

HOUSE No. 4506

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, February 26, 2020.

The committee on Ways and Means, to whom was referred the Bill financing improvements to municipal roads and bridges (printed in House, No. 4326), reports, in part, recommending that the accompanying bill (House, No. 4506) ought to pass [Bond Issue: \$14,508,000,000.00].

For the committee,

AARON MICHLEWITZ.

HOUSE No. 4506

The Commonwealth of Massachusetts

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

An Act authorizing and accelerating transportation investment.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to finance forthwith improvements to the commonwealth’s transportation system, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

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. To provide for a program of investments to make the commonwealth’s
2 transportation system more reliable, address deferred maintenance and modernize and expand the
3 system, the sums set forth in sections 2 to 2I, inclusive, for the several purposes and subject to
4 the conditions specified in this act, are hereby made available, subject to the laws regulating the
5 disbursement of public funds; provided, however, that the amounts specified in an item or for a
6 particular project may be adjusted in order to facilitate projects authorized in this act. The sums
7 made available in this act shall be in addition to any amounts previously made available for these
8 purposes.

9 SECTION 2.

10 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

11 Highway Division

12 6121-2114 For projects on the interstate and non-interstate federal highway system;
13 provided, that funds may be expended for the costs of these projects including, but not limited to,
14 the nonparticipating portions of these projects and the costs of engineering and other services
15 essential to these projects; provided further, that funds may be expended for bicycle and
16 pedestrian and other multi-modal facilities; provided further, that notwithstanding this act or any
17 other general or special law to the contrary, the department shall not enter into any obligations
18 for projects which are eligible to receive federal funds under this act unless state matching funds
19 exist which have been specifically authorized and are sufficient to fully fund the corresponding
20 state portion of the federal commitment to fund these obligations; and provided further, that the
21 department shall only enter into obligations for projects under this act based upon a prior or
22 anticipated future commitment of federal funds and the availability of corresponding state
23 funding authorized and appropriated for this use by the general court for the class and category
24 of project for which this obligation applies.....\$5,600,000,000

25 6122-2124 For the construction and reconstruction of municipal ways as described in
26 clause (b) of the second paragraph of section 4 of chapter 6C of the General Laws; provided, that
27 a city or town shall comply with the procedures established by the Massachusetts Department of
28 Transportation; provided further, that a city or town may expend, without further appropriation,
29 for these projects amounts not in excess of the amount provided to the city or town under this
30 item upon preliminary notice of such amount, which shall be provided by the department to the
31 city or town not later than March 1 of each year; and provided further, that the commonwealth
32 shall reimburse a city or town under this item, subject to the availability of funds as provided in
33 section 9G of chapter 29 of the General Laws, within 30 days after receipt by the department of a

34 request for reimbursement from the city or town, which request shall include certification by the
35 city or town that actual expenses have been incurred on projects eligible for reimbursement
36 under this item and that the work has been completed to the satisfaction of the city or town
37 according to the specifications of the project and in compliance with applicable laws and
38 procedures established by the department.....\$300,000,000

39 SECTION 2A.

40 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

41 Highway Division

42 6121-2117 For the design, construction and repair of, or improvements to, non-
43 federally-aided roadway and bridge projects and for the nonparticipating portion of federally-
44 aided projects; provided, that the department may use these funds for the purchase and
45 rehabilitation of facilities, heavy equipment and other maintenance equipment; provided further,
46 that the department may use these funds for multi-modal facilities; provided further, that the
47 amounts specified in this item for a particular project or use, if any, may be adjusted in order to
48 facilitate other projects relating to the design, construction, repair or improvement to non-
49 federally-aided roadway and bridge projects.....\$1,750,000,000

50 SECTION 2B.

51 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

52 Highway Division

53 6121-2118 For the municipal small bridge program for the purposes of design,
54 engineering, construction, preservation, reconstruction and repair of, or improvements to non-

55 federally-aided bridges and approaches meeting the criteria of the municipal small bridge
56 program as determined by the department; provided, that expenditures from this item may
57 include the costs of engineering, design, permitting, climate change adaptation and resilience and
58 other services essential to projects under this item; provided further, that a city or town shall
59 comply with the procedures established by the department with respect to the municipal small
60 bridge program; and provided further, that no amounts appropriated under this item shall be
61 expended for bridges or approaches owned by or under the control of the department or the
62 Massachusetts Bay Transportation Authority.....\$70,000,000

63 6121-2138 For the complete streets program established pursuant to chapter 90I of the
64 General Laws, as amended, for complete streets grants to municipalities.....\$20,000,000

65 SECTION 2C.

66 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

67 Highway Division

68 6121-2137 For the construction, reconstruction, resurfacing, repair and improvement
69 of bridges, approaches and related infrastructure, including elements that improve access for all
70 modes; provided, that expenditures from this item may include the costs of engineering, design,
71 permitting, climate change adaptation and resilience and other services essential to projects
72 under this item.....\$1,250,000,000

73 SECTION 2D.

74 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

75 Rail and Transit Division

76 6621-2117 For the purpose of implementing rail improvements pursuant to chapter
77 161C of the General Laws; provided, that funds may also be used for transportation planning,
78 design, permitting, acquisition of interests in land and engineering for rail projects, including the
79 industrial rail access program; provided further, that the department may use funds from this
80 item for the costs of engineering and other services essential to these projects; provided, further,
81 that the department may use these funds for a particular project or use may be adjusted in order
82 to facilitate other projects, if any.....\$80,000,000

83 6622-2117 For the purposes of chapter 161B of the General Laws, including, but not
84 limited to, projects that may maintain and improve the overall condition, reliability and
85 resiliency of regional transit networks and facilities, including the purchase and rehabilitation of
86 rolling stock, low or no emission vehicles and other infrastructure and equipment required to
87 support such rolling stock, related assets and support equipment, rehabilitation of regional transit
88 authority facilities, including maintenance, and passenger facilities and purchase of related
89 appurtenances, equipment, technology and tools.....\$330,000,000

90 6622-2127 For the purposes of implementing the mobility assistance program
91 pursuant to section 13 of chapter 637 of the acts of 1983 and regional intercity bus and
92 intermodal service; provided, that funds may also be used for transportation planning, design,
93 permitting, acquisition of interests in land and engineering for bus and other transit
94 projects.....\$24,000,000

