

**HOUSE . . . . . No. 4799**

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House bill No. 4790, as amended and passed to be engrossed by the House. June 26, 2024.

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**The Commonwealth of Massachusetts**

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

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 appropriation act  
2 and other appropriation acts for fiscal year 2024, the sums set forth in section 2 are hereby  
3 appropriated from the General Fund, the Transitional Escrow Fund established in section 16 of  
4 chapter 76 of the acts of 2021, as amended by section 4 of chapter 98 of the acts of 2022, or the  
5 federal COVID-19 response fund established in section 2JJJJ of chapter 29 of the General Laws  
6 unless specifically designated otherwise in this act or in those appropriation acts, for the several  
7 purposes and subject to the conditions specified in this act or in those appropriation acts, and  
8 subject to the laws regulating the disbursement of public funds for the fiscal year ending June 30,  
9 2024. These sums shall be in addition to any amounts previously appropriated and made

10 available for the purposes of those items. These sums shall be made available through the fiscal  
11 year ending June 30, 2025.

12 SECTION 2.

13 SECRETARY OF THE COMMONWEALTH

14 0521-0000 Elections Division.....\$2,834,250

15 TREASURER AND RECEIVER-GENERAL

16 *Alcoholic Beverages Control Commission*

17 0610-0050 Alcoholic Beverages Control Commission ..... \$232,499

18 OFFICE OF THE COMPTROLLER

19 1595-1068 Medical Assistance Trust Fund..... \$175,548,050

20 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

21 *Department of Revenue*

22 1233-2000 Tax Abatements for Veterans, Widows, Blind Persons, and the  
23 Elderly.....\$5,570,381

24 *Reserves*

25 1599-0793 Critical Health and Human Services Workforce Reserve.....\$61,077,257

26 1599-6073 VOCA Bridge..... \$20,000,000

27 1599-9817 ARPA HCBS Reserve..... \$228,000,000

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*Operational Services Division*

1775-0700 Reprographic Services Retained Revenue..... \$400,000

EXECUTIVE OFFICE OF EDUCATION

*Department of Early Education and Care*

3000-4060 Income-Eligible Child Care..... \$29,672,801

EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

*Department of Transitional Assistance*

4400-1004 Healthy Incentives Program..... \$5,100,000

*Department of Public Health*

4513-1002 Women, Infants and Children Nutrition Services..... \$2,130,571

EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY

*State Police*

8100-0102 Troop F Retained Revenue..... \$7,000,000

SECTION 2A. To provide for certain unanticipated obligations of the commonwealth, an alteration of purpose for current appropriations and to meet certain requirements of law, the sums set forth in this section are hereby appropriated from the General Fund or the Transitional Escrow Fund established in section 16 of chapter 76 of the acts of 2021, as amended by section 4 of chapter 98 of the acts of 2022, unless specifically designated otherwise in this section, for the several purposes and subject to the conditions specified in this section, and subject to the laws

47 regulating the disbursement of public funds for the fiscal year ending June 30, 2024. Except as  
48 otherwise stated, these sums shall be made available through the fiscal year ending June 30,  
49 2025.

50 EXECUTIVE OFFICE OF ECONOMIC DEVELOPMENT

51 *Office of Travel and Tourism*

52 7008-1776 For the costs associated with celebrations of the United States’  
53 semiquincentennial; provided, that funds shall be made available as grants to municipalities for  
54 public safety, transportation and logistical costs associated with the celebration of the  
55 anniversary; provided further, that not less than \$250,000 shall be expended for First Night  
56 Boston, Inc. in the city of Boston; provided further, that not less than \$6,000,000 shall be  
57 expended for capital improvements to the Edward A. LeLacheur Park at the University of  
58 Massachusetts Lowell; provided further, that not less than \$50,000 shall be expended for  
59 planning and operating costs associated with the 250th anniversary celebrations in the town of  
60 Sudbury; provided further, that not less than \$325,000 shall be expended for the towns of  
61 Concord, Arlington, Lexington and Lincoln for planning and operating costs associated with the  
62 250th anniversary celebrations; provided further, that not less than \$75,000 shall be expended for  
63 the Berkshire Historical Society for coordination of 250th anniversary celebrations throughout  
64 Berkshire county; provided further, that not less than \$100,000 shall be expended for the  
65 Revolution 250, Inc. for statewide programming, educational and outreach efforts; provided  
66 further, that not less than \$75,000 shall be expended for the city of Quincy for planning and  
67 operating costs associated with the 250th celebrations; and provided further, that not less than

68 \$250,000 shall be expended for Sail Boston, Inc. for the Tall Ships 2026  
69 celebrations.....\$26,500,000

70 SECTION 3. Chapter 6 of the General Laws is hereby amended by striking out section  
71 39B, as appearing in the 2022 Official Edition, and inserting in place thereof the following  
72 section:-

73 Section 39B. Each state agency shall furnish the state library 1 copy of its publications,  
74 provided in the format in which it was created, such as print or electronic, not later than 5  
75 working days after creation. The state library shall make copies available for public consultation  
76 and for permanent historic preservation. Digitized publications shall be made available to the  
77 Library of Congress and to each of the state’s regional public libraries through the state library’s  
78 digital collections.

