

SENATE No. 1625

The Commonwealth of Massachusetts

PRESENTED BY:

Brendan P. Crighton

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 closing the water infrastructure funding gap with water and sewer connection fees.

PETITION OF:

NAME:

Brendan P. Crighton

DISTRICT/ADDRESS:

Third Essex

SENATE No. 1625

By Mr. Crighton, a petition (accompanied by bill, Senate, No. 1625) of Brendan P. Crighton for legislation to close the water infrastructure funding gap with water and sewer connection fees. Revenue.

The Commonwealth of Massachusetts

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

An Act relative to closing the water infrastructure funding gap with water and sewer connection fees.

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. Chapter 29 of the general laws, as appearing in the 2016 Official Edition,
2 shall be amended after section 2VVVV, by inserting the following new section:-

3 Section 2WWWW. There shall be a Commonwealth Water Infrastructure Trust Fund.
4 The commissioner of the department of revenue shall be the trustee of the fund and shall expend
5 money in the fund to address the Commonwealth’s water infrastructure needs. There shall be
6 credited to the fund: (i) any fee assessment collected pursuant to section two of this act; and (ii)
7 any interest earned on money in the fund. Amounts credited to the fund shall be expended by the
8 commissioner pursuant to subsection (a) without further appropriation. Money remaining in the
9 fund at the end of a fiscal year shall not revert to the General Fund.

10 (a) The department of revenue shall: (i) proportionately distribute, for the improvement
11 of water infrastructure within that city or town, fifty percent (50%), of the amount received from

12 the fund to a city or town based on the amount of the additional fees collected in accordance with
13 section 2 of this act by a city or town from the previous calendar year; (ii) distribute forty percent
14 (40%) of the amount collected to the Massachusetts Clean Water Trust established in chapter
15 29C of the General Laws to provide financial assistance in the funding of water infrastructure
16 projects or any other purpose authorized under chapter 29C; and (iii) distribute ten percent (10%)
17 of the amount collected to the department of revenue for administration and enforcement of this
18 act.

19 (b) Annually, a city or town receiving funds from the Commonwealth Water
20 Infrastructure Trust Fund shall submit a report to the commissioner of the department of revenue
21 not later than December 31 detailing the water infrastructure-related projects and the amount of
22 funds used, or planned to be used, for water infrastructure-related projects funded, in whole or
23 part, from the Commonwealth Water Infrastructure Trust Fund. The commissioner shall compile
24 the reports and post the projects and amounts of money used on the website of the department
25 and forward a copy of the same to the Massachusetts Clean Water Trust.

26 SECTION 2. Section 22F of the Chapter 40 of the general laws, as appearing in the 2016
27 official edition, is hereby amended by inserting at the end thereof the following paragraph:-

28 Each city or town that charges a fee for a permit to connect to the municipality's water or
29 sewer services shall collect an additional \$500 for a residential property connection and an
30 additional \$1,000 for a commercial or industrial property connection, apart from the
31 municipality's established fee for such service, to be deposited in the Commonwealth Water
32 Infrastructure Fund.