

HOUSE No. 4466

The Commonwealth of Massachusetts

In the One Hundred and Ninety-Third General Court
(2023-2024)

SENATE, March 18, 2024.

The committee on Senate Ways and Means to whom was referred the House Bill making appropriations for the fiscal year 2024 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 4466); 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 2708. (Direct Appropriations: \$25,000,000.00 -- This legislation has a cost of \$25M to the Commonwealth in fiscal year 2024 direct appropriations. This legislation authorizes up to \$75M per month in fiscal year 2024 and establishes declining spending caps in fiscal year 2025 to be spent from the Transitional Escrow Fund.)

For the committee,
Michael J. Rodrigues

HOUSE No. 4466

House bill No. 4460, as amended by the House and passed to be engrossed. March 6, 2024.

The Commonwealth of Massachusetts

—————
**In the One Hundred and Ninety-Third General Court
(2023-2024)**
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An Act making appropriations for the fiscal year 2024 to provide for supplementing certain existing appropriations and for certain other activities and projects.

Whereas, The deferred operation of this act would tend to defeat its purposes, which are to make supplemental appropriations for fiscal year 2024 and to make certain changes in law, each of which is immediately necessary to carry out those appropriations or to accomplish other important public purposes, 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 supplementing certain items in the general
2 appropriation act and other appropriation acts for fiscal year 2024, the sums set forth in section 2
3 are hereby appropriated from the General Fund or the Transitional Escrow Fund established in
4 section 16 of chapter 76 of the acts of 2021, as amended by section 4 of chapter 98 of the acts of
5 2022, unless specifically designated otherwise in this act or in those appropriation acts, for the
6 several purposes and subject to the conditions specified in this act or in those appropriation acts
7 and subject to the laws regulating the disbursement of public funds for the fiscal year ending
8 June 30, 2024. These sums shall be in addition to any amounts previously appropriated and made
9 available for the purposes of those items. Except as otherwise provided, these sums shall be
10 made available through the fiscal year ending June 30, 2025.

11 SECTION 2.

12 OFFICE OF THE COMPTROLLER

13 Comptroller

14 1599-3384 Settlements and Judgments.....\$15,000,000

15 SECTION 2A. To provide for certain unanticipated obligations of the commonwealth, to
16 provide for an alteration of purpose for current appropriations and to meet certain requirements
17 of law, the sums set forth in this section are hereby appropriated from the General Fund or the
18 Transitional Escrow Fund established in section 16 of chapter 76 of the acts of 2021, as amended
19 by section 4 of chapter 98 of the acts of 2022, unless specifically designated otherwise in this
20 section, for the several purposes and subject to the conditions specified in this section and subject
21 to the laws regulating the disbursement of public funds for the fiscal year ending June 30, 2024.
22 Except as otherwise provided, these sums shall be made available through the fiscal year ending
23 June 30, 2025.

24 1599-1213 For a reserve to support the commonwealth’s response to the ongoing
25 humanitarian crisis and influx of families seeking shelter; provided, that funds shall be expended
26 for the emergency housing assistance program to support shelters and services pursuant to
27 section 30 of chapter 23B of the General Laws; provided further, that not less than \$10,000,000
28 shall be expended on an approved training program, as defined by section 30 of chapter 23B of
29 the General Laws, as inserted by section 3, to provide skills and resources for individuals and
30 families in the emergency housing assistance program or in overflow emergency shelter sites;
31 provided further, that not less than \$3,000,000 shall be expended for family welcome centers;
32 provided further, that not less than \$1,000,000 shall be expended for supplemental staffing at

33 emergency housing assistance program shelters; provided further, that not less than \$1,000,000
34 shall be expended for resettlement agencies; provided further, that funds shall be expended for
35 early education programs providing comprehensive services to homeless children and families
36 residing in the emergency housing assistance program, including, but not limited to, services for:
37 (i) early education; (ii) health; (iii) mental health; (iv) nutrition; and (v) family education and
38 resources; provided further, that said funds shall include, but shall not be limited to, costs
39 associated with translation services, transportation and coordination of services; provided further,
40 that the secretary of administration and finance shall notify the house and senate committees on
41 ways and means not less than 14 days prior to any transfer of funds from this item; and provided
42 further, that any reporting requirements for this item shall be in addition to the reporting required
43 pursuant to: (i) item 1599-0514 of section 2A of chapter 77 of the acts of 2023; and (ii) sections
44 14 and 16 of this act.....\$245,000,000

45 Transitional Escrow Fund.....100%

46 SECTION 3. Section 30 of chapter 23B of the General Laws, as amended by sections 120
47 and 121 of chapter 7 of the acts of 2023, is hereby further amended by adding the following
48 paragraph:-

49 (G)(1) For the purposes of this paragraph, the following words shall, unless the context
50 clearly requires otherwise, have the following meanings:

51 “Approved training program”, an existing training program the secretary of
52 administration and finance, in consultation with the secretary of labor and workforce
53 development, deems sufficient to provide skills and resources to individuals in the emergency
54 housing assistance program including, but not limited to: (i) workforce and career technical skills

55 training, pursuant to item 1599-2037 of section 2A of chapter 102 of the acts of 2021; (ii) high-
56 demand workforce training programs, pursuant to item 1599-2041 of said section 2A of said
57 chapter 102; (iii) the manufacturing pilot program, established pursuant to item 7002-0020 of
58 section 2 of chapter 28 of the acts of 2023; (iv) the Learn to Earn Initiative program, established
59 pursuant to item 7002-1080 of said section 2 of said chapter 28; (v) 1199 SEIU training, pursuant
60 to item 7003-0608 of said section 2 of said chapter 28; (vi) Massachusetts AFL-CIO Workforce
61 Development Programs, Inc., pursuant to item 7003-1207 of said section 2 of said chapter 28;
62 and (vii) shelter workforce development initiative, pursuant to item 7004-0109 of said section 2
63 of said chapter 28; provided, that the approved training program shall be available to individuals
64 in non-state-funded overflow emergency shelter sites and state-funded overflow emergency
65 shelter sites.

