

SENATE No. 2989

The Commonwealth of Massachusetts

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

SENATE, July 7, 2022.

The committee on Senate Ways and Means, to whom was referred the House Bill relative to Massachusetts's transportation resources and climate (House, No. 4916),- reports, recommending that the same ought to pass with an amendment striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 2989. (Bond Authorization: \$10,379,958,157.00)

For the committee,
Michael J. Rodrigues

The Commonwealth of Massachusetts

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

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 and for a program for public alternative fueling and electric vehicle charging
4 infrastructure, the sums set forth in sections 2 to 2J, inclusive, for the several purposes and
5 subject to the conditions specified in this act, are hereby made available, subject to the laws
6 regulating the disbursement of public funds; provided, however, that the amounts specified in an
7 item or for a particular project may be adjusted in order to facilitate projects authorized in this
8 act. The sums made available in this act shall be in addition to any amounts previously made
9 available for these purposes.

10 SECTION 2.

11 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

12 Highway Division

13 6121-2214 For projects on the interstate and non-interstate federal highway system;
14 provided, that funds may be expended for the costs of these projects, including, but not limited
15 to, the nonparticipating portions of these projects and the costs of engineering and other services
16 essential to these projects; provided further, that funds may be expended for bicycle, pedestrian

17 and other multi-modal facilities and electric vehicle charging infrastructure; provided further,
18 that funds may be expended for the costs of projects and programs included in the Infrastructure
19 Investment and Jobs Act of 2021, Public Law No. 117-58; provided further, that notwithstanding
20 this act or any other general or special law to the contrary, the department shall not enter into any
21 obligations for projects which are eligible to receive federal funds under this act unless state
22 matching funds exist which have been specifically authorized and are sufficient to fully fund the
23 corresponding state portion of the federal commitment to fund these obligations; and provided
24 further, that the department shall only enter into obligations for projects under this act based
25 upon a prior or anticipated future commitment of federal funds and the availability of
26 corresponding state funding authorized and appropriated for this use by the general court for the
27 class and category of project for which this obligation applies..... \$2,812,457,157

28 SECTION 2A.

29 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

30 Highway Division

31 6121-2217 For the design, construction and repair of, or improvements to, non-
32 federally aided roadway and bridge projects and for the nonparticipating portion of federally-
33 aided projects; provided, that the department may use these funds for the purchase and
34 rehabilitation of facilities, heavy equipment and other maintenance equipment; provided further,
35 that the department may use these funds for multi-modal facilities; provided further, that the
36 amounts specified in this item for a particular project or use, if any, may be adjusted in order to
37 facilitate other projects relating to the design, construction, repair or improvement of non-
38 federally aided roadway and bridge projects; provided further, that in connection with any

39 reconstruction of the Boston extension, as defined in section 1 of chapter 6C of the General
40 Laws, funds shall be expended for the reconstruction and replacement of bridges that span said
41 Boston extension between mile markers 130 and 131; and provided further, that funds may be
42 expended for the costs of projects and programs included in the Infrastructure Investment and
43 Jobs Act of 2021, Public Law No. 117-58.....\$1,270,000,000

44 6121-2257 For the construction, reconstruction, resurfacing, repair and improvement
45 of pavement and surface conditions on non-federally aided roadways, including, but not limited
46 to, state numbered routes and municipal roadways; provided, that expenditures from this item
47 may include the costs of engineering, design, permitting, climate change adaptation and
48 resilience and other services essential to projects under this item.....\$85,000,000

49 SECTION 2B.

50 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

51 Highway Division

52 6121-2228 For the construction, reconstruction, resurfacing, repair and improvement
53 of pavement and surface conditions on municipal roadways; provided, that expenditures from
54 this item may include the costs of engineering, design, permitting, climate change adaptation and
55 resilience and other services essential to projects under this item; provided further, that funds
56 may be expended from this item for matching grants to municipalities; provided further, that the
57 department may use these funds for improving the condition of bicycle and pedestrian
58 accommodations related to such roadway projects consistent with principles of the complete
59 streets program established under chapter 90I of the General Laws when feasible; and provided
60 further, that in connection with a grant under this item, a city or town shall comply with the

61 procedures established by the department with respect to municipal roadways in the pavement
62 improvement program.....\$25,000,000

63 6121-2238 For the complete streets program established under chapter 90I of the
64 General Laws for complete streets grants to municipalities; provided, that not less than 33 per
65 cent of the grants awarded shall be issued to cities and towns with a median household income
66 below the average of the commonwealth.....\$20,000,000

67 SECTION 2C.

68 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

69 Rail and Transit Division

70 6621-2217 For the purpose of implementing rail improvements pursuant to chapter
71 161C of the General Laws; provided, that funds may be used for transportation planning, design,
72 permitting, acquisition of interests in land and engineering for rail projects, including the
73 industrial rail access program; provided further, that not less than \$6,000,000 per fiscal year shall
74 be expended for said industrial rail access program; provided further, that the Massachusetts
75 Department of Transportation may use funds from this item for the costs of engineering and
76 other services essential to these projects; and provided further, that the department may use these
77 funds for a particular project or use may be adjusted in order to facilitate other projects
78\$82,000,000

79 6622-2217 For the purposes of chapter 161B of the General Laws, including, but not
80 limited to, projects that may maintain and improve the overall condition, reliability and
81 resiliency of regional transit networks and facilities, including the purchase and rehabilitation of

82 rolling stock, low- or no-emission vehicles and other infrastructure and equipment required to
83 support such rolling stock, related assets and support equipment, rehabilitation of regional transit
84 authority facilities, including maintenance and passenger facilities and purchase of related
85 appurtenances, equipment, technology and tools; provided, that funds may be expended for the
86 purchase or rehabilitation of vehicles of all sizes to better reflect and accommodate rider
87 demand; and provided further, that funds may be expended for the costs of projects and programs
88 included in the Infrastructure Investment and Jobs Act of 2021, Public Law No. 117-
89 58.....\$64,900,000

90 SECTION 2D.

91 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

92 Office of the Secretary

93 6621-2208 For the purpose of implementing sustainable transit system modernization
94 investments and rail improvements pursuant to chapter 161A of the General Laws; provided, that
95 funds may be used for transportation planning, design, permitting and engineering, right-of-way
96 acquisition, acquisition of interests in land, vehicle procurement, construction and climate
97 change adaptation and resilience improvements, including, but not limited to: (i) construction,
98 reconstruction, retrofitting, resilience, efficiency improvements and modernization of stations,
99 signals, tracks, power and electrical systems; (ii) planning, design, permitting and engineering,
100 acquisition of interests in and rights to land; (iii) construction and reconstruction, improvement,
101 expansion, renovation, repair, relocation and equipping of maintenance and storage facilities,
102 including, but not limited to, technology to support and service battery electric, hybrid and other
103 low emission transit vehicles; and (iv) heavy rail, light rail and bus projects, which shall include,

