

# SENATE . . . . . No. 2869

Senate, July 11, 2024 -- Text of the Senate amendment to the House Bill relative to strengthening Massachusetts' economic leadership (House, No. 4804) (being the text of Senate, No. 2856, printed as amended)

## 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           7002-0083     For an employment social enterprise capital grant program to be  
16 administered by the executive office of economic development, in consultation with the  
17 executive office of labor and workforce development, for the development of eligible facilities  
18 for nonprofit employment social enterprises that sell goods and services and enhance economic  
19 development; provided, that eligible applicants shall be nonprofit organizations operating  
20 employment social enterprises targeting individuals facing significant barriers to employment;  
21 provided further, that grants to nonprofits shall support costs associated with the acquisition of  
22 real property, the design, construction, repair, rehabilitation or renovation of an eligible facility  
23 and soft costs directly related to the development of an eligible facility; provided further, that  
24 eligible employment social enterprises shall offer paid employment opportunities to low-income  
25 individuals, with priority to socially- and economically-disadvantaged populations who  
26 experience complex needs and barriers to employment that require intensive interventions;  
27 provided further, that eligible organizations shall provide the following services for targeted  
28 individuals as an integrated part of their paid employment in a social enterprise: (i) outreach to  
29 targeted populations; (ii) on-the-job training and skill development, including worksite  
30 supervision and performance coaching; (iii) comprehensive supportive services for at least 1  
31 year, including, but not limited to, case management, aimed at overcoming barriers to  
32 employment; (iv) assistance to obtain external employment; and (v) job retention services, which  
33 shall include follow-up with beneficiaries for at least 1 year and employers to support job  
34 retention and advancement; provided further, that prioritization for grant awards shall be given to  
35 organizations: (a) targeting low-income communities specifically aimed at reducing social and  
36 economic inequities; (b) serving high-risk populations that can demonstrate a significant social  
37 return on investment; and (c) providing goods and services that can demonstrate a positive

38 community or environmental impact; and provided further, that grants shall be awarded in a  
39 manner that promotes geographic, social and economic equity.....\$10,000,000

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

52           7002-1522     For grants administered by the Massachusetts Technology Development  
53 Corporation established in section 2 of chapter 40G of the General Laws and doing business as  
54 MassVentures; provided, that such grants shall be made on a competitive basis to growing  
55 Massachusetts-based companies commercializing technologies developed with the assistance of  
56 a Small Business Innovation Research or Small Business Technology Transfer grant from a  
57 federal agency, including, but not limited to, the United States Department of Defense, the  
58 United States Department of Energy or the National Science Foundation.....\$25,000,000

59           7002-1523     For grants administered by the Massachusetts Technology Development  
60 Corporation established in section 2 of chapter 40G of the General Laws and doing business as  
61 MassVentures; provided, that such grants shall be made on a competitive basis to Massachusetts-  
62 based companies in support of the development of alternative proteins developed with the  
63 assistance of a Small Business Innovation Research or Small Business Technology Transfer  
64 grant from a federal agency including, but not limited to, the United States Department of  
65 Energy, the United States Department of Agriculture, the United States Food and Drug  
66 Administration or the National Science Foundation.....\$5,000,000

67           7002-8039     For the Scientific and Technology Research and Development Matching  
68 Grant Fund established in section 4G of chapter 40J of the General Laws; provided, that not less  
69 than \$30,000,000 shall be expended to the University of Massachusetts at Amherst for the  
70 expansion of its department of food science and development of a regional resilient and  
71 sustainable food innovation hub; and provided further, that not less than \$8,000,000 shall be  
72 expended to the University of Massachusetts at Dartmouth for blue economy initiatives,  
73 including, but not limited to, blue tech research and the development of new technology created  
74 for improving ocean health, promoting the responsible use of the ocean, stimulating economic  
75 development and creating jobs in the blue economy.....\$133,000,000

76           7002-8044     For a program to be administered by the Massachusetts Development  
77 Finance Agency established in section 2 of chapter 23G of the General Laws for site assembly,  
78 site assessment, predevelopment permitting and other predevelopment and marketing activities  
79 that enhance a site’s readiness for commercial, industrial or mixed-use development; provided,  
80 that funds may be used to facilitate the expansion or replication of successful industrial parks and  
81 to support the revitalization of downtown centers; and provided further, that grants or other

82 financial assistance in this item shall only be awarded to projects within municipalities that have  
83 been deemed in compliance or interim compliance with the multi-family zoning requirement in  
84 section 3A of chapter 40A of the General Laws..... \$3,000,000

85           7002-8046   For the Massachusetts Growth Capital Corporation established in section 2  
86 of chapter 40W of the General Laws for a program to provide matching grants to community  
87 development financial institutions certified by the United States Treasury or community  
88 development corporations certified under chapter 40H of the General Laws to leverage federal or  
89 private investment for the purpose of making loans to small businesses; provided, that such  
90 grants shall prioritize socially or economically disadvantaged businesses, which may include, but  
91 shall not be limited to, minority-owned, women-owned, worker-owned, veteran-owned or  
92 immigrant-owned small businesses that have historically faced obstacles to accessing  
93 capital..... \$35,000,000

94           7002-8053   For the Brownfields Redevelopment Fund established in section 29A of  
95 chapter 23G of the General Laws; provided, that grants or other financial assistance in this item  
96 shall only be awarded to projects within municipalities that have been deemed in compliance or  
97 interim compliance with the multi-family zoning requirement in section 3A of chapter 40A of the  
98 General Laws..... \$30,000,000

99           7002-8054   For the Massachusetts Growth Capital Corporation established in section 2 of  
100 chapter 40W of the General Laws, in consultation with the microbusiness development center  
101 within the Massachusetts office of business development, to provide grants to low- and  
102 moderate-income entrepreneurs to acquire, expand, improve or lease a facility, purchase or lease  
103 equipment or meet other capital needs of a business with not more than 20 employees and annual

104 revenues not exceeding \$2,500,000, including alternative energy generation projects; provided,  
105 that preference shall be given to businesses located in low-income or moderate-income areas or  
106 socially or economically disadvantaged businesses, which may include, but shall not be limited  
107 to, minority-owned, women-owned, worker-owned, immigrant-owned or veteran-owned  
108 businesses; and provided further, that grants shall be awarded in a manner that promotes  
109 geographic equity.....\$10,000,000

110           7002-8056    For a competitive grant program to be administered by the office of travel  
111 and tourism; provided, that funds may be used to improve facilities and destinations visited by  
112 in-state and out-of-state travelers to increase visitation, entice repeat visitation and increase the  
113 direct and indirect economic impacts of the tourism industry in all regions of the commonwealth;  
114 provided further, that grants shall support the design, repair, renovation, improvement, expansion  
115 and construction of facilities owned by municipalities or nonprofit entities; provided further, that  
116 grants or other financial assistance in this item shall only be awarded to projects within  
117 municipalities that have been deemed in compliance or interim compliance with the multi-family  
118 zoning requirement in section 3A of chapter 40A of the General Laws; provided further, that in  
119 evaluating grant applications, priority shall be given to projects located in state-designated  
120 cultural districts and projects that promote nature-based, agricultural and other forms of rural  
121 tourism; provided further, that all grantees to improve facilities and destinations visited by in-  
122 state and out-of-state travelers shall provide a match based on a graduated formula determined by  
123 the office of travel and tourism; provided further, that grant recipients shall be required to  
124 measure and report on return-on-investment data after the expenditure of grant funds; provided  
125 further, that grants shall be awarded in a manner that promotes geographic equity; and provided  
126 further, that funds made available in this item may be used to make capital investments that

127 support the commemoration of the two hundred and fiftieth anniversary of the founding of the  
128 United States..... \$40,000,000

129           7002-8057   For the Commonwealth Zoological Corporation established in section 2 of  
130 chapter 92B of the General Laws for costs associated with the preparation of plans, studies and  
131 specifications, repairs, construction, renovations, improvements, maintenance, asset management  
132 and demolition and other capital improvements including those necessary for the operation of  
133 facilities operated by Zoo New England, including the Franklin Park Zoo and the Walter D.  
134 Stone Memorial Zoo..... \$15,000,000

135           7002-8058   For the Massachusetts Broadband Incentive Fund established in section  
136 6C of chapter 40J of the General Laws for capital repairs and improvements to broadband  
137 infrastructure owned by the Massachusetts Technology Park Corporation established in section 3  
138 of said chapter 40J.....\$10,000,000

139           7002-8059   For the Massachusetts Technology Park Corporation established in section  
140 3 of chapter 40J of the General Laws for grant programs that support collaboration among  
141 manufacturers located in the commonwealth and institutions of higher education, nonprofit  
142 entities or other public or quasi-public entities; provided, that eligible grantees shall include, but  
143 not be limited to, participants in the Manufacturing USA institutes, public and private academic  
144 institutions, nonprofit entities and private business entities; provided further, that grant programs  
145 funded from this item shall consider the strategic goals and priorities of the advanced  
146 manufacturing collaborative established in section 10B of chapter 23A of the General Laws; and  
147 provided further, that grants shall be awarded in a manner that promotes geographic, social and  
148 economic equity.....\$99,000,000

149           7002-8061     For the MassWorks infrastructure program established in section 63 of  
150 chapter 23A of the General Laws; provided, that, pursuant to subsection (b) of section 3A of  
151 chapter 40A of the General Laws, grants or other financial assistance in this item shall only be  
152 awarded to projects within municipalities that have been deemed in compliance or interim  
153 compliance with the multi-family zoning requirement in said section 3A of said chapter  
154 40A.....\$400,000,000

155           7002-8062     For a program to provide assistance to projects that will improve,  
156 rehabilitate or redevelop blighted, abandoned, vacant or underutilized properties to achieve the  
157 public purposes of eliminating blight, increasing housing production, supporting economic  
158 development projects, increasing the number of commercial buildings accessible to persons with  
159 disabilities and conserving natural resources through the targeted rehabilitation and reuse of  
160 vacant and underutilized property; provided, that such assistance shall take the form of a grant or  
161 loan provided to a municipality or other public entity, a community development corporation,  
162 nonprofit entity or for-profit entity; provided further, that eligible uses of funding shall include,  
163 but not be limited to: (i) improvements and additions to or alterations of structures and other  
164 facilities necessary to comply with requirements of building, fire or other life safety codes and  
165 regulations pertaining to accessibility for persons with disabilities where such code or regulatory  
166 compliance is required in connection with a new commercial residential or civic use of such  
167 structure or facility; and (ii) the targeted removal of existing underutilized structures or facilities  
168 to create or activate publicly-accessible recreational or civic spaces; provided further, that  
169 financial assistance in this item may be administered by the executive office of economic  
170 development through a contract with the Massachusetts Development Finance Agency  
171 established in section 2 of chapter 23G of the General Laws; provided further, that the executive

172 office or the Massachusetts Development Finance Agency may establish additional program  
173 requirements through regulations or policy guidelines; provided further, that funds shall be  
174 awarded on a competitive basis in accordance with guidelines developed by the agency; provided  
175 further, that financial assistance in this item shall be awarded, to the extent feasible, in a manner  
176 that reflects geographic and demographic diversity and social and economic equity within the  
177 commonwealth; provided further, that grants or other financial assistance in this item shall only  
178 be awarded to projects within municipalities that have been deemed in compliance or interim  
179 compliance with the multi-family zoning requirement in section 3A of chapter 40A of the  
180 General Laws; and provided further, that program funds may be used for the reasonable costs of  
181 administering the program not to exceed 5 per cent of the total financial assistance awarded  
182 during the fiscal year.....\$90,000,000

183           7002-8063     For the Massachusetts Technology Park Corporation established in section  
184 3 of chapter 40J of the General Laws for matching grants that support alternative proteins among  
185 private entities, institutions of higher education, nonprofit entities and other public or quasi-  
186 public entities located in the commonwealth; provided, that grants shall be awarded and  
187 administered consistent with the strategic goals and priorities of the Massachusetts advanced  
188 manufacturing collaborative established in section 10B of chapter 23A of the General Laws; and  
189 provided further, that grants shall be awarded in a manner that promotes geographic, social and  
190 economic equity.....\$5,000,000

191           7002-8066     For a capital grant program administered by the executive office of  
192 economic development, in consultation with the executive office for administration and finance,  
193 to provide grants to support large, transformational projects to drive economic growth; provided,  
194 that the program may be known as Mass Impact; provided further, that projects shall leverage

195 private, federal, municipal or other sources of financial assistance to be eligible for financial  
196 assistance in this item; provided further, that the total amount of state funds awarded, including,  
197 but not limited to funds in this item, for an individual project shall not exceed 30 per cent of the  
198 total development cost of the project; provided further, that the executive office of economic  
199 development shall annually submit a report to the house and senate committees on ways and  
200 means that shall include, but shall not be limited to, the: (i) projects awarded financial assistance  
201 in this item; (ii) total estimated cost of projects awarded financial assistance in this item; (iii)  
202 total amount of state funds awarded to projects, including but not limited to, financial assistance  
203 in this item, delineated by funding source; (iv) total amount of funding contributed from other  
204 sources, including federal, municipal, private or other sources, to projects awarded financial  
205 assistance in this item, delineated by funding source; and (v) estimated economic impact of  
206 projects awarded financial assistance in this item; provided further, that upon the completion of a  
207 project awarded financial assistance in this item, the executive office shall submit a report to the  
208 house and senate committees on ways and means that shall include, but shall not be limited to,  
209 the: (i) total cost of the completed project; (ii) total amount of state funds expended on the  
210 completed project, delineated by funding source; and (iii) total amount of funding contributed  
211 from other sources, including federal, municipal, private or other sources, to the completed  
212 project, delineated by funding source; provided further, that not less than 3 years and not more  
213 than 4 years following completion of a project awarded financial assistance in this item, the  
214 executive office shall submit to the house and senate committees on ways and means a report  
215 detailing the estimated economic impact created by the state's investment in such project; and  
216 provided further, that grants or other financial assistance in this item shall only be awarded to  
217 projects within municipalities that have been deemed in compliance or interim compliance with

218 the multi-family zoning requirement in section 3A of chapter 40A of the General  
 219 Laws.....\$50,000,000  
 220           7002-8068   For the rural development program established in section 66A of chapter  
 221 23A of the General Laws.....\$100,000,000  
 222           7002-8069   For a capital grant program to be administered by the executive office of  
 223 economic development to provide grants or other financial assistance to private businesses that  
 224 are constructing or expanding commercial, industrial or manufacturing facilities in the  
 225 commonwealth which may include, but shall not be limited to: (i) the construction or expansion  
 226 of facilities in a manner that eliminates or minimizes the use of fossil-fuel heating and cooling  
 227 equipment, or incorporates other decarbonization measures that would not otherwise be  
 228 incorporated into the facility design; (ii) the integration of design features that make a facility  
 229 more resilient to the impacts of climate change, where such design features would not otherwise  
 230 be economically feasible; and (iii) capital investments that support the creation of a significant  
 231 number of new jobs in the commonwealth; provided, that the secretary of economic development  
 232 shall issue program guidelines around the administration of the program which may include the  
 233 administration of the program through a contract with the Massachusetts Development Finance  
 234 Agency established in section 2 of chapter 23G of the General Laws, or any other appropriate  
 235 quasi-governmental agency.....\$25,000,000  
 236           7002-8070   For a capital grant program to be administered by the Massachusetts  
 237 Technology Park Corporation established in section 3 of chapter 40J of the General Laws to  
 238 support the adoption and application of artificial intelligence capabilities to public policy  
 239 problems and to leverage emerging artificial intelligence technologies to advance the

240 commonwealth’s lead in technology sectors, including, but not limited to, life sciences,  
241 healthcare and hospitals, financial services, advanced manufacturing, robotics and education;  
242 provided, that grants shall support capital expenses related to activities that leverage emerging  
243 artificial intelligence technologies to advance the commonwealth’s lead in technology sectors,  
244 which shall include, but not be limited to, life sciences, healthcare and hospitals, financial  
245 services, advanced manufacturing, robotics and education; provided further, that grants shall be  
246 awarded and administered in a manner consistent with the strategic goals and priorities of the  
247 Artificial Intelligence Strategic Task Force established by executive order 629; provided further,  
248 that funds may be used to support the incubation of artificial intelligence firms, advance the  
249 adoption of artificial intelligence technologies and support artificial intelligence software and  
250 hardware technology development and commercialization activities; and provided further, that  
251 not less than \$3,000,000 shall be expended to support the establishment of the commonwealth as  
252 a leader in applied artificial intelligence in financial services by establishing a Financial  
253 Innovation and Research Center in the city of Worcester to conduct research on applied artificial  
254 intelligence and machine learning for the financial services sector, establish literacy and  
255 education programs in artificial intelligence for students, employees, employers and the public,  
256 support entrepreneurship and build an ecosystem for applied research in artificial intelligence  
257 and machine learning in the financial services sector..... \$103,000,000

258           7002-8072     For a competitive program to be administered by the Massachusetts  
259 Technology Park Corporation established in section 3 of chapter 40J of the General Laws to  
260 provide grants or other financial assistance for infrastructure support for industry-led consortia  
261 focused on advancing the commonwealth’s global leadership and growing jobs in key emerging  
262 technology sectors, including, but not limited to, quantum information sciences and technology,

263 bioindustrial manufacturing and nontherapeutic biomanufacturing, which may include alternative  
264 proteins; provided, that “alternative proteins” shall mean proteins created from plant-based,  
265 ferments or cell-cultured inputs and processes to create foods that share sensory characteristics  
266 that are consistent with conventional meat and dairy products; provided further, that the grants  
267 shall support the development, demonstration, deployment and commercialization of technology  
268 in such key emerging technology sectors; provided further, that funds shall be expended for  
269 infrastructure that support training, company incubation and acceleration, technology testing and  
270 evaluation and other commercial and economic development needs; and provided further, that  
271 not less than \$40,000,000 shall be expended for a quantum innovation hub to be located in the  
272 Pioneer Valley region of the commonwealth.....\$115,000,000

273           7002-8074    For a competitive program to be administered by the Massachusetts  
274 Technology Park Corporation established in section 3 of chapter 40J of the General Laws to  
275 provide grants and other financial assistance to support research and development of robotics  
276 technology including, but not limited to, robotics incubation, testing, training, workforce  
277 development, research and development and commercialization activities; provided, that grants  
278 may be made to nonprofit entities, public or private universities or private business  
279 entities.....\$25,000,000

280           7002-8075    For a grant program for cities and towns to support the vitality of  
281 downtowns and main streets; provided, that grants may be used for technical assistance to  
282 develop, sustain or strengthen business districts, town centers, commercial corridors, cultural  
283 districts or other walkable mixed-use areas; provided further, that funds may be used for  
284 community planning and investment activities that stimulate economic development, expand  
285 entrepreneurship and create jobs in the downtown economy sector and to construct, improve,

286 repair, maintain and protect downtown assets; provided further, that the executive office of  
287 economic development may establish additional program requirements through regulations or  
288 policy guidelines; provided further, that funds shall be awarded on a competitive basis in  
289 accordance with such program requirements; and provided further, that financial assistance  
290 offered pursuant to this item shall be awarded, to the extent feasible, in a manner that reflects  
291 geographic and demographic diversity and social and economic equity.....\$9,500,000

292 SECTION 2A.

293 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

294 Office of the Secretary

295 0640-0308 For the Massachusetts Cultural Facilities Fund established in section 42  
296 of chapter 23G of the General Laws for the acquisition, design, construction, repair, renovation,  
297 rehabilitation or other capital improvement or deferred maintenance to cultural facilities;  
298 provided, that grants or other financial assistance under this item shall only be awarded to  
299 projects within municipalities that have been deemed in compliance or interim compliance with  
300 the multi-family zoning requirement in section 3A of chapter 40A of the General  
301 Laws.....\$50,000,000

302 1100-2520 For grants or other financial assistance to cities, towns, regional  
303 organizations whose membership is exclusively composed of municipal governments, municipal  
304 redevelopment authorities or agencies or quasi-governmental agencies to support economic  
305 development in the commonwealth, including efforts that support workforce development,  
306 higher education, tourism, arts and culture; provided, that eligible purposes of the grants may  
307 include, but shall not be limited to, planning and studies, preparation of plans and specifications,

308 site assembly and preparation, dispositions, acquisitions, repairs, renovations, improvements,  
309 construction, demolition, remediation, modernization and reconstruction of facilities,  
310 infrastructure, equipment and other capital assets, technical assistance, and information  
311 technology equipment and infrastructure; and provided further, that grants or other financial  
312 assistance under this item shall only be awarded to projects within municipalities that have been  
313 deemed in compliance or interim compliance with the multi-family zoning requirement in  
314 section 3A of chapter 40A of the General Laws.....\$100,000,000

315           1100-2521     For the Massachusetts Educational Financing Authority established in  
316 section 4 of chapter 15C of the General Laws to assist students, their parents, legal guardians and  
317 others responsible for paying the costs of the student’s education and assist institutions of higher  
318 education in supporting access to affordable higher education opportunities.....\$85,000,000

319           1599-1016     For local economic development projects; provided, that not less than  
320 \$10,000,000 shall be expended for infrastructure and other public improvements to support the  
321 redevelopment of the Watertown Square section of the city of Watertown; provided further, that  
322 not less than \$4,000,000 shall be expended for water system needs in the town of Northfield;  
323 provided further, that not less than \$4,000,000 shall be expended for a research and education  
324 regional simulation lab at the Elaine Marieb College of Nursing at the University of  
325 Massachusetts at Amherst; provided further, that not less than \$1,000,000 shall be expended for  
326 design, engineering, repairs and improvements to the King street bridge in the town of  
327 Royalston; provided further, that not less than \$1,000,000 shall be expended for capital repairs  
328 and improvements to the Academy of Music in the city of Northampton; provided further, that  
329 not less than \$200,000 shall be expended for capital upgrades and improvements to the Veterans  
330 of Foreign Wars Parkway in the West Roxbury section of the city of Boston; provided further,

331 that not less than \$200,000 shall be expended for capital upgrades and improvements to the West  
332 Roxbury parkway in the West Roxbury section of the city of Boston; provided further, that not  
333 less than \$200,000 shall be expended for capital upgrades and improvements to the Turtle Pond  
334 parkway in the Hyde Park section of the city of Boston; provided further, that not less than  
335 \$200,000 shall be expended for capital upgrades and improvements to the Enneking parkway in  
336 the Hyde Park section of the city of Boston; provided further, that not less than \$500,000 shall be  
337 expended to Habitat for Humanity Greater Boston, Inc. for infrastructure, renovation and  
338 development costs at 104 to 108 Walter street, inclusive, in the Roslindale section of the city of  
339 Boston; provided further, that not less than \$250,000 shall be expended for capital upgrades at  
340 the Parkway Community YMCA in the West Roxbury section of the city of Boston; provided  
341 further, that not less than \$250,000 shall be expended for capital upgrades at the Thomas M.  
342 Menino YMCA in the Hyde Park section of the city of Boston; provided further, that not less  
343 than \$100,000 shall be expended to the town of Norwood for improvements to Morse Hill  
344 Veterans park; provided further, that not less than \$1,000,000 shall be expended for the  
345 Roslindale Gateway Path project located in the Roslindale section of the city of Boston; provided  
346 further, that no less than \$2,000,000 shall be expended to the city of Boston for the design and  
347 renovation of Billings field in the West Roxbury neighborhood of the city of Boston; provided  
348 further, that not less than \$250,000 shall be expended to the town of Walpole to reopen the East  
349 Walpole fire station; provided further, that not less than \$2,000,000 shall be expended to the  
350 department of conservation and recreation to implement an integrated approach for public access  
351 and trails and recreation opportunities to enhance visitor experiences at Havey beach located on  
352 the Charles river in the West Roxbury section of the city of Boston; provided further, that not  
353 less than \$1,000,000 shall be expended for Jacob's Pillow Dance Festival, Inc. in the town of

354 Becket for construction and development costs of a new theater; provided further, that not less  
355 than \$200,000 shall be expended to the Berkshire Regional Planning Commission for business  
356 resiliency and succession planning activities; provided further, that not less than \$1,000,000 shall  
357 be expended for renovation and improvements at the Berkshire Museum in the city of Pittsfield;  
358 provided further, that not less than \$250,000 shall be expended to Berkshire Community College  
359 for the development and improvement of a workforce training and community education facility;  
360 provided further, that not less than \$250,000 shall be expended to the Berkshire Historical  
361 Society for a feasibility study and acquisition, improvement and renovation costs for a Berkshire  
362 history center in the city of Pittsfield; provided further, that not less than \$500,000 shall be  
363 expended to the town of Walpole to engage the necessary planning consultants to repurpose and  
364 redevelop the former Massachusetts Correctional Institution - Cedar Junction in the town of  
365 Walpole; provided further, that not less than \$250,000 shall be expended to the Hilltown Youth  
366 Recovery Theater for a feasibility study, acquisition, improvements and capital costs for outdoor  
367 adventure-based educational programming and accessibility upgrades; provided further, that not  
368 less than \$500,000 shall be expended to the Shaker Ridge Trails collaborative for infrastructure  
369 improvements and development of mountain bike trails in the towns of Hancock and  
370 Lanesborough; provided further, that that not less than \$500,000 shall be expended for well  
371 water infrastructure improvements in the town of Clarksburg and the city of North Adams for  
372 economic sustainability at the state highway route 2 hairpin turn corridor; provided further, that  
373 not less than \$1,000,000 shall be expended to construct the gateway district sewer extension in  
374 the town of Lenox; provided further, that not less than \$1,000,000 shall be expended to the city  
375 of Pittsfield for improvements, development and reconstruction of the historic Wahconah park;  
376 provided further, that not less than \$500,000 shall be expended to the Massachusetts

377 Biotechnology Education Foundation, Inc. for equipment, technology and other educational  
378 resources to support and expand the Life Sciences Career Hub and its workforce and  
379 apprenticeship programs; provided further, that not less than \$2,000,000 shall be expended to the  
380 Carroll Center for the Blind, Inc. for the renovation of its residential-based independent living  
381 and workforce development training facilities; provided further, that not less than \$1,000,000  
382 shall be expended to the city of Gloucester for planning and design of wastewater collection and  
383 treatment infrastructure projects; provided further, that not less than \$500,000 shall be expended  
384 to the city of Newburyport for the installation of lights on State street and other economic  
385 development projects; provided further, that not less than \$500,000 shall be expended to the  
386 town of Ipswich for economic development projects; provided further, that not less than  
387 \$500,000 shall be expended to the town of Newbury for economic development projects;  
388 provided further, that not less than \$500,000 shall be expended to the town of Salisbury for  
389 economic development projects; provided further, that not less than \$500,000 shall be expended  
390 to the town of Rowley for economic development projects; provided further, that not less than  
391 \$500,000 shall be expended to the town of Wenham for economic development projects;  
392 provided further, that not less than \$500,000 shall be expended to the town of Manchester-By-  
393 The-Sea for economic development projects; provided further, that not less than \$500,000 shall  
394 be expended to the town of Topsfield for economic development projects; provided further, that  
395 not less than \$500,000 shall be expended to the town of Boxford for economic development  
396 projects; provided further, that not less than \$500,000 shall be expended to the town of Rockport  
397 for economic development projects; provided further, that not less than \$500,000 shall be  
398 expended to the town of Middleton for economic development projects; provided further, that  
399 not less than \$500,000 shall be expended to the town of Hamilton for economic development

400 projects; provided further, that not less than \$500,000 shall be expended to the town of West  
401 Newbury for economic development projects; provided further, that not less than \$500,000 shall  
402 be expended for the town of Essex for economic development projects; provided further, that not  
403 less than \$500,000 shall be expended to the town of Georgetown for economic development  
404 projects; provided further, that not less than \$500,000 shall be expended to the town of  
405 Groveland for economic development projects; provided further, that not less than \$500,000  
406 shall be expended to the town of North Reading for economic development projects; provided  
407 further, that not less than \$500,000 shall be expended to the town of North Andover for  
408 economic development projects; provided further, that not less than \$5,000,000 shall be  
409 expended to the USS Constitution Museum to plan, design and fabricate dynamic interactive  
410 exhibits to offer a world-class introduction in a new gateway facility; provided further, that not  
411 less than \$2,000,000 shall be expended for a new fire public safety facility in the city of Everett;  
412 provided further, that not less than \$2,000,000 shall be expended for the planning, design and  
413 construction of public infrastructure projects along the state highway route 99 corridor in the city  
414 of Everett; provided further, that not less than \$5,000,000 shall be expended for infrastructure  
415 improvements in the Arlington section of the city of Methuen including, but not limited to,  
416 drainage and sewerage, road pavement, engineering costs and business outreach; provided  
417 further, that not less than \$1,000,000 shall be expended to the city of Lawrence for the Lawrence  
418 gateway project brownfield assessment to support planning and redevelopment for mixed use  
419 economic development, affordable housing, structured parking solar energy and energy  
420 efficiency; provided further, that not less than \$1,000,000 shall be expended for the renovation of  
421 the O'Connell South Common in the city of Lawrence including, but not limited to, the  
422 completion of asbestos abatement, lead paint remediation and brick renovation and concrete

423 masonry in the Vandekerkove bandstand; provided further, that not less than \$1,000,000 shall be  
424 expended to the town of Bedford for public infrastructure related to the proposed fire station at  
425 139 Great road in the town of Bedford; provided further, that not less than \$200,000 shall be  
426 expended to conduct a planning study to identify a secondary water source to support future  
427 housing and commercial growth in the town of Rutland; provided further, that not less than  
428 \$1,000,000 shall be expended for improvements to the downtown area in the city of Gardner;  
429 provided further, that not less than \$50,000 shall be expended for safety improvements at the  
430 intersection of Main street and state highway route 56 in the town of Rutland; provided further,  
431 that not less than \$1,000,000 shall be expended for water and sewer rehabilitation upgrades in  
432 the town of Spencer; provided further, that not less than \$500,000 shall be expended for  
433 upgrades to the pre-kindergarten and kindergarten school building in the town of Phillipston;  
434 provided further, that not less than \$1,000,000 shall be expended for PFAS mitigation in the  
435 town of Princeton; provided further, that not less than \$1,000,000 shall be expended for the  
436 establishment of a public safety complex in the town of West Brookfield; provided further, that  
437 not less than \$250,000 shall be expended for the preparation of the demolition plan and RAM  
438 plan at the brownfield site in the town of Holden; provided further, that not less than \$1,000,000  
439 shall be expended for capital expenditures in the town of Concord for events related to its two  
440 hundred and fiftieth anniversary celebration; provided further, that not less than \$1,880,000 shall  
441 be expended to the city of Agawam for installing a new roofing system at the department of  
442 public works annex facility; provided further, that not less than \$1,000,000 shall be expended for  
443 capital expenditures in the town of Lexington for events related to its two hundred and fiftieth  
444 anniversary celebration; provided further, that not less than \$90,000 shall be expended to city of  
445 Easthampton to develop the Easthampton Arts Hub; provided further, that not less than

446 \$2,700,000 shall be expended for the town of Barnstable for infrastructure improvements and  
447 other upgrades at Bismore Park Marina, the Marina at Prince Cove and Barnstable Harbor  
448 Marina; provided further, that not less than \$2,300,000 shall be expended to the town of Eastham  
449 for the implementation and construction of a village center in the North Eastham section of the  
450 town of Eastham; provided further, that not less than \$100,000 shall be expended to city of  
451 Holyoke to support the Transformative Development Initiative fellow program; provided further,  
452 that not less than \$5,000,000 shall be expended to the town of Provincetown for engineering,  
453 permitting and other costs associated with the construction of a visitors' center for Stellwagen  
454 Bank National Marine Sanctuary; provided further, that not less than \$100,000 shall be expended  
455 to the city of Holyoke for the purchase of new vehicles; provided further, that not less than  
456 \$1,200,000 shall be expended to the town of Montgomery for culvert replacement on Main road;  
457 provided further, that not less than \$100,000 shall be expended to the town of Russell for the  
458 planning and development of a new playground; provided further, that not less than \$1,000,000  
459 shall be expended to the town of Southampton for construction of a new public safety complex;  
460 provided further, that not less than \$500,000 shall be expended for capital expenditures in the  
461 town of Lincoln for events related to its fiftieth anniversary celebration; provided further, that  
462 not less than \$500,000 shall be expended to the city of Westfield for infrastructure improvements  
463 to Turnpike Industrial road; provided further, that not less than \$500,000 shall be expended to  
464 the city of Westfield for infrastructure improvements to Westfield Industrial Park road; provided  
465 further, that not less than \$250,000 shall be expended to the city of Westfield for capital  
466 investments in equipment at Westfield Technical Academy; provided further, that not less than  
467 \$500,000 shall be expended to the Westfield-Barnes Regional Airport for costs associated with  
468 designing, developing and constructing a new access taxiway to the southwest quadrant;

469 provided further, that not less than \$1,980,000 shall be expended to Westfield State University  
470 for the development and construction of a new mental health hub to address workforce shortages  
471 in behavioral health, nursing and healthcare in western Massachusetts; provided further, that not  
472 less than \$1,500,000 shall be expended to the city of West Springfield for building  
473 redevelopment on Westfield street to promote economic development; provided further, that not  
474 less than \$200,000 shall be expended to the city of Attleboro for the wayfinding signage  
475 program; provided further, that not less than \$500,000 shall be expended for the Berkshire  
476 Community Land Trust Farmsteads for Farmers River Run Farm redevelopment project in the  
477 town of Great Barrington; provided further, that not less than \$500,000 shall be expended to the  
478 town of Southwick for inland dredging of Lake Congamond; provided further, that not less than  
479 \$500,000 shall be expended for the acquisition and development of and improvements to a new  
480 facility for Elizabeth Freeman Center, Inc. in the city of Pittsfield; provided further, that not less  
481 than \$500,000 shall be expended for the Adams Memorial school building revitalization project  
482 in the town of Adams; provided further, that not less than \$1,000,000 shall be expended to Irish  
483 Cultural Centre, Inc. for restoration and improvements at the cultural center facility in the town  
484 of Canton; provided further, that not less than \$1,000,000 shall be expended for the Millicent  
485 Library in the town of Fairhaven for heating, ventilation, and air conditioning system upgrades;  
486 provided further, that not less than \$100,000 shall be expended for infrastructure improvements  
487 that support downtown revitalization in the town of Millbury; provided further, that not less than  
488 \$1,000,000 shall be expended for infrastructure improvements that support transportation to and  
489 from business districts in the town of Auburn; provided further, that not less than \$600,000 shall  
490 be expended to the town of Pepperell for the repointing of masonry and other restorations to the  
491 Lawrence Library; provided further, that not less than \$600,000 shall be expended to the town of

492 Tyngsborough for the development of the new department of public works headquarters;  
493 provided further, not less than \$100,000 shall be expended to the Westborough public schools for  
494 the purchase of a wheelchair accessible vehicle for the Bridging Over to Right Opportunities  
495 program; provided further, that not less than \$1,300,000 shall be expended to the town of  
496 Dunstable for the water main replacement project on Main street, Hillcrest street and Lowell  
497 street; provided further, that not less than \$5,000,000 shall be expended to the Boys & Girls Club  
498 of Greater Lowell, Inc. for the repair and renovation of its property at Middlesex street in the city  
499 of Lowell to allow for the expansion and creation of programs to provide workforce development  
500 training, aid in closing the academic achievement gap and for the creation of permanent new jobs  
501 in the city of Lowell; provided further, that not less than \$500,000 shall be expended to Martha  
502 Eliot Health Center for capital improvements; provided further, that not less than \$500,000 shall  
503 be expended for repairs and improvements to the One Grafton Common building in the town of  
504 Grafton; provided further, than not less than \$1,500,000 shall be expended for traffic  
505 improvements to Hartford avenue in the towns of Bellingham and Medway; provided further,  
506 that not less than \$500,000 shall be expended to implement new branding and wayfinding in the  
507 city known as the town of Franklin; provided further, than not less than \$1,000,000 shall be  
508 expended for extending the sidewalk between Pound street and Main street in the town of  
509 Medfield; provided further, that not less than \$1,000,000 shall be expended to The Dimock  
510 Center in the Roxbury section of the city of Boston for capital improvements and expansion of  
511 community health center services; provided further, that not less than \$2,000,000 shall be  
512 expended to the city of Chelsea to fund construction at the Latimer Overlook public open space  
513 in the waterfront section of the city of Chelsea; provided further, that not less than \$250,000 shall  
514 be expended for public safety building upgrades in the town of Berlin; provided further, than not

515 less than \$400,000 shall be expended for stormwater and water infrastructure improvements in  
516 the town of Sherborn; provided further, that not less than \$500,000 shall be expended to the town  
517 of Northborough for infrastructure improvements for veterans; provided further, that not less  
518 than \$1,000,000 shall be expended for business district sidewalk upgrades in the town of West  
519 Boylston; provided further, that not less than \$1,215,500 shall be expended to the city of Quincy  
520 for predredging activities including, but not limited to, mobilization, site preparation, removal  
521 and reinstallation of floating docks and piles and demobilization in Quincy bay and beach  
522 restoration in the Merrymount section of the city of Quincy; provided further, that not less than  
523 \$1,784,500 shall be expended to the city of Quincy for economic development projects; provided  
524 further, that not less than \$1,750,000 shall be expended to the town of Abington for economic  
525 development projects; provided further, that not less than \$1,750,000 shall be expended to the  
526 town of Hanover for economic development projects; provided further, that not less than  
527 \$1,750,000 shall be expended to the town of Holbrook for economic development projects;  
528 provided further, that not less than \$1,750,000 shall be expended to the town of Rockland for  
529 economic development projects; provided further, that not less than \$4,000,000 shall be  
530 expended for the construction of a new fire station in the town of Boylston; provided further, that  
531 not less than \$1,000,000 shall be expended for neighborhood revitalization in the city of  
532 Worcester; provided further, that not less than \$500,000 shall be expended to Mattapan  
533 Community Health Center, Inc. for capital improvements; provided further, than not less than  
534 \$1,500,000 shall be expended for the renovation of Great Plain avenue in the town of Needham;  
535 provided further, that not less than \$1,000,000 shall be expended for FORGE to sustain and  
536 expand a statewide program which promotes manufacturing and innovation, including climate  
537 tech, through the support of hardtech startup manufacturing readiness and local supply chains;

538 provided further, that not less than \$1,000,000 shall be expended for the Blackstone Valley  
539 Chamber of Commerce, Inc. in the village of Whitinsville in the town of Northbridge for  
540 regional economic development initiatives; provided further, that not less than \$1,000,000 shall  
541 be expended to the town of Monson for construction of a salt shed; provided further, that not less  
542 than \$1,500,000 shall be expended for the Monson Developmental Center in the town of Monson  
543 for economic development projects; provided further, that not less than \$2,000,000 shall be  
544 expended for economic development opportunities on state highway route 146A in the town of  
545 Uxbridge; provided further, that not less than \$500,000 shall be expended to the Brimfield  
546 Antique Show in the town of Brimfield for economic development; provided further, that not  
547 less than \$2,500,000 shall be expended for water, sewer and road improvements to promote  
548 economic development opportunities on state highway route 16 in the towns of Mendon and  
549 Hopedale; provided further, that not less than \$1,000,000 shall be expended for the revitalization  
550 project at the former Berkshire Trail elementary school building in the town of Cummington;  
551 provided further, that not less than \$5,000,000 shall be expended to Massachusetts Bay  
552 Community College for the design and construction of the center for cybersecurity education;  
553 provided further, that not less than \$2,700,000 shall be expended for the renovation of the train  
554 depot in the town of Stoughton; provided further, that not less than \$150,000 shall be expended  
555 to the town of Bridgewater for infrastructure improvements; provided further, that not less than  
556 \$1,000,000 shall be expended to the Children's Museum in Easton to support capital  
557 improvement projects and infrastructure upgrades; provided further, that not less than \$750,000  
558 shall be expended to replace the ramp and seawall at Milton landing in the town of Milton;  
559 provided further, that not less than \$100,000 shall be expended to the town of Milton to support  
560 infrastructure improvements; provided further, that not less than \$100,000 shall be expended for

561 sidewalk installation and repairs in the town of West Bridgewater; provided further, that not less  
562 than \$100,000 shall be expended to the town of West Bridgewater for the construction of a water  
563 treatment plant; provided further, that not less than \$100,000 shall be expended to the town of  
564 West Bridgewater for the maintenance of athletic fields; provided further, that not less than  
565 \$525,000 shall be expended to the Turner Free Library in the city known as the town of  
566 Randolph to improve accessibility pursuant to the Americans with Disabilities Act; provided  
567 further, that not less than \$575,000 shall be expended to the Jonathan Belcher House in the city  
568 known as the town of Randolph for renovations to support accessibility pursuant to the  
569 Americans with Disabilities Act; provided further, that not less than \$1,000,000 shall be  
570 expended for capital upgrades at the Italian Home for Children located in the Jamaica Plain  
571 section of the city of Boston; provided further, that not less than \$2,000,000 shall be expended to  
572 the city of Chelsea to fund the design, permitting and community engagement efforts in creating  
573 resilience to coastal flooding and extreme precipitation along a Critical Urban Freight Corridor  
574 on Eastern avenue and Marginal street; provided further, that not less than \$250,000 shall be  
575 expended to Roslindale Village Main Street, Inc., located in the Roslindale section of the city of  
576 Boston for planning and development projects related to economic development; provided  
577 further, that not less than \$250,000 shall be expended to West Roxbury Main Streets, Inc.,  
578 located in the West Roxbury section of the city of Boston for planning and development projects  
579 related to economic development; provided further, that not less than \$250,000 shall be  
580 expended to Hyde Park Main Streets, Inc., located in the Hyde Park section of the city of Boston  
581 for planning and development projects related to economic development; provided further, that  
582 not less than \$250,000 shall be expended to Centre/South Main Streets, Inc., located in the  
583 Jamaica Plain section of the city of Boston for planning and development projects related to

584 economic development; provided further, that not less than \$10,000,000 shall be expended for  
585 improvements to the intersection of state highway route 2, Taylor road and Piper road in the  
586 town of Acton and the state highway route 2 rotary in the town of Concord; provided further, that  
587 not less than \$3,000,000 shall be expended to the West Newton Cinema Foundation, Inc. for  
588 capital repairs and improvements to support its educational, community and cultural  
589 programming; provided further, that not less than \$10,000,000 shall be expended for the  
590 renovation of and capital improvements to the Bristol county superior courthouse in the city of  
591 Taunton; provided further, that not less than \$2,000,000 shall be expended to GreenRoots, Inc. in  
592 the city of Chelsea for capital projects to promote green space access, environmental  
593 programming and climate resiliency; provided further, that not less than \$10,000,000 shall be  
594 expended to the Massachusetts Department of Transportation for corridor and safety  
595 improvements along state highway route 3A and adjacent roadways in the city known as the  
596 town of Weymouth and the towns of Hingham, Hull, Cohasset, Scituate, Norwell, Marshfield  
597 and Duxbury; provided further, that not less than \$1,500,000 shall be expended to the city of  
598 Haverhill to support local businesses and entrepreneurship including, but not limited to signage;  
599 provided further, that not less than \$1,500,000 shall be expended to the city of Lawrence to  
600 support local businesses and entrepreneurship through means including, but not limited to,  
601 signage; provided further, that not less than \$150,000 shall be expended to the Cape Cod  
602 Chamber of Commerce and the Cape Cod commission to support the deployment of electric  
603 vehicle charging stations in the Cape Cod region by analyzing industry and local trends, creating  
604 installation and grant guides, conducting outreach and support activities and developing a pilot  
605 incentive program to encourage electric vehicle usage; provided further, that not less than  
606 \$12,000,000 shall be expended to the Marine Biological Laboratory for construction, renovations

607 and infrastructure improvements to support the Imaging Innovation Initiative in Woods Hole in  
608 the town of Falmouth; provided further, that not less than \$50,000 shall be expended to the town  
609 of Chelmsford for beautification improvements to increase economic development and provide  
610 an improved neighborhood streetscape in the Vinal square area; provided further, that not less  
611 than \$100,000 shall be expended to Plymouth Regional Economic Development Foundation, Inc.  
612 for capital and equipment upgrades for commercial shared kitchens and food manufacturers to  
613 support local economic development; provided further, that not less than \$250,000 shall be  
614 expended to the town of Plymouth for costs associated with relieving zoning impediments to  
615 additional housing and commercial development; provided further, that not less than \$50,000  
616 shall be expended to the city of Easthampton for business and building improvements to promote  
617 economic development; provided further, that not less than \$1,000,000 shall be expended to the  
618 Leicester Water Supply District for capital improvements; provided further, that not less than  
619 \$500,000 shall be expended to the Greater Gardner Chamber of Commerce for economic  
620 development projects within the community; provided further, that not less than \$500,000 shall  
621 be expended to the Wachusett Area Chamber of Commerce, Inc. for economic development  
622 projects within the community; provided further, that not less than \$1,000,000 shall be expended  
623 to the town of Leicester for the repair and rehabilitation of the former Leicester middle school  
624 building to support economic development and the creation of training opportunities; provided  
625 further, that not less than \$2,000,000 shall be expended for the conversion certain buildings of  
626 the Templeton Developmental Center for use by the environmental police; provided further, that  
627 not less than \$10,000,000 shall be expended to the economic development and industrial  
628 corporation of the city of Lynn for infrastructure improvements on the waterfront; provided  
629 further, that not less than \$250,000 shall be expended to the city of Holyoke for the Holyoke

630 Redevelopment Authority to pursue local economic projects; provided further, that not less than  
631 \$500,000 shall be expended to the Malden Senior Center for capital improvements; provided  
632 further, that not less than \$250,000 shall be expended to the city of Malden for a feasibility study  
633 for a teen or intergenerational center; provided further, that not less than \$1,000,000 shall be  
634 expended to the Edgar P. Benjamin Healthcare Center, Inc. to support the development of a  
635 state-of-the-art dialysis treatment center; provided further, that not less than \$500,000 shall be  
636 expended to Justice For Housing, Inc. for capital improvements to and the expansion of Brie's  
637 House to continue to provide safe and stable temporary housing and wraparound stabilization  
638 services to formerly incarcerated people; provided further, that not less than \$1,000,000 shall be  
639 expended for the planning and development of a Cabo Verdean cultural center in the city of  
640 Boston; provided further, that not less than \$500,000 shall be expended for beach revitalization  
641 efforts in the town of Falmouth; provided further, that not less than \$150,000 shall be expended  
642 for the department of conservation and recreation for an arts and culture installation in section II  
643 of Southwest Corridor park at Columbus avenue between Tremont street and Heath street;  
644 provided further, that not less than \$10,000,000 shall be expended for necessary and urgent  
645 sustainability, accessibility and structural improvements to the Tower Building at the  
646 Massachusetts College of Art and Design; provided further, that not less than \$1,000,000 shall be  
647 expended to CommonWealth Kitchen, Inc. for expansion of its nonprofit food business incubator  
648 and urban food manufacturing social enterprise in support of the local food economy; provided  
649 further, that not less than \$1,000,000 shall be expended to Urban League of Eastern  
650 Massachusetts, Inc. in the Roxbury section of the city of Boston for capital improvements,  
651 equipment procurement and increased workforce development capacity for the clean energy  
652 economy; provided further, that not less than \$5,000,000 shall be expended to the Reading senior

653 center for the construction of a new facility; provided further, that not less than \$100,000 shall be  
654 expended to Talented and Gifted Association, Inc. for the purchase of a bus for the Boston  
655 Mobile Desegregation Museum; provided further, that not less than \$9,000,000 shall be  
656 expended to support mixed used development and the creation of affordable housing in the  
657 redevelopment project at Suffolk Downs in the cities of Boston and Revere; provided further,  
658 that such funds shall not be expended until the obligations in the cooperation agreement to fund  
659 on a dollar-for-dollar basis for the East Boston Housing Stabilization Trust Fund are fulfilled;  
660 provided further, that not less than \$500,000 shall be expended to the Whittier Street Health  
661 Center for capital improvements; provided further, that not less than \$3,000,000 shall be  
662 expended to the town of Foxborough for the feasibility and design of regional sewer  
663 infrastructure along the United States highway Route 1 corridor in the town of Foxborough and  
664 nearby municipalities in the region; provided further, that not less than \$2,000,000 shall be  
665 expended to the town of Mansfield for the construction of a council on aging facility; provided  
666 further, that not less than \$2,000,000 shall be expended for the dredging of the Ten Mile river in  
667 the city known as the town of North Attleborough; provided further, that not less than \$300,000  
668 shall be expended to Berkshire Black Economic Council for the acquisition, development and  
669 improvement of a new facility for economic development in the city of Pittsfield; provided  
670 further, that not less than \$250,000 shall be expended for renovations and improvements to  
671 Memorial Hall in the town of Shelburne; provided further, that not less than \$900,000 shall be  
672 expended for a water transportation vessel for the city known as the town of Winthrop for an  
673 express route inner harbor ferry; provided further, that not less than \$500,000 shall be expended  
674 to the town of Cheshire for renovations, improvements and development of the municipal  
675 building at the former Cheshire elementary school provided further, that not less than \$500,000

676 shall be expended to New North Citizens Council, Inc. for construction costs associated with the  
677 Joshua's house program; provided further, that not less than \$1,000,000 shall be expended to  
678 Develop Springfield Corporation to support the adaptive reuse of residential and commercial  
679 space at the intersection of Main street and State street in the city of Springfield; provided  
680 further, that not less than \$1,000,000 shall be expended to American International College for  
681 necessary capital improvements and repairs to Cournotes Hall to support student enrichment and  
682 programming, including public health; provided further, that not less than \$1,000,000 shall be  
683 expended to the city of Chicopee for a water pollution control pump station and combined sewer  
684 overflow facility improvements; provided further, that not less than \$250,000 shall be expended  
685 to the Massachusetts LGBT Chamber of Commerce, Inc. for economic development projects;  
686 provided further, that not less than \$8,750,000 shall be expended to the Massachusetts  
687 Department of Transportation for the construction of a rail spur connecting Joint Base Cape Cod  
688 to the Cape Cod Central Railroad; provided further, that not less than \$1,500,000 shall be  
689 expended to Hockomock Young Men's Christian Association, Inc. for the design and  
690 construction of a food security hub in the town of Plainville to serve the surrounding  
691 communities; provided further, that not less than \$300,000 shall be expended to Hebron Food  
692 Pantry for costs associated with the relocation of the food pantry to 40 Emory street in the city of  
693 Attleboro, including necessary upgrades and renovations; provided further, that not less than  
694 \$150,000 shall be expended to the Massachusetts Bay Transportation Authority for a Fairmount  
695 line beautification and restoration project; provided further, that not less than \$1,000,000 shall be  
696 expended to the North End Housing Initiative, Inc. in the city of Springfield for the planning and  
697 development of public affordable housing at Springfield Pharmacy at the intersection of Main  
698 street and Waverly street; provided further, that not less than \$500,000 shall be expended to the