66 “Authorized training program”, as defined in paragraph (1) of subsection (dd) of section
67 6 of chapter 62.

68 “Non-state-funded overflow emergency shelter site”, any overflow site that is funded
69 through a nonprofit or other non-state entity for eligible families that have been waitlisted for
70 placement at an emergency shelter as a result of the emergency housing assistance program
71 reaching capacity at 7,500 families, as identified in the Emergency Assistance Family Shelter
72 declaration issued by the secretary of housing and livable communities on October 31, 2023, and
73 the extension of the declaration dated February 28, 2024, and any subsequent extensions,
74 pursuant to 760 CMR 67.10, as inserted by emergency regulations issued by the executive office
75 of housing and livable communities on October 31, 2023, and accompanying guidance issued
76 pursuant to said declaration and 760 CMR 67.10.

77 “State-funded overflow emergency shelter site”, any state-funded overflow site,
78 including, but not limited to, any site funded under item 1599-0514 of section 2 of chapter 77 of
79 the acts of 2023, for eligible families that have been waitlisted for placement at an emergency
80 shelter as a result of the emergency housing assistance program reaching capacity at 7,500
81 families, as identified in the Emergency Assistance Family Shelter declaration issued by the
82 secretary of housing and livable communities on October 31, 2023, and the extension of the
83 declaration dated February 28, 2024, and any subsequent extensions, pursuant to 760 CMR
84 67.10, as inserted by emergency regulations issued by the executive office of housing and livable
85 communities on October 31, 2023, and accompanying guidance issued pursuant to said
86 declaration and 760 CMR 67.10.

87 (2) A family with children or a pregnant woman with no other children that receives
88 benefits through the emergency housing assistance program as of April 1, 2024, or thereafter,
89 shall remain eligible for the program for not more than 9 consecutive months; provided,
90 however, that such families shall be eligible for the program for not more than 12 consecutive
91 months if eligible individuals in the family are: (i) employed; or (ii) participating in an: (A)
92 authorized training program; or (B) approved training program; provided, that each family and
93 pregnant woman shall receive notice not less than 90 days prior to the termination of benefits
94 pursuant to this section; provided further, that not more 150 families shall be terminated from the
95 emergency housing assistance program in any week; and provided further, that the executive
96 office shall promulgate regulations or guidance for eligibility which shall: (i) establish
97 procedures for the termination of benefits pursuant to this paragraph; and (ii) allow a family with
98 children or a pregnant woman with no other children to reapply for the emergency housing
99 assistance program; provided further, that eligibility determinations when reapplying for the

100 program shall be consistent with the guidance issued by the secretary of housing and livable
101 communities on October 31, 2023, entitled “Emergency Assistance Program Guidance on
102 Waitlist and Prioritization Procedures pursuant to Capacity Declaration dated October 31, 2023”
103 pursuant to 760 CMR 67.10, as inserted by emergency regulations issued by the executive office
104 of housing and livable communities on October 31, 2023.

105 (3) Notwithstanding paragraph (2), a family or a pregnant woman with no other children
106 that receives benefits through the emergency housing assistance program as of April 1, 2024, or
107 thereafter, shall remain eligible for the program for not more than 12 consecutive months if
108 eligible for, but unable to participate in, an authorized training program or an approved training
109 program or unable to obtain employment due to factors including, but not limited to: (i)
110 pregnancy; (ii) a diagnosed disability or documented medical condition; (iii) being a single
111 parent caring for a disabled child or family member; (iv) being a single parent caring for a child
112 or children with no childcare; (v) meeting the criteria to be considered a veteran, as defined in
113 clause Forty-third of section 7 of chapter 4; or (vi) being at imminent risk of harm due to
114 domestic violence; or (vii) satisfying any additional criteria the secretary of housing and livable
115 communities deems necessary pursuant to said guidance in paragraph (2) issued by the secretary
116 of housing and livable communities on October 31, 2023. The executive office shall promulgate
117 regulations or guidance for implementation of this paragraph.

118 (4) The executive office shall provide a physical copy of written information to families
119 with children and pregnant women receiving benefits through the emergency housing assistance
120 program in the form of printed handouts which shall include, but shall not be limited to,
121 information about: (i) authorized training programs; (ii) approved training programs; (iii) food
122 resources, including food pantries; (iv) services offered by resettlement agencies; (v) other

123 housing programs; and (vi) other nonprofit or available resources the executive office deems
124 necessary. All written information shall be translated into multiple languages and shall be
125 available on the executive office’s website.