79 SECTION 4. Chapter 7 of the General Laws is hereby amended by inserting after section  
80 22O the following section:-

81 Section 22P. (a) Notwithstanding section 39M of chapter 30 or any general or special law  
82 to the contrary, governmental bodies may procure electric vehicles and the installation of  
83 charging stations for said electric vehicles, under this chapter. The electric vehicles and the  
84 installation of charging stations may be procured separately or in 1 procurement. For the  
85 purposes of this section, electric vehicles shall be considered supplies and charging stations and  
86 their installation shall be considered services.

87 (b) A contract under this section shall only be awarded to a bidder: (i) possessing the  
88 skill, ability and integrity necessary for the faithful performance of the work; (ii) who shall  
89 certify that it is able to furnish labor that can work in harmony with all other elements of labor

90 employed or to be employed in the work; (iii) who shall certify that all employees to be  
91 employed at the worksite will have successfully completed a course in construction safety and  
92 health approved by the United States Occupational Safety and Health Administration that is at  
93 least 10 hours in duration at the time the employee begins work and shall furnish documentation  
94 of successful completion of said course with the first certified payroll report for each employee;  
95 and (iv) who obtains within 10 days of the notification of contract award the security by bond  
96 required under section 29 of chapter 149; provided, that for the purposes of this section, the term  
97 “security by bond” shall mean the bond of a surety company qualified to do business under the  
98 laws of the commonwealth and satisfactory to the awarding authority; and provided further, that  
99 if there is more than 1 surety company, the surety companies shall be jointly and severally liable.  
100 Section 26 to 27D, inclusive, of chapter 149 shall apply to any contract entered into under this  
101 section.

102 SECTION 5. Section 1 of chapter 7C of the General Laws, as appearing in the 2022  
103 Official Edition, is hereby amended by striking out the definition of “Capital Facility” and  
104 inserting in place thereof the following definition:-

105 “Capital facility”, a public improvement such as a building or other structure; a utility,  
106 fire protection, and other major system and facility; a power plant facility and appurtenances; a  
107 heating, ventilating, air conditioning or other system; initial equipment and furnishings for a new  
108 building or building added to or remodeled for some other use; a public parking facility; an  
109 airport or port facility; a recreational improvement such as a facility or development in a park or  
110 other recreational facility; or any other facility which, by statute or under standards as may be  
111 prescribed from time to time by the commissioner of capital asset management and maintenance,  
112 according to this section, may be defined as such; provided, however, that a highway

113 improvement such as a highway, bridge or tunnel or other structure or building integral to the  
114 operation of the state highway system, a transportation improvement such as a mass  
115 transportation or other public transit facility shall not be considered a capital facility as defined  
116 herein; and provided further, that an improvement in information technology shall not be a  
117 capital facility to the extent it does not result in the creation or expansion of tangible property.

118 SECTION 6. Section 6 of chapter 21J of the General Laws, as so appearing, is hereby  
119 amended by striking out, in line 4, the words “state fire marshal” and inserting in place thereof  
120 the following words:- commissioner of revenue.

121 SECTION 7. Section 2 of chapter 22D of the General Laws, as so appearing, is hereby  
122 amended by striking out, in lines 6 to 9, inclusive, the words “; a division of underground storage  
123 tanks, including the Underground Storage Tank Petroleum Product Cleanup Fund Administrative  
124 Review Board as established by chapter twenty-one J”.

125 SECTION 8. Section 14 of chapter 23N of the General Laws, as so appearing, is hereby  
126 amended by striking out subsection (a) and inserting in place thereof the following subsection:-

127 (a) An excise is hereby imposed upon a sports wagering operator or a person or entity  
128 that offers fantasy contests, as defined in section 11M<sup>1</sup>/<sub>2</sub> of chapter 12, in the commonwealth at  
129 the rate of: (i) 15 per cent of the sports wagering operator’s adjusted gross sports wagering  
130 receipts from the operation of in-person sports wagering; (ii) 20 per cent of the sports wagering  
131 operator’s adjusted gross sports wagering receipts from the operation of sports wagering through  
132 mobile applications and other digital platforms approved by the commission; and (iii) 15 per cent  
133 of the adjusted gross fantasy wagering receipts of the person or entity that offers such fantasy  
134 contests. The accrual method of accounting shall be used for the purposes of calculating the

135 amount of the tax owed under this section. The excise shall be paid to the commission at the time  
136 provided for filing the return pursuant to subsection (b).

137 SECTION 9. Said section 14 of said chapter 23N, as so appearing, is hereby further  
138 amended by striking out subsection (c) and inserting in place thereof the following subsection:-

139 (c) The excise on adjusted gross sports wagering receipts and adjusted gross fantasy  
140 wagering receipts imposed by this section shall be in lieu of all other state and local taxes and  
141 fees imposed on the operation of, or the proceeds from operation of, sports wagering or fantasy  
142 contests.

143 SECTION 10. Clause (ii) of the third sentence of subsection (x) of section 6 of chapter 62  
144 of the General Laws, as appearing in section 21 of chapter 50 of the acts of 2023, is hereby  
145 further amended by inserting after the words “section 21 of the Code,” the following words:-  
146 without regard to subsection (e)(5) of said section 21 of the Code.

147 SECTION 11. Subsection (a) of section 2A of chapter 65C of the General Laws, as  
148 appearing in section 36 of said chapter 50, is hereby amended by striking out the words “tax shall  
149 be reduced by an amount equal to the proportion of such allowable credit as the value of such  
150 real or tangible personal property located outside of the commonwealth bears to the value of the  
151 entire federal gross estate wherever situated, as determined under section 2011 of the Code, as in  
152 effect on December 31, 2000” and inserting in place thereof the following words:- credit shall be  
153 determined based on the value of the federal taxable estate after such estate is reduced by the  
154 value of such real or tangible personal property located outside of the commonwealth.