699 Salvation Army donation center in the city of Springfield for capital improvements to improve  
700 accessibility to affordable durable goods and textiles in the community; provided further, that not  
701 less than \$2,500,000 shall be expended to the Lowell Community Health Center, Inc. for  
702 renovations to support the Family Medicine Residency program; provided further, that not less  
703 than \$1,000,000 shall be expended to the city of Boston to acquire or renovate space for the  
704 establishment of a community health center in the Hyde Park section of the city of Boston to  
705 expand neighborhood-based health services; provided further, that not less than \$840,000 shall  
706 be expended to the Zeiterion Performing Arts Center, Inc. for reopening planning and capital  
707 support; provided further, that not less than \$1,000,000 shall be expended to the Black Economic  
708 Council of Massachusetts, Inc. for planning, renovations, improvements, construction, the  
709 modernization of facilities, infrastructure, equipment and other capital needs located in Nubian  
710 square in the city of Boston to promote economic development in the community; provided  
711 further, that not less than \$250,000 shall be expended to the Family Health Center of Worcester,  
712 Inc. for the creation of a capital master plan, including workforce housing, for the campus at 26  
713 Queen street in the city of Worcester; provided further, that not less than \$1,000,000 shall be  
714 expended for the rehabilitation and restoration of the Ionic avenue Boys' Club building located at  
715 2 Ionic avenue in the city of Worcester to transform the space into a community arts center;  
716 provided further, that not less than \$500,000 shall be expended to Panlyfe Project 333 to address  
717 food insecurity in the Mattapan section of the city of Boston; provided further, that not less than  
718 \$2,000,000 shall be expended to the city of Worcester Redevelopment Authority for urban  
719 revitalization plan implementation; provided further, that not less than \$500,000 shall be  
720 expended to the city of Beverly for a consultant to provide construction phase services on behalf  
721 of the city; provided further, that not less than \$1,000,000 shall be expended to the city of

722 Beverly for the Brimbal Avenue Phase II infrastructure project; provided further, that not less  
723 than \$150,000 shall be expended to We Are Better Together Warren Daniel Hairston Project, Inc  
724 in the Roxbury section of the city of Boston to support its mission to heal those affected by  
725 violence and incarceration and expand its headquarters; provided further, that not less than  
726 \$1,000,000 shall be expended to the city of Beverly to reconstruct the roadways including, but  
727 not limited to, L.P. Henderson road, Sam Fonzo drive and Cherry Hill drive; provided further,  
728 that not less than \$3,000,000 shall be expended to the town of East Longmeadow for  
729 improvements to the intersection of North Main street, Mapleshade avenue and Westwood  
730 avenue; provided further, that not less than \$3,500,000 shall be expended to the town of Palmer  
731 for the replacement and expansion of a sewer siphon at Thorndike street; provided further, that  
732 not less than \$230,000 shall be expended to the Wilbraham public library in the town of  
733 Wilbraham to replace the chiller and update the main floor; provided further, that not less than  
734 \$500,000 shall be expended to the University of Massachusetts' Cold Spring Orchard Research  
735 and Education Center for building and facilities improvements in the town of Belchertown;  
736 provided further, that not less than \$300,000 shall be expended to town of Warren to purchase an  
737 old train depot to be used for the design of the town common; provided further, that not less than  
738 \$300,000 shall be expended to the town of South Hadley for reconstruction of Buttery Brook  
739 park; provided further, that not less than \$100,000 shall be expended to the town of Hampden for  
740 the expansion, design and remediation of the fire station; provided further, that not less than  
741 \$10,000,000 shall be expended on capital improvements to the state pier facility in the city of  
742 New Bedford which may include, but shall not be limited to, a multi-use facility for water  
743 dependent cargo, commercial fishing improvements, commercial marine transportation  
744 improvements, marine educational facilities and fresh produce and fish market space and for

745 planning, design, engineering and construction costs associated with an extension of the  
746 commuter rail line in the city of New Bedford to connect passengers with the ongoing mixed-use  
747 development of the state pier to access ferry services, the Schooner Ernestina-Morrissey and  
748 other uses related to tourism and public recreation connecting the working waterfront to the arts  
749 and cultural center in the downtown area of the city of New Bedford; provided further, that said  
750 funds shall be in addition to funds authorized pursuant to item 6720-1350 of chapter 286 of the  
751 acts of 2014; provided further, that not less than \$1,600,000 shall be expended to the town of  
752 Ludlow to help revitalize the East street corridor; provided further, that not less than \$2,500,000  
753 shall be expended to the city of Danvers for the implementation of the Lebel Grove property's  
754 conceptual design including, but not limited to, passive recreation, outdoor classrooms and event  
755 space; provided further, that not less than \$1,000,000 shall be expended to the city of Salem for  
756 the redevelopment of the Courthouse Complex project in the city of Salem; provided further, that  
757 not less than \$1,000,000 shall be expended to the city of Salem for the redevelopment of the old  
758 town hall; provided further, that not less than \$500,000 shall be expended to the city of Salem for  
759 the redevelopment of the Peabody street park and South River harbor walk connected to the El  
760 Centro project; provided further, that not less than \$250,000 shall be expended to the Avon  
761 council on aging for improvements to the Memory Cafe to serve senior citizens experiencing  
762 dementia; provided further, that not less than \$300,000 shall be expended to the Halifax council  
763 on aging for technology, computer lab stations and senior wellness equipment for the audio-  
764 video room; provided further, that not less than \$500,000 shall be expended for structural  
765 improvements and renovations to Stetson Hall in the city known as the town of Randolph;  
766 provided further, that not less than \$500,000 shall be expended to Wildlands Trust, Inc. for  
767 infrastructure that supports water quality, wildlife habitat and community activity at D.W. Field

768 park in the city of Brockton; provided further, that not less than \$250,000 shall be expended for  
769 Downtown Brockton Association, Inc. to establish a business improvement district and  
770 implement programs in the downtown area of the city of Brockton; provided further, that not less  
771 than \$2,000,000 shall be expended for the acquisition and design of sidewalks located on state  
772 highway route 58 and state highway route 14 in the town of Whitman; provided further, that not  
773 less than \$2,000,000 shall be expended for the planning and design of the pedestrian crossing  
774 signals at the intersection of state highway route 18 and North Bedford street in the town of East  
775 Bridgewater; provided further, that not less than \$2,000,000 shall be expended for the acquisition  
776 and design costs associated with the reconstruction of the intersection located at state highway  
777 route 27, North Quincy street and Massasoit boulevard in the city of Brockton including, but not  
778 limited to, assessment and potential resolution to the culvert nearby; provided further, that not  
779 less than \$2,000,000 shall be expended for the Old Colony Planning Council, in collaboration  
780 with the metropolitan area planning council, the Southeastern Regional Planning and Economic  
781 Development District and the Cape Cod commission to develop a preliminary plan and design of  
782 the Frederick Douglas tunnel program within the regions and the cities of Boston, Brockton and  
783 New Bedford and create connectivity to places of public significance and the underground  
784 railroad; provided further, that not less than \$1,000,000 shall be expended to United South End  
785 Settlements for the completion of the its facilities improvement project to create additional  
786 classroom space and upgrade infrastructure for low-income students in its early childhood  
787 education program; provided further, that not less than \$500,000 shall be expended to Focus  
788 Springfield, Inc. for technology and translation service upgrades; provided further, that not less  
789 than \$2,000,000 shall be expended to the Springfield Housing Authority for the construction of a  
790 joint community laundry facility; provided further, that not less than \$1,000,000 shall be

791 expended to Square One 947 Main Corporation to make capital improvements and repairs to  
792 community programming facilities; provided further, that not less than \$1,000,000 shall be  
793 expended to the Boys & Girls Club Family Center, Inc. for the construction and maintenance of  
794 facilities; provided further, that not less than \$275,000 shall be expended for the roadway  
795 reconstruction of North Main street in the town of Belchertown; provided further, that not less  
796 than \$720,000 shall be expended to the town of Dover for economic development projects;  
797 provided further, that not less than \$720,000 shall be expended to the town of Milford for  
798 economic development projects; provided further, that not less than \$720,000 shall be expended  
799 to the town of Millis for economic development projects; provided further, that not less than  
800 \$720,000 shall be expended to the town of Plainville for economic development projects;  
801 provided further, that not less than \$720,000 shall be expended to the town of Wrentham for  
802 economic development projects; provided further, that not less than \$195,000 shall be expended  
803 to the town of Longmeadow to regrade and improve the Glenbrook field at Glenbrook middle  
804 school; provided further, than not less than \$1,500,000 shall be expended to the town of Norfolk  
805 for educational upgrades and improvements; provided further, that not less than \$200,000 shall  
806 be expended for the town of Hanson to develop a regional pond management plan; provided  
807 further, that not less than \$1,500,000 shall be expended to the city of Peabody to offset the costs  
808 of the new Peabody public safety facility; provided further, that not less than \$200,000 shall be  
809 expended to Uphams Corner Main Streets to support infrastructure needs of main street  
810 businesses, including improvements to abutting public spaces; provided further, that not less than  
811 \$200,000 shall be expended to Greater Ashmont Main Streets to support infrastructure needs of  
812 main street businesses, including improvements to abutting public spaces; provided further, that  
813 not less than \$200,000 shall be expended to Fields Corner Main Streets to support infrastructure

814 needs of main street businesses, including improvements to abutting public spaces; provided  
815 further, that not less than \$200,000 shall be expended to Four Corners Main Streets to support  
816 infrastructure needs of main street businesses, including improvements to abutting public spaces;  
817 provided further, that not less than \$200,000 shall be expended to Chinatown Main Streets to  
818 support infrastructure needs of main street businesses, including improvements to abutting public  
819 spaces; provided further, that not less than \$200,000 shall be expended to Bowdoin Geneva Main  
820 Streets to support infrastructure needs of main street businesses, including improvements to  
821 abutting public spaces; provided further, that not less than \$1,000,000 shall be expended to the  
822 city of Peabody for the site redevelopment of the Rousselot Factory; provided further, that not  
823 less than \$5,000,000 shall be expended to Worcester Polytechnic Institute to establish an  
824 Innovation Hub for Recovery and Regeneration to serve as a focal point in research, workforce  
825 development, corporate-university partnerships and entrepreneurial growth in the region;  
826 provided further, that not less than \$5,000,000 shall be expended for the creation and operation  
827 of a cyber range in the city of Worcester pursuant to a partnership between Quinsigamond  
828 Community College and Worcester State University; provided further, that not less than  
829 \$200,000 shall be expended to the Uniquely Abled Academy at the Excel Program at  
830 Bridgewater State University for workforce development and educational resources; provided  
831 further, that not less than \$200,000 shall be expended to the Public Health Association visiting  
832 nurses program in the town of Stoughton for capital improvements; provided further, that not  
833 less than \$500,000 shall be expended to the city known as the town of Braintree for capital  
834 improvement projects; provided further, that not less than \$500,000 shall be expended to the city  
835 known as the town of Bridgewater for capital improvement projects; provided further, that not  
836 less than \$500,000 shall be expended to the town of Easton for capital improvement projects;

837 provided further, that not less than \$500,000 shall be expended to the town of Milton for capital  
838 improvement projects; provided further, that not less than \$500,000 shall be expended to the city  
839 known as the town of Randolph for capital improvement projects; provided further, that not less  
840 than \$500,000 shall be expended to the town of Stoughton for capital improvement projects;  
841 provided further, that not less than \$500,000 shall be expended to the town of West Bridgewater  
842 for capital improvement projects; provided further, that not less than \$2,500,000 shall be  
843 expended for capital costs related to the construction of the Louis D. Brown Peace Institute's  
844 Center for Healing, Teaching and Learning for families and communities throughout the  
845 commonwealth impacted by murder, trauma, grief and loss; provided further, that not less than  
846 \$2,000,000 shall be expended for South Boston Community Health Center to be matched by the  
847 health center and other partners to fund critical renovations and expansion at its main facility to  
848 accommodate continued growth in primary care services and to allow for better patient flow to  
849 enhance infection control protocols; provided further, that not less than \$1,000,000 shall be  
850 expended to Inquilinos Boricuas en Acción, Inc. for the construction of La CASA: Center for  
851 Arts, Self-determination and Activism, a center for economic mobility programming, youth  
852 development, resident services and arts serving low-income families and the conversion of 2  
853 office buildings to 46 units of affordable housing; provided further, that not less than \$750,000  
854 shall be expended to the to the Boston Center for Youth and Families for the planning, design  
855 and construction of year-round handball and racquetball courts at the Curley Community Center  
856 in the South Boston section of the city of Boston to promote community recreation; provided  
857 further, that not less than \$750,000 shall be expended to YMCA of Greater Boston, Inc. for the  
858 planning, design and construction of the William McGonagle community center in the South  
859 Boston section of the city of Boston; provided further, that not less than \$500,000 shall be

860 expended to the city of Boston for the first planning, design, acquisition and construction of My  
861 Brother's Keeper Boston's Opportunity Lab to provide leadership training and support for  
862 disadvantaged students; provided further, that not less than \$100,000 shall be expended for  
863 Snapchef Foundation Inc. for upgrades to and maintenance of their stove and kitchen to continue  
864 their culinary training program and community meal preparation; provided further, that not less  
865 than \$500,000 shall be expended for Work Incorporated for the renovation of a family support  
866 center to serve over 500 individuals with disabilities and their families; provided further, that not  
867 less than \$250,000 shall be expended to The BASE located in the Roxbury section of the city of  
868 Boston for the acquisition of headquarters facilities to continue to serve and offer community  
869 programming to urban youth; provided further, that not less than \$450,000 shall be expended to  
870 the GK Fund, Inc. to provide grants to increase access to the startup economy for individuals  
871 from historically underrepresented groups in the city of Boston and gateway cities that  
872 participate the Transformative Development Initiative of the Massachusetts Development  
873 Finance Agency; provided further, that not less than \$500,00 shall be expended to VietAID for  
874 improvements of facilities and for support of its community programming; provided further, that  
875 not less than \$500,000 shall be expended to the Helen Y. Davis Leadership Academy Charter  
876 Public School in the Dorchester section of the city of Boston for infrastructure and facility  
877 improvements; provided further, that not less than \$250,000 shall be expended to Cape Cod  
878 Canal Region Foundation, Inc. to promote economic development in the downtown area of the  
879 town of Bourne through revitalization and beautification; provided further, that not less than  
880 \$200,000 shall be expended for the creation of a comprehensive master plan for the town of  
881 Shrewsbury; provided further, that not less than \$25,000 shall be expended for a redevelopment  
882 plan for vacant property in the town of Shrewsbury; provided further, that not less than \$75,000

883 shall be expended for the creation of a corridor study and economic development strategy to  
884 promote business development along state highway route 9 in the town of Shrewsbury; provided  
885 further, that not less than \$1,000,000 shall be expended for the Simonelli Innovation Center at  
886 the Hamilton Mills building in the town of Southbridge for district revitalization and community  
887 development projects in the historic Globe Village in the town of Southbridge; provided further,  
888 that not less than \$500,000 shall be expended to the town of Monson for local and public  
889 community development projects at Silver Bell Farm; provided further, that not less than  
890 \$2,500,000 shall be expended to Northern Essex Community College for the establishment of a  
891 cleanroom laboratory in the city of Haverhill to act as a shared-use space with Whittier Regional  
892 Vocational Technical high school; provided further, that not less than \$1,000,000 shall be  
893 expended to MassChallenge Inc. for capital support of early-commercialization output programs  
894 with an emphasis on applied artificial intelligence; provided further, that not less than \$7,000,000  
895 shall be expended to the city of Fall River for economic development and revitalization efforts in  
896 the Flint neighborhood and Pleasant street corridor of the city; provided further, that not less than  
897 \$2,000,000 shall be expended to the town of Westport for the construction and installation of  
898 water and sewage lines along the United States highway route 6 corridor; provided further, that  
899 not less than \$1,000,000 shall be expended to the town of Swansea for the installation of sewage  
900 lines; and provided further, that not less than \$200,000 shall be expended to the Bacon Free  
901 Library in the town of Natick for capital improvements .....\$376,190,000

902 Board of Library Commissioners

903 7000-9093 For a program of grants to cities and towns for approved public library  
904 projects pursuant to sections 19G to 19J, inclusive, of chapter 78 of the General Laws; provided,  
905 that grants may be awarded to municipalities submitting applications jointly or through a

906 regional planning agency; provided further, that grants or other financial assistance in this item  
907 shall only be awarded to projects within municipalities that have been deemed in compliance or  
908 interim compliance with the multi-family zoning requirement in section 3A of chapter 40A of the  
909 General Laws; and provided further, that grant recipients may expend funds for alternative  
910 energy generation, energy infrastructure projects and other decarbonization projects at public  
911 libraries..... \$150,000,000

912 EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS

913 Office of the Secretary

914 2000-7076 For capital grants or other financial assistance administered by the  
915 executive office of energy and environmental affairs, in consultation with the department of  
916 agricultural resources and division of marine fisheries, to promote and support the growth and  
917 economic competitiveness of the commonwealth's agricultural, commercial fishing and  
918 cranberry-growing sectors; provided, that the executive office shall prioritize applicants for  
919 grants or other financial assistance that focus on innovative approaches to enhance  
920 environmental benefits, promote climate resiliency and encourage increased economic activity in  
921 its respective sector including, but not limited to: (i) capital infrastructure improvements that  
922 promote energy efficiency; (ii) the purchase or expanded use of clean and renewable energy  
923 technologies; (iii) tools to address barriers to economic growth, including the purchase of energy  
924 efficient equipment and technology; (iv) tools and technologies to support practices that promote  
925 resilience against the impacts of climate change; (v) tools and technologies to facilitate  
926 sustainability and new product development; (vi) acquisition and purchase of innovative  
927 commercial fishing gear designed to protect stocks and species of concern; and (vii) capital

928 infrastructure improvements related to developing and strengthening workforce development and  
929 training programs; provided further, that grants made pursuant to this item may be awarded to  
930 public higher education institutions, vocational technical schools, or community-based  
931 organizations to support the economic competitiveness of the commonwealth's agricultural,  
932 commercial fishing and cranberry-growing sectors; provided further, that grants or other  
933 financial assistance shall be made on a competitive basis and awarded in a manner that promotes  
934 geographic equity; and provided further, that grants or other financial assistance awarded in this  
935 item shall be distributed equally among the agriculture, commercial fishing and cranberry-  
936 growing sectors .....\$21,000,000

937 EXECUTIVE OFFICE OF HOUSING AND LIVABLE COMMUNITIES

938 Office of the Secretary

939 7004-0709 For the Small Properties State Acquisition Funding Pilot program  
940 established in item 1599-6084 of section 2A of chapter 268 of the acts of 2022; provided, that  
941 said program shall issue soft loans to supplement other acquisition soft loans administered by  
942 municipal or other affordable housing acquisition lenders on a rolling basis; provided further,  
943 that acquisitions pursuant to this program shall follow the affordability restrictions of said  
944 affordable housing acquisition lenders; and provided further, that loans under this program shall  
945 be used for the acquisition of: (i) buildings of 1 to 8 units, inclusive, of residential housing for  
946 rental or ownership; or (ii) mixed-use buildings for a term of not less than 30  
947 years.....\$10,000,000

948 SECTION 2B.

949 SECRETARY OF THE COMMONWEALTH

950 Massachusetts Historical Commission

951 0526-2013 For a grant program to units of municipal government and to nonprofit

952 organizations for the preservation of historic properties, landscapes and sites; provided, that

953 funds shall be awarded in accordance with regulations promulgated by the chair of the

954 Massachusetts historical commission; and provided further, that grants or other financial

955 assistance in this item shall only be awarded to projects within municipalities that have been

956 deemed in compliance or interim compliance with the multi-family zoning requirement in

957 section 3A of chapter 40A of the General Laws..... \$8,000,000

958 SECTION 2C.

959 EXECUTIVE OFFICE OF ECONOMIC DEVELOPMENT

960 Office of the Secretary

961 7002-8077 For the Clean Energy Investment Fund established in section 15 of chapter

962 23J of the General Laws to promote job creation, economic development and workforce

963 development through capital grants to nonprofit organizations, private entities and governmental

964 entities for the purposes of supporting and stimulating research and development, innovation,

965 manufacturing, commercialization and deployment of climatetech technologies in the

966 commonwealth.....\$200,000,000

967 7002-8078 For the Massachusetts Offshore Wind Industry Investment Trust Fund

968 established in section 9A of chapter 23J of the General Laws to support the offshore wind

969 industry and facilitate economic development activity.....\$200,000,000

970 SECTION 3. Chapter 2 of the General Laws is hereby amended by adding the following  
971 2 sections:-

972 Section 65. (a) The governor may appoint a choreographer laureate of the  
973 commonwealth who shall be selected from a list of finalists to be submitted by the choreographer  
974 laureate nominating committee established in subsection (b). The choreographer laureate shall  
975 promote choreography and dance, elevate the dance legacy of, and current dance communities in,  
976 the commonwealth and choreograph performances for important public events and ceremonies.  
977 The choreographer laureate shall be appointed to serve for a term of 4 years and may be  
978 reappointed for a second term. A choreographer laureate vacancy shall be filled in the same  
979 manner as the original appointment.

980 (b)(1) There shall be a choreographer laureate nominating committee consisting of: the  
981 executive director of the Massachusetts cultural council or a designee, who shall serve as chair;  
982 the executive and artistic director of Jacob's Pillow Dance Festival, Inc.; the executive artistic  
983 director of The Dance Complex; the president of New England Presenters; and a member of the  
984 Boston Ballet company to be selected by the chair. Nominating committee members shall serve  
985 without compensation.

986 (2) Not less than 5 months prior to the expiration of the tenure of the choreographer  
987 laureate, the nominating committee shall conduct culturally competent and linguistically diverse  
988 public outreach and seek nominations of potential candidates for selection as choreographer  
989 laureate. Each nominee shall be a resident of the commonwealth who shall be experienced in the  
990 art of choreography and produced a body of choreographic work. Nominations shall include  
991 biographical information about the nominee.

992 (3) The nominating committee shall review all nominations and select 3 finalists based on  
993 the nominee's overall choreographic excellence and demonstrated commitment to the arts.  
994 Finalists shall represent the commonwealth's diverse dance community. The nominating  
995 committee shall submit the names of the 3 finalists to the governor not less than 4 weeks before  
996 the expiration of the tenure of the choreographer laureate or as soon as possible in the event of a  
997 vacancy.

998 (c)(1) The choreographer laureate shall be an honorary position and the person appointed  
999 shall receive no remuneration from the commonwealth. The person appointed to the position of  
1000 choreographer laureate shall not be considered a state official or a state employee for such  
1001 person's service in the position.

1002 (2) The choreographer laureate shall be entitled to reimbursement for reasonable  
1003 expenses incurred in the performance of duties as choreographer laureate, not to exceed \$1,000  
1004 per fiscal year. Dancers and support staff selected by the choreographer laureate for  
1005 performances at important public events and ceremonies, consistent with this section, shall be  
1006 entitled to compensation, as determined by the secretary of administration and finance.

1007 (3) Annually, not later than February 1, the choreographer laureate shall submit a report  
1008 summarizing their activities within the scope of their appointment to the executive director of the  
1009 office of travel and tourism, the executive director of the Massachusetts cultural council, the joint  
1010 committee on tourism, arts and cultural development and the clerks of the senate and house of  
1011 representatives.

1012 Section 66. (a) The governor may appoint a musician laureate for the commonwealth who  
1013 shall be selected from a list of finalists to be submitted by the musician laureate nominating

1014 committee pursuant in subsection (b). The musician laureate shall promote the musical arts,  
1015 elevate the musical legacy of, and current musical communities in, the commonwealth and write  
1016 and perform music for important public events and ceremonies. The musician laureate shall be  
1017 appointed to serve for a term of 4 years and may be reappointed for a second term. A musician  
1018 laureate vacancy shall be filled in the same manner as the original appointment.

1019 (b)(1) There shall be a musician laureate nominating committee consisting of: the senate  
1020 president or a designee; the speaker of the house of representatives or a designee; and 3 persons  
1021 to be appointed by the governor, 1 of whom shall be a member of the board of directors of the  
1022 Massachusetts cultural council. Nominating committee members shall serve without  
1023 compensation.

1024 (2) Not less than 5 months prior to the expiration of the tenure of the musician laureate,  
1025 the nominating committee shall conduct culturally competent and linguistically diverse public  
1026 outreach and receive nominations of potential candidates for selection as musician laureate. Each  
1027 nominee shall be a resident of the commonwealth who shall be experienced in the art of music  
1028 and produced a body of musical work. Nominations shall include biographical information about  
1029 the nominee.

1030 (3) The nominating committee shall review all nominations and select 3 finalists based on  
1031 the nominee's overall musical excellence and demonstrated commitment to the musical arts.  
1032 Finalists shall represent the commonwealth's diverse musical community. The nominating  
1033 committee shall submit the names of the 3 finalists to the governor not less than 4 weeks before  
1034 the expiration of the tenure of the musician laureate, or as soon as possible in the event of a  
1035 vacancy.

1036 (c)(1) The musician laureate shall be an honorary position and the person appointed shall  
1037 receive no monetary remuneration from the commonwealth. The person appointed to the position  
1038 of musician laureate shall not be considered a state official or a state employee for such person's  
1039 service in the position.

1040 (2) The musician laureate shall be entitled to reasonable reimbursement for expenses  
1041 incurred in the performance of duties as musician laureate, not to exceed \$1,000 per fiscal year.  
1042 Musicians and support staff selected by the musician laureate for performances at important  
1043 public events and ceremonies, consistent with this section, shall be entitled to compensation, as  
1044 determined by the secretary of administration and finance.

1045 (3) Annually, not later than February 1, the laureate shall submit a report summarizing  
1046 their activities within the scope of their appointment to the executive director of the office of  
1047 travel and tourism, the executive director of the Massachusetts cultural council, the joint  
1048 committee on tourism, arts and cultural development and the clerks of the senate and house of  
1049 representatives.

1050 SECTION 4. Section 7 of chapter 4 of the General Laws is hereby amended by striking  
1051 out clause Sixtieth, appearing in the 2022 Official Edition, and inserting in place thereof the  
1052 following clause:-

1053 Sixtieth, "Age of criminal majority" the age of 19.

1054 SECTION 5. Section 115A of chapter 6 of the General Laws, as so appearing, is hereby  
1055 amended by striking out, in line 31, the figure "\$5,000,000" and inserting in place thereof the  
1056 following figure:- \$10,000,000.

1057 SECTION 6. Section 167 of said chapter 6, as so appearing, is hereby amended by  
1058 striking out, in lines 38, 40 and 41, the figure “18” and inserting in place thereof, in each  
1059 instance, the following words:- criminal majority.

1060 SECTION 7. Section 204 of said chapter 6, as so appearing, is hereby amended by  
1061 striking out, in lines 4 and 5, the words “president of the Massachusetts growth capital  
1062 corporation” and inserting in place thereof the following words:- executive director of the  
1063 Massachusetts Development Finance Agency.

1064 SECTION 8. Section 16G of chapter 6A of the General Laws is hereby amended by  
1065 striking out subsections (i) and (j), as so appearing, and inserting in place thereof the following 2  
1066 subsections:-

1067 (i) The secretary shall, subject to appropriation, establish within the executive office an  
1068 office of performance management and oversight to improve the effectiveness of the economic  
1069 development efforts of the commonwealth. The secretary shall appoint a director of the office  
1070 who shall have economic development experience in the public or private sector. The director  
1071 shall establish performance metrics for the public and quasi-public agencies within the executive  
1072 office or subject to section 56 of chapter 23A and any regional economic development  
1073 organization or other private organizations under contract with the commonwealth to perform  
1074 economic development services, as the secretary shall determine. In developing or revising these  
1075 performance metrics, the director may from time to time seek advice from individuals working in  
1076 the private sector and examine models that can be adapted from the private sector to the needs of  
1077 the commonwealth. The secretary shall require each agency or organization reporting to the  
1078 office to submit an annual plan, including the goals, programs and initiatives for the forthcoming

1079 year, and evaluation of the performance on the goals, programs and initiative outlined in the  
1080 preceding year's plan. Such reports shall be in a form directed by the director and incorporate  
1081 such performance metrics as the director shall establish.

1082 (j) The director shall prepare an annual report on the progress the agencies or  
1083 organizations reporting to the office are making towards achieving stated goals in their annual  
1084 plan. The annual report shall be made available to the public annually not later than December  
1085 31 and shall be published on the website of the executive office and forwarded to the clerks of  
1086 the senate and house of representatives, the house and senate committees on ways and means and  
1087 the joint committee on economic development and emerging technologies.

1088 SECTION 9. Said section 16G of said chapter 6A is hereby further amended by striking  
1089 out subsection (m), as so appearing, and inserting in place thereof the following subsection:-

1090 (m) Every 4 years, the secretary of economic development, in consultation with the  
1091 secretary of energy and environmental affairs, shall prepare a report that evaluates the status of  
1092 the commercial fishing industry and includes recommendations for appropriate actions to be  
1093 taken to maintain and revitalize the commercial fishing, shellfish and seafood industry.

1094 In carrying out this requirement, the secretaries may seek the laboratory, technical,  
1095 education and research skills and facilities of public institutions of higher education.

1096 SECTION 10. The first paragraph of subsection (n) of said section 16G of said chapter  
1097 6A is hereby amended by striking out the second sentence, as so appearing.

1098 SECTION 11. Said section 16G of said chapter 6A is hereby further amended by striking  
1099 out, in lines 255 and 256, as so appearing, the words "executive office and paid as the fund

1100 director shall direct” and inserting in place thereof the following words:- secretary of economic  
1101 development.

1102 SECTION 12. Said section 16G of said chapter 6A is hereby further amended by striking  
1103 out, in line 273, as so appearing, the words “The executive office shall submit an annual” and  
1104 inserting in place thereof the following words:- In years when expenditures are made from the  
1105 fund, the executive office shall submit a.

1106 SECTION 13. Section 35FF of chapter 10 of the General Laws, as so appearing, is  
1107 hereby amended by striking out, in lines 46, 51, 52, 53, 57, 64, 75, 87, 89, 94, 98, 138, 139, 140,  
1108 and in lines 141 and 142, the words “clean energy” and inserting in place thereof, in each  
1109 instance, the following word:- climatetech.

1110 SECTION 14. Section 8F of chapter 12 of the General Laws, as so appearing, is hereby  
1111 amended by striking out, in line 13, the figure “\$200,000” and inserting in place thereof the  
1112 following figure:- \$500,000.

1113 SECTION 15. Said section 8F of said chapter 12, as so appearing, is hereby further  
1114 amended by striking out, in line 24, the figure \$500,000” and inserting in place thereof the  
1115 following figure:- \$1,000,000.

1116 SECTION 16. Section 14 of chapter 13 of the General Laws, as so appearing, is hereby  
1117 amended by inserting after the word “twelve”, in line 14, the following words:- and chapter  
1118 112A.

1119 SECTION 17. Section 23 of chapter 20 of the General Laws, as so appearing, is hereby  
1120 amended by striking out subsection (b) and inserting in place thereof the following subsection:-

1121 (b)(1) Notwithstanding any general or special law to the contrary, the department of  
1122 agricultural resources, with the approval of the co-holder, if any, in its sole discretion, may grant  
1123 to any owner of land subject to an agricultural preservation restriction held by the  
1124 commonwealth a nonassignable special permit allowing nonagricultural activities to occur on  
1125 land restricted for agricultural purposes if: (i) the land is being actively utilized for full-time  
1126 commercial agriculture; (ii) the permit is for a period of not less than 1 year which may, at the  
1127 discretion of the department, be renewed; (iii) the grant of a special permit will not defeat or  
1128 derogate from the intent and purposes of retaining the land for agricultural use and preserving the  
1129 natural agricultural resources of the commonwealth; and (iv) the agricultural preservation  
1130 restriction owner meets all requirements pertaining to special permits contained in the  
1131 agricultural preservation restriction agreement form utilized by the commonwealth at the time of  
1132 application for the special permit. In making the determination, the department shall consider the  
1133 long-term productivity of the agricultural resource and the sustainability of the farm enterprise.

1134 (2) Notwithstanding paragraph (1), the department may approve a special permit for a  
1135 trial period of 1 year to evaluate a proposal for nonagricultural activities. If a special permit is  
1136 issued to a permit holder for a 1-year trial period, the department shall notify the special permit  
1137 holder not later than 90 days before the end of the 1-year trial period of the department's  
1138 decision to renew, revoke or amend the permit. If the department fails to notify the special permit  
1139 holder of its decision to renew, revoke or amend the special permit, the special permit shall  
1140 automatically be renewed for a period of 5 years.

1141 SECTION 18. Said section 23 of said chapter 20, as so appearing, is hereby further  
1142 amended by striking out, in line 98, the words "for a special permit authorized in" and inserting  
1143 in place thereof the following words:- any owner of land subject to an agricultural preservation

1144 restriction aggrieved by a decision of the department relative to a special permit authorized  
1145 pursuant to.

1146 SECTION 19. Said chapter 20 is hereby further amended by adding the following  
1147 section:-

1148 Section 33. Notwithstanding any general or special law to the contrary, the secretary of  
1149 energy and environmental affairs shall establish a program to acquire by purchase, gift, lease,  
1150 eminent domain or otherwise lands and waters and easements therein to protect and conserve  
1151 land for the purpose of furthering the department's mission including, but not limited to,  
1152 retaining land for farming or agriculture as defined by section 1A of chapter 128 and providing  
1153 affordable and equitable access to agricultural and horticultural lands.

1154 The commissioner may, from funds appropriated to carry out this section or from funds  
1155 received from other sources, compensate a landowner for the acquisition by the department of  
1156 real estate owned by the landowner in such amount as determined by the commissioner to be  
1157 equitable in consideration of anticipated benefits from such acquisition in accordance with any  
1158 land acquisition regulations of the department. The commissioner may use department funds to  
1159 create, replace and maintain appropriate infrastructure and improvements that the department  
1160 deems consistent with the goals of this section and the department's mission.

1161 The department may lease, license or otherwise manage these lands as it deems necessary  
1162 to implement this section and carry out the department's mission and goals.

1163 Acquisition of land or water under this section shall not guarantee any public access  
1164 unless otherwise agreed to by the department.

1165           The department may promulgate rules and regulations relative to the rights, privileges  
1166 and use of lands, waters, real estate interests and associated improvements acquired and  
1167 maintained under this section.

1168           The department may dispose of any such real estate as permitted under section 5A of  
1169 chapter 3 or through the sale to a qualified farmer or beginning farmer in conjunction with  
1170 permanent protection of the real estate interest, including through an agricultural preservation  
1171 restriction to the commonwealth or other qualified conservation entity.

1172           SECTION 20. Chapter 21A of the General Laws is hereby amended by adding the  
1173 following section:-

1174           Section 29. (a) For the purposes of this section, the following words shall have the  
1175 following meanings unless the context clearly requires otherwise:

1176           “Charger”, a device having at least 1 charging port and connector for charging electric  
1177 vehicles; provided, however, that “charger” shall also mean electric vehicle supply equipment.

1178           “Charging network provider”, an entity that operates a digital communication network  
1179 that remotely manages chargers, which may include charging station operators and manufacture  
1180 chargers.

1181           “Charging station”, a charger or group of chargers and the area in the immediate vicinity  
1182 of such charger or group of chargers, which may include, at the discretion of the regulating  
1183 entity, supporting equipment, parking areas adjacent to the chargers and lanes for vehicle ingress  
1184 and egress; provided, however, that a “charging station” shall comprise only part of the property  
1185 on which it is located.

1186           “Charging station operator”, an entity that owns or provides chargers and supporting  
1187 equipment and facilities at charging stations and is responsible for the operation and maintenance  
1188 of chargers and supporting equipment and facilities; provided, however, that such operator may  
1189 delegate responsibility for certain aspects of the charging station operation and maintenance to  
1190 subcontractors.

1191           “Connector”, a device that attaches an electric vehicle to a charging port to transfer  
1192 electricity; provided, however, that “connector” shall also mean a plug.

1193           “Direct current fast charger”, a charger that enables rapid charging by delivering direct-  
1194 current electricity directly to an electric vehicle’s battery.

1195           “Electric vehicle”, a battery electric vehicle that is either a zero-emission vehicle or a  
1196 plug-in hybrid electric vehicle equipped with an on-board electrical energy storage device that  
1197 can be recharged from an external source of electricity and has the capability to run on another  
1198 fuel; provided, however, that “electric vehicle” shall not include a golf cart, electric bicycle or  
1199 other micromobility device.

1200           “Electric vehicle charging services”, the transfer of electric energy from an electric  
1201 vehicle charging station to a battery or other storage device in an electric vehicle and related  
1202 billing services, networking and operation and maintenance.

1203           “Electric vehicle supply equipment”, a device, including at least 1 charging port and  
1204 connector, for charging electric vehicles; provided, however, that “electric vehicle supply  
1205 equipment” shall also mean a charger.

1206 “Level 1”, a galvanically-connected electric vehicle supply equipment with a single-  
1207 phase input voltage nominally 120 volts AC alternating current and a maximum output current of  
1208 not more than 16 amperes alternating current.

1209 “Level 2”, a galvanically-connected electric vehicle supply equipment with a single-  
1210 phase input voltage range from 208 volts to 240 volts, inclusive, alternating current and  
1211 maximum output current of not more than 80 amperes alternating current.

1212 “National Electric Vehicle Infrastructure Formula program”, the federal program  
1213 established pursuant to the Infrastructure Investment and Jobs Act, Pub.L.117-58.

1214 “Public electric vehicle charging station”, an electric vehicle charging station located at a  
1215 publicly-available parking space.

1216 "Publicly-available parking space", a parking space that has been designated by a  
1217 property owner or lessee to be available to and accessible by the public and may include on-  
1218 street parking spaces and parking spaces in surface lots or parking garages; provided, however,  
1219 that “publicly-available parking space” shall not include a parking space that is part of or  
1220 associated with residential property containing not more than 4 dwelling units or that is reserved  
1221 for the exclusive use of an individual driver or vehicle or group of drivers or vehicles, including  
1222 employees, tenants, visitors, residents of a common interest development and residents of an  
1223 adjacent building.

1224 “Publicly-funded and available charging station", a public electric vehicle charging  
1225 station installed on or after January 1, 2025 that has received, or expects to receive, a grant, loan  
1226 or other incentive from a federal or state government source or through a charge on ratepayers  
1227 and is located at a publicly available parking space.

1228 (b) The executive office of energy and environmental affairs shall promulgate regulations  
1229 to: (i) monitor the utilization or frequency of use of such chargers and charging stations; (ii)  
1230 monitor the reliability and availability of such chargers and charging stations including, but not  
1231 limited to, whether reliability varies by the income of municipalities or neighborhoods or by  
1232 regions of the commonwealth; and (iii) require charging network providers and charging station  
1233 operators to share, free of charge, certain data fields, with third-party software developers via  
1234 application programming interfaces; provided, however, that any such data sharing may be  
1235 conditioned on measures to protect sensitive or confidential business information. The executive  
1236 office may designate any of its agencies to promulgate such regulations.

1237 (c) In promulgating regulations under this section, the executive office or its designated  
1238 agency may apply different requirements to publicly-funded and available charging stations or  
1239 other charging stations.

1240 (d) Regulations promulgated under this section may vary by technology type, power  
1241 levels, number of chargers per site, site ownership and according to whether chargers are: (i)  
1242 networked; (ii) public; (iii) publicly-funded and available; (iv) level 1, level 2 or direct current  
1243 fast chargers; or (v) all-inclusive mobile solar charging stations. Such regulations may apply to  
1244 charging stations other than publicly-funded and available charging stations but shall not apply  
1245 to chargers or charging stations installed at a residential property containing not more than 4  
1246 dwelling units. The executive office or its designated agency may, in its discretion, set such  
1247 standards as it deems necessary for data formats that comply with electric vehicle charging  
1248 industry best practices and standards.

1249 (e) With respect to any regulations that may be promulgated pertaining to reliability, the  
1250 executive office or its designated agency shall develop definitions of “uptime” and “exempted  
1251 downtime” through a public process and in such a manner to promote, as much as is practicable,  
1252 consistency with other jurisdictions and the National Electric Vehicle Infrastructure formula  
1253 program requirements; provided, however, that the executive office or its designated agency  
1254 may: (i) set standards for uptime; (ii) consider which events, if any, may count as exempted  
1255 downtime; and (iii) take into account the quality and condition of software and hardware.

1256 SECTION 21. Chapter 22 of the General Laws is hereby amended by striking out section  
1257 12, as appearing in the 2022 Official Edition, and inserting in place thereof the following  
1258 section:-

1259 Section 12. (a) For the purposes of this section, the following words shall, unless the  
1260 context clearly requires otherwise, have the following meanings:

1261 “Mixed martial arts”, any form of unarmed combat involving the use of a combination of  
1262 techniques including, but not limited to, grappling, kicking and striking, commonly associated  
1263 with boxing, kickboxing, wrestling and various disciplines of the martial arts including, but not  
1264 limited to, karate, kung fu, tae kwon-do, Jiu-Jitsu or any combination thereof.

1265 “Unarmed combative sport”, any form of competition in which a blow is usually struck  
1266 which may reasonably be expected to inflict injury and no weapon is used; provided, however,  
1267 that "unarmed combative sport" shall not include professional wrestling.

1268 (b) There shall be within the office of public safety and inspections a state athletic  
1269 commission which shall consist of the commissioner of occupational licensure, or a designee and  
1270 4 persons to be appointed by the governor, 1 of whom shall have a background in the sport of

1271 boxing and 1 of whom shall have a background in the sport of mixed martial arts. Members shall  
1272 serve for terms of 3 years or until a successor is appointed. The governor shall from time to time  
1273 designate 1 member as chair. A quorum of 3 members shall be required for the commission to  
1274 exercise its authority, and an affirmative vote of a majority of the commissioners present at a  
1275 commission meeting shall be required for all commission actions. The members appointed by the  
1276 governor may be reimbursed for necessary travel expenses incurred in the performance of their  
1277 duties.

1278 (c) If a member is absent without justification for 4 consecutive meetings or for more  
1279 than 50 per cent of the meetings in a single calendar year, the member's seat on the commission  
1280 shall be vacant and the governor shall appoint a successor consistent with subsection (b). The  
1281 commission shall, by rule, define what constitutes excused and unexcused absences.

1282 (d) Each commission member shall serve at the pleasure of the governor.

1283 (e) The commission shall appoint a full-time executive director to serve as the  
1284 commission's administrative and executive head. The executive director shall have: (i) not less  
1285 than 5 years of experience in unarmed combative sports; and (ii) skills and experience in  
1286 management. The executive director shall serve at the pleasure of the commission, shall devote  
1287 their full time and attention to the duties of the office and shall receive a salary as determined by  
1288 the commission. The executive director shall be responsible for administering and enforcing the  
1289 laws relative to the commission. The executive director may, subject to the approval of the  
1290 commission, hire employees, consultants, agents and advisors including, but not limited to, legal  
1291 counsel, and shall attend the meetings of the commission.

1292 (f) The commission may deputize persons to represent the commission and to be present  
1293 at a match or exhibition held under sections 32 to 51, inclusive, of chapter 147; provided,  
1294 however, that such deputies shall be compensated in an amount fixed by the commission for each  
1295 match or exhibition attended; and provided further, that the commission may authorize such  
1296 deputies be reimbursed for necessary travel expenses incurred in the performance of their duties.

1297 (g) A deputy assigned to attend a match or exhibition under this section shall be required  
1298 to received formal training on the laws and rules of the commission and related issues within the  
1299 12 months prior to any such match or exhibition. The commission may reimburse deputies for  
1300 necessary travel expenses incurred while attending a formal training.

1301 SECTION 22. Subsection (b) of section 3A of chapter 23A of the General Laws, as so  
1302 appearing, is hereby amended by striking out the definition of “Expansion of an existing facility”  
1303 and inserting in place thereof the following definition:-

1304 “Expansion project”, the expansion of an existing facility located in the commonwealth  
1305 that results in a net increase in the number of permanent full-time employees at the expanded  
1306 facility.

1307 SECTION 23. Said subsection (b) of said section 3A of said chapter 23A, as so  
1308 appearing, is hereby further amended by inserting after the definition of “Gateway municipality”  
1309 the following definition:-

1310 “In-state relocation project”, the relocation of a business from one location in the  
1311 commonwealth to another location in the commonwealth that results in a net increase in the  
1312 number of permanent full-time employees.

1313 SECTION 24. Said subsection (b) of said section 3A of said chapter 23A, as so  
1314 appearing, is hereby further amended by striking out the definition of “Municipal project  
1315 endorsement” and inserting in place thereof the following definition:-

1316 “Municipal project endorsement”, an endorsement by the city council with the approval  
1317 of the mayor in a city or by a select board or board of selectmen in a town that: (i) finds a  
1318 proposed project is consistent with the municipality’s economic development objectives; (ii)  
1319 finds a proposed project has a reasonable chance of increasing or retaining employment  
1320 opportunities as advanced in the proposal; and (iii) provides a description of the local tax  
1321 incentive, if any, offered by the municipality in support of the proposed project.

1322 SECTION 25. Said subsection (b) of said section 3A of said chapter 23A, as so  
1323 appearing, is hereby further amended by inserting after the definition of “Municipality” the  
1324 following definition:-

1325 “Out-of-State relocation project”, the relocation of a business and permanent full-time  
1326 employees from outside the commonwealth to a location in the commonwealth.

1327 SECTION 26. Said subsection (b) of said section 3A of said chapter 23A, as so  
1328 appearing, is hereby further amended by striking out the definition of “Proportion of  
1329 compliance” and inserting in place thereof the following definition:-

1330 “Proportion of compliance”, a determination made by the economic assistance  
1331 coordinating council, established in section 3B, of a certified project’s compliance with  
1332 obligations related to capital investment, job creation, job retention or other obligations  
1333 applicable to the certified project.

1334 SECTION 27. Said subsection (b) of said section 3A of said chapter 23A, as so  
1335 appearing, is hereby further amended by striking out the definition of “Replacement of an  
1336 existing facility” and inserting in place thereof the following definition:-

1337 “Retention project”, a project that enables a controlling business to retain not less than 50  
1338 permanent full-time employees at a facility located within a gateway city or in an adjacent city or  
1339 town that is accessible by public transportation to residents of a gateway city and, without such  
1340 project, the retained jobs would be relocated outside of the commonwealth.

1341 SECTION 28. Said section 3A of said chapter 23A, is hereby further amended by striking  
1342 out, in line 113, as so appearing, the words “and approved by the EACC”.

1343 SECTION 29. The first sentence of subsection (a) of section 3B of said chapter 23A, as  
1344 appearing in section 66 of chapter 7 of the acts of 2023, is hereby amended by striking out the  
1345 words “who shall serve as co-chairperson”.

1346 SECTION 30. Subsection (b) of said section 3B of said chapter 23A, as appearing in the  
1347 2022 Official Edition, is hereby amended by striking out clauses (iii) to (vii), inclusive, and  
1348 inserting in place thereof following 4 clauses:-

1349 (iii) authorize municipalities to apply to the United States Foreign Trade Zone Board for  
1350 the privilege of establishing, operating and maintaining a foreign trade zone in accordance with  
1351 section 3G;

1352 (iv) assist municipalities in obtaining state and federal resources and assistance for  
1353 certified projects and other job creation and retention opportunities;

1354 (v) provide appropriate coordination with other state programs, agencies, authorities and  
1355 public instrumentalities to enable certified projects and other job creation and retention  
1356 opportunities to be more effectively promoted by the commonwealth; and

1357 (vi) monitor the implementation of the economic development incentive program.

1358 SECTION 31. Subsection (c) of said section 3B of said chapter 23A, as amended by  
1359 section 67 of chapter 7 of the acts of 2023, is hereby amended by striking out the first 2  
1360 sentences and inserting in place thereof the following sentence:- The director of MOBD shall be  
1361 responsible for administering the EDIP in consultation with the secretary of economic  
1362 development and the EACC.

1363 SECTION 32. Section 3C of said chapter 23A, as appearing in the 2022 Official Edition,  
1364 is hereby amended by striking out subsections (a) and (b) and inserting in place thereof the  
1365 following 2 subsections:-

1366 (a) A controlling business may petition the EACC to certify a proposed project by  
1367 submitting to the EACC: (i) a detailed description of the proposed project; (ii) a representation  
1368 by the controlling business regarding the amount of capital investment to be made, the number of  
1369 new jobs to be created and the number of existing jobs to be retained; (iii) a representation by the  
1370 controlling business regarding any other economic benefits or other public benefits expected to  
1371 result from the construction of the proposed project; and (iv) any other information that the  
1372 EACC may require by regulation, policy or guidance.

1373 (b)(1) Upon receipt of a completed project proposal, the EACC may certify the proposed  
1374 project, deny certification of the proposed project or certify the proposed project with conditions.  
1375 In order to certify a proposed project, with or without conditions, the EACC shall make the

1376 following required findings based on the project proposal and any additional investigation that  
1377 the EACC shall make: (i) the proposed project will be located within the commonwealth; (ii) the  
1378 proposed project qualifies as an expansion project, in-state relocation project, out-of-state  
1379 relocation project or retention project; (iii) the controlling business has committed to maintaining  
1380 new and retained jobs for a period of not less than 5 years after the completion of the proposed  
1381 project; (iv) the proposed project appears to be economically feasible and the controlling  
1382 business has the financial and other means to undertake and complete the proposed project; (v)  
1383 the EDIP tax credits available to the controlling business pursuant to this chapter are a significant  
1384 factor in its decision to undertake the proposed project; and (vi) the proposed project complies  
1385 with all applicable statutory requirements and with any other criteria that the EACC may  
1386 prescribe by regulation, policy or guidance.

1387 (2) The EACC shall, by regulation, policy or guidance, provide for the contents of an  
1388 application for project certification that may include a requirement that the controlling business  
1389 provide written evidence to support the certification provided for in clause (v) in paragraph (1).

1390 SECTION 33. Section 3D of said chapter 23A, as so appearing, is hereby amended by  
1391 striking out, in lines 4 and 5, the words “awarded and the schedule on which those credits may be  
1392 claimed” and inserting in place thereof the following words:-, the schedule on which those  
1393 credits may be claimed and the extent to which the credits are refundable.

1394 SECTION 34. Said section 3D of said chapter 23A, as so appearing, is hereby further  
1395 amended by striking out, in lines 25 to 29, inclusive, the words “and (vii) commitments, if any,  
1396 made by the controlling business to use Massachusetts firms, suppliers and vendors or to retain  
1397 women or minority-owned businesses during the construction of the certified project” and

1398 inserting in place thereof the following words:- (vii) commitments, if any, made by the  
1399 controlling business to use Massachusetts firms, suppliers and vendors or to retain women or  
1400 minority-owned businesses during the construction of the certified project; and (viii) the  
1401 commitments, if any, set forth in a municipal project endorsement.

1402 SECTION 35. Said section 3D of said chapter 23A, as so appearing, is hereby further  
1403 amended by striking out, in lines 35 to 37, inclusive, the words “and (iii) limit or restrict the right  
1404 of the controlling business to carry unused tax credits forward to subsequent tax years” and  
1405 inserting in place thereof the following words:- (iii) limit or restrict the right of the controlling  
1406 business to carry unused tax credits forward to subsequent tax years; and (iv) allow all or some  
1407 portion of the credits to be refundable.

1408 SECTION 36. Said chapter 23A is hereby further amended by striking out section 3E, as  
1409 so appearing, and inserting in place thereof the following section:-

1410 Section 3E. (a) Tax increment financing may be offered by a municipality in accordance  
1411 with section 59 of chapter 40 to the controlling business of a certified project, to any person or  
1412 entity undertaking a real estate project or to any person or entity expanding a facility if the  
1413 municipality finds that there is a strong likelihood that any of the following will occur within the  
1414 area in question within a specific and reasonably proximate period of time: (i) a significant influx  
1415 or growth in business activity; (ii) the creation of a significant number of new jobs; provided,  
1416 however, thqt such new jobs shallnot merely be a replacement or relocation of current jobs  
1417 within the commonwealth; or (iii) a private project or investment that will contribute  
1418 significantly to the resiliency of the local economy.

