

SENATE No. 24

Senate, March 9, 2023 -- Text of the Senate amendment to the House Bill making appropriations for the Fiscal Year 2023 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 58) (being the text of Senate, No. 23, printed as amended)

The Commonwealth of Massachusetts

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

1 SECTION 1. To provide for supplementing certain items in the general appropriation act
2 and other appropriation acts for fiscal year 2023, the sums set forth in section 2 are hereby
3 appropriated from the General Fund unless specifically designated otherwise in this act or in
4 those appropriation acts, for the several purposes and subject to the conditions specified in this
5 act or in those appropriation acts, and subject to the laws regulating the disbursement of public
6 funds for the fiscal year ending June 30, 2023. These sums shall be in addition to any amounts
7 previously appropriated and made available for the purposes of those items. These sums shall be
8 made available through the fiscal year ending June 30, 2023.

9 SECTION 2.

10 DISTRICT ATTORNEYS

11 Cape and Islands District Attorney

12 0340-1000 Cape and Islands District Attorney \$200,000

13 OFFICE OF THE COMPTROLLER

14 1599-3384 Judgments, Settlement and Legal Fees \$8,286,615

15 EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

16 Department of Public Health

17 4513-1005 Family and Adolescent Health Services \$1,250,000

18 EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT

19 Department of Housing and Community Development

20 7004-0101 Emergency Assistance Family Shelters and Services.....\$44,938,224

21 Massachusetts Marketing Partnership

22 7008-1116.....\$2,000,000

23 EXECUTIVE OFFICE OF EDUCATION

24 Department of Early Education and Care

25 3000-1045 C3 Stabilization Grants.....\$68,000,000

26 Department of Elementary and Secondary Education

27 7053-1925 School Breakfast Program.....\$65,000,000

28 SECTION 2A. To provide for certain unanticipated obligations of the commonwealth, to
29 provide for an alteration of purpose for current appropriations, and to meet certain requirements
30 of law, the sums set forth in this section are hereby appropriated from the General Fund unless
31 specifically designated otherwise in this section, for the several purposes and subject to the

32 conditions specified in this section, and subject to the laws regulating the disbursement of public
33 funds for the fiscal year ending June 30, 2023. Except as otherwise stated, these sums shall be
34 made available through the fiscal year ending June 30, 2024.

35 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

36 Reserves

37 1599-0924 For a reserve to address the needs of homeless families and individuals;
38 provided, that funding may be expended to supplement school district costs associated with
39 additional student enrollments; provided further, that any such funds distributed to a city, town or
40 regional school district to supplement school district costs associated with additional student
41 enrollments shall be deposited with the treasurer of such city, town or regional school district and
42 held in a separate account and shall be expended by the school committee of such city, town or
43 regional school district without further appropriation, notwithstanding any general or special law
44 to the contrary; provided further, that funds in this item shall be distributed in a manner that
45 promotes geographic equity and fairly distributes school burdens and associated funding to
46 communities in which shelter capacity is increased; provided further, that the secretary of
47 administration and finance may transfer funds from this item to state agencies as defined in
48 section 1 of chapter 29 of the General Laws; and provided further, that the secretary shall notify
49 the house and senate committees on ways and means of any such transfer.....\$40,061,776

50 1599-0925 For a reserve to address the needs of newly-arrived immigrants and
51 refugees to be administered by the executive office of health and human services, in coordination
52 with the office for refugees and immigrants and the department of housing and community
53 development; provided, that funds shall be expended to support refugee resettlement agencies,

54 nonprofit organizations, community-based organizations, family resource centers and local
55 partners supporting immigrants and refugees through case management, legal screenings,
56 benefits assistance, employment services programming and other non-housing-related supports
57 for newly-arrived immigrants and refugees; provided further, that funds may be used for both
58 direct assistance and administrative costs; provided further, that funds shall be made available to
59 the executive office of health and human services for the development, in coordination with the
60 office for refugees and immigrants and the department of housing and community development,
61 of a new arrivals coordination plan to establish a more coordinated system to address the needs
62 of newly-arrived immigrants and refugees including, but not limited to: (i) timely triage; (ii)
63 social workers; (iii) medical screenings; (iv) culturally-appropriate food; (v) legal screenings and
64 referrals; and (vi) assistance with screening and enrollment for benefits through MassHealth, the
65 department of transitional assistance, the emergency housing assistance program under section
66 30 of chapter 23B of the General Laws and other state programs; provided further, that the plan
67 shall address regional equity to ensure timely intake processes for newly-arrived immigrants and
68 refugees; provided further, that in developing the plan, the executive office shall collaborate with
69 and seek input from refugee resettlement agencies, nonprofit organizations, community-based
70 organizations and local partners; provided further, that the plan shall be developed and submitted
71 to the house and senate committees on ways and means not later than June 30, 2023; and
72 provided further, that the executive office of health and human services shall submit monthly
73 reports to the house and senate committees on ways and means detailing the identified number of
74 newly-arrived immigrants and refugees entering the commonwealth until the exhaustion of funds
75 in this item.....\$7,000,000

76 1599-3068 For emergency allotments to households participating in the supplemental
77 nutrition assistance program under the federal Food and Nutrition Act of 2008, 7 U.S.C. 2011 et
78 seq., to address food needs and increased food costs; provided, that the emergency allotments
79 shall be not more than 40 per cent of the amount needed to bring the monthly benefit up to the
80 applicable maximum monthly allotment for the household size or not more than 40 per cent of
81 \$95, whichever is greater.....\$130,000,000

82 EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

83 Department of Transitional Assistance

84 4400-1030 For reimbursement to clients who have had their federal supplemental
85 nutrition assistance program payments stolen through electronic benefit transfer card skimming,
86 card cloning or other similar fraudulent electronically-based method, during the period of April
87 1, 2022 to September 30, 2022, inclusive; provided, that claims for such reimbursement must be
88 verified by the department of transitional assistance and must be reported to or identified by the
89 department not later than June 30, 2023; provided further, that reimbursements shall not exceed
90 the lesser of the amount of benefits stolen from the household, or the amount equal to 2 months
91 of the monthly allotment of the household immediately prior to the date on which the benefits
92 were stolen; and provided further, that notwithstanding the previous clause, the department may,
93 subject to the availability of funds in this item, make additional reimbursements for stolen
94 benefits available greater than the amount equal to 2 months of the monthly allotment of the
95 household immediately prior to the date on which the benefits were stolen or for the period of
96 October 1, 2022 to June 30, 2023, inclusive, to the extent that federal funds will not cover the
97 cost of reimbursement.....\$2,000,000

98 SECTION 3. To provide for a program of housing, community development, economic
99 opportunities, support for local governments, increased innovation and job creation, the sums set
100 forth in sections 3 to 3B, inclusive, for the several purposes and subject to the conditions
101 specified in this act, are hereby made available, subject to the laws regulating the disbursement
102 of public funds; provided, however, that the amounts specified in an item or for a particular
103 project may be adjusted in order to facilitate projects authorized in this act. These sums shall be
104 in addition to any amounts previously authorized and made available for these purposes.