155 SECTION 12. Chapter 159A ½ of the General Laws is hereby amended by striking out  
156 section 12 and inserting in place thereof the following 2 sections:-



157           Section 12. (a) On the first day of each month, each transportation network company  
158 shall submit to the division, in a format approved by the division, data related to each pre-  
159 arranged ride provided in the month prior to the previous month and shall include for each pre-  
160 arranged ride: (i) the latitude and longitude for the points of the origination and termination,  
161 calculated to 0.001 decimal degrees; (ii) the date and time of the origination and termination,  
162 calculated to the nearest minute; (iii) the total cost paid by the rider for the ride; (iv) the  
163 universally-unique identifier associated with the transportation network driver; (v) the  
164 transportation network driver's city or town of residence as appearing on the driver's license; (vi)  
165 whether the rider requested a shared ride but was not successfully matched with another rider;  
166 (vii) whether the rider requested accommodation for special needs; (viii) whether the ride was  
167 provided by a wheelchair accessible vehicle; (ix) whether there were any driver or rider-initiated  
168 cancellations; (x) the total time that the transportation network driver spent on the way to pick up  
169 the rider; (xi) the total time that the transportation network driver spent providing the pre-  
170 arranged ride; (xii) the geographic position of the vehicle during the entire duration of the pre-  
171 arranged ride, provided at intervals of not less than every 60 seconds of the pre-arranged ride;  
172 (xiii) the total mileage driven by the transportation network driver while on the way to pick up  
173 the rider; (xiv) the total mileage driven by the transportation network driver while providing the  
174 pre-arranged ride; (xv) the transportation network vehicle license plate; (xvi) whether the  
175 transportation network driver is a professional driver, as advertised by the transportation network  
176 company; and (xvii) whether the pre-arranged ride was advertised by the transportation network  
177 company as a luxury or premium ride, regardless of whether the transportation network vehicle  
178 was registered as a livery vehicle; provided, however, that if the pre-arranged ride was advertised  
179 by the transportation network company as a luxury or premium ride, the data shall include the

180 factors that were considered in that designation, including, but not limited to, vehicle make,  
181 model, year and, if available, trim, whether the transportation network driver was a professional  
182 driver, as advertised by the transportation network company and whether the ride was available  
183 by an exclusive membership option.

184 (b) The division may obtain additional ride data from a transportation network company  
185 for the purposes of congestion management, which may include, but shall not be limited to: (i)  
186 the total number of transportation network drivers that utilized the transportation network  
187 vehicle's digital network within specified geographic areas and time periods as determined by  
188 the division; and (ii) the total time spent and total miles driven by transportation network drivers  
189 in such geographic areas or time periods as determined by the division while: (A) on the way to  
190 pick up a rider; or (B) engaged in a pre-arranged ride. The division shall promulgate regulations  
191 relative to data collection pursuant to this subsection prior to obtaining the data.

192 (c) Annually, not later than June 30, the division shall post on its website, in aggregate  
193 form, the total number of rides provided by all transportation network companies that originated  
194 in each city or town, each city or town where the rides originating in each city or town  
195 terminated and the average miles and minutes of the rides that originated in each city or town  
196 and terminated in each other respective city or town.

197 (d) For the purposes of congestion management, transportation planning or emissions  
198 tracking, the division may enter into confidential data-sharing agreements to share de-identified  
199 trip-level data received by the division pursuant to this section with the executive office of  
200 technology services and security, the executive office of energy and environmental affairs, the  
201 Massachusetts Department of Transportation, the Massachusetts Port Authority, the

202 Massachusetts Bay Transportation Authority, the department of environmental protection, a  
203 regional transit authority established under section 3 of chapter 161B, a regional planning agency  
204 in the commonwealth and a metropolitan planning organization in the commonwealth. The  
205 division shall prescribe the form and content of a confidential data-sharing agreement pursuant to  
206 this subsection, the manner of transmitting the information and the information security  
207 measures that shall be employed by an entity receiving the data under any such data-sharing  
208 agreement. A confidential data-sharing agreement shall specify that the information provided by  
209 the division shall be aggregated and de-identified and may be used only for the purposes set forth  
210 in the agreement. Any data received by an entity from the division through a confidential data-  
211 sharing agreement under this subsection shall not be considered a public record under clause  
212 Twenty-sixth of section 7 of chapter 4 or chapter 66 and shall not be disclosed to any person or  
213 entity other than those listed or described in the confidential data-sharing agreement; provided,  
214 however, that a state or municipal government agency or transportation planning entity may  
215 disclose conclusions and analyses derived from the information and from the data received  
216 pursuant to a confidential data-sharing agreement.

217 (e) A violation of the terms of a confidential data-sharing agreement by an entity listed in  
218 subsection (d) may result in the division declining to enter into future confidential data-sharing  
219 agreements with the violating entity and in the termination of any existing data-sharing  
220 agreement with the entity. The division shall notify each transportation network company whose  
221 data was shared in violation of the terms of a confidential data-sharing agreement of the  
222 violation, the violating entity and what data was shared. An entity listed in subsection (d) that  
223 violates the terms of a confidential data-sharing agreement shall destroy all data received as a  
224 result of the confidential data-sharing agreement.