126 SECTION 4. Paragraph (G) of said section 30 of said chapter 23B, as inserted by section
127 3, is hereby repealed.

128 SECTION 5. Chapter 40A of the General Laws is hereby amended by inserting after
129 section 3A the following section:-

130 Section 3B. (a) As used in this section, the following words shall, unless the context
131 clearly requires otherwise, have the following meanings:

132 “Commission”, the alcoholic beverages control commission, established by section 70 of
133 chapter 10.

134 “Outdoor table service”, restaurant service that includes food prepared on-site and under
135 a food establishment permit issued by a municipal authority pursuant to 105 CMR 590.00 that is
136 served to seated diners outside the restaurant building envelope, whether on a sidewalk, patio,
137 deck, lawn, parking area or other outdoor space.

138 (b) Notwithstanding the provisions of this chapter, any special permit, variance or other
139 approval issued thereunder or any general or special law to the contrary, a city or town may
140 approve a request for expansion of outdoor table service, including in the description of the
141 licensed premises as described in subsection (c), or an extension of an earlier granted approval.
142 Before such approval, the mayor, board of selectmen, select board or other chief executive
143 officer, as established by charter or special act, shall establish the process for approving such

144 requests. Such process shall not be required to comply with the notice and publication provisions
145 of section 11. An approval under this section may be exercised immediately upon filing of notice
146 thereof with the city or town clerk, without complying with any otherwise applicable recording
147 or certification requirements.

148 (c) Pursuant to subsection (b), a local licensing authority may grant approval for a change
149 in the description of the licensed premises for the purpose of permitting outdoor alcohol service
150 as the local licensing authority deems reasonable and proper and may issue an amended license
151 to existing license holders, without further review or approval from the commission prior to
152 issuance. Upon approval of an amended license, the local licensing authority shall provide notice
153 of the amended license to the commission. Nothing in this section shall prevent the commission
154 from exercising the commission's enforcement authority over an amended license.

155 (d) Before approving any request to extend an earlier granted approval, a city, town or
156 local licensing authority may modify the scope of the approval as the city, town or local
157 licensing authority deems proper and appropriate including, but not limited to, modifying the
158 terms of an earlier granted approval to address potential issues with snow removal, pedestrian
159 traffic or similar concerns.

160 SECTION 6. Section 6 of chapter 62 of the General Laws, as appearing in the 2022
161 Official Edition, is hereby amended by adding the following subsection:-

162 (dd)(1) As used in this subsection, the following words shall, unless the context clearly
163 requires otherwise, have the following meanings:

164 "Authorized training program", a program approved by the secretary of administration
165 and finance and the secretary of labor and workforce development that is offered by an employer

166 to train qualified trainees; provided, that said program shall assist qualified trainees in
167 developing skills and accessing resources to prepare qualified trainees to enter the workforce;
168 and provided further, that no authorized training program shall provide compensation to a
169 qualified trainee without work authorization and said program shall ensure the qualified trainee
170 has no expectation of compensation for training.

171 “Qualified trainee”, an individual receiving benefits through the emergency housing
172 assistance program pursuant to section 30 of chapter 23B and 760 CMR 67.00 or an individual in
173 an overflow emergency shelter site established in response to the capacity limitation on said
174 program pursuant to a declaration issued by the secretary of housing and livable communities
175 dated October 31, 2023, the extension of the declaration dated February 28, 2024 and any
176 subsequent extensions, issued pursuant to 760 CMR 67.10, as inserted by emergency regulations
177 issued by the executive office of housing and livable communities on October 31, 2023 and
178 accompanying guidance issued pursuant to said declaration and 760 CMR 67.10, who: (i)(A) has
179 not received work authorization; or (B) is currently unemployed; and (ii) is participating in an
180 authorized training program.

181 “Training”, teaching, developing or enhancing skills and knowledge to improve capacity,
182 productivity and performance to enter the workforce, including, but not limited to, classes,
183 clinics or other hands-on methods.

184 “Work authorization”, federal authorization to work in the United States pursuant to 8
185 CFR 274a.

186 (2) A partnership, limited liability corporation or other legal entity that is not a business
187 corporation subject to the excise under chapter 63 may be allowed a nonrefundable credit equal

188 to \$2,500 for each qualified trainee who receives training through an authorized training program
189 by said partnership, limited liability corporation or other legal entity in a taxable year. If the
190 credit allowed for a taxable year exceeds the taxpayer's liability for that taxable year, the
191 taxpayer may carry forward and apply the credit in the subsequent taxable year.

192 (3) To be eligible for the credit pursuant to paragraph (2), the partnership, limited liability
193 corporation or other legal entity shall: (i) have a place of business in the commonwealth; (ii)
194 conduct the authorized training program in the commonwealth and in compliance with
195 recommendations of the secretary of labor and workforce development pursuant to paragraph
196 (5); and (iii) meet any additional requirements determined by the secretary of administration and
197 finance and the secretary of labor and workforce development.

198 (4) The total amount of credits that may be authorized in a taxable year pursuant to this
199 subsection and section 38NN of chapter 63 shall not exceed \$10,000,000.

200 (5) The secretary of labor and workforce development shall:

201 (i) identify industries with the greatest workforce needs in geographically diverse areas of
202 the commonwealth in which qualified trainees may be employed after receiving work
203 authorization; provided, that the secretary of labor and workforce development shall identify
204 industries with varying work experience, education, certification and licensure requirements for
205 training;

206 (ii) provide recommendations for training criteria to enable qualified trainees to be
207 successful in the workforce; provided, that the secretary of labor and workforce development
208 shall provide specific industry recommendations for training; and provided further, that the
209 secretary may identify existing training programs that meet said training criteria; and

210 (iii) perform outreach to industries identified as having the greatest workforce needs to
211 provide notice of the tax credit program established pursuant to this subsection.