105 EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT

106 Office of the Secretary

107 7002-8041 For the Massachusetts Technology Park Corporation established in section
108 3 of chapter 40J of the General Laws for a matching grant program that enables academic
109 institutions, nonprofit organizations, industry consortiums, federally funded research and
110 development centers and other technology-based economic development organizations to
111 compete for federal grants in technology and innovation fields including, but not limited to: (i)
112 artificial intelligence and machine learning; (ii) cybersecurity, data storage and data
113 management; (iii) quantum computing and information systems; (iv) robotics and advanced
114 automation; (v) high performance computing, semiconductors and advanced computer hardware;
115 (vi) blockchain; (vii) supply chain; (viii) clean energy, clean energy research, energy storage,
116 batteries and electric vehicle components, technology and infrastructure; (ix) food security; and
117 (x) advanced materials; provided, that the matching grant program may also enable participation
118 of these entities in associated workforce development federal grant programs; and provided
119 further, that not more than 15 days after any competitive application is submitted for federal

120 funds proposing the use of state matching funds from this item, the executive office of housing
121 and economic development shall submit a summary of the application to the house and senate
122 committees on ways and means.....\$200,000,000

123 7002-8042 To provide funds to the Massachusetts Broadband Incentive Fund
124 established in section 6C of chapter 40J of the General Laws for capital repairs and
125 improvements to broadband infrastructure owned by the Massachusetts Technology Park
126 Corporation established by section 3 of said chapter 40J.....\$9,300,000

127 7002-8043 For the Massachusetts Technology Park Corporation established in
128 section 3 of chapter 40J of the General Laws for matching grants that support collaboration
129 among manufacturers located in the commonwealth and institutions of higher education,
130 nonprofit organizations and other public or quasi-public entities in the commonwealth; provided,
131 that eligible grantees shall include private businesses; provided further, that grants shall be
132 awarded and administered consistent with the strategic goals and priorities of the Massachusetts
133 advanced manufacturing collaborative established in section 10B of chapter 23A of the General
134 Laws; provided further, that grants made for the purchase of equipment to be owned by, leased to
135 or located within the premises of a private businesses shall be made in support of a partnership
136 with an institution of higher education or nonprofit corporation with a mission of supporting
137 manufacturing in the commonwealth; provided further, that a private university or business
138 entity shall not be eligible for a grant unless the Massachusetts Technology Park Corporation has
139 made a finding that a grant to such university or entity will result in a significant public benefit
140 and the private benefit is incidental to a legitimate public purpose; and provided further, that
141 grants shall be awarded in a manner that promotes geographic, social, racial and economic
142 equity.....\$14,000,000

143 7002-8047 For matching grants to support advanced manufacturing projects in
144 partnership with institutions of higher education, including state and municipal colleges and
145 universities, nonprofit organizations and other public or quasi-public entities; provided, that such
146 projects shall be in alignment with a Manufacturing USA institute.....\$15,000,000

147 7002-8048 For the MassWorks infrastructure program established by section 63 of
148 chapter 23A of the General Laws.....\$400,000,000

149 7002-8049 To enable public entities and other eligible entities within the
150 commonwealth to provide matching funds necessary to receive federal funding for broadband
151 infrastructure, equity, access and deployment.....\$30,000,000

152 7002-8051 For a program to provide assistance to projects that will improve,
153 rehabilitate or redevelop blighted, abandoned, vacant or underutilized properties to achieve the
154 public purposes of eliminating blight, increasing housing production, supporting economic
155 development projects, increasing the number of commercial buildings accessible to persons with
156 disabilities and conserving natural resources through the targeted rehabilitation and reuse of
157 vacant and underutilized property; provided, that such assistance shall take the form of a grant or
158 a loan provided to a municipality or other public entity, a community development corporation,
159 nonprofit entity or for-profit entity; provided further, that eligible uses of funding shall include,
160 but not be limited to: (i) improvements and additions to or alterations of structures and other
161 facilities necessary to comply with requirements of building codes; (ii) efforts to comply with
162 fire or other life safety codes and regulations pertaining to accessibility for persons with
163 disabilities; (iii) efforts to comply with code or regulatory compliance when compliance is
164 required in connection with a new commercial residential or civic use of such structure or

165 facility; and (iv) the targeted removal of existing underutilized structures or facilities to create or
166 activate publicly-accessible recreational or civic spaces; provided further, that funding shall be
167 awarded on a competitive basis in accordance with guidelines developed by the Massachusetts
168 Development Finance Agency established in section 2 of chapter 23G of the General Laws;
169 provided further, that financial assistance offered pursuant to this line item may be administered
170 by the executive office of housing and economic development through a contract with the
171 Massachusetts Development Finance Agency; provided further, that the executive office or the
172 Massachusetts Development Finance Agency may establish additional program requirements
173 through regulations or policy guidelines; provided further, that financial assistance offered
174 pursuant to this item shall be awarded, to the extent feasible, in a manner that reflects geographic
175 and demographic diversity and social, racial and economic equity within the commonwealth; and
176 provided further, that program funds, not to exceed 5 per cent of the total assistance made during
177 the fiscal year, may be used for the reasonable costs of administering the program....\$34,000,000

178 SECTION 3A.

179 EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT

180 Department of Housing and Community Development

181 7004-8026 For the Smart Growth Housing Trust Fund established in section 35AA of
182 chapter 10 of the General Laws.....\$8,000,000

183 SECTION 3B.

184 TREASURER AND RECEIVER GENERAL

185 0640-1006 For the Massachusetts Clean Water Trust established in section 2 of
186 chapter 29C of the General Laws for deposit in the Water Pollution Abatement Revolving Fund
187 established in section 2L of chapter 29 of the General Laws for application by the trust for the
188 purposes specified in section 5 of said chapter 29C, any portion of which may be used as a
189 matching grant by the commonwealth to federal capitalization grants received under Title VI of
190 the federal Clean Water Act, Public Law 92-500, or for deposit in the Drinking Water Revolving
191 Fund established in section 2QQ of said chapter 29 for application by the trust for the purposes
192 specified in section 18 of said chapter 29C, any portion of which may be used as a matching
193 grant by the commonwealth to federal capitalization grants received under the federal Safe
194 Drinking Water Act, Public Law 93-523; provided, that funds may be used to assist homeowners
195 in complying with the revised Title 5 of the state environmental code for subsurface disposal of
196 sanitary waste; and provided further, that funds may be expended for the costs of projects and
197 programs included in the federal Infrastructure Investment and Jobs Act of 2021, Public Law No.
198 117-58.....\$104,000,000

199 SECTION 4. Section 9 of chapter 6C of the General Laws, as appearing in the 2020
200 Official Edition, is hereby amended by striking out subsection (e) and inserting in place thereof
201 the following subsection:-

202 (e) The director shall submit a report of the unit’s activities for the preceding calendar
203 year, including, but not limited to, findings referred to the inspector general for investigation, to
204 the inspector general for inclusion in the annual report pursuant to section 12 of chapter 12A.
205 The inspector general shall submit the annual report to the joint committee on transportation not
206 later than April 30 of each year. The secretary shall make the annual report and all such reports
207 from previous years publicly available on the department’s website.

208 SECTION 5. Section 72 of chapter 22C of the General Laws, as so appearing, is hereby
209 amended by striking out subsection (e) and inserting in place thereof the following subsection:-

210 (e) The director shall submit a report of the unit’s activities for the preceding calendar
211 year, including, but not limited to, findings referred to the inspector general for investigation, to
212 the inspector general for inclusion in the annual report pursuant to section 12 of chapter 12A.
213 The inspector general shall submit the annual report to the joint committee on public safety and
214 homeland security not later than April 30 of each year. The department shall make the annual
215 report and all such reports from previous years publicly available on the department’s website.

216 SECTION 6. Section 3 of chapter 23N of the General Laws, as inserted by section 5 of
217 chapter 173 of the acts of 2022, is hereby amended by striking out the definition of
218 “Occupational license” and inserting in place thereof the following definition:-

219 “Occupational license”, a license required to be held by an employee of an operator when
220 the employee performs duties directly related to the operation of sports wagering in the
221 commonwealth and performs one of the following, or equivalent, roles: (i) general manager; (ii)
222 assistant general manager; (iii) gaming or sports wagering manager; (iv) chief of security; (v)
223 chief surveillance officer; (vi) chief compliance officer; (vii) principal executive officer; (viii)
224 principal accounting officer; (ix) chief information officer; (x) chief technology officer; (xi)
225 electronic gaming device manager; (xii) information technology manager; (xiii) software
226 development manager; (xiv) shift supervisor of an in-person sports wagering department; or (xv)
227 shift supervisor in the surveillance, cage or player development departments.