104 but not be limited to, the red line, orange line, green line, silver line and blue line of the
105 Massachusetts Bay Transportation Authority, including feasibility and planning studies and
106 capital support for pilot services; provided further, that funds may be used for modernizing the
107 bus fleet and associated infrastructure of the Massachusetts Bay Transportation Authority
108 system, including, but not limited to, implementation of the so-called Better Bus Project;
109 provided further, that funds shall be expended on the electrification of commuter rail system and
110 water transportation infrastructure; provided, that not less than \$50,000,000 shall be expended
111 for the electrification and development of rapid transportation for the Fairmount commuter rail
112 line; provided further, that not less than \$50,000,000 shall be expended for the electrification of
113 the Framingham/Worcester commuter rail line; provided further, that not less than \$50,000,000
114 shall be expended for the electrification of the Newburyport/Rockport commuter rail line;
115 provided further, that funds shall be expended for the electrification of the Providence/Stoughton
116 commuter rail line; provided further, that not less than \$85,000,000 shall be expended for
117 construction and upgrades to the Auburndale, West Newton and Newtonville commuter rail
118 stations in the city of Newton in order to ensure Americans with Disabilities Act accessibility,
119 address reliability and modernization needs, improve current operations to enable increased
120 service frequency and reduced travel times, enhance station amenities and improve connections
121 to the city's road network; provided further, that not less than \$25,000,000 shall be expended to
122 increase access to the Framingham/Worcester commuter rail line in the city of Framingham;
123 provided further, that funds may be used for the purpose of implementing the green line
124 transformation program including, but not limited to, planning, design and procurement of
125 rolling stock including, but not limited to, Green Line Type 10 vehicles, to improve service and
126 reliability, enhance rider accessibility and increase capacity; provided further, that funds may be

127 used for the purchase and rehabilitation of heavy equipment and other maintenance equipment;
128 provided further, that funds may be used for safety, accessibility and security equipment and
129 improvements, energy efficiency, climate change adaptation and emergency preparedness,
130 bicycle and pedestrian access improvements and so-called “last mile” capital improvements;
131 provided further, that final assembly of the orange line and red line non-pilot production
132 vehicles, as defined within the Massachusetts Bay Transportation Authority’s procurement of
133 said vehicles, shall take place in the commonwealth; provided further, that the relative weight of
134 all the criteria used for the selection of the red line and orange line vehicle proposals shall be
135 determined by the Massachusetts Bay Transportation Authority; and provided further, that funds
136 may be expended for the costs of projects and programs included in the Infrastructure Investment
137 and Jobs Act of 2021, Public Law No. 117-

138 58.....\$1,375,000,000

139 SECTION 2E.

140 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

141 Aeronautics Division

142 6820-2217 For the airport improvement program pursuant to section 39A of chapter
143 90 of the General Laws, including, but not limited to, aeronautics safety and modernization
144 improvements; provided, that funds may be expended for the costs of projects and programs
145 included in the Infrastructure Investment and Jobs Act of 2021, Public Law No. 117-

146 58.....\$114,100,000

147 SECTION 2F.

148 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

149 Office of the Secretary

150 6720-2217 For transportation planning and programming related to all modes,
151 including, but not limited to, active transportation, bicycle and pedestrian travel, rail and transit
152 and automobiles and associated assets, including, but not limited to, roads, bridges, transit
153 facilities, shared-use paths and bicycle and pedestrian and other multi-modal facilities essential
154 to the provision of transportation services for system users; provided, that funds may be
155 expended for the maintenance, improvement and expansion of shared use paths and support for
156 multi-modal networks that may enhance mobility or promote sustainable modes of transportation
157 across the commonwealth; provided further, that funds may be expended for the acquisition of
158 information technologies that will support department data and asset management initiatives;
159 provided further, that funds may be expended for compliance with federal mandates and other
160 statutory requirements including modal studies to help establish the framework for the
161 department to adopt policies and programs to enhance delivery of services within all modes;
162 provided further, that funds may be expended to reduce energy usage, enhance climate change
163 resilience, adaptation and mitigation and support reduction of greenhouse gas emissions from
164 transportation; and provided further, that funds in this item may be used to support and leverage
165 municipal, quasi-public, nonprofit and private investments.....\$145,000,000

166 6720-2258 For a public realm improvement program; provided, that funds shall be
167 used for grants to municipalities for improvements to sidewalks, curbs, streets and parking
168 spaces to create additional capacity for pedestrians and cyclists and to reimagine and repurpose

169 street space in response to the 2019 novel coronavirus to support public health, safe mobility and
170 renewed commerce.....\$10,000,000

171 6720-2259 For projects to address ongoing safety concerns related to the interim and
172 final findings uncovered during the Federal Transit Administration’s safety management
173 inspection of the Massachusetts Bay Transportation Authority initiated in April 2022; provided,
174 that the Massachusetts Bay Transportation Authority shall work in consultation with the
175 Massachusetts Department of Transportation and the department of public utilities in the
176 planning and implementation of the projects funded through this
177 item.....\$400,000,000

178 6720-2260 For the purpose of implementing rail improvements pursuant to chapter
179 161C of the General Laws; provided, that in addition to funds authorized in item 6622-2184 of
180 section 2E of chapter 383 of the acts of 2020, not less than \$250,000,000 shall be expended for
181 transportation planning, design, permitting and engineering, public hearings and engagement,
182 acquisition of interests in land, vehicle procurement, construction, construction of stations and
183 right-of-way acquisition for the East-West passenger rail project, which shall include service
184 from the city of Pittsfield to the city of Boston via the city of Springfield, the town of Palmer and
185 the city of Worcester; provided further, that service improvements shall include improving the
186 existing North-South rail corridor through the city of Springfield; provided further, that said rail
187 improvements may take into consideration the East-West passenger rail study conducted by the
188 Massachusetts Department of Transportation; and provided further, that funding for said rail
189 improvements may be used in conjunction with any federal funding set aside for the East-West
190 passenger rail project.....\$250,000,000