212 SECTION 7. Subsection (dd) of said section 6 of said chapter 62, as inserted by section
213 6, is hereby repealed.

214 SECTION 8. Chapter 63 of the General Laws is hereby amended by inserting after
215 section 38MM the following section:-

216 Section 38NN. (a) As used in this subsection, the following words shall, unless the
217 context clearly requires otherwise, have the following meanings:

218 “Authorized training program”, a program approved by the secretary of administration
219 and finance and the secretary of labor and workforce development that is offered by an employer
220 to train qualified trainees; provided, that said program shall assist qualified trainees in
221 developing skills and accessing resources to prepare qualified trainees to enter the workforce;
222 and provided further, that no authorized training program shall provide compensation to a
223 qualified trainee without work authorization and said program shall ensure the qualified trainee
224 has no expectation of compensation for training.

225 “Qualified trainee”, an individual receiving benefits through the emergency housing
226 assistance program pursuant to section 30 of chapter 23B and 760 CMR 67.00 or an individual in
227 an overflow emergency shelter site established in response to the capacity limitation on said
228 program pursuant to a declaration issued by the secretary of housing and livable communities
229 dated October 31, 2023, the extension of the declaration dated February 28, 2024 and any
230 subsequent extensions, issued pursuant to 760 CMR 67.10, as inserted by emergency regulations
231 issued by the executive office of housing and livable communities on October 31, 2023, and

232 accompanying guidance issued pursuant to said declaration and 760 CMR 67.10, who: (i)(A) has
233 not received work authorization; or (B) is currently unemployed; and (ii) is participating in an
234 authorized training program.

235 “Training”, teaching, developing or enhancing skills and knowledge to improve capacity,
236 productivity and performance to enter the workforce, including, but not limited to, classes,
237 clinics or other hands-on methods.

238 “Work authorization”, federal authorization to work in the United States pursuant to 8
239 CFR 274a.

240 (b) A business corporation may be allowed a nonrefundable credit equal to \$2,500 for
241 each qualified trainee who receives training through an authorized training program by said
242 business corporation in a taxable year. If the credit allowed for a taxable year exceeds the
243 taxpayer’s liability for that taxable year, the taxpayer may carry forward and apply the credit in
244 the subsequent taxable year.

245 (c) To be eligible for the credit pursuant to subsection (b), the business corporation shall:
246 (i) have a place of business in the commonwealth; (ii) conduct the authorized training program in
247 the commonwealth and in compliance with recommendations of the secretary of labor and
248 workforce development pursuant to subsection (e); and (iii) meet any additional requirements
249 determined by the secretary of administration and finance and the secretary of labor and
250 workforce development.

251 (d) The total amount of credits that may be authorized in a taxable year pursuant to
252 subsection (dd) of section 6 of chapter 62 and this section shall not exceed \$10,000,000.

253 (e) The secretary of labor and workforce development shall:

254 (i) identify industries with the greatest workforce needs in geographically diverse areas of
255 the commonwealth in which qualified trainees may be employed after receiving work
256 authorization; provided, that the secretary of labor and workforce development shall identify
257 industries with varying work experience, education, certification and licensure requirements for
258 training;

259 (ii) provide recommendations for training criteria to enable qualified trainees to be
260 successful in the workforce; provided, that the secretary of labor and workforce development
261 shall provide specific industry recommendations for training; and provided further, that the
262 secretary may identify existing training programs that meet said training criteria; and

263 (iii) perform outreach to industries identified as having the greatest workforce needs to
264 provide notice of the tax credit program established pursuant to this section.

265 SECTION 9. Section 38NN of said chapter 63, as inserted by section 8, is hereby
266 repealed.

267 SECTION 10. Chapter 138 of the General Laws is hereby amended by inserting after
268 section 12 the following section:-

269 Section 12½. (a) As used in this section, the following words shall, unless the context
270 clearly requires otherwise, have the following meanings:

271 “Mixed drink”, distilled spirits, cordials or liqueurs, with or without mixers, that are
272 combined on a licensed premises and sold in a sealed container or original container that is
273 unopened; provided, that a mixed drink may contain wines and malt beverages in addition to

274 distilled spirits, cordials or liqueurs; provided further, that the volume of distilled spirits,
275 cordials, liqueurs, wines, malt beverages and mixers contained in said mixed drink shall be of the
276 same proportion and same price as if served for on-premises consumption.

277 “Mixer”, a non-alcoholic ingredient in a mixed drink.

278 “Sealed container”, a packaged container with a secure lid or cap designed to prevent
279 consumption without removal of the lid or cap; provided, however, that if the packaged container
280 has a lid with sipping holes or an opening for straws, said container shall be covered or affixed
281 with an additional seal; provided further, that said lid, cap or seal shall be affixed before sale in
282 such a way to prevent reopening without it being obvious that said lid, cap or seal was removed
283 or broken, which may include tape or a sticking adhesive.