228 SECTION 7. Section 5 of said chapter 23N, as so inserted, is hereby amended by striking
229 out subsection (b) and inserting in place thereof the following subsection:-

230 (b) The commission shall not grant an operator license until it determines that each
231 person who has control of the applicant meets all qualifications for licensure. For the purposes of
232 this chapter, the following shall be considered to have control of an applicant:

233 (i) a person who owns not less than 10 per cent of a corporate applicant; provided,
234 however, that a bank or other licensed lending institution that holds a mortgage or other lien
235 acquired in the ordinary course of business shall not be considered to have control of an
236 applicant;

237 (ii) a person who holds a beneficial or proprietary interest of not less than 10 per cent of
238 an applicant's business;

239 (iii) if the applicant is a corporation, a person with the following relationship to the
240 corporation: (A) president; (B) chief executive officer; (C) chief operating officer; (D) chief
241 financial officer; (E) treasurer; (F) secretary; (G) each inside director; or (H) chair of the board of
242 directors;

243 (iv) if the applicant is a limited liability corporation, a person with the following
244 relationship to the limited liability corporation: (A) each member; (B) each manager; or (C) any
245 transferee of a member's interest; or

246 (v) if the applicant is a partnership, each partner in the partnership.

247 SECTION 8. Paragraph (1) of subsection (c) of said section 5 of said chapter 23N, as
248 amended by section 36 of chapter 268 of the acts of 2022, is hereby further amended by inserting
249 after the figure "(b)" the following words:- or any applicant for an occupational license as
250 defined in section 3.

251 SECTION 9. Section 8 of said chapter 23N, as inserted by section 5 of chapter 173 of the
252 acts of 2022, is hereby amended by striking out subsection (d) and inserting in place thereof the
253 following 2 subsections:-

254 (d) Upon receipt of an application for an occupational license, the commission shall
255 investigate each applicant, including, but not limited to: (i) obtaining criminal offender record
256 information from the department of criminal justice information services; and (ii) exchanging
257 fingerprint data and criminal history with the department of state police and the United States
258 Federal Bureau of Investigation pursuant to subsection (c) of section 5.

259 (e) Not later than March 1 of the third calendar year following the issuance or renewal of
260 an occupational license, an occupational license holder shall pay a nonrefundable license renewal
261 fee of \$100 and submit a renewal application on a form established by the commission. An
262 employer may pay the license renewal fee on behalf of the licensed employee.

263 SECTION 10. Section 8K of chapter 26 of the General Laws, as inserted by section 22 of
264 chapter 177 of the acts of 2022, is hereby amended by striking out the words “42 U.S.C.
265 18031(j)”, each time they appear, and inserting in place thereof, in each instance, the following
266 words:- 42 U.S.C. 300gg-26.

267 SECTION 11. Section 2LLLLL of chapter 29 of the General Laws, as amended by
268 section 21 of chapter 126 of the acts of 2022, is hereby further amended by striking out the word
269 “subject” and inserting in place thereof the following words:- not subject.

270 SECTION 12. Subsection (a) of section 22B of chapter 32A of the General Laws, as
271 inserted by section 26 of chapter 177 of the acts of 2022, is hereby amended by striking out the

272 words “42 U.S.C. 18031 (j)” and inserting in place thereof the following words:- 42 U.S.C.
273 300gg-26.

274 SECTION 13. Subsection (a) of section 14A of chapter 94G of the General Laws, as
275 inserted by section 18 of chapter 180 of the acts of 2022, is hereby amended by adding the
276 following sentence:- Expenditures from the fund shall not be subject to appropriation.

277 SECTION 14. Subsection (a) of section 65G of chapter 112 of the General Laws, as
278 inserted by section 36 of chapter 177 of the acts, is hereby amended by striking out the definition
279 of “Board of registration” and inserting in place thereof the following definition: -

280 “Board of registration”, a board of registration: (i) serving in the department pursuant to
281 section 9 of chapter 13; provided, however, that this shall not include the board of registration as
282 established under section 10 of said chapter 13; (ii) serving pursuant to section 76 of said chapter
283 13; (iii) serving pursuant to section 80 of said chapter 13; (iv) serving pursuant to section 88 of
284 said chapter 13; or (v) serving under the supervision of the commissioner pursuant to section 1 of
285 this chapter.

286 SECTION 15. Section 7.08 of chapter 156D of the General Laws, as appearing in the
287 2020 Official Edition, is hereby amended by striking out, in lines 6 and 7, the words “, unless the
288 corporation is a public corporation”.

289 SECTION 16. Subsection (g) of section 14 of chapter 176O of the General Laws, as
290 added by section 70 of chapter 177 of the acts of 2022, is hereby amended by striking out the
291 words “42 U.S.C. 18031(j)” and inserting in place thereof the following words:- 42 U.S.C.
292 300gg-26.

293 SECTION 17. Section 6A of chapter 180 of the General Laws, as appearing in the 2020
294 Official Edition, is hereby amended by adding the following 2 paragraphs:-

295 The board of directors may, unless otherwise provided in the articles of organization or
296 by-laws, authorize any annual, regular or special meeting of members to be held in person at a
297 physical location, by means of remote communication or by a hybrid model with both a physical
298 location and a means of remote communication. Subject to the articles of organization, by-laws,
299 guidelines or procedures as the board of directors may adopt, members not physically present at
300 the designated location of a meeting of the members may, by means of remote communication:
301 (i) participate in a meeting of members; and (ii) be deemed, to the same extent as members
302 physically present at a designated location, to be: (A) present; and (B) authorized to vote.

303 Pursuant to the fifth paragraph, the corporation shall implement reasonable measures to:

304 (i) verify that each person deemed present and authorized to vote at the meeting by means
305 of remote communication is a member;

306 (ii) provide members a reasonable opportunity to participate in the meeting and vote on
307 matters submitted to the members, including an opportunity to read or hear the proceedings of
308 the meeting substantially concurrently with such proceedings; and

309 (iii) maintain a record of any vote or other action a member takes at a meeting by means
310 of remote communication.

311 SECTION 18. Chapter 221 of the General Laws is hereby amended by inserting after
312 section 46D the following section:-

313 Section 46E. (a) With respect to real estate closings involving the use of communication
314 technology, as defined in chapter 222, the following words, as used in this section, shall have the
315 following meanings unless the context clearly requires otherwise:

316 “Closing”, the consummation of a transaction between parties for the purpose of granting
317 a mortgage or otherwise transferring title to a 1 to 4, inclusive, family residential dwelling,
318 including the execution of documents necessary to accomplish the valid and proper transfer of
319 title and the transfer of the consideration for the conveyance, whether done simultaneously with
320 or subsequent to the execution of documents for the transfer of title; provided, however, that a
321 “closing” shall not include any transaction in which the consideration for the transfer of title is
322 evidenced solely by a home equity loan or line of credit that is: (i) secured by a mortgage on a 1
323 to 4, inclusive, family residential dwelling; (ii) does not involve the issuance of a lender’s or
324 mortgagee’s policy of title insurance in connection with such transaction; and (iii) is to be
325 retained by the lender and not sold on the secondary mortgage market.

326 “Creditor”, a person or entity that holds or controls, partially, wholly, indirectly, directly
327 or in a nominee capacity, a mortgage loan securing real property, including, but not limited to, an
328 originator, holder, investor, assignee, successor, trust, trustee, nominee holder, Mortgage
329 Electronic Registration System or mortgage servicer, including the Federal National Mortgage
330 Association or the Federal Home Loan Mortgage Corporation; provided, however, that
331 “creditor” shall also include any servant, employee, representative or agent of a creditor.