191 6720-2261 For local and regional transportation projects.....\$1,000,000

192 SECTION 2G.

193 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

194 Office of the Secretary

195 6720-2215 For projects funded with discretionary federal grant funds for eligible
196 projects in the federal highway system, federal transit system, federal aviation administration
197 system or federal rail system; provided, that funds may be expended for the costs of these
198 projects, including, but not limited to, the nonparticipating portions of these projects and the
199 costs of engineering and other services essential to these projects; provided further, that funds
200 may be expended for bicycle, pedestrian and other multi-modal facilities and electric vehicle
201 charging infrastructure; provided further, that funds may be expended for the costs of projects
202 and programs included in the Infrastructure Investment and Jobs Act of 2021, Public Law No.
203 117-58; provided further, that notwithstanding this act or any other general or special law to the
204 contrary, the department shall not enter into any obligations for projects which are eligible to
205 receive federal funds under this act unless state matching funds exist which have been
206 specifically authorized and are sufficient to fully fund the corresponding state portion of the
207 federal commitment to fund these obligations; provided further, that on public works projects
208 funded under this item where the amount of construction costs under any contract awarded is
209 likely to exceed \$1,000,000, not less than 20 per cent of the total hours of work of employees
210 receiving an hourly wage who are directly employed on the site of the project by the contractor
211 or a subcontractor and who are subject to the prevailing wage, shall be performed by apprentices
212 in bona fide apprentice training programs as provided in sections 11H and 11I of chapter 23 of

213 the General Laws that are approved by the division of apprentice standards in the executive
214 office of labor and workforce development; and provided further, that the department shall only
215 enter into obligations for projects under this act based upon a prior or anticipated future
216 commitment of federal funds and the availability of corresponding state funding authorized and
217 appropriated for this use by the general court for the class and category of project for which this
218 obligation
219 applies.....\$3,500,000,000

220 SECTION 2H.

221 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

222 Rail and Transit Division

223 6622-2214 For the implementation of the mobility assistance program pursuant to
224 section 13 of chapter 637 of the acts of 1983 and regional intercity bus and intermodal service;
225 provided, that funds may also be used for transportation planning, design, permitting, acquisition
226 of interests in land and engineering for bus and other transit projects; and provided further, that
227 funds may be expended for the costs of projects and programs included in the Infrastructure
228 Investment and Jobs Act of 2021, Public Law No. 117-
229 58.....\$25,501,000

230 SECTION 2I.

231 EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS

232 Office of the Secretary

233 2000-2030 For the development and implementation of programs to promote,
234 establish or expand public alternative fueling stations and electric vehicle charging infrastructure,
235 the development and implementation of incentive programs promoting e-bikes and public
236 transportation, replacement of high-emissions vehicles, electric vehicles for hire and carsharing,
237 electric school buses, electric short-haul freight and delivery trucks and other pilot projects that
238 focus on equity and inclusion while reducing emissions; provided, that such funds may be used
239 to support community organizations and local programs that reduce vehicle emissions; provided
240 further, that not less than \$25,000,000 shall be expended for grants under the MassEVIP Direct
241 Current Fast Charging program; and provided further, that funds may be expended for the costs
242 of projects and programs provided for in the Infrastructure Investment and Jobs Act of 2021,
243 Public Law No. 117-58.....\$150,000,000

244 SECTION 2J.

245 EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS

246 Office of the Secretary

247 2000-2031 For the development and implementation of programs to promote,
248 establish or expand public alternative fueling stations and electric vehicle charging infrastructure,
249 the development and implementation of incentive programs promoting e-bikes and public
250 transportation, replacement of high-emissions vehicles, electric vehicles for hire and carsharing,
251 electric school buses, electric short-haul freight and delivery trucks and other pilot projects that
252 focus on equity and inclusion while reducing emissions; provided, that such funds may be used
253 to support community organizations and local programs which reduce vehicle emissions; and
254 provided further, that funds may be expended for the costs of projects and programs provided for

255 in the Infrastructure Investment and Jobs Act of 2021, Public Law No. 117-
256 58.....\$50,000,000

257 SECTION 3. Section 40 of chapter 82 of the General Laws, as appearing in the 2020
258 Official Edition, is hereby amended by inserting after the words “company”, in line 5, the first
259 time it appears, the following words:- , municipal traffic signal department.

260 SECTION 4. Said section 40 of said chapter 82, as so appearing, is hereby further
261 amended by inserting after the definition of “Excavator” the following 2 definitions:-

262 “Marking standards”, the methods by which a company designates its facilities in
263 accordance with standards established by the Common Ground Alliance and the American
264 Public Works Association.

265 “Nonmechanical means”, excavation using any device or tool manipulated by human
266 power, including air vacuum, air blowing or similar methods of excavation designed to minimize
267 direct contact with utilities.

268 SECTION 5. Said section 40 of said chapter 82, as so appearing, is hereby further
269 amended by inserting after the definition of “Premark” the following definition:-

270 “Professional land surveyor”, a professional land surveyor as defined in section 81D of
271 chapter 112.

272 SECTION 6. Section 40A of said chapter 82, as so appearing, is hereby amended by
273 inserting after the first paragraph the following paragraph:-

274 Any professional land surveyor working on a preliminary design for a new facility or
275 renovation where excavation is necessary shall: (i) premark the proposed excavation; and (ii)
276 provide initial notice to the system.

277 SECTION 7. Section 40B of said chapter 82, as so appearing, is hereby amended by
278 inserting after the word “excavator”, in lines 3, 12 and 15, the following words:- or professional
279 land surveyor.

280 SECTION 8. Said section 40B of said chapter 82, as so appearing, is hereby further
281 amended by adding the following sentence:- A company shall conduct periodic audits to ensure:
282 (i) the accuracy of the designated location and marking of its facilities; and (ii) its adherence to
283 marking standards.

284 SECTION 9. Section 40E of said chapter 82, as so appearing, is hereby amended by
285 striking out, in line 2, the words “telecommunications and energy” and inserting in place thereof
286 the following words:- public utilities.

287 SECTION 10. Said section 40E of said chapter 82, as so appearing, is hereby further
288 amended by adding the following sentence:- The department of public utilities may require any
289 person or company not in compliance with sections 40A to 40E, inclusive, to complete a “dig
290 safe” training program in lieu of a fine for a first offense.

291 SECTION 11. Section 7E of chapter 90 of the General Laws is hereby amended by
292 inserting after the word “registrar”, in line 68, as so appearing, the following words:- , or (vii) a
293 vehicle or equipment owned or used by the Massachusetts Department of Transportation in
294 connection with maintenance or construction activities in highway work zones, and only by
295 authority of a permit issued by the registrar,.

296 SECTION 12. Section 46 of chapter 161A of the General Laws, as so appearing, is
297 hereby amended by adding the following paragraph:-

298 The authority shall provide adequate parking alternatives to commuters during any
299 demolition or reconstruction of a parking lot or parking garage owned or operated by the
300 authority. The authority shall consider: (i) the number of parking spaces affected by the project;
301 and (ii) the average number of weekday commuters utilizing the parking facility, using levels
302 from 2019, to determine how many alternative parking spaces shall be required.

