

SENATE No. 2856

The Commonwealth of Massachusetts

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

SENATE, July 8, 2024.

The committee on Senate Ways and Means to whom was referred the House Bill relative to strengthening Massachusetts' economic leadership (House, No. 4804); reports, recommending that the same ought to pass with an amendment striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 2856. (General Obligation Bonds: \$2,444,000,000.00)

For the committee,
Michael J. Rodrigues

The Commonwealth of Massachusetts

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

1 SECTION 1. To provide for a program of community development, economic
2 opportunities, support for local governments, increased industry innovation, job creation, and the
3 promotion of economic reinvestment through the funding of infrastructure improvements the
4 sums set forth in sections 2 to 2C, inclusive, for the several purposes and subject to the
5 conditions specified in this act, are hereby made available, subject to the laws regulating the
6 disbursement of public funds. These sums shall be in addition to any amounts previously
7 authorized and made available for the purposes of those items. The sums set forth in sections 2 to
8 2B, inclusive, shall be made available until June 30, 2029. The sums set forth in section 2C, shall
9 be made available until June 30, 2034.

10 SECTION 2.

11 EXECUTIVE OFFICE OF ECONOMIC DEVELOPMENT

12 Office of the Secretary

13 7002-0026 For the Massachusetts Life Sciences Breakthrough Fund established under
14 section 6 of chapter 23I of the General Laws..... \$225,000,000

15 7002-1352 For a grant program to coastal communities administered by the seaport
 16 economic council established under executive order 564; provided, that funds shall be used for
 17 community planning and investment activities that stimulate economic development and create
 18 jobs in the maritime economy sector and to construct, improve, repair, maintain and protect
 19 coastal assets that are vital to achieving these goals; provided further, that the planning,
 20 prioritization, selection and implementation of projects shall consider climate change impacts in
 21 furtherance of the goals of climate change mitigation and adaptation consistent with the
 22 integrated state hazard mitigation and climate change adaptation plan; and provided further, that
 23 grants or other financial assistance under this item shall only be awarded to projects within
 24 municipalities that have been deemed in compliance or interim compliance with the multi-family
 25 zoning requirement in section 3A of chapter 40A of the General
 26 Laws..... \$100,000,000

27 7002-1522 For grants administered by the Massachusetts Technology Development
 28 Corporation established under section 2 of chapter 40G of the General Laws and doing business
 29 as MassVentures; provided, that such grants shall be made on a competitive basis to growing
 30 Massachusetts-based companies commercializing technologies developed with the assistance of
 31 a Small Business Innovation Research or Small Business Technology Transfer grant from a
 32 federal agency, including, but not limited to, the United States Department of Defense, the
 33 United States Department of Energy or the National Science
 34 Foundation.....\$25,000,000

35 7002-1523 For grants administered by the Massachusetts Technology Development
 36 Corporation established under section 2 of chapter 40G of the General Laws and doing business
 37 as MassVentures; provided, that such grants shall be made on a competitive basis to

38 Massachusetts-based companies in support of the development of alternative proteins developed
39 with the assistance of a Small Business Innovation Research or Small Business Technology
40 Transfer grant from a federal agency, including, but not limited to, the United States Department
41 of Energy, the United States Department of Agriculture, the United States Food and Drug
42 Administration or the National Science
43 Foundation.....\$5,000,000

44 7002-8039 For the Scientific and Technology Research and Development Matching
45 Grant Fund established under section 4G of chapter 40J of the General Laws; provided, that not
46 less than \$30,000,000 shall be expended to the University of Massachusetts at Amherst for the
47 expansion of its department of food science and development of a regional resilient and
48 sustainable food innovation hub; and provided further, that not less than \$8,000,000 shall be
49 expended to the University of Massachusetts at Dartmouth for blue economy initiatives,
50 including, but not limited to, blue tech research and the development of new technology created
51 for improving ocean health, promoting the responsible use of the ocean, stimulating economic
52 development and creating jobs in the blue
53 economy.....\$133,000,000

54 7002-8044 For a program to be administered by the Massachusetts Development
55 Finance Agency established under section 2 of chapter 23G of the General Laws for site
56 assembly, site assessment, predevelopment permitting and other predevelopment and marketing
57 activities that enhance a site’s readiness for commercial, industrial or mixed-use development;
58 provided, that funds may be used to facilitate the expansion or replication of successful industrial
59 parks and to support the revitalization of downtown centers; and provided further, that grants or
60 other financial assistance under this item shall only be awarded to projects within municipalities

61 that have been deemed in compliance or interim compliance with the multi-family zoning
62 requirement in section 3A of chapter 40A of the General

63 Laws..... \$3,000,000

64 7002-8046 For the Massachusetts Growth Capital Corporation established under
65 section 2 of chapter 40W of the General Laws for a program to provide matching grants to
66 community development financial institutions certified by the United States Treasury or
67 community development corporations certified under chapter 40H of the General Laws to
68 leverage federal or private investment for the purpose of making loans to small businesses;
69 provided, that such grants shall prioritize socially or economically disadvantaged businesses,
70 which may include, but shall not be limited to, minority-owned, women-owned, veteran-owned
71 or immigrant-owned small businesses, that have historically faced obstacles to accessing
72 capital..... \$35,000,000

73 7002-8053 For the Brownfields Redevelopment Fund established under section 29A
74 of chapter 23G of the General Laws; provided, that grants or other financial assistance under this
75 item shall only be awarded to projects within municipalities that have been deemed in
76 compliance or interim compliance with the multi-family zoning requirement in section 3A of
77 chapter 40A of the General Laws.....
78 \$30,000,000

79 7002-8054 For the Massachusetts Growth Capital Corporation established under
80 section 2 of chapter 40W of the General Laws, in consultation with the microbusiness
81 development center within the Massachusetts office of business development, to provide grants
82 to low- and moderate-income entrepreneurs to acquire, expand, improve or lease a facility,

83 purchase or lease equipment or meet other capital needs of a business with not more than 20
84 employees and annual revenues not exceeding \$2,500,000, including alternative energy
85 generation projects; provided, that preference shall be given to businesses located in low-income
86 or moderate-income areas or socially or economically disadvantaged businesses, which may
87 include, but shall not be limited to, minority-owned, women-owned, immigrant-owned or
88 veteran-owned businesses; and provided further, that grants shall be awarded in a manner that
89 promotes geographic
90 equity.....\$10,000,000

91 7002-8056 For a competitive grant program administered by the office of travel and
92 tourism; provided, that funds may be used to improve facilities and destinations visited by in-
93 state and out-of-state travelers to increase visitation, entice repeat visitation and increase the
94 direct and indirect economic impacts of the tourism industry in all regions of the commonwealth;
95 provided further, that grants shall support the design, repair, renovation, improvement, expansion
96 and construction of facilities owned by municipalities or non-profit entities; provided further,
97 that grants or other financial assistance under this item shall only be awarded to projects within
98 municipalities that have been deemed in compliance or interim compliance with the multi-family
99 zoning requirement in section 3A of chapter 40A of the General Laws; provided further, that in
100 evaluating grant applications, priority shall be given to projects located in state-designated
101 cultural districts and projects that promote nature-based, agricultural and other forms of rural
102 tourism; provided further, that all grantees to improve facilities and destinations visited by in-
103 state and out-of-state travelers shall provide a match based on a graduated formula determined by
104 the office of travel and tourism; provided further, that grant recipients shall be required to
105 measure and report on return-on-investment data after the expenditure of grant funds; provided

106 further, that grants shall be awarded in a manner that promotes geographic equity; and provided
107 further, that funds made available under this item may be used to make capital investments that
108 support the commemoration of the two hundred and fiftieth anniversary of the founding of the
109 United States..... \$40,000,000

110 7002-8057 For the Commonwealth Zoological Corporation established under section
111 2 of chapter 92B of the General Laws for costs associated with the preparation of plans, studies
112 and specifications, repairs, construction, renovations, improvements, maintenance, asset
113 management and demolition and other capital improvements including those necessary for the
114 operation of facilities operated by Zoo New England, including the Franklin Park Zoo and the
115 Walter D. Stone Memorial Zoo.....
116 \$10,000,000

117 7002-8058 For the Massachusetts Broadband Incentive Fund established under
118 section 6C of chapter 40J of the General Laws for capital repairs and improvements to
119 broadband infrastructure owned by the Massachusetts Technology Park Corporation established
120 under section 3 of said chapter
121 40J.....\$10,000,000

122 7002-8059 For the Massachusetts Technology Park Corporation established under
123 section 3 of chapter 40J of the General Laws for grant programs that support collaboration
124 among manufacturers located in the commonwealth and institutions of higher education, non-
125 profit entities or other public or quasi-public entities; provided, that eligible grantees shall
126 include, but not be limited to, participants in the Manufacturing USA institutes, public and
127 private academic institutions, non-profit entities and private business entities; provided further,

128 that grant programs funded from this item shall consider the strategic goals and priorities of the
129 advanced manufacturing collaborative established under section 10B of chapter 23A of the
130 General Laws; and provided further, that grants shall be awarded in a manner that promotes
131 geographic, social and economic equity.....\$99,000,000

132 7002-8061 For the MassWorks infrastructure program established under section 63 of
133 chapter 23A of the General Laws; provided, that, pursuant to subsection (b) of section 3A of
134 chapter 40A of the General Laws, grants or other financial assistance under this item shall only
135 be awarded to projects within municipalities that have been deemed in compliance or interim
136 compliance with the multi-family zoning requirement in said section 3A of said chapter
137 40A.....\$400,000,000

138 7002-8062 For a program to provide assistance to projects that will improve,
139 rehabilitate or redevelop blighted, abandoned, vacant or underutilized properties to achieve the
140 public purposes of eliminating blight, increasing housing production, supporting economic
141 development projects, increasing the number of commercial buildings accessible to persons with
142 disabilities and conserving natural resources through the targeted rehabilitation and reuse of
143 vacant and underutilized property; provided, that such assistance shall take the form of a grant or
144 loan provided to a municipality or other public entity, a community development corporation,
145 non-profit entity or for-profit entity; provided further, that eligible uses of funding shall include,
146 but not be limited to: (i) improvements and additions to or alterations of structures and other
147 facilities necessary to comply with requirements of building, fire or other life safety codes and
148 regulations pertaining to accessibility for persons with disabilities where such code or regulatory
149 compliance is required in connection with a new commercial residential or civic use of such
150 structure or facility; and (ii) the targeted removal of existing underutilized structures or facilities

151 to create or activate publicly-accessible recreational or civic spaces; provided further, that
152 financial assistance under this item may be administered by the executive office of economic
153 development through a contract with the Massachusetts Development Finance Agency
154 established under section 2 of chapter 23G of the General Laws; provided further, that the
155 executive office or the Massachusetts Development Finance Agency may establish additional
156 program requirements through regulations or policy guidelines; provided further, that funds shall
157 be awarded on a competitive basis in accordance with guidelines developed by the agency;
158 provided further, that financial assistance under this item shall be awarded, to the extent feasible,
159 in a manner that reflects geographic and demographic diversity and social and economic equity
160 within the commonwealth; provided further, that grants or other financial assistance under this
161 item shall only be awarded to projects within municipalities that have been deemed in
162 compliance or interim compliance with the multi-family zoning requirement in section 3A of
163 chapter 40A of the General Laws; and provided further, that program funds may be used for the
164 reasonable costs of administering the program not to exceed 5 per cent of the total financial
165 assistance awarded during the fiscal
166 year.....\$90,000,000

167 7002-8063 For the Massachusetts Technology Park Corporation established under
168 section 3 of chapter 40J of the General Laws for matching grants that support alternative proteins
169 among private entities, institutions of higher education, non-profit entities and other public or
170 quasi-public entities located in the commonwealth; provided, that grants shall be awarded and
171 administered consistent with the strategic goals and priorities of the Massachusetts advanced
172 manufacturing collaborative established under section 10B of chapter 23A of the General Laws;

173 and provided further, that grants shall be awarded in a manner that promotes geographic, social
174 and economic equity.....\$5,000,000

175 7002-8066 For a capital grant program administered by the executive office of
176 economic development, in consultation with the executive office for administration and finance,
177 to provide grants to support large, transformational projects to drive economic growth; provided,
178 that the program may be known as Mass Impact; provided further, that projects shall leverage
179 private, federal, municipal or other sources of financial assistance to be eligible for financial
180 assistance under this item; provided further, that the total amount of state funds awarded,
181 including, but not limited to funds under this item, for an individual project shall not exceed 30
182 per cent of the total development cost of the project; provided further, that the executive office of
183 economic development shall annually submit a report to the house and senate committees on
184 ways and means that shall include, but shall not be limited to, the: (i) projects awarded financial
185 assistance under this item; (ii) total estimated cost of projects awarded financial assistance under
186 this item; (iii) total amount of state funds awarded to projects, including but not limited to,
187 financial assistance under this item, delineated by funding source; (iv) total amount of funding
188 contributed from other sources, including federal, municipal, private or other sources, to projects
189 awarded financial assistance under this item, delineated by funding source; and (v) estimated
190 economic impact of projects awarded financial assistance under this item; provided further, that
191 upon the completion of a project awarded financial assistance under this item, the executive
192 office shall submit a report to the house and senate committees on ways and means that shall
193 include, but shall not be limited to, the: (i) total cost of the completed project; (ii) total amount of
194 state funds expended on the completed project, delineated by funding source; and (iii) total
195 amount of funding contributed from other sources, including federal, municipal, private or other

196 sources, to the completed project, delineated by funding source; provided further, that not less
197 than 3 years and not more than 4 years following completion of a project awarded financial
198 assistance under this item, the executive office shall submit to the house and senate committees
199 on ways and means a report detailing the estimated economic impact created by the state's
200 investment in such project; and provided further, that grants or other financial assistance under
201 this item shall only be awarded to projects within municipalities that have been deemed in
202 compliance or interim compliance with the multi-family zoning requirement in section 3A of
203 chapter 40A of the General Laws.....\$50,000,000

204 7002-8068 For the rural development program established under section 66A of
205 chapter 23A of the General
206 Laws.....\$100,000,000

207 7002-8069 For a capital grant program to be administered by the executive office of
208 economic development to provide grants or other financial assistance to private businesses that
209 are constructing or expanding commercial, industrial or manufacturing facilities in the
210 commonwealth which may include, but shall not be limited to: (i) the construction or expansion
211 of facilities in a manner that eliminates or minimizes the use of fossil-fuel heating and cooling
212 equipment, or incorporates other decarbonization measures that would not otherwise be
213 incorporated into the facility design; (ii) the integration of design features that make a facility
214 more resilient to the impacts of climate change, where such design features would not otherwise
215 be economically feasible; and (iii) capital investments that support the creation of a significant
216 number of new jobs in the commonwealth; provided, that the secretary of economic development
217 shall issue program guidelines around the administration of the program which may include the
218 administration of the program through a contract with the Massachusetts Development Finance

219 Agency established under section 2 of chapter 23G of the General Laws, or any other appropriate
220 quasi-governmental
221 agency.....\$25,000,000

222 7002-8070 For a capital grant program to be administered by the Massachusetts
223 Technology Park Corporation established under section 3 of chapter 40J of the General Laws to
224 support the adoption and application of artificial intelligence capabilities to public policy
225 problems and to leverage emerging artificial intelligence technologies to advance the
226 commonwealth’s lead in technology sectors, including, but not limited to, life sciences,
227 healthcare and hospitals, financial services, advanced manufacturing, robotics and education;
228 provided, that grants shall support capital expenses related to activities that leverage emerging
229 artificial intelligence technologies to advance the commonwealth’s lead in technology sectors,
230 which shall include, but not be limited to, life sciences, healthcare and hospitals, financial
231 services, advanced manufacturing, robotics and education; provided further, that grants shall be
232 awarded and administered in a manner consistent with the strategic goals and priorities of the
233 Artificial Intelligence Strategic Task Force established by executive order 628; and provided
234 further, that funds may be used to support the incubation of artificial intelligence firms, advance
235 the adoption of artificial intelligence technologies and support artificial intelligence software and
236 hardware technology development and commercialization
237 activities.....\$100,000,000

238 7002-8072 For a competitive program to be administered by the Massachusetts
239 Technology Park Corporation established under section 3 of chapter 40J of the General Laws to
240 provide grants or other financial assistance for infrastructure support for industry-led consortia
241 focused on advancing the commonwealth’s global leadership and growing jobs in key emerging

242 technology sectors, including, but not limited to, quantum information sciences and technology,
243 bioindustrial manufacturing and non-therapeutic biomanufacturing, which may include
244 alternative proteins; provided, that “alternative proteins” shall mean proteins created from plant-
245 based, ferments or cell cultured inputs and processes to create foods that share sensory
246 characteristics that are consistent with conventional meat and dairy; provided further, that grants
247 shall support the development, demonstration, deployment and commercialization of technology
248 in such key emerging technology sectors; provided further, that funds shall be expended for
249 infrastructure that support training, company incubation and acceleration, technology testing and
250 evaluation and other commercial and economic development needs; and provided further, that
251 not less than \$40,000,000 shall be expended for a quantum innovation hub to be located in the
252 Pioneer Valley region of the
253 commonwealth.....\$115,000,000

254 7002-8074 For a competitive program to be administered by the Massachusetts
255 Technology Park Corporation established under section 3 of chapter 40J of the General Laws to
256 provide grants and other financial assistance to support research and development of robotics
257 technology, including, but not limited to, robotics incubation, testing, training, workforce
258 development, research and development and commercialization activities; provided, that grants
259 may be made to non-profit entities, public or private universities or private business
260 entities.....\$25,000,000

261 SECTION 2A.

262 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

263 Office of the Secretary

264 0640-0308 For the Massachusetts Cultural Facilities Fund established under section
 265 42 of chapter 23G of the General Laws for the acquisition, design, construction, repair,
 266 renovation, rehabilitation or other capital improvement or deferred maintenance to cultural
 267 facilities in the commonwealth; provided, that grants or other financial assistance under this item
 268 shall only be awarded to projects within municipalities that have been deemed in compliance or
 269 interim compliance with the multi-family zoning requirement in section 3A of chapter 40A of the
 270 General
 271 Laws.....\$50,000,000

272 1100-2520 For grants or other financial assistance to cities, towns, regional
 273 organizations whose membership is exclusively composed of municipal governments, municipal
 274 redevelopment authorities or agencies or quasi-governmental agencies to support economic
 275 development in the commonwealth, including efforts that support workforce development,
 276 higher education, tourism, arts and culture; provided, that eligible purposes of the grants may
 277 include, but shall not be limited to, planning and studies, preparation of plans and specifications,
 278 site assembly and preparation, dispositions, acquisitions, repairs, renovations, improvements,
 279 construction, demolition, remediation, modernization and reconstruction of facilities,
 280 infrastructure, equipment and other capital assets, technical assistance, and information
 281 technology equipment and infrastructure; and provided further, that grants or other financial
 282 assistance under this item shall only be awarded to projects within municipalities that have been
 283 deemed in compliance or interim compliance with the multi-family zoning requirement in
 284 section 3A of chapter 40A of the General
 285 Laws.....\$100,000,000

286 1100-2521 For the Massachusetts Educational Financing Authority established under
287 section 4 of chapter 15C of the General Laws to assist students, their parents, legal guardians and
288 others responsible for paying the costs of the student’s education and assist institutions of higher
289 education in supporting access to affordable higher education
290 opportunities.....\$85,000,000

291 1599-1016 For local economic development projects.....\$1,000,000

292 Board of Library Commissioners

293 7000-9093 For a program of grants to cities and towns for approved public library
294 projects pursuant to sections 19G to 19J, inclusive, of chapter 78 of the General Laws; provided,
295 that grants may be awarded to municipalities submitting applications jointly or through a
296 regional planning agency; and provided further, that grants or other financial assistance under
297 this item shall only be awarded to projects within municipalities that have been deemed in
298 compliance or interim compliance with the multi-family zoning requirement in section 3A of
299 chapter 40A of the General
300 Laws..... \$150,000,000

301 EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS

302 Office of the Secretary

303 2000-7076 For capital grants or other financial assistance administered by the
304 executive office of energy and environmental affairs, in consultation with the department of
305 agricultural resources and division of marine fisheries, to promote and support the growth and
306 economic competitiveness of the commonwealth's agricultural, commercial fishing and

307 cranberry-growing sectors; provided, that the executive office shall prioritize applicants for
308 grants or other financial assistance that focus on innovative approaches to enhance
309 environmental benefits, promote climate resiliency and encourage increased economic activity in
310 its respective sector, including, but not limited to: (i) capital infrastructure improvements that
311 promote energy efficiency; (ii) the purchase or expanded use of clean and renewable energy
312 technologies; (iii) tools to address barriers to economic growth, including the purchase of energy
313 efficient equipment and technology; (iv) tools and technologies to support practices that promote
314 resilience against the impacts of climate change; (v) tools and technologies to facilitate
315 sustainability and new product development; (vi) acquisition and purchase of innovative
316 commercial fishing gear designed to protect stocks and species of concern; and (vii) capital
317 infrastructure improvements related to developing and strengthening workforce development and
318 training programs; provided further, that grants made pursuant to this item may be awarded to
319 public higher education institutions, vocational technical schools, or community-based
320 organizations to support the economic competitiveness of the commonwealth's agricultural,
321 commercial fishing and cranberry-growing sectors; and provided further, that grants or other
322 financial assistance shall be made on a competitive basis and awarded in a manner that promotes
323 geographic equity.....\$15,000,000

324 SECTION 2B.

325 SECRETARY OF THE COMMONWEALTH

326 Massachusetts Historical Commission

327 0526-2013 For a grant program to units of municipal government and to nonprofit
328 organizations for the preservation of historic properties, landscapes and sites; provided, that

329 funds shall be awarded in accordance with regulations promulgated by the chair of the
330 Massachusetts historical commission; and provided further, that grants or other financial
331 assistance under this item shall only be awarded to projects within municipalities that have been
332 deemed in compliance or interim compliance with the multi-family zoning requirement in
333 section 3A of chapter 40A of the General Laws..... \$8,000,000

334 SECTION 2C.

335 EXECUTIVE OFFICE OF ECONOMIC DEVELOPMENT

336 Office of the Secretary

337 7002-8077 For the Clean Energy Investment Fund established under section 15 of
338 chapter 23J of the General Laws to promote job creation, economic development and workforce
339 development through capital grants to nonprofit organizations, private entities and governmental
340 entities for the purposes of supporting and stimulating research and development, innovation,
341 manufacturing, commercialization and deployment of climatetech technologies in the
342 commonwealth.....\$200,000,000

343 7002-8078 For the Massachusetts Offshore Wind Industry Investment Trust Fund
344 established under section 9A of chapter 23J of the General Laws to support the offshore wind
345 industry and facilitate economic development
346 activity.....\$200,000,000

347 SECTION 3. Section 204 of the chapter 6 of the General Laws, as appearing in the 2022
348 Official Edition, is hereby amended by striking out, in lines 4 and 5, the words “president of the

349 Massachusetts growth capital corporation” and inserting in place thereof the following words:-
350 executive director of the Massachusetts Development Finance Agency.