332 (b) Notwithstanding any general or special law to the contrary, no person, unless that
333 person has been admitted as an attorney in the commonwealth and has not been disqualified from
334 the practice of law due to resignation, disbarment or suspension or placed on inactive status,

335 shall: (i) direct or manage a closing; or (ii) take the following actions in preparation for, or in
336 furtherance of, a closing:

337 (1) give or furnish legal advice as to the legal status of title;

338 (2) ensure that the seller or the borrower-mortgagor in a mortgage refinancing transaction
339 is in a position to convey marketable title to the residential property at issue;

340 (3) issue a certification of title pursuant to section 70 of chapter 93;

341 (4) draft a deed to real property on behalf of another;

342 (5) ensure that the documents necessary for the transfer of title are executed and
343 acknowledged in accordance with the laws of the commonwealth; provided, however, a non-
344 attorney may take such action under the direction or supervision of an attorney; or

345 (6) disburse, or manage the disbursement of, consideration for the conveyance.

346 (c) The attorney general may initiate an action, including a petition for injunctive relief,
347 against any person or creditor whose violation of this section is part of a pattern, or consistent
348 with a practice, of noncompliance. The supreme judicial court and the superior court department
349 of the trial court of the commonwealth shall have concurrent jurisdiction in equity. A person
350 having an interest or right that is or may be adversely affected by a violation of this section may
351 initiate an action against the person or creditor for private monetary remedies.

352 SECTION 19. Chapter 222 of the General Laws is hereby amended by striking out
353 section 1, as appearing in the 2020 Official Edition, and inserting in place thereof the following
354 section:-

355 Section 1. For the purposes of this chapter, the following words shall have the following
356 meanings unless the context clearly requires otherwise:

357 “Acknowledgment”, a notarial act in which an individual, at a single time appears in
358 person before a notary public, is identified by the notary public through satisfactory evidence of
359 identity and presents a document or electronic record to the notary public and indicates to the
360 notary public that the signature on the document or record before the notary was voluntarily
361 affixed by the individual for the purposes stated within the document or electronic record or that
362 the signature on the document or electronic record was the individual’s free act and deed and, if
363 applicable, that the individual was authorized to sign in a particular representative capacity.

364 “Affirmation”, a notarial act, or part thereof, that is legally equivalent to an oath and in
365 which an individual, at a single time appears in person before a notary public, is identified by the
366 notary public through satisfactory evidence of identity and makes a vow of truthfulness or
367 fidelity while appearing before the notary public under the penalties of perjury without invoking
368 a deity.

369 “Appears in person”, “appears personally” or “personally appears”, (i) being in the same
370 physical location as another individual and close enough to see, hear, communicate with and
371 exchange tangible identification credentials with that individual; or (ii) interacting with a
372 remotely-located individual by means of communication technology in compliance with section
373 28.

374 “Capable of independent verification”, the ability to confirm the validity of an electronic
375 notarial act, including the electronic signature and seal, through a publicly accessible system, in

376 compliance with industry standard technology as approved by the secretary of the
377 commonwealth.

378 “Communication technology”, an electronic device or process that allows a notary public
379 and a remotely-located individual to communicate with each other simultaneously by sight and
380 sound and, when necessary and consistent with other applicable laws, facilitates communication
381 with a remotely-located individual with a vision, hearing or speech impairment.

382 “Copy certification”, a notarial act in which a notary public is presented with a document
383 that the notary public copies, or that the notary supervises someone else copying, by a
384 photographic or electronic copying process and compares the original document to the copy and
385 determines that the copy is accurate and complete.

386 “Credential analysis”, a process or service that meets guidelines established by the
387 secretary through which a third person affirms the validity of a current government-issued
388 identification credential by review of public or proprietary data sources.

389 “Credible witness”, an honest, reliable and impartial person who personally knows an
390 individual appearing before a notary and who takes an oath or affirmation before the notary to
391 vouch for that individual’s identity.

392 “Dynamic knowledge-based authentication”, a form of identity proofing based on a set of
393 questions that pertain to an individual and are formulated from public or proprietary data
394 sources.

395 “Electronic”, relating to technology having electrical, digital, magnetic, wireless, optical,
396 electromagnetic or similar capabilities.

397 “Electronic record”, information that is created, generated, sent, communicated, received
398 or stored by electronic means.

399 “Electronic signature”, an electronic sound, symbol or process that is attached to or
400 logically associated with a contract or other record and executed or adopted by a person with the
401 intent to sign the record.

402 “Foreign state”, a jurisdiction other than the United States, a state or a federally
403 recognized Indian tribe.

404 “Identity proofing”, a process or service that meets the guidelines established by the
405 secretary by which a third party provides a notary public with a means to verify the identity of a
406 remotely-located individual by a review of personal information from public or private data
407 sources, which may include credential analysis, dynamic knowledge-based authentication,
408 analysis of biometric data, including, but not limited to, facial recognition, voiceprint analysis or
409 fingerprint analysis, or other means permitted by the secretary.

410 “Journal”, a chronological record of notarial acts performed by a notary public.

411 “Jurat”, a notarial act in which an individual, at a single time, appears in person before a
412 notary public, is identified by the notary public through satisfactory evidence of identity and: (i)
413 presents a document or electronic record; (ii) signs the document or electronic record in the
414 presence of the notary public; and (iii) takes an oath or affirmation before the notary public
415 vouching for the truthfulness or accuracy of the contents of the signed document or electronic
416 record.

417 “Notarial act” or “notarization”, an act that a notary public is empowered to perform,
418 including acts performed electronically in accordance with this chapter.

419 “Notarial certificate”, the part of, or attachment to, a notarized document or electronic
420 record for completion by the notary public that bears the notary public’s signature and seal and
421 states the venue, date and facts that are attested by the notary public in a particular notarial act or
422 notarization.

423 “Notary public” or “notary”, a person commissioned to perform official acts pursuant to
424 Article IV of the Amendments of the Constitution of the Commonwealth.

425 “Notarial seal”, (i) a physical image or impression affixed, stamped or embossed on a
426 tangible record; or (ii) an electronic image attached to, or logically associated with, an electronic
427 record.

428 “Oath”, a notarial act, or part thereof, that is legally equivalent to an affirmation and in
429 which an individual, at a single time, appears in person before a notary public, is identified by
430 the notary public through satisfactory evidence of identity and takes a vow of truthfulness or
431 fidelity under the penalties of perjury by invoking a deity.

432 “Official misconduct”, a violation of sections 13 to 24, inclusive, or any other general or
433 special law in connection with a notarial act or a notary public’s performance of an official act in
434 a manner found to be grossly negligent or against the public interest.

435 “Personal knowledge of identity”, familiarity with an individual resulting from
436 interactions with that individual over a period of time sufficient to ensure beyond doubt that the
437 individual is the person whose identity is claimed.

438 “Principal”, a person whose signature is notarized or a person taking an oath or
439 affirmation before a notary public.

440 “Record”, information that is inscribed on a tangible medium or that is stored in an
441 electronic or other medium and is retrievable in perceivable form.

442 “Regular place of work or business”, a place where an individual spends a substantial
443 portion of their working or business hours.

444 “Remotely-located individual”, an individual who is not in the physical presence of the
445 notary public who performs a notarial act pursuant to section 28.

