

**HOUSE . . . . . No. 3391**

**The Commonwealth of Massachusetts**

PRESENTED BY:

***Edward F. Coppinger***

*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 relative to the energy facilities siting board.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Edward F. Coppinger</i>	<i>10th Suffolk</i>
<i>Chris Walsh</i>	<i>6th Middlesex</i>
<i>Jack Lewis</i>	<i>7th Middlesex</i>
<i>Marjorie C. Decker</i>	<i>25th Middlesex</i>
<i>Louis L. Kafka</i>	<i>8th Norfolk</i>
<i>Robert M. Koczera</i>	<i>11th Bristol</i>
<i>Michael F. Rush</i>	<i>Norfolk and Suffolk</i>
<i>Patrick M. O'Connor</i>	<i>Plymouth and Norfolk</i>
<i>Steven S. Howitt</i>	<i>4th Bristol</i>
<i>Colleen M. Garry</i>	<i>36th Middlesex</i>
<i>Jennifer E. Benson</i>	<i>37th Middlesex</i>
<i>Ruth B. Balsler</i>	<i>12th Middlesex</i>
<i>Paul R. Heroux</i>	<i>2nd Bristol</i>
<i>Solomon Goldstein-Rose</i>	<i>3rd Hampshire</i>
<i>Carlos González</i>	<i>10th Hampden</i>
<i>Kate Hogan</i>	<i>3rd Middlesex</i>
<i>Michelle M. DuBois</i>	<i>10th Plymouth</i>
<i>Sean Garballey</i>	<i>23rd Middlesex</i>

<i>Cory Atkins</i>	<i>14th Middlesex</i>
<i>Anne M. Gobi</i>	<i>Worcester, Hampden, Hampshire and Middlesex</i>
<i>Barbara A. L'Italien</i>	<i>Second Essex and Middlesex</i>
<i>James M. Cantwell</i>	<i>4th Plymouth</i>
<i>Adrian Madaro</i>	<i>1st Suffolk</i>
<i>Josh S. Cutler</i>	<i>6th Plymouth</i>
<i>Denise Provost</i>	<i>27th Middlesex</i>
<i>Elizabeth A. Poirier</i>	<i>14th Bristol</i>
<i>Peter V. Kocot</i>	<i>1st Hampshire</i>
<i>Joan Meschino</i>	<i>3rd Plymouth</i>
<i>Angelo M. Scaccia</i>	<i>14th Suffolk</i>
<i>James J. O'Day</i>	<i>14th Worcester</i>
<i>Jeffrey N. Roy</i>	<i>10th Norfolk</i>
<i>David M. Rogers</i>	<i>24th Middlesex</i>
<i>Jeffrey Sánchez</i>	<i>15th Suffolk</i>
<i>Denise C. Garlick</i>	<i>13th Norfolk</i>
<i>Alice Hanlon Peisch</i>	<i>14th Norfolk</i>
<i>John H. Rogers</i>	<i>12th Norfolk</i>
<i>James B. Eldridge</i>	<i>Middlesex and Worcester</i>
<i>Gailanne M. Cariddi</i>	<i>1st Berkshire</i>

**HOUSE . . . . . No. 3391**

---

By Mr. Coppinger of Boston, a petition (accompanied by bill, House, No. 3391) of Edward F. Coppinger and others for legislation to further regulate the Energy Facilities Siting Board. Telecommunications, Utilities and Energy.

---

**The Commonwealth of Massachusetts**

\_\_\_\_\_  
**In the One Hundred and Ninetieth General Court  
(2017-2018)**  
\_\_\_\_\_

An Act relative to the energy facilities siting board.

*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: Section 69H of Chapter 164 of the Massachusetts General Laws, as  
2 appearing in the 2014 Official Edition, is hereby amended by inserting after the word  
3 “environment”, in line 6, the following words:- and public health.

4 SECTION 2: Said section 69H of said chapter 164, as so appearing, is hereby further  
5 amended by inserting after the word “environmental”, in line 7, the following words:- and public  
6 health.

7 SECTION 3: Said section 69H of said chapter 164, as so appearing, is hereby further  
8 amended by inserting after the word “resources”, in line 20, the following words:- the  
9 commissioner of the department of public health.

10 SECTION 4: Said section 69H of said chapter 164, as so appearing, is hereby further  
11 amended by striking out, in line 21, the figure “3”, and inserting in place thereof the following  
12 figure:- 4

13 SECTION 5: Said section 69H of said chapter 164, as so appearing, is hereby further  
14 amended by inserting after the words “labor issues”, in line 24, the following words:- 1 of whom  
15 shall be experienced in public health issues.