351 SECTION 4. Section 16G of chapter 6A of the General Laws, as most recently amended
352 by sections 15 to 21, inclusive, of chapter 7 of the acts of 2023, is hereby amended by striking
353 out subsections (i) and (j) and inserting in place thereof the following 2 subsections:-

354 (i) The secretary shall, subject to appropriation, establish within the executive office an
355 office of performance management and oversight to improve the effectiveness of the economic
356 development efforts of the commonwealth. The secretary shall appoint a director of the office
357 who shall have economic development experience in the public or private sector. The director
358 shall establish performance metrics for the public and quasi-public agencies within the executive
359 office or subject to section 56 of chapter 23A and any regional economic development
360 organization or other private organizations under contract with the commonwealth to perform
361 economic development services, as the secretary shall determine. In developing or revising these
362 performance metrics, the director may from time to time seek advice from individuals working in
363 the private sector and examine models that can be adapted from the private sector to the needs of
364 the commonwealth. The secretary shall require each agency or organization reporting to the
365 office to submit an annual plan, including the goals, programs and initiatives for the forthcoming
366 year, and evaluation of the performance on the goals, programs and initiative outlined in the
367 preceding year’s plan. Such reports shall be in a form directed by the director and incorporate
368 such performance metrics as the director shall establish.

369 (j) The director shall prepare an annual report on the progress the agencies or
370 organizations reporting to the office are making towards achieving stated goals in their annual

371 plan. The annual report shall be made available to the public annually not later than December
372 31 and shall be published on the website of the executive office and forwarded to the clerks of
373 the senate and house of representatives, the house and senate committees on ways and means and
374 the joint committee on economic development and emerging technologies.

375 SECTION 5. Said section 16G of said chapter 6A, as so amended, is hereby further
376 amended by striking out subsection (m) and inserting in place thereof the following subsection:-

377 (m) Every 4 years, the secretary of economic development, in consultation with the
378 secretary of energy and environmental affairs, shall prepare a report that evaluates the status of
379 the commercial fishing industry and includes recommendations for appropriate actions to be
380 taken to maintain and revitalize the commercial fishing, shellfish and seafood industry.

381 In carrying out this requirement, the secretaries may seek the laboratory,
382 technical, education and research skills and facilities of public institutions of higher education.

383 SECTION 6. The first paragraph of subsection (n) of said section 16G of said
384 chapter 6A, as most recently amended by section 21 of chapter 7 of the acts of 2023, is hereby
385 amended by striking out the second sentence.

386 SECTION 7. Said section 16G of said chapter 6A, as so amended, is hereby further
387 amended by striking out, in lines 255 and 256, the words “executive office and paid as the fund
388 director shall direct” and inserting in place thereof the following words:- secretary of economic
389 development.

390 SECTION 8. Said section 16G of said chapter 6A, as so amended, is hereby further
391 amended by striking out, in line 273, the words “The executive office shall submit an annual”

392 and inserting in place thereof the following words:- In years when expenditures are made from
393 the fund, the executive office shall submit a.

394 SECTION 9. Section 35FF of chapter 10 of the General Laws, as appearing in the 2022
395 Official Edition, is hereby amended by striking out, in lines 46, 51, 52, 53, 57, 64, 75, 87, 89, 94,
396 98, 138, 139, 140 and 141 and 142, the words “clean energy” and inserting in place thereof, in
397 each instance, the following word:- climatetech.

398 SECTION 10. Chapter 22 of the General Laws is hereby amended by striking out section
399 12 and inserting in place thereof the following section:-

400 Section 12. (a) For the purposes of this section, the following words shall, unless the
401 context clearly requires otherwise, have the following meanings:

402 “Mixed martial arts”, as defined in section 32 of chapter 147.

403 “Unarmed combative sport”, as defined in section 32 of chapter 147.

404 (b) There shall be within the office of public safety and inspections a commission, to be
405 known as the state athletic commission, consisting of the commissioner of occupational
406 licensure, or their designee, and 4 persons to be appointed by the governor, 1 of whom shall have
407 a background in the sport of boxing and 1 of whom shall have a background in the sport of
408 mixed martial arts. Members shall serve for terms of 3 years or until a successor is appointed.
409 The governor shall from time to time designate 1 member as chair. A quorum of 3 members shall
410 be required for the commission to exercise its authority, and an affirmative vote of a majority of
411 the commissioners present at a commission meeting shall be required for all commission actions.

412 The members appointed by the governor may be reimbursed for necessary travel expenses
413 incurred in the performance of their duties.

414 (c) If a member is absent without justification for 4 consecutive meetings or for more
415 than 50 per cent of the meetings in a single calendar year, the member's seat on the commission
416 shall be vacant and the governor shall appoint a successor consistent with subsection (b). The
417 commission shall, by rule, define what constitutes excused and unexcused absences.

418 (d) Each commission member shall serve at the pleasure of the governor.

419 (e) The commission shall appoint a full-time executive director to assume the role of the
420 commission's administrative and executive head. The executive director shall have: (i) not less
421 than 5 years of experience in unarmed combative sports; and (ii) skills and experience in
422 management. The executive director shall serve at the pleasure of the commission, shall devote
423 their full time and attention to the office's duties and shall receive a salary as determined by the
424 commission. The executive director shall be responsible for administering and enforcing the
425 provisions of law relative to the commission. The executive director may, subject to the approval
426 of the commission, employ other employees, consultants, agents and advisors, including, but not
427 limited to, legal counsel, and shall attend the meetings of the commission.

428 (f) The commission may deputize 1 or more persons to represent the commission and to
429 be present at a match or exhibition held under sections 32 to 51, inclusive, of chapter 147;
430 provided, however, that such deputies shall be compensated in an amount fixed by the
431 commission for each match or exhibition attended; and provided further, that the commission
432 may approve that such deputies be reimbursed for necessary travel expenses incurred in the
433 performance of their duties.

434 (g) No deputy shall be assigned to regulate an event under the authority or jurisdiction of
435 the commission who has not received formal training on the laws and rules of the commission
436 and related issues within the previous 12 months prior to the scheduled event. The commission
437 may reimburse deputies for necessary travel expenses incurred while attending a formal training.

438 SECTION 11. Subsection (b) of section 3A of chapter 23A of the General Laws,
439 as so appearing, is hereby amended by striking out the definition of “Expansion of an existing
440 facility” and inserting in place thereof the following definition:-

441 “Expansion project”, the expansion of an existing facility located in the commonwealth
442 that results in a net increase in the number of permanent full-time employees at the expanded
443 facility.

444 SECTION 12. Said subsection (b) of said section 3A of said chapter 23A, as so
445 appearing, is hereby further amended by inserting after the definition of “Gateway municipality”
446 the following definition:-

447 “In-state relocation project”, the relocation of a business from one location in the
448 commonwealth to another location in the commonwealth that results in a net increase in the
449 number of permanent full-time employees.

450 SECTION 13. Said subsection (b) of said section 3A of said chapter 23A, as so
451 appearing, is hereby further amended by striking out the definition of “Municipal project
452 endorsement” and inserting in place thereof the following definition:-

453 “Municipal project endorsement”, an endorsement of a city council with the approval of
454 the mayor in a city and a select board or board of selectmen in a town that: (i) finds a proposed

455 project is consistent with the municipality’s economic development objectives; (ii) finds a
456 proposed project has a reasonable chance of increasing or retaining employment opportunities as
457 advanced in the proposal; and (iii) provides a description of the local tax incentive, if any,
458 offered by the municipality in support of the proposed project.

459 SECTION 14. Said subsection (b) of said section 3A of said chapter 23A, as so
460 appearing, is hereby further amended by inserting after the definition of “Municipality” the
461 following definition:-

462 “Out-of-State relocation project”, the relocation of a business and permanent full-time
463 employees from outside the commonwealth to a location within the commonwealth.

464 SECTION 15. Said subsection (b) of said section 3A of said chapter 23A, as so
465 appearing, is hereby further amended by striking out the definition of “Proportion of
466 compliance” and inserting in place thereof the following definition:-

467 “Proportion of compliance”, a determination made by the economic assistance
468 coordinating council, established pursuant to section 3B, of a certified project’s compliance with
469 obligations related to capital investment, job creation, job retention or other obligations
470 applicable to the certified project.

471 SECTION 16. Said subsection (b) of said section 3A of said chapter 23A, as so
472 appearing, is hereby further amended by striking out the definition of “Replacement of an
473 existing facility” and inserting in place thereof the following definition:-

474 “Retention project”, a project that enables a controlling business to retain not less than 50
475 permanent full-time employees at a facility located within a gateway city or in an adjacent city or

476 town that is accessible by public transportation to residents of a gateway city; provided, that
477 without such project, the retained jobs would be relocated outside of the commonwealth.

478 SECTION 17. Said section 3A of said chapter 23A, as so appearing, is hereby
479 further amended by striking out, in line 113, the words “and approved by the EACC”.

480 SECTION 18. The first sentence of subsection (a) of section 3B of said chapter 23A, as
481 appearing in section 66 of chapter 7 of the acts of 2023, is hereby amended by striking out the
482 words “who shall serve as co-chairperson”.

483 SECTION 19. Subsection (b) of said section 3B of said chapter 23A, as appearing
484 in the 2022 Official Edition, is hereby amended by striking out clauses (iii) to (vii), inclusive,
485 and inserting in place thereof following 4 clauses:-

486 (iii) authorize municipalities to apply to the United States Foreign Trade Zone Board for
487 the privilege of establishing, operating and maintaining a foreign trade zone in accordance with
488 section 3G;

489 (iv) assist municipalities in obtaining state and federal resources and assistance for
490 certified projects and other job creation and retention opportunities;

491 (v) provide appropriate coordination with other state programs, agencies, authorities and
492 public instrumentalities to enable certified projects and other job creation and retention
493 opportunities to be more effectively promoted by the commonwealth; and

494 (vi) monitor the implementation of the economic development incentive program.

495 SECTION 20. Subsection (c) of said section 3B of said chapter 23A, as amended by
496 section 67 of chapter 7 of the acts of 2023, is hereby amended by striking out the first 2

497 sentences and inserting in place thereof the following sentence:- The director of MOBD shall be
498 responsible for administering the EDIP in consultation with the secretary of economic
499 development and the EACC.

500 SECTION 21. Section 3C of said chapter 23A, as appearing in the 2022 Official Edition,
501 is hereby amended by striking out subsections (a) and (b) and inserting in place thereof the
502 following 2 subsections:-

503 (a) A controlling business may petition the EACC to certify a proposed project by
504 submitting the following to the EACC: (i) a detailed description of the proposed project; (ii) a
505 representation by the controlling business regarding the amount of capital investment to be made,
506 the number of new jobs to be created and the number of existing jobs to be retained; (iii) a
507 representation by the controlling business regarding any other economic benefits or other public
508 benefits expected to result from the construction of the proposed project; and (iv) any other
509 information that the EACC may require by regulation, policy or guidance.

510 (b)(1) Upon receipt of a completed project proposal, the EACC may certify the proposed
511 project, deny certification of the proposed project or certify the proposed project with conditions.
512 In order to certify a proposed project, with or without conditions, the EACC shall make the
513 following required findings based on the project proposal and any additional investigation that
514 the EACC shall make: (i) the proposed project is located or will be located within the
515 commonwealth; (ii) the proposed project qualifies as an expansion project, in-state relocation
516 project, out-of-state relocation project or retention project; (iii) the controlling business has
517 committed to maintaining new and retained jobs for a period of not less than 5 years after the
518 completion of the proposed project; (iv) the proposed project appears to be economically feasible

519 and the controlling business has the financial and other means to undertake and complete the
520 proposed project; (v) the EDIP tax credits available to the controlling business pursuant to this
521 chapter are a significant factor in its decision to undertake the proposed project; and (vi) the
522 proposed project complies with all applicable statutory requirements and with any other criteria
523 that the EACC may prescribe by regulation, policy or guidance.

524 (2) The EACC shall, by regulation, policy or guidance, provide for the contents of
525 an application for project certification that may include a requirement that the controlling
526 business provide written evidence to support the certification provided for in clause (v) in
527 paragraph (1).

528 SECTION 22. Section 3D of said chapter 23A, as so appearing, is hereby amended by
529 striking out, in lines 4 and 5, the words “awarded and the schedule on which those credits may be
530 claimed” and inserting in place thereof the following words:- awarded, the schedule on which
531 those credits may be claimed and the extent to which the credits are refundable.

532 SECTION 23. Said section 3D of said chapter 23A, as so appearing, is hereby further
533 amended by striking out, in lines 25 to 29, inclusive, the words “and (vii) commitments, if any,
534 made by the controlling business to use Massachusetts firms, suppliers and vendors or to retain
535 women or minority-owned businesses during the construction of the certified project” and
536 inserting in place thereof the following words:- (vii) commitments, if any, made by the
537 controlling business to use Massachusetts firms, suppliers and vendors or to retain women or
538 minority-owned businesses during the construction of the certified project; and (viii) the
539 commitments, if any, set forth in a municipal project endorsement.

540 SECTION 24. Said section 3D of said chapter 23A, as so appearing, is hereby further
541 amended by striking out, in lines 35 to 37, inclusive, the words “and (iii) limit or restrict the right
542 of the controlling business to carry unused tax credits forward to subsequent tax years” and
543 inserting in place thereof the following words:- (iii) limit or restrict the right of the controlling
544 business to carry unused tax credits forward to subsequent tax years; and (iv) allow all or some
545 portion of the credits to be refundable.

546 SECTION 25. Said chapter 23A is hereby further amended by striking out section 3E, as
547 so appearing, and inserting in place thereof the following section:-

548 Section 3E. (a) Tax increment financing may be offered by a municipality in accordance
549 with section 59 of chapter 40 to the controlling business of a certified project, any person or
550 entity undertaking a real estate project or any person or entity expanding a facility if the
551 municipality finds that there is a strong likelihood that any of the following will occur within the
552 area in question within a specific and reasonably proximate period of time: (i) a significant influx
553 or growth in business activity; (ii) the creation of a significant number of new jobs and not
554 merely a replacement or relocation of current jobs within the commonwealth; or (iii) a private
555 project or investment that contributes significantly to the resiliency of the local economy.

556 (b) A municipality may offer a special tax assessment to the controlling business of a
557 certified project, a person or entity undertaking a real estate project or a person or entity
558 proposing to retain permanent full-time jobs at a facility that otherwise would be at risk of
559 relocating outside of the commonwealth. A special tax assessment shall be set forth in a written
560 agreement between the municipality and the property owner. The agreement shall include, but
561 shall not be limited to, the amount of the tax reduction and the period of time over which such

562 reduction shall be in effect, which shall be for not less than 5 years and not more than 20 years.
563 A special tax assessment approved by the municipality shall provide for a reduction of the real
564 property tax that otherwise would be due. The reduction shall be based upon a percentage
565 reduction in the tax that otherwise would be due on the full assessed value of the affected
566 property. The special tax assessment shall provide for tax reduction at least equal to the
567 following: (i) in the first year, the tax reduction shall be not less than 50 per cent of the tax that
568 would be due based on the full assessed value of the affected property; (ii) in the second and
569 third years, the tax reduction shall be not less than 25 per cent of the tax that would be due based
570 on the full assessed value of the affected property; and (iii) in the fourth and fifth years, the tax
571 reduction shall be not less than 5 per cent of the tax that would be due based on the full assessed
572 value of the affected property. The municipality may at its discretion provide for greater real
573 property tax reductions than those described in clauses (i) to (iii), inclusive.

574 A municipality may approve special tax assessments if it determines that: (i) the
575 property owner is undertaking a project or otherwise making an investment that contributes to
576 economic revitalization of the municipality and significantly increases employment opportunities
577 for residents of the municipality or is retaining permanent full-time employees that otherwise
578 would be relocated to a facility outside of the commonwealth; (ii) the special tax assessment is
579 reasonably necessary to enable the owner's investment in the project or to retain the jobs that
580 otherwise would be relocated; and (iii) the total amount of local tax foregone is reasonably
581 proportionate to the public benefits resulting from the special tax assessment.

582 (c) If a municipality offers tax increment financing or special tax assessment to the owner
583 or controlling business of a certified project, or to the owner of a facility where a certified project

584 is located, the municipality shall notify the EACC by submitting a fully executed copy of the
585 adopted local incentive agreement and any amendments thereto.

586 SECTION 26. Section 3F of said chapter 23A, as so appearing, is hereby
587 amended by striking out, in lines 1 and 2, the words “Not later than 2 years after the initial
588 certification of a project by the EACC, and annually thereafter, the” and inserting in place
589 thereof the following word:- The.

590 SECTION 27. Said section 3F of said chapter 23A, as so appearing, is hereby further
591 amended by striking out, in line 37, the words “with job creation requirements”.

592 SECTION 28. Said section 3F of said chapter 23A, as so appearing, is hereby further
593 amended by striking out subsections (d) and (e) and inserting in place thereof the following 2
594 subsections:

595 (d) Revocation of a project certification shall take effect on the first day of the tax year in
596 which the material noncompliance occurred, as determined by the EACC, and all EDIP tax
597 credits available to the controlling business shall be rescinded and any claimed tax credits
598 awarded under this chapter shall be recaptured in accordance with subsection (g) of section 6 of
599 chapter 62 and subsection (i) of section 38N of chapter 63.

600 (e) Notwithstanding any general or special law to the contrary, if a municipality
601 terminates a local tax incentive agreement, the municipality may recapture the value of the tax
602 not paid by making a special assessment on the owner of the parcel of real property in the tax
603 year that follows the municipality’s decision to terminate the agreement. The assessment,
604 payment and collection of the special assessment shall be governed by procedures provided for
605 the taxation of omitted property pursuant to section 75 of chapter 59 notwithstanding the time

606 period set forth in said chapter 59 for which omitted property assessments may be imposed for
607 each of the fiscal years included in the special assessment.

608 SECTION 29. Chapter 23A of the General Laws is hereby amended by striking out
609 section 3H, as most recently amended by section 70 of chapter 7 of the acts of 2023, and
610 inserting in place thereof the following section:-

611 Section 3H. (a) There shall be a permit regulatory office within the executive
612 office of economic development. The secretary of economic development shall appoint a person
613 with experience with permitting and business development to serve as the director of the office.
614 The director shall: (i) serve as the state permit ombudsperson to new and expanding businesses;
615 (ii) work with other state agencies to expedite the process of obtaining state licenses, permits,
616 state certificates, state approvals and other requirements of law, but not including divisions of the
617 state secretary's office; (iii) provide technical assistance to municipalities interested in
618 streamlining local permitting processes; (iv) review and approve or deny municipal priority
619 development site proposals made pursuant to chapter 43D and monitor the development of
620 priority development sites; (v) subject to appropriation, award technical assistance grants
621 pursuant to said chapter 43D; and (vi) support the administration of the growth districts initiative
622 as defined in section 1 of chapter 43E. The permit regulatory office shall consult with the
623 secretary of energy and environmental affairs, the secretary of housing and livable communities
624 and the secretary of transportation before approving or denying a proposed priority development
625 site.

626 (b) There shall be a regulatory ombudsperson within the permit regulatory office to
627 address regulatory matters of interest to the business community. The regulatory ombudsperson

628 shall work in partnership with the state permitting ombudsperson to provide assistance to
629 businesses in the process of complying with state regulations and other requirements of law that
630 affect businesses. The regulatory ombudsperson shall facilitate communication between
631 individual businesses and state agencies and provide periodic training to regulatory personnel in
632 state agencies on how to identify the small business impacts of regulation, how to reduce those
633 impacts and how to expedite and streamline the process or compliance.

634 (c) Annually, not later than 1, the director of the permit regulatory office shall file an
635 annual report with the house and senate committees on ways and means detailing the activities of
636 the office.

637 SECTION 30. Section 56 of the chapter 23A of the General Laws, as mostly recently
638 amended by section 89 of chapter 7 of the acts of 2023, is hereby amended by striking out, in
639 lines 18 and 19, the following words:- , the Massachusetts Growth Capital Corporation.

640 SECTION 31. Section 62 of said chapter 23A is hereby repealed.

641 SECTION 32. Subsection (a) of section 66 of chapter 23A of the General Laws, as most
642 recently amended by section 98 of chapter 7 of the acts of 2023, is hereby amended by striking
643 out the last sentence and inserting in place thereof the following 2 sentences:- The mission of
644 the commission shall be to enhance the economic vitality of rural communities and to advance
645 the health and well-being of rural residents. For purposes of this section and section 66A, “rural
646 community” shall mean a municipality with population density of less than 500 persons per
647 square mile or a population of less than 7,000 persons, in each case as shown in the most recent
648 federal decennial census.

649 SECTION 33. Said chapter 23A is hereby further amended by inserting after said section
650 66 the following section:-

651 Section 66A. (a) The executive office of economic development shall administer a rural
652 development program to promote economic opportunity and prosperity in rural communities.
653 The program shall provide financial assistance on a competitive basis to municipalities, other
654 public entities, community development corporations or non-profit entities for infrastructure
655 projects, downtown improvements and other projects that advance economic and community
656 development, stable housing markets and other priorities identified by the rural policy advisory
657 commission established in section 66.

658 (b) The secretary of economic development shall, through guidelines or regulations,
659 establish an application process and criteria to prioritize the distribution of financial assistance,
660 taking into account the diversity of rural communities. The guidelines or regulations shall allow
661 for joint applications by 2 or more rural communities for a single project serving the
662 municipalities.

663 (c) Annually, not later than June 2, the secretary of economic development shall report on
664 the activities and status of the program to the chairs of the senate and house committees on ways
665 and means and the chairs of the joint committee on community development and small
666 businesses.

667 SECTION 34. Subsection (a) of section 69 of chapter 23A of the General Laws, as
668 appearing in the 2022 Official Edition, is hereby amended by striking out the third sentence and
669 inserting in place thereof the following sentence:- For the purposes of this section, the term
670 “micro business” shall mean a business entity with: (i) a principal place of business in the

671 commonwealth; (ii) not more than 10 full-time employees; and (iii) annual revenue of not more
672 than \$250,000.

673 SECTION 35. Said section 69 said chapter 23A, as so appearing, is hereby amended by
674 striking out, in lines 17 and 18, the words “Massachusetts Growth Capital Corporation” and
675 inserting in place thereof the following words:- growth capital division of the Massachusetts
676 Development Finance Agency.

677 SECTION 36. Section 16 of chapter 23D of the General Laws, as so appearing, is hereby
678 amended by striking out, in lines 7 and 8, the words “Massachusetts Growth Capital
679 Corporation” and inserting in place thereof the following words:- Massachusetts Development
680 Finance Agency.

681 SECTION 37. Section 20 of said chapter 23D of the General Laws is hereby repealed.

682 SECTION 38. Section 1 of chapter 23G of the General Laws, as so appearing, is hereby
683 amended by inserting after the definition of “Bonds” the following definition:-

684 “Community development corporation” or “CDC”, a certified community development
685 corporation, as defined in section 2 of chapter 40H.