446 “Satisfactory evidence of identity”, identification of an individual based on: (i) at least 1
447 current document issued by a United States or state government agency bearing the photographic
448 image of the individual’s face and signature; (ii) the oath or affirmation of a credible witness
449 unaffected by the document or transaction who is personally known to the notary public and who
450 personally knows the individual; or (iii) identification of an individual based on the notary
451 public’s personal knowledge of the identity of the principal; provided, however, that for a person
452 who is not a United States citizen, “satisfactory evidence of identity” shall mean identification of
453 an individual based on a valid passport or other government-issued document evidencing the
454 individual’s nationality or residence and which bears a photographic image of the individual’s
455 face and signature; provided further, that for purposes of a notarial act performed using
456 communication technology for a remotely-located individual, “satisfactory evidence of identity”
457 shall be determined pursuant to section 28.

458 “Secretary”, the secretary of the commonwealth.

459 “Signature witnessing”, a notarial act in which an individual, at a single time, appears in
460 person before a notary public, is identified by the notary public through satisfactory evidence of
461 identity and presents a document or electronic record and signs the document or electronic record
462 in the presence of the notary public.

463 “Tamper evident”, the use of a set of applications, programs, hardware, software or other
464 technologies that will display evidence of any changes to an electronic record.

465 “Tangible journal”, a journal created on a fixed tangible medium in a permanent bound
466 register with numbered pages.

467 “United States”, a location within the geographic boundaries of the United States, Puerto
468 Rico, the United States Virgin Islands and any territory, insular possession or other location
469 subject to the jurisdiction of the United States.

470 SECTION 20. Section 1A of said chapter 222, as so appearing, is hereby amended by
471 striking out, in line 6, the figure “26” and inserting in place thereof the following figure:- 29.

472 SECTION 21. Section 8 of said chapter 222, as so appearing, is hereby amended by
473 striking out subsection (b) and inserting in place thereof the following subsection:-

474 (b)(1) A notary public shall keep an official notarial seal that shall be the exclusive
475 property of the notary public. A notary public shall not permit another to use such notarial seal.
476 A notary public shall obtain a new seal upon renewal of the commission, upon receipt of a new
477 commission or if the name of the notary public has changed. The notarial seal shall include: (i)
478 the notary public’s name exactly as indicated on the commission; (ii) the words “notary public”
479 and “Commonwealth of Massachusetts” or “Massachusetts”; (iii) the expiration date of the

480 commission in the following words: “My commission expires ___”; and (iv) a facsimile of the
481 seal of the commonwealth.

482 (2) If a notarial seal that requires ink is employed, black ink shall be used. The seal of a
483 notary public may be a digital image that appears in the likeness or representation of a traditional
484 physical notary public seal. Only the notary public whose name and registration number appear
485 on an electronic seal shall affix said seal. If the seal is electronically generated, it shall include
486 the words “Electronically affixed”. The requirements of this subsection shall be satisfied by
487 using a seal that includes all of the information required by this section. Failure to comply with
488 this section shall not affect the validity of any instrument or the record thereof.

489 (3) A notary public shall attach or logically associate the notary public’s electronic
490 signature and electronic seal to an electronic record that is the subject of a notarial act by use of
491 the digital certificate in a matter that is capable of independent verification and renders any
492 subsequent change or modification to the electronic document tamper evident.

493 SECTION 22. Section 16 of said chapter 222, as so appearing, is hereby amended by
494 inserting after the word “notarization”, in line 3, the following words:- , except as specifically
495 provided in this chapter.

496 SECTION 23. Said section 16 of said chapter 222, as so appearing, is hereby further
497 amended by inserting after the word “services”, in line 27, the following words:- ; provided
498 further, that a notary public shall not be precluded from receiving a technology services fee that
499 has been clearly disclosed in advance to the person requesting the service and that technology
500 services fee reflects the actual reasonable cost to the notary public of utilizing a third-party

501 technology service provider; and provided further, that the secretary may set reasonable limits on
502 such technology services fee.

503 SECTION 24. Section 18 of said chapter 222, as so appearing, is hereby amended by
504 adding the following subsection:-

505 (e)(1) Whenever the secretary has cause to believe that a notary public registered
506 pursuant to section 28 has engaged in a pattern of conduct or a standard, practice or procedure
507 that the secretary determines is contrary to section 46E of chapter 221, the secretary may order
508 the notary public to comply with the law. The secretary may adopt regulations governing
509 administrative proceedings under this section.

510 (2) The attorney general may enforce an order issued by the secretary pursuant to this
511 section by civil action as provided in section 46E of chapter 221.

512 (3) The remedies provided by this section shall not limit the availability of judicial
513 remedies to any person or official.

514 SECTION 25. Subsection (a) of section 22 of said chapter 222, as so appearing, is hereby
515 amended by striking out the second sentence and inserting in place thereof the following 3
516 sentences:- A journal may be created on a fixed tangible medium or in an electronic format. If
517 the journal is maintained on a tangible medium, it shall be a permanent, bound register with
518 numbered pages. If the journal is maintained in an electronic format, it shall be in a permanent,
519 tamper-evident electronic format complying with the rules of the secretary.

520 SECTION 26. Said section 22 of said chapter 222, as so appearing, is hereby further
521 amended by striking out, in lines 6 and 7, the words “active journal at the same time” and

522 inserting in place thereof the following words:- tangible journal at any time. A notary may keep
523 more than 1 electronic journal; provided, however, that each electronic journal shall conform to
524 the requirements of subsection (a).

525 SECTION 27. Clause (v) of subsection (c) of said section 22 of said chapter 222, as so
526 appearing, is hereby amended by striking out subclauses (3) and (4) and inserting in place thereof
527 the following 3 subclauses:- (3) a notation indicating whether the notarial act was conducted in
528 person or remotely; (4) the fee, if any, charged for the notarial act; and (5) the address where the
529 notarization was performed; provided, however, that if the notarial act was performed remotely,
530 the notary shall include the address of the notary and each principal and witness.

531 SECTION 28. Said section 22 of said chapter 222, as so appearing, is hereby further
532 amended by striking out, in lines 51 and 57, in each instance, the word “state”.

533 SECTION 29. Said section 22 of said chapter 222, as so appearing, is hereby further
534 amended by striking out subsection (i) and inserting in place thereof the following subsection:-

535 (i) If not in use, a journal shall be kept under the exclusive control of the notary public or
536 a third-party technology service provider designated by the notary public; provided, however,
537 that there is a mutual agreement by both the notary public and the third-party service provider;
538 and provided further, that a journal shall not be used by any other notary public or surrendered to
539 an employer upon termination of employment.

540 SECTION 30. Said chapter 222 is hereby further amended by adding the following 3
541 sections:-

542 Section 27. (a) A notary public may select 1 or more tamper-evident technologies to
543 perform notarial acts with respect to electronic records. A person shall not require a notary public
544 to perform a notarial act with respect to an electronic record with a technology that the notary
545 public has not selected. Any technology approved by the secretary pursuant to subsection (h) of
546 section 28 and selected by a notary public shall require the notary public's electronic signature
547 and electronic seal to be: (i) unique to the notary public; (ii) capable of independent verification;
548 (iii) retained under the sole control of the notary public; and (iv) attached to or logically
549 associated with the electronic record in a tamper-evident manner.

550 (b) A tangible copy of an electronic record shall be accepted as the equivalent of an
551 original document for purposes of recording said copy; provided, however, that the: (i) copy
552 contains a notarial certificate that satisfies all requirements for an original document to be
553 accepted for recording; (ii) copy satisfies all requirements for recording an original document set
554 forth in chapter 183 and chapter 185, as applicable; and (iii) the notary public executing the
555 notarial certificate certifies that the tangible copy is an accurate copy of the electronic record.

