be known as the Gateway Municipality Public Safety Program through which the
4 executive office of public safety and security shall award grants to gateway municipalities to
5 address public safety concerns in order to spur economic development.

6 (b) All such grants made pursuant to this act shall be paid from funds in the Gateway
7 Municipality Public Safety Fund. The specific percentage or amount that a gateway municipality
8 is eligible for, if approved, shall be determined in accordance with rules and regulations
9 promulgated by the executive office of public safety and security, in consultation with the
10 executive office of housing and economic development.

11 (c) Between January 1 and May 1 of each year of the pilot program, a municipality may
12 apply to the executive office of public safety and security for a grant to be used to address public

13 safety problems that make economic development in that municipality, or in a specific area of
14 that municipality, difficult. All applications shall comply with regulations promulgated by the
15 executive office of public safety and security, in consultation with the executive office of
16 housing and economic development. All applications shall be accompanied by required
17 documentation in the form prescribed by the regulations, including copies of plans to address
18 public safety problems and spur economic development. The plans required pursuant to this
19 subsection shall demonstrate the ability and willingness of the police department of the gateway
20 municipality to work with municipality officials, including any executive department charged
21 with economic development or municipal planning and any private developers.

22 (d) The executive office of public safety and security, in consultation with the executive
23 office of housing and economic development, shall establish criteria for selection of grant
24 applicants under the pilot program. The criteria shall include: (1) the severity of the public safety
25 and economic development problems identified in the application; (2) the viability of the
26 municipality's plan to address such problems using funding from the pilot program; and (3)
27 whether the municipality has demonstrated the ability and commitment to meet the goals
28 established under the pilot program.

29 (e) The executive office of public safety and security, in consultation with the executive
30 office of housing and economic development, shall establish goals and criteria used to measure
31 the progress of any municipality that receives grant money pursuant to this act. Before May 1 of
32 each year of the pilot program, each municipality that receives a grant pursuant to this act shall
33 file a report with the executive office of public safety and security assessing the progress the
34 municipality has made to address its public safety concerns and meet its specific goals. To the

35 extent possible, each municipality shall provide specific examples of progress and evidence to
36 the office.

37 (f) Before July 1 of each year of the pilot program, the executive office of public safety
38 and security shall file a report with the clerks of the house of representatives and senate assessing
39 the efficacy and measuring the progress of the pilot program. To the extent possible, the office
40 shall opine as to whether each municipality receiving a grant pursuant to this act met its goals
41 established pursuant to subsection (e) and made progress to address its overall public safety
42 concerns.

43 (g) There shall be established and set up on the books of the commonwealth a Gateway
44 Municipality Public Safety Fund which shall be administered by the executive office of public
45 safety and security. Notwithstanding any general or special law to the contrary, the following
46 monies shall be credited to the fund: (i) \$3,000,000; (ii) any further appropriations, grants, gifts
47 or other monies authorized by the general court or other parties and specifically designated to be
48 credited to the fund; and (iii) any income derived from the investment of amounts credited to the
49 fund. All amounts credited to the fund shall be used without further appropriation for the purpose
50 of administering the Gateway Municipality Public Safety Program. No expenditure from the
51 fund shall cause the fund to be in deficiency at the close of a fiscal year. Monies deposited in the
52 fund that are unexpended at the end of the fiscal year shall not revert to the General Fund and
53 shall be available for expenditure in the subsequent year. The fund shall be exempt from the
54 indirect and fringe benefits that would otherwise be assessed pursuant to this chapter 29 of the
55 General Laws.

56 SECTION 2. Section 1 is hereby repealed.

SECTION 3. Section 2 shall take effect on January 1, 2024.