225           Section 13. (a) The division shall establish a program to reduce greenhouse gas emissions  
226 from transportation network vehicles. To the extent permitted under federal law, the program  
227 shall establish requirements for transportation network companies, including, but not limited to,  
228 vehicle electrification and greenhouse gas emissions requirements. Such requirements shall  
229 include, but shall not be limited to, a requirement for said companies to submit biennial plans to  
230 gradually increase zero-emission transportation network vehicles and reduce greenhouse gas  
231 emissions to meet goals set by the executive office of energy and environmental affairs. If the  
232 division determines that vehicle electrification requirements alone would be sufficient to achieve  
233 the greenhouse gas emissions goals set by the executive office of energy and environmental  
234 affairs, then it may establish requirements for vehicle electrification without establishing separate  
235 requirements for greenhouse gas emissions. The division shall, to the extent practicable,  
236 minimize any negative impacts of the program on drivers from neighborhoods and municipalities  
237 that have an annual median household income of not more than 65 per cent of the statewide  
238 annual median household income.

239           (b) The division shall establish regulations to implement the program established in  
240 subsection (a).

241           SECTION 13. Section 1 of chapter 258 of the General Laws, as appearing in the 2022  
242 Official Edition, is hereby amended by striking out the words “and rail and transit  
243 administrator,”, in line 15.

244           SECTION 14. Section 4 of chapter 841 of the acts of 1975 is hereby amended by striking  
245 out the words “comprised of the secretary of communities and development or his designee” and

246 inserting in place thereof the following words:- comprised of the secretary of economic  
247 development or their designee.

248 SECTION 15. Item 1599-1952 of section 2B of chapter 151 of the acts of 2020 is hereby  
249 amended by inserting, after the words “assist municipalities”, the following words:- and tribal  
250 governments.

251 SECTION 16. Said item 1599-1952 of said section 2B of said chapter 151 is hereby  
252 further amended by striking out the words “located in a municipality”.

253 SECTION 17. Item 1599-2025 of section 2 of chapter 102 of the acts of 2021 is hereby  
254 amended by striking out the words “and provided further, that the department shall ensure  
255 geographic equity when distributing funds” and inserting in place thereof the following words:-  
256 provided further, that the department shall ensure geographic equity when distributing funds;  
257 provided further, that if the commissioner of public health, in consultation with the secretary of  
258 health and human services, determines that anticipated spending prior to the American Rescue  
259 Plan Act applicable funds obligation and expiration deadlines for a purpose is less than it is  
260 authorized to be spent in this item for that purpose, the commissioner of public health may  
261 reduce spending accordingly and transfer the anticipated unspent funds for that purpose to other  
262 purposes to support and enhance the commonwealth’s local and regional public health system;  
263 and provided further, that the commissioner of public health shall notify the house and senate  
264 committees on ways and means not less than 7 days prior to reducing or increasing spending for  
265 a particular purpose authorized in this item.

266 SECTION 18. Section 82 of said chapter 102 is hereby amended by striking out the  
267 words “and provided further, that the secretary of administration and finance may authorize the

268 transfer of funds for the 1-time payments to the items necessary to meet the necessary costs of  
269 those payments” and inserting in place thereof the following words:- provided further, that the  
270 secretary of administration and finance may authorize the transfer of funds for the 1-time  
271 payments to the items necessary to meet the necessary costs of those payments; and provided  
272 further, that the secretary of administration and finance may direct the comptroller to transfer the  
273 unobligated balance of the fund to the Transitional Escrow Fund established in section 16 of  
274 chapter 76 of the acts of 2021, as amended by section 4 of chapter 98 of the acts of 2022, or the  
275 federal COVID-19 response fund established in section 2JJJJ of chapter 29 of the General  
276 Laws.

277 SECTION 19. Section 92 of chapter 179 of the acts of 2022 is hereby amended by  
278 striking out the figure “12”, each time it appears, and inserting in place thereof, in each instance,  
279 the following figure:- 13.

280 SECTION 20. Item 1599-6077 of section 2A of chapter 268 of the acts of 2022 is hereby  
281 amended by inserting, after the words “Bliss Corner in the town of Dartmouth”, the following  
282 words:- ; provided further, that such funds may be transferred by the executive office for  
283 administration and finance to the department of environmental protection to fund assessment and  
284 other appropriate work by the department related to such residential homes.

285 SECTION 21. Said item 1599-6077 of said section 2A of said chapter 268 is hereby  
286 further amended by striking out the words “for the installation and operation of no less than 2 air  
287 quality monitoring stations in the East Boston section of Boston in cooperation with the  
288 department of environmental protection, the data from which shall be made available online to  
289 the public at regular intervals” and inserting in place thereof the following words:- by the

290 department of environmental protection to conduct air monitoring in not less than 2 locations in  
291 the East Boston section of the city of Boston for a period of not less than 2 years.

292 SECTION 22. Said item 1599-6077 of said section 2A of said chapter 268 is hereby  
293 further amended by inserting, after the words “Countryside Auto Salvage”, the following words:-  
294 ; provided further, that such funds may be transferred by the executive office for administration  
295 and finance to the department of environmental protection to fund such studies by the  
296 department.

297 SECTION 23. Item 1599-6084 of said section 2A of said chapter 268 is hereby amended  
298 by inserting, after the words “120 per cent of the area median income”, the second time they  
299 appear, the following the words:- ; provided further, that funds expended for said workforce  
300 housing program may be expended for grants, loans and other financial assistance for related  
301 construction costs incurred on or after March 3, 2021.