95 SECTION 2E.

96 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

97 Office of the Secretary

98 6621-2108 For the purpose of implementing sustainable transit system modernization
99 investments and rail improvements pursuant to chapter 161A of the General Laws; provided, that
100 funds may be used for transportation planning, design, permitting and engineering, right-of-way
101 acquisition, acquisition of interests in land, vehicle procurement, construction, and climate
102 change adaptation and resilience improvements, including, without limitation, construction,
103 reconstruction, retrofitting, resilience, efficiency improvements, and modernization of stations,
104 signals, tracks, power and electrical systems; planning, design, permitting and engineering,
105 acquisition of interests in and rights to land, construction and reconstruction, improvement,
106 expansion, renovation, repair, relocation, and equipping of maintenance and storage facilities,
107 including, but not limited to, technology to support and service battery electric, hybrid and other
108 low emission transit vehicles; and for heavy rail, light rail and bus projects, which projects shall
109 include, but shall not be limited to, the red line, orange line, green line, silver line and blue line,
110 including feasibility and planning studies and capital support for pilot services; provided, further,
111 that funds may be used for modernizing the bus fleet and associated infrastructure of the
112 Massachusetts Bay Transportation Authority system, including, but not limited to,
113 implementation of the so-called Better Bus Project; provided, further, that funds may be used for
114 the purpose of implementing the green line transformation program including, but not limited to,
115 planning, design, and procurement of rolling stock to improve service, reliability, enhance rider
116 accessibility, and increase capacity; provided, further, that funds may be used for the purchase
117 and rehabilitation of heavy equipment and other maintenance equipment; provided, further, that
118 funds may be used for safety, accessibility and security equipment and improvements, energy
119 efficiency, climate change adaptation and emergency preparedness, bicycle and pedestrian access
120 improvements, and so-called “last mile” capital improvements; provided further, that funds shall

121 be expended for the design and construction for signalization improvements located along the
122 blue line in the city of Boston between the Bowdoin and Wonderland stations; provided further,
123 that funds shall be expended for the design and construction of a commuter rail station at
124 Wonderland Park on the Newburyport and Rockport line in the city of Revere, together with
125 design and construction of an enclosed pedestrian connection to the Wonderland station
126 intermodal transit facility on the blue line in the city of Revere; provided further, that funds shall
127 be expended for the purpose of implementing the blue line extension to Charles/MGH station
128 improvements; provided, further, that final assembly of the orange line and red line non-pilot
129 production vehicles, as defined within the Massachusetts Bay Transportation Authority's
130 procurement of said vehicles, shall take place in the commonwealth; provided further, that the
131 Massachusetts Bay Transportation Authority in evaluating proposals for the furnishing and
132 delivery of non-pilot production vehicles shall consider, among other criteria, the effect said
133 proposals will have on job creation and retention in the commonwealth and how said proposals
134 will foster economic development in the commonwealth; and provided further, that the relative
135 weight of all the criteria used for the selection of the red line and orange line vehicle proposals
136 shall be determined by the Massachusetts Bay Transportation
137 Authority.....\$2,300,000,000

138 6622-2137 For the purpose of implementing rail improvements pursuant to chapter
139 161A of the General Laws, including, but not limited to, projects that maintain the overall state
140 of good repair and reliability of rail, subway, and bus services; provided, that funds may be
141 expended for necessary and routine system preservation activities designed primarily to bring
142 existing transportation assets up to an acceptable level of condition; provided, further, that funds
143 may be used for transportation planning, design, permitting and engineering, right-of-way

144 acquisition, acquisition of interests in land, vehicle procurement and overhaul, vehicle storage
145 and maintenance facilities, construction, repair, and improvement of stations, parking structures,
146 signals, track, and electrical systems associated with all commuter rail, heavy rail, light rail and
147 bus operations; provided, further, that funds may be used for the purchase and rehabilitation of
148 heavy equipment and other maintenance equipment; and provided further, that projects to replace
149 or rehabilitate existing assets shall seek to substantially modernize these assets, where deemed
150 feasible, appropriate, and cost effective..... \$200,000,000

151 6622-2181 For the purpose of implementing South Coast Rail improvements;
152 provided, that not more than \$100,000,000 shall be used to mitigate the impact of the South
153 Coast Rail project on communities in accordance with section 38 of chapter 79 of the acts of
154 2014; provided, that any new or existing rail station receiving South Coast Rail service shall
155 comply with the Americans with Disabilities Act of 1990, as amended.....\$825,000,000

156 6622-2182 For the purpose of implementing the green line extension improvements;
157 provided, that funds may be used for transportation planning, design, permitting and engineering,
158 acquisition of interests in land, vehicle procurement, construction, construction of stations and
159 right-of-way acquisition.....\$595,000,000

160 6622-2183 For the purpose of implementing South Station improvements, including
161 modernization of the signal system and for modernizing the commuter rail system and commuter
162 rail system components; provided, that funds may be expended for projects, including but not
163 limited to, planning, design, and acquisition of commuter rail passenger coaches and
164 locomotives, infrastructure improvements, technology and equipment necessary to support new
165 or modified commuter rail service models, safety features, and passenger enhancements;

166 provided further, that funds may be expended for capital costs associated with infrastructure and
 167 equipment to leverage innovative financing and partnership approaches; provided, further, that
 168 funds may be used for planning and feasibility studies and the capital costs of pilot projects to
 169 test new service models such as regional rail and urban rail; provided, further, that funds may be
 170 used for transportation planning, design, permitting and engineering, acquisition of rights of way
 171 and interests in land, construction and reconstruction of stations and other facilities; and provided
 172 further, that not less than \$25,000,000 shall be expended on the design and engineering of
 173 transportation improvements along the South Boston waterfront taking into consideration the
 174 recommendations of the South Boston Waterfront Sustainable Transportation Plan, as amended
 175 from time to
 176 time.....\$400,000,000

177 6622-2184 For the purpose of implementing rail improvements pursuant to chapter
 178 161C of the General Laws; provided, that funds may be used for transportation planning, design,
 179 permitting and engineering, acquisition of interests in land, vehicle procurement, construction,
 180 construction of stations and right-of-way acquisition for rail projects, including Springfield to
 181 Worcester service, Boston to Cape Cod service and Pittsfield to New York City
 182 service.....\$175,000,000

183 SECTION 2F.

184 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

185 Aeronautics Division

186 6820-2117 For the airport improvement program pursuant to section 39A of chapter
187 90 of the General Laws, including but not limited to aeronautics safety and modernization
188 improvements.....\$89,000,000

189 SECTION 2G.

190 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

191 Office of the Secretary

192 6720-2127 For the purpose of capital costs associated with preconstruction,
193 planning, and early action capital work for the so-called Allston Multimodal Project, including
194 multi-modal project planning and studies, the preparation of plans and specifications, design,
195 permitting and engineering, climate change adaptation and resilience, regional mobility planning,
196 acquisition of interests in land, planning and siting of rail and bus stations and right-of-way
197 acquisition purchases, maintenance facilities, procurement of equipment, development,
198 mitigation, implementation of information technology-related equipment, lighting, landscaping,
199 traffic improvements, bicycle and pedestrian accessibility, and related capital projects in the
200 Allston neighborhood of Boston.....\$250,000,000