284 (b) Notwithstanding any general or special law to the contrary, an establishment licensed
285 to sell all alcoholic beverages, distilled spirits, cordials or liqueurs for on-premises consumption
286 may sell mixed drinks for off-premises consumption subject to all the following conditions: (i)
287 the mixed drink shall not be sold to a person under 21 years of age; (ii) any delivery of mixed
288 drinks for off-premises consumption shall not be made without verification that the person
289 receiving the order has attained 21 years of age; (iii) the mixed drink shall be sold in a sealed
290 container or an original unopened container; (iv) the mixed drink shall be sold as part of the
291 same transaction as the purchase of food, and any order that includes a mixed drink shall be
292 placed not later than the hour of which the establishment is licensed to sell alcohol or 12:00
293 A.M., whichever time is earlier; provided, that a transaction shall include at least 1 item of food
294 prepared on-site sufficient to serve 1 individual; (v) a customer shall be limited to 64 fluid
295 ounces of mixed drinks per transaction consistent with clause (iv); and (vi) if the mixed drink in

296 a sealed container or an original unopened container is to be transported by a motor vehicle,
297 either by delivery or pick-up, the driver of the motor vehicle shall transport the mixed drink in
298 the trunk of the motor vehicle or an area that is not considered the passenger area, as defined by
299 section 24I of chapter 90.

300 (c) Notwithstanding any general or special law to the contrary, an establishment licensed
301 to sell all alcoholic beverages or only wines or malt beverages for on-premises consumption may
302 sell wine or malt beverages for off-premises consumption subject to all the following conditions:
303 (i) the wine or malt beverage shall not be sold to a person under 21 years of age; (ii) any delivery
304 of wine or malt beverages for off-premises consumption shall not be made without verification
305 that the person receiving the order has attained 21 years of age; (iii) the wine or malt beverage
306 shall be sold in a sealed container or an original unopened container; (iv) the wine or malt
307 beverage shall be sold as part of the same transaction as the purchase of food and any order that
308 includes wine or a malt beverage shall be placed not later than the hour of which the
309 establishment is licensed to sell alcohol or 12:00 A.M., whichever time is earlier; provided, that a
310 transaction shall include at least 1 item of food prepared on-site sufficient to serve 1 individual;
311 (v) a customer shall be limited to 192 ounces of malt beverage and 1.5 liters of wine per
312 transaction consistent with clause (iv); and (vi) if the wine or malt beverage in a sealed container
313 or an original unopened container is to be transported by a motor vehicle, either by delivery or
314 pick-up, the driver of the motor vehicle shall transport the wine or malt beverage in the trunk of
315 the motor vehicle or an area that is not considered the passenger area, as defined by section 24I
316 of chapter 90.

317 (d) An establishment licensed to sell alcoholic beverages for on-premises consumption
318 shall include an establishment licensed pursuant to section 12, subsection (b) of section 19,

319 subsection (n) of section 19B, subsection (n) of section 19C, section 19D, subsection (o) of
320 section 19E or section 19H; provided, that an establishment licensed pursuant to said section
321 19D shall also hold a license pursuant to said section 12. An establishment selling alcoholic
322 beverages for off-premises consumption may only sell alcoholic beverages permitted pursuant to
323 their type and category of license.

324 (e)(1) An establishment licensed to sell alcoholic beverages for on-premises consumption
325 that delivers any alcoholic beverage for off-premises consumption in a vehicle owned or leased
326 by the establishment or its employees shall obtain a transportation permit pursuant to section 22
327 for each vehicle used for delivery of alcoholic beverages.

328 (2) An establishment licensed to sell alcoholic beverages for on-premises consumption
329 that delivers any alcoholic beverage for off-premises consumption may use a third party with a
330 permit for express transportation pursuant to section 22 for delivery of alcoholic beverages.

331 SECTION 11. Section 7A of chapter 167E of the General Laws, as appearing in the 2022
332 Official Edition, is hereby amended by inserting after the word “person”, in line 14, the
333 following words:- , by synchronous real-time video conference or by telephone.

334 SECTION 12. Section 65C ½ of chapter 171 of the General Laws, as so appearing, is
335 hereby amended by inserting after the word “person”, in line 14, the following words:- , by
336 synchronous real-time video conference or by telephone.

337 SECTION 13. Section 31A of chapter 20 of the acts of 2021, as amended by section 41
338 of chapter 2 of the acts of 2023, is hereby further amended by striking out the words “March 31,
339 2024” and inserting in place thereof the following words:- March 31, 2025.

340 SECTION 14. (a) For the purposes of this section, the following words shall, unless the
341 context clearly requires otherwise, have the following meanings:

342 “Approved training program”, an existing training program the secretary of
343 administration and finance, in consultation with the secretary of labor and workforce
344 development, deems sufficient to provide skills and resources to individuals in the emergency
345 housing assistance program, established in section 30 of chapter 23B of the General Laws,
346 including, but not limited to: (i) workforce and career technical skills training, pursuant to item
347 1599-2037 of section 2A of chapter 102 of the acts of 2021; (ii) high-demand workforce training
348 programs, pursuant to item 1599-2041 of said section 2A of said chapter 102; (iii) the
349 manufacturing pilot program, established pursuant to item 7002-0020 of section 2 of chapter 28
350 of the acts of 2023; (iv) the Learn to Earn Initiative program, established pursuant to item 7002-
351 1080 of said section 2 of said chapter 28; (v) 1199 SEIU training, pursuant to item 7003-0608 of
352 said section 2 of said chapter 28; (vi) Massachusetts AFL-CIO Workforce Development
353 Programs, Inc., pursuant to item 7003-1207 of said section 2 of said chapter 28; and (vii) shelter
354 workforce development initiative, pursuant to item 7004-0109 of said section 2 of said chapter
355 28; provided, that the approved training program shall be available to individuals in non-state-
356 funded overflow emergency shelter sites and state-funded overflow emergency shelter sites.