686 SECTION 39. Said section 1 of said chapter 23G, as so appearing, is hereby further
687 amended by striking out the definition of “Massachusetts Health and Educational Facilities
688 Authority” and inserting in place thereof the following 3 definitions:-

689 “Massachusetts Growth Capital Corporation” or “MGCC”, the former Massachusetts
690 Growth Capital Corporation established pursuant to chapter 40W, the power, functions, assets
691 and liabilities of which have been merged into the agency.

692 “Massachusetts Health and Educational Facilities Authority”, or “HEFA”, the authority
693 established under chapter 614 of the acts of 1968.

694 “Micro business”, a business entity with: (i) a principal place of business in the
695 commonwealth; (ii) not more than 10 full-time employees; and (iii) annual revenue of not more
696 than \$250,000.

697 SECTION 40. Said section 1 of said chapter 23G, as so appearing, is hereby further
698 amended by inserting after the definition of “Revenues” the following definition:-

699 “Small business”, a business entity, including its affiliates, that (i) is independently
700 owned and operated; (ii) has a principal place of business in the commonwealth; and (iii) would
701 be defined as a “small business” under applicable federal law, as established in the United States
702 Code and regulations promulgated from time to time by the United States Small Business
703 Administration.

704 SECTION 41. Section 2 of said chapter 23G, as most recently amended by section 126 of
705 chapter 7 of the acts of 2023, is hereby amended by striking out subsection (b) and inserting in
706 place thereof the following subsection:-

707 (b) The agency shall be governed and its corporate powers exercised by a board of
708 directors consisting of the secretary of administration and finance or their designee; the secretary
709 of economic development or their designee, who shall serve as chair; and 13 members appointed
710 by the governor, 1 of whom shall be experienced in real estate development, 1 of whom shall be
711 experienced in commercial or industrial credit, 1 of whom shall be experienced in mortgage
712 lending, 1 of whom shall be experienced in banking or investment banking, 1 of whom shall be
713 experienced in planning and the redevelopment of environmentally contaminated lands, 1 of

714 whom shall be a representative of organized labor, 1 of whom shall be experienced in
715 community economic development and employed by a CDC or a representative of the
716 Massachusetts Association of Community Development Corporations, 1 of whom shall be a
717 representative of a community bank in the commonwealth, 1 of whom shall be a representative
718 of an organization of small businesses or manufacturing companies in the commonwealth, 1 of
719 whom shall be experienced in small business financing or restructuring and 1 of whom shall be a
720 small business owner. Each member appointed by the governor shall serve for a term of 3
721 years; provided, however, that of the initial appointed members, 4 shall serve terms of 2 years
722 and 5 shall serve terms of 3 years. A person appointed to fill a vacancy in the office of a member
723 of the board shall be appointed in a like manner and shall serve for only the unexpired term of
724 such member. A member shall be eligible for reappointment. A member may be removed from
725 their appointment by the governor for cause.

726 SECTION 42. Said section 2 of said chapter 23G, as so amended, is hereby further
727 amended by striking out, in line 34, the word "Six" and inserting in place thereof the following
728 word:- Eight.

729 SECTION 43. Said section 2 of said chapter 23G, as so amended, is hereby further
730 amended by striking out subsection (l) and inserting in place thereof the following 3 subsections:

731 (l) The Agency shall be the successor to the Massachusetts Growth Capital Corporation,
732 previously established under chapter 40W. All real estate, property rights, personal property,
733 funds, moneys, revenues, receipts, contract rights or other intangible assets, equipment or other
734 ownership, possessory or security interests of any kind whatsoever, or any portion thereof, held
735 by said Massachusetts Growth Capital Corporation, including, but not limited to, funds

736 previously appropriated by the commonwealth for said Massachusetts Growth Capital
737 Corporation, shall be deemed for record notice and otherwise, as applicable, to belong to the
738 Agency on the same basis and with the same interest as previously held by the Massachusetts
739 Growth Capital Corporation. Any and all obligations and liabilities of said Massachusetts
740 Growth Capital Corporation shall become obligations and liabilities of the Agency. Any
741 resolution taken by or commitment made by the Massachusetts Growth Capital Corporation with
742 respect to any financing, including loans, bond issuances, guarantees and insurance and any other
743 action made by the Massachusetts Growth Capital Corporation shall be a resolution, commitment
744 or action of the Agency.

745 (m) The Massachusetts Growth Capital Corporation shall continue as long as it shall have
746 bonds or insurance or guarantee commitments outstanding and until its existence is terminated
747 by law. Upon the termination of the existence of the Agency, all right, title and interest in and to
748 all of its assets and all of its obligations, duties, covenants, agreements and obligations shall vest
749 in and be possessed, performed and assumed by the commonwealth.

750 (n) Any documentary materials or data whatsoever made or received by any member or
751 employee of the Agency and consisting of, or to the extent that such materials or data consist of,
752 trade secrets or commercial or financial information regarding the operation of any business
753 conducted by an applicant for any form of assistance that the Agency is empowered to render or
754 regarding the competitive position of such applicant in a particular field of endeavor, shall not be
755 deemed public records of the Agency and specifically shall not be subject to section 10 of
756 chapter 66. Any discussion or consideration of such trade secrets or commercial or financial
757 information may be held by the board in executive sessions closed to the public but the purpose
758 of any such executive session, shall be set forth in the official minutes of the Agency, and no

759 business that is not directly related to such purpose shall be transacted nor shall any vote be
760 taken during such executive session.

761 SECTION 44. Subsection (a) of section 3 of said chapter 23G, as appearing in the 2022
762 Official Edition, is hereby amended by striking out clause (34) and (35) and inserting in place
763 thereof the following 10 clauses:-

764 (34) to make loans, including working capital and contract based loans, provide
765 guarantees, loan insurance or reinsurance or otherwise provide financing or credit enhancing
766 devices for the operation of companies which have a principal place of business in the
767 commonwealth, including, but not limited to, loans to lending institutions under terms and
768 conditions requiring the proceeds of such loans to be used by such lending institutions for the
769 making of loans for the operation of companies;

770 (35) to contract or enter into agreements, licenses and easements, with municipalities, the
771 federal government, any agency thereof or any other person or entity, including, but not limited
772 to, the commonwealth, state and public agencies of the commonwealth, regional entities and
773 utility companies, to provide utility services, including, but not limited to, electricity, gas, cable
774 television, broadband and telephone services and to acquire, construct, maintain and operate any
775 such systems for utility services;

776 (36) to borrow money by the issuance of debt obligations whether tax exempt or taxable
777 and secure such obligations by the pledge of its revenues or of the revenues, mortgages and notes
778 of others; provided, however, that the corporation shall not issue debt obligations pursuant to this
779 clause if the principal amount of those debt obligations, when added to the principal amount of

780 existing debt obligations issued by the corporation under this clause, excluding debt obligations
781 previously refunded or to be refunded by the corporation, would exceed 30 million dollars;

782 (37) to consent, subject to any contract with noteholders or bondholders, whenever it
783 deems it necessary or desirable in the fulfillment of the purposes of this chapter, to the
784 modification, with respect to rate of interest, time of payment of an installment of principal or
785 interest, or other terms, of a mortgage, mortgage loan, mortgage loan commitment, contract or
786 other agreement to which the Agency is a party;

787 (38) to create, issue, buy and sell stock and other capital participation instruments, hold
788 such stock and capital participation instruments and underwrite the creation of a capital market
789 for these securities;

790 (39) to provide advisory services, technical assistance and training programs to small
791 businesses as may be necessary or desirable to carry out the purposes of this chapter;

792 (40) to create and issue shares that a person, firm or corporation may purchase; provided,
793 however, that each share issued shall be in the form of non-voting common stock with each share
794 having a par value of \$10; provided, however, that the total value of the shares issued shall not
795 exceed \$25,000,000;

796 (41) to make loans or grants to, or otherwise finance or invest in, a business to further the
797 purposes of this chapter; provided, further, that such loans or grants may be made to certified
798 community development corporations or other community based nonprofit entities for the
799 purpose of such corporations or entities providing financing to businesses;

800 (42) to provide loan guarantees to public or private entities for the purpose of causing
801 such entities to provide financing to a business; and

802 (43) to require, by contract in a financing agreement, or otherwise, specific operational
803 activities, financial actions or management changes, as conditions for the receipt of a loan,
804 financing or investment by the corporation.

805 SECTION 45. Said subsection (a) of said section 3 of said chapter 23G, as so appearing,
806 is hereby amended by inserting after clause (43), inserted by section , the following paragraph:-

807 No debt obligation issued under clause (36), stock or capital participation instrument
808 created under clause (38) or share issued under clause (40) by the Agency shall be or become an
809 indebtedness or obligation of the commonwealth, and it shall be plainly stated on the face of
810 each bond, capital participation instrument, share or other evidence of indebtedness that it does
811 not constitute an indebtedness or obligation of the commonwealth but is payable solely from the
812 revenues or income of the agency.

813 SECTION 46. Said chapter 23G is hereby further amended by adding the following 2
814 sections:

815 Section 48. (a) There shall be within the agency a division known as the growth capital
816 division to provide growth capital and other financial assistance to small businesses located
817 within the commonwealth.

818 (b) The agency may participate in projects to provide capital or increase or improve the
819 availability of capital; provided, that the agency shall find and incorporate in the official records
820 of the corporation that the project is reasonably expected to: (i) support or promote economic

821 development, revitalization or stability; (ii) promote employment opportunities for residents of
822 the commonwealth; (iii) promote the creation or retention of jobs; or (iv) support the creation or
823 expansion of a business sector whose success would enhance the economic development of the
824 commonwealth, quality of life of residents of the commonwealth or employment opportunities
825 for residents of the commonwealth.

826 The agency shall not participate in a project unless it determines, in writing, that its
827 participation is necessary because without such participation adequate funding for the project
828 would not be available or would be offered on terms that would preclude the success of the
829 project. The agency shall prioritize participation in projects that enhance the quality of life of a
830 target area as defined in section 2 of chapter 40H or enhance the quality of life and promote
831 employment opportunities for low- and moderate-income residents of the commonwealth. If a
832 certified community development corporation requests that the agency participate in a project,
833 the agency shall make a determination of whether the project is likely to provide employment
834 opportunities to or enhance the quality of life of low- and moderate-income residents of the
835 commonwealth, or whether the project supports the creation or expansion of the business sector
836 in the region served by the CDC.

837 (c) The agency may participate in projects to provide capital or increase or improve the
838 availability of capital available to minority-owned or women-owned contractors. The agency
839 shall not participate in a project unless it determines, in writing, that its participation is necessary
840 because without such participation adequate funding for the project would not be available or
841 would be offered on terms that would preclude the success of the project. The agency shall
842 endeavor to participate in projects each year that promote the equitable growth of minority-
843 owned or women-owned businesses.

844 (d) The agency may establish or invest in the capital stock of at least 1 corporation
845 organized to increase capital available to small businesses or to engage local residents and
846 businesses to work together to undertake programs, projects and activities that develop and
847 improve urban, rural and suburban communities by creating and expanding economic
848 opportunities for low- and moderate-income people. Without limitation, any such corporation
849 may: (i) serve as a financial intermediary between entities undertaking projects and small
850 businesses and public or private sources of capital, including, but not limited to, direct lenders,
851 guarantors or grant makers; and (ii) provide financial and managerial consulting services to
852 entities undertaking projects, small businesses and minority-owned or women-owned
853 contractors. Any corporation so organized may accomplish its purposes by means of investing in
854 the equity capital of, making grants to, making loans to or issuing loan guarantees to entities
855 undertaking projects or to small businesses. The agency may have a controlling or a minority
856 interest in such a corporation, as the directors of the agency shall determine; provided, however,
857 that at least 1 director of the agency shall sit on the board of directors of the corporation.

858 (e) Before making an investment in the equity capital of, making grants to, making loans
859 to or issuing loan guarantees to entities undertaking projects or to small businesses, a corporation
860 established or in which the agency has invested under subsection (d) shall make the following
861 findings:

862 (i) such action is consistent with the objectives of this section and may reasonably be
863 expected to contribute to the redevelopment and economic well-being of the commonwealth, will
864 create or retain jobs or will assist minority- or women-owned businesses;

865 (ii) the funds provided by the agency will be used solely in connection with the costs of
866 the project or the operation of the small business;

867 (iii) the contract for participation in a project requires adequate reporting of financial data
868 from the small business or project to such corporation, the contract requires that a business
869 receiving financial products shall participate in financial and managerial consulting services and
870 the contract includes a requirement for an annual or other periodic audit of the books of the
871 project or the small business; and

872 (iv) the corporation's participation is necessary to the successful completion of the
873 proposed project or to the success of the small business because funding for the project or small
874 business is unavailable in the traditional capital markets or that credit has been offered on terms
875 that would preclude the success of the project or the small business.

876 If the agency desires to sell or otherwise dispose of stock received under a contract under
877 this section, the small business or entity undertaking a project, or the small business or entity's
878 nominee, shall not later than 120 days have the right of first refusal upon the sale and the right to
879 meet a subsequent bona fide offer by a third party. The agency shall not, nor shall the agency in
880 combination with a corporation established or invested in by the agency under this section, own
881 more than 49 per cent of the voting stock in a small business. Upon the request of the agency,
882 the commissioner of banks shall examine the books of a corporation established or invested in by
883 the agency under this section, if such examination is a condition of the particular investment,
884 lending, loan guaranty or grant program administered by such corporation.

885 (f) The agency shall establish a program to support the provision of financial and
886 managerial consulting and technical assistance to eligible companies that receive financial

887 assistance from the commonwealth or any of the commonwealth's public authorities. Services
888 supported may include, but shall not be limited to, procurement of investment capital,
889 management, administration, production, product marketing, assisting business in securing
890 federal contracts and business expansion, renovation and diversification. The program may
891 include: (i) referrals to technical assistance provided without charge to eligible companies by
892 public and private small business support organizations; (ii) financial support to engage private
893 consultants; and (iii) a directory of organizations, experts and consultants available to be engaged
894 to offer financial or managerial consulting services. The agency shall coordinate the program
895 with the United State Small Business Administration, the Massachusetts Small Business
896 Development Center Network and other private for profit and nonprofit providers of consulting
897 and technical assistance to small businesses.

898 (g) The agency may provide matching grants to fund consulting and technical assistance
899 to small businesses who receive financial assistance from the commonwealth or any of the
900 commonwealth's public authorities. The grants shall be used by the recipient businesses to pay
901 for mandated small business consulting and technical assistance services. Prior to awarding a
902 grant, the agency shall have determined that the financial or managerial consulting services
903 mandated as a condition of financial support of the small business are not available without
904 charge from an entity participating in the program and that procuring such services creates a
905 hardship and impedes the likelihood of success of a project. Grants awarded pursuant to this
906 subsection shall require a 100 per cent match by the recipient.

907 (h) The agency may disburse loans and grants to low- and moderate-income
908 entrepreneurs who are forming, operating or expanding micro businesses in the commonwealth,

909 in consultation with the micro business development center established by section 69 of chapter
910 23A.

911 Section 49. (a) The agency may establish and administer an economic stabilization
912 program to provide flexible, high-risk financing:

913 (i) necessary to implement a change of ownership, corporate restructuring or turnaround
914 plan for economically viable but troubled businesses that face the likelihood of a large
915 employment loss in the commonwealth, closure of a plant located in the commonwealth or
916 failure without such a change of ownership, corporate restructuring or turnaround plan; provided,
917 however, that the program shall provide assistance to firms in specific mature industries for the
918 purpose of technological investment or upgrading of management operations in order for the
919 business to maintain future economic stability; and provided further, that the financial
920 participation of the agency shall aim to supplement private financial institutions and public
921 economic development agencies when such institutions are unable to provide all the financing or
922 bear all of the risk necessary to transfer ownership, restructure or turnaround a business where
923 the business might otherwise fail, experience closure of a plant located in the commonwealth or
924 greatly reduce its employment in the commonwealth; and

925 (ii) in connection with starting up employee-owned businesses or the implementation of
926 employee-ownership projects; provided, however, that the financial participation of the agency
927 shall aim to supplement private financial institutions and public economic development agencies
928 when such institutions are unable to provide all the financing or bear all of the risk necessary to
929 starting up an employee-owned business or implement an employee-ownership project.

930 (b) Before providing assistance in connection with the purchase of a troubled business
931 pursuant to clause (i) of subsection (a), the agency's directors shall determine and incorporate in
932 the minutes of a meeting of the directors that the business:

933 (i) is likely to experience a large loss of employment in the commonwealth, closure of a
934 plant located in the commonwealth or failure without the loan, financing or investment by the
935 agency;

936 (ii) within a specific mature industry, requires assistance to technological investment or
937 upgrading of management operations in order for the business to maintain future economic
938 stability;

939 (iii) or person seeking to purchase the troubled business has taken or shall take such
940 actions as the directors deem necessary to ensure the business has a reasonable chance to
941 continue as a successful business, including, but not limited to, changes in its operations,
942 financing or management, and that said actions are included as a condition for financing by the
943 agency in the financing agreement; and

944 (iv) or person seeking to purchase the troubled business has made diligent efforts to
945 obtain the financing necessary to continue its operations or transfer ownership of the business
946 from private financial institutions and public economic development agencies and such financing
947 is unavailable or has been offered on terms that would prevent the successful continuation or
948 change in ownership of the business.

949 (c) When providing assistance in connection with starting up an employee-owned
950 business or implementation of an employee-ownership project pursuant to this clause (ii) of

951 subsection (a), the directors shall determine and incorporate in the minutes of a meeting of the
952 directors that the business:

953 (i) or person seeking assistance has taken or shall take such actions as the directors deem
954 necessary to ensure that the employee-owned business or employee-ownership project has a
955 reasonable chance to succeed; and

956 (ii) except with respect to assistance for pre-feasibility and feasibility studies, has made
957 diligent efforts to obtain the financing necessary to institute or implement the employee-
958 ownership project from private financial institutions and public economic development agencies
959 and such financing is unavailable or has been offered on terms that would prevent the successful
960 institution or implementation of the employee-owned business or employee-ownership project.

961 (d) The agency shall seek to direct not less than 10 percent of the financing provided by
962 the economic stabilization program to businesses that are employee-owned businesses in order to
963 fulfill the purposes of this section.

964 SECTION 47. Chapter 23I of the General Laws is hereby amended by striking out
965 section 1, as appearing in the 2022 official edition, and inserting in place thereof the following
966 section:-

967 Section 1. The general court finds and declares that:

968 (1) research in the life sciences and regenerative and preventative medicine presents a
969 significant opportunity of yielding fundamental biological knowledge from which therapies may
970 emanate to relieve, on a large scale, human suffering from disease and injury;

971 (2) the extraordinary biomedical scientists working within institutions of higher
972 education, research institutes, hospitals and life sciences companies can contribute significantly
973 to the welfare of humanity by performing outstanding research in these fields;

974 (3) promoting the health of residents of the commonwealth is a fundamental purpose of
975 state government;

976 (4) promoting life sciences research to foster the development of the next generation of
977 health-related innovations, to enhance the competitive position of the commonwealth in this vital
978 sector of the economy and to improve the quality and delivery of health care for the people of the
979 commonwealth is a clear public purpose and governmental function;

980 (5) public support for and promotion of the life sciences will benefit the commonwealth
981 and its residents through improved health status and health outcomes, economic development
982 and contributions to scientific knowledge and such research will lead to breakthroughs and
983 improvements that might not otherwise be discovered due to the lack of existing market
984 incentives, especially in the area of regenerative and preventative medicine, such as stem cell
985 research;

986 (6) public support for, and promotion of, life sciences research has the potential to
987 provide cures or new treatments for many debilitating diseases that cause tremendous human
988 suffering and cost the commonwealth millions of dollars each year;

989 (7) it is imperative for the purposes of the commonwealth's competitiveness to invest in
990 life sciences research, biotechnology, nanotechnology, biosecurity and health-related artificial
991 intelligence to leverage revenues and encourage cooperation and innovation among public and
992 private institutions involved in life sciences research and related applications;

993 (8) the purpose of this chapter is to continue the establishment of the Massachusetts Life
994 Sciences Center, to grant that center the power to contract with other entities to receive other
995 funds and to disburse those funds consistent with the purpose of this chapter;

996 (9) the Massachusetts Life Sciences Center is intended to: (i) promote the best available
997 research in life sciences disciplines through diverse institutions and to build upon existing
998 strengths in the area of biosciences in order to spread the economic benefits across the
999 commonwealth; and (ii) foster improved health care outcomes in the commonwealth and the
1000 world; and

1001 (10) the investments of the life sciences center are intended to support future statewide,
1002 comprehensive strategies to lead the nation in life sciences-related research, innovations and
1003 employment.

1004 SECTION 48. Section 2 of said chapter 23I, as so appearing, is hereby amended by
1005 inserting after the definition of “Equity investment” the following definition:-

1006 “Health equity”, addressing the preventable disproportion and differences in the burden
1007 of disease, experienced by populations that have been disadvantaged by their social or economic
1008 status, geographic location or environment.

1009 SECTION 49. Said section 2 of said chapter 23I, as so appearing, is hereby further
1010 amended by striking out the definition of “Life sciences” and inserting in place thereof the
1011 following definition:-

1012 “Life sciences”, advanced and applied sciences that expand the understanding of human
1013 physiology and have the potential to lead to medical advances or therapeutic applications,

1014 including, but not limited to, agricultural biotechnology, biogenerics, bioinformatics, biomedical
1015 engineering, biopharmaceuticals, biotechnology, biosecurity, life sciences-related artificial
1016 intelligence, chemical synthesis, chemistry technology, diagnostics, genomics, image analysis,
1017 marine biology, marine technology, medical technology, medical devices, nanotechnology,
1018 natural product pharmaceuticals, proteomics, regenerative and preventative medicine, RNA
1019 interference, stem cell research and veterinary science.

1020 SECTION 50. Section 3 of said chapter 23I, as most recently amended by section 133 of
1021 chapter 7 of the acts of 2023, is hereby amended by striking out subsection (b) and inserting in
1022 place thereof the following subsection:-

1023 (b)(1) The center shall be governed and its corporate powers exercised by a board of
1024 directors consisting of: the secretary of administration and finance or a designee, who shall serve
1025 as co-chair; the secretary of economic development or a designee, who shall serve as co-chair;
1026 the president of the University of Massachusetts or a designee; and 6 members appointed by the
1027 governor, 1 of whom shall be a chief executive officer of a life sciences corporation based in the
1028 commonwealth and a member of the board of directors of the Massachusetts Biotechnology
1029 Council, Inc., 1 of whom shall be a researcher involved in the commercialization of
1030 biotechnology, pharmaceuticals, medical technology or medical diagnostic products, 1 of whom
1031 shall have significant experience in the medical device sector and be a member of the board of
1032 directors of the Massachusetts Medical Device Industry Council, Inc., 1 of whom shall have
1033 significant experience in the health equity subsector of the life sciences sector, 1 of whom shall
1034 have significant experience in the digital health subsector of the life sciences sector and 1 of
1035 whom shall be a member of the board of the Massachusetts Health and Hospital Association, Inc.

