

HOUSE No. 4317

Text on an amendment, offered by Mr. Speliotis of Danvers, to the Senate Bill authorizing the Southern Worcester County Regional Vocational School District to enter into solar power generation agreements (Senate, No. 1971, amended). January 21, 2020.

The Commonwealth of Massachusetts

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

By striking out all after the enacting clause and inserting in place thereof the following:—

1 “(a) Notwithstanding any general or special law to the contrary, but subject to paragraph
2 (a), (b) and (g) of section 16 of chapter 30B of the General Laws, the Southern Worcester county
3 regional vocational school district may lease or enter into other agreements for a term, including
4 any extensions, of not more than 30 years for certain lands and any buildings and other
5 appurtenances thereon located at the Bay Path regional vocational technical high school in the
6 town of Charlton for solar power generation. The location and boundaries of any of the parcels
7 to be subject to a lease or other agreement shall be determined by the district based upon a
8 survey by a certified engineer.

9 (b) A lease or other agreement executed pursuant to this act shall be on terms, conditions
10 and consideration acceptable to the district.

11 (c) The lessee shall be responsible for and shall maintain an escrow fund for all costs and
12 expenses including, but not limited to, costs associated with engineering, surveys, appraisals and
13 preparation of a lease or other agreement, as such costs may be determined by the district.

14 (d) The district may establish a receipts reserved for appropriation account for any
15 revenue generated from the lease or other agreement. The account shall be used for the general
16 appropriations of the district.

17 (e) Annually, the district shall file a report with the school committee detailing the
18 finances of the receipts reserved for appropriation account. The report shall include: (i) the
19 current balance in the fund; (ii) any money deposited into the fund; and (iii) expenditures from
20 the fund. The school committee shall accept the report of the fund.

21 (f) All records of the lessee relating to the operation of the solar generation unit,
22 including, but not limited to, finances, shall be made available for inspection by the state auditor,
23 the attorney general and the inspector general upon request.”.