357 “Authorized training program”, a program approved by the secretary of administration
358 and finance and the secretary of labor and workforce development that is offered by an employer
359 to train qualified trainees; provided, that said program shall assist qualified trainees in
360 developing skills and accessing resources to prepare qualified trainees to enter the workforce;
361 and provided further, that no authorized training program shall provide compensation to a

362 qualified trainee without work authorization and said program shall ensure the qualified trainee
363 has no expectation of compensation for training.

364 “Non-state-funded overflow emergency shelter site”, any overflow site that is funded
365 through a nonprofit or other non-state entity for eligible families that have been waitlisted for
366 placement at an emergency shelter as a result of the emergency housing assistance program,
367 established in section 30 of chapter 23B of the General Laws, reaching capacity at 7,500
368 families, as identified in the Emergency Assistance Family Shelter declaration issued by the
369 secretary of housing and livable communities on October 31, 2023, and the extension of the
370 declaration dated February 28, 2024, and any subsequent extensions, pursuant to 760 CMR
371 67.10, as inserted by emergency regulations issued by the executive office of housing and livable
372 communities on October 31, 2023, and accompanying guidance issued pursuant to said
373 declaration and 760 CMR 67.10.

374 “Qualified trainee”, an individual receiving benefits through the emergency housing
375 assistance program pursuant to section 30 of chapter 23B of the General Laws and 760 CMR
376 67.00 or an individual in an overflow emergency shelter site established in response to the
377 capacity limitation on said program pursuant to a declaration issued by the secretary of housing
378 and livable communities dated October 31, 2023, the extension of the declaration dated February
379 28, 2024 and any subsequent extensions, issued pursuant to 760 CMR 67.10, as inserted by
380 emergency regulations issued by the executive office of housing and livable communities on
381 October 31, 2023 and accompanying guidance issued pursuant to said declaration and 760 CMR
382 67.10, who: (i)(A) has not received work authorization; or (B) is currently unemployed; and (ii)
383 is participating in an authorized training program.

384 “State-funded overflow emergency shelter site”, any state-funded overflow site,
385 including, but not limited to, any site funded under item 1599-0514 of section 2 of chapter 77 of
386 the acts of 2023, for eligible families that have been waitlisted for placement at an emergency
387 shelter as a result of the emergency housing assistance program reaching capacity at 7,500
388 families, as identified in the Emergency Assistance Family Shelter declaration issued by the
389 secretary of housing and livable communities on October 31, 2023, and the extension of the
390 declaration dated February 28, 2024, and any subsequent extensions, pursuant to 760 CMR
391 67.10, as inserted by emergency regulations issued by the executive office of housing and livable
392 communities on October 31, 2023, and accompanying guidance issued pursuant to said
393 declaration and 760 CMR 67.10.

394 (b) Notwithstanding any general or special law to the contrary, any state-funded overflow
395 emergency shelter site operational as of March 15, 2024 shall serve families and pregnant
396 women with no other children until the hour of 9 A.M. each day and no family or pregnant
397 woman shall be required to leave the state-funded overflow emergency shelter site prior to 9
398 A.M.; provided, that any state-funded overflow emergency shelter site that becomes operational
399 after March 15, 2024 shall be open 24 hours per day 7 days per week to provide services to
400 families with children and pregnant women with no other children.

401 (c) If multiple state-funded overflow emergency shelter sites are required to maintain
402 shelter for newly arriving migrants, refugees and asylum seekers, state-funded overflow
403 emergency shelter sites shall be located in geographically diverse areas throughout the
404 commonwealth.

405 (d) All state-funded overflow emergency shelter sites and, to the extent feasible, non-
406 state-funded overflow emergency shelter sites shall provide information to families about
407 authorized training programs and approved training programs offered to provide skills and
408 resources to individuals for assistance in entering the workforce; provided, that eligible
409 individuals in the family shall be authorized to participate in the authorized training programs
410 and the approved training programs; provided further, that all state-funded overflow emergency
411 shelter sites and non-state-funded overflow emergency shelter sites shall provide information to
412 families and pregnant women about other resources available, including, but not limited to: (i)
413 food resources, including food pantries in close proximity to said overflow emergency shelter
414 site; (ii) services offered by resettlement agencies; (iii) housing programs; and (iv) other
415 available resources from nonprofits or other sources.

416 (e) The secretary of housing and livable communities shall submit to the house and senate
417 committees on ways and means not less than every 30 days a report with data for each state-
418 funded overflow emergency shelter site and, to the extent feasible, each non-state-funded
419 overflow emergency shelter site, including the following information: (i) types of services
420 provided to families, including a breakdown of the types of services and hours of availability of
421 services; (ii) total number of families; (iii) number of families new to the overflow emergency
422 shelter site since the last report; (iv) total number of individuals; (v) number of individuals new
423 to the overflow emergency shelter site since the last report; (vi) average length of stay, in days,
424 for individuals in an overflow emergency shelter site, including a breakdown of data on: (A) the
425 family with the longest length of stay; (B) families that have been placed in the emergency
426 shelter assistance program from a state-funded overflow emergency shelter site or non-state-
427 funded overflow emergency shelter site; and (C) families that are no longer in the state-funded

428 overflow emergency shelter site or non-state-funded overflow emergency shelter site but have
429 not been placed in the emergency assistance program; (vii) a procurement record for state-funded
430 overflow sites for supplies and services necessary to provide resources and necessities of daily
431 living to families; and (viii) efforts made to connect families with additional services or
432 programs, including, but not limited to, resettlement agencies, HomeBase or other housing
433 programs.