1036 (2) Each appointed member shall serve a term of 5 years; provided, however, that in
1037 making the initial appointments, the governor shall appoint 1 director to serve for a term of 1
1038 year, 1 director to serve for a term of 2 years, 1 director to serve for a term of 3 years and 1
1039 director to serve for a term of 4 years. A person appointed to fill a vacancy in the office of an
1040 appointed director of the board shall be appointed in a like manner and shall serve for only the
1041 unexpired term of such director. An appointed director shall be eligible for reappointment. A
1042 director appointed by the governor may be removed from their appointment by the governor for
1043 cause.

1044 SECTION 51. Said section 3 of said chapter 23I, as so amended, is hereby further
1045 amended by striking out, in line 38, the word “Four” and inserting in place thereof the following
1046 word:- Six.

1047 SECTION 52. Said section 3 of said chapter 23I, as so amended, is hereby further
1048 amended by inserting after the word “center,” in line 71 the following words:- ; provided,
1049 however, that the president may elect to appoint and employ a chief administrative and
1050 operational officer.

1051 SECTION 53. Section 4 of said chapter 23I, as most recently amended by section 134 of
1052 chapter 7 of the acts of 2023, is hereby amended by striking out, in line 64, the word
1053 “Investment” and inserting in place thereof the following word:- Breakthrough.

1054 SECTION 54. Subsection (a) of said section 4 of said chapter 23I, as so amended, is
1055 hereby amended by inserting after clause (23) the following clause:-

1056 (231/2) to disburse, appropriate, grant, loan or allocate bond proceeds to institutions of
1057 higher education, nonprofit organizations, other public or quasi-public entities in the

1058 commonwealth and certified life sciences companies; provided, however, that eligible grantees
1059 shall include private businesses; provided further, that grants shall be awarded and administered
1060 consistent with the strategic goals and priorities of the center; provided further, that grants
1061 administered for the purchase of equipment to be owned by, leased to or located within the
1062 premises of a private businesses shall be made in support of a partnership with an institution of
1063 higher education or nonprofit corporation with a mission of supporting the life sciences in the
1064 commonwealth; provided further, that a private university or business entity shall not be eligible
1065 for a grant unless the center has made a finding that a grant to such university or entity will result
1066 in a significant public benefit and the private benefit is incidental to a legitimate public purpose;
1067 and provided further, that grants shall be awarded in a manner that promotes geographic and
1068 social economic equity;.

1069 SECTION 55. Said section 4 of said chapter 23I, as so amended, is hereby further
1070 amended by striking out, in line 159, the words “Investment Fund, established pursuant to
1071 section 5” and inserting in place thereof the following word:- Breakthrough Fund, established
1072 pursuant to section 6.

1073 SECTION 56. Said subsection (a) of said section 4 of said chapter 23I, as so amended, is
1074 hereby further amended by striking out clauses (31) and (32) and inserting in place thereof the
1075 following 3 clauses:-

1076 (31) to track and report to the general court on federal initiatives that have an impact on
1077 life sciences companies doing business in the commonwealth;

1078 (32) to create award programs to acknowledge successful companies, public and private
1079 institutions and programs in industry-specific areas, as determined by the center; and

1080 (33) to convene an advisory board as may be necessary in its judgment to carry out the
1081 purposes of this chapter.

1082 SECTION 57. Section 5 of said chapter 23I, as most recently amended by section 135 of
1083 chapter 7 of the acts of 2023, is hereby amended by striking out, in line 64, the word
1084 “Investment” and inserting in place thereof the following word:- Breakthrough.

1085 SECTION 58. Said section 5 of said chapter 23I, as so amended, is hereby
1086 amended by striking out, in line 107, the figure “5” and inserting in place thereof the following
1087 figure:- 3.

1088 SECTION 59. Said chapter 23I is hereby further amended by striking out section
1089 6, as appearing in the 2022 Official Edition, and inserting in place thereof the following section:-

1090 Section 6. (a) There shall be within the center a Life Sciences Breakthrough Fund to
1091 finance the activities of the center. The fund shall be credited with: (i) any appropriations or
1092 other money authorized by the general court and specifically designated to be credited to the
1093 fund; (ii) additional funds subject to the direction and control of the center; (iii) pension funds;
1094 (iv) federal grants or loans directed to the fund; (v) royalties or private investment capital that
1095 may properly be applied in furtherance of the objectives of the fund; (vi) any proceeds from the
1096 sale of qualified investments secured or held by the fund; (vii) fees and charges imposed relative
1097 to the making of qualified investments as defined by the center, secured or held by the fund; and
1098 (viii) any other money that may be available to the center for the purposes of the fund from any
1099 other source or sources. Any funds deposited in the fund shall be available to the center for the
1100 purposes described in this section without further appropriation. All available money in the fund

1101 that is unexpended at the end of each fiscal year shall not revert to the General Fund and shall be
1102 available for expenditure in the subsequent fiscal year.

1103 (b) The center shall invest and reinvest the fund and the income thereof as follows:

1104 (i) making qualified investments pursuant to subsection (c);

1105 (ii) defraying the ordinary and necessary expenses of administration and operation
1106 associated with the center; provided, however, that administrative and operational expenses shall
1107 not exceed 15 per cent of the maximum amount authorized to be expended from the fund in a
1108 fiscal year;

1109 (iii) investing any funds not required for immediate disbursement in the purchase of such
1110 securities as may be lawful investments for fiduciaries in the commonwealth;

1111 (iv) paying binding obligations associated with such qualified investments that shall be
1112 secured by the fund as the same become payable; or

1113 (v) paying principal or interest on qualified investments secured by the fund or paying
1114 any redemption premium required to be paid when such qualified investments shall be redeemed
1115 prior to maturity; provided, however, that money in the fund shall not be withdrawn at any time
1116 in such an amount as would reduce the amount of the fund to less than the minimum requirement
1117 thereof established by the board, except for the purpose of paying binding obligations associated
1118 with qualified investments which shall be secured by the fund as the same become payable.

1119 (c) The fund shall be held and applied by the center, subject to the approval of the board,
1120 to make qualified investments, grants, research and other funding and loans designed to advance
1121 the following public purposes for the life sciences:

1122 (i) stimulating increased financing for the expansion of research and development by
1123 leveraging private financing for highly productive state-of-the-art research and development
1124 facilities, equipment and instrumentation and by providing financing related thereto, including,
1125 but not limited to, financing for the construction or expansion of such new facilities;

1126 (ii) making targeted investments, including research funding, proof of concept funding
1127 and funding for the development of devices, drugs or therapeutics and promoting manufacturing
1128 activities for new or existing advanced technologies and life sciences research; provided,
1129 however, that funding provided for the purchase of equipment to be owned by, leased to or
1130 located within the premises of a private businesses shall be made in support of a partnership with
1131 an institution of higher education or nonprofit corporation with a mission of supporting the life
1132 sciences in the commonwealth; provided further, that a private university or business entity shall
1133 not be eligible for funding unless the center has made a finding that such funding will result in a
1134 significant public benefit and the private benefit is incidental to a legitimate public purpose; and
1135 provided further, that grants shall be awarded in a manner that promotes geographic, social and
1136 economic equity.

1137 (iii) making matching grants to colleges, universities, independent research institutions,
1138 nonprofit entities, public instrumentalities, companies and other entities in connection with
1139 support from the federal government, industry and other grant-funding sources related to the
1140 expansion of research and development and increasing and strengthening economic
1141 development, employment opportunities and commercial and industrial sectors in the field of life
1142 sciences;

1143 (iv) providing bridge financing to colleges, universities, independent research institutions,
1144 nonprofit entities, public instrumentalities, companies and other entities for the receipt of grants
1145 as described in clause (iii) awarded or to be awarded by the federal government, industry or other
1146 sources;

1147 (v) providing fellowships, co-ops, high school internships, for which additional
1148 consideration shall be given to socially or economically disadvantaged students at schools where
1149 at least 80 per cent of the student population is eligible for free or reduced lunch, college
1150 internships, for which additional consideration shall be given to socially or economically
1151 disadvantaged students enrolled full-time or part-time at a community college, loans and grants;

1152 (vi) providing workforce training grants to prepare individuals for life sciences careers;

1153 (vii) providing funding for development, coordination and marketing of higher education
1154 programs; and

1155 (viii) making qualified grants to certified life sciences companies for site remediation,
1156 preparation and ancillary infrastructure improvement projects.

1157 (d) Proceeds of the fund may be used by the center to fund life sciences initiatives
1158 including, but not limited to:

1159 (i) international trade initiatives;

1160 (ii) qualified grants and equity investments to further workforce development and
1161 education in the life sciences and to promote a diverse life sciences workforce in the
1162 commonwealth;

1163 (iii) activities that facilitate the transfer of technology from the commonwealth's research
1164 institutions to the commonwealth's life science industries for productive use by such industries
1165 and targeted investments in proof of concept funding for emerging technologies;

1166 (iv) a program to promote the research and development of plant-made pharmaceuticals
1167 and industrial products through field trials, in collaboration with the department of agricultural
1168 resources;

1169 (v) initiatives to promote the research, development, adoption and productive application
1170 of artificial intelligence within the commonwealth's life science industries;

1171 (vi) initiatives to promote health equity, including programs that help to identify and
1172 address preventable disproportion and differences in the burden of disease or opportunities to
1173 achieve optimal health experienced by populations that have been disadvantaged by their social
1174 or economic status, geographic location or environment;

1175 (vii) initiatives to promote the efficient collection, storage and sharing of biological
1176 samples and health information to assist with research and development of new treatments for
1177 disease or otherwise improve patient outcomes;

1178 (viii) initiatives to promote biomanufacturing and supply chain resiliency in the life
1179 sciences in the commonwealth;

1180 (ix) initiatives to promote diversity and equity in life sciences entrepreneurship; and

1181 (x) a program to make qualified equity investments in early-stage life sciences companies
1182 and enterprises seeking to raise seed capital; provided, however, that qualified equity
1183 investments shall not exceed \$250,000 in any 1 enterprise; provided, however, that the center

1184 shall not make such qualified equity investments unless the: (A) investment has been approved
1185 by a majority vote of the board; (B) recipient is a life sciences company certified pursuant to
1186 section 5; and (C) center finds, to the extent possible, that a definite benefit to the
1187 commonwealth's economy may reasonably be expected from the investment.

1188 In evaluating a request or application for a qualified equity investment under clause (x),
1189 the center shall consider whether:

1190 (i) the proceeds of the qualified equity investment shall only be used to cover the seed
1191 capital needs of the enterprise except as hereinafter authorized;

1192 (ii) the enterprise has a reasonable chance of success;

1193 (iii) the center's participation is necessary to the success of the enterprise because funding
1194 for the enterprise is unavailable in the traditional capital markets or contingent upon matching
1195 funds or because funding has been offered on terms that would substantially hinder the success
1196 of the enterprise;

1197 (iv) the enterprise has reasonable potential to create a substantial amount of primary
1198 employment, as defined in section 1 of chapter 23G, in the commonwealth;

1199 (v) the enterprise's principals have made or are prepared to make a substantial financial
1200 and time commitment to the enterprise; (vi) the securities to be purchased shall be qualified
1201 securities;

1202 (vii) there is a reasonable possibility that the center shall, at a minimum, recoup its initial
1203 investment;

1204 (viii) binding commitments have been made to the center by the enterprise for adequate
1205 reporting of financial data to the center, which shall include a requirement for an annual or other
1206 periodic audit of the books of the enterprise, and for such control on the part of the center as the
1207 board shall consider prudent over the management of the enterprise to protect the investment of
1208 the center, including the board's right to access, without limitation, financial and other records of
1209 the enterprise; and

1210 (ix) a reasonable effort has been made to find a professional investor to invest in the
1211 enterprise and such effort was unsuccessful.

1212 (e) The center shall not make a qualified investment pursuant subsection (c) unless:

1213 (i) the investment has been approved by a majority vote of the board;

1214 (ii) the recipient is a certified life sciences company pursuant to section 5 or a project or
1215 initiative listed in subsection (d);

1216 (iii) the center finds, to the extent possible, that a definite benefit to the commonwealth's
1217 economy may reasonably be expected from the qualified investment; provided, however, that in
1218 evaluating a request or application for investment under this subsection, the center shall consider:

1219 (a) the appropriateness of the project;

1220 (b) whether the project has significant potential to expand employment in the
1221 commonwealth;

1222 (c) the project's potential to enhance technological advancements;

1223 (d) the project's potential to lead to a breakthrough medical treatment for a particular
1224 disease or medical condition;

1225 (e) the project's potential for leveraging additional funding or attracting resources to the
1226 commonwealth;

1227 (f) the project's potential to promote manufacturing in the commonwealth; and

1228 (g) evidence of potential royalty income and contractual means to recapture such income
1229 for the purposes of this chapter, as the center considers appropriate;

1230 (iv) to the extent said investment is a capital investment made pursuant to clause (viii) of
1231 subsection (c), the investment has been approved by the secretary of administration and finance
1232 upon request of the center; provided, however, that said request shall be submitted to the
1233 secretary in writing and shall include, but not be limited to:

1234 (A) a description of the project or program to be funded;

1235 (B) the economic benefits to the commonwealth that can reasonably be expected from the
1236 project or program;

1237 (C) a copy of the proposed contract or other document executing the transaction between
1238 the center and the recipient of the funds;

1239 (D) a description of the contractual or other legal remedies available to the center upon
1240 non-performance of the contract or other document executing the transaction by the recipient
1241 including, but not limited to, any provisions for restitution or reimbursement of the funds
1242 granted, loaned or otherwise invested in or with the recipient; and

1243 (E) any other information as the secretary may determine; and

1244 (v) the investment conforms with the rules approved by the board; provided, however,

1245 that said rules shall set the terms and conditions for investments that shall constitute qualified

1246 investments, including, but not limited to, loans, guarantees, loan insurance or reinsurance,

1247 equity investments, grants awarded pursuant to clause (iii) of subsection (c), other financing or

1248 credit enhancing devices, as established by the center directly, on its behalf or in conjunction

1249 with other public instrumentalities, private institutions or the federal government; provided

1250 further, that said rules shall provide that qualified investments made pursuant to clauses (i) and

1251 (ii) of said subsection (c) shall involve a transaction with the participation of at least 1 at-risk

1252 private party; provided further, that said rules shall establish the terms, procedures, standards and

1253 conditions that the center shall employ to identify qualified applications, process applications,

1254 make investment determinations, safeguard the fund, advance the objective of increasing

1255 employment opportunities, oversee the progress of qualified investments and secure the

1256 participation of other public instrumentalities, private institutions or the federal government in

1257 such qualified investments; and provided further, that said rules shall provide for negotiated

1258 intellectual property agreements between the center and a qualified investment recipient that

1259 shall include the terms and conditions by which the fund's support may be reduced or withdrawn.

1260 (f) The center may solicit investments by private institutions or investors in the activities

1261 of the fund and may reach agreements with such private institutions or investors regarding the

1262 terms of any such investments, including, but not limited to, the rights of such investors to

1263 participate in the income or appropriation of the fund. To further the objective of securing

1264 investments by private institutions or investors in the activities of the fund, the center may

1265 develop a proposal creating a separate investment entity, which shall permit the commingling of

1266 the fund's resources with maximum participation by such private institutions or investors in a
1267 manner consistent with the public purpose of the fund and under the terms and conditions
1268 established to protect and preserve the assets of the fund.

1269 (g) Copies of the approved rules, and any modifications, shall be submitted to the clerks
1270 of the senate and house of representatives, the house and senate committees on ways and means
1271 and the joint committee on economic development and emerging technologies.

1272 (h) Qualified investment transactions made by the center pursuant to this section shall
1273 not, except as specified in this chapter, be subject to chapter 175, shall be payable solely from the
1274 fund and shall not constitute a debt or pledge of the full faith and credit of the commonwealth,
1275 the center or any subdivision of the commonwealth.

1276 (i) The center shall not make an expenditure from or a commitment of the assets of the
1277 fund, including, but not limited to, the making of qualified investments secured by the fund, if
1278 following the making of said qualified investment, the amount of the fund shall be less than the
1279 minimum requirement established by the board.

1280 SECTION 60. Subsection (a) of section 7 of said chapter 23I, as so appearing, is hereby
1281 amended by adding the following sentence:- The center may, in its discretion, transfer funds
1282 from the Life Sciences Breakthrough Fund established under section 6 to the Dr. Craig C. Mello
1283 Small Business Equity Investment Fund to advance the purposes of this section.

1284 SECTION 61. Subsection (a) of section 8 of said chapter 23I, as so appearing, is hereby
1285 amended by adding the following sentence:- The center may, in its discretion, transfer funds
1286 from the Life Sciences Breakthrough Fund established under section 6 to the Dr. Judah Folkman
1287 Higher Education Grant Fund to advance the purposes of this section.

1288 SECTION 62. Sections 9, 10 and 12 of said chapter 23I are hereby repealed.

1289 SECTION 63. Section 15 of said chapter 23I, as so appearing, is hereby amended
1290 by striking out, in line 18, the words “October 1” and inserting in place thereof the following
1291 words:- December 31.

1292 SECTION 64. Section 1 of chapter 23J of the General Laws, as so appearing, is hereby
1293 amended by inserting after the definition of “Clean energy research” the following 3 definitions:-
1294 “Climatetech”, clean energy and other advanced and applied technologies that contribute
1295 to the decarbonization of the economy, reduce and mitigate greenhouse gas emissions or mitigate
1296 the impacts of climate change through adaptation, resiliency and environmental sustainability.

1297 “Climatetech company”, a business corporation, partnership, firm, unincorporated
1298 association or other entity engaged in research, development, innovation, manufacturing,
1299 deployment or commercialization of climatetech technologies in the commonwealth and any
1300 affiliate thereof, which is, or the members of which are, subject to taxation under chapter 62, 63,
1301 64H or 64I.

1302 “Climatetech research”, clean energy research and other advanced and applied research in
1303 new climatetech technologies.

1304 SECTION 65. Section 2 of said chapter 23J, as most recently amended by section 136 of
1305 chapter 7 of the acts of 2023, is hereby amended by striking out, in lines 16, 17, 23, 24, 25 and
1306 26, 30, 36, 39, 54, 55, 88 and 89, 90 and 102, the words “clean energy” and inserting in place
1307 thereof, in each instance, the following word:- climatetech.

1308 SECTION 66. Said section 2 of said chapter 23J, as so amended, is hereby further
1309 amended by striking out, in line 32, the word “clean” and inserting in place thereof the following
1310 word:- climatetech.

1311 SECTION 67. Section 3 of said chapter 23J, as appearing in the 2022 Official
1312 Edition, is hereby amended by striking out, in lines 14, 37, 72, 87, 90, 92, 109, 112, 113, 131 and
1313 132, 136, 141, 169, 170 and 171, 177 and 179, the words “clean energy” and inserting in place
1314 thereof, in each instance, the following word:- climatetech.

1315 SECTION 68. Said section 3 of said chapter 23J, as so appearing, is hereby further
1316 amended by striking out, in lines 66 and 134, the words “Clean Energy” and inserting in place
1317 thereof, in each instance, the following words:- Climatetech.

1318 SECTION 69. Section 5 of said chapter 23J, as so appearing, is hereby amended by
1319 striking out, in lines 26 and 28, the words “clean energy” and inserting in place thereof, in each
1320 instance, the following word:- climatetech.

1321 SECTION 70. Section 7 of said chapter 23J, as so appearing, is hereby amended by
1322 striking out, in lines 2, 3 and 7, the words “clean energy” and inserting in place thereof, in each
1323 instance, the following word:- climatetech.

1324 SECTION 71. Section 8 of said chapter 23J, as so appearing, is hereby amended by
1325 striking out, in lines 10, 14, 32 and 34, the words “clean energy” and inserting in place thereof,
1326 in each instance, the following word:- climatetech.

1327 SECTION 72. Section 9 of said chapter 23J, as so appearing, is hereby amended by
1328 inserting after the words “renewable energy”, in lines 24, 26, 28, 29, 31, 32, 36, 41, 54, 97, 105
1329 and 134, in each instance, the following words:- and climatetech.

1330 SECTION 73. Said section 9 of said chapter 23J, as so appearing, is hereby further
1331 amended by inserting after the words “clean energy”, in lines 52 and 58, in each instance, the
1332 following words:- and climatetech.

1333 SECTION 74. Subsection (d) of said section 9 of said chapter 23J, as so appearing, is
1334 hereby amended by striking out clauses (i) to (v), inclusive, and inserting in place thereof the
1335 following 5 clauses:-

1336 (i) the growth of the renewable energy-provider and climatetech industry; (ii) the use of
1337 renewable energy by electricity customers in the commonwealth; (iii) public education and
1338 training regarding renewable energy and climatetech, including, but not limited to, promoting
1339 programs and investments that lead to pathways toward economic self-sufficiency for low- and
1340 moderate-income individuals and communities in the clean energy and climatetech industry; (iv)
1341 product and market development; (v) pilot and demonstration projects and other activities
1342 designed to increase the use and affordability of renewable energy and climatetech resources by
1343 and for consumers in the commonwealth;

1344 SECTION 75. Subsection (f) of said section 9 of said chapter 23J, as so appearing, is
1345 hereby further amended by inserting after the word “projects”, in line 123, the following words:-
1346 ; provided, that climatetech technologies eligible for assistance shall be consistent with the
1347 definition of climatetech provided in section 1.

1348 SECTION 76. Section 9A of said chapter 23J, as so appearing, is hereby amended
1349 by striking out, in line 24, the words “clean energy” and inserting in place thereof the following
1350 word:- climatetech.

1351 SECTION 77. Subsection (b) of said section 9A of said chapter 23J, as appearing in the
1352 2022 Official Edition, is hereby amended by striking out clauses (11) and (12), and inserting in
1353 place thereof the following 4 clauses:-

1354 (11) provide funding for planning, technical and program support to enable a
1355 municipality or group of municipalities with an approved municipal load aggregation plan
1356 authorized pursuant to section 134 of chapter 164, or with approved aggregations authorized
1357 pursuant to section 137 of said chapter 164 and other private aggregations with plans approved
1358 by the center, to enter into a long-term contract to purchase electricity from an offshore wind
1359 developer;

1360 (12) promote jobs and economic and workforce development through capital grants to
1361 companies and governmental entities to of support and stimulate research and development,
1362 innovation, manufacturing, commercialization and deployment of offshore wind in the
1363 commonwealth;

1364 (13) provide for the necessary and reasonable administrative and personnel costs of the
1365 center or of the executive office of energy and environmental affairs related to administering the
1366 fund; and

1367 (14) otherwise further the public purposes set forth in this section.