303 SECTION 13. Subsection (e) of section 9 of chapter 152 of the acts of 1997 is hereby
304 amended by inserting after the word “Fund” the following sentence:- The additional surcharge
305 imposed under this subsection shall not apply to a vehicle in a car-sharing organization as
306 defined in section 32J of chapter 90 of the General Laws that is used or reserved by a member of
307 the car-sharing organization.

308 SECTION 14. Section 8 of chapter 187 of the acts of 2016, is hereby amended by striking
309 out subsection (c), as appearing in section 9 of said chapter 187, and inserting place thereof the
310 following subsection:-

311 (c) The division shall: (i) proportionately distribute $\frac{1}{2}$ of the amount collected to a city or
312 town based on the number of rides from the previous calendar year that originated within that
313 city or town to address the impact of transportation network services on municipal roads, bridges
314 and other transportation infrastructure or any other public purpose substantially related to the
315 operation of transportation network services in the city or town, including, but not limited to, the
316 complete streets program established in section 1 of chapter 90I of the General Laws and other
317 programs that support alternative modes of transportation; provided, that, if the amount of the

318 distribution to a city or town is not greater than \$25,000, the chief executive officer, as defined in
319 Clause Fifth B of section 7 of chapter 4 of the General Laws, may expend such funds for these
320 purposes without further appropriation; and (ii) distribute ½ of the amount collected to the
321 Commonwealth Transportation Fund established in section 2ZZZ of chapter 29 of the General
322 Laws.

323 SECTION 15. Said section 8 of said chapter 187 is hereby further amended by striking
324 out subsection (d) and inserting in place thereof the following subsection:-

325 (d)(1) Not later than December 31 of each year in which a city or town receives a
326 disbursement greater than \$25,000 from the Transportation Infrastructure Enhancement Trust
327 Fund, that city or town shall submit a report to the director of the division that details the projects
328 and the amount used or planned to be used for transportation-related projects as described in
329 subsection (c).

330 (2) Not later than December 31 of each year in which a city or town receives a
331 cumulative total greater than \$25,000 in disbursements from the Transportation Infrastructure
332 Enhancement Trust Fund since its last report to the director of the division, that city or town shall
333 submit a report to the director of the division that details the projects and the amount used or
334 planned to be used for transportation-related projects as described in subsection (c) for each
335 disbursement from the Transportation Infrastructure Enhancement Trust Fund since the city or
336 town's last report to the director of the division.

337 (3) A city or town whose cumulative total disbursements from the Transportation
338 Infrastructure Enhancement Trust Fund have not exceeded \$25,000 in the 5 years since its last
339 report to the director of the division shall submit a report to the director of the division not later

340 than December 31 of the fifth year since its last report to the director of the division. The report
341 shall detail the projects and the amounts used or planned to be used for transportation-related
342 projects as described in subsection (c) for each annual disbursement from the Transportation
343 Infrastructure Enhancement Trust Fund since the city or town's last report to the director of the
344 division.

345 (4) The division shall withhold future disbursements from the Transportation
346 Infrastructure Enhancement Trust Fund from any city or town that does not comply with the
347 reporting requirements of this subsection. The withheld funds shall be disbursed after the city or
348 town complies with the requirements of this subsection.

349 (5) On an annual basis, the director shall compile the reports and post the projects and
350 amounts of money used on the website of the division.

351 SECTION 16. (a)(1) The Massachusetts Department of Transportation, in consultation
352 with the comptroller, shall develop and operate a publicly accessible and searchable website to
353 provide reporting on expenditures from this act and any project receiving federal funding from
354 the Infrastructure Investment and Jobs Act of 2021, Public Law No. 117-58 and any successor or
355 reauthorizations of such acts.

356 (2) The website shall be updated weekly and shall: (i) allow users to electronically search
357 by field in a single search: (A) project type;, (B) category of spending;, and (C) recipient; (ii)
358 allow users to download information yielded by the search; and (iii) where possible, contain
359 geographical representations of data and hyperlink any information related to the Infrastructure
360 Investment and Jobs Act of 2021 publicly available for the project.

361 (b) The website shall provide a breakdown of: (i) all federal grants and direct funds
362 available and awarded to the commonwealth; (ii) amounts of state matching dollars necessary, if
363 any; (iii) state dollars to be used, for each project or project type; (iii) current balance of funds
364 not yet expended; (iv) projects pending, including whether the project is being procured or a
365 contract has been awarded; and (v) planned use of available funding not yet committed for
366 expenditure by category of spending and purpose of expenditure.

367 (c) The website shall be available with the information described in subsection (b) not
368 later than September 30, 2022.

369 SECTION 17. (a) For the purposes of this section, “operate” shall include, but not be
370 limited to, the awarding, management and oversight of a contract with a third-party to operate
371 the service.

372 (b) There shall be a commission to investigate and receive public testimony concerning
373 public entities now in existence or that may be created by statute with the ability to design,
374 permit, construct, operate and maintain passenger rail service that meets the standards of at least
375 1 of the Final Alternatives set forth in the East-West Passenger Rail Study Final Report issued by
376 the Massachusetts Department of Transportation in January 2021.

377 (c)(1) The commission shall consist of: 4 members of the house of representatives
378 appointed by the speaker of the house, 1 of whom shall serve as co-chair and 3 of whom shall
379 represent municipalities in Hampden, Berkshire, Hampshire, Franklin, or Worcester counties; 4
380 members of the senate appointed by the president of the senate, 1 of whom shall serve as co-
381 chair and 3 of whom shall represent municipalities in Hampden, Berkshire, Hampshire, Franklin
382 or Worcester counties; the secretary of transportation or a designee, who shall serve as vice

383 chair; the general manager of the Massachusetts Bay Transportation Authority or a designee; the
384 administrator of the rail and transit division of the Department of Transportation; the executive
385 director of the Pioneer Valley planning commission, or a designee; the executive director of the
386 Franklin Regional council of governments, or a designee; the executive director of the Central
387 Massachusetts planning commission, or a designee; the executive director of the Berkshire
388 Regional planning commission, or a designee; 1 member appointed by the 495/MetroWest
389 Partnership; 1 member appointed by the MetroWest Regional Collaborative; and the executive
390 director of the University of Massachusetts Transportation Center, or a designee..

391 (2) Members may attend and participate in meetings remotely, and the chair shall ensure
392 that members are able to join the proceedings using video conferencing software and that the
393 hearings shall be made available for viewing and participation by the public virtually.