434 SECTION 15. (a) Notwithstanding any general or special law to the contrary, not later
435 than April 1, 2024, the governor shall seek from the United States Department of Homeland
436 Security any and all federal approvals for a waiver to permit expedited work authorizations,
437 temporary work authorizations or provisional work authorizations, including, but not limited to,
438 any waiver for said work authorizations pursuant to 8 C.F.R. section 274a.12, as amended, for
439 newly arriving migrants, refugees and asylum seekers in the commonwealth to allow said
440 migrants, refugees and asylum seekers to create a pathway to work and to aid in alleviating the
441 commonwealth's shelter capacity crisis for which the governor declared a state of emergency on
442 August 8, 2023 due to the significant influx of families seeking shelter in response to ongoing
443 humanitarian crises and conflicts around the world.

444 (b) The request for a waiver pursuant to subsection (a) shall include: (i) alternative
445 approaches for work authorizations to allow for an expedited process in the commonwealth,
446 including, but not limited to, requests for expedited work authorizations, temporary work
447 authorizations or provisional work authorizations; provided, that 1 alternative approach shall
448 include a proposed state sponsorship program allowing the commonwealth to sponsor said
449 migrants, refugees and asylum seekers for a state-operated worker program; and (ii) data on the
450 current number of migrants, refugees and asylum seekers:

451 (A) in the emergency housing assistance program, pursuant to section 30 of chapter 23B
452 of the General Laws, as amended by section 3, and 760 CMR 67.00;

453 (B) in a state-funded overflow emergency shelter site and a non-state funded overflow
454 emergency shelter site, as those terms are defined in section 14;

455 (C) ready to enter the workforce upon grant of a work authorization; and

456 (D) participating in training or skills-based learning programs, including but not limited
457 to:

458 (1) authorized training programs, as defined in paragraph (1) of subsection (dd) of section
459 6 of chapter 62 of the General Laws, as inserted by section 6, and section 38NN of chapter 63 of
460 the General Laws, as inserted by section 8; and

461 (2) approved training programs, as defined in said section 30 of said chapter 23B, as
462 inserted by section 3, to be ready to enter the workforce upon grant of a work authorization.

463 (c) The waiver request pursuant to subsection (a) shall be publicly available on the
464 governor's website not later than April 1, 2024.

465 SECTION 16. (a) The executive office of administration and finance, in consultation with
466 the executive office of housing and livable communities, office for refugees and immigrants and
467 the executive office of labor and workforce development, shall submit a report to the house and
468 senate committees on ways and means not less than every 30 days on the approved training
469 program, as defined in section 30 of chapter 23B of the General Laws, as inserted by section 3.
470 Said reports shall include, but shall not be limited to: (i) the total number of individuals
471 participating in the approved training program; (ii) the total number of individuals waiting for

472 placement to participate in an approved training program; (iii) the list of approved training
473 programs approved by the secretary of administration and finance in consultation with the
474 secretary of labor and workforce development; (iv) the total number of individuals from the
475 emergency assistance shelter system participating in an approved training program; (v) the total
476 number of individuals from an overflow emergency shelter site participating in an approved
477 training program; (vi) the number of new individuals participating in the approved training
478 program since the last report; (vii) the number of new individuals waiting for placement to
479 participate in an approved training program since the last report; (viii) the list of approved
480 training programs approved by the secretary since the last report; (ix) the number of individuals
481 from the emergency assistance shelter system participating in an approved training program
482 since the last report; (x) the number of individuals from an overflow emergency shelter site
483 participating in an approved training program since the last report; (xi) geographic areas in the
484 commonwealth, broken down by municipality, where the approved training programs are
485 located; (xii) the total number of individuals who received work authorization while participating
486 in an approved training program; (xiii) the number of individuals who received work
487 authorization while participating in an approved training program since the last report; (xiv) the
488 total number of individuals who were provided notice of the availability of an approved training
489 program; and (xv) the number of individuals who were provided notice of the availability of an
490 approved training program since the last report.