1368 SECTION 78. Said section 9A of said chapter 23J, as so appearing, is hereby further
1369 amended by inserting after the word “energy”, in line 132, the following words:- , climatetech.

1370 SECTION 79. Section 10 of said chapter 23J, as so appearing, is hereby amended by
1371 striking out, in lines 3 and 6, the words “clean energy” and inserting in place thereof, in each
1372 instance, the following word:- climatetech.

1373 SECTION 80. Section 13 of said chapter 23J, as so appearing, is hereby amended by
1374 striking out, in lines 1, 6, 7, 13, 14 and 15, 17, 18, 20, 23 and 24, 24, 26, 33 and 34, 34, 36 and
1375 37, 42, 44, 49, 56, 64 and 75, the words “clean energy” and inserting in place thereof, in each
1376 instance, the following word:- climatetech.

1377 SECTION 81. Section 15 of said chapter 23J, as so appearing, is hereby amended by
1378 striking out, in lines 2 and 71, the words “Clean Energy”and inserting in place thereof, in each
1379 instance, the following word:- Climatetech.

1380 SECTION 82. Said section 15 of said chapter 23J, as so appearing, is hereby further
1381 amended by striking out, in lines 8, 18, 21, 22, 25, 30 and 31, 35 and 36, 38, 40, 42, 44 and 45
1382 and 47, the words “clean energy” and inserting in place thereof, in each instance, the following
1383 word:- climatetech.

1384 SECTION 83. Subsection (b) of said section 15 of said chapter 23J, as so appearing, is
1385 hereby amended by striking out clauses (ix) and (x) and inserting in place thereof the following 3
1386 clauses:-

1387 (ix) supporting the long-term coexistence and sustainability of the fishing and
1388 climatetech industries;

1389 (x) promoting jobs and economic and workforce development through capital grants to
1390 companies and governmental entities to support and stimulate research and development,
1391 innovation, manufacturing, commercialization and deployment of climatetech technologies in the
1392 commonwealth; and

1393 (xi) providing for the necessary and reasonable administrative and personnel costs of the
1394 center or of the executive office of energy and environmental affairs related to administering the
1395 fund.

1396 SECTION 84. Said chapter 23J is hereby further amended by adding the following
1397 section:-

1398 Section 16. (a) There shall be within the center a climatetech industry tax incentive
1399 program that shall be administered by the center. The purpose of the program shall be to develop
1400 and expand climatetech industry-related employment opportunities in the commonwealth and to
1401 promote climatetech-related economic development in the commonwealth by supporting and
1402 stimulating research, development, innovation, manufacturing and deployment in the climatetech
1403 sector. Certified climatetech companies shall be eligible for participation in the program.

1404 (b) The center may, upon a majority vote of the board, certify a company as a climatetech
1405 company upon: (i) the timely receipt, as determined by the center, of a certification proposal
1406 supported by independently verifiable information, signed under the pains and penalties of
1407 perjury by a person expressly authorized to contract on behalf of the company and shall include,
1408 but not be limited to, an estimate of the projected new state revenue the company expects to
1409 generate during the period for which the company seeks certification together with a plan that
1410 shall include, but not be limited to: (A) precise goals and objectives by which the company

1411 proposes to achieve the projected new state revenue; (B) an estimate of the number of
1412 permanent, full-time employees to be hired or retained; (C) an estimate of the year in which the
1413 company expects to hire or retain the employees; (D) an estimate of the projected average
1414 salaries of said employees; (E) an estimate of the projected taxable income pursuant to chapter
1415 62 generated by said employees; (F) an estimate of the methods by which the company shall
1416 obtain new employees and pursue a diverse workforce; and (G) if applicable, an estimate of the
1417 company's planned capital investment in the commonwealth; and (ii) findings made by the
1418 center, based on the certification proposal, documents submitted therewith and any additional
1419 investigation by the center that shall be incorporated in its approval, that: (A) the company is
1420 likely to contribute substantially to research, development, innovation, manufacturing,
1421 commercialization or deployment of climatetech in the commonwealth; (B) the company has a
1422 substantial likelihood of meeting all statutory requirements and any other criteria that the center
1423 may prescribe, including, but not limited to, criteria in the following areas: (1) leveraging
1424 additional funding or attracting additional resources to the commonwealth; (2) increasing
1425 research, development, innovation, manufacturing, commercialization or deployment of climate
1426 technologies within the commonwealth; and (3) creating employment in the commonwealth; and
1427 (B) the company has a substantial likelihood of meeting its state revenue, employment growth
1428 and applicable capital investment projections, as specified in the certification proposal, over the
1429 period for which it receives benefits.

1430 (c)(1) Certification granted pursuant to subsection (b) shall be valid for 5 years starting
1431 with the tax year in which certification is granted. Each certified climatetech company shall file
1432 an annual report with the center certifying whether it has met the specific targets established in

1433 the proposal pursuant to clause (i) of subsection (b) and, if not, detailing its progress towards
1434 those targets.

1435 (2) The certification of a climatetech company may be revoked by the center after an
1436 investigation by the center and a determination that the climatetech company is in material
1437 noncompliance with its certification proposal; provided, however, that the center shall review
1438 each certified climatetech company at least annually. Revocation shall take effect on the first day
1439 of the tax year in which the center determines the certified climatetech company to be in material
1440 noncompliance. The commissioner of revenue shall, as of the effective date of the revocation,
1441 disallow any credits allowed by the original certification of tax benefits under this section. The
1442 commissioner of revenue shall issue regulations to establish a process to recapture the value of
1443 any credits allowed by the certification under this section. For the purposes of this paragraph,
1444 “material noncompliance” shall mean the failure of a certified climatetech company to
1445 substantially achieve the new state revenue, job growth and capital investment projections set
1446 forth in its certification proposal or any other act, omission or misrepresentation by the certified
1447 climatetech company that frustrates the public purpose of the program.

1448 (3) Nothing in this subsection shall limit any legal remedies available to the
1449 commonwealth against any certified climatetech company.

1450 (d) The center, in consultation with the department of revenue, may annually
1451 authorize incentives, including those established in subsections (ee) and (ff) of section 6 of
1452 chapter 62, subsection (j) of section 38M of chapter 63, sections 38OO, 38PP and 38QQ of said
1453 chapter 63, the second paragraph of subsection (c) of section 42B of said chapter 63 and
1454 subsection (yy) of section 6 of chapter 64H, which shall not exceed \$30,000,000 annually. The

1455 center, in consultation with the department of revenue, may limit the incentives to a specific
1456 dollar amount or time duration or in any other manner deemed appropriate by the department of
1457 revenue; provided, however, that the department of revenue shall only allocate the incentives
1458 among certified climatetech companies.

1459 The center, in consultation with the department of revenue, shall provide an estimate to
1460 the secretary of administration and finance of the tax cost of extending benefits to a proposed
1461 project before certification, as approved by the commissioner of revenue, based on reasonable
1462 projections of project activities and costs. Tax incentives shall not be available to a certified
1463 climatetech company unless expressly granted by the secretary of administration and finance in
1464 writing.

1465 SECTION 85. Section 18 of chapter 23N of the General Laws, as most recently amended
1466 by section 137 of chapter 7 of the acts of 2023, is hereby amended by striking out subsections (b)
1467 and (c) and inserting in place thereof the following 2 subsections:-

1468 (b) The fund shall be administered by the secretary of economic development. Money in
1469 the fund shall be competitively granted pursuant to existing workforce development programs
1470 that develop and strengthen workforce opportunities for low-income communities or vulnerable
1471 youth and young adults in the commonwealth, including providing opportunities and strategies to
1472 promote stable employment and wage growth, or competitively granted to eligible recipients
1473 described in subsection (c).

1474 (c) Eligible grant recipients shall provide opportunities that: (i) target at-risk youth,
1475 including resources to empower youth to succeed in the workforce; (ii) provide job skills
1476 trainings, including programs offering trainings in multiple languages and areas for development,

1477 including education and hands on skills; (iii) promote adult literacy, including strategies to
1478 master reading and writing and providing digital formats to increase accessibility; and (iv)
1479 provide English language learning programs to promote access to the workforce; provided,
1480 however, that as an alternative, eligible grant recipients may provide opportunities that: (i)
1481 provide job skills trainings, including education and hands-on skills for individuals with
1482 intellectual, developmental or physical disabilities; or (ii) facilitate work permits, professional
1483 credentialing or other workforce opportunities for non-citizens permanently residing under color
1484 of law or otherwise lawfully present in the commonwealth. The secretary of economic
1485 development shall establish criteria to evaluate applications for the grant program; provided,
1486 however, that the criteria shall include, but shall not be limited to, at-risk populations; provided
1487 further, that preference shall be given to eligible grant recipients providing opportunities for
1488 individuals who meet not less than 2 of the following: (i) are under 30 years of age; (ii) are a
1489 victim of violence; (iii) are over 18 years of age and do not have a high school diploma; (iv) have
1490 been convicted of a felony; (v) have been unemployed or have had a family income below 250
1491 per cent of the federal poverty level for not less than 6 months; (vi) live in a census tract where
1492 over 20 per cent of the populations fall below the federal poverty line; or (vii) have an
1493 intellectual, developmental or physical disability.

1494 SECTION 86. Subsection (b) of section 29K of said chapter 29, as appearing in the 2022
1495 Official Edition, is hereby amended by adding the following sentence:- Notwithstanding any
1496 general or special law to the contrary, the board of directors of a state authority may meet
1497 independently of management or in executive session to discuss matters pertaining to said audit
1498 or compensation committees.

1499 SECTION 87. Section 1 of chapter 30B of the General Laws, as so appearing, is hereby
1500 amended by adding the following subsection:-

1501 (g) Notwithstanding section 39M of chapter 30 or any other general or special law
1502 to the contrary, a governmental body may procure (i) broadband internet service; (ii) the design,
1503 installation, maintenance and operation of fiber optic cables and other equipment to provide
1504 broadband internet service to a public building or buildings; and (iii) the design, installation,
1505 maintenance and operation of a wireless communication network for a public building or public
1506 land, or any combination of the foregoing, in a single procurement conducted in accordance with
1507 section 5. Any such fiber optic cables, wireless network equipment and other physical
1508 improvements designed, installed, maintained and operated pursuant to such procurement shall
1509 be considered supplies.

1510 SECTION 88. Section 59 of chapter 40 of the General Laws, as so appearing, is hereby
1511 amended by striking out, in lines 5 and 6, the words “and pursuant to regulations issued by the
1512 economic assistance coordinating council established under section 3B of chapter 23A,”.

1513 SECTION 89. Said section 59 of said chapter 40, as so appearing, is hereby further
1514 amended by striking out subsection (i) and inserting in place thereof the following subsection:-

1515 (i) includes a description of the parcels to be included in the agreement;.

1516 SECTION 90. Said section 59 of said chapter 40, as so appearing, is hereby
1517 further amended by striking out, in line 30, the words “within such TIF area”.

1518 SECTION 91. Said section 59 of said chapter 40, as so appearing, is hereby
1519 further amended by striking out, in lines 32 and 33, the words “as required by said regulations”.

1520 SECTION 92. Said section 59 of said chapter 40, as so appearing, is hereby
1521 further amended by striking out subsection (vii).

1522 SECTION 93. Said section 59 of said chapter 40, as so appearing, is hereby
1523 further amended by striking out, in line 90, the figure “(viii)” and inserting in place thereof the
1524 following figure:- (vii).

1525 SECTION 94. Said section 59 of said chapter 40, as so appearing, is hereby
1526 further amended by striking out, in lines 91 and 92, the words “and the economic assistance
1527 coordinating council”.

1528 SECTION 95. Section 6 of chapter 40A of the General Laws, as so appearing, is hereby
1529 amended by striking out the second paragraph and inserting in place thereof the following
1530 paragraph:-

1531 A zoning ordinance or by-law shall provide that construction or operations under a
1532 building permit shall conform to any subsequent amendment of the ordinance or by-law unless
1533 the use or construction is commenced not more than 12 months after the issuance of the permit
1534 and, in cases involving construction, unless such construction is continued through to completion
1535 as continuously and expeditiously as is reasonable. Construction or operations under a special
1536 permit issued pursuant to section 9, or site plan approval pursuant to the local ordinance or by-
1537 law, shall conform to any subsequent amendment of the zoning ordinance or by-law or of any
1538 other local land use regulations unless the use or construction is commenced within 3 years after
1539 the issuance of the special permit or site plan approval and, in cases involving construction,
1540 unless such construction is continued through to completion as continuously and expeditiously as
1541 is reasonable. Construction involving the redevelopment of previously disturbed land shall be

1542 deemed to have commenced upon substantial investment in site preparation or infrastructure
1543 construction and construction of developments intended to proceed in phases shall proceed
1544 expeditiously, but not continuously, among phases.

1545 SECTION 96. Section 4G of chapter 40J of the General Laws, as so appearing, is hereby
1546 amended by inserting after the word “granted”, in line 21, the following words:- ; provided
1547 further, that the University of Massachusetts may leverage funding sourced from an agency to
1548 meet the match requirement.

1549 SECTION 97. Subsection (c) of section 6B of said chapter 40J, as most recently amended
1550 by section 179 of chapter 7 of the acts of 2023, is hereby amended by striking out the last
1551 sentence.

1552 SECTION 98. Chapter 40W of the General Laws is hereby repealed.

1553 SECTION 99. Section 2 of chapter 43D of the General Laws, as appearing in the 2022
1554 Official Edition, is hereby amended by striking out the definition of “Interagency permitting
1555 board”.

1556 SECTION 100. Said section 2 of said chapter 43D, as so appearing, is hereby further
1557 amended by striking out the definition of “Priority development site” and inserting in place
1558 thereof the following 2 definitions:-

1559 “Permit regulatory office”, the office within the executive office of economic
1560 development pursuant to section 3H of chapter 23A.

1561 “Priority development site”, a privately or publicly owned property that is: (i) eligible
1562 under applicable zoning provisions, including special permits or other discretionary permits, for

1563 the development or redevelopment of a building of not less than 50,000 square feet of gross floor
1564 area in new or existing buildings or structures; and (ii) designated as a priority development site
1565 by the permit regulatory office; provided, however, that several parcels or projects may be
1566 included within a single priority development site.

1567 SECTION 101. Section 3 of said chapter 43D, as so appearing, is hereby amended
1568 by striking out subsections (a) and (b) and inserting in place thereof the following 2 subsections:-

1569 (a) A governing body seeking designation of a priority development site shall file a
1570 formal proposal with the permit regulatory office. If the proposal includes an intention to
1571 develop housing within the priority development site, the governing body shall provide a copy of
1572 the proposal to the secretary of housing and livable communities. The proposal shall include: (i)
1573 a detailed description of the property; (ii) a good faith commitment to comply with this chapter;
1574 (iii) a description of the uses that could be developed within the priority development site; and
1575 (iv) such other information as the secretary shall, after consultation with the secretary of energy
1576 and environmental affairs, the secretary of housing and livable communities and the secretary of
1577 transportation, require by regulation or guidelines .

1578 (b) The secretary shall by regulation or guidelines establish the criteria for designating
1579 priority development sites. These criteria shall include a preference for areas that include at least
1580 1 of the following: (i) underutilized buildings or facilities; (ii) adequate utilities for the types of
1581 development anticipated to occur; (iii) convenient access to a public transit station; or (iv) areas
1582 in which electric grid capacity can satisfy new all electric building. Priority development sites
1583 shall not include areas containing highly sensitive natural resources or areas in which

1584 development would be at significant risk from rising sea levels or other flood risk caused or
1585 exacerbated by climate change.

1586 SECTION 102. Section 11 of said chapter 43D, as so appearing, is hereby amended by
1587 striking out, in lines 2 and 3, the words “unless the permit expressly allows the transfer without
1588 the approval of the issuing authority” and inserting in place thereof the following words:- except
1589 as provided in a local ordinance or by-law, or an applicable state law or regulation.

1590 SECTION 103. Said chapter 43D is hereby further amended by striking out section 12, as
1591 so appearing, and inserting in place thereof the following section:-

1592 Section 12. A municipality containing a priority development site shall receive priority
1593 consideration for: (i) grant programs administered by the executive office of economic
1594 development; (ii) state resources for business development, including, but not limited to, quasi-
1595 public financing and training programs; (iii) brownfields remediation assistance administered by
1596 the Massachusetts Development Finance Agency; and (iv) technical assistance provided by the
1597 regional planning council; provided, however, that such state financial or technical assistance is
1598 intended to facilitate development within the priority development site; and provided further, that
1599 priority consideration for such grants and other financial assistance shall apply only to a
1600 municipality that is in compliance with the multi-family zoning requirements under section 3A
1601 of chapter 40A, if applicable.

1602 SECTION 104. Section 13 of said chapter 43D is hereby repealed.

1603 SECTION 105. Section 6 of chapter 62 of the General Laws, as most recently amended
1604 by section 6 of chapter 88 of the acts of 2024, is hereby amended by striking out, in line 149, the
1605 words “‘EDIP contract’ and ‘proposed project’” and inserting in place thereof the following

1606 words:- “EDIP contract”, “proportion of compliance”, “proposed project” and “refundable
1607 credit”.

1608 SECTION 106. Paragraph (3) of subsection (g) of said section 6 of said chapter 62, as
1609 most recently amended by section 215 of chapter 7 of the acts of 2023, is hereby amended by
1610 striking out the last sentence and inserting in place thereof the following 2 sentences:- The
1611 EACC shall provide the commissioner with the documentation that the commissioner deems
1612 necessary to confirm compliance with the annual cap, and the commissioner shall provide a
1613 report confirming compliance to the secretary of administration and finance and the secretary of
1614 economic development. Notwithstanding section 21 of chapter 62C, the department of revenue
1615 shall provide the EACC with documentation confirming tax credits claimed under this subsection
1616 by the owner or lessee of a certified project.

1617 SECTION 107. Paragraph (8) of said subsection (g) of said section 6 of said chapter 62,
1618 as appearing in the 2022 Official Edition, is hereby amended by striking out the last sentence and
1619 inserting in place thereof the following sentence:- The amount of credits subject to recapture
1620 shall be equal to the taxpayer’s proportion of compliance, as determined by the EACC as part of
1621 its revocation process and reported to the taxpayer and the department of revenue at the time that
1622 certification is revoked.

1623 SECTION 108. Said section 6 of said chapter 62, as most recently amended by section 6
1624 of chapter 88 of the acts of 2024, is hereby further amended by striking out subsection (t).

1625 SECTION 109. Said section 6 of said chapter 62, as so amended, is hereby further
1626 amended by striking out, in line 1422, the figure “50” and inserting in place thereof the following
1627 figure:- 10.

1628 SECTION 110. Said section 6 of said chapter 62, as so amended, is hereby further
1629 amended by striking out, in line 1468, the word “its” and inserting in place thereof the following
1630 words:- the owner’s.

1631 SECTION 111. Said section 6 of said chapter 62, as so amended, is hereby further
1632 amended by striking out, in line 1488, the words “owner’s capital investment in” and inserting in
1633 place thereof the following words:- total leasable square footage of.

1634 SECTION 112. Said section 6 of said chapter 62, as so amended, is hereby further
1635 amended by striking out, in lines 1489 and 1490, the words “employ, in the aggregate with other
1636 tenants at the offshore wind facility, not less than 200” and inserting in place thereof the
1637 following words:- employ not less than 50.

1638 SECTION 113. Said section 6 of said chapter 62, as so amended, is hereby further
1639 amended by adding the following 3 subsections:-

1640 (ee)(1) As used in this subsection, the following words shall have the following meanings
1641 unless the context clearly requires otherwise:-

1642 “Capital investment”, expenses incurred for the site preparation and construction,
1643 repair, renovation, improvement or equipping of a building, structure or facility or other
1644 improvements to real property, including, but not limited to, site-related utility and transportation
1645 infrastructure improvements.

1646 “Center”, the Massachusetts clean energy technology center established in section
1647 2 of chapter 23J.

1648 “Certified climatetech company”, a climatetech company as defined in section 1
1649 of chapter 23J and certified pursuant to section 16 of said chapter 23J.

1650 “Climatetech facility”, any building, complex of buildings or structural components of
1651 buildings, including access infrastructure and machinery and equipment used in the research,
1652 manufacturing, assembly, development, provision or administration of goods or services in the
1653 climatetech sector.

1654 “Owner”, a taxpayer subject to tax under this chapter that: (i) holds title to a
1655 climatetech facility; or (ii) ground leases the land underlying a climatetech facility for not less
1656 than 50 years.

1657 “Tenant”, a taxpayer subject to tax under this chapter that is a lessee in a climatetech
1658 facility.

1659 (2) An owner or tenant, to the extent authorized by the climatetech tax incentive
1660 program established in section 16 of chapter 23J, may take a refundable credit against the taxes
1661 imposed by this chapter in an amount, as determined by the center, of not more than 50 per cent
1662 of the owner’s total capital investment in a climatetech facility. The total amount of tax credit
1663 awarded pursuant to this section shall be distributed in equal parts over the 5 taxable years that
1664 correspond with the period in which the owner or tenant is certified pursuant to said section 16 of
1665 said chapter 23J.

1666 (3) An owner shall be eligible for a tax credit authorized under this subsection if
1667 the owner demonstrates to the center that the: (i) owner is a certified climatetech company; (ii)
1668 owner's total capital investment in the climatetech facility is not less than \$5,000,000; and (iii)
1669 climatetech facility will employ not less than 50 new full-time employees by the fifth year of the

1670 owner's certification period under section 16 of chapter 23J. Upon verification, the center shall
1671 provide this information to the department of revenue for the purpose of administering the credit.

1672 (4) A tenant shall be eligible for a tax credit authorized pursuant to this subsection if the
1673 tenant demonstrates to the center that the: (i) tenant is a certified climatetech company; (ii)
1674 owner has made a total capital investment in the facility that is not less than \$5,000,000; (iii)
1675 tenant occupies a leased area of the climatetech facility that represents not less than 25 per cent
1676 of the total leasable square footage of the facility; and (iv) tenant will employ not less 13 full-
1677 time employees by the fifth year of the tenant's certification period under section 16 of chapter
1678 23J. Upon verification, the center shall provide this information to the department of revenue for
1679 the purpose of administering the credit. The amount of tax credits awarded under this subsection
1680 to a tenant for a taxable year shall not exceed the tenant's total lease payments for occupancy of
1681 the climatetech facility for the taxable year.

1682 (5) The department of revenue shall issue the refundable portion of the credit without
1683 further appropriation and in accordance with the cumulative amount, including the current year
1684 costs of incentives allowed in previous years, which shall not exceed \$30,000,000 annually as set
1685 forth in subsection (d) of section 16 of chapter 23J.

1686 (6) The credit under this subsection shall be attributed on a pro rata basis to the owners,
1687 partners or members of the legal entity entitled to the credit under this subsection and shall be
1688 allowed as a credit against the tax due under this chapter from such owners, partners or members
1689 in a manner determined by the commissioner.

