

**SENATE . . . . . No. 1335**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

*Cindy F. Friedman*

*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 proceeds from the sale of bonds.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>Cindy F. Friedman</i>	<i>Fourth Middlesex</i>	
<i>Brian W. Murray</i>	<i>10th Worcester</i>	<i>2/5/2021</i>
<i>Carolyn C. Dykema</i>	<i>8th Middlesex</i>	<i>2/5/2021</i>
<i>Susan L. Moran</i>	<i>Plymouth and Barnstable</i>	<i>3/24/2021</i>
<i>Adam J. Scanlon</i>	<i>14th Bristol</i>	<i>6/28/2021</i>

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By Ms. Friedman, a petition (accompanied by bill, Senate, No. 1335) of Cindy F. Friedman, Brian W. Murray, Carolyn C. Dykema and Susan L. Moran for legislation relative to proceeds from the sale of bonds. Municipalities and Regional Government.

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[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE SENATE, NO. 1184 OF 2019-2020.]

**The Commonwealth of Massachusetts**

\_\_\_\_\_  
**In the One Hundred and Ninety-Second General Court  
(2021-2022)**  
\_\_\_\_\_

An Act relative to proceeds from the sale of bonds.

*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 20 of chapter 44 of the General Laws, as appearing in the 2018  
2   Official Edition, is hereby amended by striking out the fifth sentence, in lines 22-32, inclusive,  
3   and inserting in place thereof the following sentences:-

4           Any premium received upon the sale of notes, less the cost of preparing, issuing and  
5   marketing the notes, and any accrued interest received upon the delivery of the notes, shall be  
6   applied to the first payment of interest on the note. Any premium received upon the sale of  
7   bonds, less the cost of preparing, issuing and marketing them, and any accrued interest received  
8   upon the delivery of bonds shall be: (i) in the case of bonds sold by a city or town that have been  
9   excluded under section 21C of chapter 59, or bonds sold by a regional school district for which  
10   one or more member cities or towns have so excluded their share of the bond, applied by the

11 treasurer to pay costs of the project being financed by the bonds and to reduce the amount  
12 authorized to be borrowed for the project by like amount; or (ii) in the case of any other bonds,  
13 applied by the treasurer to pay costs of the project being financed by the bonds and to reduce the  
14 amount authorized to be borrowed for the project by like amount; or if not so applied,  
15 appropriated to pay costs of a project for which the city, town or district has authorized a  
16 borrowing, or may authorize a borrowing. Notwithstanding this section, any premium and  
17 accrued interest received on account of an issue of bonds, less the cost of preparing, issuing and  
18 marketing the bonds, not in excess of \$50,000 may be applied, with the approval of the chief  
19 executive officer, for the payment of indebtedness.