201 SECTION 2H.

202 EXECUTIVE OFFICE OF TECHNOLOGY SERVICES AND SECURITY

203 Office of the Secretary

204 1790-2019 For costs associated with pilot programs, planning and studies, the
205 preparation of plans and specifications, design, development, acquisition, and implementation of
206 information technology-related equipment, hardware, software, devices, cybersecurity,

207 communications systems, safety and accessibility technologies, and data solutions, including, but
208 not limited to, so-called intelligent transportation infrastructure projects for the Massachusetts
209 Department of Transportation.....\$50,000,000

210 SECTION 2I.

211 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

212 Office of the Secretary

213 6921-2110 For grants to transportation management associations; provided, that
214 grants shall be expended on services that reduce vehicle congestion and improve air quality and
215 that enhance transportation demand management activities, including, but not limited to, the
216 following: (i) the marketing and promotion of existing and new park-and-ride and existing and
217 new carpooling and van pooling alternatives; (ii) the operation and coordination of bus and
218 shuttle services between existing transportation facilities, major employment centers and
219 commercial and retail centers; and (iii) the underwriting of active marketing and outreach
220 programs to support such services.....\$25,000,000

221 6921-2111 For grants to municipalities for the prioritization and enhancement of mass
222 transit by bus; provided, that grants shall only be expended on the construction or physical
223 demarcation of bus rapid transit lanes, the construction of catenary wires for electric trolley
224 buses, equipment for transit signal prioritization, the construction of curb extensions or
225 improvements at bus stops or bus stations situated in medians of existing rights of way, and
226 shelters and benches at bus stops\$50,000,000

227 6921-2112 For grants to municipalities for the purposes of study, design, and
228 construction or improvement of enhancements that increase access to mass transit and commuter
229 rail stations, including but not limited to parking lots and structures at mass transit or commuter
230 rail stations, improvements related to the creation of expedited drop-off and pick-up zones to be
231 used exclusively by shared-ride vehicles, shuttles, and other multi-passenger connector services,
232 electric vehicle charging stations, park-and-ride locations, bicycle parking or bicycle cages, and
233 accommodations for micro-mobility devices\$50,000,000

234 6921-2113 For the study, design, and construction or improvement of enhancements
235 that increase access to mass transit and commuter rail stations, including but not limited to
236 parking lots and structures at mass transit or commuter rail stations, expedited drop-off and pick-
237 up zones, electric vehicle charging stations, park-and-ride locations, bicycle parking or bicycle
238 cages, accommodations for micro-mobility devices, and shelters and benches at bus stops
239\$50,000,000

240 6921-2114 For a grant program to be administered by, and subject to rules and
241 regulations promulgated by, the Massachusetts Port Authority for landside water ferry terminal
242 construction and improvement projects, boat purchases, preventive maintenance and operating
243 assistance that leverages municipal, nonprofit, and private investments in the delivery of public
244 water transportation services in the greater Boston
245 region.....\$25,000,000

246 SECTION 3. Chapter 6C of the General Laws, as appearing in the 2018 Official Edition,
247 is hereby amended by adding the following section:-

248 Section 77. Notwithstanding any general or special law to the contrary, as used in this
249 section, the following words shall have the following meanings:-

250 “Authority”, the Massachusetts Bay Transportation Authority established by section 2 of
251 chapter 161A.

252 “Best value”, the highest overall value to the awarding authority, considering quality and
253 cost.

254 “Job order”, an agreed upon fixed-price order issued by the department or by the
255 authority to a contractor pursuant to a job order contract, for the contractor’s performance of a
256 specific construction, reconstruction, alteration, remodeling or repair project of a public work
257 consisting solely of tasks, materials and equipment selected from those specified and priced in
258 that job order contract.

259 “Job order contract”, a contract for the performance of construction, reconstruction,
260 alteration, remodeling or repair of a public work, or a subset thereof: (1) that is limited to a
261 specified term; (2) in which the contract specifications consist of technical descriptions of
262 various tasks, materials and equipment at stated unit prices but do not specify the specific
263 projects to be performed by the contractor; (3) which contains a fixed contractor’s adjustment
264 factor applied to the unit prices stated in the specifications; and (4) in accordance with which, the
265 department and the authority may enter into fixed-price job orders with the contractor for the
266 performance of specific projects, consisting solely of combinations of the tasks, materials and
267 equipment specified in the contract, at the unit prices specified therein multiplied by the
268 contractor’s adjustment factor.

269 “Maintenance”, includes routine operation, routine maintenance, routine repair,
270 rehabilitation, capital maintenance, maintenance replacement and any other categories of
271 maintenance that may be designated by the department.

272 (a)(1) Notwithstanding section 44A of chapter 149, to the extent applicable, and section
273 39M of chapter 30 of the General Laws or any other general or special law to the contrary, the
274 department and the authority may establish programs for the use of job order contracts.

275 (2) As part of the programs, the department and the authority may procure job order
276 contracts for services related to the creation and use of job order contracts including, without
277 limitation, the creation of task descriptions, specifications and unit prices for use in job order
278 contracts, and training and other services related to such contracts.

279 (3) Job orders shall be estimated to cost not more than \$500,000 each. The job order
280 contract shall be procured through a best value selection process except that: (i) the amount of
281 the bid deposit shall be \$5,000; (ii) contractors who are awarded job orders under any job order
282 contract shall be eligible for the category of work specified in the contract; (iii) the amounts of
283 surety bonds required by the contract may be satisfied with respect to each particular job order
284 before the commencement of any work under that job order; and (iv) multiple job order contracts
285 may be awarded under a single procurement.

286 (b)(1) The department and the authority may procure job order contracts for projects that:
287 (i) improve access to places of public accommodation listed in section 92A of chapter 272; or (ii)
288 remove barriers and create or improve accessible features for both physical and programmatic
289 access necessary for compliance with the law, including title II of the Americans with
290 Disabilities Act of 1990 and the laws of the commonwealth.

291 (2) These contracts shall be limited to job orders estimated to cost not more than
292 \$1,000,000 each and shall be procured through the procedures specified in section 39M of
293 chapter 30 except that: (i) the amount of the bid deposit shall be \$5,000; (ii) contractors who are
294 awarded job orders under any job order contract shall be certified by the division for the category
295 of work specified in the contract; and (iii) the amounts of surety bonds required by the contract
296 may be satisfied with respect to each particular job order before the commencement of any work
297 under that job order. The department and the authority shall award a job order contract to the
298 eligible and responsible bidder who offers the lowest mark-up over the base unit prices specified
299 in the contract specifications.