394 (d) The commission shall examine and receive testimony on matters concerning the
395 public entities described in subsection (b), including, but not limited to: (i) the feasibility of
396 directing an existing public entity to design, permit, construct or operate the rail service; (ii) the
397 operational and geographic jurisdiction of any newly-created public entity and any areas of
398 potential conflict with existing public entities that may arise in connection with the operation of
399 the rail service; (iii) governance, powers, assets and liabilities of any newly-created public entity;
400 and (iv) funding sources for projected operating and capital budgets associated with the rail
401 service.

402 (e) The commission shall consult with subject matter experts and stakeholders, including,
403 but not limited to, representatives from the National Railroad Passenger Corporation, relevant
404 departments and agencies within the United States Department of Transportation, freight rail

405 entities, transportation advocacy groups, housing and environmental advocacy groups, regional
406 planning agencies and municipalities. The commission shall be supported by staff from the
407 Massachusetts Department of Transportation.

408 (f) The commission shall hold not less than 6 public hearings for the purpose of receiving
409 public testimony; provided, however, that at least 1 meeting shall be in each of the follow
410 locations: (i) Hampden county; (ii) Berkshire county; (iii) Hampshire county; (iv) Franklin
411 county; (v) Worcester county; and (vi) in a community along the proposed route in Middlesex
412 county.

413 (g) Appointments to the commission shall be made not later than 14 days after the
414 effective date of this act. The commission shall convene its initial meeting not later than 45 days
415 after the effective date of this act.

416 (h) Not later than December 31, 2022, the commission shall file a report of its findings
417 and any recommendations with the secretary of transportation, the joint committee on
418 transportation and the clerks of the senate and house of representatives. The report and
419 recommendations shall include, but not be limited to, a section detailing projected costs
420 identifying, by category, the project's design, permitting, land acquisition, utility connections,
421 land and right of way acquisition, capital equipment and operations for possible levels of service.
422 The Massachusetts Department of Transportation shall make the report publicly available on its
423 website.

424 SECTION 18. (a) For the purposes of this section, the term "public transportation" shall
425 include the Massachusetts Bay Transportation Authority and regional transportation authorities.

426 (b) There shall be a special commission on mobility pricing to investigate, study and
427 make recommendations on the development and deployment of comprehensive and regionally-
428 equitable public transportation pricing, roadway pricing and congestion pricing.

429 The commission shall consist of: the secretary of transportation, or a designee; the chief
430 executive officer of the Greater Boston Chamber of Commerce; and 10 members to be appointed
431 by the governor, 1 of whom shall be an expert in transportation planning and policy and who
432 shall not be an employee of the commonwealth or any political subdivision thereof, who shall
433 serve as chair, 1 of whom shall be an expert in tolling systems or toll authorities, 1 of whom shall
434 be an expert in transportation financing, 1 of whom shall be an expert in traffic congestion and
435 congestion pricing, 2 of whom shall be members of the Massachusetts Municipal Association,
436 Inc. who represent geographically-diverse areas, 1 of whom shall be a representative of the
437 Massachusetts Bay Transportation Authority advisory board, 1 of whom shall be a member of
438 the business community and 2 of whom shall be employed by organizations that represent low-
439 income communities that have been historically underserved by transit and acutely adversely
440 affected by the public health impacts of traffic congestion; provided, however, that the members
441 representing low-income communities shall not be from the same organization.

442 (c) For roadway and congestion pricing, the commission shall: (i) identify and analyze
443 physical, technological, legal and other issues or requirements related to roadway pricing in the
444 commonwealth; (ii) propose detailed specifications and regionally-equitable locations for toll
445 gantries and other equipment necessary to assess and collect tolls; (iii) advise the Massachusetts
446 Department of Transportation on roadway pricing scenarios under the federal Value Pricing Pilot
447 Program; (iv) provide estimates of annual operation and maintenance costs; (v) provide estimates
448 of annual revenue with consideration of declining motor vehicle fuel excise revenue due to

449 vehicle electrification; (vi) provide traffic forecasts, including forecasts of traffic diversion
450 impacts; (vii) provide a regional and social equity analysis with specific recommendations
451 related to mitigating adverse impacts; (viii) provide potential impacts on vehicular emissions
452 reduction; and (ix) identify all local, state and federal approvals necessary to deploy new tolls
453 and other roadway pricing mechanisms on relevant roadways.

454 (d) For public transportation pricing, the commission shall: (i) study commute and
455 demand patterns for public transit entities; (ii) study economic development and housing patterns
456 and projections and the impact each has on public transit demand; (iii) review the
457 commonwealth's laws regarding emissions reductions within the transportation sector; (iv)
458 determine fare structures for all modes of transit of the Massachusetts Bay Transportation
459 Authority and regional transit authorities that account for commute patterns and demand,
460 economic development and housing patterns and emissions reduction requirements; (v) examine
461 the feasibility of means tested fares; (vi) provide estimates of annual operation and maintenance
462 costs; (vii) provide estimates of annual revenue; (viii) provide ridership forecasts; (ix) provide a
463 regional and social equity analysis with specific recommendations related to mitigating adverse
464 impacts; (x) provide potential impacts on vehicular emissions reduction; and (xi) identify all
465 local, state and federal approvals necessary to deploy new fare structures at regional transit
466 authorities and the Massachusetts Bay Transportation Authority.

467 (e) The commission may investigate, study and make recommendations on additional
468 mobility methods as necessary.

469 (f) Not later than July 1, 2023, the commission shall file a report of its findings and
470 recommendations, including legislative recommendations and not more than 5 scenarios for

471 mobility pricing plans, with the clerks of the senate and house of representatives, the house and
472 senate committees on ways and means and the joint committee on transportation. The report
473 shall include, but not be limited to, an analysis of mitigation measures to address social equity
474 issues, including, but not limited to, social equity issues for communities underserved by the
475 current transportation system.

476 SECTION 19. Not more than 1 week after the effective date of this act and monthly
477 thereafter, the Massachusetts Bay Transportation Authority shall file a report with the joint
478 committee on transportation and shall make the report publicly accessible on the Massachusetts
479 Bay Transportation Authority website. The report shall include: (i) all unfilled job positions,
480 including the position title and the length of time the position has been open; (ii) all positions
481 filled in the prior month; and (iii) the length of time needed for the completion of any required
482 training after an individual has been hired and prior to the date on which the individual may start
483 to perform the role in the capacity for which the individual was hired.