302 SECTION 24. Section 230 of said chapter 268 is hereby amended by inserting, after the  
303 word “Laws”, the following words:- ; and provided further, that funds appropriated in this item  
304 shall be made available until June 30, 2025.

305 SECTION 25. Item 1775-0700 of section 2 of chapter 28 of the acts of 2023 is hereby  
306 amended by striking out the figure “\$200,000”, both times it appears, and inserting in place  
307 thereof, in each instance, the following figure:- \$600,000.

308 SECTION 26. Item 3000-1042 of said section 2 of said chapter 28 is hereby amended by  
309 striking out the words “funds between” and inserting in place thereof the following words:- funds  
310 from this item to.

311 SECTION 27. Item 7003-0150 of said section 2 of said chapter 28, as most recently  
312 amended by section 2CI of chapter 77 of the acts of 2023, is hereby further amended by  
313 inserting, after the words “citizens programming”, the following words:- ; provided further, that  
314 the executive office may expend available funds in this item for costs incurred for fiscal year  
315 2022 grants.

316 SECTION 28. Item 8100-0102 of said section 2 of said chapter 28 is hereby amended by  
317 striking out the figure “\$45,000,000”, both times it appears, and inserting in place thereof, in  
318 each instance, the following figure:- \$52,000,000.

319 SECTION 29. Item 1595-1068 of section 2E of said chapter 28 is hereby amended by  
320 striking out the figure “\$441,300,000” and inserting in place thereof the following figure:-  
321 \$638,409,000.

322 SECTION 30. Said item 1595-1068 of said section 2E of said chapter 28 is hereby further  
323 amended by striking out the figure “\$505,000,000” and inserting in place thereof the following  
324 figure:- \$681,000,000.

325 SECTION 31. Item 1596-2406 of section 2F of said chapter 28 is hereby amended by  
326 adding the following words:- ; and provided further, that funds appropriated in this item shall be  
327 made available until June 30, 2025.

328 SECTION 32. Item 4003-0123 of section 2A of chapter 77 of the acts of 2023 is hereby  
329 amended by adding the following words:- ; and provided further, that funds appropriated in this  
330 item shall be made available until June 30, 2025.



331 SECTION 33. Section 218 of said chapter 77 is hereby amended by striking out the first  
332 sentence and inserting in place thereof the following sentence:- Notwithstanding any general or  
333 special law to the contrary, for fiscal year 2024, the registrar of motor vehicles shall provide  
334 quarterly reports to the commissioner of correction detailing the number of identity cards  
335 processed pursuant to the Massachusetts Identification Card Program established by the  
336 Memorandum of Understanding between the Registry of Motor Vehicles and the Department of  
337 Correction, dated October 19, 2022, and pursuant to section 8E of chapter 90 of the General  
338 Laws, for individuals released from department of correction facilities.

339 SECTION 34. (a) Notwithstanding sections 52 to 55, inclusive, of chapter 7 of the  
340 General Laws and sections 32 to 37, inclusive, of chapter 7C of the General Laws or any other  
341 general or special law to the contrary, the division of capital asset management and maintenance,  
342 using competitive proposal processes as the division considers necessary or appropriate, in  
343 consultation with the department of conservation and recreation, may lease and enter into other  
344 agreements with 1 or more bidders for 1 or more ice skating rinks and facilities for terms not to  
345 exceed 30 years for the continued use, operation, maintenance, repair and improvement of the  
346 state-owned buildings and facilities, together with the land and appurtenances associated  
347 therewith, comprising the following ice skating rinks and facilities under the care and control of  
348 the department of conservation and recreation:

349 Veterans Memorial Skating Rink, Arlington; Porazzo Memorial Rink, East Boston  
350 district, Boston; Roche Memorial Rink, West Roxbury district, Boston; Simoni Memorial Rink,  
351 Cambridge; Allied Veterans Memorial Rink, Everett; Connery Memorial Rink, Lynn; Flynn  
352 Memorial Rink, Medford; LoConte Memorial Rink, Medford; Daly Memorial Rink, Newton;  
353 Cronin Memorial Rink, Revere; Max Ulin Skating Rink, Milton; Kasabuski Arena, Saugus;

354 Veterans Memorial Rink, Somerville; Shea Memorial Rink, Quincy; Veterans Memorial Rink,  
355 Waltham; Connell Memorial Rink and Pool, Weymouth; Representative John G. Asiaf Skating  
356 Rink, Brockton; Arthur R. Driscoll Memorial Skating Rink, Fall River; Staff Sergeant Robert  
357 Pirelli Veterans Memorial Rink, Franklin; Stephen Hetland Memorial Skating Rink, New  
358 Bedford; John A. Armstrong Memorial Skating Rink, Plymouth; Theodore J. Aleixo, Jr. Skating  
359 Rink, Taunton; Veterans Memorial Skating Arena, Haverhill; John J. Janas Memorial Skating  
360 Rink, Lowell; Henry Graf, Jr., Skating Rink, Newburyport; James E. McVann and Louis F.  
361 O’Keefe Memorial Skating Rink, Peabody; Daniel S. Horgan Memorial Skating Rink, Auburn;  
362 Gardner Veterans Skating Rink, Gardner; John J. Navin Skating Rink, Marlboro; Honorable  
363 Charles J. Buffone Skating Rink, Worcester; Greenfield Area Skating Rink, Greenfield; Henry J.  
364 Fitzpatrick Skating Rink, Holyoke; Ray Smead Memorial Skating Rink, Springfield; and  
365 Vietnam Veterans Memorial Skating Rink, North Adams.