491 (b) The executive office of administration and finance, in consultation with the executive
492 office of housing and livable communities, office for refugees and immigrants and the executive
493 office of labor and workforce development, shall submit a report to the house and senate
494 committees on ways and means not less than every 30 days on the authorized training program,

495 as defined in paragraph (1) of subsection (dd) of section 6 of chapter 62 of the General Laws, as
496 inserted by section 6, and section 38NN of chapter 63 of the General Laws, as inserted by section
497 8. Said reports shall include, but shall not be limited to: (i) the implementation status of
498 authorized training programs; (ii) the total number of employers seeking to offer an authorized
499 training program; (iii) the number of employers seeking to offer an authorized training program
500 since the last report; (iv) the total number of employers approved by the secretary of
501 administration and finance and the secretary of labor and workforce development to offer an
502 authorized training program and a breakdown of the industries and geographic area, broken
503 down by municipality, where employers are located; (v) the number of employers approved by
504 the secretary of administration and finance and secretary of labor and workforce development to
505 offer an authorized training program since the last report; (vi) the total number of individuals
506 waiting for placement in an authorized training program; (vii) the number of individuals waiting
507 for placement in an authorized training program since the last report; (viii) the total number of
508 individuals from the emergency assistance shelter system participating in an authorized training
509 program; (ix) the number of individuals from the emergency assistance shelter system
510 participating in an authorized training program since the last report; (x) the total number of
511 individuals from an overflow emergency shelter site participating in an authorized training
512 program; (xi) the number of individuals from an overflow emergency shelter site participating in
513 an authorized training program since the last report; (xii) the total number of individuals who
514 received work authorization while participating in an authorized training program; (xiii) the
515 number of individuals who received work authorization while participating in an authorized
516 training program since the last report; (xiv) the total number of individuals who were provided
517 notice of the availability of an authorized training program; (xv) the total number of individuals

518 offered employment by an employer after receiving work authorization and participating in an
519 authorized training program; and (xvi) the number of individuals offered employment by an
520 employer after receiving work authorization and participating in an authorized training program
521 since the last report.

522 SECTION 17. (a) Not later than 30 days after the effective date of this act, the secretary
523 of labor and workforce development, in consultation with the secretary of administration and
524 finance, shall promulgate regulations or guidance for the administration of the authorized
525 training programs established in subsection (dd) of section 6 of chapter 62 of the General Laws,
526 as inserted by section 6, and section 38NN of chapter 63 of the General Laws, as inserted by
527 section 8, including, but not limited to, requirements to be deemed an authorized training
528 program.

529 (b) Not later than 30 days after the effective date of this act, the commissioner of the
530 department of revenue, in consultation with the secretary of labor and workforce development
531 and the secretary of administration and finance, shall promulgate regulations or guidance for the
532 administration of the tax credit established in subsection (dd) of section 6 of chapter 62 of the
533 General Laws, as inserted by section 6, and section 38NN of chapter 63 of the General Laws, as
534 inserted by section 8.

535 SECTION 17A. Not later than July 30, 2024, the executive office of administration and
536 finance, in consultation with the executive office of housing and livable communities and the
537 department of elementary and secondary education, shall submit a report to the house and senate
538 committees on ways and means with data on students in the emergency housing assistance
539 program pursuant to section 30 of chapter 23B of the General Laws, during the 2023-2024

540 school year, including, but not limited to: (i) the total number of students in the emergency
541 housing assistance program enrolled in public schools, broken down by district; (ii) the total
542 number of students in the emergency housing assistance program who required transportation
543 services to a school district outside of the district in which they were sheltered and the total
544 associated costs of the transportation services, broken down by district; (iii) the total number of
545 students per district that required language services, broken down by language; (iv) MCAS score
546 data for school districts with students enrolled in the emergency housing assistance program
547 within the last 3 school years, broken down by district; and (v) a per pupil cost analysis of all
548 expenditures made by school districts with students enrolled in the emergency assistance housing
549 program, broken down by district.

550 SECTION 18. Section 14 is hereby repealed.

551 SECTION 19. Section 4 shall take effect on July 1, 2025 or upon the end of the capacity
552 limitation on the emergency shelter assistance program pursuant to the declaration issued by the
553 secretary of housing and livable communities dated October 31, 2023, the extension of the
554 declaration dated February 28, 2024 and any subsequent extensions, issued pursuant to 760 CMR
555 67.10, as inserted by emergency regulations issued by the executive office of housing and livable
556 communities on October 31, 2023, and accompanying guidance issued pursuant to said
557 declaration and 760 CMR 67.10, whichever is sooner.

558 SECTION 20. Sections 5 and 10 shall take effect as of April 1, 2024.

559 SECTION 21. Sections 6 and 8 shall take effect for taxable years beginning on or after
560 January 1, 2024.

561 SECTION 22. Sections 7 and 9 shall take effect on January 1, 2026 or in the taxable year
562 of the end of the capacity limitation on the emergency shelter assistance program pursuant to a
563 declaration issued by the secretary of housing and livable communities dated October 31, 2023,
564 the extension of the declaration dated February 28, 2024 and any subsequent extensions, issued
565 pursuant to 760 CMR 67.10, as inserted by emergency regulations issued by the executive office
566 of housing and livable communities on October 31, 2023 and accompanying guidance issued
567 pursuant to said declaration and 760 CMR 67.10, whichever is sooner.

568 SECTION 23. Sections 11 to 13, inclusive, shall take effect as of March 31, 2024.

569 SECTION 24. Section 18 shall take effect 30 days after the closure of the last state-
570 funded overflow emergency shelter site or non-state-funded overflow emergency shelter site, as
571 those terms are defined in section 14; provided, that if a state-funded overflow emergency shelter
572 site or non-state-funded overflow emergency shelter site reopens, or a new state-funded overflow
573 emergency shelter site or non-state-funded overflow emergency shelter site opens, for any reason
574 all reporting required pursuant to section 14 shall resume until 30 days after closure of the sites.

575 SECTION 25. Notwithstanding any general or special law to the contrary, any funds
576 expended for the purpose of providing food through the emergency housing assistance program
577 shall be subject to a competitive bidding process.