1419 (b) A municipality may offer a special tax assessment to the controlling business of a  
1420 certified project, a person or entity undertaking a real estate project or a person or entity  
1421 proposing to retain permanent full-time jobs at a facility that otherwise would be at risk of  
1422 relocating outside of the commonwealth. A special tax assessment shall be set forth in a written  
1423 agreement between the municipality and the property owner. The agreement shall include, but  
1424 shall not be limited to, the amount of the tax reduction and the period of time over which such  
1425 reduction shall be in effect, which shall be for not less than 5 years and not more than 20 years.  
1426 A special tax assessment approved by the municipality shall provide for a reduction of the real  
1427 property tax that otherwise would be due. The reduction shall be based upon a percentage  
1428 reduction in the tax that otherwise would be due on the full assessed value of the affected  
1429 property. The special tax assessment shall provide for tax reduction at least equal to the  
1430 following: (i) in the first year, the tax reduction shall be not less than 50 per cent of the tax that  
1431 would be due based on the full assessed value of the affected property; (ii) in the second and  
1432 third years, the tax reduction shall be not less than 25 per cent of the tax that would be due based  
1433 on the full assessed value of the affected property; and (iii) in the fourth and fifth years, the tax  
1434 reduction shall be not less than 5 per cent of the tax that would be due based on the full assessed  
1435 value of the affected property. The municipality may at its discretion provide for greater real  
1436 property tax reductions than those described in this subsection.

1437 A municipality may approve special tax assessments if it determines that: (i) the property  
1438 owner is undertaking a project or otherwise making an investment that contributes to economic  
1439 revitalization of the municipality and significantly increases employment opportunities for  
1440 residents of the municipality or is retaining permanent full-time employees that otherwise would  
1441 be relocated to a facility outside the commonwealth; (ii) the special tax assessment is reasonably

1442 necessary to enable the owner’s investment in the project or to retain the jobs that otherwise  
1443 would be relocated; and (iii) the total amount of local tax foregone is reasonably proportionate to  
1444 the public benefits resulting from the special tax assessment.

1445 (c) If a municipality offers tax increment financing or a special tax assessment to the  
1446 owner or controlling business of a certified project, or to the owner of a facility where a certified  
1447 project is located, the municipality shall notify the EACC by submitting a fully executed copy of  
1448 the adopted local incentive agreement and any amendments thereto.

1449 SECTION 37. Section 3F of said chapter 23A, as so appearing, is hereby amended by  
1450 striking out, in lines 1 and 2, the words “Not later than 2 years after the initial certification of a  
1451 project by the EACC, and annually thereafter, the” and inserting in place thereof the following  
1452 word:- The.

1453 SECTION 38. Said section 3F of said chapter 23A, as so appearing, is hereby further  
1454 amended by striking out, in line 37, the words “with job creation requirements”.

1455 SECTION 39. Said section 3F of said chapter 23A, as so appearing, is hereby further  
1456 amended by striking out subsections (d) and (e) and inserting in place thereof the following 2  
1457 subsections:

1458 (d) Revocation of a project certification shall take effect on the first day of the tax year in  
1459 which the material noncompliance occurred, as determined by the EACC, and all EDIP tax  
1460 credits available to the controlling business shall be rescinded and any claimed tax credits  
1461 awarded in this chapter shall be recaptured in accordance with subsection (g) of section 6 of  
1462 chapter 62 and subsection (i) of section 38N of chapter 63.

1463 (e) Notwithstanding any general or special law to the contrary, if a municipality  
1464 terminates a local tax incentive agreement, the municipality may recapture the value of the tax  
1465 not paid by making a special assessment on the owner of the real property in the tax year that  
1466 follows the municipality's decision to terminate the agreement. The assessment, payment and  
1467 collection of the special assessment shall be governed by procedures provided for the taxation of  
1468 omitted property pursuant to section 75 of chapter 59 notwithstanding the time period set forth in  
1469 said chapter 59 for which omitted property assessments may be imposed for each of the fiscal  
1470 years included in the special assessment.

1471 SECTION 40. Said chapter 23A is hereby further amended by striking out section 3H, as  
1472 amended by section 70 of chapter 7 of the acts of 2023, and inserting in place thereof the  
1473 following section:-

1474 Section 3H. (a) There shall be a permit regulatory office within the executive office of  
1475 economic development. The secretary of economic development shall appoint a person with  
1476 experience with permitting and business development to serve as the director of the office. The  
1477 director shall: (i) serve as the state permit ombudsperson to new and expanding businesses; (ii)  
1478 work with state agencies to expedite the process of obtaining state licenses, permits, state  
1479 certificates, state approvals and other requirements of law, but not including divisions of the state  
1480 secretary's office; (iii) provide technical assistance to municipalities interested in streamlining  
1481 local permitting processes; (iv) review and approve or deny municipal priority development site  
1482 proposals made pursuant to chapter 43D and monitor the development of priority development  
1483 sites; (v) subject to appropriation, award technical assistance grants pursuant to said chapter 43D;  
1484 and (vi) support the administration of the growth districts initiative as defined in section 1 of  
1485 chapter 43E. The permit regulatory office shall consult with the secretary of energy and

1486 environmental affairs, the secretary of housing and livable communities and the secretary of  
1487 transportation before approving or denying a proposed priority development site.

1488 (b) There shall be a regulatory ombudsperson within the permit regulatory office to  
1489 address regulatory matters of interest to the business community. The regulatory ombudsperson  
1490 shall work in partnership with the state permitting ombudsperson to provide assistance to  
1491 businesses in the process of complying with state regulations and other requirements of law that  
1492 affect businesses. The regulatory ombudsperson shall facilitate communication between  
1493 individual businesses and state agencies and provide periodic training to regulatory personnel in  
1494 state agencies on how to identify the small business impacts of regulation, how to reduce those  
1495 impacts and how to expedite and streamline the process or compliance.

1496 (c) Annually, not later than 1, the director of the permit regulatory office shall file a  
1497 report with the house and senate committees on ways and means detailing the activities of the  
1498 office.

1499 SECTION 41. Section 56 of said chapter 23A is hereby amended by striking out, in  
1500 lines 18 and 19, as appearing in the 2022 Official Edition, the words:- , the Massachusetts  
1501 Growth Capital Corporation.

1502 SECTION 42. Section 62 of said chapter 23A is hereby repealed.

1503 SECTION 43. Subsection (a) of section 66 of said chapter 23A, as amended by section  
1504 98 of chapter 7 of the acts of 2023, is hereby further amended by striking out the last sentence  
1505 and inserting in place thereof the following 2 sentences:- The commission shall seek to enhance  
1506 the economic vitality of rural communities and to advance the health and well-being of rural  
1507 residents. For the purposes of this section and section 66A, “rural communities” shall mean

1508 municipalities with population density of less than 500 persons per square mile or a population  
1509 of less than 7,000 persons as shown in the most recent federal decennial census.

1510 SECTION 44. Said chapter 23A is hereby further amended by inserting after said section  
1511 66 the following section:-

1512 Section 66A. (a) The executive office of economic development shall administer a rural  
1513 development program to promote economic opportunity and prosperity in rural communities.  
1514 The program shall provide financial assistance on a competitive basis to municipalities, other  
1515 public entities, community development corporations and nonprofit entities for infrastructure  
1516 projects, downtown improvements and other projects that advance economic and community  
1517 development, stable housing markets and other priorities identified by the rural policy advisory  
1518 commission established in section 66.

1519 (b) The secretary of economic development shall, through guidelines or regulations,  
1520 establish an application process and criteria to prioritize the distribution of financial assistance,  
1521 taking into account the diversity of rural communities. The guidelines or regulations shall allow  
1522 for joint applications by 2 or more rural communities for a single project serving the  
1523 municipalities.

1524 (c) Annually, not later than June 2, the secretary of economic development shall report on  
1525 the activities and status of the program to the house and senate committees on ways and means  
1526 and the joint committee on community development and small businesses.

1527 SECTION 45. Subsection (a) of section 69 of said chapter 23A, as appearing in the 2022  
1528 Official Edition, is hereby amended by striking out the third sentence and inserting in place  
1529 thereof the following sentence:- For the purposes of this section, “micro business” shall mean a

1530 business entity with: (i) a principal place of business in the commonwealth; (ii) not more than 10  
1531 full-time employees; and (iii) annual revenue of not more than \$250,000.

1532 SECTION 46. Said section 69 said chapter 23A, as so appearing, is hereby further  
1533 amended by striking out, in lines 17 and 18, the words “Massachusetts Growth Capital  
1534 Corporation” and inserting in place thereof the following words:- growth capital division of the  
1535 Massachusetts Development Finance Agency.

1536 SECTION 47. Section 16 of chapter 23D of the General Laws, as so appearing, is hereby  
1537 amended by striking out, in lines 7 and 8, the words “Massachusetts Growth Capital  
1538 Corporation” and inserting in place thereof the following words:- Massachusetts Development  
1539 Finance Agency.

1540 SECTION 48. Section 20 of said chapter 23D is hereby repealed.

1541 SECTION 49. Section 1 of chapter 23G of the General Laws, as appearing in the 2022  
1542 Official Edition, is hereby amended by inserting after the definition of “Bonds” the following  
1543 definition:-

1544 “Community development corporation” or “CDC”, a community development  
1545 corporation as defined in section 2 of chapter 40H and certified pursuant to section 2A of said  
1546 chapter 40H.

1547 SECTION 50. Said section 1 of said chapter 23G, as so appearing, is hereby further  
1548 amended by striking out the definition of “Massachusetts Health and Educational Facilities  
1549 Authority” and inserting in place thereof the following 3 definitions:-

1550 “Massachusetts Growth Capital Corporation”, the Massachusetts Growth Capital  
1551 Corporation established in chapter 40W, the power, functions, assets and liabilities of which  
1552 have been merged into the Massachusetts Development Finance Agency.

1553 “Massachusetts Health and Educational Facilities Authority”, or “HEFA”, the authority  
1554 established in section 4 of chapter 614 of the acts of 1968.

1555 “Micro business”, a business entity with: (i) a principal place of business in the  
1556 commonwealth; (ii) not more than 10 full-time employees; and (iii) annual revenue of not more  
1557 than \$250,000.

1558 SECTION 51. Said section 1 of said chapter 23G, as so appearing, is hereby further  
1559 amended by inserting after the definition of “Revenues” the following definition:-

1560 “Small business”, a business entity, including its affiliates, that (i) is independently  
1561 owned and operated; (ii) has a principal place of business in the commonwealth; and (iii) would  
1562 be defined as a “small business” under applicable federal law.

1563 SECTION 52. Section 2 of said chapter 23G is hereby amended by striking out  
1564 subsection (b), as amended by section 126 of chapter 7 of the acts of 2023, and inserting in place  
1565 thereof the following subsection:-

1566 (b) The agency shall be governed and its corporate powers exercised by a board of  
1567 directors consisting of the secretary of administration and finance or a designee; the secretary of  
1568 economic development or a designee, who shall serve as chair; and 13 members to be appointed  
1569 by the governor, 1 of whom shall be experienced in real estate development, 1 of whom shall be  
1570 experienced in commercial or industrial credit, 1 of whom shall be experienced in mortgage

1571 lending, 1 of whom shall be experienced in banking or investment banking, 1 of whom shall be  
1572 experienced in planning and the redevelopment of environmentally contaminated lands, 1 of  
1573 whom shall be a representative of organized labor, 1 of whom shall be experienced in  
1574 community economic development and employed by a CDC or a representative of the  
1575 Massachusetts Association of Community Development Corporations, 1 of whom shall be a  
1576 representative of a community bank in the commonwealth, 1 of whom shall be a representative  
1577 of an organization of small businesses or manufacturing companies in the commonwealth, 1 of  
1578 whom shall be experienced in small business financing or restructuring and 1 of whom shall be a  
1579 small business owner. Each member appointed by the governor shall serve for a term of 3  
1580 years; provided, however, that of the initial appointed members, 4 shall serve terms of 2 years  
1581 and 5 shall serve terms of 3 years. A person appointed to fill a vacancy in the office of a member  
1582 of the board shall be appointed in a like manner and shall serve for only the unexpired term of  
1583 such member. A member shall be eligible for reappointment. A member may be removed from  
1584 their appointment by the governor for cause.

1585 SECTION 53. Said section 2 of said chapter 23G, as so amended, is hereby further  
1586 amended by striking out, in line 34, as appearing in the 2022 Official Edition, the word “Six” and  
1587 inserting in place thereof the following word:- Eight.

1588 SECTION 54. Said section 2 of said chapter 23G is hereby further amended by striking  
1589 out subsection (l), as so appearing, and inserting in place thereof the following 3 subsections:

1590 (l) The agency shall be the successor to the Massachusetts Growth Capital Corporation,  
1591 previously established in section 2 of chapter 40W. All real estate, property rights, personal  
1592 property, funds, moneys, revenues, receipts, contract rights and other intangible assets,

1593 equipment and any other ownership, possessory or security interests of any kind whatsoever, or  
1594 any portion thereof, held by the Massachusetts Growth Capital Corporation including, but not  
1595 limited to, funds previously appropriated by the commonwealth for the Massachusetts Growth  
1596 Capital Corporation, shall be deemed for record notice and otherwise, as applicable, to belong to  
1597 the agency on the same basis and with the same interest as previously held by the Massachusetts  
1598 Growth Capital Corporation. All obligations and liabilities of said Massachusetts Growth Capital  
1599 Corporation shall become obligations and liabilities of the Agency. Any resolution taken by or  
1600 commitment made by the Massachusetts Growth Capital Corporation with respect to any  
1601 financing, including loans, bond issuances, guarantees and insurance and any other action made  
1602 by the Massachusetts Growth Capital Corporation shall be a resolution, commitment or action of  
1603 the agency.

1604 (m) The Massachusetts Growth Capital Corporation shall continue as long as it shall have  
1605 bonds or insurance or guarantee commitments outstanding and until its existence is terminated  
1606 by law. Upon the termination of the existence of the agency, all right, title and interest in and to  
1607 all of its assets and all of its obligations, duties, covenants and agreements shall vest in and be  
1608 possessed, performed and assumed by the commonwealth.

1609 (n) Any documentary materials or data made or received by any member or employee of  
1610 the Agency and consisting of, or to the extent that such materials or data consist of, trade secrets  
1611 or commercial or financial information regarding the operation of any business conducted by an  
1612 applicant for any form of assistance that the agency is authorized to render or regarding the  
1613 competitive position of such applicant in a particular field of endeavor, shall not be deemed  
1614 public records of the agency and shall not be subject to section 10 of chapter 66. Any discussion  
1615 or consideration of such trade secrets or commercial or financial information may be held by the

1616 board in executive sessions but the purpose of any such executive session shall be set forth in the  
1617 official minutes of the agency, and no business that is not directly related to such purpose shall  
1618 be transacted nor shall any vote be taken during such executive session.

1619 SECTION 55. Subsection (a) of section 3 of said chapter 23G, as so appearing, is hereby  
1620 amended by striking out clause (34) and (35) and inserting in place thereof the following 10  
1621 clauses:-

1622 (34) to make loans, including working capital and contract based loans, provide  
1623 guarantees, loan insurance or reinsurance or otherwise provide financing or credit enhancing  
1624 devices for the operation of companies which have a principal place of business in the  
1625 commonwealth including, but not limited to, loans to lending institutions under terms and  
1626 conditions requiring the proceeds of such loans to be used by such lending institutions for the  
1627 making of loans for the operation of companies;

1628 (35) to contract or enter into agreements, licenses and easements, with municipalities, the  
1629 federal government, any agency thereof or any other person or entity including, but not limited  
1630 to, the commonwealth or any public agencies thereof, regional entities and utility companies, to  
1631 provide utility services including, but not limited to, electricity, gas, cable television, broadband  
1632 and telephone services and to acquire, construct, maintain and operate any such systems for  
1633 utility services;

1634 (36) to borrow money by the issuance of debt obligations whether tax exempt or taxable  
1635 and secure such obligations by the pledge of its revenues or the revenues, mortgages and notes of  
1636 others; provided, however, that the corporation shall not issue debt obligations pursuant to this  
1637 clause if the principal amount of those debt obligations, when added to the principal amount of

1638 existing debt obligations issued by the corporation under this clause, excluding debt obligations  
1639 previously refunded or to be refunded by the corporation, would exceed \$30,000,000;

1640 (37) to consent, subject to any contract with noteholders or bondholders, whenever it  
1641 deems necessary or desirable to implement this chapter, to the modification, with respect to rate  
1642 of interest, time of payment of an installment of principal or interest, or other terms, of a  
1643 mortgage, mortgage loan, mortgage loan commitment, contract or other agreement to which the  
1644 agency is a party;

1645 (38) to create, issue, buy and sell stock and other capital participation instruments, hold  
1646 such stock and capital participation instruments and underwrite the creation of a capital market  
1647 for these securities;

1648 (39) to provide advisory services, technical assistance and training programs to small  
1649 businesses as may necessary or desirable to carry out this chapter;

1650 (40) to create and issue shares that a person, firm or corporation may purchase; provided,  
1651 however, that each share issued shall be in the form of non-voting common stock with each share  
1652 having a par value of \$10; provided, however, that the total value of the shares issued shall not  
1653 exceed \$25,000,000;

1654 (41) to make loans or grants to, or otherwise finance or invest in, a business to further the  
1655 purposes of this chapter; provided, however, that such loans or grants may be made to certified  
1656 community development corporations or other community based nonprofit entities for the  
1657 purpose of such corporations or entities providing financing to businesses;

1658 (42) to provide loan guarantees to public or private entities for the purpose of causing  
1659 such entities to provide financing to a business; and

1660 (43) to require, by contract in a financing agreement, or otherwise, specific operational  
1661 activities, financial actions or management changes, as conditions for the receipt of a loan,  
1662 financing or investment by the corporation.

1663 SECTION 56. Said subsection (a) of said section 3 of said chapter 23G is hereby further  
1664 amended by inserting after clause (43), inserted by section 55, the following paragraph:-

1665 No debt obligation issued under clause (36), no stock or capital participation instrument  
1666 created under clause (38) and no share issued under clause (40) by the agency shall be or become  
1667 an indebtedness or obligation of the commonwealth and shall be plainly stated on the face of  
1668 each bond, capital participation instrument, share or other evidence of indebtedness that it does  
1669 not constitute an indebtedness or obligation of the commonwealth and is payable solely from the  
1670 revenues or income of the agency.

1671 SECTION 57. Said chapter 23G is hereby further amended by adding the following 2  
1672 sections:-

1673 Section 48. (a) There shall be within the agency a growth capital division to provide  
1674 growth capital and other financial assistance to small businesses.

1675 (b) The agency may participate in projects to provide capital or increase or improve the  
1676 availability of capital; provided, however, that before such participation, the agency shall find  
1677 and incorporate in the official records of the corporation that the project is reasonably expected  
1678 to: (i) support or promote economic development, revitalization or stability; (ii) promote

1679 employment opportunities for residents; (iii) promote the creation or retention of jobs; or (iv)  
1680 support the creation or expansion of a business sector whose success would enhance the  
1681 economic development of the commonwealth, quality of life of residents of or employment  
1682 opportunities for residents.

1683           The agency shall not participate in a project unless it determines, in writing, that its  
1684 participation is necessary because without such participation adequate funding for the project  
1685 would not be available or would be offered on terms that would preclude the success of the  
1686 project. The agency shall prioritize participation in projects that enhance the quality of life of a  
1687 target area as defined in section 2 of chapter 40H or enhance the quality of life and promote  
1688 employment opportunities for low- and moderate-income residents of the commonwealth. If a  
1689 certified community development corporation requests that the agency participate in a project,  
1690 the agency shall make a determination of whether the project is likely to provide employment  
1691 opportunities to or enhance the quality of life of low- and moderate-income residents of the  
1692 commonwealth, or whether the project supports the creation or expansion of the business sector  
1693 in the region served by the CDC.

1694           (c) The agency may participate in projects to provide capital or increase or improve the  
1695 availability of capital available to minority-owned or women-owned contractors. The agency  
1696 shall not participate in a project unless it determines, in writing, that its participation is necessary  
1697 because without such participation adequate funding for the project would not be available or  
1698 would be offered on terms that would preclude the success of the project. The agency shall  
1699 endeavor to participate in projects each year that promote the equitable growth of minority-  
1700 owned or women-owned businesses.

1701 (d) The agency may establish or invest in the capital stock of any corporation organized  
1702 to increase capital available to small businesses or to engage local residents and businesses to  
1703 work together to undertake programs, projects and activities that develop and improve urban,  
1704 rural and suburban communities by creating and expanding economic opportunities for low- and  
1705 moderate-income people. Without limitation, any such corporation may: (i) serve as a financial  
1706 intermediary between entities undertaking projects and small businesses and public or private  
1707 sources of capital including, but not limited to, direct lenders, guarantors or grant makers; and  
1708 (ii) provide financial and managerial consulting services to entities undertaking projects, small  
1709 businesses and minority-owned or women-owned contractors. Any corporation so organized  
1710 may accomplish its purposes by means of investing in the equity capital of, making grants to,  
1711 making loans to or issuing loan guarantees to entities undertaking projects or to small businesses.  
1712 The agency may have a controlling or a minority interest in such a corporation, as the directors  
1713 of the agency shall determine; provided, however, that at least 1 director of the agency shall sit  
1714 on the board of directors of the corporation.

1715 (e) Before making an investment in the equity capital of, making grants to, making loans  
1716 to or issuing loan guarantees to entities undertaking projects or to small businesses, a corporation  
1717 established or in which the agency has invested under subsection (d) shall make the following  
1718 findings:

1719 (i) such action is consistent with the objectives of this section and may reasonably be  
1720 expected to contribute to the redevelopment and economic well-being of the commonwealth, will  
1721 create or retain jobs or will assist minority- or women-owned businesses;

1722 (ii) the funds provided by the agency will be used solely in connection with the costs of  
1723 the project or the operation of the small business;

1724 (iii) the contract for participation in a project requires: (A) adequate reporting of financial  
1725 data from the small business or project to the corporation; (B) that a business receiving financial  
1726 products shall participate in financial and managerial consulting services; and (C) an annual or  
1727 other periodic audit of the books of the project or the small business; and

1728 (iv) the corporation's participation is necessary to the successful completion of the  
1729 proposed project or to the success of the small business because funding for the project or small  
1730 business is unavailable in the traditional capital markets or that credit has been offered on terms  
1731 that would preclude the success of the project or the small business.

1732 If the agency desires to sell or otherwise dispose of stock received under a contract under  
1733 this section, the small business or entity undertaking a project, or the small business or entity's  
1734 nominee, shall not later than 120 days have the right of first refusal upon the sale and the right to  
1735 meet a subsequent bona fide offer by a third party. The agency shall not, individually or in  
1736 combination with a corporation established or invested in by the agency under this section, own  
1737 more than 49 per cent of the voting stock in a small business. Upon the request of the agency,  
1738 the commissioner of banks shall examine the books of a corporation established or invested in by  
1739 the agency under this section, if such examination is a condition of the particular investment,  
1740 lending, loan guaranty or grant program administered by such corporation.

1741 (f) The agency shall establish a program to support the provision of financial and  
1742 managerial consulting and technical assistance to eligible companies that receive financial  
1743 assistance from the commonwealth or any public authorities thereof. Services that may be

1744 supported shall include, but not be limited to, procurement of investment capital, management,  
1745 administration, production, product marketing, assisting business in securing federal contracts  
1746 and business expansion, renovation and diversification. The program may include: (i) referrals to  
1747 technical assistance provided without charge to eligible companies by public and private small  
1748 business support organizations; (ii) financial support to engage private consultants; and (iii) a  
1749 directory of organizations, experts and consultants available to be engaged to offer financial or  
1750 managerial consulting services. The agency shall coordinate the program with the United State  
1751 Small Business Administration, the Massachusetts Small Business Development Center Network  
1752 and other private for profit and nonprofit providers of consulting and technical assistance to  
1753 small businesses.

1754 (g) The agency may provide matching grants to fund consulting and technical assistance  
1755 to small businesses who receive financial assistance from the commonwealth or any of the  
1756 commonwealth's public authorities. The grants shall be used by the recipient businesses to pay  
1757 for mandated small business consulting and technical assistance services. Prior to awarding a  
1758 grant, the agency shall have determined that the financial or managerial consulting services  
1759 mandated as a condition of financial support of the small business are not available without  
1760 charge from an entity participating in the program and that procuring such services creates a  
1761 hardship and impedes the likelihood of success of a project. Grants awarded pursuant to this  
1762 subsection shall require a 100 per cent match by the recipient.

1763 (h) The agency may disburse loans and grants to low- and moderate-income  
1764 entrepreneurs who are forming, operating or expanding micro businesses in the commonwealth,  
1765 in consultation with the micro business development center established by section 69 of chapter  
1766 23A.

1767           Section 49. (a) The agency may establish and administer an economic stabilization  
1768 program to provide flexible, high-risk financing:

1769           (i) necessary to implement a change of ownership, corporate restructuring or turnaround  
1770 plan for economically viable but troubled businesses that face the likelihood of a large  
1771 employment loss in the commonwealth, closure of a plant located in the commonwealth or  
1772 failure without such a change of ownership, corporate restructuring or turnaround plan; provided,  
1773 however, that the program shall provide assistance to firms in specific mature industries for the  
1774 purpose of technological investment or upgrading of management operations in order for the  
1775 business to maintain future economic stability; and provided further, that the financial  
1776 participation of the agency shall aim to supplement private financial institutions and public  
1777 economic development agencies when such institutions are unable to provide all the financing or  
1778 bear all of the risk necessary to transfer ownership, restructure or turnaround a business where  
1779 the business might otherwise fail, experience closure of a plant located in the commonwealth or  
1780 greatly reduce its employment in the commonwealth; and

1781           (ii) in connection with starting up employee-owned businesses or the implementation of  
1782 employee-ownership projects; provided, however, that the financial participation of the agency  
1783 shall aim to supplement private financial institutions and public economic development agencies  
1784 when such institutions are unable to provide all the financing or bear all of the risk necessary to  
1785 starting up an employee-owned business or implement an employee-ownership project.

1786           (b) Before providing assistance in connection with the purchase of a troubled business  
1787 pursuant to clause (i) of subsection (a), the agency's directors shall determine and incorporate in  
1788 the minutes of a meeting of the directors that the business:

1789 (i) is likely to experience a large loss of employment in the commonwealth, closure of a  
1790 plant located in the commonwealth or failure without the loan, financing or investment by the  
1791 agency;

1792 (ii) within a specific mature industry, requires assistance to technological investment or  
1793 upgrading of management operations for the business to maintain future economic stability;

1794 (iii) or person seeking to purchase the troubled business has taken or shall take such  
1795 actions as the directors deem necessary to ensure the business has a reasonable chance to  
1796 continue as a successful business including, but not limited to, changes in its operations,  
1797 financing or management, and that the actions are included as a condition for financing by the  
1798 agency in the financing agreement; and

1799 (iv) or person seeking to purchase the troubled business has made diligent efforts to  
1800 obtain the financing necessary to continue its operations or transfer ownership of the business  
1801 from private financial institutions and public economic development agencies and such financing  
1802 is unavailable or has been offered on terms that would prevent the successful continuation or  
1803 change in ownership of the business.

1804 (c) When providing assistance in connection with starting up an employee-owned  
1805 business or implementation of an employee-ownership project pursuant to this clause (ii) of  
1806 subsection (a), the directors shall determine and incorporate in the minutes of a meeting of the  
1807 directors that the business:

1808 (i) or person seeking assistance has taken or shall take such actions as the directors deem  
1809 necessary to ensure that the employee-owned business or employee-ownership project has a  
1810 reasonable chance to succeed; and

1811 (ii) except with respect to assistance for pre-feasibility and feasibility studies, has made  
1812 diligent efforts to obtain the financing necessary to institute or implement the employee-  
1813 ownership project from private financial institutions and public economic development agencies  
1814 and such financing is unavailable or has been offered on terms that would prevent the successful  
1815 institution or implementation of the employee-owned business or employee-ownership project.

1816 (d) The agency shall seek to direct not less than 10 percent of the financing provided by  
1817 the economic stabilization program to businesses that are employee-owned businesses to meet  
1818 the purposes of this section.

1819 SECTION 58. Chapter 23I of the General Laws is hereby amended by striking out  
1820 section 1, as appearing in the 2022 official edition, and inserting in place thereof the following  
1821 section:-

1822 Section 1. The general court finds and declares that:

1823 (i) research in the life sciences and regenerative and preventative medicine presents a  
1824 significant opportunity of yielding fundamental biological knowledge from which therapies may  
1825 emanate to relieve, on a large scale, human suffering from disease and injury;

1826 (ii) the extraordinary biomedical scientists working within institutions of higher  
1827 education, research institutes, hospitals and life sciences companies can contribute significantly  
1828 to the welfare of humanity by performing outstanding research in these fields;

1829 (iii) promoting the health of residents is a fundamental purpose of state government;

1830 (iv) promoting life sciences research to foster the development of the next generation of  
1831 health-related innovations, to enhance the competitive position of the commonwealth in this vital

1832 sector of the economy and to improve the quality and delivery of health care for the people of the  
1833 commonwealth is a clear public purpose and governmental function;

1834 (v) public support for and promotion of the life sciences will benefit the commonwealth  
1835 and its residents through improved health status and health outcomes, economic development  
1836 and contributions to scientific knowledge and such research will lead to breakthroughs and  
1837 improvements that might not otherwise be discovered due to the lack of existing market  
1838 incentives, especially in the area of regenerative and preventative medicine, including stem cell  
1839 research;

1840 (vi) public support for, and promotion of, life sciences research that may provide cures or  
1841 new treatments for many debilitating diseases that cause tremendous human suffering and cost  
1842 the commonwealth millions of dollars each year;

1843 (vii) it is imperative for the purposes of the commonwealth's competitiveness to invest in  
1844 life sciences research, biotechnology, nanotechnology, biosecurity and health-related artificial  
1845 intelligence to leverage revenues and encourage cooperation and innovation among public and  
1846 private institutions involved in life sciences research and related applications;

1847 (viii) the purposes of this chapter is to continue the establishment of the Massachusetts  
1848 Life Sciences Center, to grant that center the power to contract with other entities to receive  
1849 other funds and to disburse those funds consistent with the purpose of this chapter;

1850 (ix) the Massachusetts Life Sciences Center will: (i) promote the best available research  
1851 in life sciences disciplines through diverse institutions and to build upon existing strengths in the  
1852 area of biosciences in order to spread the economic benefits across the commonwealth; and (ii)  
1853 foster improved health care outcomes in the commonwealth and the world; and

1854 (x) the investments of the Massachusetts Life Sciences Center will support future  
1855 statewide, comprehensive strategies to lead the nation in life sciences-related research,  
1856 innovations and employment.

1857 SECTION 59. Section 2 of said chapter 23I, as so appearing, is hereby amended by  
1858 inserting after the definition of “Equity investment” the following definition:-

1859 “Health equity”, addressing the preventable disproportion and differences in the burden  
1860 of disease, experienced by populations that have been disadvantaged by their social or economic  
1861 status, geographic location or environment.

1862 SECTION 60. Said section 2 of said chapter 23I, as so appearing, is hereby further  
1863 amended by striking out the definition of “Life sciences” and inserting in place thereof the  
1864 following definition:-

1865 “Life sciences”, advanced and applied sciences that expand the understanding of human  
1866 physiology and have the potential to lead to medical advances or therapeutic applications  
1867 including, but not limited to, agricultural biotechnology, biogenerics, bioinformatics, biomedical  
1868 engineering, biopharmaceuticals, biotechnology, biosecurity, life sciences-related artificial  
1869 intelligence, chemical synthesis, chemistry technology, diagnostics, genomics, image analysis,  
1870 marine biology, marine technology, medical technology, medical devices, nanotechnology,  
1871 natural product pharmaceuticals, proteomics, regenerative and preventative medicine, RNA  
1872 interference, stem cell research and veterinary science.

1873 SECTION 61. Section 3 of said chapter 23I is hereby amended by striking out subsection  
1874 (b), as amended by section 133 of chapter 7 of the acts of 2023, and inserting in place thereof the  
1875 following subsection:-

1876 (b)(1) The center shall be governed and its corporate powers exercised by a board of  
1877 directors consisting of: the secretary of administration and finance or a designee, who shall serve  
1878 as co-chair; the secretary of economic development or a designee, who shall serve as co-chair;  
1879 the president of the University of Massachusetts or a designee; and 6 members to be appointed  
1880 by the governor, 1 of whom shall be a chief executive officer of a life sciences corporation based  
1881 in the commonwealth who shall be a member of the board of directors of the Massachusetts  
1882 Biotechnology Council, Inc., 1 of whom shall be a researcher involved in the commercialization  
1883 of biotechnology, pharmaceuticals, medical technology or medical diagnostic products, 1 of  
1884 whom shall have significant experience in the medical device sector who shall be a member of  
1885 the board of directors of the Massachusetts Medical Device Industry Council, Inc., 1 of whom  
1886 shall have significant experience in the health equity subsector of the life sciences sector, 1 of  
1887 whom shall have significant experience in the digital health subsector of the life sciences sector  
1888 and 1 of whom shall be a member of the board of the Massachusetts Health and Hospital  
1889 Association, Inc.

1890 (2) Each appointed member of the board shall serve for a term of 5 years; provided,  
1891 however, that in making the initial appointments, the governor shall appoint 1 director to serve  
1892 for a term of 1 year, 1 director to serve for a term of 2 years, 1 director to serve for a term of 3  
1893 years and 1 director to serve for a term of 4 years. A person appointed to fill a vacancy in the  
1894 office of an appointed director of the board shall be appointed in a like manner and shall serve  
1895 for only the unexpired term of such director. An appointed director shall be eligible for  
1896 reappointment. A director appointed by the governor may be removed from their appointment by  
1897 the governor for cause.

1898 SECTION 62. Said section 3 of said chapter 23I is hereby further amended by striking  
1899 out, in line 38, as appearing in the 2022 Official Edition, the word “Four” and inserting in place  
1900 thereof the following word:- Six.

1901 SECTION 63. Said section 3 of said chapter 23I is hereby further amended by inserting  
1902 after the word “center,” in line 71, as so appearing, the following words:- ; provided, however,  
1903 that the president may elect to appoint and employ a chief administrative and operational officer.

1904 SECTION 64. Section 4 of said chapter 23I is hereby amended by striking out, in line 64,  
1905 as so appearing, the word “Investment” and inserting in place thereof the following word:-  
1906 Breakthrough.

1907 SECTION 65. Subsection (a) of said section 4 of said chapter 23I is hereby amended by  
1908 inserting after clause (23), as so appearing, the following clause:-

1909 (231/2) to disburse, appropriate, grant, loan or allocate bond proceeds to institutions of  
1910 higher education, nonprofit organizations, other public or quasi-public entities in the  
1911 commonwealth and certified life sciences companies; provided, however, that eligible grantees  
1912 shall include private businesses; provided further, that grants shall be awarded and administered  
1913 consistent with the strategic goals and priorities of the center; provided further, that grants  
1914 administered for the purchase of equipment to be owned by, leased to or located within the  
1915 premises of a private business shall be made in support of a partnership with an institution of  
1916 higher education or nonprofit corporation with a mission of supporting the life sciences;  
1917 provided further, that a private university or business entity shall not be eligible for a grant  
1918 unless the center has made a finding that a grant to such university or entity will result in a  
1919 significant public benefit and the private benefit is incidental to a legitimate public purpose; and

1920 provided further, that grants shall be awarded in a manner that promotes geographic and social  
1921 economic equity;.

1922 SECTION 66. Said section 4 of said chapter 23I is hereby further amended by striking  
1923 out, in line 159, as so appearing, the words “Investment Fund, established pursuant to section 5”  
1924 and inserting in place thereof the following word:- Breakthrough Fund, established in section 6.

1925 SECTION 67. Subsection (a) of said section 4 of said chapter 23I is hereby amended by  
1926 striking out clauses (31) and (32), as so appearing, and inserting in place thereof the following 3  
1927 clauses:-

1928 (31) to track and report to the general court on federal initiatives that have an impact on  
1929 life sciences companies doing business in the commonwealth;

1930 (32) to create award programs to acknowledge successful companies, public and private  
1931 institutions and programs in industry-specific areas, as determined by the center; and

1932 (33) to convene an advisory board as may be necessary in its judgment to carry out this  
1933 chapter.

1934 SECTION 68. Section 5 of said chapter 23I is hereby amended by striking out, in line 64,  
1935 as so appearing, the word “Investment” and inserting in place thereof the following word:-  
1936 Breakthrough.

1937 SECTION 69. Said section 5 of said chapter 23I is hereby further amended by striking  
1938 out, in line 107, as so appearing, the figure “5” and inserting in place thereof the following  
1939 figure:- 3.

1940 SECTION 70. Said chapter 23I is hereby further amended by striking out section 6, as so  
1941 appearing, and inserting in place thereof the following section:-

1942 Section 6. (a) There shall be within the center a Life Sciences Breakthrough Fund to  
1943 finance the activities of the center. The fund shall be credited with: (i) any appropriations or  
1944 other money authorized by the general court and specifically designated to be credited to the  
1945 fund; (ii) additional funds subject to the direction and control of the center; (iii) pension funds;  
1946 (iv) federal grants or loans directed to the fund; (v) royalties or private investment capital that  
1947 may properly be applied in furtherance of the objectives of the fund; (vi) any proceeds from the  
1948 sale of qualified investments secured or held by the fund; (vii) fees and charges imposed relative  
1949 to the making of qualified investments as defined by the center, secured or held by the fund; and  
1950 (viii) any other money that may be available to the center for the purposes of the fund from any  
1951 other sources. Any funds deposited in the fund shall be available to the center for the purposes of  
1952 this section without further appropriation. All available money in the fund that is unexpended at  
1953 the end of each fiscal year shall not revert to the General Fund and shall be available for  
1954 expenditure in the subsequent fiscal year.

1955 (b) The center shall invest and reinvest the fund and the income thereof as follows:

1956 (i) making qualified investments pursuant to subsection (c);

1957 (ii) defraying the ordinary and necessary expenses for the administration and operation of  
1958 the center; provided, however, that administrative and operational expenses shall not exceed 15  
1959 per cent of the maximum amount authorized to be expended from the fund in a fiscal year;

1960 (iii) investing any funds not required for immediate disbursement in the purchase of such  
1961 securities as may be lawful investments for fiduciaries in the commonwealth;

1962 (iv) paying binding obligations associated with such qualified investments that shall be  
1963 secured by the fund as the same become payable; or

1964 (v) paying principal or interest on qualified investments secured by the fund or paying  
1965 any redemption premium required to be paid when such qualified investments shall be redeemed  
1966 prior to maturity; provided, however, that money in the fund shall not be withdrawn at any time  
1967 in such an amount that would reduce the amount of the fund to less than the minimum  
1968 requirement established by the board, except to pay binding obligations associated with qualified  
1969 investments which shall be secured by the fund as the same become payable.

1970 (c) The fund shall be held and applied by the center, subject to the approval of the board,  
1971 to make qualified investments, grants, research and other funding and loans designed to advance  
1972 the following public purposes for the life sciences:

1973 (i) stimulating increased financing for the expansion of research and development by  
1974 leveraging private financing for highly productive state-of-the-art research and development  
1975 facilities, equipment and instrumentation and by providing financing related thereto including,  
1976 but not limited to, financing for the construction or expansion of such new facilities;

1977 (ii) making targeted investments, including research funding, proof of concept funding  
1978 and funding for the development of devices, drugs or therapeutics and promoting manufacturing  
1979 activities for new or existing advanced technologies and life sciences research; provided,  
1980 however, that funding provided for the purchase of equipment to be owned by, leased to or  
1981 located within the premises of a private businesses shall be made in support of a partnership with  
1982 an institution of higher education or nonprofit corporation with a mission of supporting the life  
1983 sciences in the commonwealth; provided further, that a private university or business entity shall

1984 not be eligible for funding unless the center has made a finding that such funding will result in a  
1985 significant public benefit and the private benefit is incidental to a legitimate public purpose; and  
1986 provided further, that grants shall be awarded in a manner that promotes geographic, social and  
1987 economic equity.

1988 (iii) making matching grants to colleges, universities, independent research institutions,  
1989 nonprofit entities, public instrumentalities, companies and other entities in connection with  
1990 support from the federal government, industry and other grant-funding sources related to the  
1991 expansion of research and development and increasing and strengthening economic  
1992 development, employment opportunities and commercial and industrial sectors in the field of life  
1993 sciences;

1994 (iv) providing bridge financing to colleges, universities, independent research institutions,  
1995 nonprofit entities, public instrumentalities, companies and other entities for the receipt of grants  
1996 as described in clause (iii) awarded or to be awarded by the federal government, industry or other  
1997 sources;

1998 (v) providing fellowships, co-ops, high school internships, for which additional  
1999 consideration shall be given to socially or economically disadvantaged students at schools where  
2000 at least 80 per cent of the student population is eligible for free or reduced lunch, college  
2001 internships, for which additional consideration shall be given to socially or economically  
2002 disadvantaged students enrolled full-time or part-time at a community college, loans and grants;

2003 (vi) providing workforce training grants to prepare individuals for life sciences careers;

2004 (vii) providing funding for development, coordination and marketing of higher education  
2005 programs; and

2006 (viii) making qualified grants to certified life sciences companies for site remediation,  
2007 preparation and ancillary infrastructure improvement projects.

2008 (d) Proceeds of the fund may be used by the center to fund life sciences initiatives  
2009 including, but not limited to:

2010 (i) international trade initiatives;

2011 (ii) qualified grants and equity investments to further workforce development and  
2012 education in the life sciences and to promote a diverse life sciences workforce;

2013 (iii) activities that facilitate the transfer of technology from the commonwealth's research  
2014 institutions to the commonwealth's life science industries for productive use by such industries  
2015 and targeted investments in proof of concept funding for emerging technologies;

2016 (iv) a program to promote, in collaboration with the department of agricultural resources,  
2017 the research and development of plant-made pharmaceuticals and industrial products through  
2018 field trials;

2019 (v) initiatives to promote the research, development, adoption and productive application  
2020 of artificial intelligence within the commonwealth's life science industries;

2021 (vi) initiatives to promote health equity, including programs that help to identify and  
2022 address preventable disproportion and differences in the burden of disease or opportunities to  
2023 achieve optimal health experienced by populations that have been disadvantaged by their social  
2024 or economic status, geographic location or environment;

2025 (vii) initiatives to promote the efficient collection, storage and sharing of biological  
2026 samples and health information to assist with research and development of new treatments for  
2027 disease or otherwise improve patient outcomes;

2028 (viii) initiatives to promote biomanufacturing and supply chain resiliency in the life  
2029 sciences;

2030 (ix) initiatives to promote diversity and equity in life sciences entrepreneurship; and

2031 (x) a program to make qualified equity investments in early-stage life sciences companies  
2032 and enterprises seeking to raise seed capital; provided, however, that qualified equity  
2033 investments shall not exceed \$250,000 in any 1 enterprise; provided further, that the center shall  
2034 not make such qualified equity investments unless the: (A) investment has been approved by a  
2035 majority vote of the board; (B) recipient is a certified life sciences company under section 5; and  
2036 (C) center finds, to the extent possible, that a definite benefit to the commonwealth's economy is  
2037 reasonably be expected from the investment.

2038 In evaluating a request or application for a qualified equity investment under clause (x),  
2039 the center shall consider whether:

2040 (i) the proceeds of the qualified equity investment shall only be used to cover the seed  
2041 capital needs of the enterprise except as hereinafter authorized;

2042 (ii) the enterprise has a reasonable chance of success;

2043 (iii) the center's participation is necessary to the success of the enterprise because funding  
2044 for the enterprise is unavailable in the traditional capital markets or contingent upon matching

2045 funds or because funding has been offered on terms that would substantially hinder the success  
2046 of the enterprise;

2047 (iv) the enterprise has reasonable potential to create a substantial amount of primary  
2048 employment, as defined in section 1 of chapter 23G, in the commonwealth;

2049 (v) the enterprise's principals have made or are prepared to make a substantial financial  
2050 and time commitment to the enterprise; (vi) the securities to be purchased shall be qualified  
2051 securities;

2052 (vii) a reasonable possibility exists that the center shall, at a minimum, recoup its initial  
2053 investment;

2054 (viii) binding commitments have been made to the center by the enterprise for adequate  
2055 reporting of financial data to the center, which shall include a requirement for an annual or other  
2056 periodic audit of the books of the enterprise, and for such control on the part of the center as the  
2057 board shall consider prudent over the management of the enterprise to protect the investment of  
2058 the center, including the board's right to access, without limitation, financial and other records of  
2059 the enterprise; and

2060 (ix) a reasonable effort has been made to find a professional investor to invest in the  
2061 enterprise and such effort was unsuccessful.

2062 (e) The center shall not make a qualified investment pursuant subsection (c) unless:

2063 (i) the investment has been approved by a majority vote of the board;

2064 (ii) the recipient is a certified life sciences company pursuant to section 5 or a project or  
2065 initiative listed in subsection (d);

2066 (iii) the center finds, to the extent possible, that a definite benefit to the commonwealth's  
2067 economy may reasonably be expected from the qualified investment; provided, however, that in  
2068 evaluating a request or application for investment under this subsection, the center shall consider:

2069 (A) the appropriateness of the project;

2070 (B) whether the project has significant potential to expand employment in the  
2071 commonwealth;

2072 (C) the project's potential to enhance technological advancements;

2073 (D) the project's potential to lead to a breakthrough medical treatment for a particular  
2074 disease or medical condition;

2075 (E) the project's potential for leveraging additional funding or attracting resources to the  
2076 commonwealth;

2077 (F) the project's potential to promote manufacturing in the commonwealth; and

2078 (G) evidence of potential royalty income and contractual means to recapture such income  
2079 for the purposes of this chapter, as the center considers appropriate;

2080 (iv) to the extent the investment is a capital investment made pursuant to clause (viii) of  
2081 subsection (c), the investment has been approved by the secretary of administration and finance  
2082 upon request of the center; provided, however, that such request shall be submitted to the  
2083 secretary in writing and shall include, but not be limited to:

2084 (A) a description of the project or program to be funded;

2085 (B) the economic benefits to the commonwealth that can reasonably be expected from the  
2086 project or program;

2087 (C) a copy of the proposed contract or other document executing the transaction between  
2088 the center and the recipient of the funds;

2089 (D) a description of the contractual or other legal remedies available to the center upon  
2090 non-performance of the contract or other document executing the transaction by the recipient  
2091 including, but not limited to, any provisions for restitution or reimbursement of the funds  
2092 granted, loaned or otherwise invested in or with the recipient; and

2093 (E) any other information as the secretary may determine; and

2094 (v) the investment conforms with the rules approved by the board; provided, however,  
2095 that the rules shall set the terms and conditions for investments that shall constitute qualified  
2096 investments including, but not limited to, loans, guarantees, loan insurance or reinsurance, equity  
2097 investments, grants awarded pursuant to clause (iii) of subsection (c), other financing or credit  
2098 enhancing devices, as established by the center directly, on its own behalf or in conjunction with  
2099 other public instrumentalities, private institutions or the federal government; provided further,  
2100 that said rules shall provide that qualified investments made pursuant to clauses (i) and (ii) of  
2101 said subsection (c) shall involve a transaction with the participation of at least 1 at-risk private  
2102 party; provided further, that the rules shall establish the terms, procedures, standards and  
2103 conditions that the center shall utilize to identify qualified applications, process applications,  
2104 make investment determinations, safeguard the fund, advance the objective of increasing  
2105 employment opportunities, oversee the progress of qualified investments and secure the  
2106 participation of other public instrumentalities, private institutions or the federal government in

2107 such qualified investments; and provided further, that said rules shall provide for negotiated  
2108 intellectual property agreements between the center and a qualified investment recipient that  
2109 shall include the terms and conditions by which the fund's support may be reduced or withdrawn.

2110 (f) The center may solicit investments by private institutions or investors in the activities  
2111 of the fund and may reach agreements with such private institutions or investors regarding the  
2112 terms of any such investments including, but not limited to, the rights of such investors to  
2113 participate in the income or appropriation of the fund. To further the objective of securing  
2114 investments by private institutions or investors in the activities of the fund, the center may  
2115 develop a proposal creating a separate investment entity, which shall permit the commingling of  
2116 the fund's resources with maximum participation by such private institutions or investors in a  
2117 manner consistent with the public purpose of the fund and under the terms and conditions  
2118 established to protect and preserve the assets of the fund.

2119 (g) Copies of the approved rules, and any modifications, shall be submitted to the clerks  
2120 of the senate and house of representatives, the house and senate committees on ways and means  
2121 and the joint committee on economic development and emerging technologies.

2122 (h) Qualified investment transactions made by the center pursuant to this section shall  
2123 not, except as specified in this chapter, be subject to chapter 175, shall be payable solely from the  
2124 fund and shall not constitute a debt or pledge of the full faith and credit of the commonwealth,  
2125 the center or any subdivision of the commonwealth.

2126 (i) The center shall not make an expenditure from or a commitment of the assets of the  
2127 fund including, but not limited to, the making of qualified investments secured by the fund, if

2128 following the making of said qualified investment, the amount of the fund shall be less than the  
2129 minimum requirement established by the board.

2130 SECTION 71. Subsection (a) of section 7 of said chapter 23I, as so appearing, is hereby  
2131 amended by adding the following sentence:- The center may, in its discretion, transfer funds  
2132 from the Life Sciences Breakthrough Fund established in section 6 to the Dr. Craig C. Mello  
2133 Small Business Equity Investment Fund to implement this section.

2134 SECTION 72. Subsection (a) of section 8 of said chapter 23I, as so appearing, is hereby  
2135 amended by adding the following sentence:- The center may, in its discretion, transfer funds  
2136 from the Life Sciences Breakthrough Fund established in section 6 to the Dr. Judah Folkman  
2137 Higher Education Grant Fund to advance the purposes of this section.

2138 SECTION 73. Sections 9, 10 and 12 of said chapter 23I are hereby repealed.

2139 SECTION 74. Section 15 of said chapter 23I, as appearing in the 2022 Official Edition, is  
2140 hereby amended by striking out, in line 18, the words “October 1” and inserting in place thereof  
2141 the following words:- December 31.

2142 SECTION 75. Section 1 of chapter 23J of the General Laws, as so appearing, is hereby  
2143 amended by inserting after the definition of “Center” the following definition:-

2144 “Certified climatetech company”, a climatetech company that has been certified by the  
2145 center for participation in the climatetech industry tax incentive program established in section  
2146 16.

2147 SECTION 76. Section 1 of said chapter 23J, as so appearing, is hereby amended by  
2148 inserting after the definition of “Clean energy research” the following 3 definitions:-

2149 “Climatetech”, clean energy and any other advanced and applied technologies that  
2150 contribute to the decarbonization of the economy, reduce and mitigate greenhouse gas emissions  
2151 or mitigate the impacts of climate change through adaptation, resiliency and environmental  
2152 sustainability.

2153 “Climatetech company”, a business corporation, partnership, firm, unincorporated  
2154 association or other entity engaged in research, development, innovation, manufacturing,  
2155 deployment or commercialization of climatetech technologies in the commonwealth and any  
2156 affiliate thereof, which is, or the members of which are, subject to taxation under chapter 62, 63,  
2157 64H or 64I.

2158 “Climatetech research”, clean energy research and other advanced and applied research in  
2159 new climatetech technologies.

2160 SECTION 77. Section 2 of said chapter 23J is hereby amended by striking out, in lines  
2161 16, 17, 23, 24, 25 and 26, 30, 36, 39, 54, 55, 88 and 89, 90 and 102, as so appearing, the words  
2162 “clean energy” and inserting in place thereof, in each instance, the following word:- climatetech.

2163 SECTION 78. Said section 2 of said chapter 23J is hereby further amended by striking  
2164 out, in line 32, as so appearing, the word “clean” and inserting in place thereof the following  
2165 word:- climatetech.