366 (b)(1) Notwithstanding any general or special law to the contrary, the lease and other  
367 agreements pursuant to subsection (a) shall be on terms acceptable to the commissioner of capital  
368 asset management and maintenance, in consultation with the commissioner of conservation and  
369 recreation and shall provide for the lessees to operate, manage, improve, repair and maintain the  
370 ice skating rinks and facilities. Any such lease or other arrangement shall include a description of  
371 the required capital improvements and, at a minimum, performance specifications. Any  
372 consideration received from the leases or other agreements shall be payable to the department for  
373 deposit in the Conservation Trust, established in section 1 of chapter 132A of the General Laws.

374 (2) There shall be an option for renewal or extension of the leases and other agreements  
375 not exceeding an additional 5 years. Such renewal or extension shall be at the discretion of the  
376 division of capital asset management and maintenance, in consultation with the department of

377 conservation and recreation, in accordance with the original lease terms and conditions or  
378 agreement terms and conditions more favorable to the commonwealth. All leases shall contain a  
379 provision that requires the lessee to carry comprehensive general liability insurance with the  
380 commonwealth named as a co-insured, protecting the commonwealth against all personal injury  
381 or property damage within the ice skating rink or on the land during the term of the lease.

382 (c) The division of capital asset management and maintenance, in consultation with and  
383 on behalf of the department of conservation and recreation, shall solicit proposals through a  
384 request for proposals, which shall include key contractual terms and conditions to be  
385 incorporated into the lease, including, but not limited to: (i) a comprehensive list of all ice  
386 skating rinks operated by the responsive bidder in the last 4 years; (ii) prior or current facilities  
387 management or experience of the responsive bidder; (iii) prior or current skating or hockey  
388 management experience of the responsive bidder; (iv) reservation policies; (v) proposed  
389 reasonable rates that ensure continued public access; (vi) required financial audits; (vii) policies  
390 to encourage use of the ice skating rink by persons of all races and nationalities; (viii) safety and  
391 security plans; (ix) seasonal opening and closing dates; (x) hours of operation; and (xi) how the  
392 operator will ensure that ice time at the ice skating rink shall be allocated to user groups in the  
393 following order of priority: (A) general public skating; nonprofit youth groups; (B) school  
394 hockey, for-profit youth groups other than non-profit youth groups; and (C) adult organizations  
395 or informal groups. Ice time may be allocated at the discretion of the operator; provided,  
396 however, that general public skating shall be booked, in 2-hour continuous blocks at a minimum  
397 of 12 hours per week, with a range of times and days which reasonably allow for public skaters  
398 of all ages to participate in public skating sessions. Every effort shall be made to balance the ice  
399 allocation needs of long-established youth organizations and newly formed youth organizations

400 in a manner that provides equal opportunity and equal access for youths of each gender. The  
401 inspector general shall review and approve any request for proposals issued by the division  
402 before issuance.

403 (d) The leases and other agreements authorized in this section shall provide that any  
404 benefits to the community and the costs of improvements and repairs made to the property  
405 provided by the lessees shall be taken into account as part of the consideration for the lease or  
406 other agreements. The lessees or the recipients of the property shall bear the costs considered  
407 necessary or appropriate by the commissioner of capital asset management and maintenance for  
408 the transactions, including, but not limited to, costs for legal work, survey, title and the  
409 preparation of plans and specifications.

410 (e) The provisions of any general or special law or rule or regulation relating to the  
411 advertising, bidding or award of contracts, to the procurement of services or to the construction  
412 and design of improvements shall not be applicable to any selected bidder which is awarded a  
413 lease pursuant to this section, except as provided in this section.

414 SECTION 35. Notwithstanding sections 32 to 37, inclusive, of chapter 7C of the General  
415 Laws, or any other general or special law to the contrary, the commissioner of capital asset  
416 management and maintenance may enter into a lease, sublease or other rental agreement with La  
417 Colaborativa, Inc., its successor or assigns, for a portion of the parking lot located adjacent to the  
418 Massachusetts information technology center located at 200 Arlington street in the city of  
419 Chelsea for a term not to exceed 10 years; provided, however, that the lease, sublease or other  
420 rental agreement shall not exceed the term of the lease by and between the division of capital  
421 asset management and maintenance and the Massachusetts Department of Transportation for the

422 premises. The lease, sublease or other rental agreement shall be on terms and conditions to be  
423 determined by the commissioner; provided, however, that the lease, sublease or other rental  
424 agreement shall be terminable, without penalty, upon 180 days' notice if the commissioner  
425 determines that there is a state agency need for the premises.

426 SECTION 36. (a) Notwithstanding sections 32 to 37, inclusive, of chapter 7C of the  
427 General Laws, chapter 59 of the acts of 2009 or any other general or special law to the contrary,  
428 the commissioner of capital asset management and maintenance may convey the parcel of land  
429 described in subsection (b), which is a portion of the land known as the Monson development  
430 center, established pursuant to chapter 275 of the acts of 1852, to the Westmass Area  
431 Development Corporation, established pursuant to chapter 192 of the acts of 1960, for  
432 redevelopment purposes. The parcel shall be conveyed by deed without warranties or  
433 representations by the commonwealth. The conveyance shall be subject to such additional terms  
434 and conditions consistent with this section as the commissioner of capital asset management and  
435 maintenance may prescribe.