300 SECTION 4. The General Laws are hereby amended by inserting after chapter 40W the
301 following chapter:-

302 Chapter 40X.

303 SUPPLEMENTAL INFRASTRUCTURE FINANCING FOR TRANSPORTATION

304 Section 1. As used in this chapter, the following words shall, unless the context clearly
305 requires otherwise, have the following meanings:-

306 “Base date”, the last assessment date of the real property tax immediately preceding the
307 creation of the SIFT district, or any other assessment date designated as the base date in a SIFT
308 agreement.

309 “Department”, the Massachusetts Department of Transportation, as established in section
310 2 of chapter 6C.

311 “Financial plan”, a statement of the costs and sources of revenue required to complete
312 construction of the transportation project, which shall include: (1) cost estimates; (2) the
313 projected amount of indebtedness to be incurred by the municipality, the department, the
314 Massachusetts Bay Transportation Authority or a regional transit authority; and (3) any other
315 sources of anticipated capital, including but not limited, to any federal funding.

316 “Original assessed value”, the aggregate assessed value of all properties within the SIFT
317 district as of the base date.

318 “Secretary”, the secretary of the Massachusetts Department of Transportation.

319 “SIFT agreement”, an agreement for supplemental infrastructure financing for
320 transportation entered into by the secretary and a municipality, which has been approved by the
321 municipality in accordance with section 2, authorizing a municipality to collect and remit tax
322 increment revenue in accordance with this chapter.

323 “SIFT district”, a specified area within the corporate limits of a municipality as set forth
324 in the SIFT agreement.

325 “Tax increment”, all annual increases in the municipality’s limit on total taxes assessed
326 under subsection (f) of section 21C of chapter 59 that are attributable to parcels within the
327 district for fiscal years with an assessment date later than the base date. The tax increment shall
328 also include the part of increases in the limit on total taxes assessed allowed under said
329 subsection (f) of said section 21C that are attributable to such increases under said subsection (f)
330 in prior years that were part of the increment in such prior years. In any year in which the limit
331 on total taxes assessed under said section 21C is lower than the prior year’s limit on total taxes

332 assessed, the tax increment shall be reduced in the same proportion as the limit on total taxes
333 assessed.

334 “Transportation project”, any construction project, or any component thereof, undertaken
335 by the Massachusetts Bay Transportation Authority, a regional transit authority or the
336 department, including without limitation: construction, reconstruction, repair or enhancement of
337 ways, bridges, on-ramps, off-ramps, bikeways, multi-use paths, transit stations, passenger
338 facilities and rail projects and extensions.

339 Section 2. (a) (i) Notwithstanding any general or special law to the contrary, the secretary
340 and a municipality may enter into a SIFT agreement; provided, that no municipality shall enter
341 into or implement a SIFT agreement unless and until the SIFT agreement has been approved by
342 the municipality in accordance with this section.

343 (ii) A SIFT agreement shall include without limitation: (1) a detailed description of the
344 transportation project to be financed in whole or in part by the SIFT agreement, including a
345 financial plan for such project; (2) the boundaries of the SIFT district, including a depiction of
346 the SIFT district on a map of the municipality and a listing of the street addresses and lot
347 numbers of all lots within the SIFT district; (3) estimates of the amount of tax increment revenue
348 to be remitted during the term of the SIFT agreement; (4) the method of calculating the
349 percentage of the tax increment to be remitted together with any provisions for adjustment of the
350 method of calculation; (5) the board or officer of the city or town responsible for calculating the
351 tax increment; (6) any tax increment pledged or otherwise subject to chapter 40Q or section 59 of
352 chapter 40; (7) a statement of the estimated impact of tax increment financing on all taxing
353 jurisdictions in which the SIFT district is located; (8) the term of years of the SIFT agreement;

354 (9) the base date; (10) the date, if any, following which the SIFT agreement must be re-approved
355 by the city or town in accordance with section 2 if a notice to proceed has not been issued by the
356 department or authority with respect to the transportation project; (11) anticipated or known
357 gifts, grants or private contributions; and (12) the department or authority fund to which the tax
358 increment revenue shall be remitted.

359 (b) Not less than 30 days prior to any vote required under subsection (c), a municipality
360 shall hold a public hearing regarding the SIFT agreement or amendment thereto and shall
361 provide the public with an opportunity to submit written comments. The municipality shall create
362 a written record of the public hearing, which shall include a description of the testimony offered
363 by persons at such hearing. Not less than 14 days prior to the hearing: (1) public notice of the
364 hearing shall be published in 1 or more local newspapers of general circulation and shall be
365 posted in the municipality's main governmental building and on the municipality's website; and
366 (2) the SIFT agreement or amendment shall be made available by the municipality for inspection
367 and copying.

368 (c) A municipality shall approve the SIFT agreement in accordance with section 4 of
369 chapter 40; provided, that the term of years, any provision related to calculation of the tax
370 increment or the boundaries of a SIFT district may only be amended, following approval by the
371 secretary, after meeting the requirements for adoption under this section.

372 Section 3. (a) Within 60 days following approval of a SIFT agreement in accordance with
373 section 2, the assessor of the municipality shall certify the original assessed value of the taxable
374 property within the boundaries of the SIFT district. For the term of the SIFT agreement, the

375 assessor of the municipality shall annually certify the amount by which the assessed value has
376 increased or decreased from the original value.

377 (b) Following approval of a SIFT agreement in accordance with section 2, the
378 municipality shall set aside and remit all tax increment revenues in accordance with the SIFT
379 agreement.

380 Section 4. The department shall promulgate rules and regulations necessary to implement
381 this chapter, including, without limitation, rules and regulations establishing criteria for
382 evaluating eligible transportation projects.

383 SECTION 5. Chapter 89 of the General Laws is hereby amended by inserting after
384 section 7C, as appearing in the 2018 Official Edition, the following section:-

385 Section 7D. The operator of any vehicle involved in a crash in a travel lane on a public
386 way resulting only in property damage shall immediately move or cause the vehicle to be moved
387 to a safe area on the shoulder, emergency lane or median, or to a place otherwise removed from
388 the roadway when such moving of a vehicle can be done safely and the vehicle is capable of
389 being operated under its own power, without further damage to property or injury to any person.

390 Whenever any state or public law enforcement agency determines that an emergency is
391 caused by the immobilization of any vehicle in a travel lane on a public way, such agencies and
392 those acting at their direction or request, shall have the authority to move the immobilized
393 vehicle.

394 Such agencies and their officers, employees, agents or contractors shall not be held
395 responsible for any damages that may be incurred to the immobilized vehicle, its contents or

396 surrounding area caused by the emergency measures employed to move the vehicle for the
397 purpose of clearing the travel lane on a public way.

398 A violation of this section shall be punished by a fine of not more than \$100. A violation
399 of this section shall not be a surchargeable incident under section 113B of chapter 175 or under a
400 motor vehicle liability policy as defined in section 34A of chapter 90 that is issued pursuant to
401 said chapter 175.