2166 SECTION 79. Section 3 of said chapter 23J, as so appearing, is hereby amended by  
2167 striking out, in lines 14, 37, 72, 87, 90, 92, 109, 112, 113, 131 and 132, 136, 141, 169, 170 and  
2168 171, 177 and 179, the words “clean energy” and inserting in place thereof, in each instance, the  
2169 following word:- climatetech.

2170 SECTION 80. Said section 3 of said chapter 23J, as so appearing, is hereby further  
2171 amended by striking out, in lines 66 and 134, the words “Clean Energy” and inserting in place  
2172 thereof, in each instance, the following words:- Climatetech.

2173 SECTION 81. Section 5 of said chapter 23J, as so appearing, is hereby amended by  
2174 striking out, in lines 26 and 28, the words “clean energy” and inserting in place thereof, in each  
2175 instance, the following word:- climatetech.

2176 SECTION 82. Section 7 of said chapter 23J, as so appearing, is hereby amended by  
2177 striking out, in lines 2, 3 and 7, the words “clean energy” and inserting in place thereof, in each  
2178 instance, the following word:- climatetech.

2179 SECTION 83. Section 8 of said chapter 23J, as so appearing, is hereby amended by  
2180 striking out, in lines 10, 14, 32 and 34, the words “clean energy” and inserting in place thereof,  
2181 in each instance, the following word:- climatetech.

2182 SECTION 84. Section 9 of said chapter 23J, as so appearing, is hereby amended by  
2183 inserting after the word “energy”, in lines 24, 26, the first time it appears, 28, 29, 31, 32, 36, 41,  
2184 52, 54, 58,97, 105 and 134, each time it appears, the following words:- and climatetech.

2185 SECTION 85. Subsection (d) of said section 9 of said chapter 23J, as so appearing, is  
2186 hereby amended by striking out clauses (i) to (v), inclusive, and inserting in place thereof the  
2187 following 5 clauses:-

2188 (i) the growth of the renewable energy-provider and climatetech industry; (ii) the use of  
2189 renewable energy by electricity customers in the commonwealth; (iii) public education and  
2190 training regarding renewable energy and climatetech including, but not limited to, promoting

2191 programs and investments that lead to pathways toward economic self-sufficiency for low- and  
2192 moderate-income individuals and communities in the clean energy and climatetech industry; (iv)  
2193 product and market development; (v) pilot and demonstration projects and other activities  
2194 designed to increase the use and affordability of renewable energy and climatetech resources by  
2195 and for consumers in the commonwealth;

2196 SECTION 86. Said section 9 of said chapter 23J, as so appearing, is hereby further  
2197 amended by inserting after the word “projects”, in line 123, the following words:- ; provided,  
2198 however, that climatetech technologies eligible for assistance shall be consistent with the  
2199 definition of climatetech.

2200 SECTION 87. Section 9A of said chapter 23J is hereby amended by striking out, in line  
2201 24, as so appearing, the words “clean energy” and inserting in place thereof the following word:-  
2202 climatetech.

2203 SECTION 88. Subsection (b) of said section 9A of said chapter 23J, as so appearing, is  
2204 hereby amended by striking out clauses (11) and (12) and inserting in place thereof the following  
2205 4 clauses:-

2206 (11) provide funding for planning, technical and program support to enable a  
2207 municipality or group of municipalities with an approved municipal load aggregation plan  
2208 authorized pursuant to section 134 of chapter 164, or with approved aggregations authorized  
2209 pursuant to section 137 of said chapter 164 and other private aggregations with plans approved  
2210 by the center, to enter into a long-term contract to purchase electricity from an offshore wind  
2211 developer;

2212 (12) promote jobs and economic and workforce development through capital grants to  
2213 companies and governmental entities to of support and stimulate research and development,  
2214 innovation, manufacturing, commercialization and deployment of offshore wind in the  
2215 commonwealth;

2216 (13) provide for the necessary and reasonable administrative and personnel costs of the  
2217 center or of the executive office of energy and environmental affairs related to administering the  
2218 fund; and

2219 (14) otherwise further the public purposes of this section.

2220 SECTION 89. Said section 9A of said chapter 23J, as so appearing, is hereby further  
2221 amended by inserting after the word “energy”, in line 132, the following words:- , climatetech.

2222 SECTION 90. Section 10 of said chapter 23J, as so appearing, is hereby amended by  
2223 striking out, in lines 3 and 6, the words “clean energy” and inserting in place thereof, in each  
2224 instance, the following word:- climatetech.

2225 SECTION 91. Section 13 of said chapter 23J, as so appearing, is hereby amended by  
2226 striking out, in lines 1, 6, 7, 13, 14 and 15, 17, 18, 20, 23 and 24, 26, 33 and 34, 36 and 37, 42,  
2227 44, 49, 56, 64 and 75, the words “clean energy” and inserting in place thereof, in each instance,  
2228 the following word:- climatetech.

2229 SECTION 92. Section 15 of said chapter 23J, as so appearing, is hereby amended by  
2230 striking out, in lines 2 and 71, the words “Clean Energy” and inserting in place thereof, in each  
2231 instance, the following word:- Climatetech.

2232 SECTION 93. Said section 15 of said chapter 23J, as so appearing, is hereby further  
2233 amended by striking out, in lines 8, 18, 21, 22, 25, 30 and 31, 35 and 36, 38, 40, 42, 44 and 45,  
2234 and in line 47, the words “clean energy” and inserting in place thereof, in each instance, the  
2235 following word:- climatetech.

2236 SECTION 94. Subsection (b) of said section 15 of said chapter 23J, as so appearing, is  
2237 hereby amended by striking out clauses (ix) and (x) and inserting in place thereof the following 3  
2238 clauses:-

2239 (ix) supporting the long-term coexistence and sustainability of the fishing and climatetech  
2240 industries;

2241 (x) promoting jobs and economic and workforce development through capital grants to  
2242 companies and governmental entities to support and stimulate research and development,  
2243 innovation, manufacturing, commercialization and deployment of climatetech technologies in the  
2244 commonwealth; and

2245 (xi) providing for the necessary and reasonable administrative and personnel costs of the  
2246 center or of the executive office of energy and environmental affairs related to administering the  
2247 fund.

2248 SECTION 95. Said chapter 23J is hereby further amended by adding the following  
2249 section:-

2250 Section 16. (a) There shall be within the center a climatetech industry tax incentive  
2251 program that shall be administered by the center. The purpose of the program shall be to develop  
2252 and expand climatetech industry-related employment opportunities in the commonwealth and to

2253 promote climatetech-related economic development in the commonwealth by supporting and  
2254 stimulating research, development, innovation, manufacturing and deployment in the climatetech  
2255 sector. Certified climatetech companies shall be eligible for participation in the program.

2256 (b) The center may, upon a majority vote of the board, certify a company as a climatetech  
2257 company upon: (i) the timely receipt, as determined by the center, of a certification proposal  
2258 supported by independently verifiable information, signed under the pains and penalties of  
2259 perjury by a person expressly authorized to contract on behalf of the company and shall include,  
2260 but not be limited to, an estimate of the projected new state revenue the company expects to  
2261 generate during the period for which the company seeks certification together with a plan that  
2262 shall include, but not be limited to: (A) precise goals and objectives by which the company  
2263 proposes to achieve the projected new state revenue; (B) an estimate of the number of  
2264 permanent, full-time employees to be hired or retained; (C) an estimate of the year in which the  
2265 company expects to hire or retain the employees; (D) an estimate of the projected average  
2266 salaries of said employees; (E) an estimate of the projected taxable income pursuant to chapter  
2267 62 generated by those employees; (F) an estimate of the methods by which the company shall  
2268 obtain new employees and pursue a diverse workforce; and (G) if applicable, an estimate of the  
2269 company's planned capital investment in the commonwealth; and (ii) findings made by the  
2270 center, based on the certification proposal, documents submitted therewith and any additional  
2271 investigation by the center that shall be incorporated in its approval, that: (A) the company is  
2272 likely to contribute substantially to research, development, innovation, manufacturing,  
2273 commercialization or deployment of climatetech in the commonwealth; (B) the company has a  
2274 substantial likelihood of meeting all statutory requirements and any other criteria that the center  
2275 may prescribe including, but not limited to, criteria in the following areas: (1) leveraging

2276 additional funding or attracting additional resources to the commonwealth; (2) increasing  
2277 research, development, innovation, manufacturing, commercialization or deployment of climate  
2278 technologies within the commonwealth; and (3) creating employment in the commonwealth; and  
2279 (B) the company has a substantial likelihood of meeting its state revenue, employment growth  
2280 and applicable capital investment projections, as specified in the certification proposal, over the  
2281 period for which it receives benefits.

2282 (c)(1) Certification granted pursuant to subsection (b) shall be valid for 5 years starting  
2283 with the tax year in which certification is granted. Each certified climatetech company shall file  
2284 an annual report with the center certifying whether it has met the specific targets established in  
2285 the proposal pursuant to clause (i) of subsection (b) and, if not, detailing its progress towards  
2286 those targets.

2287 (2) The certification of a climatetech company may be revoked by the center after an  
2288 investigation by the center and a determination that the climatetech company is in material  
2289 noncompliance with its certification proposal; provided, however, that the center shall review  
2290 each certified climatetech company at least annually. Revocation shall take effect on the first day  
2291 of the tax year in which the center determines the certified climatetech company to be in material  
2292 noncompliance. The commissioner of revenue shall, as of the effective date of the revocation,  
2293 disallow any credits allowed by the original certification of tax benefits under this section. The  
2294 commissioner of revenue shall issue regulations to establish a process to recapture the value of  
2295 any credits allowed by the certification under this section. For the purposes of this paragraph,  
2296 “material noncompliance” shall mean the failure of a certified climatetech company to  
2297 substantially achieve the new state revenue, job growth and capital investment projections set

2298 forth in its certification proposal or any other act, omission or misrepresentation by the certified  
2299 climatetech company that frustrates the public purpose of the program.

2300 (3) Nothing in this subsection shall limit any legal remedies available to the  
2301 commonwealth against any certified climatetech company.

2302 (d) The center, in consultation with the department of revenue, may authorize incentives,  
2303 including those established in subsections (ee) and (ff) of section 6 of chapter 62, subsection (j)  
2304 of section 38M of chapter 63, sections 38OO, 38PP and 38QQ of said chapter 63, the second  
2305 paragraph of subsection (c) of section 42B of said chapter 63 and subsection (yy) of section 6 of  
2306 chapter 64H, which shall not exceed \$30,000,000 annually. The center, in consultation with the  
2307 department of revenue, may limit the incentives to a specific dollar amount or time duration or in  
2308 any other manner deemed appropriate by the department of revenue; provided, however, that the  
2309 department of revenue shall only allocate the incentives among certified climatetech companies.

2310 The center, in consultation with the department of revenue, shall provide an estimate to  
2311 the secretary of administration and finance of the tax cost of extending benefits to a proposed  
2312 project before certification, as approved by the commissioner of revenue, based on reasonable  
2313 projections of project activities and costs. Tax incentives shall not be available to a certified  
2314 climatetech company unless expressly granted by the secretary of administration and finance in  
2315 writing.

2316 Section 17. (a) There shall be a Clean Energy and Climate Action Trust Fund. The fund  
2317 shall be credited with: (i) any appropriations, bond proceeds or other money authorized by the  
2318 general court and specifically designated to be credited to the fund; (ii) federal grants or loans  
2319 directed to the fund; (iii) any gifts, grants and private donations; and (iv) interest earned on the

2320 assets of the funds. The fund shall be administered by the center and funds shall be expended for  
2321 the purpose of reducing emissions from the built environment with energy efficient retrofits and  
2322 upgrades. Any balance in the fund at the close of a fiscal year shall be available for expenditure  
2323 in subsequent fiscal years and shall not be transferred to any other fund or revert to the General  
2324 Fund.

2325 (b) Annually, not later than June 1, the executive director shall report on the activities of  
2326 the fund from the previous calendar year to the clerks of the senate and house of representatives,  
2327 the senate and house committees on ways and means, the joint committee on environment and  
2328 natural resources and the joint committee on housing.

2329 SECTION 96. Section 18 of chapter 23N of the General Laws is hereby amended by  
2330 striking out subsections (b) and (c) , as amended by section 137 of chapter 7 of the acts of 2023,  
2331 and inserting in place thereof the following 2 subsections:-

2332 (b) The fund shall be administered by the secretary of economic development. Money in  
2333 the fund shall be competitively granted: (I) pursuant to existing workforce development  
2334 programs that develop and strengthen workforce opportunities for low-income communities or  
2335 vulnerable youth and young adults, including providing opportunities and strategies to promote  
2336 stable employment and wage growth; or (ii) competitively granted to eligible recipients pursuant  
2337 to subsection (c).

2338 (c) Eligible grant recipients shall provide opportunities that: (i) target at-risk youth,  
2339 including resources to empower youth to succeed in the workforce; (ii) provide job skills  
2340 trainings, including programs offering trainings in multiple languages and areas for development,  
2341 including education and hands on skills; (iii) promote adult literacy, including strategies to

2342 master reading and writing and providing digital formats to increase accessibility; and (iv)  
2343 provide English language learning programs to promote access to the workforce; provided,  
2344 however, that as an alternative, eligible grant recipients may provide opportunities that: (A)  
2345 provide job skills trainings, including education and hands-on skills for individuals with  
2346 intellectual, developmental or physical disabilities; or (B) facilitate work permits, professional  
2347 credentialing or other workforce opportunities for non-citizens permanently residing under color  
2348 of law or otherwise lawfully present in the commonwealth. The secretary of economic  
2349 development shall establish criteria to evaluate applications for the grant program; provided,  
2350 however, that the criteria shall include, but not be limited to, at-risk populations; provided  
2351 further, that preference shall be given to eligible grant recipients providing opportunities for  
2352 individuals who at least 2 of the following: (i) are under 30 years of age; (ii) are a victim of  
2353 violence; (iii) are over 18 years of age and do not have a high school diploma; (iv) have been  
2354 convicted of a felony; (v) have been unemployed or have had a family income below 250 per  
2355 cent of the federal poverty level for not less than 6 months; (vi) live in a census tract where over  
2356 20 per cent of the populations fall below the federal poverty line; or (vii) have an intellectual,  
2357 developmental or physical disability.

2358 SECTION 97. Chapter 25A of the General Laws is hereby amended by inserting after  
2359 section 11F1/2 the following section:-

2360 Section 11F 2/3. (a) As used in this section, the following words shall have the following  
2361 meanings unless the context clearly requires otherwise:

2362 “Carbon intensity”, the quantity of lifecycle greenhouse gas emissions associated with a  
2363 unit of specific transportation fuel expressed in grams of carbon dioxide equivalent per  
2364 megajoule of transportation fuel.

2365 “Clean fuel”, transportation fuel with a carbon intensity level that is below the clean fuels  
2366 carbon intensity standard in a given year.

2367 “Credit”, a unit of measurement equal to 1 metric ton of carbon dioxide equivalent that  
2368 serves as a quantitative measure of the degree to which a fuel provider’s transportation fuel  
2369 volume is lower than the carbon intensity established by the clean fuel standard.

2370 "Credit generator", a transportation fuel provider of a clean fuel for use in the  
2371 commonwealth which, if the electricity is to be used as a transportation fuel, may include, but  
2372 shall not be limited to including, automakers, electric charging providers, electric utilities and  
2373 electric vehicle fleet operators.

2374 “Deficit”, a quantitative measure of the degree to which a fuel provider’s volume of  
2375 transportation fuel is greater than the carbon intensity than permissible according to the annual  
2376 clean fuel standard.

2377 “Full fuels lifecycle”, the aggregate of greenhouse gas emissions, including direct  
2378 emissions and significant indirect emissions including, but not limited to, significant emissions  
2379 from land use changes as determined by Argonne National Laboratory’s Greenhouse Gases,  
2380 Regulated Emissions, and Energy Use in Technologies model or subsequent prevailing standard.

2381 “Transportation fuel provider”, an entity that functions as an importer, blender, refiner,  
2382 producer or wholesale retailer of transportation fuels or as a retailer of a clean fuel.

2383 (b)(1) The department shall establish a clean fuel standard that: (i) reduces the aggregate  
2384 carbon intensity of transportation fuels by 80 per cent from 1990 levels by 2050; (ii) establishes a  
2385 mechanism for the generation and trading of credits at a market-based rate to offset carbon  
2386 deficits; and (iii) supports clean energy and accessible transportation projects in disadvantaged  
2387 communities.

2388 (2) The department shall establish an annual schedule to phase in implementation of the  
2389 clean fuel standard's carbon intensity reduction that considers the: (i) cost of compliance; (ii)  
2390 technologies available to fuel providers; and (iii) need to maintain fuel quality and availability;  
2391 provided, however, that the aggregate carbon intensity of a transportation fuel shall be measured  
2392 on a full fuels lifecycle basis; and provided further, that the full fuels lifecycle shall be assessed  
2393 annually.

2394 (c)(1) The clean fuel standard shall establish a mechanism that assigns credits to  
2395 transportation fuel providers whose fuel or fuels' carbon intensity is below the standards adopted  
2396 by the department and a market for the trading of credits at a market-based rate. Credits shall be  
2397 quantified based on the total emissions across the lifecycle of the provider's fuel or fuels and the  
2398 annual maximum allowable carbon emission intensity for that year; provided, however, that such  
2399 credits may be applied to future obligations or be traded on a market mechanism established by  
2400 the department to satisfy or offset compliance obligations of transportation fuel providers  
2401 incurring a deficit.

2402 (2) Fuel providers subject to the clean fuel standard shall comply by importing, blending,  
2403 refining or wholesaling transportation fuels with an average aggregate carbon intensity that is at  
2404 or below the standard as determined by the department or by purchasing credits to offset any

2405 aggregate deficit incurred from transportation fuels exceeding the average carbon intensity  
2406 standard for that year.

2407 (d) Public entities serving as credit generators including, but not limited to, utilities and  
2408 state agencies, shall invest or direct a percentage, as determined by the department, of the  
2409 entity's overall credit value to support clean energy and accessible transportation projects in  
2410 disadvantaged communities beyond existing local, federal and state incentives. The department  
2411 shall establish criteria for projects and goals in consultation with credit generators, communities,  
2412 community leaders and environmental justice advocates.

2413 (e) The clean fuel standard shall not apply to fuels for aviation, railroad locomotives,  
2414 military vehicles or interstate waterborne vessels to the extent such standards are preempted by  
2415 federal laws or regulations.

2416 (f) The department shall promulgate rules, regulations, plans, proposals, procedures and  
2417 administrative fees as necessary and appropriate to effectuate a clean fuel standard and credit  
2418 marketplace to ensure compliance with this section and offset the costs of implementation of the  
2419 clean fuel standard.

2420 SECTION 98. Chapter 29 of the General Laws is hereby amended inserting after section  
2421 2DDDDDD the following section:-

2422 Section 2EEEEEE. (a) There shall be established and set up on the books of the  
2423 commonwealth an Educator Diversity Fund. The commissioner of elementary and secondary  
2424 education shall administer the fund. The fund shall be credited with: (i) revenue from  
2425 appropriations or other money authorized by the general court and specifically designated to be  
2426 credited to the fund; (ii) interest earned on such revenues; and (iii) funds from public and private

2427 sources including, but not limited to, gifts, grants and donations. The commissioner shall expend  
2428 funds for the purposes of furthering the establishment of plans and programs to increase educator  
2429 diversity and professional development pertaining to evidence-based culturally responsive and  
2430 linguistically sustaining pedagogy and practices in the commonwealth. Amounts credited to the  
2431 fund shall not be subject to further appropriation and any money remaining in the fund at the end  
2432 of a fiscal year shall not revert to the General Fund. No expenditure made from the fund shall  
2433 cause the fund to be in deficit. Amounts received from private sources shall be approved by the  
2434 commissioner of elementary and secondary education and subject to review before being  
2435 deposited in the fund to ensure that pledged funds are not accompanied by conditions, explicit or  
2436 implicit, that may be detrimental to the implementation of plans and programs to increase  
2437 educator diversity or professional development pertaining to evidence-based culturally  
2438 responsive and linguistically sustaining pedagogy and practices. The review shall be made  
2439 publicly available on the department's website.

2440 (b) The commissioner shall establish a grant program for public school districts, charter  
2441 schools, nonprofits or community-based organizations and institutions of higher education.  
2442 Grants shall be provided for the following purposes: (i) to assist public school districts and  
2443 charter schools with the establishment of plans and programs to increase educator diversity,  
2444 including, but not limited to, the development of in-house teacher residency programs, pathways  
2445 focused on recruiting, developing, and supporting educators who are members of groups  
2446 underrepresented in the educator workforce, and other promising practices to increase the  
2447 recruitment and retention of diverse educators; (ii) for professional development and other  
2448 training for educators and other district and school staff pertaining to evidence-based culturally  
2449 responsive and linguistically sustaining pedagogy and practices; (iii) to assist public school

2450 districts and charter schools with the establishment of programs to incentivize diverse and highly  
2451 effective educators to work or continue working in districts and charter schools with high  
2452 concentrations of economically disadvantaged students or English learners; and (iv) to support  
2453 other evidence-based strategies to increase educator diversity and culturally responsive and  
2454 linguistically sustaining practices in public school districts and charter schools. The  
2455 commissioner shall utilize funding from the fund and may apply for federal, state or other  
2456 funding.

2457 (c) Annually, not later than December 1, the commissioner shall report to the clerks of  
2458 the senate and house of representatives, the joint committee on education and the senate and  
2459 house committees on ways and means on activity of the fund. The report shall include, but not be  
2460 limited to: (i) the source and amount of funds received; (ii) the amounts distributed and the  
2461 purpose of expenditures from the fund; (iii) grant recipients and the amount received by each  
2462 recipient; (iv) anticipated revenue and expenditure projections for the next year; (v) the number  
2463 of public school districts, charter schools, nonprofits or community-based organizations, and  
2464 institutions of higher education that applied for, but were not granted, funding; and (vi) the  
2465 impact of the grant program, including the expenditure of funds by grantees and an analysis of  
2466 the types of programs created by said funds. The report shall be publicly available on the  
2467 department's website.

2468 SECTION 99. Subsection (b) of section 29K of said chapter 29, as appearing in the 2022  
2469 Official Edition, is hereby amended by adding the following paragraph:-

2470 Notwithstanding any general or special law to the contrary, the board of directors of a  
2471 state authority may meet independently of management or in executive session to discuss matters  
2472 pertaining to said audit or compensation committees.

2473 SECTION 100. Section 1 of chapter 30B of the General Laws, as so appearing, is hereby  
2474 amended by adding the following subsection:-

2475 (g) Notwithstanding section 39M of chapter 30 or any other general or special law to the  
2476 contrary, a governmental body may procure: (i) broadband internet service; (ii) the design,  
2477 installation, maintenance and operation of fiber optic cables and other equipment to provide  
2478 broadband internet service to a public building; and (iii) the design, installation, maintenance and  
2479 operation of a wireless communication network for a public building or public land or any  
2480 combination thereof, in a single procurement conducted in accordance with section 5. Any such  
2481 fiber optic cables, wireless network equipment and other physical improvements designed,  
2482 installed, maintained and operated pursuant to such procurement shall be considered supplies.

2483 SECTION 101. Section 20 of chapter 31 of the General Laws, as so appearing, is hereby  
2484 amended by striking out, in line 10 and 11, the words “18 years” and inserting in place thereof  
2485 the following words:- criminal majority.

2486 SECTION 102. Section 24 of chapter 37 of the General Laws, as so appearing, is hereby  
2487 amended by striking out, in line 14, the words “18 years” and inserting in place thereof the  
2488 following words:- criminal majority.

2489 SECTION 103. Section 59 of chapter 40 of the General Laws, as so appearing, is hereby  
2490 amended by striking out, in lines 5 and 6, the words “and pursuant to regulations issued by the  
2491 economic assistance coordinating council established in section 3B of chapter 23A,”.

2492 SECTION 104. Said section 59 of said chapter 40, as so appearing, is hereby further  
2493 amended by striking out clause (i) and inserting in place thereof the following clause:-

2494 (i) includes a description of the parcels to be included in the agreement;.

2495 SECTION 105. Said section 59 of said chapter 40, as so appearing, is hereby further  
2496 amended by striking out, in line 30, the words “within such TIF area”.

2497 SECTION 106. Said section 59 of said chapter 40, as so appearing, is hereby further  
2498 amended by striking out, in lines 32 and 33, the words “as required by said regulations”.

2499 SECTION 107. Said section 59 of said chapter 40, as so appearing, is hereby further  
2500 amended by striking out clause (vii).

2501 SECTION 108. Said section 59 of said chapter 40, as so appearing, is hereby further  
2502 amended by striking out, in line 90, the figure “(viii)” and inserting in place thereof the following  
2503 figure:- (vii).

2504 SECTION 109. Said section 59 of said chapter 40, as so appearing, is hereby further  
2505 amended by striking out, in lines 91 and 92, the words “and the economic assistance  
2506 coordinating council”.

2507 SECTION 110. Section 6 of chapter 40A of the General Laws, as so appearing, is hereby  
2508 amended by striking out the second paragraph and inserting in place thereof the following  
2509 paragraph:-

2510 A zoning ordinance or by-law shall provide that construction or operations under a  
2511 building permit shall conform to any subsequent amendment of the ordinance or by-law unless  
2512 the use or construction is commenced not more than 12 months after the issuance of the permit

2513 and, in cases involving construction, unless such construction is continued through to completion  
2514 as continuously and expeditiously as is reasonable. Construction or operations under a special  
2515 permit issued pursuant to section 9, or site plan approval pursuant to the local ordinance or by-  
2516 law, shall conform to any subsequent amendment of the zoning ordinance or by-law or of any  
2517 other local land use regulations unless the use or construction is commenced within 3 years after  
2518 the issuance of the special permit or site plan approval and, in cases involving construction,  
2519 unless such construction is continued through to completion as continuously and expeditiously as  
2520 is reasonable. Construction involving the redevelopment of previously disturbed land shall be  
2521 deemed to have commenced upon substantial investment in site preparation or infrastructure  
2522 construction and construction of developments intended to proceed in phases shall proceed  
2523 expeditiously, but not continuously, among phases.

2524 SECTION 111. Section 4G of chapter 40J of the General Laws, as so appearing, is  
2525 hereby amended by inserting after the word “granted”, in line 21, the following words:- ;  
2526 provided further, that the University of Massachusetts may leverage funding sourced from an  
2527 agency to meet the match requirement.

2528 SECTION 112. Subsection (c) of section 6B of said chapter 40J, as amended by section  
2529 179 of chapter 7 of the acts of 2023, is hereby further amended by striking out the last sentence.

2530 SECTION 113. Chapter 40W of the General Laws is hereby repealed.

2531 SECTION 114. Section 98F of chapter 41 of the General Laws, as appearing in the 2022  
2532 Official Edition, is hereby amended by striking out, in line 22, the words “18 years of age” and  
2533 inserting in place thereof the following words:- the age of criminal majority.

2534 SECTION 115. Section 2 of chapter 43D of the General Laws, as so appearing, is hereby  
2535 amended by striking out the definition of “Interagency permitting board”.

2536 SECTION 116. Said section 2 of said chapter 43D, as so appearing, is hereby further  
2537 amended by striking out the definition of “Priority development site” and inserting in place  
2538 thereof the following 2 definitions:-

2539 “Permit regulatory office”, the permit regulator office in the executive office of economic  
2540 development established in section 3H of chapter 23A.

2541 “Priority development site”, a privately or publicly owned property that is: (i) eligible  
2542 under applicable zoning provisions, including special permits or other discretionary permits, for  
2543 the development or redevelopment of a building of not less than 50,000 square feet of gross floor  
2544 area in new or existing buildings or structures; and (ii) designated as a priority development site  
2545 by the permit regulatory office; provided, however, that several parcels or projects may be  
2546 included within a single priority development site.

2547 SECTION 117. Said chapter 43D is hereby further amended by striking out section 3, as  
2548 so appearing, and inserting in place thereof the following section:-

2549 (a) A governing body seeking designation of a priority development site shall file a  
2550 formal proposal with the permit regulatory office. If the proposal includes an intention to  
2551 develop housing within the priority development site, the governing body shall provide a copy of  
2552 the proposal to the secretary of housing and livable communities. The proposal shall include: (i)  
2553 a detailed description of the property; (ii) a good faith commitment to comply with this chapter;  
2554 (iii) a description of the uses that could be developed within the priority development site; and  
2555 (iv) such other information as the secretary shall, after consultation with the secretary of energy

2556 and environmental affairs, the secretary of housing and livable communities and the secretary of  
2557 transportation, require by regulation or guidelines .

2558 (b) The secretary shall by regulation or guidelines establish the criteria for designating  
2559 priority development sites. These criteria shall include a preference for areas that include at least  
2560 1 of the following: (i) underutilized buildings or facilities; (ii) adequate utilities for the types of  
2561 development anticipated to occur; (iii) convenient access to a public transit station; or (iv) areas  
2562 in which electric grid capacity can satisfy new all electric building. Priority development sites  
2563 shall not include areas containing highly sensitive natural resources or areas in which  
2564 development would be at significant risk from rising sea levels or other flood risk caused or  
2565 exacerbated by climate change.

2566 SECTION 118. Section 11 of said chapter 43D, as so appearing, is hereby amended by  
2567 striking out subsection (a) and inserting in place thereof the following subsection:-

2568 (a) Permits shall not transfer automatically to successors in title except as provided in a  
2569 local ordinance or by-law or in an applicable state law or regulation.

2570 SECTION 119. Said chapter 43D is hereby further amended by striking out section 12, as  
2571 so appearing, and inserting in place thereof the following section:-

2572 Section 12. A municipality containing a priority development site shall receive priority  
2573 consideration for: (i) grant programs administered by the executive office of economic  
2574 development; (ii) state resources for business development including, but not limited to, quasi-  
2575 public financing and training programs; (iii) brownfields remediation assistance administered by  
2576 the Massachusetts Development Finance Agency; and (iv) technical assistance provided by the  
2577 regional planning council. Such state financial or technical assistance shall be used to facilitate

2578 development within the priority development site. Priority consideration for such grants and  
2579 other financial assistance shall apply only to a municipality that is in compliance with the multi-  
2580 family zoning requirements under section 3A of chapter 40A, if applicable.

2581 SECTION 120. Section 13 of said chapter 43D is hereby repealed.

2582 SECTION 121. Section 1 of chapter 55 of the General Laws, as appearing in the 2022  
2583 Official Edition, is hereby amended by inserting after the definition of “Candidate’s committee”  
2584 the following definition:-

2585 “Childcare services”, care services provided to a candidate’s child or dependent child  
2586 including, but not limited to, baby-sitting services by an individual, nonprofit or for-profit  
2587 organizations that provide such services and any other costs directly related to such services that  
2588 occur as a result of campaign activities; provided, however, that expenses related to child-care  
2589 services shall not include payments to a family member, as defined in section 1 of chapter 50, of  
2590 a child, unless the family member owns, operates or is employed by a professional daycare or  
2591 babysitting service or a nonprofit or for-profit organization that provides childcare services and  
2592 the cost of the service is not greater than such family member would otherwise charge.

2593 SECTION 122. Section 6 of said chapter 55, as so appearing, is hereby amended by  
2594 inserting, after the word “to”, in line 64, the following words:- the provision of child-care  
2595 services,.

2596 SECTION 123. Chapter 61A of the General Laws is hereby amended by striking out  
2597 section 2, as so appearing, and inserting in place thereof the following section:-

2598           Section 2. Land shall be considered to be in horticultural use when primarily and directly  
2599 used in: (i) raising fruits, vegetables, berries, nuts and other foods for human consumption, feed  
2600 for animals, tobacco, flower, sod, trees, nursery or greenhouse products and ornamental plants  
2601 and shrubs for the purpose of selling such products or a product derived from such plants in the  
2602 regular course of business; (ii) raising forest products under a certified forest management plan,  
2603 approved by and subject to procedures established by the state forester, designed to improve the  
2604 quantity and quality of a continuous crop for the purpose of selling these products in the regular  
2605 course of business; or (iii) in a related manner which is incidental to those uses and represents a  
2606 customary and necessary use in raising such products and preparing them for market or the  
2607 products derived therefrom for market.

2608           SECTION 124. Section 6 of chapter 62 of the General Laws is hereby amended by  
2609 striking out, in line 149, as so appearing, the words “‘EDIP contract’ and ‘proposed project’” and  
2610 inserting in place thereof the following words:- “EDIP contract”, “proportion of compliance”,  
2611 “proposed project” and “refundable credit”.

2612           SECTION 125. Paragraph (3) of subsection (g) of said section 6 of said chapter 62 is  
2613 hereby amended by striking out the last sentence, as amended by section 215 of chapter 7 of the  
2614 acts of 2023, and inserting in place thereof the following 2 sentences:- The EACC shall provide  
2615 the commissioner with the documentation that the commissioner deems necessary to confirm  
2616 compliance with the annual cap, and the commissioner shall provide a report confirming  
2617 compliance to the secretary of administration and finance and the secretary of economic  
2618 development. Notwithstanding section 21 of chapter 62C, the department of revenue shall  
2619 provide the EACC with documentation confirming tax credits claimed under this subsection by  
2620 the owner or lessee of a certified project.

2621 SECTION 126. Paragraph (8) of said subsection (g) of said section 6 of said chapter 62,  
2622 as appearing in the 2022 Official Edition, is hereby amended by striking out the last sentence and  
2623 inserting in place thereof the following sentence:- The amount of credits subject to recapture  
2624 shall be equal to the taxpayer's proportion of compliance, as determined by the EACC as part of  
2625 its revocation process and reported to the taxpayer and the department of revenue at the time that  
2626 certification is revoked.

2627 SECTION 127. Said section 6 of said chapter 62 is hereby further amended by striking  
2628 out subsection (t), as amended by section 215 of chapter 7 of the acts of 2023.

2629 SECTION 128. Said section 6 of said chapter 62 is hereby further amended by striking  
2630 out, in line 1422, as appearing in the 2022 Official Edition, the figure "50" and inserting in place  
2631 thereof the following figure:- 10.

2632 SECTION 129. Said section 6 of said chapter 62 is hereby further amended by striking  
2633 out, in line 1468, as so appearing, the word "its" and inserting in place thereof the following  
2634 words:- the owner's.

2635 SECTION 130. Said section 6 of said chapter 62 is hereby further amended by striking  
2636 out, in line 1488, as so appearing, the words "owner's capital investment in" and inserting in  
2637 place thereof the following words:- total leasable square footage of.

2638 SECTION 131. Said section 6 of said chapter 62 is hereby further amended by striking  
2639 out, in lines 1489 and 1490, as so appearing, the words " , in the aggregate with other tenants at  
2640 the offshore wind facility, not less than 200" and inserting in place thereof the following words:-  
2641 not less than 50.

2642 SECTION 132. Said section 6 of said chapter 62, as most recently amended by section 23  
2643 of chapter 50 of the acts of 2023, is hereby further amended by adding the following 3  
2644 subsections:-

2645 (ee)(1) As used in this subsection, the following words shall have the following meanings  
2646 unless the context clearly requires otherwise:-

2647 “Capital investment”, expenses incurred for the site preparation and construction, repair,  
2648 renovation, improvement or equipping of a building, structure or facility or other improvements  
2649 to real property including, but not limited to, site-related utility and transportation infrastructure  
2650 improvements.

2651 “Center”, the Massachusetts clean energy technology center established in section 2 of  
2652 chapter 23J.

2653 “Certified climatetech company”, as defined in section 1 of chapter 23J.

2654 “Climatetech facility”, any building, complex of buildings or structural components of  
2655 buildings, including access infrastructure and machinery and equipment used in the research,  
2656 manufacturing, assembly, development, provision or administration of goods or services in the  
2657 climatetech sector.

2658 “Owner”, a taxpayer subject to tax under this chapter that: (i) holds title to a climatetech  
2659 facility; or (ii) ground leases the land underlying a climatetech facility for not less than 50 years.

2660 “Tenant”, a taxpayer subject to tax under this chapter that is a lessee in a climatetech  
2661 facility.

2662 (2) An owner or tenant, to the extent authorized by the climatetech tax incentive program  
2663 established in section 16 of chapter 23J, may take a refundable credit against the taxes imposed  
2664 by this chapter in an amount, as determined by the center, of not more than 50 per cent of the  
2665 owner's total capital investment in a climatetech facility. The total amount of tax credit awarded  
2666 pursuant to this section shall be distributed in equal parts over the 5 taxable years that correspond  
2667 with the period in which the owner or tenant is certified pursuant to said section 16 of said  
2668 chapter 23J.

2669 (3) An owner shall be eligible for a tax credit authorized under this subsection if the  
2670 owner demonstrates to the center that the: (i) owner is a certified climatetech company; (ii)  
2671 owner's total capital investment in the climatetech facility is not less than \$5,000,000; and (iii)  
2672 climatetech facility will employ not less than 50 new full-time employees by the fifth year of the  
2673 owner's certification period under section 16 of chapter 23J. Upon verification, the center shall  
2674 provide this information to the department of revenue for the purpose of administering the credit.

2675 (4) A tenant shall be eligible for a tax credit authorized under this subsection if the tenant  
2676 demonstrates to the center that the: (i) tenant is a certified climatetech company; (ii) owner has  
2677 made a total capital investment in the facility that is not less than \$5,000,000; (iii) tenant  
2678 occupies a leased area of the climatetech facility that represents not less than 25 per cent of the  
2679 total leasable square footage of the facility; and (iv) tenant will employ not less 13 full-time  
2680 employees by the fifth year of the tenant's certification period under section 16 of chapter 23J.  
2681 Upon verification, the center shall provide this information to the department of revenue for the  
2682 purpose of administering the credit. The amount of tax credits awarded under this subsection to a  
2683 tenant for a taxable year shall not exceed the tenant's total lease payments for occupancy of the  
2684 climatetech facility for the taxable year.

2685 (5) The department of revenue shall issue the refundable portion of the credit without  
2686 further appropriation and in accordance with the cumulative amount, including the current year  
2687 costs of incentives allowed in previous years, which shall not exceed \$30,000,000 annually as set  
2688 forth in subsection (d) of section 16 of chapter 23J.

2689 (6) The credit under this subsection shall be attributed on a pro rata basis to the owners,  
2690 partners or members of the legal entity entitled to the credit under this subsection and shall be  
2691 allowed as a credit against the tax due under this chapter from such owners, partners or members  
2692 in a manner determined by the commissioner.

2693 (7) The department of revenue shall promulgate such rules and regulations as necessary  
2694 to administer the credit established in this section.

2695 (ff)(1) A taxpayer, to the extent authorized by the climatetech tax incentive program  
2696 established in subsection (d) of section 16 of chapter 23J, may be allowed a refundable jobs  
2697 credit against the tax liability imposed in this chapter in an amount determined by the  
2698 Massachusetts clean energy technology center, in consultation with the department of revenue.

2699 (2) A taxpayer taking a credit under this subsection shall commit to the creation of not  
2700 less than 5 net new permanent full-time employees in the commonwealth.

2701 (3) A credit allowed under this subsection shall reduce the liability of the taxpayer under  
2702 this chapter for the taxable year. If a credit claimed under this subsection by a taxpayer exceeds  
2703 the taxpayer's liability as otherwise determined under this chapter for the taxable year, 90 per  
2704 cent of such excess credit, to the extent authorized by the climatetech tax incentive program,  
2705 shall be refundable to the taxpayer. Excess credit amounts shall not be carried forward to other  
2706 taxable years.

2707 (4) The department of revenue shall issue the refundable portion of the jobs credit  
2708 without further appropriation and in accordance with the cumulative amount, including the  
2709 current year costs of incentives allowed in previous years, which shall not exceed \$30,000,000  
2710 annually as set forth in subsection (d) of section 16 of chapter 23J.

2711 (5) The credit under this subsection shall be attributed on a pro rata basis to the owners,  
2712 partners or members of the legal entity entitled to the credit under this subsection and shall be  
2713 allowed as a credit against the tax due under this chapter from such owners, partners or members  
2714 in a manner to be determined by the commissioner.

2715 (gg)(1) An employer engaged in business within the commonwealth that is not a business  
2716 corporation subject to the excise under chapter 63 may be allowed a credit each taxable year  
2717 against the tax liability imposed by this chapter equal to \$5,000 or 50 per cent of the wages paid  
2718 to each net-new qualified intern employed in the taxable year, whichever is less. If a credit  
2719 allowed by this subsection exceeds the tax otherwise due under this chapter, 100 per cent of the  
2720 balance of such credit may, at the option of the taxpayer, be refunded to the taxpayer.

2721 (2) For an employer to be eligible for a credit under this subsection: (i) the intern shall be  
2722 enrolled in or a recent graduate of a public or private institution of higher education located  
2723 within the commonwealth; (ii) the intern shall have been employed as a qualified intern by the  
2724 employer for not less than 12 weeks in the taxable year for which the credit is claimed; and (iii)  
2725 the employer shall demonstrate that the total number of interns employed in the taxable year  
2726 exceeds the average number of interns employed by the taxpayer per year over the previous 3  
2727 years. An intern shall not be qualified if such intern is participating in another internship or

2728 apprenticeship program for which an employer has claimed a credit in the taxable year under this  
2729 subsection or chapter 63.

2730 (3) The total cumulative value of the credits authorized under this subsection and section  
2731 38RR of chapter 63 shall not exceed \$10,000,000 annually. An employer shall not claim more  
2732 than \$100,000 in credits under this subsection for any taxable year. A credit allowed under this  
2733 subsection shall not be transferable.

2734 (4) The credit under this subsection shall be attributed on a pro rata basis to the owners,  
2735 partners or members of the legal entity entitled to the credit under this subsection and shall be  
2736 allowed as a credit against the tax due under this chapter of such owners, partners or members, in  
2737 a manner determined by the commissioner.

2738 (5) The executive office of economic development, in consultation with the  
2739 commissioner, shall authorize, administer and determine eligibility for the tax credit pursuant to  
2740 this subsection and section 38RR of chapter 63 and shall allocate the credit in accordance with  
2741 the standards and requirements set forth in regulations promulgated under this subsection. The  
2742 secretary of economic development, in consultation with the commissioner, shall promulgate  
2743 regulations establishing an application process for the credit.

2744 (6) The secretary of economic development shall file an annual report with the house and  
2745 senate committees on ways and means, the joint committee on economic development and  
2746 emerging technologies and the joint committee on labor and workforce development identifying:  
2747 (i) total amount of tax credits claimed under this subsection and section 38RR of chapter 63; (ii)  
2748 the number of participating interns; and (iii) the number of participating employers; provided,  
2749 however, that in the fourth submission of the annual report, the secretary of economic

2750 development shall provide an assessment of the effectiveness of the credit offered under this  
2751 subsection and said section 38RR of said chapter 63 in achieving the goal of retaining graduating  
2752 talent in the commonwealth. Notwithstanding section 21 of chapter 62C, the department of  
2753 revenue may provide to the secretary of economic development de-identified, statistical tax  
2754 return information related to the tax filings of former participating interns for the 5 tax years  
2755 beginning after the conclusions of the internship to evaluate whether former interns are both  
2756 employed and domiciled in the commonwealth after the internship. Said information must be  
2757 shared in a manner that prevents the identification of particular tax returns.

2758 SECTION 133. Subsection (a) of section 31M of chapter 63 of the General Laws, as  
2759 appearing in the 2022 Official Edition, is hereby amended by striking out the definition of “Life  
2760 sciences” and inserting in place thereof the following definition:-

2761 “Life sciences,” advanced and applied sciences that expand the understanding of human  
2762 physiology and have the potential to lead to medical advances or therapeutic applications  
2763 including, but not limited to, agricultural biotechnology, biogenerics, bioinformatics, biomedical  
2764 engineering, biopharmaceuticals, biotechnology, biosecurity, life sciences related artificial  
2765 intelligence, chemical synthesis, chemistry technology, diagnostics, genomics, image analysis,  
2766 marine biology, marine technology, medical technology, medical devices, nanotechnology,  
2767 natural product pharmaceuticals, proteomics, regenerative and preventative medicine, RNA  
2768 interference, stem cell research and veterinary science.

2769 SECTION 134. Section 38M of said chapter 63, as so appearing, is hereby amended by  
2770 striking out, in lines 120 and 121, the words “and (ii) equipment for the National Aeronautics  
2771 and Space Administration” and inserting in place thereof the following words:-

2772 (ii) equipment for the federal National Aeronautics and Space Administration; and (iii)  
2773 medical countermeasures including, but not limited to, medicines and medical supplies that can  
2774 be used to diagnose, prevent or treat diseases related to chemical, biological, radiological or  
2775 nuclear threats, biologic products, vaccines, blood products, antibodies, antimicrobial or antiviral  
2776 drugs, diagnostic tests to identify threat agents and personal protective equipment.

2777 SECTION 135. Subsection (k) of said section 38M of said chapter 63, as so appearing, is  
2778 hereby amended by striking out the definition of “Life sciences” and inserting in place thereof  
2779 the following 3 definitions:-

2780 “Climatetech”, shall have the same meaning as ascribed to it in section 1 of chapter 23J.

2781 “Climatetech company”, shall have the same meaning as ascribed to it in section 1 of  
2782 chapter 23J.

2783 “Life sciences”, advanced and applied sciences that expand the understanding of human  
2784 physiology and have the potential to lead to medical advances or therapeutic applications  
2785 including, but not limited to, agricultural biotechnology, biogenerics, bioinformatics, biomedical  
2786 engineering, biopharmaceuticals, biotechnology, biosecurity, life sciences related artificial  
2787 intelligence, chemical synthesis, chemistry technology, diagnostics, genomics, image analysis,  
2788 marine biology, marine technology, medical technology, medical devices, nanotechnology,  
2789 natural product pharmaceuticals, proteomics, regenerative and preventative medicine, RNA  
2790 interference, stem cell research and veterinary science.

2791 SECTION 136. Said subsection (k) of said section 38M of said chapter 63, as so  
2792 appearing, is hereby further amended by striking out the definition of “Taxpayer” and inserting  
2793 in place thereof the following definition:-

2794           “Taxpayer”, a person, certified life sciences company or a certified climatetech company  
2795 subject to the taxes imposed by chapter 62, 63, 64H or 64I.

2796           SECTION 137. Said section 38M of said chapter 63, as so appearing, is hereby further  
2797 amended by inserting after the figure “23I”, in line 144, the following words:- or the climatetech  
2798 tax incentive program established in subsection (d) of section 16 of chapter 23J.

2799           SECTION 138. Section 38N of said chapter 63 is hereby amended by striking out  
2800 subsection (a), as so appearing, and inserting in place thereof the following subsection:-

2801           (a) As used in this section, “Certified project”, “EACC”, “EDIP contract”, “Proportion of  
2802 compliance” and “Refundable credit” shall have the same meanings as ascribed to them in  
2803 section 3A of chapter 23A.

2804           SECTION 139. Said section 38N of said chapter 63 is hereby further amended by striking  
2805 out, in line 27, as so appearing, the word “or”, the second time it appears, and inserting in place  
2806 thereof the following word:- of.

2807           SECTION 140. Said section 38N of said chapter 63 is hereby further amended by striking  
2808 out, in line 29, as so appearing, the word “or”, the second time it appears, and inserting in place  
2809 thereof the following word:- of.

2810           SECTION 141. The second paragraph of subsection (c) of said section 38N of said  
2811 chapter 63, as amended by section 229 of chapter 7 of the acts of 2023 , is hereby further  
2812 amended by adding the following sentence:- Notwithstanding section 21 of chapter 62C, the  
2813 department of revenue shall provide the EACC with documentation confirming credits claimed

2814 under this section by a corporation subject to tax under this chapter that is the controlling  
2815 business of a certified project, or an affiliate of a controlling business.

2816 SECTION 142. Said section 38N of said chapter 63 is hereby further amended by striking  
2817 out, in line 46, as appearing in the 2022 Official Edition, the words “31A or”.

2818 SECTION 143. Subsection (i) of said section 38N of said chapter 63, as so appearing, is  
2819 hereby amended by striking out the last sentence and inserting in place thereof the following  
2820 sentence:- The amount of credits subject to recapture shall be equal to the corporation’s  
2821 proportion of compliance as determined by the EACC as part of its revocation process and  
2822 reported to the corporation and the department of revenue at the time certification is revoked.

2823 SECTION 144. Subsection (a) of section 38U of said chapter 63, as so appearing, is  
2824 hereby amended by striking out the definition of “Life sciences” and inserting in place thereof  
2825 the following definition:-

2826 “Life sciences”, advanced and applied sciences that expand the understanding of human  
2827 physiology and have the potential to lead to medical advances or therapeutic applications  
2828 including, but not limited to, agricultural biotechnology, biogenerics, bioinformatics, biomedical  
2829 engineering, biopharmaceuticals, biotechnology, biosecurity, life sciences related artificial  
2830 intelligence, chemical synthesis, chemistry technology, diagnostics, genomics, image analysis,  
2831 marine biology, marine technology, medical technology, medical devices, nanotechnology,  
2832 natural product pharmaceuticals, proteomics, regenerative and preventative medicine, RNA  
2833 interference, stem cell research and veterinary science.

2834 SECTION 145. Section 38LL of said chapter 63, as so appearing, is hereby amended by  
2835 striking out, in line 9, the figure “50” and inserting in place thereof the following figure:- 10

2836 SECTION 146. Section 38MM of said chapter 63, as so appearing, is hereby amended by  
2837 striking out, in line 28, the word “its” and inserting in place thereof the following words:- the  
2838 owner’s.

2839 SECTION 147. Said section 38MM of said chapter 63, as so appearing, is hereby further  
2840 amended by striking out, in lines 47 and 48, the words “owner’s capital investment in” and  
2841 inserting in place thereof the following words:- total leasable square footage of.

2842 SECTION 148. Said section 38MM of said chapter 63, as so appearing, is hereby further  
2843 amended by striking out, in lines 48 to 50, inclusive, the words “, in the aggregate with other  
2844 tenants at the offshore wind facility, not less than 200” and inserting in place thereof the  
2845 following words:- not less than 50.

2846 SECTION 149. Said chapter 63 is hereby further amended by inserting after section  
2847 38MM the following 4 sections:-

2848 Section 3800. (a) As used in this section, the following words shall have the following  
2849 meanings unless the context clearly requires otherwise:

2850 “Capital investment”, expenses incurred for the site preparation and construction, repair,  
2851 renovation, improvement or equipping of a building, structure or facility or other improvements  
2852 to real property including, but not limited to, site-related utility and transportation infrastructure  
2853 improvements.

2854 “Center”, the Massachusetts clean energy technology center established in section 2 of  
2855 chapter 23J.

2856 “Certified climatetech company as defined in section 1 of chapter 23J.

2857 “Climatetech facility”, a building, complex of buildings or structural components of  
2858 buildings, including access infrastructure, and all machinery and equipment used in the research,  
2859 manufacturing, assembly, development, provision or administration of goods or services in the  
2860 climatetech sector.

2861 “Owner”, a taxpayer subject to tax under this chapter that: (i) is a corporation that holds  
2862 title to a climatetech facility; or (ii) ground leases the land underlying a climatetech facility for  
2863 not less than 50 years.

2864 “Tenant”, a taxpayer subject to tax under this chapter that is a lessee in a climatetech  
2865 facility.

2866 (b) An owner or tenant, to the extent authorized by the climatetech tax incentive program  
2867 established in section 16 of chapter 23J, may take a refundable credit against the taxes imposed  
2868 by this chapter in an amount, as determined by the center, of not more than 50 per cent of the  
2869 owner’s total capital investment in a climatetech facility. The total amount of tax credit awarded  
2870 pursuant to this section shall be distributed in equal parts over the 5 taxable years that correspond  
2871 to the period in which the owner or tenant is certified pursuant to said section 16 of said chapter  
2872 23J.