1690 (7) The department of revenue shall promulgate such rules and regulations as necessary
1691 to administer the credit established in this section.

1692 (ff)(1) A taxpayer, to the extent authorized by the climatetech tax incentive
1693 program established in subsection (d) of section 16 of chapter 23J, may be allowed a refundable
1694 jobs credit against the tax liability imposed under this chapter in an amount determined by the
1695 Massachusetts clean energy technology center, in consultation with the department of revenue.

1696 (2) A taxpayer taking a credit under this subsection shall commit to the creation of not
1697 less than 5 net new permanent full-time employees in the commonwealth.

1698 (3) A credit allowed under this subsection shall reduce the liability of the taxpayer under
1699 this chapter for the taxable year. If a credit claimed under this subsection by a taxpayer exceeds
1700 the taxpayer's liability as otherwise determined under this chapter for the taxable year, 90 per
1701 cent of such excess credit, to the extent authorized by the climatetech tax incentive program,
1702 shall be refundable to the taxpayer. Excess credit amounts shall not be carried forward to other
1703 taxable years.

1704 (4) The department of revenue shall issue the refundable portion of the jobs credit
1705 without further appropriation and in accordance with the cumulative amount, including the
1706 current year costs of incentives allowed in previous years, which shall not exceed \$30,000,000
1707 annually as set forth in subsection (d) of section 16 of chapter 23J.

1708 (5) The credit under this subsection shall be attributed on a pro rata basis to the owners,
1709 partners or members of the legal entity entitled to the credit under this subsection and shall be
1710 allowed as a credit against the tax due under this chapter from such owners, partners or members
1711 in a manner determined by the commissioner.

1712 (gg)(1) An employer engaged in business within the commonwealth that is not a business
1713 corporation subject to the excise under chapter 63 may be allowed a credit each taxable year

1714 against the tax liability imposed by this chapter equal to \$5,000 or 50 per cent of the wages paid
1715 to each net-new qualified intern employed in the taxable year, whichever is less. If a credit
1716 allowed by this subsection exceeds the tax otherwise due under this chapter, 100 per cent of the
1717 balance of such credit may, at the option of the taxpayer, be refunded to the taxpayer.

1718 (2) For an employer to be eligible for a credit under this subsection: (i) the intern
1719 shall be enrolled in or a recent graduate of a public or private institution of higher education
1720 located within the commonwealth; (ii) the intern shall have been employed as a qualified intern
1721 by the employer for not less than 12 weeks in the taxable year for which the credit is claimed;
1722 and (iii) the employer shall demonstrate that the total number of interns employed in the taxable
1723 year exceeds the average number of interns employed by the taxpayer per year over the previous
1724 3 years. An intern shall not be qualified if such intern is participating in another internship or
1725 apprenticeship program for which an employer has claimed a credit in the taxable year under this
1726 subsection or chapter 63.

1727 (3) The total cumulative value of the credits authorized pursuant to this subsection and
1728 section 38RR of chapter 63 shall not exceed \$10,000,000 annually. An employer shall not claim
1729 more than \$100,000 in credits under this subsection for any taxable year. A credit allowed under
1730 this subsection shall not be transferable.

1731 (4) The credit under this subsection shall be attributed on a pro rata basis to the owners,
1732 partners or members of the legal entity entitled to the credit under this subsection and shall be
1733 allowed as a credit against the tax due under this chapter of such owners, partners or members, in
1734 a manner determined by the commissioner.

1735 (5) The executive office of economic development, in consultation with the
1736 commissioner, shall authorize, administer and determine eligibility for the tax credit pursuant to
1737 this subsection and section 38RR of chapter 63 and shall allocate the credit in accordance with
1738 the standards and requirements set forth in regulations promulgated pursuant to this subsection.
1739 The secretary of economic development, in consultation with the commissioner, shall
1740 promulgate regulations establishing an application process for the credit.

1741 (6) The secretary of economic development shall annually file a report with the house and
1742 senate committees on ways and means, the joint committee on economic development and
1743 emerging technologies and the joint committee on labor and workforce development identifying:
1744 (i) total amount of tax credits claimed pursuant to this subsection and section 38RR of chapter
1745 63; (ii) the number of participating interns; and (iii) the number of participating employers;
1746 provided, however, that in the fourth submission of said annual report, the secretary of economic
1747 development shall provide an assessment of the effectiveness of the credit offered under this
1748 subsection and said section 38RR of said chapter 63 in achieving the goal of retaining graduating
1749 talent in the commonwealth. Notwithstanding section 21 of chapter 62C, the department of
1750 revenue may provide to the secretary of economic development de-identified, statistical tax
1751 return information related to the tax filings of former participating interns for the 5 tax years
1752 beginning after the conclusions of the internship to evaluate whether former interns are both
1753 employed and domiciled in the commonwealth after the internship. Said information must be
1754 shared in a manner that prevents the identification of particular tax returns.

1755 SECTION 114. Subsection (a) of section 31M of chapter 63 of the General Laws, as
1756 appearing in the 2022 Official Edition, is hereby amended by striking out the definition of “Life
1757 sciences” and inserting in place thereof the following definition:-

1758 “Life sciences,” advanced and applied sciences that expand the understanding of
1759 human physiology and have the potential to lead to medical advances or therapeutic applications,
1760 including, but not limited to, agricultural biotechnology, biogenerics, bioinformatics, biomedical
1761 engineering, biopharmaceuticals, biotechnology, biosecurity, life sciences related artificial
1762 intelligence, chemical synthesis, chemistry technology, diagnostics, genomics, image analysis,
1763 marine biology, marine technology, medical technology, medical devices, nanotechnology,
1764 natural product pharmaceuticals, proteomics, regenerative and preventative medicine, RNA
1765 interference, stem cell research and veterinary science.

1766 SECTION 115. Section 38M of said chapter 63, as so appearing, is hereby amended by
1767 striking out, in lines 120 and 121, the words “and (ii) equipment for the federal National
1768 Aeronautics and Space Administration” and inserting in place thereof the following words:-

1769 (ii) equipment for the federal National Aeronautics and Space Administration; and (iii)
1770 medical countermeasures, including, but not limited to, medicines and medical supplies that can
1771 be used to diagnose, prevent or treat diseases related to chemical, biological, radiological or
1772 nuclear threats, biologic products, vaccines, blood products, antibodies, antimicrobial or antiviral
1773 drugs, diagnostic tests to identify threat agents and personal protective equipment.

1774 SECTION 116. Subsection (k) of said section 38M of said chapter 63, as so appearing, is
1775 hereby amended by striking out the definition of “Life sciences” and inserting in place thereof
1776 the following 3 definitions:-

1777 “Climatetech”, shall have the same meaning as defined in section 1 of chapter 23J.

1778 “Climatetech company”, shall have the same meaning as defined in section 1 of chapter
1779 23J.

1780 “Life sciences”, advanced and applied sciences that expand the understanding of human
1781 physiology and have the potential to lead to medical advances or therapeutic applications,
1782 including, but not limited to, agricultural biotechnology, biogenerics, bioinformatics, biomedical
1783 engineering, biopharmaceuticals, biotechnology, biosecurity, life sciences related artificial
1784 intelligence, chemical synthesis, chemistry technology, diagnostics, genomics, image analysis,
1785 marine biology, marine technology, medical technology, medical devices, nanotechnology,
1786 natural product pharmaceuticals, proteomics, regenerative and preventative medicine, RNA
1787 interference, stem cell research and veterinary science.

1788 SECTION 117. Said subsection (k) of said section 38M of said chapter 63, as so
1789 appearing, is hereby further amended by striking out the definition of “Taxpayer” and inserting
1790 in place thereof the following definition:-

1791 “Taxpayer”, a person, certified life sciences company or a certified climatetech
1792 company subject to the taxes imposed by chapters 62, 63, 64H or 64I.

1793 SECTION 118. Said section 38M of said chapter 63, as so appearing, is hereby further
1794 amended by inserting after the words “chapter 23I”, in line 144, the following words:- or the
1795 climatetech tax incentive program established in subsection (d) of section 16 of chapter 23J.

1796 SECTION 119. Section 38N of said chapter 63, as most recently amended by section 229
1797 of chapter 7 of the acts of 2023, is hereby amended by striking out subsection (a) and inserting in
1798 place thereof the following subsection:-

1799 (a) As used in this section, “Certified project”, “EACC”, “EDIP contract”, “Proportion of
1800 compliance” and “Refundable credit” shall have the same meanings as ascribed to them in
1801 section 3A of chapter 23A.

1802 SECTION 120. Said section 38N of said chapter 63, as so amended, is hereby
1803 further amended by striking out, in line 27, the word “or”, the second time it appears, and
1804 inserting in place thereof the following word:- of.

1805 SECTION 121. Said section 38N of said chapter 63, as so amended, is hereby further
1806 amended by striking out, in line 29, the word “or”, the second time it appears, and inserting in
1807 place thereof the following word:- of.

1808 SECTION 122. The second paragraph of subsection (c) of said section 38N of said
1809 chapter 63, as so amended, is hereby amended by adding the following sentence:-
1810 Notwithstanding section 21 of chapter 62C, the department of revenue shall provide the EACC
1811 with documentation confirming credits claimed under this section by a corporation subject to tax
1812 under this chapter that is the controlling business of a certified project, or an affiliate of a
1813 controlling business.

1814 SECTION 123. Said section 38N of said chapter 63, as so amended , is hereby further
1815 amended by striking out, in line 46, the words “31A or”.

1816 SECTION 124. Subsection (i) of said section 38N of said chapter 63, as appearing in the
1817 2022 Official Edition, is hereby amended by striking out the last sentence and inserting in place
1818 thereof the following sentence:- The amount of credits subject to recapture shall be equal to the
1819 corporation’s proportion of compliance, as determined by the EACC as part of its revocation
1820 process and reported to the corporation and the department of revenue at the time certification is
1821 revoked.

1822 SECTION 125. Subsection (a) of section 38U of said chapter 63, as so appearing, is
1823 hereby amended by striking out the definition of “Life sciences” and inserting in place thereof
1824 the following definition:-

1825 “Life sciences”, advanced and applied sciences that expand the understanding of human
1826 physiology and have the potential to lead to medical advances or therapeutic applications,
1827 including, but not limited to, agricultural biotechnology, biogenerics, bioinformatics, biomedical
1828 engineering, biopharmaceuticals, biotechnology, biosecurity, life sciences related artificial
1829 intelligence, chemical synthesis, chemistry technology, diagnostics, genomics, image analysis,
1830 marine biology, marine technology, medical technology, medical devices, nanotechnology,
1831 natural product pharmaceuticals, proteomics, regenerative and preventative medicine, RNA
1832 interference, stem cell research and veterinary science.

1833 SECTION 126. Section 38LL of said chapter 63, as so appearing, is hereby amended by
1834 striking out, in line 9, the figure “50” and inserting in place thereof the following figure:- 10

1835 SECTION 127. Section 38MM of said chapter 63, as so appearing, is hereby amended by
1836 striking out, in line 28, the word “its” and inserting in place thereof the following words:- the
1837 owner’s.

1838 SECTION 128. Said section 38MM of said chapter 63, as so appearing, is hereby further
1839 amended by striking out, in lines 47 and 48, the words “owner’s capital investment in” and
1840 inserting in place thereof the following words:- total leasable square footage of.

1841 SECTION 129. Said section 38MM of said chapter 63, as so appearing, is hereby
1842 further amended by striking out, in lines 48 to 50, inclusive, the words “employ, in the aggregate

1843 with other tenants at the offshore wind facility, not less than 200” and inserting in place thereof
1844 the following words:- employ not less than 50.

1845 SECTION 130. Said chapter 63 is hereby further amended by inserting after section
1846 38MM the following 4 sections:-

1847 Section 38OO. (a) As used in this section, the following words shall have the
1848 following meanings unless the context clearly requires otherwise:

1849 “Capital investment”, expenses incurred for the site preparation and construction,
1850 repair,

1851 renovation, improvement or equipping of a building, structure or facility or other
1852 improvements to real property, including, but not limited to, site-related utility and transportation
1853 infrastructure

1854 improvements.

1855 “Center”, the Massachusetts clean energy technology center established in section
1856 2 of chapter 23J.

1857 “Certified climatetech company”, a climatetech company as defined in section 1
1858 of chapter 23J and certified pursuant to section 16 of said chapter 23J.

1859 “Climatetech facility”, a building, complex of buildings or structural components
1860 of buildings, including access infrastructure, and all machinery and equipment used in the
1861 research, manufacturing, assembly, development, provision or administration of goods or
1862 services in the climatetech sector.

1863 “Owner”, a taxpayer subject to tax under this chapter that: (i) is a corporation that
1864 holds title to a climatetech facility; or (ii) ground leases the land underlying a climatetech facility
1865 for not less than 50 years.

1866 “Tenant”, a taxpayer subject to tax under this chapter that is a lessee in a
1867 climatetech facility.

1868 (b) An owner or tenant, to the extent authorized by the climatetech tax
1869 incentive program established in section 16 of chapter 23J, may take a refundable credit
1870 against the taxes imposed by this chapter in an amount, as determined by the center, of not more
1871 than 50 per cent of the owner’s total capital investment in a climatetech facility. The total
1872 amount of tax credit awarded pursuant to this section shall be distributed in equal parts over the 5
1873 taxable years that correspond to the period in which the owner or tenant is certified pursuant to
1874 said section 16 of said chapter 23J.

1875 (c) An owner shall be eligible for a tax credit authorized under this section if the owner
1876 demonstrates to the center that the: (i) owner is a certified climatetech company; (ii) owner's total
1877 capital investment in the climatetech facility equals not less than \$5,000,000; and (iii)
1878 climatetech facility will employ not less than 50 new full-time employees by the fifth year of the
1879 owner's certification period under section 16 of chapter 23J. Upon verification, the center shall
1880 provide this information to the department of revenue for the purpose of administering the credit.

1881 (d) A tenant shall be eligible for a tax credit under this section if the tenant demonstrates
1882 to the center that the: (i) tenant is a certified climatetech company; (ii) owner’s total capital
1883 investment in the facility equals not less than \$5,000,000; (iii) tenant occupies a leased area of
1884 the climatetech facility that represents not less than 25 per cent of the total leasable square

1885 footage of the facility; and (iv) tenant shall employ not less 13 full-time employees by the fifth
1886 year of the tenant's certification period under section 16 of chapter 23J. Upon verification, the
1887 center shall provide this information to the department of revenue for the purpose of
1888 administering the credit. The amount of tax credits awarded under this section to a tenant for a
1889 taxable year shall not exceed the tenant's total lease payments for occupancy of the climatetech
1890 facility for the taxable year.

1891 (e) The department of revenue shall issue the refundable portion of the credit without
1892 further appropriation and in accordance with the cumulative amount, including the current year
1893 costs of incentives allowed in previous years, which shall not exceed \$30,000,000 annually as set
1894 forth in subsection (d) of section 16 of chapter 23J.

1895 (f) The department of revenue shall promulgate such rules and regulations as necessary to
1896 administer the credit established in this section.

1897 Section 38PP. (a) A taxpayer may, to the extent authorized pursuant to the climatetech
1898 tax incentive program established in section 16 of chapter 23J, be allowed a credit against its
1899 excise due under this chapter equal to the sum of 10 per cent of the excess, if any, of the
1900 qualified research expenses for the taxable year, over the base amount, and 15 per cent of the
1901 basic research payments determined pursuant to section 41(e)(1)(A) of the Internal Revenue
1902 Code; provided, that the terms "qualified research expenses", "base amount", "qualified
1903 organization base period amount", "basic research" and any other terms affecting the calculation
1904 of the credit shall have the same meanings as defined in said section 41 of said Code unless the
1905 context requires otherwise.

1906 In determining the amount of the credit allowable under this section, the
1907 commissioner of revenue may aggregate the activities of all corporations that are members of a
1908 controlled group of corporations as defined by 41(f)(1)(A) of the Internal Revenue Code and
1909 may aggregate the activities of all entities, whether or not incorporated, that are under common
1910 control as defined in section 41(f)(1)(B) of said Code.

1911 (b) For a qualified climatetech company, research and development costs, within
1912 the meaning of section 41 of said Code, shall include, those qualified research expenditures that
1913 are performed both inside and outside the commonwealth.

1914 (c) For purposes of section 30, the deduction from gross income that may be taken
1915 with respect to any expenditures qualifying for a credit under said section 41 of the Internal
1916 Revenue Code shall be based upon its cost less the credit allowable under this section; provided,
1917 however, that section 280C(c) of said Code shall not apply.

1918 (d) The credit allowed hereunder for any taxable year shall not reduce the excise to less
1919 than the amount due under subsection (b) of section 39, section 67 or any other general or special
1920 law.

1921 (e) The credit allowed under this section shall be limited to 100 per cent of a
1922 corporation's first \$25,000 of excise, as determined before the allowance of any credits, plus 75
1923 per cent of the corporation's excise, as so determined in excess of \$25,000. The commissioner of
1924 revenue shall promulgate regulations similar to those authorized under section 38(c)(2)(B) of the
1925 Internal Revenue Code for the purposes of apportioning the \$25,000 amount among members of
1926 a controlled group. Nothing in this section shall alter section 32C as it affects other credits under
1927 this chapter.

1928 (f) If a corporation files a combined return of income under section 32B, a credit
1929 generated by an individual member corporation under this section shall first be applied against
1930 the excise attributable to that company under section 39, subject to the limitations of subsections
1931 (d) and (e). A member corporation with an excess research and development credit may apply its
1932 excess credit against the excise of another group member if such other member corporation may
1933 use additional credits under the limitations of said subsections (d) and (e). Unused and unexpired
1934 credits generated by a member corporation shall be carried over from year to year by the
1935 individual corporation that generated the credit and shall not be refundable. Nothing in this
1936 section shall alter subsection (h) of section 31A.

1937 (g) A corporation entitled to a credit under this section for a taxable year may carry over
1938 and apply to its excise for any of the next succeeding 15 taxable years that portion, as reduced
1939 from year to year, of its credit which exceeds its excise for the taxable year. A corporation may
1940 carry over and apply to its excise for any subsequent taxable year that portion, as reduced from
1941 year to year, of those credits which were not allowed under subsection (f).

1942 (h) The commissioner of revenue shall promulgate regulations necessary to carry out this
1943 section.

1944 Section 38QQ. (a) A taxpayer, to the extent authorized by the climatetech tax incentive
1945 program established in subsection (d) of section 16 of chapter 23J, may be allowed a refundable
1946 jobs credit against the tax liability imposed under this chapter in an amount determined by the
1947 Massachusetts clean energy technology center established in section 2 of said chapter 23J, in
1948 consultation with the department of revenue.

1949 (b) A taxpayer taking a credit under this section shall commit to the creation of not less
1950 than 5 net new permanent full-time employees in the commonwealth.

1951 (c) A credit allowed under this section shall reduce the liability of the taxpayer under this
1952 chapter for the taxable year. If a credit claimed under this section by a taxpayer exceeds the
1953 taxpayer's liability as otherwise determined under this chapter for the taxable year, 90 per cent of
1954 such excess credit, to the extent authorized by the climatetech tax incentive program, shall be
1955 refundable to the taxpayer. Excess credit amounts shall not be carried forward to other taxable
1956 years.

1957 (d) The department of revenue shall issue the refundable portion of the jobs credit
1958 without further appropriation and in accordance with the cumulative amount, including the
1959 current year costs of incentives allowed in previous years, which shall not exceed \$30,000,000
1960 annually as set forth in subsection (d) of section 16 of chapter 23J.

1961 Section 38RR. (a) A business corporation engaged in business in the commonwealth
1962 shall be allowed a credit each taxable year against its excise due under this chapter in an amount
1963 equal to \$5,000 or 50 per cent of the wages paid to each net-new qualified intern employed in the
1964 taxable year, whichever is less. If a credit allowed by this section exceeds the tax otherwise due
1965 under this chapter, 100 per cent of the balance of the credit may, at the option of the taxpayer, be
1966 refunded to the taxpayer.

1967 (b) For an employer to be eligible for a credit under this section, the: (i) intern shall be
1968 enrolled in or a recent graduate of a public or private institution of higher education located in
1969 the commonwealth; (ii) intern shall have been employed as a qualified intern by the employer for
1970 not less than 12 weeks in the taxable year for which the credit is claimed; and (iii) employer shall

1971 demonstrate that the total number of interns employed in the taxable year exceeds the average
1972 number of interns employed by the taxpayer per year over the previous 3 taxable years. An intern
1973 shall not be qualified if such intern is participating in another internship or apprenticeship
1974 program for which an employer has claimed a credit in the taxable year under this chapter or
1975 section 6 of chapter 62.

1976 (c) The total cumulative value of the credits authorized in this section and subsection (gg)
1977 of section 6 of chapter 62 shall not exceed \$10,000,000 annually. An employer shall not claim
1978 more than \$100,000 in credits under this section for any taxable year. A credit allowed under this
1979 section shall not be transferable.

1980 (d) The executive office of economic development, in consultation with the
1981 commissioner of revenue, shall authorize, administer and determine eligibility for the tax credit
1982 pursuant to this section and subsection (gg) of section 6 chapter 62 and shall allocate the credit in
1983 accordance with the standards and requirements set forth in regulations promulgated pursuant to
1984 this section. The secretary of economic development, in consultation with the commissioner of
1985 revenue, shall promulgate regulations establishing an application process for the credit.

1986 (e) The secretary of economic development shall annually file a report with the house and
1987 senate committees on ways and means, the joint committee on economic development and
1988 emerging technologies and the joint committee on labor and workforce development identifying
1989 the: (i) total amount of tax credits claimed pursuant to this section and subsection (gg) of section
1990 6 of chapter 62; (ii) number of participating interns; and (iii) number of participating employers.
1991 In the fourth submission of the annual report, the secretary of economic development shall also
1992 provide an assessment of the effectiveness of the credit offered under this section and under said

1993 subsection (gg) of said section 6 of said chapter 62 in achieving the goal of retaining graduating
1994 talent in the commonwealth. Notwithstanding section 21 of chapter 62C, the department of
1995 revenue may provide to the secretary of economic development de-identified, statistical tax
1996 return information related to the tax filings of former participating interns for the 5 tax years
1997 beginning after the conclusion of the internships to evaluate whether former interns are both
1998 employed and domiciled in the commonwealth after their internship. Such information shall be
1999 shared in a manner that prevents the identification of particular tax returns.

2000 SECTION 131. Section 42B of said chapter 63, as appearing in the 2022 Official Edition,
2001 is hereby amended by striking out, in lines 50 and 51, the words “23I, a certified life sciences”
2002 and inserting in place thereof the following words:- 23I or the climatetech tax incentive program
2003 established in section 16 of chapter 23J, a certified.

2004 SECTION 132. Section 6 of chapter 64H of the General Laws, as so appearing, is hereby
2005 amended by adding the following paragraph:-

2006 (yy)(1) Sales of tangible personal property purchased for a certified climatetech
2007 company, to the extent authorized pursuant to the climatetech tax incentive program established
2008 by section 16 of chapter 23J, for use in connection with the construction, alteration, remodeling,
2009 repair or remediation of research, development or manufacturing or other commercial facilities
2010 used for the provisions of goods or services in the climatetech sector and utility support systems.