484 SECTION 20. Notwithstanding the first sentence of subsection (a) of section 39M of
485 chapter 30 of the General Laws, the division of highways, established in section 37 of chapter 6C
486 of the General Laws, may implement a pilot program to procure 3 public works projects pursuant
487 to said section 39M of said chapter 30 that are expected to interfere with the movement of traffic
488 or the traveling public through a cost-plus-time procurement that awards the project to a
489 responsible and eligible bidder with the lowest bid value after taking into account the amount of
490 time that the bidder has identified in the bid for completion of the project; provided, however,
491 that 2 of the projects shall each have an estimated value not greater than \$50,000,000 and 1 of
492 the projects shall have an estimated value not greater than \$100,000,000; provided further, that
493 prior to procuring each project, the division shall secure all requisite permits, including, but not

494 limited to, environmental, historical and right of way permits; and provided further, that the
495 division may reject a bid to serve the public interest. The administrator of the division shall
496 establish, in consultation with the office of the inspector general, such additional procurement
497 requirements, procedures and project standards necessary to encourage full competition and best
498 construction practices. Prior to approving the procurement procedures herein, the office of the
499 inspector general shall seek input and comment on the procurement procedures from the
500 Construction Industries of Massachusetts, Inc. and the American Council of Engineering
501 Companies of Massachusetts.

502 All general and special laws generally applicable to public works projects, including, but
503 not limited to, sections 26, 27, 27A, 27B, 27C, 27D, 27F and 34A of chapter 149 of the General
504 Laws and sections 39F, 39G, 39H, 39J, 39K, 39M, 39N, 39O, 39P and 39R of said chapter 30,
505 but excluding the first sentence of subsection (a) of said section 39M of said chapter 30, shall
506 apply to all public works projects using the cost-plus-time bidding procurement method provided
507 in this section.

508 SECTION 21. Notwithstanding any general or special law to the contrary, capital
509 appropriations made pursuant to sections 2 to 2J, inclusive, shall be available for expenditure in
510 the 10 fiscal years following June 30 of the calendar year in which the appropriation is made and
511 any portion of such appropriation representing encumbrances outstanding on the records of the
512 comptroller's office at the close of the tenth fiscal year may be applied to the payment thereof
513 any time thereafter. The unencumbered balance shall revert to the commonwealth at the close of
514 the tenth fiscal year.

515 SECTION 22. Notwithstanding any general or special law to the contrary, in carrying out
516 this act, the Massachusetts Department of Transportation may enter into contracts, agreements or
517 transactions with federal, state, local or regional public agencies or authorities. The contracts,
518 agreements or transactions may relate to such matters as the department shall determine
519 including, but not limited to, the research, design, layout, construction, reconstruction or
520 management of construction of all or a portion of these projects. In relation to any such contracts,
521 agreements or transactions, the department may advance monies to such agencies or authorities,
522 without prior expenditure by the agencies or authorities, and the agencies and authorities may
523 accept monies necessary to carry out these agreements; provided, however, that the department
524 shall certify to the comptroller the amounts so advanced and the agreements shall contain
525 provisions satisfactory to the department for the accounting of monies expended by any other
526 agency or authority. All monies not expended under the contracts, agreements or transactions
527 shall be credited to the account of the department from which they were advanced.

528 SECTION 23. (a) Notwithstanding any general or special law to the contrary, the
529 Massachusetts Department of Transportation shall expend the sums authorized in sections 2
530 through 2B, inclusive, and sections 2F and 2G for: (i) any federally eligible projects; (ii) projects
531 for the laying out, construction, reconstruction, resurfacing, relocation or necessary or beneficial
532 improvement of highways, bridges, bicycle paths or facilities; (iii) on-street and off-street bicycle
533 projects; (iv) sidewalks, telecommunications, parking facilities, auto-restricted zones, scenic
534 easements, grade crossing eliminations and alterations of other crossings; (v) traffic safety
535 devices on state highways and on roads constructed pursuant to clause (b) of the second
536 paragraph of section 4 of chapter 6C of the General Laws; (vi) highway or mass transportation
537 studies, including, but not limited to, traffic, environmental or parking studies; (vii) the

538 establishment of school zones pursuant to section 2 of chapter 85 of the General Laws; (viii)
539 improvements on routes not designated as state highways without assumption of maintenance
540 responsibilities; (ix) projects to alleviate contamination of public and private water supplies
541 caused by the department's storage and use of snow removal chemicals, which are necessary for
542 the purposes of highway safety; (x) the relocation of persons or businesses or the replacement of
543 dwellings or structures, including, but not limited to, providing last resort housing under federal
544 law and any functional replacement of structures in public ownership that may be necessary for
545 the foregoing purposes and for relocation benefits to the extent necessary to satisfy the
546 requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act
547 of 1970, 42 U.S.C. 4601 et seq., Public Law No. 91-646; and (xi) selling any structure the title to
548 which has been acquired for highway purposes; provided, however, that funds may be expended
549 for the costs of projects and programs provided for in the Infrastructure Investment and Jobs Act
550 of 2021, Public Law No. 117-58. Environmental studies conducted pursuant to this subsection
551 may include an assessment of both existing and proposed highway rest stop facilities to
552 determine the cost-effectiveness of sanitary facilities that use zero-pollution discharge
553 technologies, including recycling greywater systems. When dwellings or other structures are
554 removed in furtherance of any of these projects, the excavations or cellar holes remaining shall
555 be filled in and brought to grade within 1 month after the removal. In planning projects funded
556 by section 2A, consideration shall be made, to the extent feasible, to accommodate and
557 incorporate provisions to facilitate the use of bicycles and walking as a means of transportation.
558 Nothing in this section shall be construed to give rise to enforceable legal rights in any party or a
559 cause of action or an enforceable entitlement as to the projects described in this section.

560 (b) Funds authorized in sections 2A and 2B shall, except as otherwise specifically
561 provided in this act, be subject to the first paragraph of section 6 and sections 7 and 9 of chapter
562 718 of the acts of 1956, if applicable, and, notwithstanding any general or special law to the
563 contrary, may be used for the purposes stated in this act in conjunction with funds of cities,
564 towns and political subdivisions.

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

574 (d) The Massachusetts Department of Transportation may enter into contracts or
575 agreements with cities or towns to mitigate the effects of projects undertaken pursuant to this act
576 and to undertake additional transportation measures within the city and may enter into contracts,
577 agreements or transactions with federal, state, local or regional public agencies, authorities,
578 nonprofit organizations or political subdivisions that may be necessary to implement these
579 contracts or agreements with cities. Cities and other state, local or regional public agencies,
580 authorities, nonprofit organizations or political subdivisions may enter into such contracts,
581 agreements or transactions with the department. In relation to such contracts or agreements, the
582 department may advance to these agencies, nonprofit organizations, political subdivisions or

583 authorities, without prior expenditure by the agencies, nonprofit organizations, political
584 subdivisions or authorities, monies necessary to carry out these agreements; provided, however,
585 that the department shall certify to the comptroller the amount so advanced and all monies not
586 expended under these agreements shall be credited to the account of the department from which
587 they were advanced. The department shall report to the house and senate committees on ways
588 and means on any transfers completed pursuant to this subsection.