2873 (c) An owner shall be eligible for a tax credit under this section if the owner demonstrates  
2874 to the center that the: (i) owner is a certified climatetech company; (ii) owner's total capital  
2875 investment in the climatetech facility equals not less than \$5,000,000; and (iii) climatetech  
2876 facility will employ not less than 50 new full-time employees by the fifth year of the owner's  
2877 certification period under section 16 of chapter 23J. Upon verification, the center shall provide  
2878 this information to the department of revenue for the purpose of administering the credit.

2879 (d) A tenant shall be eligible for a tax credit under this section if the tenant demonstrates  
2880 to the center that the: (i) tenant is a certified climatetech company; (ii) owner's total capital  
2881 investment in the facility equals not less than \$5,000,000; (iii) tenant occupies a leased area of  
2882 the climatetech facility that represents not less than 25 per cent of the total leasable square  
2883 footage of the facility; and (iv) tenant shall employ not less 13 full-time employees by the fifth  
2884 year of the tenant's certification period under section 16 of chapter 23J. Upon verification, the  
2885 center shall provide this information to the department of revenue for the purpose of  
2886 administering the credit. The amount of tax credits awarded under this section to a tenant for a  
2887 taxable year shall not exceed the tenant's total lease payments for occupancy of the climatetech  
2888 facility for the taxable year.

2889 (e) The department of revenue shall issue the refundable portion of the credit without  
2890 further appropriation and in accordance with the cumulative amount, including the current year  
2891 costs of incentives allowed in previous years, which shall not exceed \$30,000,000 annually as set  
2892 forth in subsection (d) of section 16 of chapter 23J.

2893 (f) The department of revenue shall promulgate such rules and regulations as necessary to  
2894 administer the credit established in this section.

2895 Section 38PP. (a) A taxpayer may, to the extent authorized pursuant to the climatetech  
2896 tax incentive program established in section 16 of chapter 23J, be allowed a credit against its  
2897 excise due under this chapter equal to the sum of 10 per cent of the excess, if any, of the  
2898 qualified research expenses for the taxable year, over the base amount, and 15 per cent of the  
2899 basic research payments determined pursuant to section 41(e)(1)(A) of the Internal Revenue  
2900 Code; provided, that the terms "qualified research expenses", "base amount", "qualified

2901 organization base period amount", "basic research" and any other terms affecting the calculation  
2902 of the credit shall have the same meanings as defined in said section 41 of said Code unless the  
2903 context requires otherwise.

2904           In determining the amount of the credit allowable under this section, the commissioner of  
2905 revenue may aggregate the activities of all corporations that are members of a controlled group  
2906 of corporations as defined by 41(f)(1)(A) of the Internal Revenue Code and may aggregate the  
2907 activities of all entities, whether or not incorporated, that are under common control as defined in  
2908 section 41(f)(1)(B) of said Code.

2909           (b) For a qualified climatetech company, research and development costs, within the  
2910 meaning of section 41 of said Code, shall include, those qualified research expenditures that are  
2911 performed both inside and outside the commonwealth.

2912           (c) For purposes of section 30, the deduction from gross income that may be taken with  
2913 respect to any expenditures qualifying for a credit under said section 41 of the Internal Revenue  
2914 Code shall be based upon its cost less the credit allowable under this section; provided, however,  
2915 that section 280C(c) of said Code shall not apply.

2916           (d) The credit allowed hereunder for any taxable year shall not reduce the excise to less  
2917 than the amount due under subsection (b) of section 39, section 67 or any other general or special  
2918 law.

2919           (e) The credit allowed under this section shall be limited to 100 per cent of a  
2920 corporation's first \$25,000 of excise, as determined before the allowance of any credits, plus 75  
2921 per cent of the corporation's excise, as so determined in excess of \$25,000. The commissioner of  
2922 revenue shall promulgate regulations similar to those authorized under section 38(c)(2)(B) of the

2923 Internal Revenue Code for the purposes of apportioning the \$25,000 amount among members of  
2924 a controlled group. Nothing in this section shall alter section 32C as it affects other credits under  
2925 this chapter.

2926 (f) If a corporation files a combined return of income under section 32B, a credit  
2927 generated by an individual member corporation under this section shall first be applied against  
2928 the excise attributable to that company under section 39, subject to the limitations of subsections  
2929 (d) and (e). A member corporation with an excess research and development credit may apply its  
2930 excess credit against the excise of another group member if such other member corporation may  
2931 use additional credits under the limitations of said subsections (d) and (e). Unused and unexpired  
2932 credits generated by a member corporation shall be carried over from year to year by the  
2933 individual corporation that generated the credit and shall not be refundable. Nothing in this  
2934 section shall alter subsection (h) of section 31A.

2935 (g) A corporation entitled to a credit under this section for a taxable year may carry over  
2936 and apply to its excise for any of the next succeeding 15 taxable years that portion, as reduced  
2937 from year to year, of its credit which exceeds its excise for the taxable year. A corporation may  
2938 carry over and apply to its excise for any subsequent taxable year that portion, as reduced from  
2939 year to year, of those credits which were not allowed under subsection (f).

2940 (h) The commissioner of revenue shall promulgate regulations necessary to carry out this  
2941 section.

2942 Section 38QQ. (a) A taxpayer, to the extent authorized by the climatetech tax incentive  
2943 program established in subsection (d) of section 16 of chapter 23J, may be allowed a refundable  
2944 jobs credit against the tax liability imposed under this chapter in an amount determined by the

2945 Massachusetts clean energy technology center established in section 2 of said chapter 23J, in  
2946 consultation with the department of revenue.

2947 (b) A taxpayer taking a credit under this section shall commit to the creation of not less  
2948 than 5 net new permanent full-time employees in the commonwealth.

2949 (c) A credit allowed under this section shall reduce the liability of the taxpayer under this  
2950 chapter for the taxable year. If a credit claimed under this section by a taxpayer exceeds the  
2951 taxpayer's liability as otherwise determined under this chapter for the taxable year, 90 per cent of  
2952 such excess credit, to the extent authorized by the climatetech tax incentive program, shall be  
2953 refundable to the taxpayer. Excess credit amounts shall not be carried forward to other taxable  
2954 years.

2955 (d) The department of revenue shall issue the refundable portion of the jobs credit  
2956 without further appropriation and in accordance with the cumulative amount, including the  
2957 current year costs of incentives allowed in previous years, which shall not exceed \$30,000,000  
2958 annually as set forth in subsection (d) of section 16 of chapter 23J.

2959 Section 38RR. (a) A business corporation engaged in business in the commonwealth  
2960 shall be allowed a credit each taxable year against its excise due under this chapter in an amount  
2961 equal to \$5,000 or 50 per cent of the wages paid to each net-new qualified intern employed in the  
2962 taxable year, whichever is less. If a credit allowed by this section exceeds the tax otherwise due  
2963 under this chapter, 100 per cent of the balance of the credit may, at the option of the taxpayer, be  
2964 refunded to the taxpayer.

2965 (b) For an employer to be eligible for a credit under this section, the: (i) intern shall be  
2966 enrolled in or a recent graduate of a public or private institution of higher education located in

2967 the commonwealth; (ii) intern shall have been employed as a qualified intern by the employer for  
2968 not less than 12 weeks in the taxable year for which the credit is claimed; and (iii) employer shall  
2969 demonstrate that the total number of interns employed in the taxable year exceeds the average  
2970 number of interns employed by the taxpayer per year over the previous 3 taxable years. An intern  
2971 shall not be qualified if such intern is participating in another internship or apprenticeship  
2972 program for which an employer has claimed a credit in the taxable year under this chapter or  
2973 section 6 of chapter 62.

2974 (c) The total cumulative value of the credits authorized in this section and subsection (gg)  
2975 of section 6 of chapter 62 shall not exceed \$10,000,000 annually. An employer shall not claim  
2976 more than \$100,000 in credits under this section for any taxable year. A credit allowed under this  
2977 section shall not be transferable.

2978 (d) The executive office of economic development, in consultation with the  
2979 commissioner of revenue, shall authorize, administer and determine eligibility for the tax credit  
2980 pursuant to this section and subsection (gg) of section 6 chapter 62 and shall allocate the credit in  
2981 accordance with the standards and requirements set forth in regulations promulgated pursuant to  
2982 this section. The secretary of economic development, in consultation with the commissioner of  
2983 revenue, shall promulgate regulations establishing an application process for the credit.

2984 (e) The secretary of economic development shall annually file a report with the house and  
2985 senate committees on ways and means, the joint committee on economic development and  
2986 emerging technologies and the joint committee on labor and workforce development identifying  
2987 the: (i) total amount of tax credits claimed pursuant to this section and subsection (gg) of section  
2988 6 of chapter 62; (ii) number of participating interns; and (iii) number of participating employers.

2989 In the fourth submission of the annual report, the secretary of economic development shall also  
2990 provide an assessment of the effectiveness of the credit offered under this section and under said  
2991 subsection (gg) of said section 6 of said chapter 62 in achieving the goal of retaining graduating  
2992 talent in the commonwealth. Notwithstanding section 21 of chapter 62C, the department of  
2993 revenue may provide to the secretary of economic development de-identified, statistical tax  
2994 return information related to the tax filings of former participating interns for the 5 tax years  
2995 beginning after the conclusion of the internships to evaluate whether former interns are both  
2996 employed and domiciled in the commonwealth after their internship. Such information shall be  
2997 shared in a manner that prevents the identification of particular tax returns.

2998 SECTION 150. Section 42B of said chapter 63, as appearing in the 2022 Official Edition,  
2999 is hereby amended by striking out, in lines 50 and 51, the words “, a certified life sciences” and  
3000 inserting in place thereof the following words:- or the climatetech tax incentive program  
3001 established in section 16 of chapter 23J, a certified.

3002 SECTION 151. Section 6 of chapter 64H of the General Laws, as so appearing, is hereby  
3003 amended by adding the following paragraph:-

3004 (yy)(1) Sales of tangible personal property purchased for a certified climatetech  
3005 company, to the extent authorized pursuant to the climatetech tax incentive program established  
3006 in section 16 of chapter 23J for use in connection with the construction, alteration, remodeling,  
3007 repair or remediation of research, development or manufacturing or other commercial facilities  
3008 used for the provisions of goods or services in the climatetech sector and utility support systems.

3009 (2) As used in this paragraph, the following words shall have the following meanings,  
3010 unless the context clearly requires otherwise:

3011 “Climatetech”, shall have the meaning ascribed to it in section 1 of chapter 23J.

3012 “Climatetech company”, shall have the same meaning ascribed to it in section 1 of  
3013 chapter 23J.

3014 “Utility support systems”, all areas of utility support systems including, but not limited  
3015 to, site, civil, mechanical, electrical and plumbing systems.

3016 SECTION 152. Section 1B of chapter 69 of the General Laws, as so appearing, is hereby  
3017 amended by adding the following paragraph:-

3018 The board shall promulgate regulations requiring that all approved programs for teachers  
3019 shall include instruction on the appropriate use of augmentative and alternative communication  
3020 and other assistive technologies. The board may require that individual professional development  
3021 plans required by section 38G of chapter 71 address the learning needs of students who are  
3022 nonverbal or have limited speech requiring augmentative and alternative communication.

3023 SECTION 153. Said chapter 69 is hereby further amended by inserting after section 36  
3024 the following section:-

3025 Section 37. (a) Notwithstanding any general or special law to the contrary, the  
3026 department shall set measurable educator diversity goals for the state and collect and publish a  
3027 report on statewide educator diversity data on the department’s website, which shall include such  
3028 goals. The data shall, include but not be limited to: (i) the hiring and retention of diverse  
3029 educators; (ii) the racial and ethnic demographics of educators who complete Massachusetts state  
3030 educator preparation programs; (iii) the racial and ethnic demographics of all persons applying  
3031 for and completing educator certification in the commonwealth; and (iv) teacher qualification

3032 data. Annually, not later than June 30, the department shall share the report required under this  
3033 section with the board of elementary and secondary education and the clerks of the senate and  
3034 house of representatives and the joint committee on education.

3035 (b) Public school districts and charter schools shall collect and report to the department  
3036 educator diversity data in a manner prescribed by the department; provided, however, that the  
3037 department shall utilize existing reporting mechanisms and schedules to collect educator  
3038 diversity data and outcomes.

3039 SECTION 154. The second paragraph of section 38G of chapter 71 of the General Laws,  
3040 as appearing in the 2022 Official Edition, is hereby amended by adding the following sentence:- .  
3041 The board shall ensure that the established requirements for such certificates provide necessary  
3042 accommodations for a person with a disability as required by all applicable state and federal  
3043 laws.

3044 SECTION 155. Said section 38G of said chapter 71, as so appearing, is hereby further  
3045 amended by inserting after the third paragraph the following paragraph:-

3046 The department of elementary and secondary education shall, in consultation with  
3047 relevant stakeholders, develop additional pathways for granting educator certification based on  
3048 the alternative assessment pilot authorized in 603 CMR 7.04(2)(f) that may be used to satisfy the  
3049 testing requirements of this section.

3050 SECTION 156. Said section 38G of said chapter 71, as so appearing, is hereby further  
3051 amended by inserting after the twenty-fourth paragraph the following paragraph:-

3052 In addition to the requirements of this section, the department shall incentivize all  
3053 educators and administrators to be trained in strategies related to evidence-based culturally  
3054 responsive and linguistically sustaining pedagogy and practices. The department may consider  
3055 incentives including, but not limited to, certification fee waivers, resources curated and published  
3056 by the department, professional development opportunities, grants and optional training during  
3057 the certification and recertification process.

3058 SECTION 157. Said chapter 71 is hereby further amended by inserting after section 38G  
3059  $\frac{1}{2}$  the following section:-

3060 Section 38G  $\frac{3}{4}$ . (a) To promote a diverse educator workforce, the department shall:

3061 (1) establish guidelines for plans to increase diversity among teaching, administration,  
3062 and staff positions in school districts as defined in section 2 of chapter 70 and charter schools, as  
3063 defined in section 89. The guidelines shall include, but not be limited to, recommended policies  
3064 designed to help districts and schools: (i) identify and eliminate discriminatory barriers to hiring  
3065 in a district or school; (ii) identify, recruit and hire employees who are members of groups  
3066 underrepresented in the educator workforce; (iii) develop, promote and retain employees who are  
3067 members of groups underrepresented in the educator workforce; and (iv) promote equal  
3068 opportunity in employment for educators; provided, however, that in developing such guidelines,  
3069 the department shall consult with relevant stakeholders, including experts and school leaders  
3070 from public school districts and charter schools that have experienced significant increases in  
3071 hiring and retaining diverse educators;

3072 (2) establish a process for reviewing plans based on clearly defined criteria; provided,  
3073 however, that a public school district or charter school shall amend any plan deemed not to

3074 conform with the requirements of this section; and provided further, that a public school district  
3075 or charter school shall be deemed to have satisfied the requirements of this section if it has  
3076 prioritized diversity in its 3-year plan required by section 1S of chapter 69 or in any other  
3077 strategic plan developed by the district; and

3078 (3) require approved educator preparation programs to implement plans to examine and  
3079 address barriers to equity in program enrollment and completion; provided, however, that the  
3080 plans shall be required as part of the educator preparation program approval process and the  
3081 department shall make each program's plan publicly available. The department shall establish  
3082 guidelines for educator preparation program plans.

3083 (b) The board of elementary and secondary education shall review progress on educator  
3084 diversity on a regular basis and may provide further recommendations to districts and schools  
3085 regarding educator diversity.

3086 SECTION 158. Said chapter 71 is hereby further amended by adding the following  
3087 section:-

3088 Section 100. (a) Public school districts and charter schools shall appoint or hire a  
3089 diversity, equity and inclusion officer or establish a diversity team. The role and responsibilities  
3090 of a diversity officer or team may be assigned to an existing school employee or existing school  
3091 entity. A diversity officer or team shall report directly to the superintendent of the school.  
3092 Diversity officers or teams shall coordinate their school district's compliance with the  
3093 requirements of this section and applicable federal and state laws.. Each school district and  
3094 charter school shall post information on its diversity officer or team on a publicly accessible  
3095 website.

3096 (b) Public school districts and charter schools shall establish a process for advising the  
3097 school committee or board of trustees on matters of diversity, equity and inclusion in the school  
3098 district or charter school which may include establishing an educator diversity council consisting  
3099 of educators, administrators, parents or caregivers and students and which shall meet regularly  
3100 with the superintendent or the diversity officer or teams and the school committee or board of  
3101 trustees. For such councils that are established, members shall, to the best ability of a school  
3102 district or charter school, represent a diversity of identities including, but not limited to race,  
3103 ethnicity, culture, immigration status, sex, gender, sexual orientation, religion, disability and  
3104 socioeconomic level. The school committee or board of trustees may appoint a member of the  
3105 committee to serve as an ex-officio member of the educator diversity council.

3106 (c) Pursuant to guidelines established by the Massachusetts commission against  
3107 discrimination, in consultation with the department, superintendents, school committee members,  
3108 boards of trustees members, district leaders, principals and school district employees shall attend  
3109 diversity and implicit bias training every 2 years; provided, however, that training completed  
3110 during certification or recertification pursuant to section 38G of chapter 71 shall satisfy this  
3111 requirement for the year in which the training was completed.

3112 SECTION 159. Section 18 of chapter 74 of the General Laws, as appearing in the 2022  
3113 Official Edition, is hereby amended by striking out the first paragraph and inserting in place  
3114 thereof the following paragraph:-

3115 The state department shall establish basic competency-based vocational-technical teacher  
3116 training standards which shall serve as the fundamental, pedagogical requirements for beginning  
3117 vocational-technical instructors. The department shall further require that all persons seeking to

3118 meet the department's requirements shall have successfully passed performance and written tests  
3119 in areas as determined by the board or shall have satisfied alternative measures of proficiency  
3120 established by the board and shall have successfully completed an approved seminar on teaching  
3121 skills and methods.

3122 SECTION 160. Section 2E of chapter 90 of the General Laws, as most recently amended  
3123 by chapter 28 of the acts of 2023, is hereby amended by adding the following subsection:

3124 (e) The registrar shall furnish, upon application, to an owner of a private passenger motor  
3125 vehicle distinctive registration plates that shall display on its face a design celebrating state  
3126 parks. Any such person who bears such plates shall be provided the same benefits as a parking  
3127 season pass holder. The design of the plate theme shall be determined by the department of  
3128 conservation and recreation, in consultation with and subject to the approval of the registrar.  
3129 There shall be a fee of not less than \$100 dollars for such plates in addition to the established  
3130 registration fee for private passenger motor vehicles and such fee shall be paid at the time of  
3131 registration of the vehicle and at each renewal thereof. The portion of the total fee remaining  
3132 after the deduction of costs directly attributable to the issuance of such plates shall be deposited  
3133 in the State Parks Preservation Trust Fund established in section 35DD of chapter 10.

3134 SECTION 161. Section 34A of said chapter 90, as appearing in the 2022 Official Edition,  
3135 is hereby amended by striking out, in line 102, the words “at least twenty thousand dollars” and  
3136 inserting in place thereof the following words:- not less than \$50,000.

3137 SECTION 162. Said section 34A of said chapter 90, as so appearing, is hereby further  
3138 amended by striking out, in lines 104 and 105, the words “at least forty thousand dollars” and  
3139 inserting in place thereof the words:- not less than \$100,000.

3140 SECTION 163. Section 34O of said chapter 90, as so appearing, is hereby amended by  
3141 striking out, in line 17, the words “five thousand dollars” and inserting in place thereof the  
3142 following figure:- \$30,000.

3143 SECTION 164. The General Laws are hereby amended by inserting after chapter 93L the  
3144 following chapter:-

3145 Chapter 93M

3146 Portable Wireless Device Repair Act

3147 Section 1. As used in this chapter, the following words shall have the following meanings  
3148 unless the context clearly requires otherwise:

3149 "Authorized repair provider", an individual or business who is unaffiliated with a  
3150 manufacturer and who has an arrangement with the manufacturer under which the manufacturer  
3151 grants to the individual or business a license to use a trade name, service mark or other  
3152 proprietary identifier for the purposes of offering the services of diagnosis, maintenance or repair  
3153 of portable wireless devices under the name of the manufacturer or other arrangement with the  
3154 manufacturer to offer such services on behalf of manufacturer; provided, however, that a  
3155 manufacturer who offers the services of diagnosis, maintenance or repair of portable wireless  
3156 devices manufactured by the manufacturer or on its behalf, or sold or otherwise supplied by the  
3157 manufacturer, and who does not do so exclusively through at least 1 arrangement as described  
3158 herein, shall be considered an authorized repair provider with respect to such equipment.

3159 "Documentation", a manual, diagram, reporting output, service code description,  
3160 schematic, security code or password or other information used in effecting the services of  
3161 diagnosis, maintenance or repair of portable wireless devices.

3162 "Fair and reasonable terms", costs and terms for obtaining a part, tool or documentation  
3163 that are equivalent to the most favorable costs and terms under which the manufacturer offers the  
3164 part, tool or documentation to an authorized repair provider accounting for any discount, rebate,  
3165 convenient and timely means of delivery, means of enabling fully restored and updated  
3166 functionality, rights of use or other incentive or preference the manufacturer offers to an  
3167 authorized repair provider or any additional cost, burden or impediment the manufacturer  
3168 imposes on an owner or independent repair provider; provided, however, that for documentation,  
3169 including any relevant updates, "fair and reasonable terms" shall mean at no charge, except that,  
3170 when the documentation is requested in physical printed form, a charge may be included for the  
3171 reasonable actual costs of preparing and sending the copy.

3172 "Independent repair provider", an individual or business operating in the commonwealth,  
3173 who does not have an arrangement as an authorized repair provider with a manufacturer and who  
3174 is not affiliated with any individual or business who has such an arrangement with the  
3175 manufacturer, that is engaged in the services of diagnosis, maintenance or repair of portable  
3176 wireless devices; provided, however, that "independent repair provider" shall include a  
3177 manufacturer or an individual or business who has an arrangement with that manufacturer, or  
3178 who is affiliated with an individual or business who has such an arrangement with that  
3179 manufacturer, that engages in the services of diagnosis, maintenance or repair of portable  
3180 wireless devices that is not manufactured by or on behalf of, or sold or otherwise supplied by,  
3181 that manufacturer.

3182 "Manufacturer", a business engaged in the business of selling, leasing or otherwise  
3183 supplying new portable wireless devices, or parts of equipment, manufactured by or on behalf of  
3184 itself, to any individual or business.

3185 "Owner", an individual or business who lawfully acquires a portable wireless device  
3186 purchased or used in the commonwealth.

3187 "Part", a replacement part, either new or used, made available by or to a manufacturer for  
3188 purposes of effecting the services of maintenance or repair of portable wireless devices  
3189 manufactured by or on behalf of, sold or otherwise supplied by the manufacturer.

3190 "Portable Wireless Device", a handheld product that includes a battery, microphone,  
3191 speaker and display designed to send and receive transmissions through a cellular radiotelephone  
3192 service.

3193 "Tool", a software program, hardware implement or other apparatus used for diagnosis,  
3194 maintenance or repair of portable wireless devices, including software or other mechanisms that  
3195 provision, program or pair a part, calibrate functionality or perform any other function required  
3196 to bring the product back to fully functional condition.

3197 "Trade secret", anything tangible or intangible or electronically stored or kept that  
3198 constitutes, represents, evidences or records intellectual property, including secret or  
3199 confidentially held designs, processes, procedures, formulas, inventions or improvements, secrets  
3200 of confidentially held scientific, technical, merchandising, production, financial, business or  
3201 management information or anything within the definition in 18 U.S.C. 1839(3).

3202           Section 2. Manufacturers of portable wireless devices or parts for such equipment,  
3203 manufactured by the manufacturer or on its behalf, or sold or otherwise supplied by the  
3204 manufacturer in the commonwealth shall make available to owners of such devices and to  
3205 independent repair providers, on fair and reasonable terms, documentation, parts and tools,  
3206 inclusive of any updates, for purposes of diagnosis, maintenance or repair of such devices.  
3207 Nothing in this section shall require a manufacturer to make available a part that is no longer  
3208 available to the manufacturer.

3209           Section 3. Manufacturers that sell any diagnostic, service or repair information to any  
3210 independent repair provider or any other third-party provider in a format that is standardized with  
3211 other manufacturers and on terms and conditions more favorable than the manner and the terms  
3212 and conditions pursuant to which an authorized repair provider obtains the same diagnostic,  
3213 service or repair information shall be prohibited from requiring any authorized repair provider to  
3214 continue purchasing diagnostic, service or repair information in a proprietary format unless such  
3215 proprietary format includes diagnostic, service or repair information or functionality that is not  
3216 available in such standardized format.

3217           Section 4. Nothing in this chapter shall require a manufacturer to divulge a trade secret,  
3218 except as necessary to provide documentation, parts and tools on fair and reasonable terms.

3219           Section 5. Nothing in this chapter shall require manufacturers or authorized repair  
3220 providers to provide an owner or independent repair provider access to non-diagnostic and non-  
3221 repair information provided by a manufacturer to an authorized repair provider pursuant to the  
3222 terms of an authorizing agreement.

3223           Section 6. (a) The attorney general may initiate an action to seek an injunction to restrain  
3224 any violations of this chapter and seek any relief authorized in chapter 93A.

3225           (b) Prior to initiating any action under this section against an individual or a business, the  
3226 attorney general shall provide the individual or business 30 days' written notice identifying the  
3227 specific provisions of this chapter the attorney general alleges have been or are being violated;  
3228 provided, however, that if within the 30-day period the individual or business cures the noticed  
3229 violation and provides the attorney general a written statement that the alleged violations have  
3230 been cured and that no such further violations shall occur, no action shall be initiated against the  
3231 individual or business. Written notice by the attorney general shall be delivered by certified mail  
3232 and by first-class mail with proof of mailing. If an individual or business continues to violate this  
3233 chapter following this cure period or breaches an express written statement provided to the  
3234 attorney general under this subsection, the attorney general may initiate an action pursuant to  
3235 subsection (a).

3236           Section 7. Nothing in this chapter shall apply to a device approved by the United States  
3237 Food and Drug Administration.

3238           SECTION 165. Section 32H of chapter 94C of the General Laws, as appearing in the  
3239 2022 Official Edition, is hereby amended by striking out, in lines 34 and 35, the words “, 18  
3240 years of age or older” and inserting in place thereof the following words:- who has attained the  
3241 age of criminal majority and has been.

3242           SECTION 166. Said section 32H of said chapter 94C, as so appearing, is hereby further  
3243 amended by striking out, in line 36, the figure “18” and inserting in place thereof the following  
3244 words:- the age of criminal majority.

3245 SECTION 167. Section 32M of said chapter 94C, as so appearing, is hereby amended by  
3246 striking out, in line 1, the word “eighteen” and inserting in place thereof the following words:-  
3247 criminal majority.

3248 SECTION 168. Said section 32M of said chapter 94C, as so appearing, is hereby further  
3249 amended by striking out, in line 6, the figure “18” and inserting in place thereof the following  
3250 words:- criminal majority.

3251 SECTION 169. Section 36 of said chapter 94C, as so appearing, is hereby amended by  
3252 striking out, in lines 6 and 7, the words “his eighteenth birthday” and inserting in place thereof  
3253 the following words:- the age of criminal majority.

3254 SECTION 170. Chapter 98 of the General Laws is hereby amended by adding the  
3255 following section:-

3256 Section 59. (a) For the purposes of this section, the following words shall have the  
3257 following meanings unless the context clearly requires otherwise:

3258 “Charger”, a device having at least 1 charging port and connector for charging electric  
3259 vehicles; provided, however, that “charger” shall also mean electric vehicle supply equipment.

3260 “Charging network provider”, an entity that operates a digital communication network  
3261 that remotely manages chargers which may include charging station operators and manufacture  
3262 chargers.

3263 “Charging station”, a charger or group of chargers and the area in the immediate vicinity  
3264 of such charger or group of chargers, which may include, at the discretion of the regulating  
3265 entity, supporting equipment, parking areas adjacent to the chargers and lanes for vehicle ingress

3266 and egress; provided, however, that a “charging station” may comprise only part of the property  
3267 on which it is located.

3268 “Charging station operator”, an entity that owns or provides chargers and supporting  
3269 equipment and facilities at charging stations and is responsible for the operation and maintenance  
3270 of the chargers and supporting equipment and facilities; provided, however, that such operator  
3271 may delegate responsibility for certain aspects of the charging station operation and maintenance  
3272 to subcontractors.

3273 “Connector”, a device that attaches an electric vehicle to a charging port to transfer  
3274 electricity; provided, however, that “connector” shall also mean a plug.

3275 “Direct current fast charger”, a charger that enables rapid charging by delivering direct-  
3276 current electricity directly to an electric vehicle’s battery.

3277 “Electric vehicle”, a battery-powered electric vehicle that is either a zero-emission  
3278 vehicle or a plug-in hybrid electric vehicle equipped with an on-board electrical energy storage  
3279 device that can be recharged from an external source of electricity and has the capability to run  
3280 on another fuel; provided, however, that “electric vehicle” shall not include a golf cart, electric  
3281 bicycle or other micromobility device.

3282 “Electric vehicle charging services”, the transfer of electric energy from an electric  
3283 vehicle charging station to a battery or other storage device in an electric vehicle and related  
3284 billing services, networking and operation and maintenance.

3285 “Electric vehicle supply equipment”, a device, including at least 1 charging port and  
3286 connector, for charging electric vehicles; provided, however, that “electric vehicle supply  
3287 equipment” shall also mean a charger.

3288 “Level 1”, a galvanically-connected electric vehicle supply equipment with a single-  
3289 phase input voltage nominally 120 volts alternating current and a maximum output current of not  
3290 more than 16 amperes alternating current.

3291 “Level 2”, a galvanically-connected electric vehicle supply equipment with a single-  
3292 phase input voltage range from 208 volts to 240 volts, inclusive, alternating current and a  
3293 maximum output current of not more than 80 amperes alternating current.

3294 “Public electric vehicle charging station”, an electric vehicle charging station located at a  
3295 publicly-available parking space.

3296 "Publicly-available parking space", a parking space that has been designated by a  
3297 property owner or lessee to be available to and accessible by the public and may include on-  
3298 street parking spaces and parking spaces in surface lots or parking garages; provided, however,  
3299 that “publicly-available parking space” shall not include a parking space that is part of or  
3300 associated with residential property containing not more than 4 dwelling units or that is reserved  
3301 for the exclusive use of an individual driver or vehicle or group of drivers or vehicles, including  
3302 employees, tenants, visitors, residents of a common interest development and residents of an  
3303 adjacent building.

3304 “Publicly-funded and available charging station", a public electric vehicle charging  
3305 station installed on or after January 1, 2025 that has received, or expects to receive, a grant, loan

3306 or other incentive from a federal or state government source or through a charge on ratepayers  
3307 and is located at a publicly available parking space.

3308 (b) The division of standards shall promulgate regulations to: (i) inventory the number  
3309 and location of charging stations; and (ii) ensure the accuracy of pricing and volumes of  
3310 electricity purchased at public electric vehicle charging stations; provided, however, that, with  
3311 respect to public electric vehicle charging stations, such regulations shall include setting  
3312 minimum requirements for the communication and display of pricing information; provided  
3313 further, that the division shall not prevent a charging station from operating due to an omission  
3314 or inability of the division to test, inspect, seal or inventory the charging station or otherwise  
3315 administer and enforce such regulations or, in the case of a public electric vehicle charging  
3316 station, due to an omission or inability to ensure the accuracy of pricing and volumes of  
3317 electricity purchased at, and information communicated by, such public electric vehicle charging  
3318 station.

3319 (c) Regulations promulgated pursuant to this section may vary by technology type, power  
3320 levels, number of chargers per site, site ownership and according to whether charging stations  
3321 and chargers are: (i) networked; (ii) level 1, level 2 or direct current fast chargers; or (iii) all-  
3322 inclusive mobile solar charging stations. Such regulations shall not apply to chargers or charging  
3323 stations installed at a residential property containing not more than 4 dwelling units. The  
3324 division may set standards for data formats that comply with electric vehicle charging industry  
3325 best practices and standards, as determined by the division.

3326 (d) Annually, not later than May 1, the division shall submit a report and accompanying  
3327 data with respect to the inventory required under subsections (b) and (c) and other findings made

3328 and activities undertaken pursuant to said subsections (b) and (c) to the joint committee on ways  
3329 and means, the joint committee on telecommunications, utilities and energy, the secretary of  
3330 energy and environmental affairs and the secretary of administration and finance.

3331 (e) In promulgating regulations under this section, the division may apply different  
3332 requirements to publicly-funded and available electric vehicle chargers and other charging  
3333 stations.

3334 SECTION 171. Chapter 100A of the General Laws is hereby amended by adding the  
3335 following section:-

3336 Section 15. There shall be within the division of insurance an auto body labor rate  
3337 advisory board to address any issues related to auto body labor rates. The advisory board shall  
3338 consist of: (i) 1 person appointed by the commissioner of insurance; (ii) 1 person appointed by  
3339 the attorney general; (iii) 1 person appointed by the director of standards; 3 persons selected  
3340 from the auto insurance industry by the Automobile Insurers Bureau of Massachusetts, 1 of  
3341 whom shall be chosen by the 3 persons to serve as co-chair; 3 persons selected from the auto  
3342 repair industry from different geographic regions of the commonwealth by the Alliance of  
3343 Automotive Service Providers of Massachusetts, Inc., 1 of whom shall be chosen by the 3  
3344 persons to serve as co-chair; 1 person selected by the Massachusetts State Automobile Dealers  
3345 Association, Inc; and 4 persons to be appointed by the co-chairs, 1 of whom shall be from  
3346 vocational-technical schools, 2 of whom shall be from a consumer advocacy group and 1 of  
3347 whom shall be an economist with expertise on the insurance industry.

3348 The advisory board shall meet not less than 2 times a year. The advisory board shall be  
3349 responsible for creating, implementing and overseeing an annual survey given to relevant auto

3350 body shops. The survey shall compile data pertaining to contracted hourly labor rates, posted  
3351 hourly labor rates, prevailing hourly labor rates and any additional information the advisory  
3352 board deems relevant. The advisory board shall collect industry data including, but not limited  
3353 to: (i) labor rates in neighboring states; (ii) auto body shop costs; (iii) total labor costs; (iv)  
3354 inflation data; (v) work force data; (vi) vocational-technical school trends; (vii) insurance  
3355 premiums; and (viii) any additional information as requested by the advisory board. The results  
3356 of the survey and the data collected shall be reviewed and analyzed by the advisory board  
3357 annually and the board shall make recommendations for a fair and equitable labor rate.

3358           Annually, not later than December 31, the advisory board shall file a report of its  
3359 findings, conclusions and any recommendations with the clerks of the senate and house of  
3360 representatives, the joint committee on financial services, the senate and house committees on  
3361 ways and means and the division of insurance.

3362           SECTION 172. Chapter 111 of the General Laws is hereby amended by striking out  
3363 section 27D, as appearing in the 2022 Official Edition, and inserting in place thereof the  
3364 following section:-

3365           Section 27D. (a) As used in this section, the following words shall have the following  
3366 meanings unless the context clearly requires otherwise:-

3367           “Board of health”, any body politic or political subdivision of the commonwealth that  
3368 acts as a board of health, public health commission or a health department for a municipality,  
3369 region or district including, but not limited to, municipal boards of health, regional health  
3370 districts established pursuant to section 27B and boards of health that share services pursuant to  
3371 section 4A of chapter 40.

3372 “Foundational capabilities”, cross-cutting skills and capacities needed to support basic  
3373 public health programs and other protections and activities including, but not limited to: (i)  
3374 assessment and surveillance; (ii) emergency preparedness and response; (iii) policy development;  
3375 (iv) communications; (v) community partnership development; (vi) organizational administrative  
3376 competences; (vii) data-driven interventions; or (viii) accountability and performance  
3377 management.

3378 “Foundational public health services”, a nationally recognized framework for a minimum  
3379 set of public health service, including, but not limited to, public health programs and  
3380 foundational capabilities.

3381 “Public health programs”, programs that include, but shall not be limited to: (i)  
3382 communicable disease control; (ii) public health nursing services; (iii) epidemiology; (iv) food  
3383 and water protection; (v) chronic disease and injury prevention; (vi) environmental public health;  
3384 (vii) maternal, child and family health; or (viii) access to and linkage with clinical care, where  
3385 applicable.

3386 (b) The department, in consultation with municipalities and other stakeholders, shall  
3387 establish a state action for public health excellence program to: (i) provide uniform access for  
3388 every resident to foundational public health services; provided, however, that foundational public  
3389 health services shall further equity, including for historically underrepresented communities; (ii)  
3390 assist boards of health in adopting practices to improve the efficiency and effectiveness of the  
3391 delivery of foundational public health services; (iii) develop a set of standards for foundational  
3392 public health services across the commonwealth; and (iv) promote and provide adequate  
3393 resources for boards of health that shall include, but shall not be limited to: (A) supporting

3394 boards of health to meet the standards established pursuant to clause (iii) and pursuant to  
3395 subsection (c) to improve municipal and regional health systems; (B) increasing cross-  
3396 jurisdictional sharing of public health programs to strengthen the service delivery capabilities of  
3397 municipal and regional public health systems; (C) improving planning and system accountability  
3398 of municipal and regional public health systems, including, but not limited to, statewide data  
3399 collection and reporting systems; (D) establishing workforce credentialing standards, including,  
3400 but not limited to, education and training standards for municipal and regional public health  
3401 officials and staff; and (E) expanding access to professional development, training and technical  
3402 assistance for municipal and regional public health officials and staff.

3403 (c) The standards for local foundational public health services developed pursuant to  
3404 clause (iii) of subsection (b) shall include, but not be limited to: (i) standards for inspections,  
3405 epidemiology and communicable disease investigation and reporting, permitting and other local  
3406 public health responsibilities as required by law or under regulations of the department or the  
3407 department of environmental protection; (ii) workforce education, training and credentialing  
3408 standards; and (iii) standards for contributing required data. The standards shall consider  
3409 applicable national standards and shall be developed in consultation with local boards of health,  
3410 public health organizations, academic experts in the field of public health and members of the  
3411 special commission on local and regional public health established in chapter 3 of the resolves of  
3412 2016.

3413 (d)(1) Subject to appropriation, boards of health shall implement and comply with the  
3414 standards developed pursuant to subsections (b) and (c), individually or through cross-  
3415 jurisdictional sharing of public health programs in the form of comprehensive public health  
3416 districts, formal shared services or other arrangements for sharing public health programs.

3417 (2) Annually, not later than August 31, boards of health shall submit a report to the  
3418 department shall include information demonstrating compliance with the standards pursuant to  
3419 subsections (b) and (c) during the preceding fiscal year.

3420 (e) Subject to appropriation, the department and the department of environmental  
3421 protection shall, according to each agency's jurisdiction and authority, provide comprehensive  
3422 core public health educational and training opportunities and technical assistance to municipal  
3423 and regional public health officials and staff to support such officials in obtaining credentials and  
3424 foundational capabilities required by the standards developed pursuant to subsections (b) and (c);  
3425 provided, however, that such educational and training opportunities and technical assistance shall  
3426 be offered in diverse geographic locations throughout the commonwealth or online. The  
3427 department and the department of environmental protection may contract with other state  
3428 agencies or external entities to provide said educational and training opportunities and technical  
3429 assistance and shall provide such training opportunities and technical assistance free of charge.

3430 (f)(1) Subject to appropriation, the department shall provide funds to boards of health to  
3431 implement and comply with the standards developed pursuant to subsections (b) and (c),  
3432 including through cross-jurisdictional sharing of public health programs in the form of  
3433 comprehensive public health districts, formal shared services and other arrangements for sharing  
3434 public health programs.

3435 (2) The funds under this subsection may be used to provide:

3436 (i) grants and technical assistance to municipalities that demonstrate limited operational  
3437 capacity to meet local public health responsibilities as required by law or regulations;

3438 (ii) competitive grants to increase the efficiency and effectiveness of the delivery of  
3439 public health programs across not less than 2 municipalities through:

3440 (A) expanding shared services arrangements to include more municipalities;

3441 (B) expanding shared services arrangements to provide a more comprehensive and  
3442 equitable set of public health programs or sustainable business model; or

3443 (C) supporting new cross-jurisdictional sharing arrangements; provided, however, that  
3444 grants provided pursuant to this clause shall supplement and shall not replace existing state,  
3445 local, private or federal funding to boards of health and regional health districts; provided  
3446 further, that boards of health shall apply for funds pursuant to this clause in a manner determined  
3447 by the department; provided further, that the application shall include, but not be limited to: (I) a  
3448 description of how the applicant will increase the efficiency and effectiveness in the delivery of  
3449 public health programs; (II) certification by the applicant that, at the time of the application, the  
3450 applicant meets or will use funding to meet workforce standards as determined by the  
3451 department; (III) certification that the applicant shall submit written documentation on the  
3452 implementation of systems to increase efficiency in providing local public health programs,  
3453 including data, to the department in a manner to be prescribed by the department; and (IV) the  
3454 applicant's plan for the long-term sustainability of strengthening local public health programs;  
3455 provided further, that the department shall adopt rules, regulations or guidelines for the  
3456 administration and enforcement of this clause including, but not limited to, establishing applicant  
3457 selection criteria, funding priorities, application forms and procedures, grant distribution and  
3458 other requirements; and provided further, that not less than 33 per cent of the grants awarded

3459 shall be distributed to municipalities with a median household income below the median income  
3460 of the commonwealth; and

3461 (iii) annual noncompetitive funding to ensure that all residents of the commonwealth are  
3462 provided with foundational public health services that meet or exceed the standards set pursuant  
3463 to this section; provided, however, that funds provided pursuant to this clause shall be distributed  
3464 based on the level of implementation of the standards established in this section and using a  
3465 formula based on population, level of cross-jurisdictional sharing and sociodemographic data;  
3466 provided further, that to receive funding pursuant to this clause, a board of health shall submit an  
3467 annual report to the department of public health and department of environmental protection that:  
3468 (A) demonstrates progress or implementation of the standards; and (B) confirms that funding  
3469 provided pursuant to this clause shall supplement and shall not replace existing state, local,  
3470 private or federal funding to boards of health and regional health districts; provided further, that  
3471 the report shall not require data that is otherwise reported to the department under subsection (d);  
3472 provided further, local governments shall be granted relief from the department for good cause,  
3473 including, but not limited to economic or fiscal hardship; and provided further, that data  
3474 demonstrating implementation and compliance with the standards shall be submitted in a form  
3475 prescribed by the department.

3476 (g) Subject to appropriation, the department shall develop a system to provide for  
3477 increased standardization, integration and unification of public health reporting and systems for  
3478 the measuring of standard responsibilities of boards of health including, but not limited to,  
3479 inspections, code enforcement, communicable disease management and local regulations. The  
3480 system shall be developed in coordination with the department of environmental protection. If  
3481 feasible and in compliance with state and federal privacy requirements, the data and an analysis

3482 of the data shall be available on the department’s website in a form that allows the public to  
3483 conduct further analysis; provided, however, that any such published data shall exclude personal  
3484 identifying information.

3485 (h) Annually, the department shall estimate the amount of funds necessary to meet the  
3486 requirements of this section for the upcoming fiscal year. The department shall report the  
3487 estimate to the secretary of administration and finance and the house and senate committees on  
3488 ways and means for the upcoming fiscal year in advance of the day assigned for submission of  
3489 the budget by the governor to the general court pursuant to section 7H of chapter 29 and shall  
3490 publish the estimate on the department’s website.

3491 (i) If an outbreak of a disease or health care situation important to the public health  
3492 occurs, as determined by the commissioner or the commissioner of environmental protection,  
3493 affecting more than 1 board of health, the department may coordinate the affected boards of  
3494 health, assemble and share data on affected residents and organize the public health response  
3495 within and across the affected communities.

3496 (j) Biennially, not later than December 1, in every even numbered year, the department,  
3497 in consultation with the department of environmental protection, shall submit a report detailing  
3498 the impact of the state action for public health excellence program established in subsection (b),  
3499 the status of the local public health programs and their ability to meet the requirements of this  
3500 section including, but not limited to: (i) the number of board of health and regional health district  
3501 officials and staff that meet workforce standards as determined by the department; (ii) the  
3502 number of boards of health and regional health district officials and staff that attended  
3503 educational and training opportunities; (iii) the number of boards of health and regional health

3504 districts that are in compliance with data reporting requirements of this section; and (iv) the  
3505 number of municipalities participating in regional public health collaborations. In preparing the  
3506 report, the department shall consult with the department of environmental protection. The report  
3507 shall be filed with the clerks of the house of representatives and the senate, the house and senate  
3508 committees on ways and means and the joint committee on public health and be publicly posted  
3509 on the websites of the department and the department of environmental protection.

3510 (k) Notwithstanding any general or special law to the contrary, if the commissioner, the  
3511 commissioner of environmental protection or their authorized representatives, determine that  
3512 failure to meet standards established in subsections (b) and (c) in a timeframe consistent with the  
3513 timeframe established in subsection (d), constitutes a threat to public health, they shall, in  
3514 writing, notify the appropriate board of health of such determination and request that the board of  
3515 health, in writing, notify the department of actions taken to effect appropriate protection. If the  
3516 commissioner is not so notified or, if after notification, the commissioner determines the such  
3517 actions are not sufficient to protect public health, the department may restrict future funding  
3518 provided under clause (iii) of subsection (f) and shall report these insufficiencies in its report  
3519 issued under subsection (j).

3520 (l) Nothing in this section shall limit the authority or responsibility of a board of health as  
3521 otherwise established pursuant to the General Laws including, but not limited to, section 127A.

3522 SECTION 173. Said chapter 111 is hereby amended by striking out section 243, as  
3523 appearing in the 2022 Official Edition, and inserting in place thereof the following section:-

3524 Section 243(a) As used in this section, the following words shall have the following  
3525 meanings unless the context clearly requires otherwise:

3526 “Parkinson’s disease”, a chronic and progressive neurologic disorder resulting from  
3527 deficiency of the neurotransmitter dopamine as the consequence of specific degenerative changes  
3528 in the area of the brain called the basal ganglia, characterized by tremor at rest, slow movements,  
3529 muscle rigidity, stooped posture and unsteady or shuffling gait.

3530 “Parkinsonisms”, related conditions that cause a combination of the movement  
3531 abnormalities seen in Parkinson's disease, including tremor at rest, slow movement, muscle  
3532 rigidity, impaired speech or muscle stiffness which often overlap with and can evolve from what  
3533 appears to be Parkinson’s disease; provided, however, that “Parkinsonisms” shall include, but  
3534 not be limited to: Multiple System Atrophy, Dementia with Lewy Bodies, Corticobasal  
3535 Degeneration and Progressive Supranuclear Palsy.

3536 (b) The department shall, subject to appropriation, establish a registry to record cases of  
3537 Parkinson’s and Parkinsonisms that occur in residents of the commonwealth and such  
3538 information concerning these cases as it shall deem necessary and appropriate in order to  
3539 determine the incidence and prevalence of such diseases.

3540 (c) The registry and system of collection and dissemination of information shall be under  
3541 the direction of the commissioner, who may enter into contracts, grants or other agreements as  
3542 are necessary for the conduct of the program.

3543 (d) All patients diagnosed with Parkinson’s disease or related Parkinsonisms shall be  
3544 provided a written and oral notice regarding the collection of information and patient data on  
3545 Parkinson’s disease and related Parkinsonisms. Patients who do not wish to participate in the  
3546 collection of data for purposes of research in this registry shall affirmatively opt out in writing  
3547 after an opportunity to review the documents and ask questions. No patient shall be required to

3548 participate in this registry and patients may change their data collection participation status at  
3549 any time by submitting a request in writing.

3550 (e) The department shall establish a system for the collection and dissemination of  
3551 information determining the incidence and prevalence of Parkinson's disease and related  
3552 Parkinsonisms as advised by the advisory committee. The department shall designate  
3553 Parkinson's disease and related Parkinsonisms as diseases required to be reported in the  
3554 commonwealth or any part of the commonwealth.

3555 All cases of Parkinson's disease and related Parkinsonisms diagnosed or treated in the  
3556 commonwealth shall be reported to the department; provided, however, that the mere incidence  
3557 of a patient with Parkinson's disease or a related Parkinsonism shall be the sole required  
3558 information for this registry for any patient who chooses not to participate. For the subset of  
3559 patients who choose not to participate, no further data shall be reported to the registry.

3560 The department may create, review and revise a list of data points required as part of  
3561 mandated Parkinson's disease reporting under this section. The list shall include, but not be  
3562 limited to, necessary triggering diagnostic conditions, consistent with the latest World Health  
3563 Organization's International Statistical Classification of Diseases and Related Health Problems  
3564 and resulting case data including, but not limited to, diagnosis, treatment and survival.

3565 The department may implement and administer this subsection through a bulletin or  
3566 similar instruction to providers without taking regulatory action.

3567 (f) The department shall provide notification of the mandatory reporting of Parkinson's  
3568 disease and Parkinsonism on its website and may also provide that information to professional

3569 associations representing physicians, nurse practitioners and hospitals not less than 90 days prior  
3570 to requiring information be reported.

3571 (g) Any hospital, facility, physician, surgeon, physician assistant or nurse practitioner  
3572 who diagnoses or is responsible for providing primary treatment to Parkinson's disease or  
3573 Parkinsonism patients shall report each case of Parkinson's disease and Parkinsonisms as  
3574 required by subsection (e) to the department in a format prescribed by the department. The  
3575 department may enter into data sharing contracts with data reporting entities and their associated  
3576 electronic medical record systems vendors to securely and confidentially receive information  
3577 related to Parkinson's disease testing, diagnosis and treatment.

3578 (h) The department may enter into agreements to furnish data collected in this registry to  
3579 other states' Parkinson's disease registries, federal Parkinson's disease control agencies, local  
3580 health officers or health researchers for the study of Parkinson's disease; provided, however, that  
3581 before confidential information is disclosed to those agencies, officers, researchers or out-of-  
3582 state registries, the requesting entity shall agree in writing to maintain the confidentiality of the  
3583 information and, in the case of researchers, shall:

3584 (i) obtain approval of their committee for the protection of human subjects established in  
3585 accordance with 45 C.F.R. 46; and

3586 (ii) provide documentation to the department that demonstrates to the department's  
3587 satisfaction that the entity has established the procedures and has the ability to maintain the  
3588 confidentiality of the information.

3589 (i) Except as otherwise provided in this section, all information collected pursuant to this  
3590 section shall be confidential . To ensure privacy, the department shall promulgate a coding  
3591 system that removes any identifying information about the patient.

3592 (j) Notwithstanding any general or special law to the contrary, a disclosure authorized by  
3593 this section shall include only the information necessary for the stated purpose of the requested  
3594 disclosure, used for the approved purpose and not be further disclosed.

3595 If the security of confidentiality has been documented, the furnishing of confidential  
3596 information to the department or its authorized representative in accordance with this section  
3597 shall not expose any person, agency or entity furnishing such information to liability and shall  
3598 not be considered a waiver of any privilege or a violation of a confidential relationship.

3599 (k) The department shall maintain an accurate record of all persons who are given access  
3600 to confidential information under this section. The record shall include: (i) the name of the  
3601 person authorizing access; (ii) the name, title, address and organizational affiliation of persons  
3602 given access; (iii) dates of access; and (iv) the specific purpose for which such confidential  
3603 information is to be used. The record of access shall be open to public inspection during normal  
3604 operating hours of the department.