2011 (2) As used in this paragraph, the following words shall have the following meanings,
2012 unless the context clearly requires otherwise:

2013 “Climatetech”, shall have the same meaning as provided in section 1 of chapter 23J.

2014 “Climatetech company”, shall have the same meaning as provided in section 1 of chapter
2015 23J.

2016 “Utility support systems”, all areas of utility support systems including, but not limited
2017 to, site, civil, mechanical, electrical and plumbing systems.

2018 SECTION 133. Section 2E of chapter 90 of the General Laws, as most recently amended
2019 by chapter 28 of the acts of 2023, is hereby amended by adding the following subsection:

2020 (e) The registrar shall furnish, upon application, to an owner of a private passenger motor
2021 vehicle distinctive registration plates that shall display on its face a design celebrating state
2022 parks. Any such person who bears such plates shall be provided the same benefits as a parking
2023 season pass holder. The design of the plate theme shall be determined by the department of
2024 conservation and recreation, in consultation with and subject to the approval of the registrar.
2025 There shall be a fee of not less than \$100 dollars for such plates in addition to the established
2026 registration fee for private passenger motor vehicles and such fee shall be paid at the time of
2027 registration of the vehicle and at each renewal thereof. The portion of the total fee remaining
2028 after the deduction of costs directly attributable to the issuance of such plates shall be deposited
2029 in the State Parks Preservation Trust Fund established in section 35DD of chapter 10.

2030 SECTION 134. Chapter 100A of the General Laws is hereby amended by adding the
2031 following section:-

2032 Section 15. There shall be within the division of insurance an auto body labor rate
2033 advisory board to address any issues related to auto body labor rates. The advisory board shall
2034 consist of: (i) 1 person appointed by the commissioner of insurance; (ii) 1 person appointed by
2035 the attorney general; (iii) 1 person appointed by the director of standards; 3 persons selected

2036 from the auto insurance industry by the Automobile Insurers Bureau of Massachusetts, 1 of
2037 whom shall be chosen by the 3 persons to serve as co-chair; 3 persons selected from the auto
2038 repair industry from different geographic regions of the commonwealth by the Alliance of
2039 Automotive Service Providers of Massachusetts, Inc., 1 of whom shall be chosen by the 3
2040 persons to serve as co-chair; 1 person selected by the Massachusetts State Automobile Dealers
2041 Association, Inc; and 4 persons appointed by the co-chairs, 1 of whom shall be from vocational-
2042 technical schools, 2 of whom shall be from a consumer advocacy group and 1 of whom shall be
2043 an economist with expertise on the insurance industry.

2044 The advisory board shall meet not less than 2 times a year. The advisory board shall be
2045 responsible for creating, implementing and overseeing an annual survey given to relevant auto
2046 body shops. The survey shall compile data pertaining to contracted hourly labor rates, posted
2047 hourly labor rates, prevailing hourly labor rates and any additional information the advisory
2048 board deems relevant. The advisory board shall collect industry data including, but not limited
2049 to: (i) labor rates in neighboring states; (ii) auto body shop costs; (iii) total labor costs; (iv)
2050 inflation data; (v) work force data; (vi) vocational-technical school trends; (vii) insurance
2051 premiums; and (viii) any additional information as requested by the advisory board. The results
2052 of the survey and the data collected shall be reviewed and analyzed by the advisory board
2053 annually and the board shall make recommendations for a fair and equitable labor rate.

2054 Annually, not later than December 31, the advisory board shall file a report of its
2055 findings, conclusions and any recommendations with the clerks of the senate and house of
2056 representatives, the joint committee on financial services, the senate and house committees on
2057 ways and means and the division of insurance.

2058 SECTION 135. Chapter 112 of the General Laws is hereby amended by striking out
2059 section 9, as appearing in the 2022 Official Edition, and inserting in place thereof the following
2060 section:-

2061 Section 9. (a) An applicant for limited registration under this section may, upon payment
2062 of a fee to be determined annually by the secretary of administration and finance under section
2063 3B of chapter 7, be registered by the board as an intern, fellow or medical officer for such time
2064 as it may subscribe if the applicant furnishes to the board with satisfactory proof that:

2065 (i) the applicant is at least 18 years of age and of good moral character;

2066 (ii)(A) the applicant has creditably completed 2 years of a premedical course of study at
2067 an accredited college or university and not less than 3½ years of study in a legally chartered
2068 medical school in the United States or Canada having the power to grant degrees in medicine,
2069 (B) if not enrolled in or a graduate of a legally chartered medical school in the United States or
2070 Canada, the applicant is the holder of a standard certificate granted after an examination by the
2071 Education Council for Foreign Medical Graduates, unless granted an exemption by the board, or
2072 (C) the applicant has completed a minimum of 2 years of premedical education at an accredited
2073 college or university in the United States, Canada or Puerto Rico or, if the applicant has studied
2074 medicine in a medical school outside the United States, Canada or Puerto Rico that is recognized
2075 by the World Health Organization, has completed all the formal requirements for the degree
2076 corresponding to doctor of medicine, except internship and social service and has completed 1
2077 year of clinical clerkship approved by the liaison committee on medical education of the
2078 American Medical Association;

2079 (iii) the applicant has been appointed as an intern, fellow or medical officer in: (A) a
2080 hospital or other institution of the commonwealth or of a county or municipality thereof, (B) a
2081 hospital or clinic that is incorporated under the laws of the commonwealth, (C) a clinic that is
2082 affiliated with a hospital licensed by the department of public health under section 71 of chapter
2083 111, (D) an outpatient clinic operated by the department of mental health, (E) the department of
2084 public health for duty in clinics or in programs operated or approved by the department of public
2085 health, or (F) programs approved by the board of registration in medicine and leading toward
2086 certification by specialty boards recognized by the American Medical Association; or

2087 (iv) the applicant has applied to participate in the medical assistance program
2088 administered by the secretary of health and human services under chapter 118E and Title XIX of
2089 the Social Security Act and any federal demonstration or waiver relating to the medical
2090 assistance program for the limited purpose of ordering and referring services covered under the
2091 program if regulations governing such limited participation are promulgated under section 37 of
2092 said chapter 118E.

2093 A person with a limited registration under this section may practice medicine only in: (i)
2094 the hospital, institution, clinic or program designated on the applicant's certificate of limited
2095 registration or outside such hospital, institution, clinic or program under the supervision of 1 of
2096 its medical officers who is a duly registered physician for the treatment of persons accepted by
2097 such hospital, institution, clinic or program as patients; or (ii) any hospital, institution, clinic or
2098 program affiliated for training purposes with the hospital, institution, clinic or program
2099 designated on the certificate, which affiliation shall be approved by the board and pursuant to
2100 regulations established by the hospital, institution, clinic or program. The name of the hospital,

2101 institution, clinic or program so affiliated and so approved shall be indicated on the certificate.
2102 Limited registration under this section may be revoked at any time by the board.

2103 (b) Notwithstanding this section, an internationally-trained physician who has been
2104 licensed or is otherwise authorized to practice medicine in a country other than the United States
2105 shall be eligible to apply for a limited license to practice medicine for a 1-year term after
2106 satisfying the criteria in paragraph (2) of subsection (c); provided, however, that the 1-year
2107 limited license shall not be renewed more than once; and provided further, that such limited
2108 registration shall provide a pathway for the issuance of a full unrestricted license to practice
2109 medicine in accordance with, and upon satisfaction of, the criteria in paragraph (3) of said
2110 subsection (c).

2111 (c)(1) For the purposes of this subsection, the following words shall have the following
2112 meanings unless the context clearly requires otherwise:

2113 “Commission”, the Educational Commission for Foreign Medical Graduates.

2114 “Internationally-trained physician”, a physician who has received a degree of doctor of
2115 medicine or its 1-year equivalent from a legally chartered medical school outside the United
2116 States and recognized by the World Health Organization and who has been licensed or otherwise
2117 authorized to practice medicine in a country other than the United States and who has practiced
2118 medicine for at least 1 year.

2119 “Licensing exam”, the United States Medical Licensing Examination.

2120 “Participating healthcare facility”, a federally-qualified health center, community health
2121 center, hospital or other healthcare facility approved by the board that provides an assessment

2122 and evaluation program designed to develop, assess and evaluate an internationally-trained
2123 physician’s nonclinical skills according to criteria developed or approved by the board; provided,
2124 that participating healthcare facility shall provide medical care in a physician shortage area.

2125 “Physician shortage area”, a geographic region or population in the commonwealth
2126 experiencing a shortage of physicians, especially primary care physicians or psychiatrists,
2127 relative to population and need; provided, however, that the health care workforce center or its
2128 equivalent in the department of public health shall assist the board in determining the regions or
2129 populations comprising a “physician shortage area”.

2130 (2) The board shall issue a limited license to an applicant if the participating facility and
2131 the applicant submit evidence acceptable to the board that the applicant: (i) is an internationally-
2132 trained physician; (ii) has a valid certificate issued by the commission or other credential
2133 evaluation service approved by the board; provided, however, that the board may waive such
2134 certification if the applicant is unable to obtain the required documentation from a
2135 noncooperating country; (iii) has achieved a passing score on Step 1 and Step 2-Clinical
2136 Knowledge of the Licensing Exam; (iv) has entered into an agreement with the participating
2137 facility providing that the facility shall develop, assess and evaluate the applicant’s familiarity
2138 with nonclinical skills and standards appropriate for medical practice in the commonwealth
2139 according to assessment and evaluation criteria developed or approved by the board; (v) shall
2140 enter a full-time full employment relationship with the participating facility after the board issues
2141 a limited license to practice medicine to the applicant; and (vi) has satisfied other criteria that
2142 may be developed by the board to implement this subsection.

2143 (3) An internationally-trained physician who provides the board with proof of: (i)
2144 successful completion of the participating facility’s assessment and evaluation program; (ii) a
2145 passing score on Step 3 of the Licensing Exam; and (iii) any additional prerequisites that the
2146 board may require may apply for a renewable 2-year restricted license to practice medicine only
2147 in a physician shortage area; provided, however, that a 2-year restricted license shall not be
2148 renewed more than once; and provided further, that any additional prerequisites for eligibility
2149 shall not include post-graduate clinical training and that the restricted license shall authorize the
2150 holder to practice independently in a primary care specialty, psychiatry or other specialty as may
2151 be approved by the board. After 2 years of restricted practice, the internationally-trained
2152 physician may apply for a full, unrestricted license to practice medicine.

2153 SECTION 136. Section 26 of chapter 138 of General Laws, as so appearing, is hereby
2154 amended by inserting after the word “States” in lines 4 and 16, each time it appears, the
2155 following words:- or a qualified alien under the Immigration and Nationality Act, 8 U.S.C. 1101.

2156 SECTION 137. Chapter 140 of the General Laws is hereby amended by striking out
2157 sections 185C and 185D, as so appearing, and inserting in place thereof the following 2
2158 sections:-

2159 Section 185C. (a) For the purpose of this section, “ticket purchasing software” shall mean
2160 any machine, device, computer program or computer software that, on its own or with human
2161 assistance, bypasses security measures or access control systems on a retail ticket purchasing
2162 platform, or other controls or measures on a retail ticket purchasing platform that assist in
2163 implementing a limit on the number of tickets that can be purchased, to purchase tickets.

2164 (b) The commissioner of occupational licensure, after notice to the licensee and
2165 reasonable opportunity to be heard, may revoke a license or may suspend the license for such
2166 period as the commissioner deems appropriate, upon satisfactory proof that the licensee has
2167 violated or permitted a violation of any condition of the license or of any rule or regulation of the
2168 commissioner under section 185E. If the license is revoked, the licensee shall be disqualified to
2169 receive a license for 1 year after the expiration of the term of the license so revoked.

2170 (c) No person, firm, corporation or other entity shall utilize or sell ticket purchasing
2171 software to purchase tickets. Any person, firm, corporation or other entity who knowingly
2172 utilizes ticket purchasing software to purchase tickets shall be subject to a civil penalty of not
2173 less than \$500 per violation and shall forfeit all profits made from the sale of any such
2174 unlawfully obtained tickets. Any person, firm, corporation or other entity who is a licensee who
2175 is adjudicated guilty by the commissioner under subsection (b) of the following acts shall have
2176 their license revoked and may be barred from licensure for a period not to exceed 3 years if the
2177 licensee: (i) knowingly utilized ticket purchasing software in order to purchase tickets; (ii)
2178 knowingly resold or offered to resell a ticket that the licensee knew was obtained using ticket
2179 purchasing software; or (iii) intentionally maintained any interest in or maintained any control of
2180 the operation of ticket purchasing software to purchase tickets.

2181 (d) Any person, firm, corporation or other entity that has knowledge of the use of ticket
2182 purchasing software in violation of this chapter and fails to notify the office of the attorney
2183 general within 30 days shall be subject to a civil penalty of \$500 per violation.

2184 Section 185D. (a) A licensee that facilitates the sale or resale of a ticket to any theatrical
2185 exhibition, public show, public amusement or exhibition shall disclose in a clear and

2186 conspicuous manner the total ticket price inclusive of fees, interests, charges and other
2187 components of the total ticket price; provided, however, that the total ticket price may not
2188 include shipping charges, taxes and any fees required by federal, state or local law.

2189 (b) The total ticket price shall be disclosed: (i) at the time of the initial presentation of the
2190 ticket price; (ii) prior to requiring a consumer to provide personal information, including, but not
2191 limited to, billing information; provided, however, that such information may be collected if the
2192 personal information is necessary to determine if the purchase by the consumer is legal; and (iii)
2193 prior to the ticket being selected for purchase.

2194 (c) No licensee under section 185A shall sell or facilitate the sale of tickets or resell or
2195 facilitate the resale of any tickets to a theatrical exhibition, public show, public amusement or
2196 exhibition of any description without a guarantee to each purchaser of such sold or resold tickets
2197 that the purchaser shall be provided a full refund of the amount paid by the purchaser, including,
2198 but not limited to, all fees and charges, if any, if the: (i) event for which the ticket has been sold
2199 or resold is cancelled; (ii) ticket received by the purchaser does not grant the purchaser
2200 admission to the event described on the ticket; (iii) ticket was not delivered to the purchaser prior
2201 to the occurrence of the event unless such failure of delivery was due to an act or omission of the
2202 purchaser; or (iv) ticket fails to conform to its description as advertised unless the purchaser has
2203 preapproved a substitution of tickets. The provision of a replacement ticket to the same event at a
2204 comparable location, where applicable, and at no additional cost to the consumer shall be
2205 considered a full refund under this section.

2206 (d) Failure to disclose the fees clearly and conspicuously or misrepresenting the total
2207 ticket price under this section shall constitute an unfair or deceptive act or practice under chapter
2208 93A.

2209 (e) Any person, firm, corporation or other entity who violates this section may be barred
2210 from licensure for not more than 3 years and shall be subject to a civil penalty of not more than
2211 \$5,000 per violation.

2212 SECTION 138. Section 4 of chapter 142A of the General Laws, as so appearing, is
2213 hereby amended by striking out, in line 5, the word “two” and inserting in place thereof the
2214 following figure:- 5.

2215 SECTION 139. Section 5 of said chapter 142A, as so appearing, is hereby amended by
2216 inserting after the word “jurisdiction”, in line 5, the following words:- or an arbitrator pursuant to
2217 section 4.

2218 SECTION 140. Said section 5 of said chapter 142A, as so appearing, is hereby further
2219 amended by striking out, in lines 9 to 13, inclusive, the words “owner has exhausted all
2220 customary and reasonable efforts to collect the judgment but the contractor has filed for
2221 bankruptcy, fled the jurisdiction or the owner is otherwise unable to collect such judgment after
2222 execution” and inserting in place thereof the following words:- contractor shall have failed to pay
2223 the judgment or award and the director has determined that reasonable efforts to collect the same
2224 have been made.

2225 SECTION 141. Section 7 of said chapter 142A, as so appearing, is hereby amended by
2226 striking out the first paragraph and inserting in place thereof the following paragraph:-

2227 An owner may make a claim to the fund only if the owner has complied with section 3,
2228 has obtained a judgment or arbitration award and has filed the claim with the fund not more than
2229 7 years from the date of the contract, stating that the contractor has failed to pay the judgment or
2230 award and the director has determined that reasonable efforts to collect the same have been
2231 made.

2232 SECTION 142. Said section 7 of said chapter 142A, as so appearing, is hereby further
2233 amended by striking out, in lines 12 and 13, the words “ten thousand dollars” and inserting in
2234 place thereof the following figure:- \$25,000.

2235 SECTION 143. Said section 7 of said chapter 142A, as so appearing, is hereby further
2236 amended by striking out, in lines 15 and 18, the words “seventy-five thousand dollars” and
2237 inserting in place thereof, in each instance, the following figure:- \$150,000.

2238 SECTION 144. Section 15 of said chapter 142A is hereby repealed.

2239 SECTION 145. Section 17 of said chapter 142A, as so appearing, is hereby amended by
2240 striking out clause (17) and inserting in place thereof the following 3 clauses:-

2241 (17) having a license, certificate, registration or authority issued by another state or
2242 territory of the United States, the District of Columbia or a foreign state or nation with authority
2243 to issue such a license, certificate, registration or authority revoked, cancelled, suspended, not
2244 renewed or otherwise acted against or, if the holder has been disciplined, the basis for any such
2245 action would constitute a basis for disciplinary action in the commonwealth;

2246 (18) failing to repay the fund in full, including the appropriate amount of annual interest,
2247 for any amount paid from the fund because of the contractor’s or subcontractor’s conduct; and

2248 (19) violating any other provision of this chapter.

2249 SECTION 146. Said section 17 of said chapter 142A, as so appearing, is hereby further
2250 amended by adding the following paragraph:-

2251 For the purposes of this section, the conduct of a contractor or subcontractor shall include
2252 the conduct of their agents, employees, salespersons and subcontractors, whether or not an
2253 express relationship exists, if the work or activity is within the scope of the contract and not for
2254 additional work beyond the contract undertaken by separate agreement with the owner.

2255 SECTION 147. The first paragraph of section 18 of said chapter 142A, as so appearing, is
2256 hereby amended by adding the following sentence:- The director may also enter into a consent
2257 agreement with a registrant to impose administrative penalties, including, but not limited to,
2258 voluntary revocation of the registration.

2259 SECTION 148. Chapter 147 of the General Laws is hereby amended by striking out
2260 section 36 and inserting in place thereof the following 3 sections:-

2261 Section 36. At every boxing, kickboxing, mixed martial arts or other unarmed combative
2262 sporting event, sparring match or exhibition, there shall be in attendance a referee, duly licensed
2263 under this section and sections 35 and 35A. There shall also be in attendance not less than 3
2264 duly-licensed judges, each of whom shall, at the termination of a match or exhibition, vote for
2265 the contestant in whose favor the decision should, in their opinion, be rendered or, for a draw if,
2266 in their opinion, neither contestant is entitled to a decision in their favor and the decision shall be
2267 rendered in favor of the contestant receiving a majority of the votes or, if neither receives a
2268 majority as aforesaid, a decision of a draw shall be rendered. Upon the rendering of a decision,
2269 the vote of each judge shall be announced from the ring. The referee shall have full power to stop

2270 the match or exhibition whenever they deem it advisable because of the physical condition of a
2271 contestant or when 1 contestant is clearly outclassed by their opponent or for other sufficient
2272 reason. The commission shall declare forfeited any prize, remuneration or purse or any part
2273 thereof belonging to a contestant if, in the judgment of a majority of the commissioners after
2274 consultation with the judges and the referee, the contestant was not competing in good faith. The
2275 fees of the referee and other licensed officials shall be fixed by the commission and shall be paid
2276 by the licensed organization prior to the match or exhibition.

2277 Section 36A. (a) The commission shall set forth rules and regulations for contracts
2278 between a manager and an unarmed combatant and contracts between a promoter and an
2279 unarmed combatant. An unarmed combatant shall not enter a contract with a manager or a
2280 promoter unless the contract is filed with the commission prior to a scheduled contest in an
2281 amount of time established by the commission. The commission shall only honor a contract that
2282 is executed and notarized on a form provided by the commission unless the contract terms
2283 comply with the requirements set forth by the commission.

2284 (b) The commission shall promulgate rules and regulations for contracts between a
2285 manager and an unarmed combatant and a promoter and an unarmed combatant; provided,
2286 however, that an unarmed combatant shall not enter into a contract with a manager or promoter
2287 unless the contracted is filed with the commission prior to a scheduled contest within an amount
2288 of time established by the commission. The commission shall only accept a contract that is
2289 executed and notarized on a form provided by the commission unless the terms of the contract
2290 otherwise comply with the requirements established by the commission.

2291 (c) The commission shall be the sole arbiter of a complaint that a contestant did not that a
2292 contestant did not compete in good faith during a contest and may establish rules governing
2293 dispute resolution under this section. If, during a contest, a contestant is believed to not be
2294 competing in good faith, a member of the commission or their designee shall withhold any prize,
2295 remuneration or purse until a hearing is held. The commission shall, at a hearing following the
2296 contest, declare forfeited any prize, remuneration or purse or any part thereof belonging to a
2297 contestant if, in the judgment of a majority of the commissioners, after consultation with the
2298 judges and the referee, the contestant was not competing in good faith.

2299 Section 36B. Whoever violates any provision of sections 32 to 51, inclusive, or who
2300 conducts himself at any time or place in a manner that is deemed by the commission to discredit
2301 any unarmed combative sports, may have their license revoked and be fined, suspended or
2302 otherwise disciplined in such manner as the commission may direct.

2303 SECTION 149. Said chapter 147 is hereby further amended by striking out section 39B
2304 and inserting in place thereof the following section:-

2305 Section 39B. A person licensed under section 33 to conduct boxing, kickboxing, mixed
2306 martial arts or other unarmed combative sports events, sparring matches or exhibitions, except
2307 those persons to whom a special license may be granted thereunder without the requirement of a
2308 bond or payment of the annual fee, shall take out a policy of accident insurance on each
2309 contestant participating in the match or exhibition in an amount determined by the commission,
2310 but not less than \$10,000, to compensate the contestant for medical and hospital expenses
2311 incurred as the result of injuries received in such match or exhibition and a policy in an amount
2312 determined by the commission, but not less than \$100,000, to be paid to the estate of a deceased

2313 contestant in the event of the death of the contestant resulting from participation in the match or
2314 exhibition. The premiums on the policies shall be paid by the licensee.

2315 SECTION 150. Section 192 of chapter 149 of the General Laws, as so appearing, is
2316 hereby amended by striking out, in line 1, the figure “203” and inserting in place thereof the
2317 following figure:- 204.