402 SECTION 6. Section 7E of chapter 90 of the General Laws, as so appearing, is hereby
403 amended by inserting, in line 68, after the word “registrar”, the following words:- , (vii) a
404 vehicle, or equipment owned or operated by the Massachusetts Department of Transportation,
405 established by section 2 of chapter 6C, in connection with maintenance or construction activities
406 in highway work zones, and only by authority of a permit issued by the registrar,.

407 SECTION 7. The third paragraph of section 20 of said chapter 161A, as so appearing, is
408 hereby amended by striking out clause (ii) in the third sentence and inserting in place thereof the
409 following clause:- (ii) specify that no proceeds of commonwealth general obligation bonds shall
410 be used to fund an employee’s salary; and.

411 SECTION 8. Said chapter 161A, as so appearing, is hereby amended by adding the
412 following section:-

413 Section 52. Notwithstanding any general or special law to the contrary, no person shall
414 acquire any rights by prescription or adverse possession in any lands or rights in lands held in the
415 name of the authority, and no person shall accrue any rights by prescription or adverse
416 possession in any such lands or rights in land for the time period during which such lands or
417 rights in land are or were held in the name of the authority.

418 SECTION 9. The second paragraph of section 2 of chapter 634 of the acts of 1971 is
419 hereby amended by adding the following 4 sentences:- Any failure to provide necessary flag
420 protection shall be subject to a fine of not more than \$3,500 per day payable to the Massachusetts
421 Department of Transportation, which shall become due 30 days after receipt of notice, unless an
422 adjudicatory hearing is requested prior to the expiration of the 30 days. Following an
423 adjudicatory hearing, the secretary of the Massachusetts Department of Transportation shall
424 make a final decision and shall provide notice to all parties. The final decision shall take effect
425 within 30 days, unless an appeal is taken under section 14 of chapter 30A of the General Laws
426 prior to the expiration of the 30 days. The superior court shall have jurisdiction, upon petition of
427 the department, to enforce this section.

428 SECTION 10. The first paragraph of section 7 of chapter 233 of the acts of 2008 is
429 hereby amended by striking out the figure “2027” and inserting in place thereof the following
430 figure:- 2039.

431 SECTION 11. Section 8 of said chapter 233 is hereby amended by striking out the figure
432 “2046” and inserting in place thereof the following figure:- 2054.

433 SECTION 12. Section 20 of chapter 79 of the acts of 2014 is hereby amended by striking
434 out, in each instance, the figure “2049” and inserting in place thereof the following figure:- 2054.

435 SECTION 13. To meet any or all expenditures necessary in carrying out item 6121-2114
436 of section 2, the state treasurer shall, upon request of the governor, issue and sell bonds of the
437 commonwealth in an amount to be specified by the governor from time to time but not
438 exceeding, in the aggregate, \$1,120,000,000. All bonds issued by the commonwealth pursuant to
439 this section shall be designated on their face, Commonwealth Transportation Improvement Act

440 of 2020, and shall be issued for a maximum term of years, not exceeding 30 years, as the
441 governor may recommend to the general court pursuant to section 3 of Article LXII of the
442 Amendments to the Constitution. All such bonds shall be payable not later than June 30, 2060.
443 All interest and payments on account of principal on these obligations shall be payable from the
444 General Fund or the Commonwealth Transportation Fund.

445 SECTION 14. To meet any or all expenditures necessary in carrying out item 6122-2124
446 of section 2, the state treasurer shall, upon request of the governor, issue and sell bonds of the
447 commonwealth in an amount to be specified by the governor from time to time but not
448 exceeding, in the aggregate, \$300,000,000. All bonds issued by the commonwealth as aforesaid
449 shall be designated on their face, Commonwealth Transportation Improvement Act of 2020, and
450 shall be issued for a maximum term of years, not exceeding 30 years, as the governor may
451 recommend to the general court pursuant to section 3 of Article LXII of the Amendments to the
452 Constitution. All such bonds shall be payable not later than June 30, 2055, pursuant to said
453 Section 3 of Article LXII of the Amendments to the Constitution. All interest and payments on
454 account of principal on these obligations shall be payable from the General Fund.
455 Notwithstanding any other general or special law to the contrary, bonds issued under this section
456 and interest thereon shall be general obligations of the commonwealth.

457 SECTION 15. To meet any or all expenditures necessary in carrying out sections 2A to
458 2B inclusive, the state treasurer shall, upon request of the governor, issue and sell bonds of the
459 commonwealth in an amount to be specified by the governor from time to time but not
460 exceeding, in the aggregate, \$1,840,000,000. All bonds issued by the commonwealth pursuant to
461 this section shall be designated on their face, Commonwealth Transportation Improvement Act
462 of 2020, and shall be issued for a maximum term of years, not exceeding 30 years, as the

463 governor may recommend to the general court pursuant to section 3 of Article LXII of the
464 Amendments to the Constitution. All such bonds shall be payable not later than June 30, 2060.
465 All interest and payments on account of principal on these obligations shall be payable from the
466 General Fund or the Commonwealth Transportation Fund.

467 SECTION 16. (a) Notwithstanding any general or special law to the contrary and to meet
468 a portion of the expenditures necessary in carrying out section 2C, the state treasurer shall, upon
469 request of the governor, issue and sell federal grant anticipation notes of the commonwealth in an
470 amount to be specified by the governor from time to time but not exceeding, in the aggregate,
471 \$1,250,000,000. Notes issued under this section shall be in addition to those notes previously
472 issued under section 9 of chapter 11 of the acts of 1997, section 7 of chapter 233 of the acts of
473 2008 and under section 53A of chapter 29 of the General Laws to refund, in part, such previously
474 issued notes. Notes issued under this section and the interest thereon shall be special obligations
475 of the commonwealth secured by the Federal Highway Grant Anticipation Note Trust Fund
476 established in section 10 of said chapter 11 of the acts of 1997. Sections 10, 10A and 10B of said
477 chapter 11 shall apply to the notes issued under this section in the same manner and with the
478 same effect as set forth in said sections 10, 10A and 10B with respect to the notes previously
479 issued under section 9 of said chapter 11 and section 53A of chapter 29 of the General Laws,
480 except as otherwise provided in a trust agreement pertaining to the notes authorized under this
481 section; provided, however, that any pledge of federal highway construction funds and other
482 funds to secure the notes issued under this section may be subordinate to such prior pledged
483 funds. The notes shall not be included in the computation of outstanding bonds for purposes of
484 the limit imposed by the second paragraph of section 60A of chapter 29 of the General Laws, nor

485 shall debt service with respect to such bonds be included in the computation of the limit imposed
486 by section 60B of said chapter 29.