556 Section 28. (a) A notary public physically located in the commonwealth may perform a
557 notarial act using communication technology for a remotely-located individual who is the
558 principal in a notarial act if the notary public:

559 (i)(A) has personal knowledge of the identity of the remotely-located individual; (B) has
560 identified the remotely-located individual by means of an oath or affirmation of a credible
561 witness unaffected by the document or transaction who is personally known to the notary public
562 and who personally knows the remotely-located individual; or (C) can reasonably identify the

563 remotely-located individual by not less than 2 different types of identity proofing processes or
564 services;

565 (ii) is able to execute the notarial act in a single, real-time session;

566 (iii) is reasonably able to confirm that a record before the notary public is the same record
567 in which the remotely-located individual made a statement or on which the remotely-located
568 individual executed a signature; and

569 (iv) the notary public, or a person acting on behalf of the notary public, creates an audio-
570 visual recording of the performance of the notarial act.

571 (b) A notary public physically located in the commonwealth may perform a notarial act
572 using communication technology for a remotely-located individual who is the principal in a
573 notarial act and is located outside the United States if the: (i) record is to be filed with or relates
574 to a matter before a public official or court, governmental entity or other entity subject to the
575 jurisdiction of the United States or involves property located in the territorial jurisdiction of the
576 United States or a transaction substantially connected with the United States; and (ii) act of
577 making the statement or signing the record is not prohibited by the foreign state in which the
578 remotely-located individual is located.

579 (c) A notary public shall not use communication technology to notarize a record related
580 to the electoral process or a will, codicil or document purporting to be a will or codicil.

581 (d) Before a notary public performs the notary public's initial notarization using
582 communication technology, the notary public shall: (i) register as a remote notary with the
583 secretary; (ii) inform the secretary that the notary public will perform remote notarizations; and

584 (iii) identify the communication technology that the notary public intends to use. The
585 communication technology shall conform to the requirements of this chapter and any rules
586 adopted by the secretary. The notice shall be submitted in the form prescribed by the secretary
587 and shall: (A) include an affirmation that the notary public has read and will comply with this
588 section and all rules adopted by the secretary; (B) be accompanied by proof that the notary public
589 has successfully completed any training and examination that the secretary may require; and (C)
590 identify a usual place of business in the commonwealth or, if a foreign entity, identify a
591 registered agent, and in either case identify an address for service of process in connection with a
592 civil action or other proceeding.

593 (e) If a notarial act is performed pursuant to this section, the certificate of notarial act
594 required by section 15 shall indicate that the notarial act was performed remotely using
595 communication technology and identify the venue for the notarial act as the county within the
596 commonwealth where the notary public was physically located while performing the notarial act.

597 (f) A notary public, a guardian, conservator or agent of a notary public or a personal
598 representative of a deceased notary public shall retain the audio-visual recording created under
599 clause (iv) of subsection (a) or cause the recording to be retained by a repository designated by
600 or on behalf of the person required to retain the recording. The recording shall be retained for 10
601 years after the recording is made.

602 (g) Upon request, the notary public shall make available electronic copies of the pertinent
603 entries in the electronic journal and provide access to any related audio-video communication
604 recording to the following persons: (i) the parties to an electronic record notarized by the notary
605 public; (ii) the title insurer reviewing an insured transaction in the context of an audit of its agent,

606 if the agent conducted the electronic notarial act as an element of the insured transaction; and
607 (iii) any other persons pursuant to a subpoena, court order, law enforcement investigation or
608 other lawful inspection demand.

609 (h) (1) The secretary shall establish standards for the communication technologies and
610 approval of said technologies for use by notaries public commissioned by the commonwealth.
611 The standards shall conform with national standards, including, but not limited to, standards
612 pertaining to identity proofing and the use of audio-video communication technology.

613 (2) The communication technology shall have satisfied tamper-evident technology
614 requirements by use of technology that renders any subsequent change or modification to the
615 electronic record evident.

616 (i) With respect to notarial acts conducted during a closing, as defined in section 46E of
617 chapter 221, the communication technology shall be engaged by the closing attorney with the
618 approval of the lender. Upon successful verification of the identity of the remotely-located
619 individual by the notary as required by clause (i) of subsection (a), such attorney, or the attorney
620 directing or managing the closing who is directly supervising a non-attorney notary public, shall
621 enter and affirm the attorney's board of bar overseers registration number prior to the conduct of
622 the first notarial act. The communication technology shall record such information in a manner
623 that is logically associated with the transaction and shall retain such information for the same
624 length of time and in the same manner as it retains all other information regarding the notarial
625 act.

626 (j) In addition to any coverage it elects to provide for individual notaries public,
627 maintenance of errors and omissions insurance coverage by a communication technology service

628 provider shall be provided in a total amount of not less than \$250,000 in the annual aggregate
629 with respect to potential errors or omissions in or relating to the technology or processes
630 provided by the communication technology service provider. A notary public shall not be
631 responsible for the security of the systems used by the remotely-located individual or others to
632 access the notarization session.

633 (k) Prior to a notary public's initial notarization using communication technology, the
634 secretary may require a notary public to complete a course, either in-person or online, addressing
635 the duties, obligations and technology requirements for conducting remote notarizations offered
636 by the secretary or a vendor approved by the secretary; provided, however, that if such a course
637 is required the required course shall not exceed 2 hours. Each such provider of communication
638 technology shall make the in-person or online course generally available to all applicants.
639 Regardless of membership in the provider's organization, the provider shall charge each attendee
640 the same cost for the course unless the course is provided in conjunction with a regularly
641 scheduled meeting of the provider's membership.

642 (l)(1) The secretary may adopt rules regarding performance of the notarial act that: (i)
643 prescribe the means of performing a notarial act involving a remotely-located individual using
644 communication technology; (ii) establish requirements or procedures to approve providers of
645 communication technology and the process of identity proofing; and (iii) establish standards for
646 the retention of an audio-visual recording created under clause (iv) of subsection (a).

647 (2) The secretary shall assess each communication technology service provider approved
648 by the secretary a proportional annual fee not to exceed, in the aggregate, the actual and
649 reasonable costs incurred by administering the requirements imposed under this section,

650 including but not limited to acquiring additional software and other such costs and expenses as
651 determined by the secretary as reasonable and necessary to meet such requirements.

652 (m) By allowing its communication technology or identity proofing to facilitate a notarial
653 act for a remotely-located individual or by providing storage of the audio-visual recording
654 created under clause (iv) of subsection (a), the provider of the communication technology,
655 identity proofing or storage shall appoint the secretary as the provider's agent for service of
656 process in any civil action in the commonwealth related to the notarial act.

657 (n) Notwithstanding any general or special law to the contrary, with respect to any
658 document executed in the course of a closing, as defined in section 46E of chapter 221, involving
659 a mortgage or other conveyance of title to residential real property, only a notary public
660 appointed pursuant to this chapter who is an attorney licensed to practice law in the
661 commonwealth, or a non-attorney who is under the direct supervision of or acting pursuant to a
662 direct request by the attorney directing or managing the closing, shall perform an
663 acknowledgment, affirmation or other notarial act utilizing communication technology. The
664 notarial certificate affixed to any such document shall recite the board of bar overseers
665 registration number of the attorney notary or of the supervising attorney for a document
666 notarized by a non-attorney. Failure to comply with this subsection shall not affect the validity of
667 the document or the recording thereof.

668 (o) The chief justice of the land court department may promulgate rules, orders,
669 guidelines and directives to implement this section and section 27 as they pertain to the
670 execution, acknowledgment and registration of documents affecting title to land whose title has
671 been registered and confirmed by the land court department pursuant to chapter 185.

672 Section 29. A notary public shall not use, sell or offer to sell to another person or transfer
673 to another person for use or sale, any personal information obtained under section 28 that
674 identifies a remotely-located individual, a witness to a remote notarization or a person named in
675 a record presented for remote notarization, except: (i) as necessary to facilitate performance of a
676 notarial act; (ii) to effect, administer, enforce, service or process a record provided by or on
677 behalf of the individual or the transaction of which the record is a part; (iii) in accordance with
678 this section, including the rules adopted pursuant thereto or other applicable federal or state law;
679 or (iv) to comply with a lawful subpoena or court order.