436 (b) The Monson development center campus is shown on a plan entitled, "Plan of Land in  
437 Monson, MA prepared for the Commonwealth of Massachusetts, Division of Capital Asset  
438 Management & Maintenance on behalf of the Monson Development Center" prepared by  
439 Northeast Survey Consultants, dated April 12, 2023 and recorded in the Hampden county  
440 registry of deeds in plan book 397, page 121 to 125, inclusive. The parcels to be conveyed were  
441 used for state hospital purposes and are currently not in use and are more particularly shown as  
442 "Development Areas" on a sketch entitled, "Monson Development Center," which is on file with  
443 the division of capital asset management and maintenance. The commissioner of capital asset  
444 management and maintenance shall determine the exact boundaries of the parcels to be conveyed

445 pursuant to this act, which may require the completion of a survey; provided, however, that the  
446 commissioner shall not convey the parcels of land at the Monson development center campus  
447 that are: (i) the subject of chapter 181 of the acts of 2022; (ii) under the care and control of the  
448 department of agricultural resources; or (iii) otherwise subject to Article XCVII of the  
449 Amendments to the Constitution of the commonwealth.

450 (c) The consideration for the transfer authorized in subsection (a) shall be \$1.

451 (d) The commissioner of capital asset management and maintenance may retain or grant  
452 rights of way or easements for access, egress, utilities and drainage across the property described  
453 in subsection (b) and across other property owned by the commonwealth that is contiguous to the  
454 property described in said subsection (b) and may accept such rights of way or easements for  
455 access, egress, utilities and drainage as the commissioner considers necessary and appropriate to  
456 carry out this act; provided, however, that this section shall not permit the commissioner to grant  
457 rights of way or easements over land subject to Article XCVII of the Amendments to the  
458 Constitution of the commonwealth.

459 (e) Annually, not later than October 1, the Westmass Area Development Corporation  
460 shall file a report with the division of capital asset management and maintenance, the office of  
461 the inspector general and the town of Monson during the redevelopment process. The report shall  
462 detail activities undertaken by the Westmass Area Development Corporation and their successors  
463 or assigns to redevelop the site, including, but not limited to: (i) site preparation, marketing,  
464 permitting and construction activities; (ii) acquisitions and dispositions; (iii) expenditures made  
465 by the Westmass Area Development Corporation in furtherance of the redevelopment of the  
466 parcel; and (iv) any other information the commissioner of capital asset management and

467 maintenance may deem necessary. Upon completion of the redevelopment, as determined by the  
468 commissioner, the Westmass Area Development Corporation shall not be required to file said  
469 report.

470 (f) The Westmass Area Development Corporation shall be responsible for the costs and  
471 expenses of the transfer authorized in this section as determined by the commissioner of capital  
472 asset management and maintenance, including, but not limited to, the costs of any engineering,  
473 surveys, appraisals, title examinations, recording fees and deed preparation related to the  
474 conveyance of the parcel; provided, however, that if the commissioner of capital asset  
475 management and maintenance determines that the productive reuse of said parcel may be  
476 expedited by the reduction of acquisition costs, the commissioner may determine that the  
477 division of capital asset management and maintenance shall be responsible for said costs and  
478 expenses.

479 (g) Notwithstanding any general or special law to the contrary, if the commissioner of  
480 capital asset management and maintenance, in consultation with the secretary for administration  
481 and finance, determines that federal or nonprofit funding available to the Westmass Area  
482 Development Corporation for the redevelopment of the parcel described in subsection (b) may be  
483 advantageous to the redevelopment and the productive reuse of said parcel and may be expedited  
484 by the contribution of state funds, the commissioner of capital asset management and  
485 maintenance may expend not more than \$9,000,000 from item 1102-2017 of section 2 of chapter  
486 113 of the acts of 2018 as a site readiness grant to the Westmass Area Development Corporation  
487 to support the preparation of the parcel for redevelopment, including, but not limited to,  
488 demolition and environmental remediation. Annually, not later than June 30, the Westmass Area  
489 Development Corporation shall report to the division of capital asset management and

490 maintenance and the office of the inspector general detailing the site remediation progress and  
491 expenditures made by the corporation through the term of the grant.

492 SECTION 37. Notwithstanding any general or special law to the contrary, any  
493 unexpended balances, not to exceed \$40,000,000, in items 4000-0700 and 4000-1426 of section  
494 2 of chapter 28 of the acts of 2023 shall not revert to the General Fund until September 1, 2024  
495 and may be expended by the executive office of health and human services to pay for services  
496 enumerated in said items 4000-0700 and 4000-1426 provided during fiscal year 2024.

497 SECTION 38. Notwithstanding any general or special law to the contrary, for fiscal year  
498 2024, the secretary of health and human services, with the written approval of the secretary of  
499 administration and finance, may authorize transfers of surplus among items 4000-0320, 4000-  
500 0430, 4000-0500, 4000-0601, 4000-0641, 4000-0700, 4000-0875, 4000-0880, 4000-0885, 4000-  
501 0940, 4000-0950, 4000-0990, 4000-1400, 4000-1420 and 4000-1426.