487 (b) The notes authorized under this section shall be designated on their face, Next
488 Generation Bridge Improvement Act of 2020, and shall be issued and may be renewed for such
489 maximum terms of years, not exceeding 20 years, as the governor may recommend to the general
490 court in accordance with section 3 of Article LXII of the Amendments to the Constitution;
491 provided, however, that the final maturity of such notes, whether original or renewal, shall be not
492 later than June 30, 2050.

493 (c) A trust agreement entered into with respect to notes authorized under this section shall
494 be considered to be a trust agreement under section 10B of chapter 11 of the acts of 1997. The
495 principal or purchase price of, redemption premium, if any, and interest on notes issued
496 hereunder, fees and expenses related to those notes, deposits to reserves, if any, under such trust
497 agreement or such credit enhancement agreement and any reimbursement amounts shall be
498 considered to be trust agreement obligations for purposes of sections 10A and 10B of said
499 chapter 11.

500 (d) Notwithstanding any general or special law to the contrary, the commonwealth shall
501 covenant with the purchasers and all subsequent owners and transferees of any notes issued
502 under this section that while any note shall remain outstanding and any trust agreement
503 obligation remains unpaid, federal highway construction trust funds shall not be diverted from
504 the purposes identified in said section 10B of said chapter 11, except as provided in the trust
505 agreement or credit enhancement agreement relating thereto, nor shall the trusts with which they

506 are impressed be broken, and the pledge and dedication in trust of these funds shall continue
507 unimpaired and unabrogated.

508 (e) Notwithstanding any general or special law to the contrary, the trust and the Federal
509 Highway Grant Anticipation Note Trust Fund, each established in accordance with section 10 of
510 said chapter 11, shall terminate on the date of the final payment or defeasance in full by the
511 commonwealth of all trust agreement obligations under said section 10 and this section.

512 SECTION 17. To meet the expenditures necessary in carrying out section 2D, the state
513 treasurer shall, upon request of the governor, issue and sell bonds of the commonwealth in an
514 amount to be specified by the governor from time to time but not exceeding, in the aggregate,
515 \$434,000,000. All bonds issued by the commonwealth pursuant to this section shall be
516 designated on their face, Commonwealth Transportation Improvement Act of 2020, and shall be
517 issued for a maximum term of years, not exceeding 20 years, as the governor may recommend to
518 the general court pursuant to section 3 of Article LXII of the Amendments to the Constitution.
519 All such bonds shall be payable not later than June 30, 2050. All interest and payments on
520 account of principal on these obligations shall be payable from the General Fund or the
521 Commonwealth Transportation Fund.

522 SECTION 18. To meet the expenditures necessary in carrying out section 2E, the state
523 treasurer shall, upon request of the governor, issue and sell bonds of the commonwealth in an
524 amount to be specified by the governor from time to time but not exceeding, in the aggregate,
525 \$4,495,000,000. All bonds issued by the commonwealth under this section shall be designated on
526 their face, Commonwealth Transportation Improvement Act of 2020, and shall be issued for a
527 maximum term of years, not exceeding 30 years, as the governor may recommend to the general

528 court pursuant to section 3 of Article LXII of the Amendments to the Constitution. All such
529 bonds shall be payable not later than June 30, 2060. Bonds and interest thereon issued under this
530 section shall be general obligations of the commonwealth; provided, however, that any bonds
531 issued by the state treasurer under this section shall, upon the request of the governor, be issued
532 as special obligation bonds pursuant to section 20 of chapter 29 of the General Laws; provided
533 further, that in deciding whether to request the issuance of particular bonds as special
534 obligations, the governor shall take into account: (i) generally prevailing financial market
535 conditions; (ii) the impact of each approach on the overall capital financing plans and needs of
536 the commonwealth; (iii) any ratings assigned to outstanding bonds of the commonwealth and any
537 ratings expected to be assigned by any nationally-recognized credit rating agency to the bonds
538 proposed to be issued; and (iv) any applicable provisions of a trust agreement or credit
539 enhancement agreement entered into pursuant to said section 20 of said chapter 29. All special
540 obligation revenue bonds issued pursuant to this section shall be designated on their face,
541 Commonwealth Rail Enhancement Act of 2020, and shall be issued for a maximum term of
542 years, not exceeding 30 years, as the governor may recommend to the general court pursuant to
543 section 3 of Article LXII of the Amendments to the Constitution; provided, however, that all
544 such bonds shall be payable not later than June 30, 2060. All interest and payments on account of
545 these obligations shall be payable from the Commonwealth Transportation Fund and shall be
546 payable solely in accordance with said section 20 of said chapter 29, and such bonds shall not be
547 included in the computation of outstanding bonds for purposes of the limit imposed by the
548 second paragraph of section 60A of chapter 29 of the General Laws, nor shall debt service with
549 respect to such bonds be included in the computation of the limit imposed by section 60B of said
550 chapter 29.

551 SECTION 19. To meet the expenditures necessary in carrying out section 2F, the state
552 treasurer shall, upon request of the governor, issue and sell bonds of the commonwealth in an
553 amount to be specified by the governor from time to time but not exceeding, in the aggregate,
554 \$89,000,000. All bonds issued by the commonwealth pursuant to this section shall be designated
555 on their face, Commonwealth Transportation Improvement Act of 2020, and shall be issued for a
556 maximum term of years, not exceeding 20 years, as the governor may recommend to the general
557 court pursuant to section 3 of Article LXII of the Amendments to the Constitution. All such
558 bonds shall be payable not later than June 30, 2050. All interest and payments on account of
559 principal on these obligations shall be payable from the General Fund or the Commonwealth
560 Transportation Fund.

561 SECTION 20. To meet the expenditures necessary in carrying out section 2G, the state
562 treasurer shall, upon request of the governor, issue and sell bonds of the commonwealth in an
563 amount to be specified by the governor from time to time but not exceeding, in the aggregate,
564 \$250,000,000. All bonds issued by the commonwealth pursuant to this section shall be
565 designated on their face, Commonwealth Transportation Improvement Act of 2020, and shall be
566 issued for a maximum term of years, not exceeding 10 years, as the governor may recommend to
567 the general court pursuant to section 3 of Article LXII of the Amendments to the Constitution.
568 All such bonds shall be payable not later than June 30, 2040. All interest and payments on
569 account of principal on these obligations shall be payable from the General Fund or the
570 Commonwealth Transportation Fund.

571 SECTION 21. To meet the expenditures necessary in carrying out section 2H, the state
572 treasurer shall, upon request of the governor, issue and sell bonds of the commonwealth in an
573 amount to be specified by the governor from time to time but not exceeding, in the aggregate,

574 \$50,000,000. All bonds issued by the commonwealth pursuant to this section shall be designated
575 on their face, Commonwealth Transportation Improvement Act of 2020, and shall be issued for a
576 maximum term of years, not exceeding 5 years, as the governor may recommend to the general
577 court pursuant to section 3 of Article LXII of the Amendments to the Constitution. All such
578 bonds shall be payable not later than June 30, 2035. All interest and payments on account of
579 principal on these obligations shall be payable from the General Fund or the Commonwealth
580 Transportation Fund. Bonds and interest thereon issued pursuant to this section shall be general
581 obligations of the commonwealth.