3605 (l) Notwithstanding any general or special law to the contrary, confidential information  
3606 under this section shall not be available for subpoena and shall not be disclosed, subject to  
3607 discovery or compelled to be produced in any civil, criminal, administrative or other proceeding.  
3608 Such confidential information shall not be deemed admissible as evidence in any civil, criminal,  
3609 administrative or other tribunal or court for any reason.

3610 This subsection shall not prohibit the publication by the department of reports and  
3611 statistical compilations that do not identify individual cases or individual sources of information.

3612 Notwithstanding the restrictions in this subsection, the individual to whom the  
3613 information pertains shall have access to such information.

3614 (m) This section shall not preempt the authority of facilities or individuals providing  
3615 diagnostic or treatment services to patients with Parkinson’s disease or related Parkinsonisms to  
3616 maintain their own facility-based Parkinson’s disease or Parkinsonisms registries.

3617 (n) Annually, the department shall report to the house and senate committees on ways  
3618 and means and the joint committee on public health, a program summary update on the incidence  
3619 and prevalence of Parkinson’s and related Parkinsonisms in the commonwealth, delineated by  
3620 county, and including the number of records that have been included and reported into the  
3621 registry and demographic information such as patients, by age, gender and race. The report shall  
3622 be published in a downloadable format on the department’s webpage or on a designated  
3623 Massachusetts Parkinson’s Research Registry webpage.

3624 (o) The department shall create and maintain a webpage titled “An overview from the  
3625 Massachusetts Parkinson’s Research Registry” within the department’s public information  
3626 website to allow public access to information related to the registry, the yearly program summary  
3627 required in this section and any other relevant or helpful information related to the registry This  
3628 information may be published in any form deemed appropriate by the department.

3629 SECTION 174. Said chapter 111 is hereby further amended by adding the following  
3630 section:-

3631 Section 245. (a) As used in this section, the following words shall have the following  
3632 meanings unless the context clearly requires otherwise:

3633 “Smoke evacuation system”, smoke evacuators, laser plume evacuators or local exhaust  
3634 ventilators that effectively capture and neutralize surgical smoke at the site of origin and before  
3635 the smoke can make ocular contact or contact with the respiratory tract of the occupants of the  
3636 room.

3637 “Surgical smoke”, the by-product, including surgical plume, smoke plume, bio-aerosols,  
3638 laser-generated airborne contaminants and other lung-damaging dust, that results from contact  
3639 with tissue by an energy generating device.

3640 (b) All hospitals and freestanding ambulatory surgical centers licensed under this chapter  
3641 shall adopt policies to ensure the elimination of surgical smoke by use of a smoke evacuation  
3642 system for any procedure that generates surgical smoke from the use of energy-based devices  
3643 including, but not limited to, electrosurgery and lasers.

3644 (c) Any hospital or freestanding ambulatory surgical center that violates subsection (b)  
3645 shall be punished by a fine of not less than \$500 for each violation.

3646 SECTION 175. Chapter 112 of the General Laws is hereby amended by striking out  
3647 section 9, as appearing in the 2022 Official Edition, and inserting in place thereof the following  
3648 section:-

3649 Section 9. (a) An applicant for limited registration under this section may, upon payment  
3650 of a fee to be determined annually by the secretary of administration and finance under section

3651 3B of chapter 7, be registered by the board as an intern, fellow or medical officer for such time  
3652 as it may subscribe if the applicant furnishes to the board with satisfactory proof that:

3653 (i) the applicant is at least 18 years of age and of good moral character;

3654 (ii)(A) the applicant has creditably completed 2 years of a premedical course of study at  
3655 an accredited college or university and not less than 3½ years of study in a legally chartered  
3656 medical school in the United States or Canada having the power to grant degrees in medicine;

3657 (B) if not enrolled in or a graduate of a legally chartered medical school in the United States or  
3658 Canada, the applicant is the holder of a standard certificate granted after an examination by the  
3659 Education Council for Foreign Medical Graduates unless granted an exemption by the board; or

3660 (C) the applicant has completed a minimum of 2 years of premedical education at an accredited  
3661 college or university in the United States, Canada or Puerto Rico or, if the applicant has studied  
3662 medicine in a medical school outside the United States, Canada or Puerto Rico that is recognized  
3663 by the World Health Organization, has completed all the formal requirements for the degree  
3664 corresponding to doctor of medicine, except internship and social service and has completed 1  
3665 year of clinical clerkship approved by the liaison committee on medical education of the  
3666 American Medical Association;

3667 (iii) the applicant has been appointed as an intern, fellow or medical officer in: (A) a  
3668 hospital or other institution of the commonwealth or a county or municipality thereof; (B) a  
3669 hospital or clinic that is incorporated under the laws of the commonwealth; (C) a clinic that is  
3670 affiliated with a hospital licensed by the department of public health under section 71 of chapter  
3671 111; (D) an outpatient clinic operated by the department of mental health; (E) the department of  
3672 public health for duty in clinics or in programs operated or approved by the department of public

3673 health; or (F) programs approved by the board of registration in medicine and leading toward  
3674 certification by specialty boards recognized by the American Medical Association; or

3675 (iv) the applicant has applied to participate in the medical assistance program  
3676 administered by the secretary of health and human services under chapter 118E and Title XIX of  
3677 the Social Security Act and any federal demonstration or waiver relating to the medical  
3678 assistance program for the limited purpose of ordering and referring services covered under the  
3679 program if regulations governing such limited participation are promulgated under section 37 of  
3680 said chapter 118E.

3681 A person with a limited registration under this section may practice medicine only in: (i)  
3682 the hospital, institution, clinic or program designated on the applicant's certificate of limited  
3683 registration or outside such hospital, institution, clinic or program under the supervision of 1 of  
3684 its medical officers who is a duly registered physician for the treatment of persons accepted by  
3685 such hospital, institution, clinic or program as patients; or (ii) any hospital, institution, clinic or  
3686 program affiliated for training purposes with the hospital, institution, clinic or program  
3687 designated on the certificate, which affiliation shall be approved by the board and pursuant to  
3688 regulations established by the hospital, institution, clinic or program. The name of the hospital,  
3689 institution, clinic or program so affiliated and so approved shall be indicated on the certificate.  
3690 Limited registration under this section may be revoked at any time by the board.

3691 (b) Notwithstanding this section, an internationally-trained physician who has been  
3692 licensed or otherwise authorized to practice medicine in a country other than the United States  
3693 shall be eligible to apply for a limited license to practice medicine for a 1-year term after  
3694 satisfying the criteria in paragraph (2) of subsection (c); provided, however, that the 1-year

3695 limited license shall not be renewed more than once; and provided further, that such limited  
3696 registration shall provide a pathway for the issuance of a full unrestricted license to practice  
3697 medicine in accordance with, and upon satisfaction of, the criteria in paragraph (3) of said  
3698 subsection (c).

3699 (c)(1) For the purposes of this subsection, the following words shall have the following  
3700 meanings unless the context clearly requires otherwise:

3701 “Commission”, the Educational Commission for Foreign Medical Graduates.

3702 “Internationally-trained physician”, a physician who has received a degree of doctor of  
3703 medicine or its equivalent from a legally chartered medical school outside the United States and  
3704 recognized by the World Health Organization and who has been licensed or otherwise authorized  
3705 to practice medicine in a country other than the United States and who has practiced medicine for  
3706 at least 1 year.

3707 “Licensing exam”, the United States Medical Licensing Examination.

3708 “Participating healthcare facility”, a federally-qualified health center, community health  
3709 center, hospital or other healthcare facility approved by the board that provides an assessment  
3710 and evaluation program designed to develop, assess and evaluate an internationally-trained  
3711 physician’s nonclinical skills according to criteria developed or approved by the board; provided,  
3712 that participating healthcare facility shall provide medical care in a physician shortage area.

3713 “Physician shortage area”, a geographic region or population in the commonwealth  
3714 experiencing a shortage of physicians, especially primary care physicians or psychiatrists,  
3715 relative to population and need; provided, however, that the health care workforce center or its

3716 equivalent in the department of public health shall assist the board in determining the regions or  
3717 populations comprising a “physician shortage area”.

3718 (2) The board shall issue a limited license to an applicant if the participating facility and  
3719 the applicant submit evidence acceptable to the board that the applicant: (i) is an internationally-  
3720 trained physician; (ii) has a valid certificate issued by the commission or other credential  
3721 evaluation service approved by the board; provided, however, that the board may waive such  
3722 certification if the applicant is unable to obtain the required documentation from a  
3723 noncooperating country; (iii) has achieved a passing score on Step 1 and Step 2-Clinical  
3724 Knowledge of the Licensing Exam; (iv) has entered into an agreement with the participating  
3725 facility providing that the facility shall develop, assess and evaluate the applicant’s familiarity  
3726 with nonclinical skills and standards appropriate for medical practice in the commonwealth  
3727 according to assessment and evaluation criteria developed or approved by the board; (v) shall  
3728 enter a full-time full employment relationship with the participating facility after the board issues  
3729 a limited license to practice medicine to the applicant; and (vi) has satisfied other criteria that  
3730 may be developed by the board to implement this subsection.

3731 (3) An internationally-trained physician who provides the board with proof of: (i)  
3732 successful completion of the participating facility’s assessment and evaluation program; (ii) a  
3733 passing score on Step 3 of the Licensing Exam; and (iii) any additional prerequisites that the  
3734 board may require, may apply for a renewable 2-year restricted license to practice medicine only  
3735 in a physician shortage area; provided, however, that a 2-year restricted license shall not be  
3736 renewed more than once; and provided further, that any additional prerequisites for eligibility  
3737 shall not include post-graduate clinical training and that the restricted license shall authorize the  
3738 holder to practice independently in a primary care specialty, psychiatry or other specialty as may

3739 be approved by the board. After 2 years of restricted practice, the internationally-trained  
3740 physician may apply for a full, unrestricted license to practice medicine.

3741 SECTION 176. Said chapter 112 is hereby further amended by inserting after section 91  
3742 the following section:-

3743 Section 91A. (a) For the purposes of this section, “preceptor chiropractor” shall mean a  
3744 registered chiropractor authorized to practice chiropractic in the commonwealth who is: (i)  
3745 designated by an approved chiropractic school or college as an instructor; and (ii) the  
3746 chiropractor of record at the chiropractic facility to which a student extern is assigned.

3747 (b) An individual that is a current student enrolled in the final academic year at a  
3748 chiropractic school or college approved by the board may practice the full scope of chiropractic  
3749 as a student extern under the direct supervision of a preceptor chiropractor; provided, however,  
3750 that such student extern shall have: (i) completed all academic and clinical class requirements for  
3751 the degree of doctor of chiropractic from a chiropractic school or college approved by the board;  
3752 and (ii) passed not less than 3 of the 4 levels of the examinations administered by the National  
3753 Board of Chiropractic Examiners.

3754 (c) A student extern shall practice under the direct supervision and license of the  
3755 preceptor chiropractor and shall not sign legal documents generally signed by the preceptor  
3756 chiropractor. The board, in its discretion, may authorize a student extern to practice chiropractic  
3757 pursuant to this section at more than 1 chiropractic facility. An individual may be authorized by  
3758 the board to practice chiropractic as a student extern for not less than 4 weeks and not more than  
3759 16 weeks during the student’s final academic year.

3760 SECTION 177. Section 79 of said chapter 112, as appearing in the 2022 Official Edition,  
3761 is hereby amended by adding the following 2 sentences:- The board may assess a licensed nurse  
3762 a penalty of not more than \$2,000 for each violation of regulations promulgated pursuant to this  
3763 section and for each violation of any general law that governs the practice of nursing. The board,  
3764 through regulation, shall ensure that any fine levied is commensurate with the severity of the  
3765 violation.

3766 SECTION 178. The General Laws are hereby amended by inserting after chapter 112 the  
3767 following chapter:-

3768 Chapter 112A

3769 Nurse Licensure Compact

3770 Section 1. As used in this chapter, the following words shall have the following meanings  
3771 unless the context clearly requires otherwise:

3772 “Adverse action”, an administrative, civil, equitable or criminal action permitted by a  
3773 state’s laws which is imposed by a licensing board or other authority against a nurse, including  
3774 actions against an individual’s license or multistate licensure privilege such as revocation,  
3775 suspension, probation, monitoring of the licensee, limitation on the licensee’s practice or any  
3776 other encumbrance on licensure affecting a nurse’s authorization to practice, including issuance  
3777 of a cease and desist action.

3778 “Alternative program”, a non-disciplinary monitoring program approved by a licensing  
3779 board.

3780 “Compact” or “Nurse Licensure Compact”, the legally binding agreement between party  
3781 states as adopted by the National Council of State Boards of Nursing Nurse Licensure Compact  
3782 in its Final Version dated May 4, 2015, and entered into by the commonwealth in accordance  
3783 with this chapter.

3784 “Coordinated licensure information system”, an integrated process for collecting, storing  
3785 and sharing information on nurse licensure and enforcement activities related to nurse licensure  
3786 laws that is administered by a nonprofit organization composed of and controlled by licensing  
3787 boards.

3788 “Current significant investigative information”, (i) investigative information that a  
3789 licensing board, after a preliminary inquiry that includes notification and an opportunity for the  
3790 nurse to respond, if required by state law, has reason to believe is not groundless and, if proved  
3791 true, would indicate more than a minor infraction; or (ii) investigative information that indicates  
3792 that the nurse represents an immediate threat to public health and safety regardless of whether  
3793 the nurse has been notified and had an opportunity to respond.

3794 “Encumbrance”, a revocation or suspension of, or any limitation on, the full and  
3795 unrestricted practice of nursing imposed by a licensing board.

3796 “Home state”, the party state which is the nurse’s primary state of residence.

3797 “Interstate commission”, the Interstate Commission of Nurse Licensure Compact  
3798 Administrators as established in section 6 of this chapter.

3799 “Licensing board”, a party state’s regulatory body responsible for issuing nurse licenses.

3800 “Multistate license”, a license to practice as a registered nurse, a licensed practical or  
3801 vocational nurse issued by a home state licensing board that authorizes the licensed nurse to  
3802 practice in all party states under a multistate licensure privilege.

3803 “Multistate licensure privilege”, a legal authorization associated with a multistate license  
3804 permitting the practice of nursing as either a registered nurse, a licensed practical or vocational  
3805 nurse in a remote state.

3806 “Nurse”, a registered nurse, a licensed practical or vocational nurse, as those terms are  
3807 defined by each party state’s practice laws.

3808 “Party state”, the commonwealth and any other state that has adopted this compact.

3809 “Remote state”, a party state other than the home state.

3810 “Single-state license”, a nurse license issued by a party state that authorizes practice only  
3811 within the issuing state and does not include a multistate licensure privilege to practice in any  
3812 other party state.

3813 “State”, a state, territory or possession of the United States and the District of Columbia.

3814 “State practice laws”, a party state’s laws, rules and regulations that govern the practice  
3815 of nursing, define the scope of nursing practice and establish the methods and grounds for  
3816 imposing discipline; provided, however, that “State practice laws” do not include requirements  
3817 necessary to obtain and retain a license, except for qualifications or requirements of the home  
3818 state.

3819 Section 2. (a) A multistate license to practice as a nurse issued by a home state to a  
3820 resident in that state shall be recognized by each party state as authorizing a nurse to practice as a

3821 registered nurse, a licensed practical or vocational nurse under a multistate licensure privilege in  
3822 each party state.

3823 (b) A state shall implement procedures for considering the criminal history records of  
3824 applicants for initial multistate license or licensure by endorsement. Such procedures shall  
3825 include the submission of fingerprints or other biometric-based information by applicants for the  
3826 purpose of obtaining an applicant's criminal history record information from the Federal Bureau  
3827 of Investigation and the agency responsible for retaining that state's criminal records.

3828 (c) Each party state shall require the following for an applicant to obtain or retain a  
3829 multistate license in the home state:

3830 (i) the applicant shall meets the home state's qualifications for licensure or renewal of  
3831 licensure, as well as, all other applicable state laws;

3832 (ii) (A) the applicant shall have graduated or is eligible to graduate from a licensing  
3833 board-approved registered nurse or practical or vocational nurse pre-licensure education  
3834 program; or (B) has graduated from a foreign registered nurse or practical or vocational nurse  
3835 pre-licensure education program that: (1) has been approved by the authorized accrediting body  
3836 in the applicable country; and (2) has been verified by an independent credentials review agency  
3837 to be comparable to a licensing board-approved pre-licensure education program;

3838 (iii) if a graduate of a foreign pre-licensure education program not taught in English or if  
3839 English is not the individual's native language, the applicant shall have successfully passed an  
3840 English proficiency examination that includes the components of reading, speaking, writing and  
3841 listening;

3842 (iv) the applicant has successfully passed an NCLEX-RN® or NCLEX-PN®  
3843 Examination or recognized predecessor, as applicable;

3844 (v) the applicant is eligible for or holds an active, unencumbered license;

3845 (vi) the applicant has submitted, in connection with an application for initial licensure or  
3846 licensure by endorsement, fingerprints or other biometric data for the purpose of obtaining  
3847 criminal history record information from the Federal Bureau of Investigation and the agency  
3848 responsible for retaining that state's criminal records;

3849 (vii) the applicant has not been convicted or found guilty, or entered into an agreed  
3850 disposition, of a felony offense under applicable state or federal law;

3851 (viii) the applicant has not been convicted or found guilty, or entered into an agreed  
3852 disposition, of a misdemeanor offense related to the practice of nursing as determined on a case-  
3853 by-case basis;

3854 (ix) the applicant is not currently enrolled in an alternative program;

3855 (x) the applicant is subject to self-disclosure requirements regarding current participation  
3856 in an alternative program; and

3857 (xi) the applicant has a valid United States Social Security number.

3858 (d) All party states shall be authorized, in accordance with existing state due process law,  
3859 to take adverse action against a nurse's multistate licensure privilege such as revocation,  
3860 suspension, probation or any other action that affects a nurse's authorization to practice under a  
3861 multistate licensure privilege, including cease and desist actions. If a party state takes such  
3862 action, it shall promptly notify the administrator of the coordinated licensure information system.

3863 The administrator of the coordinated licensure information system shall promptly notify the  
3864 home state of any such actions by remote states.

3865 (e) A nurse practicing in a party state shall comply with the state practice laws of the state  
3866 in which the client is located at the time service is provided. The practice of nursing is not  
3867 limited to patient care, but shall include all nursing practice as defined by the state practice laws  
3868 of the party state in which the client is located. The practice of nursing in a party state under a  
3869 multistate licensure privilege will subject a nurse to the jurisdiction of the licensing board, the  
3870 courts and the laws of the party state in which the client is located at the time service is provided.

3871 (f) Individuals not residing in a party state shall continue to be able to apply for a party  
3872 state's single-state license as provided by the laws of each party state; provided, however, that  
3873 the single-state license granted to these individuals shall not be recognized as granting the  
3874 privilege to practice nursing in any other party state. Nothing in this compact shall affect the  
3875 requirements established by a party state for the issuance of a single-state license.

3876 (g) A nurse holding a home state multistate license on the effective date of this compact  
3877 in the commonwealth may retain and renew the multistate license issued by the nurse's then-  
3878 current home state; provided, however, that:

3879 (i) a nurse who changes primary state of residence after this compact's effective date in  
3880 the commonwealth shall meet all applicable requirements of this section to obtain a multistate  
3881 license from a new home state.

3882 (ii) a nurse who fails to satisfy the multistate licensure requirements of section of this  
3883 section due to a disqualifying event occurring after this compact's effective date in the  
3884 commonwealth shall not be eligible to retain or renew a multistate license and the nurse's

3885 multistate license shall be revoked or deactivated in accordance with applicable rules adopted by  
3886 the interstate commission.

3887           Section 3. (a) Upon application for a multistate license, the licensing board in the issuing  
3888 party state shall ascertain, through the coordinated licensure information system, whether the  
3889 applicant has ever held, or is the holder of, a license issued by any other state, whether there are  
3890 any encumbrances on any license or multistate licensure privilege held by the applicant, whether  
3891 any adverse action has been taken against any license or multistate licensure privilege held by  
3892 the applicant and whether the applicant is currently participating in an alternative program.

3893           (b) A nurse may hold a multistate license, issued by the home state, in only 1 party state  
3894 at a time.

3895           (c) If a nurse changes primary state of residence by moving between 2 party states, the  
3896 nurse shall apply for licensure in the new home state, and the multistate license issued by the  
3897 prior home state shall be deactivated in accordance with applicable rules adopted by the  
3898 interstate commission.

3899           (1) The nurse may apply for licensure in advance of a change in primary state of  
3900 residence.

3901           (2) A multistate license shall not be issued by the new home state until the nurse provides  
3902 satisfactory evidence of a change in primary state of residence to the new home state and  
3903 satisfies all applicable requirements to obtain a multistate license from the new home state.

3904 (d) If a nurse changes primary state of residence by moving from a party state to a non-  
3905 party state, the multistate license issued by the prior home state shall convert to a single-state  
3906 license and shall be valid only in the former home state.

3907 Section 4. (a) In addition to the other powers conferred by state law, a licensing board  
3908 may:

3909 (i) take adverse action against a nurse's multistate licensure privilege to practice within  
3910 that party state; provided however, that only the home state may to take adverse action against a  
3911 nurse's license issued by the home state; and provided further that for purposes of taking adverse  
3912 action, the home state licensing board shall give the same priority and effect to reported conduct  
3913 received from a remote state as it would if such conduct had occurred within the home state and  
3914 in so doing, the home state shall apply its own state laws to determine appropriate action;

3915 (ii) issue cease and desist orders or impose an encumbrance on a nurse's authority to  
3916 practice within that party state;

3917 (iii) complete any pending investigations of a nurse who changes primary state of  
3918 residence during the course of such investigations; provided however, that the licensing board  
3919 may take appropriate action and shall promptly report the conclusions of such investigations to  
3920 the administrator of the coordinated licensure information system; and provided further, that the  
3921 administrator of the coordinated licensure information system shall promptly notify the new  
3922 home state of any such actions;

3923 (iv) issue subpoenas for both hearings and investigations that require the attendance and  
3924 testimony of witnesses, as well as, the production of evidence; provided, however, that  
3925 subpoenas issued by a licensing board in a party state for the attendance and testimony of

3926 witnesses or for the production of evidence from another party state shall be enforced in the latter  
3927 state by any court of competent jurisdiction, according to the practice and procedures of that  
3928 court applicable to subpoenas issued in proceedings pending before it; and provided further that  
3929 the issuing authority shall pay any witness fees, travel expenses, mileage and other fees required  
3930 by the service statutes of the state in which the witnesses or evidence are located;

3931 (v) obtain and submit, for each nurse licensure applicant, fingerprint or other biometric-  
3932 based information to the Federal Bureau of Investigation for criminal background checks,  
3933 receive the results of the Federal Bureau of Investigation record search on criminal background  
3934 checks and use the results in making licensure decisions;

3935 (vi) if otherwise permitted by state law, recover from the affected nurse the costs of  
3936 investigations and disposition of cases resulting from any adverse action taken against that nurse;  
3937 and

3938 (vii) take adverse action based on the factual findings of the remote state; provided,  
3939 however, that the licensing board follows its own procedures for taking such adverse action.

3940 (b) If adverse action is taken by the home state against a nurse's multistate license, the  
3941 nurse's multistate licensure privilege to practice in all other party states shall be deactivated until  
3942 all encumbrances have been removed from the multistate license. All home state disciplinary  
3943 orders that impose adverse action against a nurse's multistate license shall include a statement  
3944 that the nurse's multistate licensure privilege is deactivated in all party states during the  
3945 pendency of the order.

3946 (c) Nothing in this compact shall override a party state's decision that participation in an  
3947 alternative program may be used in lieu of adverse action. The home state licensing board shall

3948 deactivate the multistate licensure privilege under the multistate license of any nurse for the  
3949 duration of the nurse's participation in an alternative program.

3950           Section 5. (a) All party states shall participate in a coordinated licensure information  
3951 system of all licensed registered nurses and licensed practical or vocational nurses. This system  
3952 will include information on the licensure and disciplinary history of each nurse, as submitted by  
3953 party states, to assist in the coordination of nurse licensure and enforcement efforts.

3954           (b) The interstate commission, in consultation with the administrator of the coordinated  
3955 licensure information system, shall formulate necessary and proper procedures for the  
3956 identification, collection and exchange of information under this compact.

3957           (c) All licensing boards shall promptly report to the coordinated licensure information  
3958 system any adverse actions against a nurse, any current significant investigative information,  
3959 denials of applications with the reasons for such denials and nurse participation in alternative  
3960 programs known to the licensing board regardless of whether such participation is deemed  
3961 nonpublic or confidential under state law.

3962           (d) Current significant investigative information and participation in nonpublic or  
3963 confidential alternative programs shall be transmitted through the coordinated licensure  
3964 information system only to party state licensing boards.

3965           (e) Notwithstanding any other provision of law, all party state licensing boards  
3966 contributing information to the coordinated licensure information system may designate  
3967 information that may not be shared with non-party states or disclosed to other entities or  
3968 individuals without the express permission of the contributing state.

3969 (f) Any personally identifiable information obtained from the coordinated licensure  
3970 information system by a party state licensing board shall not be shared with non-party states or  
3971 disclosed to other entities or individuals except to the extent permitted by the laws of the party  
3972 state contributing the information.

3973 (g) Any information contributed to the coordinated licensure information system that is  
3974 subsequently required to be expunged by the laws of the party state contributing that information  
3975 shall also be expunged from the coordinated licensure information system.

3976 (h) The compact administrator of each party state shall furnish a uniform data set relative  
3977 to nurses to the compact administrator of each other party state, which shall include, at a  
3978 minimum:

3979 (i) identifying information;

3980 (ii) licensure data;

3981 (iii) information related to alternative program participation; and

3982 (iv) any other information that may facilitate the administration of this compact as  
3983 determined by interstate commission rules.

3984 The compact administrator of a party state shall provide all investigative documents and  
3985 information requested by another party state.

3986 Section 6. (a) The party states hereby create and establish a joint public entity known as  
3987 the Interstate Commission of Nurse Licensure Compact Administrators which shall be an  
3988 instrumentality of the party states.

3989           Venue is proper and judicial proceedings by or against the interstate commission shall be  
3990 brought solely and exclusively, in a court of competent jurisdiction where the principal office of  
3991 the interstate commission is located; provided, however, that the interstate commission may  
3992 waive venue and jurisdictional defenses to the extent that it adopts or consents to participate in  
3993 alternative dispute resolution proceedings.

3994           Nothing in this compact shall be construed to be a waiver of sovereign immunity.

3995           (b)(1) Each party state shall have only 1 administrator. The head of the state licensing  
3996 board or designee shall be the administrator of this compact for each party state. Any  
3997 administrator may be removed or suspended from office as provided by the law of the state from  
3998 which the administrator is appointed. Any vacancy occurring in the interstate commission shall  
3999 be filled in accordance with the laws of the party state in which the vacancy exists.

4000           (2) Each administrator shall be entitled to 1 vote with regard to the promulgation of rules  
4001 and creation of by-laws and shall otherwise have an opportunity to participate in the business and  
4002 affairs of the interstate commission. An administrator shall vote in person or by such other means  
4003 as provided in the by-laws. The by-laws may provide for an administrator's participation in  
4004 meetings by telephone or other means of communication.

4005           (3) The interstate commission shall meet at least once during each calendar year.  
4006 Additional meetings shall be held as set forth in the by-laws or rules of the interstate  
4007 commission.

4008           (4) All meetings shall be open to the public and public notice of meetings shall be given  
4009 in the same manner as required under any rules promulgated under section 7.

4010 (5) The interstate commission may convene in a closed, nonpublic meeting if the subject  
4011 of the meeting before the interstate commission is in regard to:

4012 (i) noncompliance of a party state with its obligations under this compact;

4013 (ii) the employment, compensation, discipline or other personnel matters, practices or  
4014 procedures related to specific employees or other matters related to the interstate commission's  
4015 internal personnel practices and procedures;

4016 (iii) current, threatened or reasonably anticipated litigation;

4017 (iv) negotiation of contracts for the purchase or sale of goods, services or real estate;

4018 (v) accusing any person of a crime or formally censuring any person;

4019 (vi) disclosure of trade secrets or commercial or financial information that is privileged or  
4020 confidential;

4021 (vii) disclosure of information of a personal nature where disclosure would constitute a  
4022 clearly unwarranted invasion of personal privacy;

4023 (viii) disclosure of investigatory records compiled for law enforcement purposes;

4024 (ix) disclosure of information related to any reports prepared by or on behalf of the  
4025 interstate commission for the purpose of investigation of compliance with this compact; or

4026 (x) matters specifically exempted from disclosure by federal or state statute.

4027 (6) If a meeting, or portion of a meeting, is closed pursuant to this section, the interstate  
4028 commission's legal counsel or designee shall certify that the meeting may be closed and shall

4029 reference each relevant exempting provision. The interstate commission shall keep minutes that  
4030 fully and clearly describe all matters discussed in a meeting and shall provide a full and accurate  
4031 summary of actions taken, and the reasons therefor, including a description of the views  
4032 expressed. All documents considered in connection with an action shall be identified in such  
4033 minutes. All minutes and documents of a closed meeting shall remain under seal, subject to  
4034 release by a majority vote of the interstate commission or on order of a court of competent  
4035 jurisdiction.

4036 (c) The interstate commission shall, by a majority vote of the administrators, prescribe  
4037 by-laws or rules to govern its conduct as may be necessary or appropriate to carry out the  
4038 purposes and exercise the powers of this compact including, but not limited to:

4039 (i) establishing the fiscal year of the interstate commission;

4040 (ii) providing reasonable standards and procedures for:

4041 (A) the establishment and meetings of other committees; and

4042 (B) governing any general or specific delegation of any authority or function of the  
4043 interstate commission;

4044 (iii) providing reasonable procedures for calling and conducting meetings of the interstate  
4045 commission with reasonable advance notice of all meetings and providing an opportunity for  
4046 attendance of such meetings by interested parties, with enumerated exceptions designed to  
4047 protect the public's interest, the privacy of individuals, and proprietary information, including  
4048 trade secrets; provided, however, that the interstate commission may meet in closed session only  
4049 after a majority of the administrators vote to close a meeting in whole or in part. As soon as

4050 practicable, the interstate commission shall make public a copy of the vote to close the meeting,  
4051 revealing the vote of each administrator, with no proxy votes allowed;

4052 (iv) establishing the titles, duties and authority and reasonable procedures for the election  
4053 of the officers of the interstate commission;

4054 (v) providing reasonable standards and procedures for the establishment of the personnel  
4055 policies and programs of the interstate commission; provided, however, that notwithstanding any  
4056 civil service or other similar laws of any party state, the by-laws shall exclusively govern the  
4057 personnel policies and programs of the interstate commission; and

4058 (vi) providing a mechanism for winding up the operations of the interstate commission  
4059 and the equitable disposition of any surplus funds that may exist after the termination of this  
4060 compact after the payment or reserving of all of its debts and obligations.

4061 (d) The interstate commission shall publish its by-laws and rules and any amendments  
4062 thereto in a convenient form on its website.

4063 (e) The interstate commission shall maintain its financial records in accordance with the  
4064 bylaws.

4065 (f) The interstate commission shall meet and take such actions as are consistent with this  
4066 compact and the by-laws.

4067 (g) The interstate commission may:

4068 (i) promulgate uniform rules to facilitate and coordinate implementation and  
4069 administration of this compact; provided, however, that such rules shall have the force and effect  
4070 of law and shall be binding in all party states;

4071 (ii) bring and prosecute legal proceedings or actions in the name of the interstate  
4072 commission, provided that the standing of any licensing board to sue or be sued under applicable  
4073 law shall not be affected;

4074 (iii) purchase and maintain insurance and bonds;

4075 (iv) borrow, accept or contract for services of personnel including, but not limited to,  
4076 employees of a party state or nonprofit organizations;

4077 (v) cooperate with other organizations that administer state compacts related to the  
4078 regulation of nursing including, but not limited to, sharing administrative or staff expenses,  
4079 office space or other resources;

4080 (vi) hire employees, elect or appoint officers, fix compensation, define duties, grant such  
4081 individuals appropriate authority to carry out the purposes of this compact and establish the  
4082 interstate commission's personnel policies and programs relating to conflicts of interest,  
4083 qualifications of personnel and other related personnel matters;

4084 (vii) accept all appropriate donations, grants and gifts of money, equipment, supplies,  
4085 materials and services and to receive, utilize and dispose of the same; provided, however, that the  
4086 interstate commission shall avoid any appearance of impropriety or conflict of interest;

4087 (viii) lease, purchase, accept appropriate gifts or donations of, or otherwise to own, hold,  
4088 improve or use, any property, whether real, personal or mixed; provided, however, that the  
4089 interstate commission shall avoid any appearance of impropriety;

4090 (ix) sell, convey, mortgage, pledge, lease, exchange, abandon or otherwise dispose of any  
4091 property, whether real, personal or mixed;

4092 (x) establish a budget and make expenditures;

4093 (xi) borrow money;

4094 (xii) appoint committees, including advisory committees comprised of administrators,  
4095 state nursing regulators, state legislators or their representatives and consumer representatives  
4096 and other such interested persons;

4097 (xiii) provide and receive information from, and to cooperate with, law enforcement  
4098 agencies;

4099 (xiv) adopt and use an official seal; and

4100 (xv) perform such other functions as may be necessary or appropriate to achieve the  
4101 purposes of this compact consistent with the state regulation of nurse licensure and practice.

4102 (h)(1) The interstate commission shall pay or provide for the payment of the reasonable  
4103 expenses of its establishment, organization and ongoing activities.

4104 (2) The interstate commission may levy on and collect an annual assessment from each  
4105 party state to cover the cost of its operations, activities and staff in its annual budget as approved  
4106 each year. The aggregate annual assessment amount, if any, shall be allocated based upon a  
4107 formula to be determined by the interstate commission, by regulations which shall be binding  
4108 upon all party states.

4109 (3) The interstate commission shall not incur obligations of any kind prior to securing the  
4110 funds adequate to meet the same. The interstate commission shall not pledge the credit of any of  
4111 the party states, except by and with the authority of such party state.

4112           (4) The interstate commission shall keep accurate accounts of all receipts and  
4113 disbursements. The receipts and disbursements of the interstate commission shall be subject to  
4114 the audit and accounting procedures established in its by-laws. all receipts and disbursements of  
4115 funds handled by the interstate commission shall be audited yearly by a certified or licensed  
4116 public accountant and a report of the audit shall be included in and become part of the annual  
4117 report of the interstate commission.

4118           (i) (1) The administrators, officers, executive director, employees and representatives of  
4119 the interstate commission shall be immune from suit and liability, either personally or in their  
4120 official capacity, for any claim for damage to or loss of property or personal injury or other civil  
4121 liability caused by or arising out of any actual or alleged act, error or omission that occurred, or  
4122 that the person against whom the claim is made had a reasonable basis for believing that any  
4123 such actual or alleged act, error or omission had occurred, within the scope of interstate  
4124 commission employment, duties or responsibilities. Nothing in this paragraph shall provide  
4125 immunity to any such person for any damage, loss, injury or liability caused by the intentional,  
4126 willful or wanton misconduct of such person.

4127           (2) The interstate commission shall defend any administrator, officer, executive director,  
4128 employee or representative of the interstate commission in any civil action seeking to impose  
4129 liability arising out of any actual or alleged act, error or omission that occurred within the scope  
4130 of interstate commission employment, duties or responsibilities or that the person against whom  
4131 the claim is made had a reasonable basis for believing any such actual or alleged act, error or  
4132 omission had occurred within the scope of interstate commission employment, duties or  
4133 responsibilities and the actual or alleged act, error or omission did not result from that person's

4134 intentional, willful or wanton misconduct. Nothing herein shall prohibit any such person from  
4135 retaining counsel at such person's own expense.

4136 (3) The interstate commission shall indemnify and hold harmless any administrator,  
4137 officer, executive director, employee or representative of the interstate commission for the  
4138 amount of any settlement or judgment obtained against that person arising out of any actual or  
4139 alleged act, error or omission that occurred within the scope of interstate commission  
4140 employment, duties or responsibilities, or that such person had a reasonable basis for believing  
4141 occurred within the scope of interstate commission employment, duties or responsibilities,  
4142 provided that the actual or alleged act, error or omission did not result from the intentional,  
4143 willful or wanton misconduct of that person.

4144 Section 7. (a) The interstate commission shall exercise its rulemaking powers pursuant to  
4145 the criteria set forth in this section and the rules adopted hereunder. Rules and amendments shall  
4146 become binding as of the date specified in each rule or amendment and shall have the same force  
4147 and effect as provisions in this compact.

4148 (b) Rules or amendments to the rules shall be adopted at a regular or special meeting of  
4149 the interstate commission.

4150 (c) Prior to promulgation and adoption of a final rule by the interstate commission, and at  
4151 least 60 days in advance of the meeting at which any such rule will be considered and voted  
4152 upon, the interstate commission shall file a notice of proposed rulemaking on the website of:

4153 (i) the interstate commission; and

4154 (ii) each licensing board or the publication in which each state would otherwise publish  
4155 proposed rules.

4156 (d) The notice of proposed rulemaking shall include:

4157 (i) the proposed time, date and location of the meeting in which the rule will be  
4158 considered and voted upon;

4159 (ii) the text of the proposed rule or amendment and the reason therefor;

4160 (iii) a request for comments on the proposed rule from any interested person; and

4161 (iv) the manner in which interested persons may submit notice to the interstate  
4162 commission of their intention to attend the public hearing and any written comments.

4163 (e) Prior to adoption of a proposed rule, the interstate commission shall allow persons to  
4164 submit written data, facts, opinions and arguments which shall be made available to the public.

4165 (f) The interstate commission shall grant an opportunity for a public hearing before it  
4166 adopts a rule or amendment.

4167 (g) The interstate commission shall publish the place, time and date of the scheduled  
4168 public hearing.

4169 (1) Hearings shall be conducted in a manner providing each person who wishes to  
4170 comment a fair and reasonable opportunity to comment orally or in writing. All hearings shall be  
4171 recorded and a copy of such recording shall be made available upon request.

4172 (2) Nothing in this section shall require a separate hearing on each rule. Rules may be  
4173 grouped for the convenience of the interstate commission at hearings required by this section.

4174 (h) If no person appears at the public hearing, the interstate commission may proceed  
4175 with promulgation of the proposed rule.

4176 (i) Following the scheduled hearing date or by the close of business on the scheduled  
4177 hearing date if the hearing was not held, the interstate commission shall consider all written and  
4178 oral comments received.

4179 (j) The interstate commission shall, by majority vote of all administrators, take final  
4180 action on the proposed rule and shall determine the effective date of the rule based on the  
4181 rulemaking record and the full text of the rule.

4182 (k) Upon determination that an emergency exists, the interstate commission may consider  
4183 and adopt an emergency rule without prior notice, opportunity for comment or hearing, provided,  
4184 however, that the usual rulemaking procedures provided herein shall be retroactively applied to  
4185 the rule as soon as reasonably possible but not later than 90 days after the effective date of the  
4186 rule. For the purposes of this subsection, an emergency rule is one that requires adoption  
4187 immediately to:

4188 (i) meet an imminent threat to public health, safety or welfare;

4189 (ii) prevent a loss of interstate commission or party state funds; or

4190 (iii) meet a deadline for the promulgation of an administrative rule that is required by  
4191 federal law.

4192 (l) The interstate commission may direct revisions to a previously adopted rule or  
4193 amendment for purposes of correcting typographical errors, errors in format, errors in  
4194 consistency and grammatical errors. Public notice of any revisions shall be posted on the website

4195 of the interstate commission. The revision shall be subject to challenge by any person for a  
4196 period of 30 days after posting. The revision may be challenged only on grounds that the revision  
4197 results in a material change to a rule. A challenge shall be made in writing and delivered to the  
4198 interstate commission prior to the end of the notice period. If no challenge is made, the revision  
4199 shall take effect without further action. If the revision is challenged, the revision shall not take  
4200 effect without the approval of the interstate commission.

4201 Section 8. (a)(1) Each party state shall enforce this compact and take all actions necessary  
4202 and appropriate to effectuate this compact's purposes and intent.

4203 (2) The interstate commission may receive service of process in any proceeding that may  
4204 affect its powers, responsibilities or actions of the interstate commission and shall have standing  
4205 to intervene in such a proceeding for all purposes. Failure to provide service of process in such  
4206 proceeding to the interstate commission shall render a judgment or order void as to the interstate  
4207 commission, this compact or any rules promulgated hereunder.

4208 (b)(1) If the interstate commission determines that a party state has defaulted in the  
4209 performance of its obligations or responsibilities under this compact or the promulgated rules,  
4210 the interstate commission shall:

4211 (i) provide written notice to the defaulting state and other party states of the nature of the  
4212 default, the proposed means of curing the default or any other action to be taken by the interstate  
4213 commission; and

4214 (ii) provide remedial training and specific technical assistance regarding the default.

4215 (2) If a state in default fails to cure the default, the defaulting state’s membership in this  
4216 compact may be terminated upon an affirmative vote of a majority of the administrators and all  
4217 rights, privileges and benefits conferred by this compact may be terminated on the date cited;  
4218 provided, however, that a cure of the default shall not relieve the offending state of obligations or  
4219 liabilities incurred during the period of default.

4220 (3) Termination of membership in this compact shall be imposed only after all other  
4221 means of securing compliance have been exhausted. Notice of intent to suspend or terminate  
4222 shall be given by the interstate commission to the governor of the defaulting state and to the  
4223 executive officer of the defaulting state’s licensing board and each of the party states.

4224 (4) A state whose membership in this compact has been terminated is responsible for all  
4225 assessments, obligations and liabilities incurred through the effective date of termination,  
4226 including obligations that extend beyond the effective date of termination.

4227 (5) The interstate commission shall not bear any costs related to a state that is found to be  
4228 in default or whose membership in this compact has been terminated unless agreed upon in  
4229 writing between the interstate commission and the defaulting state.

4230 (6) The defaulting state may appeal the action of the interstate commission by petitioning  
4231 the United States District Court for the District of Columbia or the federal district in which the  
4232 interstate commission has its principal offices. The prevailing party shall be awarded all costs of  
4233 such litigation, including reasonable attorneys’ fees.

4234 (c)(1) Upon request by a party state, the interstate commission shall attempt to resolve  
4235 disputes related to the compact that arise among party states and between party and nonparty  
4236 states.

4237 (2) The interstate commission shall promulgate rules providing for mediation and binding  
4238 dispute resolution for disputes, as appropriate.

4239 (3) If the interstate commission cannot resolve disputes among party states arising under  
4240 this compact:

4241 (i) the party states may submit the issues in dispute to an arbitration panel, which shall be  
4242 comprised of individuals appointed by the compact administrator in each of the affected party  
4243 states and an individual mutually agreed upon by the compact administrators of all the party  
4244 states involved in the dispute; and

4245 (ii) the decision of a majority of the arbitrators shall be final and binding.

4246 (d)(1) The interstate commission, in the reasonable exercise of its discretion, shall  
4247 enforce this compact.

4248 (2) By majority vote, the interstate commission may initiate legal action in the United  
4249 States District Court for the District of Columbia or the federal district in which the interstate  
4250 commission has its principal offices against a party state that is in default to enforce compliance  
4251 with this compact and any rules and by-laws promulgated hereunder. The relief sought may  
4252 include both injunctive relief and damages. If judicial enforcement is necessary, the prevailing  
4253 party shall be awarded all costs of litigation, including reasonable attorneys' fees.

4254 (3) The remedies herein shall not be the exclusive remedies of the interstate commission.  
4255 The interstate commission may pursue any other remedies available under federal or state law.

4256 Section 9. (a) This compact shall become effective and binding on the earlier of the date  
4257 of legislative enactment of this compact into law by not less than 26 states or December 31,

4258 2018. All party states to this compact that were also were parties to the prior Nurse Licensure  
4259 Compact, superseded by this compact, shall be deemed to have withdrawn from the prior  
4260 compact within 6 months after the effective date of this compact.

4261 (b) Each party state to this compact shall continue to recognize a nurse's multistate  
4262 licensure privilege to practice in that party state issued under the prior compact until such party  
4263 state has withdrawn from the prior compact.

4264 (c) Any party state may withdraw from this compact by enacting a law repealing the  
4265 same. A party state's withdrawal shall not take effect until 6 months after enactment of the  
4266 repealing statute.

4267 (d) A party state's withdrawal or termination shall not affect the continuing requirement  
4268 of the withdrawing or terminated state's licensing board to report adverse actions and significant  
4269 investigations occurring prior to the effective date of such withdrawal or termination.

4270 (e) Nothing contained in this compact shall be construed to invalidate or prevent any  
4271 nurse licensure agreement or other cooperative arrangement between a party state and a non-  
4272 party state that is made in accordance with the other provisions of this compact.

4273 (f) This compact may be amended by the party states. No amendment to this compact  
4274 shall become effective and binding upon the party states unless it is enacted into the laws of all  
4275 party states.

4276 (g) Representatives of nonparty states to this compact shall be invited to participate in the  
4277 activities of the interstate commission, on a nonvoting basis, prior to the adoption of this  
4278 compact by all states.

4279           Section 10. This compact shall be liberally construed to effectuate its purposes. The  
4280 provisions of this compact shall be severable and if any phrase, clause, sentence or provision of  
4281 this compact is declared to be contrary to the constitution of any party state or of the United  
4282 States or if the applicability thereof to any government, agency, person or circumstance is held to  
4283 be invalid, the validity of the remainder of this compact and the applicability thereof to any  
4284 government, agency, person or circumstance shall not be affected thereby. If this compact shall  
4285 be held to be contrary to the constitution of any party state, this compact shall remain in full  
4286 force and effect as to the remaining party states and in full force and effect as to the party state  
4287 affected as to all severable matters.

4288           Section 11. The executive director of the board of registration in nursing or a designee  
4289 thereof shall be the administrator of the nurse licensure compact for the commonwealth.

4290           Section 12. The board of registration in nursing shall adopt regulations in the same  
4291 manner as all other with states legally joining in the compact and may adopt additional  
4292 regulations as necessary to implement this chapter.

4293           Section 13. The board of registration in nursing may recover from a nurse the costs of  
4294 investigation and disposition of cases resulting in any adverse disciplinary action taken against  
4295 that nurse's license or privilege to practice. Funds collected pursuant to this section shall be  
4296 deposited in the Quality in Health Professions Trust Fund established in section 35X of chapter  
4297 10.

4298           Section 14. The board of registration in nursing may take disciplinary action against the  
4299 practice privilege of a registered nurse or of a licensed practical or vocational nurse practicing in

4300 the commonwealth under a license issued by the party state. The board's disciplinary action may  
4301 be based on disciplinary action against the nurse's license taken by the nurse's home state.

4302 Section 15. In reporting information to the coordinated licensure information system  
4303 under section 8 related to the nurse licensure compact, the board of registration in nursing may  
4304 disclose personally identifiable information about the nurse, including social security number.

4305 Section 16. Nothing in this chapter, including the entrance of the commonwealth into the  
4306 nurse licensure compact, shall supersede existing labor laws.

4307 Section 17. The commonwealth, its officers and employees, and the board of registration  
4308 in nursing and its agents who act in accordance with this chapter shall not be liable for any act or  
4309 omission in good faith while engaged in the performance of their duties under this chapter. Good  
4310 faith shall not include willful misconduct, gross negligence or recklessness.

4311 Section 18. As part of the licensure and background check process for a multistate license  
4312 and to determine the suitability of an applicant for multistate licensure, the board of registration  
4313 in nursing, prior to issuing any such multistate license, shall conduct a fingerprint-based check of  
4314 the state and national criminal history databases, as authorized by 28 CFR 20.33 and Public Law  
4315 92-544.

4316 Fingerprints shall be submitted to the identification section of the department of state  
4317 police for a state criminal history check and forwarded to the Federal Bureau of Investigation for  
4318 a national criminal history check, according to the policies and procedures established by the  
4319 state identification section and by the department of criminal justice information services.

4320 Fingerprint submissions may be retained by the Federal Bureau of Investigation, the state  
4321 identification section and the department of criminal justice information services for requests

4322 submitted by the board of registration in nursing as authorized in this section to ensure the  
4323 continued suitability of these individuals for licensure. The department of criminal justice  
4324 information services may disseminate the results of the state and national criminal background  
4325 checks to the executive director of the board of registration in nursing and authorized staff of the  
4326 board.

4327 All applicants shall pay a fee to be established by the secretary of administration and  
4328 finance, in consultation with the secretary of public safety, to offset the costs of operating and  
4329 administering a fingerprint-based criminal background check system. The secretary of  
4330 administration and finance, in consultation with the secretary of public safety, may increase the  
4331 fee accordingly if the Federal Bureau of Investigation increases its fingerprint background check  
4332 service fee. Any fees collected from fingerprinting activity under this chapter shall be deposited  
4333 into the Fingerprint-Based Background Check Trust Fund established in section 2HHHH of  
4334 chapter 29.

4335 The board of registration in nursing may receive all criminal offender record information  
4336 and the results of checks of state and national criminal history databases under Public Law 92-  
4337 544. When the board of registration in nursing obtains the results of checks of state and national  
4338 criminal history databases, it shall treat the information according to sections 167 to 178,  
4339 inclusive, of chapter 6 and the regulations thereunder regarding criminal offender record  
4340 information.

4341 Notwithstanding subsections 9 and 9 1/2 of section 4 of chapter 151B, if the board of  
4342 registration in nursing receives criminal record information from the state or national fingerprint-  
4343 based criminal background checks that includes no disposition or is otherwise incomplete, the

4344 agency head may request that an applicant for licensure provide additional information regarding  
4345 the results of the criminal background checks to assist the agency head in determining the  
4346 applicant's suitability for licensure.

4347 SECTION 179. Section 52 of chapter 119 of the General Laws, as appearing in the 2022  
4348 Official Edition, is hereby amended by striking out, in line 5, the figure "18" and inserting in  
4349 place thereof the following words:- the age of criminal majority.

4350 SECTION 180. Said section 52 of said chapter 119, as so appearing, is hereby amended  
4351 by striking out, in line 19, the figure "18" and inserting in place thereof the following words:- the  
4352 age of criminal majority.

4353 SECTION 181. Section 54 of said chapter 119, as so appearing, is hereby amended by  
4354 striking out, in line 2, the words "18 years of age" and inserting in place thereof the following  
4355 words:- the age of criminal majority.

4356 SECTION 182. Said section 54 of said chapter 119, as so appearing, is hereby further  
4357 amended by striking out, in line 21, the figure "18" and inserting in place thereof the following  
4358 words:- the age of criminal majority.

4359 SECTION 183. Section 58 of said chapter 119, as so appearing, is hereby amended by  
4360 striking out, in lines 8 to 12, inclusive, the words "that any such probation may be imposed until  
4361 such child reaches age eighteen or age nineteen in the case of a child whose case is disposed of  
4362 after he has attained his eighteenth birthday or age 20 in the case of a child whose case is  
4363 disposed of after he attains his nineteenth birthday" and inserting in place thereof the following  
4364 words:- that any such probation may, in the case of an offense that occurred prior to the child's  
4365 eighteenth birthday, be imposed until such child reaches age 18 or 19 in the case of a child

4366 whose case is disposed of after the child has attained the child's eighteenth birthday or age 20 in  
4367 the case of a child whose case is disposed of after the child attains the child's nineteenth  
4368 birthday. In the case of an offense that occurred on or after the child's eighteenth birthday, such  
4369 probation may be imposed until such child reaches age 19 or age 20 in the case of a child whose  
4370 case is disposed of after the child has attained the child's nineteenth birthday, or age 21 in the  
4371 case of a child whose case is disposed of after the child attains the child's twentieth birthday.