502 SECTION 39. Notwithstanding any general or special law to the contrary, if, by June 30,  
503 2024, the secretary of administration and finance determines unobligated funds are available in  
504 items 1599-2026, 1599-2028, 1599-2042, 1599-2055 and 4513-0101 of section 2A of chapter  
505 102 of the acts of 2021 and items 1599-6066, 1599-6067, 1599-6069 and 1599-6074 of section  
506 2A of chapter 268 of the acts of 2022, the secretary may direct the comptroller to transfer said  
507 funds, in an amount not to exceed \$20,000,000, to the Transitional Escrow Fund established in  
508 section 16 of chapter 76 of the acts of 2021, as amended by section 4 of chapter 98 of the acts of  
509 2022, or the federal COVID-19 response fund established in section 2JJJJJ of chapter 29 of the  
510 General Laws.



511 SECTION 40. The salary adjustments and other economic benefits authorized by the  
512 following collective bargaining agreements shall be effective for the purposes of section 7 of  
513 chapter 150E of the General Laws:

514 (1) the agreement between the Commonwealth of Massachusetts and the Massachusetts  
515 Correction Officers Federated Union, Unit 04, effective from July 1, 2024 through June 30,  
516 2025;

517 (2) the agreement between the Commonwealth of Massachusetts and the Massachusetts  
518 Nurses Association, Unit 07, effective from January 1, 2024 through December 31, 2024;

519 (3) the agreement between the Commonwealth of Massachusetts Department of the  
520 Treasurer and the Coalition of Public Safety Alcoholic Beverage Control Commission  
521 Investigators Association, Unit 5, effective from July 1, 2024 through June 30, 2025;

522 (4) the agreement between the Massachusetts Board of Higher Education and the  
523 Massachusetts Community College Council, Unit MCC, effective from July 1, 2023 through  
524 June 30, 2025;

525 (5) the agreement between the Sheriff of Bristol County and the National Correctional  
526 Employees' Union, Local 135 (Ad - Tech Unit), Unit SA1, effective from July 1, 2023 through  
527 June 30, 2024;

528 (6) the agreement between the Sheriff of Bristol County and the Massachusetts  
529 Correction Officers Federated Union, Unit SA4, effective from July 1, 2023 through June 30,  
530 2024;

531 (7) the agreement between the Sheriff of Bristol County and the National Correctional  
532 Employees' Union, Local 103 (K-9 Unit), Unit SA7, effective from July 1, 2023 through June  
533 30, 2024;

534 (8) the agreement between the Sheriff of Essex County and the International Brotherhood  
535 of Correctional Officers/National Association of Government Employees (IBCO/NAGE), Local  
536 R1-71, Unit SE9, effective from July 1, 2023 through June 30, 2024;

537 (9) the agreement between the Sheriff of Middlesex County and the National Correctional  
538 Employees Union, Local 116, Unit SM6, effective from July 1, 2023 through June 30, 2024;

539 (10) the agreement between the Sheriff of Essex County and the Essex County  
540 Correctional Officer Association, Unit SE2, effective from July 1, 2024 through June 30, 2025;

541 (11) the agreement between the Sheriff of Middlesex County and the New England  
542 Benevolent Association, Local 525, Unit SM5, effective from July 1, 2024 through June 30,  
543 2025;

544 (12) the agreement between the Sheriff of Dukes County and the Massachusetts  
545 Correction Officers Federated Union, Unit SD1, effective from July 1, 2024 through June 30,  
546 2025; and

547 (13) the agreement between the Sheriff of Worcester County and the New England Policy  
548 Benevolent Association, Local 550, Unit SW6, effective from July 1, 2024 through June 30,  
549 2025.

550 SECTION 41. The salary adjustments and other economic benefits authorized by the  
551 following collective bargaining agreements shall be effective for the purposes of section 7 of  
552 chapter 150E of the General Laws:

553 (1) the agreement between the Commonwealth of Massachusetts and the National  
554 Association of Government Employees (NAGE), Units 1,3, and 6, effective from July 1, 2024  
555 through June 30, 2027;

556 (2) the agreement between the Commonwealth of Massachusetts and the Alliance,  
557 AFSCME-SEIU-Local 888, Unit 2, effective from July 1, 2024 through June 30, 2027;

558 (3) the agreement between the Sheriff of Essex County and the National Correctional  
559 Employees Union Local 121, Unit SE7, effective from July 1, 2024 through June 30, 2027;

560 (4) the agreement between the Sheriff of Essex County and the International Brotherhood  
561 of Correctional Officers/National Association of Government Employees (IBCO/NAGE), Local  
562 R1-71, Unit SE9, effective from July 1, 2024 through June 30, 2027;

563 (5) the agreement between the Massachusetts State Lottery Commission and the Service  
564 Employees International Union, Local 888, Unit LT1, effective from July 1, 2024 through June  
565 30, 2027;

566 (6) the agreement between the Commonwealth of Massachusetts and the Massachusetts  
567 Organization of State Engineers and Scientists, Unit 9, effective from July 1, 2024 through June  
568 30, 2027;

569 (7) the agreement between the Court Administrator of the Trial Court of the  
570 Commonwealth of Massachusetts and the National Association of Government Employees

571 International Union, Local 5000, Units J2C and J2P, effective from July 1, 2024 through June  
572 30, 2027; and

573 (8) the agreement between the Commonwealth of Massachusetts and the Service  
574 Employees International Union (SEIU) Local 509, Units 8 and 10, effective from January 1,  
575 2024 through December 31, 2026. SECTION 42. Section 4 is hereby repealed.

576 SECTION 43. Sections 8, 9 and 10 shall take effect on January 1, 2024.

577 SECTION 44. Section 11 shall take effect for estates of decedents dying on or after  
578 January 1, 2023.

579 SECTION 45. Section 42 shall take effect on June 30, 2029.