589 SECTION 24. Notwithstanding any general or special law to the contrary, the
590 Massachusetts Department of Transportation shall take all necessary actions to secure federal
591 highway or transportation assistance that is or may become available to the department,
592 including, but not limited to, actions authorized pursuant to or in compliance with any of the
593 following: Title 23 of the United States Code; the Surface Transportation and Uniform
594 Relocation Act of 1987, Public Law 100-17; the Intermodal Surface Transportation Efficiency
595 Act of 1991, Public Law 102-240; the Transportation Equity Act for the 21st Century, Public
596 Law 105-178; the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy
597 for Users, Public Law 109-59; Implementing Recommendations of the 9/11 Commission Act of
598 2007, Public Law 110-53; the Moving Ahead for Progress in the 21st Century Act of 2012,
599 Public Law 112-141; Fixing America’s Surface Transportation Act of 2015, Public Law 114-94;
600 Infrastructure Investment and Jobs Act of 2021, Public Law No. 117-58 and any successor or
601 reauthorizations of those acts, and such actions, including filing applications for federal
602 assistance, supervising the expenditure of funds under federal grants or other assistance
603 agreements, and making any determinations and certifications necessary or appropriate to the
604 foregoing. If a federal law, administrative regulation or practice requires an action relating to
605 federal assistance to be taken by a department, agency or other instrumentality of the

606 commonwealth other than the Massachusetts Department of Transportation, the other
607 department, agency or instrumentality shall take such action.

608 SECTION 25. Notwithstanding any general or special law to the contrary, the
609 unexpended balances of all capital accounts authorized in chapter 86 of the acts of 2008, chapter
610 233 of the acts of 2008, chapter 303 of the acts of 2008, chapter 10 of the acts of 2011, chapter
611 133 of the acts of 2012, chapter 242 of the acts of 2012, chapter 79 of the acts of 2014, chapter
612 209 of the acts of 2018, chapter 16 of the acts of 2019, which otherwise would revert on or
613 before June 30, 2022, but which are necessary to fund obligations during fiscal years 2022 to
614 2026, inclusive, are hereby reauthorized through June 30, 2026; and provided, that the
615 unexpended balance of item 6820-1301 authorized in chapter 79 of the acts of 2014, which
616 would otherwise revert on or before June 30, 2024, but which is necessary to fund obligations
617 during fiscal years 2022 to 2028, inclusive, is hereby reauthorized through June 30, 2028.

618 SECTION 26. To meet any or all expenditures necessary in carrying out item 6121-2214
619 of section 2, the state treasurer shall, upon request of the governor, issue and sell bonds of the
620 commonwealth in an amount to be specified by the governor from time to time but not
621 exceeding, in the aggregate, \$611,800,000. All bonds issued by the commonwealth pursuant to
622 this section shall be designated on their face, Commonwealth Infrastructure Improvement Act of
623 2022, and shall be issued for a maximum term of years, not exceeding 30 years, as the governor
624 may recommend to the general court pursuant to section 3 of Article LXII of the Amendments to
625 the Constitution. All such bonds shall be payable not later than June 30, 2062. All interest and
626 payments on account of principal on these obligations shall be payable from the General Fund or
627 the Commonwealth Transportation Fund.

628 SECTION 27. To meet any or all expenditures necessary in carrying out sections 2A to
629 2B, inclusive, the state treasurer shall, upon request of the governor, issue and sell bonds of the
630 commonwealth in an amount to be specified by the governor from time to time but not
631 exceeding, in the aggregate, \$1,400,000,000. All bonds issued by the commonwealth pursuant to
632 this section shall be designated on their face, Commonwealth Infrastructure Improvement Act of
633 2022, and shall be issued for a maximum term of years, not exceeding 30 years, as the governor
634 may recommend to the general court pursuant to section 3 of Article LXII of the Amendments to
635 the Constitution. All such bonds shall be payable not later than June 30, 2062. All interest and
636 payments on account of principal on these obligations shall be payable from the General Fund or
637 the Commonwealth Transportation Fund.

638 SECTION 28. To meet the expenditures necessary in carrying out section 2C, the state
639 treasurer shall, upon request of the governor, issue and sell bonds of the commonwealth in an
640 amount to be specified by the governor from time to time but not exceeding, in the aggregate,
641 \$146,900,000. All bonds issued by the commonwealth pursuant to this section shall be
642 designated on their face, Commonwealth Infrastructure Improvement Act of 2022, and shall be
643 issued for a maximum term of years, not exceeding 20 years, as the governor may recommend to
644 the general court pursuant to section 3 of Article LXII of the Amendments to the Constitution.
645 All such bonds shall be payable not later than June 30, 2052. All interest and payments on
646 account of principal on these obligations shall be payable from the General Fund or the
647 Commonwealth Transportation Fund.

648 SECTION 29. To meet the expenditures necessary in carrying out section 2D, the state
649 treasurer shall, upon request of the governor, issue and sell bonds of the commonwealth in an
650 amount to be specified by the governor from time to time but not exceeding, in the aggregate,

651 \$1,375,000,000. All bonds issued by the commonwealth under this section shall be designated on
652 their face, Commonwealth Infrastructure Improvement Act of 2022, and shall be issued for a
653 maximum term of years, not exceeding 30 years, as the governor may recommend to the general
654 court pursuant to section 3 of Article LXII of the Amendments to the Constitution. All such
655 bonds shall be payable not later than June 30, 2062. Bonds and interest thereon issued under this
656 section shall be general obligations of the commonwealth; provided, however, that any bonds
657 issued by the state treasurer under this section shall, upon the request of the governor, be issued
658 as special obligation bonds pursuant to section 20 of chapter 29 of the General Laws; provided
659 further, that in deciding whether to request the issuance of particular bonds as special
660 obligations, the governor shall take into account: (i) generally prevailing financial market
661 conditions; (ii) the impact of each approach on the overall capital financing plans and needs of
662 the commonwealth; (iii) any ratings assigned to outstanding bonds of the commonwealth and any
663 ratings expected to be assigned by any nationally-recognized credit rating agency to the bonds
664 proposed to be issued; and (iv) any applicable provisions of a trust agreement or credit
665 enhancement agreement entered into pursuant to said section 20 of said chapter 29. All special
666 obligation revenue bonds issued pursuant to this section shall be designated on their face,
667 Commonwealth Rail Enhancement Act of 2022, and shall be issued for a maximum term of
668 years, not exceeding 30 years, as the governor may recommend to the general court pursuant to
669 section 3 of Article LXII of the Amendments to the Constitution; provided, however, that all
670 such bonds shall be payable not later than June 30, 2062. All interest and payments on account of
671 these obligations shall be payable from the Commonwealth Transportation Fund and shall be
672 payable solely in accordance with said section 20 of said chapter 29, and such bonds shall not be
673 included in the computation of outstanding bonds for purposes of the limit imposed by the

674 second paragraph of section 60A of chapter 29 of the General Laws, nor shall debt service with
675 respect to such bonds be included in the computation of the limit imposed by section 60B of said
676 chapter 29.