2318 SECTION 151. Said chapter 149 is hereby further amended by adding the following
2319 section:-

2320 Section 204. (a) A client and a registered PEO or PEO group as defined in section 192
2321 shall each be deemed an employer for the purposes of sponsoring retirement and welfare benefit
2322 plans for its covered employees.

2323 (b) A fully-insured welfare benefit plan offered to the covered employees of a PEO or
2324 PEO group shall be treated as a single employer welfare benefit plan.

2325 (c) A PEO or PEO group shall be deemed the employer of covered employees under
2326 chapter 176J, and all such covered employees shall be included in the full-time equivalents count
2327 for purposes of a fully-insured health insurance plan sponsored by a PEO or PEO group.

2328 SECTION 152. Subsection (4) of section 25Q of chapter 152 of the General Laws, as so
2329 appearing, is hereby amended by adding the following sentence:- Subsection (1) shall not apply
2330 to groups that have been in existence for not less than 5 years and have established a premium
2331 payment plan acceptable to the commissioner.

2332 SECTION 153. Section 2 of the chapter 167F of the General Laws, as so appearing, is
2333 hereby amended by striking out, in lines 343 and 344, the words “Massachusetts Growth Capital

2334 Corporation created under chapter 40W” and inserting in place thereof the following words:-
2335 growth capital division of the Massachusetts Development Finance Agency established in
2336 section 2 of chapter 23G.

2337 SECTION 154. Section 85W of chapter 231 of the General Laws, as so appearing, is
2338 hereby amended by inserting after the word “compensation”, in line 2, the following words:-
2339 exceeding \$500 per year.

2340 SECTION 155. The ninth paragraph of section 10 of chapter 498 of the acts of 1993, as
2341 amended by section 142 of chapter 268 of the acts of 2022, is hereby further amended by striking
2342 out the last sentence.

2343 SECTION 156. Said section 10 of said chapter 498, as so amended, is hereby further
2344 amended by adding the following paragraph:-

2345 Notwithstanding the Reuse Plan and associated zoning by-laws under this section or any
2346 other general or special law to the contrary, there shall be: (i) no square foot limit or cap on the
2347 amount of commercial or industrial development that may occur within Devens; and (ii) no limit
2348 or cap on the number of residential units that may be developed within Devens. Nothing in this
2349 section shall modify any other provisions of the by-laws regulating the development of housing
2350 within Devens or requiring the issuance of development permits by the Devens Enterprise
2351 Commission for specific projects.

2352 SECTION 157. Section 148 of chapter 24 of the acts of 2021 is hereby amended by
2353 striking out the figure "2025" and inserting in place thereof the following figure:- 2030.

2354 SECTION 158. Not later than 30 days after the effective date of this act, the secretary of
2355 economic development and the secretary of housing and livable communities shall convene a
2356 working group that shall include representatives from the towns of Ayer, Harvard and Shirley,
2357 the Massachusetts Development Finance Agency and the Devens Enterprise Commission to
2358 determine a strategy and plan to provide for increased housing production within Devens,
2359 including, but not limited to, the feasibility of allowing not more than 400 multi-family
2360 residential units in the Innovation and Technology Center zoning district established by Article
2361 V(A)(13) of the zoning by-laws of the Devens Regional Enterprise Zone. The secretary of
2362 economic development and the secretary of housing and livable communities shall report the
2363 findings of the working group within 180 days after the effective date of this act.

2364 SECTION 159. (a) There shall be established within the executive office of economic
2365 development a 5-year pilot surety bond assistance program to encourage the participation of
2366 economically and socially disadvantaged businesses in bidding for and securing contracts for
2367 capital projects. The program may include, but shall not be limited to, providing: (i) technical
2368 assistance to eligible contractors to secure surety bonds; and (ii) financial assistance to guarantee
2369 surety bonds required on behalf of the commonwealth or on behalf of a county, city, town,
2370 district, other political subdivision of the commonwealth or other public instrumentality for the
2371 construction, reconstruction, alteration, remodeling, repair or demolition of public buildings or
2372 other public works.

2373 (b) The executive office shall promulgate regulations or guidelines to establish eligibility
2374 requirements and other program terms; provided, however that such eligibility requirements shall
2375 seek to direct the financial assistance provided by the program to ensure fair participation of
2376 businesses owned by persons from socially and economically disadvantaged groups for whom

2377 access to capital facility projects and state-assisted building projects has been historically
2378 limited. The executive office may administer the program through contracts with the
2379 Massachusetts Development Finance Agency or the Massachusetts Growth Capital Corporation.

2380 (c) Not later than December 31 of each year of the pilot program, the executive office
2381 shall provide a public report on its website detailing the activities of the program, including, but
2382 not limited to, an analysis of the provision of technical and financial assistance services and its
2383 impact on increasing access and participation in capital projects for historically disadvantaged
2384 groups.

2385 (d) Implementation of this section shall be subject to the United States Treasury's
2386 approval of the use of federal funding for the purposes described herein.

2387 SECTION 160. (a) For purposes of this section, the following words shall have the
2388 following meanings unless the context clearly requires otherwise:

2389 "Approval", except as otherwise provided in subsection (b), a permit, certificate, order,
2390 excluding enforcement orders, license, certification, determination, exemption, variance, waiver,
2391 building permit or other approval or determination of rights from a municipal, regional or state
2392 governmental entity, including any agency, department, commission or other instrumentality
2393 thereof, concerning the use or development of real property, and any environmental permit,
2394 including certificates, licenses, certifications, determinations, exemptions, variances, waivers,
2395 building permits or other approvals or determinations of rights issued or made under chapter 21
2396 of the General Laws, chapter 21A of the General Laws, except section 16 of said chapter 21A,
2397 chapter 21D of the General Laws, section 3B of chapter 21E of the General Laws, sections 61 to
2398 62L, inclusive, of chapter 30 of the General Laws, chapter 30A of the General Laws, chapters 40

2399 to 40C, inclusive, of the General Laws, chapter 40R of the General Laws, chapter 40Y of the
2400 General Laws, chapter 41 of the General Laws, chapter 43D of the General Laws, section 21 of
2401 chapter 81 of the General Laws, chapter 91 of the General Laws, chapter 131 of the General
2402 Laws, chapter 131A of the General Laws, chapter 143 of the General Laws, sections 4 and 5 of
2403 chapter 249 of the General Laws, chapter 258 of the General Laws, chapter 665 of the acts of
2404 1956 or any local by-law or ordinance.

2405 “Development”, a division of a parcel of land into 2 or more parcels, the construction,
2406 reconstruction, conversion, structural alteration, relocation or enlargement of a building or other
2407 structure or facility, any grading, soil removal or relocation, excavation or landfill, any use or
2408 change in the use of any building or other structure or land or the extension of the use of land.

2409 “Tolling period”, January 1, 2023 to January 1, 2025, inclusive.

2410 (b)(1) Notwithstanding any general or special law to the contrary, an approval in effect or
2411 existence during the tolling period shall be extended for a period of 2 years in addition to the
2412 lawful term of the approval.

2413 (2) Nothing in this section shall extend or purport to extend: (i) a permit or approval
2414 issued by the United States government or an agency or instrumentality thereof or a permit or
2415 approval of which the duration of effect or the date or terms of its expiration are specified or
2416 determined under a law or regulation of the United States government or an agency or
2417 instrumentality thereof; (ii) a permit, license, privilege or approval issued by the division of
2418 fisheries and wildlife under chapter 131 of the General Laws; (iii) an approval, determination,
2419 exemption, certification, statement of qualification or any other administrative action by the
2420 department of energy resources under 225 CMR 20.00, subsection (c) of section 17 of chapter

2421 25A of the General Laws or corresponding regulations under 225 CMR 21.00; (iv) any
2422 agreement entered into by the Massachusetts Department of Transportation or the Massachusetts
2423 Bay Transportation Authority or any permit, license or approval issued by the department or the
2424 authority relating to the sale, acquisition, lease or development of real property owned, in whole
2425 or in part, by the department or the authority or the sale, acquisition, lease or development of any
2426 interest therein related to such real property pursuant to chapter 6C of the General Laws or
2427 chapter 161A of the General Laws; or (v) any enforcement order, consent decree or settlement
2428 agreement.

2429 (3) Nothing in this section shall affect the ability of a municipal, regional or state
2430 governmental entity, including an agency, department, commission or other instrumentality
2431 thereof, to revoke or modify a specific permit or approval, or extension of a specific permit or
2432 approval under this section, when such specific permit or approval or the law or regulation under
2433 which such permit or approval was issued contains language authorizing the modification or
2434 revocation of the permit or approval.

2435 (4) If an approval tolled under this section is based upon the connection to a sanitary
2436 sewer system, the approval's extension shall be contingent upon the availability of sufficient
2437 capacity, on the part of the treatment facility, to accommodate the development for which
2438 approval has been extended. If sufficient capacity is not available, those permit holders whose
2439 approvals have been extended shall have priority with regard to the further allocation of
2440 gallonage over those permit holders who have not received approval of a hookup prior to the
2441 effective date of this section. Priority regarding the distribution of further gallonage to a permit
2442 holder who has received the extension of an approval under this section shall be allocated in the
2443 order granting the original approval of the connection.

2444 (5) If an owner or petitioner sells or otherwise transfers a property or project in order for
2445 an approval to receive an extension, all commitments made by the original owner or petitioner
2446 under the terms of the permit shall be assigned to and assumed by the new owner or petitioner. If
2447 the new owner or petitioner does not meet or abide by such commitments, the approval shall not
2448 be extended under this section.

2449 (6) Nothing in this section shall be construed or implemented in such a way as to modify
2450 a requirement of law that is necessary to retain federal delegation to or assumption by the
2451 commonwealth of the authority to implement a federal law or program.

2452 (7) Any project covered by approval in effect during the tolling period shall be governed
2453 by any applicable local ordinance or by-law, if any, in effect at the time of the granting of the
2454 approval unless the owner or petitioner of the project elects to waive this section.

2455 SECTION 161. (a) There shall be a special working group on youth sports to conduct an
2456 investigation and study of the current state of youth sports. The working group shall study and
2457 make recommendations relative to the regulation of youth sports, including, but not limited to: (i)
2458 maximum participation hours per youth sport in a defined period of time; (ii) licensing of
2459 businesses and coaches, including licensing fees and the conditions under which any such
2460 licensing fee may be waived to promote access to participation; and (iii) standards for player
2461 safety, including concussion protocols and athletic trainer requirements. The working group shall
2462 conduct not less than 3 public hearings.

2463 (b) The working group shall consist of: the chair of the Massachusetts state athletic
2464 commission, who shall serve as chair of the working group; 2 members appointed by the
2465 president of the senate; 2 members appointed by the speaker of the house of representatives; 1

2466 member appointed by the minority leader of the senate; 1 member appointed by the minority
2467 leader of the house of representatives; and 7 members appointed by the governor who shall have
2468 experience and expertise in youth sports. Members of the working group shall not be
2469 compensated for their service.

2470 (c) The working group shall report to the general court and the Massachusetts state
2471 athletic commission the results of its investigation and study and its recommendations, if any,
2472 together with drafts of regulations to be promulgated by the commission and legislation
2473 necessary to carry its recommendations into effect, by filing the same with the commission, the
2474 clerks of the senate and house of representatives, the joint committee on economic development
2475 and emerging technologies and the joint committee on health care financing not later than 120
2476 days after the third public hearing conducted by the working group.

2477 SECTION 162. The state athletic commission, in coordination with the special working
2478 group established under section 161, shall conduct a public education campaign regarding youth
2479 sports. The commission shall exercise its discretion with regard to distribution means and
2480 methods; provided, however, that said campaign shall be directed primarily toward parents,
2481 coaches, youth athletes and other members of the public. The campaign shall include, but not be
2482 limited to, the physical and mental health, personal financial and economic development impacts
2483 of youth sports. The commission shall consult with subject matter experts in the preparation of
2484 said campaign, including on the matters of single sport specialization, appropriate training and
2485 overtraining conscious of athlete age and the relationship between youth sports participation and
2486 higher education or career outcomes.

2487 SECTION 163. The Massachusetts clean energy technology center, in consultation with
2488 the executive office of economic development, shall set benchmarks for the climatetech tax
2489 incentive program established in section 16 of chapter 23J of the General Laws. After the
2490 program has been in effect for 5 years, the center, in consultation with the executive office of
2491 economic development, shall conduct an evaluation of the program by comparing climatetech
2492 advancements in the commonwealth against those benchmarks. The center shall review progress
2493 made towards the goals of developing and expanding climatetech industry-related employment
2494 opportunities and climatetech-related economic development by supporting and stimulating
2495 research, development, innovation, manufacturing, deployment and commercialization in the
2496 climatetech sector. The center shall submit a written report to the clerks of the senate and house
2497 of representatives, the house and senate committees on ways and means, the joint committee on
2498 economic development and emerging technologies, the joint committee on telecommunications,
2499 utilities and energy, the joint committee on environment and natural resources and the joint
2500 committee on agriculture not later than December 31, 2029.

2501 SECTION 164. (a) Upon the effective date of this act, all employees and officers of the
2502 Massachusetts Growth Capital Corporation shall be deemed employees and officers of the
2503 Massachusetts Development Finance Agency. For the purposes of this section, the Massachusetts
2504 Growth Capital Corporation shall be the transferor agency and the Massachusetts Development
2505 Finance Agency shall be the transferee agency.

2506 (c) All petitions, requests, investigations and other proceedings appropriately and duly
2507 brought before the transferor agency or duly begun by the transferor agency and pending before
2508 it before the effective date of this act shall continue unabated and remain in force but shall be
2509 assumed and completed by the transferee agency.

2510 (d) All orders, findings, rules and regulations duly made and all approvals duly granted
2511 by the transferor agency that are in force immediately before the effective date of this act shall
2512 continue in force until superseded, revised, rescinded or canceled by the transferee agency.

2513 (e) All books, papers, records, documents, equipment, buildings, facilities, cash and other
2514 property, both personal and real, including all such property held in trust, which immediately
2515 before the effective date of this act are in the custody of the transferor agency, shall be
2516 transferred to the transferee agency. All duly existing contracts, leases and obligations of the
2517 transferor agency shall continue in effect and shall be assumed by the transferee agency.

2518 (f) All powers, duties and obligations of the transferor agency pursuant to any general or
2519 special law shall remain in effect after the effective date of this act and shall become powers,
2520 duties and obligations of the transferee agency.

2521 (g) No existing right or remedy shall be lost, impaired or affected by this section.

2522 (h) All references in any general or special law to the Massachusetts Growth Capital
2523 Corporation or an officer or employee thereof shall refer to the Massachusetts Development
2524 Finance Agency or an officer or employee thereof.

2525 SECTION 165. Not later than 30 days after the effective date of this act, the governor
2526 shall appoint 5 new members of the board of directors of the Massachusetts Development
2527 Finance Agency, 1 of whom shall be experienced in community economic development and
2528 employed by a community development corporation or a representative of the Massachusetts
2529 Association of Community Development Corporations, 1 of whom shall be a representative of a
2530 community bank in the commonwealth, 1 of whom shall be a representative of an organization of
2531 small businesses or manufacturing companies in the commonwealth, 1 of whom shall be

2532 experienced in small business financing or restructuring and 1 of whom shall be a small business
2533 owner.

2534 SECTION 166. (a) Notwithstanding any general or special law to the contrary, a certain
2535 parcel of land located at 173 Alford street situated partly in the city of Everett and partly in the
2536 city of Boston shall be removed from and not be considered to be within the boundaries or a part
2537 of the Mystic River designated port area pursuant to 310 C.M.R. 25 and 310 C.M.R. 9 or any
2538 other applicable law, rule or regulation to convert the parcel into a professional soccer stadium
2539 and a waterfront park. The parcel consists of approximately 43.11 acres and is located on the
2540 southeasterly side of Alford street, on the southwesterly side of Dexter street and bounded
2541 southerly by the Mystic river and is more particularly described in a deed recorded in the land
2542 court department of the Middlesex southern district registry of deeds as document number
2543 1554521 and recorded in the Middlesex southern district registry of deeds in book 56211, page
2544 350 and also recorded in the land court department in the Suffolk county registry of deeds as
2545 document number 786425 and recorded in the Suffolk county registry of deeds in book 47428,
2546 page 145. Site redevelopment on the parcel shall be subject to licensing in accordance with 310
2547 C.M.R. 9 as a nonwater-dependent use.

2548 (b) If the professional soccer stadium and waterfront park fail to be permitted and
2549 constructed within a reasonable time after the effective date of this act, as determined by the
2550 secretary of energy and environmental affairs, subsection (a) shall be void and the port area
2551 designation and corresponding use restrictions under 310 C.M.R. 25 and 310 C.M.R. 9 shall be
2552 restored to the parcel; provided, however, that such determination of a reasonable time period
2553 shall not be made earlier than 5 years after the effective date of this act.

2554 Nothing in this section shall exempt or alter the site’s obligations under chapter 91 of the
2555 General Laws or 310 C.M.R. 9 beyond designated port area-related use restrictions.

2556 (c) The department of environmental protection, in consultation with the office of coastal
2557 zone management, shall: (i) complete a review of existing designated port area criteria and use
2558 restrictions; and (ii) update relevant regulations based on the results of the review; provided,
2559 however, that updates to regulations shall include, but not be limited to: (A) the protection of
2560 traditional maritime industrial activities; (B) the addition of allowable uses consistent with future
2561 maritime industrial uses and clean energy activities; (C) the reevaluation of compatible uses
2562 within designated port areas; (D) a requirement, to the extent feasible, that all traditional and new
2563 allowed uses be resilient to coastal flood damage; (E) examining the feasibility of creating
2564 working port easements to purchase development rights from landowners in designated port
2565 areas; (F) opportunities to create grants and revolving loan funds to update port infrastructure,
2566 including conversion from 1 designated port area use to another designated port area use; (G)
2567 consideration of coastal flood resilience for inland neighborhoods; and (H) an assessment of new
2568 and adjacent areas that could be added to designated port areas to reduce net loss of acreage.

2569 (d) Except for any boundary adjustments provided for in subsection (a), there shall be no
2570 boundary adjustments to designated port areas until the review required in subsection (c) is
2571 completed; provided, however, that the department and the office shall complete the review not
2572 later than January 1, 2025; and provided further, that the department and the office may continue
2573 to conduct boundary reviews.

2574 (e) The commonwealth, having previously transferred control to and taken on the behalf
2575 of the city of Boston a certain parcel of land situated in the city of Boston, being a part of a state

2576 highway location, layout no. 5242, dated September 11, 1962, and shown as Parcel No. 8 in an
2577 order of taking recorded with layout no. 5242 in the Suffolk county registry of deeds in book
2578 7681, page 307, as shown on the plan filed therewith, and also shown as parcel 0201831001 on
2579 the city of Boston assessors' maps, shall transfer, remise and release to the city of Boston any
2580 interest the commonwealth may have in such parcel.

2581 SECTION 167. Notwithstanding any general or special law to the contrary, the
2582 unexpended and unencumbered balances of the bond-funded authorizations in the following
2583 accounts shall cease to be available for expenditure 180 days after the effective date of this act:
2584 7002-0015, 7002-8005, 7002-8013, 7002-8016, 7002-8017, 7002-8018, 7002-8019, 7002-8020,
2585 7002-8022, 7002-8035, 7002-8037, 7002-8038, 7002-8052, 7002-8060, 7005-8035, 7007-9035,
2586 7002-8010, 7002-8015, 7002-8030, 7002-8045, 7002-8050, 7002-8055, 7002-8065.

2587 SECTION 168. Notwithstanding any general or special law to the contrary, to meet the
2588 expenditures necessary in carrying out sections 2 to 2B, inclusive, the state treasurer shall, upon
2589 request of the governor, issue and sell bonds of the commonwealth in an amount to be specified
2590 by the governor from time to time but not exceeding, in the aggregate, \$2,044,000,000. All
2591 bonds issued by the commonwealth, as aforesaid, shall be designated on their face "An Act
2592 Relative to Strengthening Massachusetts' Economic Leadership" and shall be issued for a
2593 maximum term of years, not exceeding 30 years, as the governor may recommend to the general
2594 court pursuant to section 3 of Article LXII of the Amendments to the Constitution; provided,
2595 however, that all such bonds shall be payable not later than June 30, 2059. All interest and
2596 payments on account of principal on such obligations shall be payable from the General Fund.
2597 Bonds issued under this section and interest thereon shall, notwithstanding any other provision of
2598 this act, be general obligations of the commonwealth.

2599 SECTION 169. Notwithstanding any general or special law to the contrary, to meet the
2600 expenditures necessary in carrying out section 2C, the state treasurer shall, upon request of the
2601 governor, issue and sell bonds of the commonwealth in an amount to be specified by the
2602 governor from time to time but not exceeding, in the aggregate \$400,000,000. All bonds issued
2603 by the commonwealth as aforesaid shall be designated on their face “An Act Relative to
2604 Strengthening Massachusetts’ Economic Leadership ,” and shall be issued for a maximum term
2605 of years, not exceeding 30 years, as the governor may recommend to the general court pursuant
2606 to section 3 of Article LXII of the Amendments to the Constitution; provided, however, that all
2607 such bonds shall be payable not later than June 30, 2064. All interest and payments on account of
2608 principal on such obligations shall be payable from the General Fund. Bonds issued under this
2609 section and interest thereon shall, notwithstanding any other provision of this act, be general
2610 obligations of the commonwealth.

2611 SECTION 170. Subsection (gg) of section 6 of chapter 62 of the General Laws and
2612 section 38RR of chapter 63 of the General Laws shall apply to taxable years beginning on or
2613 after January 1 of the first year following the effective date of this act which follows a fiscal year
2614 that closes with a consolidated net surplus of not less than \$400,000,000 pursuant to section 5C
2615 of chapter 29 of the General Laws. Annually, not later than 30 days after the comptroller
2616 certifies the amount of the consolidated net surplus pursuant to said section 5C of said chapter
2617 29, the commissioner of revenue shall certify to the secretary of administration and finance
2618 whether said subsection (gg) of said section 6 of said chapter 62 and said section 38RR of said
2619 chapter 63 shall take effect pursuant to this section; provided, however, that no such certification
2620 shall be required in any year after the first year in which said subsection (gg) of said section 6 of
2621 said chapter 62 and said section 38RR of said chapter 63 take effect.

2622 SECTION 171. Subsection (gg) of section 6 of chapter 62 of the General Laws is hereby
2623 repealed.

2624 SECTION 172. Section 38RR of chapter 63 of the General Laws is hereby repealed.

2625 SECTION 173. Sections 171 and 172 shall take effect on January 1 of the sixth tax year
2626 following the effective date of subsection (gg) of section 6 of chapter 62 of the General Laws
2627 and section 38RR of chapter 63 of the General Laws as determined pursuant to section 170.

2628 SECTION 174. Sections 84, 108 and 132, subsections (ee) and (ff) of section 6 of chapter
2629 62 of the General Laws and sections 38OO to 38QQ, inclusive, of chapter 63 of the General
2630 Laws shall apply to tax years beginning on or after January 1, 2024.