680 SECTION 31. Section 19 of chapter 20 of the acts of 2021 is hereby amended by striking
681 out the words “April 1, 2023”, inserted by section 27 of chapter 42 of the acts of 2022, each time
682 they appear, and inserting in place thereof, in each instance, the following words:- April 1, 2024.

683 SECTION 32. Section 23 of said chapter 20 is hereby amended by striking out the words
684 “March 31, 2023”, inserted by section 3 of chapter 107 of the acts of 2022, and inserting in place
685 thereof the following words:- March 31, 2024.

686 SECTION 33. Section 30A of said chapter 20 is hereby further amended by striking out
687 the words “March 31, 2023”, inserted by section 4 of chapter 107 of the acts of 2022, and
688 inserting in place thereof the following words:- March 31, 2025.

689 SECTION 34. Said chapter 20 is hereby further amended by striking out section 31A,
690 inserted by section 31 of chapter 42 of the acts of 2022, and inserting in place thereof the
691 following section:-

692 Section 31A. Section 27A shall take effect March 31, 2024.

693 SECTION 35. Subsection (a) of section 132 of chapter 24 of the acts of 2021 is hereby
694 amended by striking out the words “2 members of the house of representatives, 1 of whom shall
695 be appointed by the house minority leader; 2 members of the senate” and inserting in place
696 thereof the following words:- 3 members of the house of representatives, 1 of whom shall be
697 appointed by the house minority leader; 3 members of the senate.

698 SECTION 36. Item 1599-2051 of section 2A of chapter 102 of the acts of 2021 is hereby
699 amended by striking out the words “December 31, 2022” and inserting in place thereof the
700 following words:- June 30, 2023.

701 SECTION 37. Section 89 of said chapter 102 is hereby amended by striking out the
702 words “December 31, 2022”, inserted by section 11 of chapter 22 of the acts of 2022, each time
703 they appear, and inserting in place thereof, in each instance, the following words:- November 15,
704 2023.

705 SECTION 38. The first paragraph of subsection (a) of section 26 of chapter 22 of the acts
706 of 2022 is hereby amended by inserting after the first sentence the following 2 sentences:- For
707 the purposes of this section, “remote participation” shall mean participation that is: (i) fully
708 remote in which only remote participation is authorized; or (ii) hybrid in which both in-person
709 participation and remote participation are authorized. Any request submitted by a town
710 moderator for a remote town meeting under this section shall state if the proposed remote
711 participation will be fully remote or hybrid.

712 SECTION 39. Said chapter 22 is hereby further amended by striking out section 41 and
713 inserting in place thereof the following section:-

714 Section 41. Sections 24, 25 and 27 are hereby repealed.

715 SECTION 40. Said chapter 22 is hereby further amended by inserting after section 41 the
716 following section:-

717 Section 41A. Sections 12, 15 and 26 are hereby repealed.

718 SECTION 41. Said chapter 22 is hereby further amended by inserting after section 44 the
719 following section:-

720 Section 44A. Section 41A shall take effect on March 31, 2025.

721 SECTION 42. Subsection (d) of section 2 of chapter 76 of the acts of 2022 is hereby
722 amended by striking out the words “March 1, 2023” and inserting in place thereof the following
723 words:- December 31, 2023.

724 SECTION 43. Paragraph (3) of subsection (b) of section 1 of chapter 77 of the acts of
725 2022 is hereby amended by striking out the words “June 1, 2022” and inserting in place thereof
726 the following words:- June 1, 2023.

727 SECTION 44. Item 4513-1005 of section 2 of chapter 126 of the acts of 2022 is hereby
728 amended by adding the following words:- ; provided further, that not less than \$1,000,000 shall
729 be expended for a public awareness campaign to educate providers and the public about crisis
730 pregnancy centers and pregnancy resource centers and the centers’ lack of medical services;
731 provided further, that the campaign shall include information on the availability of providers
732 across the commonwealth that provide legitimate medical and family planning services; provided
733 further, that the campaign shall be linguistically diverse and culturally competent; provided
734 further, that not less than \$250,000 shall be expended for Reproductive Equity Now, Inc.’s free
735 abortion legal hotline.

736 SECTION 45. Item 7004-0101 of said section 2 of said chapter 126 is hereby amended
737 by adding the following words:- ; provided further, that any funds expended under this item for
738 the relocation of families and individuals to temporary housing placements including, but not
739 limited to, shelters, hotels, college campus housing and any other forms of state-provided shelter
740 shall be expended with the intention of both providing temporary emergency shelter and utilizing
741 other state, federal and local programs to assist households in finding permanent housing; and
742 provided further, that the department of housing and community development shall submit
743 quarterly reports to the house and senate committees on ways and means detailing the total and
744 per household costs of shelter provided under this item, broken down by type of housing
745 arrangement, and the number of families that were previously provided assistance under this item
746 who were successfully able to find permanent housing solutions in fiscal year 2023, including
747 details on the number of families utilizing other state, federal or local programs to find those
748 solutions.

749 SECTION 46. Item 7004-0108 of said section 2 of said chapter 126 is hereby amended
750 by adding the following words:- ; provided further, that the secretary of housing and economic
751 development may transfer funds between this item and item 7004-0101; and provided further,
752 that the secretary of housing and economic development shall notify the house and senate
753 committees on ways and means not less than 14 days in advance of any such transfer.

754 SECTION 47. Item 7008-1116 of said section 2 of said chapter 126 is hereby amended
755 by adding the following words:- ; provided further, that not less than \$2,000,000 shall be
756 expended to the Boston branch of the National Association for the Advancement of Colored
757 People for costs related to programs to be included in its one hundred and fourteenth national
758 conference, including a youth summit, anti-bias training and a career summit, which shall all be

759 open to the public and free of charge, and for costs related to community outreach to ensure
760 residents of the city of Boston and the commonwealth have access to such programs.

761 SECTION 48. Item 7010-1192 of said section 2 of said chapter 126 is hereby amended
762 by striking out the words “improvements at the Wildwood school” and inserting in place thereof
763 the following words:- school improvements.

764 SECTION 49. Subsection (b) of section 165 of said chapter 126 is hereby amended by
765 striking out the words “April 15, 2023” and inserting in place thereof the following words:-
766 September 30, 2023.

767 SECTION 50. Section 168 of said chapter 126 is hereby amended by striking out the
768 words “March 31, 2023r” and inserting in place thereof the following words:- December 31,
769 2023.

770 SECTION 51. Subsection (h) of section 60 of chapter 176 of the acts of 2022 is hereby
771 amended by striking the words “March 31, 2023” and inserting in place thereof the following
772 words:- June 30, 2023.

773 SECTION 52. Section 87 of chapter 177 of the acts of 2022 is hereby amended by
774 striking out the figure “23” and inserting in place thereof the following figure:- 32.

775 SECTION 53. Item 4403-2001 of section 2A of chapter 268 of the acts of 2022 is hereby
776 amended by striking out the words “for not more than 12 consecutive months”.

777 SECTION 54. Notwithstanding any general or special law to the contrary, the special
778 legislative commission established in chapter 74 of the acts of 2021 is hereby revived and
779 continued to December 31, 2024. The special commission shall file its findings and

780 recommendations pursuant to said chapter 74 with the clerks of the senate and the house of
781 representatives, the joint committee on children, families and persons with disabilities, the joint
782 committee on housing, the joint committee on education, the joint committee on community
783 development and small businesses, the joint committee on economic development and emerging
784 technologies, the joint committee on public health, the joint committee on racial equity, civil
785 rights, and inclusion and the senate and house committees on ways and means not later than
786 December 31, 2024.