4372 SECTION 184. Said section 58 of said chapter 119, as so appearing, is hereby further  
4373 amended by inserting after the word "eighteen", in lines 26 and 27, the following words:- in a  
4374 case where the offense occurred prior to the child's eighteenth birthday.

4375 SECTION 185. Said section 58 of said chapter 119, as so appearing, is hereby further  
4376 amended by inserting after the word "birthday", in lines 29 and 30, the following words:- In a  
4377 case where the offense occurred on or after the child's eighteenth birthday, the probationary or  
4378 commitment period shall not be for a period longer than until such child attains the age of 19.

4379 SECTION 186. Said section 58 of said chapter 119, as so appearing, is hereby amended  
4380 by inserting after the word "twenty-one", in line 38, the following words:- in a case where the  
4381 offense occurred prior to the child's eighteenth birthday, or until he reaches the age of 23 in the  
4382 case of a child whose offense occurred on or after the child's eighteenth birthday.

4383 SECTION 187. Said section 58 of said chapter 119, as so appearing, is hereby further  
4384 amended by inserting after the word "twenty-one", in line 54, the following words:- in a case  
4385 where the offense occurred prior to the child's eighteenth birthday, or until they reach the age of  
4386 23 in the case of a child whose offense occurred on or after the child's eighteenth birthday.

4387 SECTION 188. Said section 58 of said chapter 119, as so appearing, is hereby amended  
4388 by inserting after the word “ twenty-one”, in line 48, the following words:- in a case where the  
4389 offense occurred prior to the child’s eighteenth birthday, or until the age of 23 in the case of a  
4390 child whose offense occurred on or after the child’s eighteenth birthday.

4391 SECTION 189. Said section 58 of said chapter 119, as so appearing, is hereby amended  
4392 by inserting after the words “twenty-one”, in line 54, the following words:- in a case where the  
4393 offense occurred prior to the child’s eighteenth birthday or until the child reaches the age of 23 in  
4394 the case of a child whose offense occurred on or after the child’s eighteenth birthday.

4395 SECTION 190. Said section 58 of said chapter 119, as so appearing, is hereby further  
4396 amended by striking out, in line 79, the word “eighteenth” and inserting in place thereof the  
4397 following words:- twenty-first.

4398 SECTION 191. Said section 58 of said chapter 119, as so appearing, is hereby further  
4399 amended by striking out, in lines 78 and 79, the words “the Massachusetts Correctional  
4400 Institution, Cedar Junction, prior to his eighteenth birthday” and inserting in place thereof the  
4401 following words:- any prison owned, operated, administered or subject to the control of the  
4402 department of correction including, but not limited to: Massachusetts Correctional Institution,  
4403 Cedar Junction; Massachusetts Correctional Institution, Norfolk; Massachusetts Correctional  
4404 Institution, Concord; Massachusetts Correctional Institution, Framingham; Massachusetts  
4405 Correctional Institution, Bridgewater; Massachusetts Correctional Institution, Plymouth;  
4406 Massachusetts Correctional Institution, Warwick; and Massachusetts Correctional Institution,  
4407 Monroe, prior to his twenty-first birthday.

4408 SECTION 192. Said section 58 of said chapter 119, as so appearing, is hereby further  
4409 amended by striking out, in lines 97 to 99, inclusive, the words “until such child attains his  
4410 eighteenth birthday or his nineteenth birthday in the case of a child whose case is disposed of  
4411 after he has attained his eighteenth birthday” and inserting the following words:- until such child  
4412 attains their nineteenth birthday or their twentieth birthday in the case of a child whose case is  
4413 disposed of after they have attained their nineteenth birthday.

4414 SECTION 193. Section 60A of chapter 119 of the General Laws, as so appearing, is  
4415 hereby amended by striking out, in line 17, the words “his fourteenth and eighteenth birthdays”  
4416 and inserting in place thereof the following words:- the child’s fourteenth birthday and the child  
4417 attaining the age of criminal majority.

4418 SECTION 194. Said section 60A of said chapter 119, as so appearing, is hereby further  
4419 amended by striking out, in line 20, the words, “been age 18 older” and inserting in place thereof  
4420 the following words:- attained the age of criminal majority.

4421 SECTION 195. Said section 60A of said chapter 119, as so appearing, is hereby further  
4422 amended by striking out, in line 22, the words “were age 18 or older” and inserting in place  
4423 thereof the following words:- attained the age of criminal majority.

4424 SECTION 196. Section 63A of said chapter 119, as so appearing, is hereby amended by  
4425 striking out, in line 1, the words “is 19 years of age” and inserting in place thereof the following  
4426 words:- attained the age of criminal majority.

4427 SECTION 197. Said section 63A of said chapter 119, as so appearing, is hereby further  
4428 amended by striking out, in line 2, the figure “18” and inserting in place thereof the following  
4429 words:- criminal majority.

4430 SECTION 198. Section 65 of chapter 119, as so appearing, is hereby amended by striking  
4431 out, in line 2, the words “18 years of age” and inserting in place thereof the following words:- the  
4432 age of criminal majority.

4433 SECTION 200. Section 66 of said chapter 119, as so appearing, is hereby amended by  
4434 striking out in lines 3 and 5 the words “18 years of age” and inserting in place thereof, in each  
4435 instance, the following words:- the age of criminal majority.

4436 SECTION 201. Section 67 of said chapter 119, as so appearing, is hereby amended by  
4437 striking out, in the words “18 years of age”, each time they appear, and inserting in place thereof  
4438 the following words:- the age of criminal majority.

4439 SECTION 202. Section 68 of said chapter 119, as so appearing, is hereby amended by  
4440 striking out, in line 2, the figure “18” and inserting in place thereof the following words:-  
4441 criminal majority.

4442 SECTION 203. Said section 68 of said chapter 119, as so appearing, is hereby further  
4443 amended by striking out in line 34, the words “18 years of age” and inserting in place thereof the  
4444 following words:- the age of criminal majority.

4445 SECTION 204. Section 68A of said chapter 119, as so appearing, is hereby amended by  
4446 striking out, in line 1, the words “18 years of age” and inserting in place thereof the following  
4447 words:- the age of criminal majority.

4448 SECTION 205. Section 70 of said chapter 119, as so appearing, is hereby amended by  
4449 striking out, in line 2, the words “18 years of age” and inserting in place thereof the following  
4450 words:- the age of criminal majority.

4451 SECTION 206. Section 72 of said chapter 119, as so appearing, is hereby amended by  
4452 striking out in lines 2 and 3 the words “their eighteenth birthday” and inserting in place thereof  
4453 the following words:- the age of criminal majority.

4454 SECTION 207. Said section 72 of said chapter 119, as so appearing, is hereby further  
4455 amended by striking out, in line 9, the word “twentieth” and inserting in place thereof the  
4456 following words:- twenty-first.

4457 SECTION 208. Said section 72 of said chapter 119, as so appearing, is hereby further  
4458 amended by striking out, in lines 10 to 15, inclusive, the words “ prior to his eighteenth birthday,  
4459 and is not apprehended until between such child’s eighteenth and nineteenth birthday, the court  
4460 shall deal with such child in the same manner as if he has not attained his eighteenth birthday and  
4461 all provisions and rights applicable to a child under 18 shall apply to such child” and inserting in  
4462 place thereof the following words:- prior to attaining the age of criminal majority, and is not  
4463 apprehended until between such child’s attainment of the age of criminal majority and the  
4464 subsequent birthday, the court shall deal with such child in the same manner as if they have not  
4465 attained the age of criminal majority and all provisions and rights applicable to a child under 18  
4466 shall apply to such child.

4467 SECTION 209. Subsection (b) of said section 72 of said chapter 119, as so appearing, is  
4468 hereby amended by striking out, in line 18, the words “their eighteenth birthday”, in line 18, and  
4469 inserting in place thereof the following words:- the age of criminal majority

4470 SECTION 210. Section 72A of said chapter 119, as so appearing, is hereby amended by  
4471 striking out, in lines 2 and 3, the words “his eighteenth birthday, and is not apprehended until  
4472 after his nineteenth birthday,” and inserting in place thereof the following words:-

4473           attaining the age of criminal majority, and is not apprehended until after the person’s  
4474 subsequent birthday.

4475           SECTION 211. Section 72B of said chapter 119, as so appearing, is hereby amended by  
4476 striking out, each time they appear, the words “his eighteenth birthday” and inserting in place  
4477 thereof, in each instance, the following words:- attaining the age of criminal majority.

4478           SECTION 212. Section 74 of said chapter 119, as so appearing, is hereby amended by  
4479 striking out, in lines 3 and 4, the words “his eighteenth birthday” and inserting in place thereof  
4480 the following words:- attaining the age of criminal majority.

4481           SECTION 213. Said section 74 of said chapter 119, as so appearing, is hereby further  
4482 amended by striking out, in lines 10 and 14. the words “18 years of age” and inserting in place  
4483 thereof, in each instance, the following words:- the age of criminal majority.

4484           SECTION 214. Section 84 of said chapter 119, as so appearing, is hereby amended by  
4485 striking out, in lines 12 and 13, the words “eighteen (or nineteen) years of age” and inserting in  
4486 place thereof the following words:- the age of criminal majority or one year older.

4487           SECTION 215. Subsection (a) of section 89 of said chapter 119, as so appearing, is  
4488 hereby amended by striking out, in line 25, the figure “18” and inserting in place thereof the  
4489 following words:- criminal majority.

4490           SECTION 216. Section 15 of chapter 120 of the General Laws, as so appearing, is hereby  
4491 amended by striking out, in lines 3 and 4, the figure “18” and inserting in place thereof, in each  
4492 instance, the following words:- the age of criminal majority.

4493 SECTION 217. Section 21 of said chapter 120, as so appearing, is hereby amended by  
4494 striking out, in lines 7, 9 and 10, the word “conviction” and inserting in place thereof, in each  
4495 instance, the following word:- adjudication.

4496 SECTION 218. Said section 21 of said chapter 120, as so appearing, is hereby further  
4497 amended by striking out, in line 17, the words “18 years of age” and inserting in place thereof the  
4498 following words:- the age of criminal majority.

4499 SECTION 219. Section 1 of chapter 128 of the General Laws, as so appearing, is hereby  
4500 amended by inserting before the definition of “Commissioner” the following definition:-

4501 “Agritourism”, any agriculturally related educational, entertainment, historical, cultural  
4502 or recreational activity, including, but not limited to, you-pick operations, farm markets or horse  
4503 farms that offer trail rides and hayrides to the general public conducted on a farm that allows or  
4504 invites members of the general public to observe, participate in, experience, or enjoy such  
4505 activities.

4506 SECTION 220. Said chapter 128 is hereby further amended inserting after section 2E the  
4507 following section:-

4508 Section 2F. (a) A farming property may conduct agritourism activities if: (i) such  
4509 activities generate not more than 25 per cent of the gross income of farm income; and (ii) not less  
4510 than 35 per cent of gross farm income is generated come from the sale of products grown on the  
4511 farm at which the agritourism activity, provided, however, not less than 65 per cent of gross farm  
4512 income shall come from the sale of products grown on such farm or another farm in the  
4513 commonwealth.

4514 (b) A non-farming property owner may conduct agritourism activities if: (i) not less than  
4515 75 per cent of the acreage of the property is dedicated to traditional agricultural activities; and  
4516 (ii) not less than 50 per cent of the agricultural product produced on the property, by either gross  
4517 sales or volume, are purchased by the property and utilized in the agritourism activity.

4518 SECTION 221. Section 1 of chapter 130 of the General Laws, as appearing in the 2022  
4519 Official Edition, is hereby amended by striking out the definition of “Close season” and inserting  
4520 in place thereof the following definition:-

4521 “Close season” or “closed season”, the time during which fish cannot lawfully be taken  
4522 or a time or area when and where the use of fishing gear is prohibited.

4523 SECTION 222. Said section 1 of said chapter 130, as so appearing, is hereby further  
4524 amended by inserting after the definition of “Fish car” the following 2 definitions:-

4525 “Fishing gear”. a trap, net, fish car or other device that: (i) is intact; (ii) functions as  
4526 intended to take, hold or capture fish; and (iii) is in the water during open season.

4527 “Fishing gear debris”, a trap, net, fish car or other device that: (i) is not intact; (ii) does  
4528 not function as intended to take, hold or capture fish; and (iii) is in the water during closed  
4529 season.

4530 SECTION 223. Said section 1 of said chapter 130, as so appearing, is hereby further  
4531 amended by striking out the definition of “Open season” and inserting in place thereof the  
4532 following definition:-

4533 “Open season”, the time during which fish may lawfully be taken or a time or area where  
4534 the use of a particular fishing gear is permitted.

4535 SECTION 224. Said chapter 130 is hereby further amended by striking out section 31, as  
4536 so appearing, and inserting in place thereof the following section:-

4537 Section 31. No person shall, without the consent of the owner, take, use, destroy, injure  
4538 or molest fishing gear. The division of marine fisheries, with the approval of the marine fisheries  
4539 advisory commission and the department of fish and game, shall promulgate regulations that may  
4540 authorize or permit the removal of fishing gear debris from the waters under the jurisdiction of  
4541 the commonwealth and the adjacent coastal shoreline; provided, however, that fishing gear  
4542 debris collected by the division shall not be subject to chapter 134.

4543 SECTION 225. Section 32 of said chapter 130 is hereby repealed.

4544 SECTION 226. Chapter 138 of the General Laws is hereby amended by striking out  
4545 section 15F, as appearing in the 2022 Official Edition, and inserting in place thereof the  
4546 following section:-

4547 Section 15F. Notwithstanding any other provision of this chapter, the local licensing  
4548 authority of any city or town in which the granting of licenses to sell alcoholic beverages is  
4549 authorized in this chapter may issue to an applicant a special license to sell at an indoor or  
4550 outdoor agricultural event: (i) wine produced by or for the applicant if the wine is in sealed  
4551 containers for off-premises consumption and the applicant is authorized to operate a farmer-  
4552 winery under section 19B; (ii) malt beverages produced by or for the applicant if the malt  
4553 beverages are in sealed containers for off-premises consumption and the applicant is authorized  
4554 to operate a farmer-brewery under section 19C or a pub brewery under section 19D; or (iii)  
4555 distilled products produced by or for the applicant if the distilled product is in sealed containers  
4556 for off-premises consumption and the applicant is authorized to operate a farmer-distillery under

4557 section 19E. For the purposes of this section, “agricultural event” shall be limited to those events  
4558 certified by the department of agricultural resources pursuant to this section.

4559 Sales of alcoholic beverages under this section shall be conducted by the licensee or by  
4560 an agent, representative or solicitor of the licensee to customers who are not less than 21 years of  
4561 age. A licensee under this section may provide, at no charge, samples of its alcoholic beverages  
4562 to prospective customers at an indoor or outdoor agricultural event; provided, however, that such  
4563 samples shall be served by the licensee or by the agent, representative or solicitor of the licensee  
4564 to individuals who are at least 21 years of age and shall be consumed in the presence of the  
4565 licensee or the agent, representative or solicitor of the licensee; provided further, that a sample  
4566 of: (i) wine shall not exceed 1 ounce; (ii) a distilled product shall not exceed 0.25 ounce; and (iii)  
4567 a malt beverage shall not exceed 2 ounces; and provided further, that not more than 5 samples of  
4568 wine or malt beverages and not more than 4 samples of distilled products shall be served to an  
4569 individual prospective customer.

4570 An applicant for a special license under this section shall first submit a plan to the  
4571 department of agricultural resources that shall demonstrate that the event is an agricultural event.  
4572 The plan shall include: (i) a description of the event; (ii) the date, time and location of the event;  
4573 (iii) a copy of the operational guidelines or rules for the event; (iv) written proof that the  
4574 prospective licensee has been approved as a vendor at the event, including the name and contact  
4575 information of the on-site manager; and (v) a plan depicting the premises and the specific  
4576 location where the license shall be exercised.

4577 Upon review of the plan, the department may certify that the event is an agricultural  
4578 event; provided, however, that in making that determination, the department shall consider: (i)

4579 operation as a farmers' market or agricultural fair approved or inspected by the department; (ii)  
4580 the frequency and regularity of the event, including dates, times and locations; (iii) the number of  
4581 vendors; (iv) the terms of vendor agreements; (v) the presence of an on-site manager; (vi) the  
4582 training of the on-site manager; (vii) any operational guidelines or rules, which shall include  
4583 vendor eligibility and produce source; (viii) the focus of the event on local agricultural products  
4584 grown or produced within the market area; (ix) the types of shows or exhibits, including those  
4585 described in subsection (f) of section 2 of chapter 128; and (x) the event's sponsorship or  
4586 operation by an agricultural or horticultural society organized under the laws of the  
4587 commonwealth or by a local grange organization or association that has a primary purpose of  
4588 promoting agriculture and its allied industries. The department of agricultural resources may  
4589 promulgate rules and regulations necessary for the operation, oversight, approval and inspection  
4590 of agricultural events under this section.

4591 In addition to its application, an applicant for a special license under this section shall file  
4592 with the local licensing authority proof of certification from the department of agricultural  
4593 resources that the event is an agricultural event. A special license under this section shall  
4594 designate the specific premises and the dates and times covered. A special license may be  
4595 granted for an indoor or outdoor agricultural event that takes place on multiple dates or times  
4596 during a single calendar year, but a special license shall not be granted for an agricultural event if  
4597 the event is not scheduled to take place within 1 calendar year.

4598 The special license shall be conspicuously displayed at the licensed premises. A copy of a  
4599 special license granted by the local licensing authority shall be submitted by the authority to the  
4600 commission not less than 7 days before the date the agricultural event is scheduled to begin. The  
4601 local licensing authority may charge a fee for each special license granted, but such fee shall not

4602 exceed \$50. A special license granted under this section shall be nontransferable to any other  
4603 person, corporation or organization and shall be clearly marked “nontransferable” on its face.

4604           A special license under this section may be granted by a local licensing authority for a  
4605 portion of premises that are licensed under section 12; provided, however that: (i) the holder of  
4606 the special license shall document the legal basis for use of the premises; (ii) the area in which  
4607 the special license is to be approved shall be physically delineated from the area remaining under  
4608 the control of the holder of the license granted under said section 12; (iii) the holder of the  
4609 special license shall be solely liable for all activities that arise out of the special license; and (iv)  
4610 the holder of the special license shall not pay any consideration directly or indirectly to the  
4611 holder of the license granted under said section 12 for the access to or use of the premises.

4612           SECTION 227. Section 19C of said chapter 138, as so appearing, is hereby amended by  
4613 inserting after the word “premises”, in line 124, the following words:- or in accordance with  
4614 section 15F.

4615           SECTION 228. Section 19D of said chapter 138, as so appearing, is hereby amended by  
4616 inserting after the word “premises”, in line 126, the following words:- , or in accordance with  
4617 section 15F.

4618           SECTION 229. Section 19E of said chapter 138, as so appearing, is hereby amended by  
4619 inserting after the word “premises”, in line 125, the following words:- , or in accordance with  
4620 section 15F.

4621           SECTION 230. Section 26 of said chapter 138, as so appearing, is hereby amended by  
4622 striking out, in lines 3 and 22, the word “his” and inserting in place thereof, in each instance, the  
4623 following word:- their.

4624 SECTION 231. Said section 26 of said chapter 138, as so appearing, is hereby further  
4625 amended by inserting after the word “States” in lines 4 and 16, each time it appears, the  
4626 following words:- or a qualified alien under the Immigration and Nationality Act, 8 U.S.C. 1101.

4627 SECTION 232. Said section 26 of said chapter 138, as so appearing, is hereby further  
4628 amended by inserting after the word “citizen”, in line 6, the following words:- or qualified alien.

4629 SECTION 233. Said section 26 of said chapter 138, as so appearing, is hereby further  
4630 amended by striking out, in line 16, the word “him” and inserting in place thereof the following  
4631 word:- them.

4632 SECTION 234. Said chapter 138 is hereby further amended by inserting after section 33B  
4633 the following 2 sections:-

4634 Section 33C. In a city or town that accepts this section in the manner provided in section  
4635 4 of chapter 4, an establishment holding a license to sell alcohol to be drunk o the premises under  
4636 this chapter may sell alcoholic beverages or alcohol at a discounted price, in a manner as  
4637 approved by the city or town.

4638 Section 33D. In a city or town that accepts this section in the manner provided in section  
4639 4 of chapter 4, a common victualler duly licensed under chapter 140 or any person duly licensed  
4640 under section 12 to sell all alcoholic beverages or only wines and malt beverages to be drunk on  
4641 the premises may discount alcoholic beverages during a specified time period, subject to any  
4642 ordinances, by-laws or other limitations provided by the city or town; provided, however, that:  
4643 (i) the prices of alcoholic beverages shall not be changed during the time period in which they  
4644 are discounted; (ii) alcoholic beverages shall not be discounted between the hours of 10 p.m. and  
4645 the licensed establishment’s closing hour; and (iii) notice of the sale of discounted alcoholic

4646 beverages during the specified time period shall be conspicuously posted on the licensed  
4647 premises and on the licensee’s publicly available website ot less than 3 days prior to the specified  
4648 time. Authorized licensees may advertise events permitted under this section with the approval of  
4649 the local licensing authority.

4650 SECTION 235. Chapter 140 of the General Laws is hereby amended by inserting after  
4651 section 131Y the following section:-

4652 Section 131Z. (a) As used in this section, the following words shall have the following  
4653 meanings unless the context clearly requires otherwise:

4654 “Robotic device”, a device capable of locomotion, navigation, movement or flight that  
4655 operates at a distance from its operator or supervisor based on commands or in response to  
4656 sensor data, or a combination thereof, including, but not limited to, an uncrewed aerial vehicle.

4657 “Weapon”, a device designed to threaten or cause death, incapacitation or physical injury  
4658 to a person including, but not limited to, firearms, chemical agents or irritants, flamethrowers,  
4659 kinetic impact projectiles, weaponized lasers and explosive devices.

4660 (b) No person shall , t manufacture, modify, sell, transfer, possess or operate a robotic  
4661 device equipped or mounted with a weapon. Whoever knowingly violates this subsection shall be  
4662 punished by imprisonment in the state prison for not less than 2½ years and not more than 5  
4663 years or in a jail or house of correction for not less than 18 months and not more than 2½ years.  
4664 Whoever, after having been convicted of any of the offenses in this subsection, commits a  
4665 second offense in violation of this subsection shall be punished by imprisonment in the state  
4666 prison for not less than 5 years and not more than 7 years, whoever commits third such offense,  
4667 shall be punished by imprisonment in the state prison for not less than 7 years and not more than

4668 10 years and whoever commits a fourth or subsequent offense, shall be punished by  
4669 imprisonment in the state prison for not less than 10 years and not more than 15 years.

4670 (c) No person shall, use a robotic device to: (i) threaten to commit a crime in violation of  
4671 section 2 of chapter 275; (ii) harass another person in violation of section 43A of chapter 265; or  
4672 (iii) physically restrain or to attempt to physically restrain another person. Whoever knowingly  
4673 violates the of this subsection shall be punished by imprisonment in a house of correction for not  
4674 more than 2½ years, by a fine of not more than \$1,000 or by both such fine and imprisonment.  
4675 Whoever, after having been convicted of any of the offenses set forth in this subsection, commits  
4676 a second or subsequent offense under this subsection shall be punished by imprisonment in a  
4677 house of correction for not more than 2½ years or in a state prison for not more than 10 years, by  
4678 a fine of not more than \$15,000 or by both such fine and imprisonment.

4679 (d) This section shall not apply to:

4680 (i) the United States Department of Defense or any of its departments, agencies or units;

4681 (ii) the Massachusetts National Guard;

4682 (iii) a defense industrial company with respect to robotic devices that are within the scope  
4683 of its contract with the United States Department of Defense;

4684 (iv) a defense industrial company with respect to robotic devices that are within the scope  
4685 of a waiver obtained from the attorney general;

4686 (v) robotic devices within the scope of a waiver obtained from the attorney general solely  
4687 for the development or testing of technology intended to detect, prevent or mitigate the  
4688 unauthorized weaponization of robotic devices; any

4689 (vi) robotic devices within the scope of a waiver obtained from the attorney general  
4690 solely for educational or entertainment purposes; and

4691 (vii) law enforcement agencies or officers, as those terms are defined in section 1 of  
4692 chapter 6E, acting in the public performance of their duties, to operate a robotic device equipped  
4693 or mounted with a weapon or disrupter technology: (A) to destroy, defuse or dispose of  
4694 explosives or suspected explosives; (B) to destroy property when there is an imminent threat of  
4695 death or serious bodily injury; or (C) for the development, evaluation, testing, education or  
4696 training relating to the uses authorized in this clause.

4697 (e) A law enforcement agency shall obtain a warrant or other required judicial  
4698 authorization prior to deploying a robotic device: (i) onto private property in any situation in  
4699 which a warrant would be required if the entry onto that property were made by an officer; and  
4700 (ii) to conduct surveillance or location tracking in any situation in which a warrant or other  
4701 required judicial authorization would be required if such surveillance or tracking were conducted  
4702 by an officer or by the use of other technology.

4703 (f) A person may bring a civil action for damages and equitable relief, including  
4704 injunctive relief, resulting from a violation of this section or a regulation promulgated hereunder  
4705 in a court of competent jurisdiction. A plaintiff who prevails in an action under this section shall  
4706 be entitled to an award of reasonable attorneys' fees and costs incurred in connection with such  
4707 civil action.

4708 (g) A law enforcement agency shall document, as a public record, every instance that it  
4709 uses a robotic device and submit such information quarterly to the executive office of public  
4710 safety and security. Reported information shall include: (i) the date and time of the use; (ii) the

4711 scope, target and objective of the use; (iii) whether the robotic device was equipped or mounted  
4712 with a weapon; (iv) the permitted reason for use; and (v) whether a warrant or other legally  
4713 required judicial authorization was obtained. The executive office of public safety and security  
4714 shall annually, not later than March 31, publicly post this information on its website.

4715 (h) The secretary of the executive office of public safety may promulgate rules and  
4716 regulations to carry out the provisions of this section, including rules and regulations related to  
4717 the permitted uses of robotic devices equipped or mounted with a weapon by law enforcement  
4718 set forth in subsection (e).

4719 (j) The attorney general shall promulgate rules and regulations relating to the exemptions  
4720 described in subsection (d).

4721 SECTION 236. Said chapter 140 is hereby further amended by striking out sections 185C  
4722 and 185D, as appearing in the 2022 Official Edition, and inserting in place thereof the following  
4723 2 sections:-

4724 Section 185C. (a) For the purpose of this section, “ticket purchasing software” shall mean  
4725 any machine, device, computer program or computer software that, on its own or with human  
4726 assistance, bypasses security measures or access control systems on a retail ticket purchasing  
4727 platform, or other controls or measures on a retail ticket purchasing platform that assist in  
4728 implementing a limit on the number of tickets that can be purchased, to purchase tickets.

4729 (b) The commissioner of occupational licensure, after notice to the licensee and  
4730 reasonable opportunity to be heard, may revoke a license or may suspend the license for such  
4731 period as the commissioner deems appropriate, upon satisfactory proof that the licensee has  
4732 violated or permitted a violation of any condition of the license or of any rule or regulation of the

4733 commissioner under section 185E. If the license is revoked, the licensee shall be disqualified to  
4734 receive a license for 1 year after the expiration of the term of the license so revoked.

4735 (c) No person, firm, corporation or other entity shall utilize or sell ticket purchasing  
4736 software to purchase tickets. Any person, firm, corporation or other entity who knowingly  
4737 utilizes ticket purchasing software to purchase tickets shall be subject to a civil penalty of not  
4738 less than \$500 per violation and shall forfeit all profits made from the sale of any such  
4739 unlawfully obtained tickets. Any person, firm, corporation or other entity who is a licensee who  
4740 is adjudicated guilty by the commissioner under subsection (b) of the following acts shall have  
4741 their license revoked and may be barred from licensure for a period not to exceed 3 years if the  
4742 licensee: (i) knowingly utilized ticket purchasing software in order to purchase tickets; (ii)  
4743 knowingly resold or offered to resell a ticket that the licensee knew was obtained using ticket  
4744 purchasing software; or (iii) intentionally maintained any interest in or maintained any control of  
4745 the operation of ticket purchasing software to purchase tickets.

4746 (d) Any person, firm, corporation or other entity that has knowledge of the use of ticket  
4747 purchasing software in violation of this chapter and fails to notify the office of the attorney  
4748 general within 30 days shall be subject to a civil penalty of \$500 per violation.

4749 Section 185D. (a) A licensee that facilitates the sale or resale of a ticket to any theatrical  
4750 exhibition, public show, public amusement or exhibition shall disclose in a clear and  
4751 conspicuous manner the total ticket price inclusive of fees, interests, charges and other  
4752 components of the total ticket price; provided, however, that the total ticket price may not  
4753 include shipping charges, taxes and any fees required by federal, state or local law.

4754 (b) The total ticket price shall be disclosed: (i) at the time of the initial presentation or  
4755 listing of the ticket price and anytime afterwards; (ii) prior to requiring a consumer to provide  
4756 personal information, including, but not limited to, billing information; provided, however, that  
4757 such information may be collected if the personal information is necessary to determine if the  
4758 purchase by the consumer is legal; and (iii) prior to the ticket being selected for purchase.  
4759 Notwithstanding the foregoing, a ticket purchased for a non-live movie or non-live show at a  
4760 movie theater may display the ticket price and all ancillary charges after the customer selects the  
4761 movie or show; provided, however, that all fees shall be clearly and conspicuously provided  
4762 contemporaneously with the ticket price and prior to requiring a consumer to provide personal  
4763 information, including billing information; and provided further, that such information may be  
4764 collected if the personal information is necessary to determine if the purchase is legal.

4765 (c) No licensee under section 185A shall sell or facilitate the sale of tickets or resell or  
4766 facilitate the resale of any tickets to a theatrical exhibition, public show, public amusement or  
4767 exhibition of any description without a guarantee to each purchaser of such sold or resold tickets  
4768 that the purchaser shall be provided a full refund of the amount paid by the purchaser, including,  
4769 but not limited to, all fees and charges, if any, if the: (i) event for which the ticket has been sold  
4770 or resold is cancelled; (ii) ticket received by the purchaser does not grant the purchaser  
4771 admission to the event described on the ticket; (iii) ticket was not delivered to the purchaser prior  
4772 to the occurrence of the event unless such failure of delivery was due to an act or omission of the  
4773 purchaser; or (iv) ticket fails to conform to its description as advertised unless the purchaser has  
4774 preapproved a substitution of tickets. The provision of a replacement ticket to the same event at a  
4775 comparable location, where applicable, and at no additional cost to the consumer shall be  
4776 considered a full refund under this section.

4777 (d) Failure to disclose the fees clearly and conspicuously or misrepresenting the total  
4778 ticket price under this section shall constitute an unfair or deceptive act or practice under chapter  
4779 93A.

4780 (e) Any person, firm, corporation or other entity who violates this section may be barred  
4781 from licensure for not more than 3 years and shall be subject to a civil penalty of not more than  
4782 \$5,000 per violation.

4783 SECTION 237. Section 4 of chapter 142A of the General Laws, as so appearing, is  
4784 hereby amended by striking out, in line 5, the word “two” and inserting in place thereof the  
4785 following figure:- 5.

4786 SECTION 238. Section 5 of said chapter 142A, as so appearing, is hereby amended by  
4787 inserting after the word “jurisdiction”, in line 5, the following words:- or an arbitrator pursuant to  
4788 section 4.

4789 SECTION 239. Said section 5 of said chapter 142A, as so appearing, is hereby further  
4790 amended by striking out, in lines 9 to 13, inclusive, the words “owner has exhausted all  
4791 customary and reasonable efforts to collect the judgment but the contractor has filed for  
4792 bankruptcy, fled the jurisdiction or the owner is otherwise unable to collect such judgment after  
4793 execution” and inserting in place thereof the following words:- contractor shall have failed to pay  
4794 the judgment or award and the director has determined that reasonable efforts to collect the same  
4795 have been made.

4796 SECTION 240. Section 7 of said chapter 142A, as so appearing, is hereby amended by  
4797 striking out the first paragraph and inserting in place thereof the following paragraph:-

4798           An owner may make a claim to the fund only if the owner has complied with section 3,  
4799 has obtained a judgment or arbitration award and has filed the claim with the fund not more than  
4800 7 years from the date of the contract, stating that the contractor has failed to pay the judgment or  
4801 award and the director has determined that reasonable efforts to collect the same have been  
4802 made.

4803           SECTION 241. Said section 7 of said chapter 142A, as so appearing, is hereby further  
4804 amended by striking out, in lines 12 and 13, the words “ten thousand dollars” and inserting in  
4805 place thereof the following figure:- \$25,000.

4806           SECTION 242. Said section 7 of said chapter 142A, as so appearing, is hereby further  
4807 amended by striking out, in lines 15 and 18, the words “seventy-five thousand dollars” and  
4808 inserting in place thereof, in each instance, the following figure:- \$150,000.

4809           SECTION 243. Section 15 of said chapter 142A is hereby repealed.

4810           SECTION 244. Section 17 of said chapter 142A, as appearing in the 2022 Official  
4811 Edition, is hereby amended by striking out clause (17) and inserting in place thereof the  
4812 following 3 clauses:-

4813           (17) having a license, certificate, registration or authority issued by another state or  
4814 territory of the United States, the District of Columbia or a foreign state or nation with authority  
4815 to issue such a license, certificate, registration or authority revoked, cancelled, suspended, not  
4816 renewed or otherwise acted against or, if the holder has been disciplined, the basis for any such  
4817 action would constitute a basis for disciplinary action in the commonwealth;

4818 (18) failing to repay the fund in full, including the appropriate amount of annual interest,  
4819 for any amount paid from the fund because of the contractor's or subcontractor's conduct; and  
4820 (19) violating any other provision of this chapter.

4821 SECTION 244. Said section 17 of said chapter 142A, as so appearing, is hereby further  
4822 amended by adding the following paragraph:-

4823 For the purposes of this section, the conduct of a contractor or subcontractor shall include  
4824 the conduct of their agents, employees, salespersons and subcontractors, whether or not an  
4825 express relationship exists, if the work or activity is within the scope of the contract and not for  
4826 additional work beyond the contract undertaken by separate agreement with the owner.

4827 SECTION 245. The first paragraph of section 18 of said chapter 142A, as so appearing, is  
4828 hereby amended by adding the following sentence:- The director may also enter into a consent  
4829 agreement with a registrant to impose administrative penalties, including, but not limited to,  
4830 voluntary revocation of the registration.

4831 SECTION 246. Section 53 of chapter 146 of the General Laws, as so appearing, is hereby  
4832 amended by adding the following 2 subsections:-

4833 (h) A public high school that operates hoisting equipment as part of a vocational technical  
4834 education program approved under chapter 74 shall be exempt from this section if the school: (i)  
4835 has not less than 1 supervisory instructor who holds a license issued by the division of  
4836 occupational licensure pursuant to this section and who is designated as the responsible person in  
4837 charge of the hoisting equipment; provided, however, that the supervising instructor is: (A) on  
4838 site at all times of operation; and (B) designated as the responsible person in charge of hoisting

4839 equipment during that period of operation; and (ii) provides an in-service training program for its  
4840 instructors.

4841 (i) A training facility that is registered with the division of apprentice standards and  
4842 which trains apprentices for the occupation of operating engineer shall be exempt from this  
4843 section if the facility: (i) has not less than 1 supervisory instructor who holds a license issued by  
4844 the division of occupational licensure pursuant to this section and who is designated as the  
4845 responsible person in charge of the hoisting equipment; provided, however, that the supervising  
4846 instructor is: (A) on site at all times of operation; and (B) designated as the responsible person in  
4847 charge of hoisting equipment during that period of operation; and (ii) provides an in-service  
4848 training program for its instructors.

4849 SECTION 247. Chapter 147 of the General Laws is hereby amended by striking out  
4850 section 36, as appearing in the 2022 Official Edition, and inserting in place thereof the following  
4851 3 sections:-

4852 Section 36. At every boxing, kickboxing, mixed martial arts or other unarmed combative  
4853 sporting event, sparring match or exhibition, there shall be in attendance a referee, duly licensed  
4854 under this section and sections 35 and 35A. There shall also be in attendance not less than 3  
4855 duly-licensed judges, each of whom shall, at the termination of a match or exhibition, vote for  
4856 the contestant in whose favor the decision should, in their opinion, be rendered or, for a draw if,  
4857 in their opinion, neither contestant is entitled to a decision in their favor and the decision shall be  
4858 rendered in favor of the contestant receiving a majority of the votes or, if neither receives a  
4859 majority as aforesaid, a decision of a draw shall be rendered. Upon the rendering of a decision,  
4860 the vote of each judge shall be announced from the ring. The referee shall have full power to stop

4861 the match or exhibition whenever they deem it advisable because of the physical condition of a  
4862 contestant or when 1 contestant is clearly outclassed by their opponent or for other sufficient  
4863 reason. The commission shall declare forfeited any prize, remuneration or purse or any part  
4864 thereof belonging to a contestant if, in the judgment of a majority of the commissioners after  
4865 consultation with the judges and the referee, the contestant was not competing in good faith. The  
4866 fees of the referee and other licensed officials shall be fixed by the commission and shall be paid  
4867 by the licensed organization prior to the match or exhibition.

4868           Section 36A. (a) The commission shall set forth rules and regulations for contracts  
4869 between a manager and an unarmed combatant and contracts between a promoter and an  
4870 unarmed combatant. An unarmed combatant shall not enter a contract with a manager or a  
4871 promoter unless the contract is filed with the commission prior to a scheduled contest in an  
4872 amount of time established by the commission. The commission shall only honor a contract that  
4873 is executed and notarized on a form provided by the commission unless the contract terms  
4874 comply with the requirements set forth by the commission.

4875           (b) The commission shall promulgate rules and regulations for contracts between a  
4876 manager and an unarmed combatant and a promoter and an unarmed combatant; provided,  
4877 however, that an unarmed combatant shall not enter into a contract with a manager or promoter  
4878 unless the contracted is filed with the commission prior to a scheduled contest within an amount  
4879 of time established by the commission. The commission shall only accept a contract that is  
4880 executed and notarized on a form provided by the commission unless the terms of the contract  
4881 otherwise comply with the requirements established by the commission.

4882 (c) The commission shall be the sole arbiter of a complaint that a contestant did not that a  
4883 contestant did not compete in good faith during a contest and may establish rules governing  
4884 dispute resolution under this section. If, during a contest, a contestant is believed to not be  
4885 competing in good faith, a member of the commission or their designee shall withhold any prize,  
4886 remuneration or purse until a hearing is held. The commission shall, at a hearing following the  
4887 contest, declare forfeited any prize, remuneration or purse or any part thereof belonging to a  
4888 contestant if, in the judgment of a majority of the commissioners, after consultation with the  
4889 judges and the referee, the contestant was not competing in good faith.

4890 Section 36B. Whoever violates any provision of sections 32 to 51, inclusive, or who  
4891 conducts themself at any time or place in a manner that is deemed by the commission to discredit  
4892 any unarmed combative sports, may have their license revoked and be fined, suspended or  
4893 otherwise disciplined in such manner as the commission may direct.

4894 SECTION 248. Said chapter 147 is hereby further amended by striking out section 39B,  
4895 as so appearing, and inserting in place thereof the following section:-

4896 Section 39B. A person licensed under section 33 to conduct boxing, kickboxing, mixed  
4897 martial arts or other unarmed combative sports events, sparring matches or exhibitions, except  
4898 those persons to whom a special license may be granted thereunder without the requirement of a  
4899 bond or payment of the annual fee, shall take out a policy of accident insurance on each  
4900 contestant participating in the match or exhibition in an amount determined by the commission,  
4901 but not less than \$10,000, to compensate the contestant for medical and hospital expenses  
4902 incurred as the result of injuries received in such match or exhibition and a policy in an amount  
4903 determined by the commission, but not less than \$100,000, to be paid to the estate of a deceased

4904 contestant in the event of the death of the contestant resulting from participation in the match or  
4905 exhibition. The premiums on the policies shall be paid by the licensee.

4906 SECTION 249. Section 192 of chapter 149 of the General Laws, as so appearing, is  
4907 hereby amended by striking out, in line 1, the figure “203” and inserting in place thereof the  
4908 following figure:- 204.

4909 SECTION 250. Said chapter 149 is hereby further amended by adding the following  
4910 section:-

4911 Section 204. (a) A client and a registered PEO or PEO group as defined in section 192  
4912 shall each be deemed an employer for the purposes of sponsoring retirement and welfare benefit  
4913 plans for its covered employees.

4914 (b) A fully-insured welfare benefit plan offered to the covered employees of a PEO or  
4915 PEO group shall be treated as a single employer welfare benefit plan.

4916 (c) A PEO or PEO group shall be deemed the employer of covered employees under  
4917 chapter 176J, and all such covered employees shall be included in the full-time equivalents count  
4918 for purposes of a fully-insured health insurance plan sponsored by a PEO or PEO group.

4919 SECTION 251. Subsection (4) of section 25Q of chapter 152 of the General Laws, as so  
4920 appearing, is hereby amended by adding the following sentence:- Subsection (1) shall not apply  
4921 to groups that have been in existence for not less than 5 years and have established a premium  
4922 payment plan acceptable to the commissioner.

4923 SECTION 252. Section 2 of the chapter 167F of the General Laws, as so appearing, is  
4924 hereby amended by striking out, in lines 343 and 344, the words “Massachusetts Growth Capital

4925 Corporation created under chapter 40W” and inserting in place thereof the following words:-  
4926 growth capital division of the Massachusetts Development Finance Agency established in  
4927 section 2 of chapter 23G.

4928 SECTION 253. Paragraph 14G of section 63 of chapter 175 of the General Laws, as so  
4929 appearing, is hereby amended by striking out clauses (2) and (3) and inserting in place thereof  
4930 the following 3 clauses:-

4931 (2) initially rated NAIC 1 or NAIC 2 subsequent to such acquisition, either by the NAIC-  
4932 SVO or by the insurer pursuant to a filing exemption in accordance with the requirements of the  
4933 NAIC-SVO;

4934 (3) are provisionally rated NAIC 1Z or NAIC 2Z by the insurer in accordance with the  
4935 requirements of the NAIC-SVO; provided, however, that in the event that the provisionally rated  
4936 bonds, notes, evidences of indebtedness or contractual obligations for the payment of money or  
4937 the long-term debt of the institution or institutions issuing, assuming or guaranteeing the bonds,  
4938 notes, evidences of indebtedness or contractual obligations for the payment of money  
4939 subsequently fail to qualify under clause (1) or (2) after any appeal by the insurer within the  
4940 applicable time periods specified by the NAIC-SVO, the bonds, notes, evidences of indebtedness  
4941 or contractual obligations for the payment of money shall no longer qualify as permitted  
4942 investments under this paragraph; provided further, that no company may invest more than an  
4943 aggregate of 2 per cent of its admitted assets in bonds, notes, evidences of indebtedness or  
4944 contractual obligations for the payment of money issued, guaranteed or insured by any one  
4945 institution pursuant to this paragraph; or

4946 (4) are of an exchange-traded fund registered pursuant to the Investment Company Act of  
4947 1940; provided, that:

4948 (i) the exchange-traded fund is solvent and reported not less than \$100,000,000 of net  
4949 assets in its latest annual or more recent certified audited financial statement;

4950 (ii) the exchange-traded fund operates as a corporation, trust or other substantially similar  
4951 legal structure registered with the Securities and Exchange Commission pursuant to the  
4952 Investment Company Act of 1940, and the offered shares of the exchange-traded fund are  
4953 registered under the Securities Act of 1933; provided, however, that each exchange-traded fund  
4954 shall be treated as the issuer of the securities issued by the fund for the purposes of this  
4955 paragraph;

4956 (iii) the NAIC-SVO has designated the exchange-traded fund as meeting the criteria to be  
4957 placed on the list promulgated by the NAIC-SVO of exchange-traded funds eligible for reporting  
4958 as a long-term bond in the purposes and procedures manual of the NAIC-SVO or a successor  
4959 publication; and

4960 (iv) the amount of the domestic stock or mutual life company's investment in the  
4961 exchange-traded fund does not exceed 15 per cent of said company's capital and surplus.

4962 Subclause (iii) shall not authorize a domestic stock or mutual life company to invest in a  
4963 bond exchange-traded fund that has embedded structural features designed to deliver  
4964 performance that does not track the full unlevered and positive return of the underlying index or  
4965 exposure, including a leverage or inverse exchange-traded fund.

4966 An insurer may deposit with the department shares of a bond exchange-traded fund  
4967 described by clause (4) as a statutory deposit if state law requires a statutory deposit from the  
4968 insurer.

4969 SECTION 254. Subsection (f) of section 2A of chapter 211D of the General Laws, as so  
4970 appearing, is hereby amended by striking out in line 106, the words “18 years of age” and  
4971 inserting in place thereof the following words:- the age of criminal majority.

4972 SECTION 255. Section 85W of chapter 231 of the General Laws, as so appearing, is  
4973 hereby amended by inserting after the word “compensation”, in line 2, the following words:-  
4974 exceeding \$500 per year.

4975 SECTION 256. Section 35C of chapter 244 of the General Laws, as so appearing, is  
4976 hereby amended by adding the following subsection:-

4977 (i)(1) For purposes of this subsection, the following words shall have the following  
4978 meanings unless the context clearly requires otherwise:

4979 “Entity”, an entity with a tax-exempt filing status under section 501(c)(3) of the Internal  
4980 Revenue Code or an entity controlled by an entity with such tax-exempt filing status.

4981 “Shared appreciation mortgage”, a mortgage or security instrument that is a second lien  
4982 on the residential property for the percentage of shared appreciation required to be paid under the  
4983 accompanying shared appreciation promissory note and secured by such shared appreciation  
4984 mortgage.

4985           “Shared appreciation”, the percentage share of the appreciation in the value of a  
4986 residential property as defined in a shared appreciation mortgage and shared appreciation  
4987 promissory note.

4988           (2) If an entity obtains from a person acquiring or re-acquiring a residential property a  
4989 shared appreciation mortgage encumbering such residential property that secures the contingent  
4990 right of the entity to receive a percentage share of the appreciation in value of such residential  
4991 property upon: (i) the sale, conveyance, assignment or other transfer thereof; (ii) refinancing or  
4992 other payoff or satisfaction of the new first priority mortgage loan encumbering such residential  
4993 property; or (iii) the occurrence of other events specified in such shared appreciation mortgage or  
4994 such shared appreciation promissory note, including reaching a defined maturity date, then the  
4995 entity and the maker, lender, grantor or holder of the new first priority mortgage loan shall not be  
4996 liable for monetary relief, injunctive relief or other equitable relief at common law or by statute,  
4997 including chapter 93A, chapter 140D, chapter 183C and section 49 of chapter 271 for the use of  
4998 or the terms of said shared appreciation mortgage or shared appreciation promissory note, so  
4999 long as such person receives a full disclosure, in writing as required herein and in advance of the  
5000 closing of such person’s acquisition or re-acquisition of such residential property, stating that  
5001 such person will be required to enter into a shared appreciation mortgage and shared appreciation  
5002 promissory note to such entity at said closing and upon such person’s entering into a new first  
5003 priority mortgage loan. A shared appreciation mortgage and shared appreciation promissory note  
5004 offered under this subsection shall be permitted only if a person has received notice or is  
5005 otherwise shown to be not less than 90 days delinquent on their prior mortgage loan. An offer for  
5006 a shared appreciation mortgage shall be invalid if there is no reduction of the prior delinquent

5007 mortgage loan principal the person owes or owed when the person acquires or re-acquires such  
5008 residential property and enters into a new first priority mortgage loan.

5009 (3) An entity shall not offer a shared appreciation mortgage and shared appreciation  
5010 promissory note to a person without first providing written notice disclosing substantially the  
5011 following information:

5012 Notice of Shared Appreciation Mortgage Agreement

5013 In connection with your acquisition or re-acquisition of your property at  
5014 \_\_\_\_\_, the undersigned entity intends to make an offer to you to enter into a shared  
5015 appreciation mortgage and shared appreciation promissory note. Please be advised that under  
5016 such shared appreciation mortgage and promissory note:

5017 You will not be required to make any payment on the shared appreciation mortgage or  
5018 shared appreciation note during the mortgage term.

5019 You must pay the shared appreciation mortgage upon refinancing of your new first  
5020 priority mortgage loan or upon the sale of the property.

5021 Your percentage of shared appreciation will be based on the amount that your prior  
5022 mortgage debt has been reduced.

5023 (4) Said written notice may include substantially the following information:

5024 You are encouraged to discuss this agreement with family, community service providers,  
5025 housing counselors or others at any time during this mortgage process. If you fail or refuse to  
5026 seek housing counseling, the entity may choose not to proceed. A list of housing counselors

5027 certified by the United States Department of Housing and Urban Development is enclosed with  
5028 this notice or has otherwise been provided.

5029 In order to proceed with this transaction, you must sign, date and return this notice to us  
5030 promptly, but in not less than 7 days after your receipt of this notice.

5031 By signing this notice, you are not bound to proceed to enter into a shared appreciation  
5032 mortgage and promissory note. The entity has no obligation to proceed to assist you with  
5033 acquiring or reacquiring a residential property or otherwise proceed to negotiate a shared  
5034 appreciation mortgage and promissory note. No shared appreciation mortgage or promissory note  
5035 shall be binding on you or the entity until a final shared appreciation mortgage and note are  
5036 signed and dated by both you and the entity.

5037 Your shared appreciation mortgage and promissory note shall become due and payable  
5038 upon the sale, conveyance, assignment or other transfer of your residential property, upon  
5039 refinancing of the new first priority mortgage loan encumbering such residential property, or  
5040 other payoff or satisfaction of such new first priority mortgage loan, or upon the occurrence of  
5041 other events specified in the shared appreciation mortgage or shared appreciation promissory  
5042 note, including reaching a defined maturity date.

5043 (5) The attorney general may promulgate rules and regulations to implement this  
5044 subsection.

5045 SECTION 257. Section 13 of chapter 250 of the General Laws, as so appearing, is hereby  
5046 amended by striking out, in line 3, the figure "18" and inserting in place thereof the following  
5047 words:- criminal majority.

5048 SECTION 258. Section 2 of chapter 258E of the General Laws, as so appearing, is  
5049 hereby amended by striking out, in line 7, the figure “18” and inserting in place thereof the  
5050 following words:- criminal majority.

5051 SECTION 259. Section 15A of chapter 265 of the General Laws, as so appearing, is  
5052 hereby amended by striking out, in line 24, the words “18 years of age or over” and inserting in  
5053 place thereof the following words:- who has attained the age of criminal majority.

5054 SECTION 260. Said section 15A of said chapter 265, as so appearing, is hereby further  
5055 amended by striking out, in line 46, the words “is 18 years of age or older” and inserting in place  
5056 thereof the following words:- has attained the age of criminal responsibility.

5057 SECTION 261. Section 15B of said chapter 265, as so appearing, is hereby amended by  
5058 striking out, in line 24, the words “18 years of age or over” and inserting in place thereof the  
5059 following words:- who has attained the age of criminal majority.

5060 SECTION 262. Section 18 of said chapter 265, as so appearing, is hereby amended by  
5061 striking out, in lines 26 and 27, the words “18 years of age or over” and inserting in place thereof  
5062 the following words:- who has attained the age of criminal majority.