16 SECTION 6: Section 69I of said Chapter 164 of the Massachusetts General Laws, as so  
17 appearing, is hereby amended by inserting after the word “impacts”, in line 63, the following  
18 words:- public health impacts.

19 SECTION 7: Said section 69I of said chapter 164, as so appearing, is hereby further  
20 amended by inserting after the word “environmental”, in line 82, the following words:- and  
21 public health

22 SECTION 8: Section 69J of said Chapter 164 of the Massachusetts General Laws, as so  
23 appearing, is hereby amended by inserting after the word “environmental”, in line 27, the  
24 following words:- and public health.

25 SECTION 9: Said section 69J of said chapter 164, as so appearing, is hereby further  
26 amended by striking out, in line 32, the words “and noise impact”, and inserting in place thereof  
27 the following words:- noise impact, the delineation of affected populations, and impacts on acute  
28 and chronic disease.

29 SECTION 10: Said section 69J of said chapter 164, as so appearing, is hereby further  
30 amended by inserting after the word “environmental”, in line 49, the following words:- and  
31 public health.

32 SECTION 11: Said section 69J of said chapter 164, as so appearing, is hereby further  
33 amended by inserting after the words “environment”, in line 68, the following words:- and public  
34 health.

35 SECTION 12: Said section 69J of said chapter 164, as so appearing, is hereby further  
36 amended by striking out subsection (3) and inserting in place thereof the following subsection:-

37 (3) An analysis of the proposed facility including but not limited to the description of  
38 alternatives to the planned action, such as other site locations, other oil facilities, and no  
39 additional oil facilities, a description of the environmental impact of the proposed facility, said  
40 description to include buffer zones and other measures to minimize damage to the environment;  
41 and a description of the public health impact, said description to include an assessment on any  
42 past, current, or future impact on public health by the release of hazardous substances into the  
43 environment. The board shall after public notice and a period for comment be empowered to  
44 issue and revise its own list of guidelines. A minimum of data shall be required by these  
45 guidelines from the applicant for review concerning land use impact, water resource impact, air  
46 quality impact, solid waste impact, radiation impact, noise impact, delineation of affected  
47 populations, and impacts on acute and chronic disease.

48 SECTION 13: Section 69J1/4 of said Chapter 164 of the Massachusetts General Laws, as  
49 so appearing, is hereby amended by inserting after the word “environmental”, in line 34, the  
50 following words:- and public health.

51 SECTION 14: Said section 69J1/4 of said chapter 164, as so appearing, is hereby  
52 amended by inserting after the word “environmental”, in line 35, the following words:- and  
53 public health.

54 SECTION 15: Said section 69J1/4 of said chapter 164, as so appearing, is hereby  
55 amended by inserting after the word “environmental”, in line 41, the following words:- and  
56 public health.

57 SECTION 16: Said section 69J1/4 of said chapter 164, as so appearing, is hereby  
58 amended by inserting after the words “radiation impact”, in line 51, the following words:-  
59 delineation of affected populations, impact on acute and chronic disease.

60 SECTION 17: Said section 69J1/4 of said chapter 164, as so appearing, is hereby  
61 amended by inserting after the word “environmental”, in line 56, the following words:- and  
62 public health.

63 SECTION 18: Said section 69J1/4 of said chapter 164, as so appearing, is hereby  
64 amended by inserting after the word “environmental”, in line 60, the following words:- and  
65 public health.

66 SECTION 18: Said section 69J1/4 of said chapter 164, as so appearing, is hereby  
67 amended by inserting after the word “environmental”, in line 71, the following words:- and  
68 public health.

69 SECTION 19: Said section 69J1/4 of said chapter 164, as so appearing, is hereby  
70 amended by inserting after the word “environmental”, in line 80, the following words:- and  
71 public health.

72 SECTION 20: Said section 69J1/4 of said chapter 164, as so appearing, is hereby  
73 amended by inserting after the word “environment”, in line 106, the following words:- and  
74 public health.

75           SECTION 21: Said section 69J1/4 of said chapter 164, as so appearing, is hereby  
76 amended by inserting after the word “environmental”, in line 60, the following words:- and  
77 public health.

78           SECTION 22: Section 69L of said Chapter 164 of the Massachusetts General Laws, as so  
79 appearing, is hereby amended by inserting after the word “environmental”, in line 39, the  
80 following words:- and public health.

81           SECTION 23: Section 69L1/2 of said Chapter 164 of the Massachusetts General Laws, as  
82 so appearing, is hereby amended by inserting after the word “environmental”, in line 7, the  
83 following words:- and public health.