582 SECTION 22. To meet any or all expenditures necessary in carrying out section 21, the
583 state treasurer shall, upon request of the governor, issue and sell bonds of the commonwealth in
584 an amount to be specified by the governor from time to time but not exceeding, in the aggregate,
585 \$200,000,000. All bonds issued by the commonwealth pursuant to this section shall be
586 designated on their face, Commonwealth Transportation Improvement Act of 2020, and shall be
587 issued for a maximum term of years, not exceeding 10 years, as the governor may recommend to
588 the general court pursuant to section 3 of Article LXII of the Amendments to the Constitution.
589 All such bonds shall be payable not later than June 30, 2040. All interest and payments on
590 account of principal on these obligations shall be payable from the General Fund or the
591 Commonwealth Transportation Fund. Bonds and interest thereon issued pursuant to this section
592 shall be general obligations of the commonwealth.

593 SECTION 23. Notwithstanding any general or special law to the contrary, bonds and
594 interest thereon issued under sections 13, 15, 17, 19, and 20 of this act shall be general
595 obligations of the commonwealth; provided, however, that any bonds issued by the state
596 treasurer under said sections 13, 15, 17, 19, and 20 shall, upon the request of the governor, be

597 issued as special obligation bonds pursuant to section 20 of chapter 29 of the General Laws;
598 provided further, that in deciding whether to request the issuance of particular bonds as special
599 obligations, the governor shall take into account: (1) generally prevailing financial market
600 conditions; (2) the impact of each approach on the overall capital financing plans and needs of
601 the commonwealth; (3) any ratings assigned to outstanding bonds of the commonwealth and any
602 ratings expected to be assigned by any nationally-recognized credit rating agency to the bonds
603 proposed to be issued; and (4) any applicable provisions of a trust agreement or credit
604 enhancement agreement entered into pursuant to said section 20 of said chapter 29. All interest
605 and payments on account of obligations issued under this section as special obligation bonds
606 pursuant to said section 20 of said chapter 29 shall be payable from the Commonwealth
607 Transportation Fund solely in accordance with said section 20 of said chapter 29, and such
608 bonds shall not be included in the computation of outstanding bonds for purposes of the limit
609 imposed by the second paragraph of section 60A of said chapter 29, nor shall debt service with
610 respect to such bonds be included in the computation of the limit imposed by section 60B of said
611 chapter 29.

612 SECTION 24. Notwithstanding any provision of section 16 of this act to the contrary, the
613 state treasurer shall, upon the request of the governor, issue any portion of the amount authorized
614 to be issued as federal grant anticipation notes under said section 16 as special obligation bonds
615 pursuant to section 20 of chapter 29; provided, that no bonds shall be issued under this section
616 unless the governor determines that issuing bonds or notes under this section instead of as
617 authorized under said section 16 is necessary or is in the best financial interests of the
618 commonwealth based on their consideration of: (i) the commonwealth's authority under federal
619 law to issue federal grant anticipation notes pursuant to said section 16; (ii) generally prevailing

620 financial market conditions; (iii) the impact of each financing approach on the overall capital
621 financing plans and needs of the commonwealth; (iv) any ratings assigned to outstanding bonds
622 of the commonwealth and any ratings expected to be assigned by any nationally-recognized
623 credit rating agency to the bonds or notes proposed to be issued; and (v) any applicable
624 provisions of chapter 29 of the General Laws.

625 SECTION 25. Notwithstanding any general or special law to the contrary, capital
626 appropriations made pursuant to section 2 and sections 2A to 2I, inclusive, shall be available for
627 expenditure in the 10 fiscal years following June 30 of the calendar year in which the
628 appropriation is made and any portion of such appropriation representing encumbrances
629 outstanding on the records of the comptroller's office at the close of the tenth fiscal year may be
630 applied to the payment thereof any time thereafter. The unencumbered balance shall revert to the
631 commonwealth at the close of the tenth fiscal year.

632 SECTION 26. Notwithstanding any general or special law to the contrary, in carrying
633 out this act, the Massachusetts Department of Transportation may enter into contracts,
634 agreements or transactions that may be appropriate with other federal, state, local or regional
635 public agencies or authorities. The contracts, agreements or transactions may relate to such
636 matters as the department shall determine including, without limitation, the research, design,
637 layout, construction, reconstruction or management of construction of all or a portion of these
638 projects. In relation to any such contracts, agreements or transactions, the department may
639 advance monies to such agencies or authorities, without prior expenditure by the agencies or
640 authorities, and the agencies and authorities may accept monies necessary to carry out these
641 agreements; provided, however, the department shall certify to the comptroller the amounts so
642 advanced and these agreements shall contain provisions satisfactory to the department for the

643 accounting of monies expended by any other agency or authority. All monies not expended
644 under these contracts, agreements or transactions shall be credited to the account of the
645 department from which they were advanced.

646 SECTION 27. (a) Notwithstanding any general or special law to the contrary, the
647 Massachusetts Department of Transportation shall expend the sums authorized in sections 2
648 through 2C, inclusive, and section 2G, for the following purposes: projects for the laying out,
649 construction, reconstruction, resurfacing, relocation or necessary or beneficial improvement of
650 highways, bridges, bicycle paths or facilities, on-street and off-street bicycle projects, sidewalks,
651 telecommunications, parking facilities, auto-restricted zones, scenic easements, grade crossing
652 eliminations and alterations of other crossings, traffic safety devices on state highways and on
653 roads constructed pursuant to clause (b) of the second paragraph of section 4 of chapter 6C of the
654 General Laws, highway or mass transportation studies including, but not limited to, traffic,
655 environmental or parking studies, the establishment of school zones pursuant to section 2 of
656 chapter 85 of the General Laws, improvements on routes not designated as state highways
657 without assumption of maintenance responsibilities, projects to alleviate contamination of public
658 and private water supplies caused by the department's storage and use of snow removal
659 chemicals which are necessary for the purposes of highway safety, for the relocation of persons
660 or businesses or for the replacement of dwellings or structures including, but not limited to,
661 providing last resort housing under federal law and any functional replacement of structures in
662 public ownership that may be necessary for the foregoing purposes and for relocation benefits to
663 the extent necessary to satisfy the requirements of the Uniform Relocation Assistance and Real
664 Property Acquisition Policies Act of 1970, 42 U.S.C. 4601 et seq., Public Law 97-646 and to sell
665 any structure the title to which has been acquired for highway purposes. Environmental studies

666 conducted pursuant to this subsection may include an assessment of both existing and proposed
667 highway rest stop facilities to determine the cost-effectiveness of sanitary facilities that use zero-
668 pollution discharge technologies, including recycling greywater systems. When dwellings or
669 other structures are removed in furtherance of any of these projects, the excavations or cellar
670 holes remaining shall be filled in and brought to grade within 1 month after the removal. In
671 planning projects funded by section 2A, consideration shall be made, to the extent feasible, to
672 accommodate and incorporate provisions to facilitate the use of bicycles and walking as a means
673 of transportation. Nothing in this section shall be construed to give rise to enforceable legal
674 rights in any party or a cause of action or an enforceable entitlement as to the projects described
675 in this section.