787 SECTION 55. (a) There shall be a special commission to examine the potential negative
788 environmental and economic impacts caused by the discharge of spent fuel pool water and any
789 materials created as a waste product of nuclear energy from spent fuel pools, including, but not
790 limited to, processed water or any other liquid with elevated levels of radioactivity including, but
791 not limited to, tritium or boron, associated with the decommissioning of any nuclear power plant,
792 into the waters of the commonwealth. For the purposes of this section, “waters of the
793 commonwealth” shall include all waters under the jurisdiction of the division of marine fisheries
794 including, but not limited to, bays, coastal waters, canals, rivers and streams.

795 (b) The commission shall consist of: the governor or a designee; the attorney general or a
796 designee, who shall serve as co-chair; the secretary of energy and environmental affairs or a
797 designee, who shall serve as co-chair; the senate president or a designee; the speaker of the house
798 of representatives or a designee; the minority leader of the senate or a designee; the minority
799 leader of the house of representatives or a designee; the chairs of the joint committee on
800 environment and natural resources or their designees; the commissioner of environmental
801 protection or a designee; the commissioner of public health or a designee; the executive director
802 of travel and tourism or a designee; and the director of marine fisheries or a designee.

803 (c) The commission shall: (i) examine and investigate the potential environmental and
804 economic impacts, including impacts to consumer perception of the discharge of spent fuel
805 wastewater on the fishing, aquaculture, tourism and restaurant industries and any other sectors
806 deemed appropriate by the commission; and (ii) make recommendations on measures to mitigate
807 or avoid potential negative impacts on such industries.

808 (d) The commission shall hold not less than 4 listening sessions, with at least 1 listening
809 session in each of the following counties: Dukes County, Plymouth, Bristol and Barnstable;
810 provided, however, that upon the completion of its report under this section, the commission
811 shall provide a public presentation in those counties. Not later than November 1, 2024, the
812 commission shall file a report on the results of its study with the clerks of the house of
813 representatives and the senate, the joint committee on environment and natural resources, the
814 joint committee on public health, the joint committee on tourism, arts and cultural development,
815 the joint committee on economic development and emerging technologies and the senate and
816 house committees on ways and means.

817 (e) There shall be no discharge of spent fuel pool water or any materials created as a
818 waste product of nuclear energy from spent fuel pools, including, but not limited to, processed
819 water or any other liquid with elevated levels of radioactivity including, but not limited to,
820 tritium or boron, into the waters of the commonwealth until 90 days after the commission's
821 report.

822 SECTION 56. Notwithstanding any general or special law to the contrary, to meet the
823 expenditures necessary in carrying out section 3, the state treasurer shall, upon receipt of a
824 request by the governor, issue and sell bonds of the commonwealth in an amount to be specified

825 by the governor from time to time but not exceeding, in the aggregate, \$702,300,000. All bonds
826 issued by the commonwealth as aforesaid shall be designated on their face “Commonwealth
827 Economic Revitalization, Community Development and Housing, Act of 2023”, and shall be
828 issued for a maximum term of years, not exceeding 30 years, as the governor may recommend to
829 the general court pursuant to section 3 of Article LXII of the Amendments to the Constitution of
830 the Commonwealth. All such bonds shall be payable not later than June 30, 2058. All interest
831 and payments on account of principal on such obligations shall be payable from the General
832 Fund. Bonds and interest thereon issued under the authority of this section shall, notwithstanding
833 any other provision of this act, be general obligations of the commonwealth.

834 SECTION 57. Notwithstanding any general or special law to the contrary, to meet the
835 expenditures necessary in carrying out section 3A, the state treasurer shall, upon receipt of a
836 request by the governor, issue and sell bonds of the commonwealth in an amount to be specified
837 by the governor from time to time but not exceeding, in the aggregate, \$8,000,000. All bonds
838 issued by the commonwealth as aforesaid shall be designated on their face “Commonwealth
839 Economic Revitalization, Community Development and Housing, Act of 2023”, and shall be
840 issued for a maximum term of years, not exceeding 30 years, as the governor may recommend to
841 the general court pursuant to section 3 of Article LXII of the Amendments to the Constitution of
842 the Commonwealth. All such bonds shall be payable not later than June 30, 2058. All interest
843 and payments on account of principal on such obligations shall be payable from the General
844 Fund. Bonds and interest thereon issued under the authority of this section shall, notwithstanding
845 any other provision of this act, be general obligations of the commonwealth.

846 SECTION 58. Notwithstanding any general or special law to the contrary, to meet the
847 expenditures necessary in carrying out section 3B, the state treasurer shall, upon receipt of a

848 request by the governor, issue and sell bonds of the commonwealth in an amount to be specified
849 by the governor from time to time but not exceeding, in the aggregate, \$104,000,000. All bonds
850 issued by the commonwealth as aforesaid shall be designated on their face “Commonwealth
851 Economic Revitalization, Community Development and Housing, Act of 2023”, and shall be
852 issued for a maximum term of years, not exceeding 30 years, as the governor may recommend to
853 the general court pursuant to section 3 of Article LXII of the Amendments to the Constitution of
854 the Commonwealth. All such bonds shall be payable not later than June 30, 2058. All interest
855 and payments on account of principal on such obligations shall be payable from the General
856 Fund. Bonds and interest thereon issued under the authority of this section shall, notwithstanding
857 any other provision of this act, be general obligations of the commonwealth.

858 SECTION 59. (a) The special legislative commission established in section 107 of
859 chapter 253 of the acts of 2020 is hereby revived and continued to May 31, 2024. The
860 commission shall supplement its report of March 30, 2022 with further recommendations,
861 together with drafts of legislation necessary to carry those recommendations into effect, by filing
862 the same with the governor, the speaker of the house of representatives, the president of the
863 senate and the clerks of the senate and house of representatives not later than May 31, 2024.

864 (b) Commission members shall be appointed consistent with subsection (b) of said
865 section 107 of said chapter 253.

866 SECTION 60. The special commission established in section 76 of chapter 154 of the
867 acts of 2018 is hereby revived and continued to April 30, 2023. The special commission shall file
868 its findings and recommendations pursuant to said section 76 of said chapter 154 with the clerks

869 of the senate and the house of representatives and the chairs of the senate and house committees
870 on ways and means not later than April 30, 2023.

871 SECTION 61. The special legislative commission established in section 93 of chapter
872 358 of the acts of 2020 is hereby revived and continued to August 1, 2024. The commission shall
873 submit its findings and recommendations pursuant to said section 93 of said chapter 358 to the
874 clerks of the senate and house of representatives and the joint committee on community
875 development and small business not later than August 1, 2024.

876 SECTION 62. Not later than January 1, 2024: (i) the secretary of the commonwealth shall
877 implement the regulations required by subsections (d), (h) and (l) of section 28 of chapter 222 of
878 the General Laws, inserted by section 30; and (ii) the chief justice of the land court shall
879 promulgate any rules, orders, guidelines and directives as permitted by subsection (o) of said
880 section 28 of said chapter 222, inserted by said section 30.

881 SECTION 63. Sections 15 and 17 shall take effect as of March 31, 2023.

882 SECTION 64. Sections 18 to 29, inclusive, shall take effect 90 days after the effective
883 date of this act.

884 SECTION 65. Sections 27 to 29, inclusive, of chapter 222 of the General Laws, inserted
885 by section 30, shall take effect January 1, 2024.

886 SECTION 66. Sections 37 shall take effect as of December 31, 2022.

887 SECTION 67. Section 42 shall take effect as of March 1, 2023.

888 SECTION 68. Section 43 shall take effect as of June 1, 2022.