677 SECTION 30. To meet the expenditures necessary in carrying out section 2E, the state
678 treasurer shall, upon request of the governor, issue and sell bonds of the commonwealth in an
679 amount to be specified by the governor from time to time but not exceeding, in the aggregate,
680 \$114,100,000. All bonds issued by the commonwealth pursuant to this section shall be
681 designated on their face, Commonwealth Infrastructure Improvement Act of 2022, and shall be
682 issued for a maximum term of years, not exceeding 20 years, as the governor may recommend to
683 the general court pursuant to section 3 of Article LXII of the Amendments to the Constitution.
684 All such bonds shall be payable not later than June 30, 2052. All interest and payments on
685 account of principal on these obligations shall be payable from the General Fund or the
686 Commonwealth Transportation Fund.

687 SECTION 31. To meet the expenditures necessary in carrying out section 2F, the state
688 treasurer shall, upon request of the governor, issue and sell bonds of the commonwealth in an
689 amount to be specified by the governor from time to time but not exceeding, in the aggregate,
690 \$806,000,000. All bonds issued by the commonwealth pursuant to this section shall be
691 designated on their face, Commonwealth Infrastructure Improvement Act of 2022, and shall be
692 issued for a maximum term of years, not exceeding 10 years, as the governor may recommend to
693 the general court pursuant to section 3 of Article LXII of the Amendments to the Constitution.
694 All such bonds shall be payable not later than June 30, 2042. All interest and payments on
695 account of principal on these obligations shall be payable from the General Fund or the
696 Commonwealth Transportation Fund.

697 SECTION 32. To meet any or all expenditures necessary in carrying out section 2G, the
698 state treasurer shall, upon request of the governor, issue and sell bonds of the commonwealth in
699 an amount to be specified by the governor from time to time but not exceeding, in the aggregate,
700 \$1,750,000,000. All bonds issued by the commonwealth pursuant to this section shall be
701 designated on their face, Commonwealth Infrastructure Improvement Act of 2022, and shall be
702 issued for a maximum term of years, not exceeding 30 years, as the governor may recommend to
703 the general court pursuant to section 3 of Article LXII of the Amendments to the Constitution.
704 All such bonds shall be payable not later than June 30, 2062. All interest and payments on
705 account of principal on these obligations shall be payable from the General Fund or the
706 Commonwealth Transportation Fund.

707 SECTION 33. To meet the expenditures necessary in carrying out section 2H, the state
708 treasurer shall, upon request of the governor, issue and sell bonds of the commonwealth in an
709 amount to be specified by the governor from time to time but not exceeding, in the aggregate,
710 \$8,300,000. All bonds issued by the commonwealth pursuant to this section shall be designated
711 on their face, Commonwealth Infrastructure Improvement Act of 2022, and shall be issued for a
712 maximum term of years, not exceeding 30 years, as the governor may recommend to the general
713 court pursuant to section 3 of Article LXII of the Amendments to the Constitution. All such
714 bonds shall be payable not later than June 30, 2062. All interest and payments on account of
715 principal on these obligations shall be payable from the General Fund or the Commonwealth
716 Transportation Fund.

717 SECTION 34. To meet the expenditures necessary in carrying out section 2I, the state
718 treasurer shall, upon request of the governor, issue and sell bonds of the commonwealth in an
719 amount to be specified by the governor from time to time but not exceeding, in the aggregate,

720 \$150,000,000. All bonds issued by the commonwealth pursuant to this section shall be
721 designated on their face, Commonwealth Infrastructure Improvement Act of 2022, and shall be
722 issued for a maximum term of years, not exceeding 20 years, as the governor may recommend to
723 the general court pursuant to section 3 of Article LXII of the Amendments to the Constitution.
724 All such bonds shall be payable not later than June 30, 2052. All interest and payments on
725 account of principal on these obligations shall be payable from the General Fund or the
726 Commonwealth Transportation Fund.

727 SECTION 35. To meet the expenditures necessary in carrying out section 2J, the state
728 treasurer shall, upon request of the governor, issue and sell bonds of the commonwealth in an
729 amount to be specified by the governor from time to time but not exceeding, in the aggregate,
730 \$50,000,000. All bonds issued by the commonwealth pursuant to this section shall be designated
731 on their face, Commonwealth Infrastructure Improvement Act of 2022, and shall be issued for a
732 maximum term of years, not exceeding 20 years, as the governor may recommend to the general
733 court pursuant to section 3 of Article LXII of the Amendments to the Constitution. All such
734 bonds shall be payable not later than June 30, 2052. All interest and payments on account of
735 principal on these obligations shall be payable from the General Fund or the Commonwealth
736 Transportation Fund.

737 SECTION 36. Notwithstanding any general or special law to the contrary, bonds and
738 interest thereon issued under sections 26 to 28, inclusive, and sections 30 to 35, inclusive, shall
739 be general obligations of the commonwealth; provided, however, that any bonds issued by the
740 state treasurer under said sections 26 to 28, inclusive, and sections 30 to 35, inclusive, shall,
741 upon the request of the governor, be issued as special obligation bonds pursuant to section 20 of
742 chapter 29 of the General Laws; provided further, that in deciding whether to request the

743 issuance of particular bonds as special obligations, the governor shall take into account: (i)
744 generally prevailing financial market conditions; (ii) the impact of each approach on the overall
745 capital financing plans and needs of the commonwealth; (iii) any ratings assigned to outstanding
746 bonds of the commonwealth and any ratings expected to be assigned by any nationally-
747 recognized credit rating agency to the bonds proposed to be issued; and (iv) any applicable
748 provisions of a trust agreement or credit enhancement agreement entered into pursuant to said
749 section 2O of said chapter 29. All interest and payments on account of obligations issued under
750 this section as special obligation bonds pursuant to said section 2O of said chapter 29 shall be
751 payable from the Commonwealth Transportation Fund, established in section 2ZZZ of said
752 chapter 29, solely in accordance with said section 2O of said chapter 29, and such bonds shall
753 not be included in the computation of outstanding bonds for purposes of the limit imposed by the
754 second paragraph of section 60A of said chapter 29, nor shall debt service with respect to such
755 bonds be included in the computation of the limit imposed by section 60B of said chapter 29.