676 (b) Funds authorized in said sections 2A and 2B shall, except as otherwise specifically
677 provided in this act, be subject to the first paragraph of section 6 and sections 7 and 9 of chapter
678 718 of the acts of 1956, if applicable, and, notwithstanding any general or special law to the
679 contrary, may be used for the purposes stated in this act in conjunction with funds of cities,
680 towns and political subdivisions.

681 (c) The Massachusetts Department of Transportation may: (i) expend funds made
682 available by this act to acquire from a person by lease, purchase, eminent domain pursuant to
683 chapter 79 of the General Laws or otherwise, land or rights in land for parking facilities adjacent
684 to a public way to be operated by the department or under contract with an individual; (ii)
685 expend funds made available by this act for the acquisition of van-type vehicles used for multi-
686 passenger, commuter-driven carpools and high-occupancy vehicles including, but not limited to,
687 water shuttles and water taxis; and (iii) pursuant to all applicable state and federal laws and
688 regulations, exercise all powers and do all things necessary and convenient to carry out this act.

689 (d) The Massachusetts Department of Transportation may enter into contracts or
690 agreements with cities to mitigate the effects of projects undertaken pursuant to this act and to
691 undertake additional transportation measures within the city and may enter into contracts,
692 agreements or transactions with other federal, state, local or regional public agencies, authorities,
693 nonprofit organizations or political subdivisions that may be necessary to implement these
694 contracts or agreements with cities. Cities and other state, local or regional public agencies,
695 authorities, nonprofit organizations or political subdivisions may enter into these contracts,
696 agreements or transactions with the department. In relation to these agreements, the department
697 may advance to these agencies, nonprofit organizations, political subdivisions or authorities,
698 without prior expenditure by the agencies, nonprofit organizations, political subdivisions or
699 authorities, monies necessary to carry out these agreements; provided, however, that the
700 department shall certify to the comptroller the amount so advanced and all monies not expended
701 under these agreements shall be credited to the account of the department from which they were
702 advanced. The department shall report to the house and senate committees on ways and means
703 on any transfers completed pursuant to this subsection.

704 SECTION 28. Notwithstanding any general or special law to the contrary, the
705 Massachusetts Department of Transportation shall take all necessary actions to secure federal
706 highway or transportation assistance that is or may become available to the department
707 including, but not limited to, actions authorized pursuant to or in compliance with any of the
708 following: Title 23 of the United States Code; the Surface Transportation and Uniform
709 Relocation Act of 1987, Public Law 100-17; the Intermodal Surface Transportation Efficiency
710 Act of 1991, Public Law 102-240; the Transportation Equity Act for the 21st Century, Public
711 Law 105-178; the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy

712 for Users, Public Law 109-59; Implementing Recommendations of the 9/11 Commission Act of
713 2007, Public Law 110-53; the Moving Ahead for Progress in the 21st Century Act of 2012,
714 Public Law 112-141; Fixing America’s Surface Transportation Act of 2015, Public Law 114-94;
715 and any successor or reauthorizations of those acts, and such actions, including filing
716 applications for federal assistance, supervising the expenditure of funds under federal grants or
717 other assistance agreements, and making any determinations and certifications necessary or
718 appropriate to the foregoing. If a federal law, administrative regulation or practice requires an
719 action relating to federal assistance to be taken by a department, agency or other instrumentality
720 of the commonwealth other than the Massachusetts Department of Transportation, the other
721 department, agency or instrumentality shall take such action.

722 SECTION 29. Notwithstanding any general or special law to the contrary, the
723 unexpended balances of all capital accounts authorized in chapter 86 of the acts of 2008, chapter
724 233 of the acts of 2008, chapter 303 of the acts of 2008, chapter 10 of the acts of 2011, chapter
725 133 of the acts of 2012, chapter 242 of the acts of 2012, chapter 79 of the acts of 2014, chapter
726 209 of the acts of 2018, and chapter 16 of the acts of 2019, which otherwise would revert on or
727 before June 30, 2020, but which are necessary to fund obligations during fiscal years 2020 to
728 2024, inclusive, are hereby reauthorized through June 30, 2024.

729 SECTION 30. Notwithstanding any general or special law to the contrary, the
730 Massachusetts Department of Transportation shall conduct a feasibility study relative to rail
731 service between the cities of Pittsfield, Springfield and Boston.

732 The department shall examine and evaluate all costs and economic opportunities related
733 to establishing rail service between the cities of Pittsfield, Springfield and Boston. The study

734 shall include, but not limited to: (i) a preliminary determination as to the advisability of
735 providing such service by means of upgrading, if necessary, existing lines west to Springfield
736 and Pittsfield versus the construction of new track along some or all of the proposed route; (ii)
737 the projected capital costs, including without limitation all costs associated with any required
738 takings, the purchase of additional rolling stock, the construction of additional maintenance
739 facilities and stations and the installation of positive train control along the proposed route; (iii)
740 the projected operating costs; (iv) the projected timeline for design, permitting and construction;
741 (v) the projected ridership levels and revenue estimates; (vi) the feasibility of operating such rail
742 service on existing rights of way and other operational issues related to providing such service,
743 including without limitation, its effect on scheduling and performance levels with respect to
744 existing commuter rail lines; (vii) an assessment of the environmental and community impacts;
745 (viii) a list of all permits, consents and approvals that may be required from any federal, state,
746 local or private entities; (ix) an inventory of grade crossings and signalization requirements; (x)
747 the availability of federal, state, local and private sector funding sources, including without
748 limitation, an assessment of potential contributions that may be derived from value capture
749 programs; (xi) the resulting economic, social and cultural benefits to the greater Springfield and
750 Pittsfield regions and the commonwealth as a whole; and (xii) a preliminary assessment of
751 possible community mitigation during construction and operation of the service.

752 The department shall file the results of its study in a report with the clerks of the house of
753 representatives and senate, the chairs of the house and senate committees on ways and means and
754 the house and senate chairs of the joint committee on transportation not later than March 1, 2022.