5063 SECTION 263. Section 18B of said chapter 265, as so appearing, is hereby amended by  
5064 striking out, in lines 43 and 44, the words “18 years of age or over” and inserting in place thereof  
5065 the following words:- who has attained the age of criminal majority.

5066 SECTION 264. Section 19 of said chapter 265, as so appearing, is hereby amended by  
5067 striking out, in lines 23 and 24, the words “18 years of age or over” and inserting in place thereof  
5068 the following words:- who has attained the age of criminal majority.

5069 SECTION 265. Section 43 of said chapter 265, as so appearing, is hereby amended by  
5070 striking out, in lines 56 and 89, the words “18 years of age or over”, each time they appear, and  
5071 inserting in place thereof, in each instance, the following words:- who has attained the age of  
5072 criminal majority.

5073 SECTION 266. Section 59 of said chapter 265, as so appearing, is hereby amended by  
5074 striking out the figure “18” and inserting in place thereof the following words:- criminal  
5075 majority.

5076 SECTION 267. Section 10 of chapter 269 of the General Laws, as so appearing, is hereby  
5077 amended by striking out, in line 53 and 223, the words “18 years of age or older”, each time they  
5078 appear, and inserting in place thereof, in both instances, the following words:- who has attained  
5079 the age of criminal majority.

5080 SECTION 268. Said section 10 of said chapter 269, as so appearing, is hereby further  
5081 amended by striking out, in line 55, the figure “18” and inserting in place thereof the words:- the  
5082 age of criminal majority.

5083 SECTION 269. Section 10E of said chapter 269, as so appearing, is hereby amended by  
5084 striking out, in lines 40 and 41, the words “, 18 years of age or over,” and inserting in place  
5085 thereof the following words:- who has attained the age of criminal majority.

5086 SECTION 270. Said section 10E of said chapter 269, as so appearing, is hereby further  
5087 amended by striking out, in line 42, the figure “18” and inserting in place thereof the words:- the  
5088 age of criminal majority.

5089 SECTION 271. Section 10F of said chapter 269, as so appearing, is hereby amended by  
5090 striking out, in lines 4 and 28, the words “18 years of age or over”, each time they appear, and  
5091 inserting in place thereof, in each instance, the following words:- who has attained the age of  
5092 criminal majority.

5093 SECTION 272. Said section 10F of said chapter 269, as so appearing, is hereby further  
5094 amended by striking out, in line 32, the figure “18” and inserting in place thereof the following  
5095 words:- criminal majority.

5096 SECTION 273. Said section 10F of said chapter 269, as so appearing, is hereby further  
5097 amended by striking out, in lines 50 and 51, the words “17 years of age or over” and inserting in  
5098 place thereof the following words:- who has attained the age of criminal majority.

5099 SECTION 274. Section 10G of said chapter 269, as so appearing, is hereby amended by  
5100 striking out, in lines 34 and 35, the words “18 years of age or over” and inserting in place thereof  
5101 the following words:- who has attained the age of criminal majority.

5102 SECTION 275. Section 87 of chapter 276 of the General Laws, as so appearing, is hereby  
5103 amended by striking out, in line 7, the figure “18” and inserting in place thereof the following  
5104 words:- criminal majority.

5105 SECTION 276. Said section 87 of said chapter 276, as so appearing, is hereby further  
5106 amended by striking out, in lines 14 and 15, the words “was eighteen years of age or older” and  
5107 inserting in place thereof the following words:- had attained the age of criminal majority.

5108 SECTION 277. Section 89A of said chapter 276, as so appearing, is hereby amended by  
5109 striking out, in line 3, the figure “18” and inserting in place thereof the following words:-  
5110 criminal majority.

5111 SECTION 278. Section 89B of said chapter 276, as so appearing, is hereby amended by  
5112 striking out, in line 3, the words “are 18 to 24” and inserting in place thereof the following  
5113 words:- attained the age of criminal majority and are under 25.

5114 SECTION 279. Section 100D of said chapter 276, as so appearing, is hereby amended by  
5115 striking out, in line 8, the figure “17” and inserting in place thereof the following words:-  
5116 criminal majority.

5117 SECTION 280. Section 6B of chapter 280 of the General Laws, as so appearing, is  
5118 hereby amended by striking out, in line 3, the words “18 years” and inserting in place thereof the  
5119 following words:- criminal majority.

5120 SECTION 281. The ninth paragraph of section 10 of chapter 498 of the acts of 1993, as  
5121 amended by section 142 of chapter 268 of the acts of 2022, is hereby further amended by striking  
5122 out the last sentence.

5123 SECTION 282. Said section 10 of said chapter 498, as so amended, is hereby further  
5124 amended by adding the following paragraph:-

5125 Notwithstanding the Reuse Plan and associated zoning by-laws under this section or any  
5126 other general or special law to the contrary, there shall be: (i) no square foot limit or cap on the  
5127 amount of commercial or industrial development that may occur within Devens; and (ii) no limit  
5128 or cap on the number of residential units that may be developed within Devens. Nothing in this

5129 section shall modify any other provisions of the by-laws regulating the development of housing  
5130 within Devens or requiring the issuance of development permits by the Devens Enterprise  
5131 Commission for specific projects.

5132 SECTION 283. Item 7066-8110 of section 2 of chapter 113 of the acts of 2018 is hereby  
5133 amended by striking out the words “for heating, ventilation and air conditioning systems at the  
5134 University of Massachusetts at Dartmouth” and inserting in place thereof the following words:-  
5135 for capital improvements for the premises located at 182 Union street in the city of New  
5136 Bedford.

5137 SECTION 284. Item 7002-8036 of section 2 of chapter 358 of the acts of 2020 is hereby  
5138 amended by striking out the words “the University of Massachusetts at Dartmouth Star Store  
5139 college of visual and performing arts campus” and inserting in place thereof the following  
5140 words:- the Star Store located at 182 Union street.

5141 SECTION 285. Section 148 of chapter 24 of the acts of 2021 is hereby amended by  
5142 striking out the figure "2025" and inserting in place thereof the following figure:- 2030.

5143 SECTION 286. Section 73 of chapter 2 of the acts of 2023 is hereby amended by striking  
5144 out the words "August 1, 2024", each time they appear, and inserting in place thereof, in each  
5145 instance, the following words:- "December 31, 2024".

5146 SECTION 287. Not later than 30 days after the effective date of this act, the secretary of  
5147 economic development and the secretary of housing and livable communities shall convene a  
5148 working group that shall include representatives from the towns of Ayer, Harvard and Shirley,  
5149 the Massachusetts Development Finance Agency and the Devens Enterprise Commission to  
5150 determine a strategy and plan to provide for increased housing production within Devens,

5151 including, but not limited to, the feasibility of allowing not more than 400 multi-family  
5152 residential units in the Innovation and Technology Center zoning district established by Article  
5153 V(A)(13) of the zoning by-laws of the Devens Regional Enterprise Zone. The secretary of  
5154 economic development and the secretary of housing and livable communities shall report the  
5155 findings of the working group within 180 days after the effective date of this act.

5156 SECTION 288. (a) There shall be established within the executive office of economic  
5157 development a 5-year pilot surety bond assistance program to encourage the participation of  
5158 economically and socially disadvantaged businesses in bidding for and securing contracts for  
5159 capital projects. The program may include, but shall not be limited to, providing: (i) technical  
5160 assistance to eligible contractors to secure surety bonds; and (ii) financial assistance to guarantee  
5161 surety bonds required on behalf of the commonwealth or on behalf of a county, city, town,  
5162 district, other political subdivision of the commonwealth or other public instrumentality for the  
5163 construction, reconstruction, alteration, remodeling, repair or demolition of public buildings or  
5164 other public works.

5165 (b) The executive office shall promulgate regulations or guidelines to establish eligibility  
5166 requirements and other program terms; provided, however that such eligibility requirements shall  
5167 seek to direct the financial assistance provided by the program to ensure fair participation of  
5168 businesses owned by persons from socially and economically disadvantaged groups for whom  
5169 access to capital facility projects and state-assisted building projects has been historically  
5170 limited. The executive office may administer the program through contracts with the  
5171 Massachusetts Development Finance Agency or the Massachusetts Growth Capital Corporation.

5172 (c) Not later than December 31 of each year of the pilot program, the executive office  
5173 shall provide a public report on its website detailing the activities of the program, including, but  
5174 not limited to, an analysis of the provision of technical and financial assistance services and its  
5175 impact on increasing access and participation in capital projects for historically disadvantaged  
5176 groups.

5177 (d) Implementation of this section shall be subject to the United States Treasury's  
5178 approval of the use of federal funding for the purposes described herein.

5179 SECTION 289. (a) For purposes of this section, the following words shall have the  
5180 following meanings unless the context clearly requires otherwise:

5181 "Approval", except as otherwise provided in subsection (b), a permit, certificate, order,  
5182 excluding enforcement orders, license, certification, determination, exemption, variance, waiver,  
5183 building permit or other approval or determination of rights from a municipal, regional or state  
5184 governmental entity, including any agency, department, commission or other instrumentality  
5185 thereof, concerning the use or development of real property, including certificates, licenses,  
5186 certifications, determinations, exemptions, variances, waivers, building permits or other  
5187 approvals or determinations of rights issued or made under chapter 21 of the General Laws,  
5188 chapter 21A of the General Laws, except section 16 of said chapter 21A, chapter 21D of the  
5189 General Laws, sections 61 to 62L, inclusive, of chapter 30 of the General Laws, chapter 30A of  
5190 the General Laws, chapters 40 to 40C, inclusive, of the General Laws, chapter 40R of the  
5191 General Laws, chapter 40Y of the General Laws, chapter 41 of the General Laws, chapter 43D of  
5192 the General Laws, section 21 of chapter 81 of the General Laws, chapter 91 of the General Laws,  
5193 chapter 131 of the General Laws, chapter 131A of the General Laws, chapter 143 of the General

5194 Laws, sections 4 and 5 of chapter 249 of the General Laws, chapter 258 of the General Laws,  
5195 chapter 665 of the acts of 1956 or any local by-law or ordinance.

5196 “Development”, a division of a parcel of land into 2 or more parcels, the construction,  
5197 reconstruction, conversion, structural alteration, relocation or enlargement of a building or other  
5198 structure or facility, any grading, soil removal or relocation, excavation or landfill, any use or  
5199 change in the use of any building or other structure or land or the extension of the use of land.

5200 “Tolling period”, January 1, 2023 to January 1, 2025, inclusive.

5201 (b)(1) Notwithstanding any general or special law to the contrary, an approval in effect or  
5202 existence during the tolling period shall be extended for a period of 2 years in addition to the  
5203 lawful term of the approval.

5204 (2) Nothing in this section shall extend or purport to extend: (i) a permit or approval  
5205 issued by the United States government or an agency or instrumentality thereof or a permit or  
5206 approval of which the duration of effect or the date or terms of its expiration are specified or  
5207 determined under a law or regulation of the United States government or an agency or  
5208 instrumentality thereof; (ii) a permit, license, privilege or approval issued by the division of  
5209 fisheries and wildlife under chapter 131 of the General Laws; (iii) an approval, determination,  
5210 exemption, certification, statement of qualification or any other administrative action by the  
5211 department of energy resources under 225 CMR 20.00, subsection (c) of section 17 of chapter  
5212 25A of the General Laws or corresponding regulations under 225 CMR 21.00; (iv) any  
5213 agreement entered into by the Massachusetts Department of Transportation or the Massachusetts  
5214 Bay Transportation Authority or any permit, license or approval issued by the department or the  
5215 authority relating to the sale, acquisition, lease or development of real property owned, in whole

5216 or in part, by the department or the authority or the sale, acquisition, lease or development of any  
5217 interest therein related to such real property pursuant to chapter 6C of the General Laws or  
5218 chapter 161A of the General Laws; (v) any approval from or issued by the department of  
5219 environmental protection; (vi) any approval issued pursuant to section 40A of said chapter 131 or  
5220 corresponding regulations under 310 CMR 10.00; (vii) any approval issued pursuant to section  
5221 13 of chapter 21A of the General Laws or corresponding regulations under 310 CMR 15.000; or  
5222 (viii) any enforcement order, consent decree or settlement agreement.

5223 (3) Nothing in this section shall affect the ability of a municipal, regional or state  
5224 governmental entity, including an agency, department, commission or other instrumentality  
5225 thereof, to revoke or modify a specific permit or approval, or extension of a specific permit or  
5226 approval under this section, when such specific permit or approval or the law or regulation under  
5227 which such permit or approval was issued contains language authorizing the modification or  
5228 revocation of the permit or approval.

5229 (4) If an approval tolled under this section is based upon the connection to a sanitary  
5230 sewer system, the approval's extension shall be contingent upon the availability of sufficient  
5231 capacity, on the part of the treatment facility, to accommodate the development for which  
5232 approval has been extended. If sufficient capacity is not available, those permit holders whose  
5233 approvals have been extended shall have priority with regard to the further allocation of  
5234 gallonage over those permit holders who have not received approval of a hookup prior to the  
5235 effective date of this section. Priority regarding the distribution of further gallonage to a permit  
5236 holder who has received the extension of an approval under this section shall be allocated in the  
5237 order granting the original approval of the connection.

5238 (5) If an owner or petitioner sells or otherwise transfers a property or project in order for  
5239 an approval to receive an extension, all commitments made by the original owner or petitioner  
5240 under the terms of the permit shall be assigned to and assumed by the new owner or petitioner. If  
5241 the new owner or petitioner does not meet or abide by such commitments, the approval shall not  
5242 be extended under this section.

5243 (6) Nothing in this section shall be construed or implemented in such a way as to modify  
5244 a requirement of law that is necessary to retain federal delegation to or assumption by the  
5245 commonwealth of the authority to implement a federal law or program.

5246 (7) Any project covered by approval in effect during the tolling period shall be governed  
5247 by any applicable local ordinance or by-law, if any, in effect at the time of the granting of the  
5248 approval unless the owner or petitioner of the project elects to waive this section.

5249 SECTION 290. The commissioner of the department of agriculture shall conduct a study  
5250 on the presence of substances including, but not limited to, mercury, parabens, estrogenic  
5251 chemicals from placenta, benzophenone, diethanolamine, nonylphenol, phthalates and talc  
5252 powder and other chemicals known to be endocrine disruptors in cosmetic products and the  
5253 potential negative effects of such substance-containing cosmetic products on minors. The study  
5254 shall include, but not be limited to: (i) the effects of such substance-containing products on the  
5255 health of persons under the age of 18; (ii) the effect of advertisements, whether oral, written,  
5256 graphic or pictorial, that encourage minors to purchase cosmetic products containing such  
5257 substances; (iii) the use of images, voices or depictions of persons under the age of 18 for the  
5258 purpose of promoting the sale of such substance-containing cosmetic products including, but not  
5259 limited to, hair relaxers and skin bleaching products, including an analysis of the use of images

5260 of minors delineated by age, race and sex; (iv) a list of cosmetic products that use child like  
5261 images or children to market such substance-containing cosmetic products; and (v) a geographic  
5262 analysis of the areas in the commonwealth where such substance-containing cosmetic products  
5263 are sold.

5264 The commissioner shall submit a report of its findings and recommendations to the joint  
5265 committee on public health, the joint committee on racial equity, civil rights and inclusion and  
5266 the senate and house committees on ways and means not later than May 1, 2025.

5267 SECTION 291. (a) There shall be a special legislative commission to study and develop  
5268 recommendations for supporting investments, policies and practices designed to promote equity  
5269 in agriculture for socially disadvantaged groups in the commonwealth that have been historically  
5270 excluded or have had less access to resources and opportunities in agriculture.

5271 (b) The commission shall consist of: the commissioner of agricultural resources or a  
5272 designee, who shall serve as chair; the chairs of the joint committee on agriculture; 1 member  
5273 appointed by the Massachusetts Black and Latino Legislative Caucus; 1 member appointed by  
5274 the Massachusetts House Asian Caucus; 2 members appointed by the Massachusetts food system  
5275 caucus; 2 members appointed by the commissioner of agricultural resources who shall represent  
5276 buy local groups funded by the department of agricultural resources; 2 members appointed by the  
5277 Massachusetts Food System Collaborative; 1 member appointed by the commission on the status  
5278 of African Americans; 2 members appointed by nonprofit organizations with the primary  
5279 purpose of working with farmers from socially disadvantaged groups; 1 member appointed by  
5280 the commission on the status of Latinos and Latinas; 1 member appointed by the commission on  
5281 the status of Asian Americans and Pacific Islanders; 1 member appointed by the commission on

5282 Indian affairs; 1 member appointed by Massachusetts Farm Bureau Federation, Incorporated; 1  
5283 member appointed by the Mass Farmers Markets; and 1 member appointed by the Center for  
5284 Agriculture, Food, and the Environment at the University of Massachusetts at Amherst.  
5285 Members appointed to the commission shall, to the extent possible, represent a diversity of  
5286 knowledge of urban and rural agricultural practices and experiences and be knowledgeable in  
5287 agriculture.

5288 (c) The commission shall investigate and study methods to promote equity in agriculture  
5289 in the commonwealth and shall prepare a report including, but not limited to, recommendations  
5290 related to: (i) data collection and dissemination; (ii) benchmark development and targeting areas  
5291 of need; (iii) equitable access to grant programs and distribution of funds; (iv) increasing equity  
5292 in the legislative, regulatory and sub-regulatory processes to support agriculture in the  
5293 commonwealth; (v) improving equity in programs and services offered by the department of  
5294 agricultural resources including, but not limited to, programs regarding land access and  
5295 protection, farmer technical assistance and education, marketing and other existing programs  
5296 identified by the commission; and (vi) the implementation and monitoring of equity goals in  
5297 agriculture in the commonwealth established by the commission. The department of agricultural  
5298 resources shall furnish reasonable staff and other support for the work of the commission.

5299 (d) The commission shall hold not less than 3 public hearings in geographically diverse  
5300 regions of the commonwealth; provided, however, that not less than 1 public hearing shall be  
5301 held in a rural area and not less than 1 public hearing shall be held in an urban area with potential  
5302 for increased urban agriculture.

5303 (e) Not later than December 31, 2027, the commission shall file a report and any  
5304 recommendations, including any legislation necessary to carry out the recommendations, with  
5305 the clerks of the senate and the house of representatives, the senate and house committees on  
5306 ways and means and the joint committee on agriculture. The report shall be made publicly  
5307 available on the website of the department of agricultural resources.

5308 SECTION 292. There shall be a commission to study and make recommendations  
5309 relative to the redomestication of the production of pharmaceutical products, for the purpose of  
5310 encouraging, supporting, and incentivizing the production within the commonwealth of  
5311 pharmaceutical products that are currently produced outside of the United States. The  
5312 commission shall consist of the following members, including: the secretary of economic  
5313 development or a designee, who shall serve as chair, the secretary of health and human services  
5314 or a designee, 2 members appointed by the speaker of the house of representatives, 1 member  
5315 appointed by the minority leader of the house of representatives, 2 members appointed by the  
5316 senate president, 1 member appointed by the minority leader of the senate, 1 member appointed  
5317 by the attorney general, whom shall have expertise in the law of intellectual property, and 12  
5318 members appointed by the governor, 2 of whom shall represent current manufacturers of  
5319 pharmaceuticals in the commonwealth, 2 of whom shall represent businesses engaged in  
5320 pharmaceutical research and development in the commonwealth, 1 of whom shall have expertise  
5321 in manufacturing and materials logistics, 2 of whom shall represent institutions of higher  
5322 learning in life sciences or business programs in the commonwealth, 1 of whom shall be an  
5323 economist with expertise in the life sciences, 1 of whom shall represent organized labor, 1 of  
5324 whom shall represent a patient advocacy organization, and 2 of whom shall represent consumers.

5325           The commission shall: (i) meet not less than quarterly; (ii) conduct not less than 1 public  
5326 hearing annually, which shall be accessible for remote electronic participation; and (iii) consult  
5327 regularly with current and prospective manufacturers of pharmaceutical products in the  
5328 commonwealth, provided, however, that the commission shall consider current barriers to  
5329 pharmaceutical production in the commonwealth and the United States, incentives to encourage  
5330 the relocation of pharmaceutical production to the commonwealth and the costs and benefits to  
5331 the commonwealth of such relocation.

5332           Annually, not later than July 1, prior to the issuance of a final report pursuant to this  
5333 section, the commission shall file a report, together with any legislative and regulatory  
5334 recommendations, with the secretary of economic development, the secretary of health and  
5335 human services, the joint committee on economic development and emerging technologies, the  
5336 joint committee on health care financing and the clerks of the senate and house of  
5337 representatives.

5338           The commission shall file its final report on July 1, 2029.

5339           SECTION 293. (a) There shall be a special working group on youth sports to conduct an  
5340 investigation and study of the current state of youth sports. The working group shall study and  
5341 make recommendations relative to the regulation of youth sports, including, but not limited to: (i)  
5342 maximum participation hours per youth sport in a defined period of time; (ii) licensing of  
5343 businesses and coaches, including licensing fees and the conditions under which any such  
5344 licensing fee may be waived to promote access to participation; and (iii) standards for player  
5345 safety, including concussion protocols and athletic trainer requirements. The working group shall  
5346 conduct not less than 3 public hearings.

5347 (b) The working group shall consist of: the chair of the Massachusetts state athletic  
5348 commission, who shall serve as chair of the working group; 2 members appointed by the  
5349 president of the senate; 2 members appointed by the speaker of the house of representatives; 1  
5350 member appointed by the minority leader of the senate; 1 member appointed by the minority  
5351 leader of the house of representatives; and 7 members appointed by the governor who shall have  
5352 experience and expertise in youth sports. Members of the working group shall not be  
5353 compensated for their service.

5354 (c) The working group shall report to the general court and the Massachusetts state  
5355 athletic commission the results of its investigation and study and its recommendations, if any,  
5356 together with drafts of regulations to be promulgated by the commission and legislation  
5357 necessary to carry its recommendations into effect, by filing the same with the commission, the  
5358 clerks of the senate and house of representatives, the joint committee on economic development  
5359 and emerging technologies and the joint committee on health care financing not later than 120  
5360 days after the third public hearing conducted by the working group.

5361 SECTION 294. (a) The department of elementary and secondary education shall, in  
5362 consultation with relevant stakeholders and with the solicitation of public comment for a period  
5363 of not less than 90 days, implement a 5-year pilot program to develop additional pathways for  
5364 granting educator certification.

5365 (b) The additional pathways may allow for waiver of not more than 1 of the testing  
5366 requirements pursuant to section 38G of chapter 71 of the General Laws, per candidate, and may  
5367 include consideration of factors including, but not limited to, whether a candidate has: (i)  
5368 completed field-based experience of not less than 2 years in the role and at the level of the

5369 license sought; (ii) obtained certification in another state or territory in the United States, the  
5370 District of Columbia, or the Commonwealth of Puerto Rico, as approved by the department; (iii)  
5371 completed a satisfactory portfolio of items as determined by the department; (iv) obtained a  
5372 master's degree or doctorate from an accredited institution, provided that the advanced degree  
5373 relates to the content area for which the individual is seeking certification, as determined by the  
5374 department; or (v) completed a department-approved educator preparation program for the role  
5375 and at the level of the license sought. This process shall give consideration to necessary  
5376 accommodations for a person with a disability as defined in 42 U.S.C. §12102 and comply with  
5377 other applicable state and federal laws.

5378 (c) The department shall inform public school districts or charter schools which employ  
5379 educators licensed through this pilot program of the supports and resources available for the  
5380 educators to be effective, including, but not limited to, policies aligned with the guidelines  
5381 established in section 38G <sup>3</sup>/<sub>4</sub> of chapter 71 of the General Laws.

5382 (d) The department shall conduct a comprehensive evaluation of the pilot program and  
5383 the use of the additional licensure pathways during the pilot period. The evaluation shall include:  
5384 (i) a measurement of student impacts according to factors determined by the department; (ii) an  
5385 assessment of progress made in diversifying the educator workforce, including data on the  
5386 demographics of participants, hiring rates and demographics of the districts and schools where  
5387 candidates were hired, aggregated evaluation ratings and retention rates; and (iii) an assessment  
5388 of the impacts on candidates of diverse backgrounds.

5389 (e) The department shall file a report including the evaluation of the pilot program with  
5390 the clerks of the house of representatives and the senate and the joint committee on education no  
5391 later than 1 year after the conclusion of the pilot program.

5392 SECTION 295. (a) Notwithstanding any general or special law to the contrary, the  
5393 department of elementary and secondary education shall study the feasibility of establishing a  
5394 program which allows certain educator candidates to complete the testing requirements pursuant  
5395 to section 38G of chapter 71 of the General Laws at no cost to candidates. Such program shall  
5396 apply to candidates who are determined by the department to qualify for financial assistance, or  
5397 have: (i) attempted to complete the testing requirements pursuant to said section 38G of said  
5398 chapter 71; (ii) failed to meet the minimum score requirements established by the department;  
5399 and (iii) earned a score or scores within 1 standard error of measurement of passing, as  
5400 determined by the department. The study may include analysis of prior or existing voucher  
5401 systems designed to pay for licensure test fees.

5402 (b) Not later than October 1, 2025, the department shall file a report, including any  
5403 analysis or recommendations on the feasibility of the program with the clerks of the senate and  
5404 the house of representatives and the joint committee on education.

5405 SECTION 296. (a) Notwithstanding any general or special law to the contrary, the  
5406 department of elementary and secondary education shall conduct a study analyzing the potential  
5407 bias and accessibility of assessments used by educator candidates to complete the testing  
5408 requirements pursuant to section 38G of chapter 71 of the General Laws.

5409 (b) Not later than October 1, 2025, the department shall file a report with the clerks of the  
5410 senate and the house of representatives and the joint committee on education on reducing

5411 potential bias and increasing accessibility of assessments used by educator candidates to  
5412 complete the testing requirements pursuant to section 38G of chapter 71 of the General Laws,  
5413 including any analysis or recommendations. The report shall include: (i) an analysis of potential  
5414 racial, cultural, or linguistic biases of assessments used by educator candidates; (ii) data on  
5415 candidates applying for accommodations and those receiving accommodations; (iii) data on the  
5416 types of accommodations requests received and those granted; (iv) data on candidates retaking  
5417 the assessment and any accommodations requested by such candidates; and (v) data on the  
5418 passing rates for candidates who received accommodations and all candidates passing the  
5419 assessment.

5420 SECTION 297. (a) Notwithstanding any general or special law to the contrary, the  
5421 department shall conduct a study and report on potential initiatives to incentivize diverse and  
5422 highly effective educators to work in high-needs schools and districts, including incentives to  
5423 recruit new and diverse teachers to high-needs schools and policies or practices to retain diverse  
5424 and effective teachers currently teaching in high-needs schools. For the purposes of this section,  
5425 “high-needs schools or districts” shall mean a school or district with a high percentage of low-  
5426 income students and English learners, which may include a school or district implementing a  
5427 turnaround plan.

5428 (b) Not later than October 1, 2025, the department shall file a report with the clerks of the  
5429 senate and house of representatives and the joint committee on education, including any analysis  
5430 or recommendations. The report shall include, but not be limited to: (i) a survey of educator  
5431 salaries and benefits across school districts and charter schools; (ii) an assessment of potential  
5432 incentives to attract educators to high-needs school districts, including but not limited to the  
5433 establishment of loan forgiveness, scholarship, and housing support programs and the status of

5434 such currently or previously existing state programs; (iii) the feasibility of financial incentives  
5435 for achieving National Board certification; (iv) the feasibility of establishing a master educator  
5436 corps program to be administered by the department and to incentivize educators that have  
5437 achieved a certain level of mastery to transfer to high-needs school districts; (v) an assessment of  
5438 a salary parity scale for educators that have switched to high-needs school districts; (vi) any  
5439 other program, as determined by the department, to help meet the educator requirements of high-  
5440 needs school districts; and (vii) an assessment of any additional actions necessary to achieve  
5441 these objectives.

5442 SECTION 298. (a) Notwithstanding any general or special law to the contrary, the  
5443 department of elementary and secondary education shall, subject to appropriation, develop and  
5444 administer a pilot program for teacher apprenticeships.

5445 (b) The department shall file a report with the clerks of the senate and house of  
5446 representatives and the joint committee on education not more than 1 year after the completion  
5447 of the pilot on the outcome of the pilot program and recommendations for making the  
5448 apprenticeship program permanent.

5449 SECTION 299. (a) Not later than October 1, 2025, the department of elementary and  
5450 secondary education or any department or agency thereof designated by the executive office,  
5451 shall establish a public information campaign, which shall be for a duration of not less than 1  
5452 year, to educate and promote awareness to the public of available state scholarships and loan  
5453 forgiveness programs for prospective educators. The campaign shall include, but not be limited  
5454 to, information about the availability of and eligibility for such scholarships and loan forgiveness  
5455 programs. The department of elementary and secondary education, or any department or agency

5456 thereof designated by the executive office, shall seek to ensure that the public information  
5457 campaign reaches individuals applying to public institutions of higher education under section 5  
5458 of chapter 15A of the General Laws and community colleges under section 10 of said chapter  
5459 15A of the General Laws.

5460 (b) Not later than October 1, 2027, the department shall report to the joint committee on  
5461 education on the impact of the public information campaign, including data on the numbers of  
5462 applicants for available state scholarships and loan forgiveness programs and the awarding of  
5463 such scholarships and loan forgiveness program participants.

5464 SECTION 300. The state athletic commission, in coordination with the special working  
5465 group established in section 293, shall conduct a public education campaign regarding youth  
5466 sports. The commission shall exercise its discretion with regard to distribution means and  
5467 methods; provided, however, that said campaign shall be directed primarily toward parents,  
5468 coaches, youth athletes and other members of the public. The campaign shall include, but not be  
5469 limited to, the physical and mental health, personal financial and economic development impacts  
5470 of youth sports. The commission shall consult with subject matter experts in the preparation of  
5471 said campaign, including on the matters of single sport specialization, appropriate training and  
5472 overtraining conscious of athlete age and the relationship between youth sports participation and  
5473 higher education or career outcomes.

5474 SECTION 301. The Massachusetts clean energy technology center, in consultation with  
5475 the executive office of economic development, shall set benchmarks for the climatetech tax  
5476 incentive program established in section 16 of chapter 23J of the General Laws. After the  
5477 program has been in effect for 5 years, the center, in consultation with the executive office of

5478 economic development, shall conduct an evaluation of the program by comparing climatetech  
5479 advancements in the commonwealth against those benchmarks. The center shall review progress  
5480 made towards the goals of developing and expanding climatetech industry-related employment  
5481 opportunities and climatetech-related economic development by supporting and stimulating  
5482 research, development, innovation, manufacturing, deployment and commercialization in the  
5483 climatetech sector. The center shall submit a written report to the clerks of the senate and house  
5484 of representatives, the house and senate committees on ways and means, the joint committee on  
5485 economic development and emerging technologies, the joint committee on telecommunications,  
5486 utilities and energy, the joint committee on environment and natural resources and the joint  
5487 committee on agriculture not later than December 31, 2029.

5488           SECTION 302. (a) The department of public health shall conduct a study to evaluate the  
5489 safety and feasibility of the sale of cottage foods in the commonwealth; provided, however, that  
5490 for the purposes of this section, "cottage foods" shall mean foods produced in a home kitchen or  
5491 similar setting and are sold directly to consumers.

5492           (b) The study shall: (i) assess the potential health risks associated with the production and  
5493 sale of cottage foods; (ii) evaluate current regulations and standards in other states regarding  
5494 cottage foods; (iii) analyze the economic impact on small-scale food producers and local  
5495 communities; (iv) consider consumer demand and preferences for cottage foods; and (v) identify  
5496 any necessary safeguards or regulatory measures to ensure public health and safety. The  
5497 department may consult with representatives from local boards of health, small-scale food  
5498 producers, consumer advocacy groups and food safety experts.

5499 (c) The department shall submit a report of its findings and recommendations to the joint  
5500 committee on public health and the senate and house committees on ways and means not later  
5501 than May 1, 2025.

5502 SECTION 303. (a) Upon the effective date of this act, all employees and officers of the  
5503 Massachusetts Growth Capital Corporation shall be deemed employees and officers of the  
5504 Massachusetts Development Finance Agency. For the purposes of this section, the Massachusetts  
5505 Growth Capital Corporation shall be the transferor agency and the Massachusetts Development  
5506 Finance Agency shall be the transferee agency.

5507 (c) All petitions, requests, investigations and other proceedings appropriately and duly  
5508 brought before the transferor agency or duly begun by the transferor agency and pending before  
5509 it before the effective date of this act shall continue unabated and remain in force but shall be  
5510 assumed and completed by the transferee agency.

5511 (d) All orders, findings, rules and regulations duly made and all approvals duly granted  
5512 by the transferor agency that are in force immediately before the effective date of this act shall  
5513 continue in force until superseded, revised, rescinded or canceled by the transferee agency.

5514 (e) All books, papers, records, documents, equipment, buildings, facilities, cash and other  
5515 property, both personal and real, including all such property held in trust, which immediately  
5516 before the effective date of this act are in the custody of the transferor agency, shall be  
5517 transferred to the transferee agency. All duly existing contracts, leases and obligations of the  
5518 transferor agency shall continue in effect and shall be assumed by the transferee agency.

5519 (f) All powers, duties and obligations of the transferor agency pursuant to any general or  
5520 special law shall remain in effect after the effective date of this act and shall become powers,  
5521 duties and obligations of the transferee agency.

5522 (g) No existing right or remedy shall be lost, impaired or affected by this section.

5523 (h) All references in any general or special law to the Massachusetts Growth Capital  
5524 Corporation or an officer or employee thereof shall refer to the Massachusetts Development  
5525 Finance Agency or an officer or employee thereof.

5526 SECTION 304. Not later than 30 days after the effective date of this act, the governor  
5527 shall appoint 5 new members of the board of directors of the Massachusetts Development  
5528 Finance Agency, 1 of whom shall be experienced in community economic development and  
5529 employed by a community development corporation or a representative of the Massachusetts  
5530 Association of Community Development Corporations, 1 of whom shall be a representative of a  
5531 community bank in the commonwealth, 1 of whom shall be a representative of an organization of  
5532 small businesses or manufacturing companies in the commonwealth, 1 of whom shall be  
5533 experienced in small business financing or restructuring and 1 of whom shall be a small business  
5534 owner.

5535 SECTION 305. (a) Notwithstanding any general or special law to the contrary, a certain  
5536 parcel of land located at 173 Alford street situated partly in the city of Everett and partly in the  
5537 city of Boston shall be removed from and not be considered to be within the boundaries or a part  
5538 of the Mystic River designated port area pursuant to 310 C.M.R. 25 and 310 C.M.R. 9 or any  
5539 other applicable law, rule or regulation to convert the parcel into a professional soccer stadium  
5540 and a waterfront park. The parcel consists of approximately 43.11 acres and is located on the

5541 southeasterly side of Alford street, on the southwesterly side of Dexter street and bounded  
5542 southerly by the Mystic river and is more particularly described in a deed recorded in the land  
5543 court department of the Middlesex southern district registry of deeds as document number  
5544 1554521 and recorded in the Middlesex southern district registry of deeds in book 56211, page  
5545 350 and also recorded in the land court department in the Suffolk county registry of deeds as  
5546 document number 786425 and recorded in the Suffolk county registry of deeds in book 47428,  
5547 page 145. Site redevelopment on the parcel shall be subject to licensing in accordance with 310  
5548 C.M.R. 9 as a nonwater-dependent use.

5549 (b) If the professional soccer stadium and waterfront park fail to be permitted and  
5550 constructed within a reasonable time after the effective date of this act, as determined by the  
5551 secretary of energy and environmental affairs, subsection (a) shall be void and the port area  
5552 designation and corresponding use restrictions under 310 C.M.R. 25 and 310 C.M.R. 9 shall be  
5553 restored to the parcel; provided, however, that such determination of a reasonable time period  
5554 shall not be made earlier than 5 years after the effective date of this act.

5555 Nothing in this section shall exempt or alter the site's obligations under chapter 91 of the  
5556 General Laws or 310 C.M.R. 9 beyond designated port area-related use restrictions.

5557 (c) The department of environmental protection, in consultation with the office of coastal  
5558 zone management, shall: (i) complete a review of existing designated port area criteria and use  
5559 restrictions; and (ii) update relevant regulations based on the results of the review; provided,  
5560 however, that updates to regulations shall include, but not be limited to: (A) the protection of  
5561 traditional maritime industrial activities; (B) the addition of allowable uses consistent with future  
5562 maritime industrial uses and clean energy activities; (C) the reevaluation of compatible uses

5563 within designated port areas; (D) a requirement, to the extent feasible, that all traditional and new  
5564 allowed uses be resilient to coastal flood damage; (E) examining the feasibility of creating  
5565 working port easements to purchase development rights from landowners in designated port  
5566 areas; (F) opportunities to create grants and revolving loan funds to update port infrastructure,  
5567 including conversion from 1 designated port area use to another designated port area use; (G)  
5568 consideration of coastal flood resilience for inland neighborhoods; and (H) an assessment of new  
5569 and adjacent areas that could be added to designated port areas to reduce net loss of acreage.

5570 (d) Except for any boundary adjustments provided for in subsection (a), there shall be no  
5571 boundary adjustments to designated port areas until the review required in subsection (c) is  
5572 completed; provided, however, that the department and the office shall complete the review not  
5573 later than January 1, 2025; and provided further, that the department and the office may continue  
5574 to conduct boundary reviews.

5575 (e) The commonwealth, having previously transferred control to and taken on the behalf  
5576 of the city of Boston a certain parcel of land situated in the city of Boston, being a part of a state  
5577 highway location, layout no. 5242, dated September 11, 1962, and shown as Parcel No. 8 in an  
5578 order of taking recorded with layout no. 5242 in the Suffolk county registry of deeds in book  
5579 7681, page 307, as shown on the plan filed therewith, and also shown as parcel 0201831001 on  
5580 the city of Boston assessors' maps, shall transfer, remise and release to the city of Boston any  
5581 interest the commonwealth may have in such parcel.

5582 SECTION 306. The initial regulations required to be promulgated by the executive office  
5583 of energy and environmental affairs or its designated agency under section 29 of chapter 21A of  
5584 the General Laws and the initial regulations required to be promulgated by the division of

5585 standards under section 59 of chapter 98 of the General Laws shall be promulgated not later than  
5586 February 1, 2026 and shall apply to chargers installed on or after June 1, 2026.

5587 SECTION 307. Notwithstanding any general or special law to the contrary, the secretary  
5588 of administration and finance, following a public hearing, shall increase the fee for obtaining or  
5589 renewing a license, certificate, registration, permit or authority issued by a board within the  
5590 department of public health, excluding the board of registration in medicine, as necessary to  
5591 implement the provisions of chapter 112A of the General Laws. The amount of the increase in  
5592 fees shall be deposited in the Quality in Health Professions Trust Fund established in section  
5593 35X of chapter 10.

5594 SECTION 308. Not later than 1 year after the effective date of this act, the department of  
5595 youth services shall file a report with the clerks of the senate and house of representatives and  
5596 the senate and house committees on ways and means detailing the impact of integrating 18-year-  
5597 olds into the care and custody of the department of youth services; including, but not limited to:  
5598 (i) the number of 18-year-olds in department of youth services custody and (ii) the offenses  
5599 committed.

5600 SECTION 309. (a) As used in this section, the following words shall have the following  
5601 meanings unless the context clearly requires otherwise:-

5602 “Candidate”, shall have the same meanings as in section 1 of chapter 55.

5603 “Materially deceptive audio or visual media”, an image or audio or video recording  
5604 concerning the safety or regular operations of an election or candidate’s appearance, speech or  
5605 conduct that has been fabricated or intentionally manipulated in a manner such that the image or  
5606 audio or video recording would: (i) falsely appear to a reasonable person to be authentic; and (ii)

5607 would cause a reasonable person to have a fundamentally different understanding or impression  
5608 of the expressive content of such image or audio or video recording than that person would have  
5609 if the person were hearing or seeing an unaltered, original image or audio or video recording.

5610 “Person”, an individual, corporation, political committee, association, operation, firm,  
5611 partnership, trust or other form of business or personal association.

5612 “Political party”, shall have the same meaning as in section 1 of chapter 50 of the General  
5613 Laws.

5614 (b) Except as provided in subsection (c), a person, candidate, campaign committee,  
5615 political action committee, political issues committee, political party or other entity shall not,  
5616 within 90 days of an election at which a candidate for elective office will appear on the ballot,  
5617 distribute with actual malice materially deceptive audio or visual media: (i) depicting the  
5618 candidate with the intent to injure the candidate’s reputation or deceive a voter into voting for or  
5619 against the candidate; or (ii) concerning the safety or regular operations of an election intended  
5620 to disrupt the integrity of the electoral process.

5621 (c)(1) Subsection (b) shall not apply if the audio or visual media includes a disclosure  
5622 stating: “This \_\_\_\_\_ has been manipulated.”

5623 (2) The blank in the disclosure required by paragraph (1) shall be filled with the  
5624 following terms that most accurately describe the media: (i) image; (ii) video; or (iii) audio.

5625 (3)(i) For visual media, the text of the disclosure shall appear in a size that is easily  
5626 readable by the average viewer and no smaller than the largest font size of other text appearing in  
5627 the visual media; provided, however, that if the visual media does not include any other text, the

5628 disclosure shall appear in a size that is easily readable by the average viewer. For visual media  
5629 that is video, the disclosure shall appear for the duration of the video.

5630 (ii) If the media consists of audio only, the disclosure shall be read in a clearly spoken  
5631 manner and in a pitch that can be easily heard by the average listener, at the beginning of the  
5632 audio, at the end of the audio and, if the audio is greater than 2 minutes in length, interspersed  
5633 within the audio at intervals of not greater than 2 minutes each.

5634 (d)(1) A candidate for elective office whose voice or likeness appears in a materially  
5635 deceptive audio or visual media distributed in violation of this section or the attorney general  
5636 may seek injunctive or other equitable relief prohibiting the distribution of such audio or visual  
5637 media.

5638 (2) A candidate for elective office whose voice or likeness appears in a materially  
5639 deceptive audio or visual media distributed in violation of this section may bring an action for  
5640 general or special damages against a person, candidate, campaign committee, political action  
5641 committee, political issues committee, political party or other entity that distributed the  
5642 materially deceptive audio or visual media. A court may also award a prevailing party reasonable  
5643 attorney's fees and costs. This subsection shall not limit or preclude a plaintiff from securing or  
5644 recovering any other available legal remedy.

5645 (3) In any civil action alleging a violation of this section, the plaintiff shall bear the  
5646 burden of establishing the violation through clear and convincing evidence.

5647 (e)(1) This section shall not alter or negate any rights, obligations or immunities of an  
5648 interactive service provider under 47 U.S.C. section 230.

5649 (2) This section shall not apply to a radio or television broadcasting station, including a  
5650 cable or satellite television operator, programmer, producer or mobile application or streaming  
5651 service that broadcasts materially deceptive audio or visual media prohibited by this section as  
5652 part of a bona fide newscast, news interview, news documentary or on-the-spot coverage of bona  
5653 fide news events, if the broadcast clearly acknowledges through content or a disclosure, in a  
5654 manner that can be easily heard or read by the average listener or viewer, that there are questions  
5655 about the authenticity of the materially deceptive audio or visual media.

5656 (3) This section shall not apply to a radio or television broadcasting station, including a  
5657 cable or satellite television operator, programmer, producer or mobile application or streaming  
5658 service when it is paid to broadcast materially deceptive audio or visual media.

5659 (4) This section shall not apply to an internet website or a regularly published newspaper,  
5660 magazine or other periodical of general circulation, including an internet or electronic  
5661 publication, that routinely carries news and commentary of general interest, and that publishes  
5662 materially deceptive audio or visual media prohibited by this section, if the publication clearly  
5663 states that the materially deceptive audio or visual media does not accurately represent the  
5664 speech or conduct of the candidate.

5665 (5) This section shall not apply to materially deceptive audio or visual media that  
5666 constitutes satire or parody.

5667 SECTION 310. (a) Notwithstanding section 39M of chapter 30 of the General Laws,  
5668 chapter 149 of the General Laws or chapter 149A of the General Laws, a public agency or  
5669 municipality may require a project labor agreement on contracts for public works construction  
5670 and may require the project labor agreement to be incorporated into the contract specifications;

5671 provided, however, that prior to including a project labor agreement requirement and prior to  
5672 issuing a request for proposals or bids, the public agency or municipality shall make a  
5673 determination that the project labor agreement on a specific project is in the best interest of the  
5674 commonwealth, public agency or municipality.

5675 (b) In making a determination of the best interest of the commonwealth, public agency or  
5676 municipality pursuant to subsection (a), the agency or municipality shall consider the effects a  
5677 project labor agreement may have on: (i) construction efficiency, cost and direct and indirect  
5678 economic benefits to the public agency or municipality; (ii) the availability of a sufficient supply  
5679 of skilled, qualified workers to complete the project; (iii) the timing of, and the prevention of  
5680 delays or disruptions to, the construction process; (iv) the safety and quality of the public  
5681 construction project; (v) the expansion of apprenticeship programs and workforce development  
5682 in the construction industry; and (vi) the promotion of employment and training opportunities for  
5683 women, minority workers and veterans.

5684 (c) The department of labor standards shall promulgate regulations to increase diversity  
5685 of contractors in project labor agreements, including, but not limited to: (i) incentivizing a certain  
5686 percentage of contracts with minority-owned businesses; and (ii) demographics of the workforce  
5687 reflecting the demographics, to the extent possible, where a project is located.

5688 SECTION 311. There shall be a special commission to study and recommend ways to  
5689 regulate micro-mobility vehicles. The study shall include, but not be limited to: (i) a review of  
5690 current state and local laws and regulations for micro-mobility vehicles; (ii) recommendations to  
5691 regulate micro mobility vehicles, including on bike paths, sidewalks and shared use paths; and

5692 (iii) recommendations to support the expansion of micro-mobility vehicle use and innovation  
5693 including shared micro-mobility options for municipalities.

5694 The commission shall consist of: the secretary of transportation or a designee, who shall  
5695 serve as chair; 1 person to be appointed by the senate president; 1 person to be appointed by the  
5696 speaker of the house of representatives; 1 person to be a representative of Consulting Planners of  
5697 Massachusetts; 2 persons to be representatives of Massachusetts Municipal Association, Inc., 1  
5698 of whom shall represent a town and 1 of whom shall represent a city; the commissioner of  
5699 conservation and recreation or a designee; 3 persons to be appointed by the secretary of  
5700 transportation, 1 of whom shall have experience in and knowledge of the electric bicycle sector,  
5701 1 of whom shall have experience in and knowledge of the electric scooter industry and 1 of  
5702 whom shall have mobility business experience; 1 person to be a representative of  
5703 WalkMassachusetts; 1 person to be a representative of MassBike; the secretary of public safety  
5704 and security or a designee; 1 person to be a representative of Massachusetts Major City Chiefs of  
5705 Police Association, Inc.; and 1 person to be a representative of the National Bicycle Dealers  
5706 Association.

5707 The commission shall file a report of its findings and recommendations with the clerks of  
5708 the senate and house of representatives and the senate and house committees on ways and means  
5709 not later than December 1, 2024.

5710 SECTION 312. (a) The secretary of energy and environmental affairs shall convene an  
5711 electric vehicle battery recycling commission to review and advise the general court on policies  
5712 pertaining to the recovery and recycling of electric vehicle batteries in the commonwealth. The  
5713 commission shall consult with universities and research institutions that have conducted research

5714 in the area of battery recycling with manufacturers of electric and hybrid vehicles and with the  
5715 recycling industry.

5716 (b) The commission shall be composed of: the secretary of energy and environmental  
5717 affairs or a designee, who shall serve as chair; the chairs of the joint committee on environment  
5718 and natural resources; members to be appointed by the chair of the commission from each of the  
5719 following: (i) the department of energy resources; (ii) the department of environmental  
5720 protection; ; (iii) a vehicle manufacturer or an organization that represents one or more vehicle  
5721 manufacturers; (iv) a standards-developing organization that has a focus on automotive  
5722 engineering; (v) an electronic waste recycler or an organization that represents one or more  
5723 electronic waste recyclers; (vi) 1 or more companies specializing in the recycling of electric  
5724 vehicle batteries, with demonstrated expertise in providing end-of-life battery management  
5725 solutions, including recovering materials from end-of-life batteries and manufacturing  
5726 sustainable battery materials; (vii) a motor vehicle repair shop or an organization that represents  
5727 1 or more motor vehicle repair shops; (viii) a motor vehicle junkyard or an organization that  
5728 represents one or more motor vehicle junkyards; (ix) 1 or more environmental organizations that  
5729 specializes in waste reduction and recycling; (x) a representative of the energy storage industry;  
5730 and (xi) an electric vehicle battery manufacturer.

5731 (c) On or before September 1, 2025, the electric vehicle battery recycling commission  
5732 shall submit a report and policy recommendations to the general court aimed at ensuring that as  
5733 close as possible to 100 per cent of electric vehicle batteries in the commonwealth are reused or  
5734 recycled at end-of-life in a safe and cost-effective manner. The policy recommendations shall  
5735 reflect entire lifecycle considerations for electric vehicle batteries, including, but not limited to,  
5736 opportunities and barriers to the reuse of those batteries as energy storage systems after they are

5737 removed from the vehicle, opportunities to the extend the life of those batteries, best  
5738 management considerations for those batteries at end-of-life, and the overall effect of different  
5739 management practices on the environment and on local economic development. In developing  
5740 the policy recommendations, the commission shall consider both in-state and out-of-state options  
5741 for the recycling of electric vehicle batteries and the possibility of establishing an extended  
5742 producer responsibility program for electric vehicle batteries.

5743 SECTION 313. (a) Notwithstanding any general or special law to the contrary, the  
5744 division of capital asset management and maintenance may enter into an agreement to accept  
5745 title to the property at 182 Union street in the city of New Bedford conveying the premises as  
5746 covered by a lease dated February 28, 2000, as amended. Said conveyance shall take place as  
5747 soon as possible and a deed of conveyance shall be executed by the seller to the commonwealth  
5748 of the premises at 182 Union street in the city of New Bedford. The donation of the real estate  
5749 for exclusively public purposes, prior to acceptance by the division, shall require an independent  
5750 appraisal of the property's fair market value and a phase I environmental study to ensure that the  
5751 property has no environmental damage or other environmental issues that would expose the  
5752 division to liability. The inspector general shall review and comment on the appraisal and study  
5753 within 60 days of receipt. Following the appraisal and phase I environmental study, the  
5754 division's legal counsel shall issue a written opinion regarding acceptance of the proposed real  
5755 estate donation for final review and an acceptance decision by the secretary of administration and  
5756 finance, which shall consider the: (i) usefulness of the property for public purposes including, but  
5757 not limited to, artist lofts, studios and public gallery space; (ii) marketability of the property  
5758 relative to its condition; (iii) any restrictions, reservations, easements or other limitations

5759 associated with the property; (iv) the results of the environmental study; and (v) any potential  
5760 liability for cleanup or restoration of the property that may be imposed upon a transferee by law.

5761 (b) Within 180 days of an acceptance decision by the secretary and subsequent  
5762 conveyance of said property to the commonwealth, the division shall hold at least one 1 public  
5763 hearing in the city of New Bedford in collaboration with the Waterfront Historic Area League of  
5764 New Bedford, Inc., People Acting in Community Endeavors, Inc., Massachusetts Design Art &  
5765 Technology Institute, Inc., Bristol Community College, Bridgewater State University and the  
5766 Massachusetts Development Finance Agency to gather community input on appropriate public  
5767 purposes for the premises, including, but not limited to, artist lofts, studios and public gallery  
5768 space.

5769 (c) Following a public hearing in accordance with subsection (b), the division may lease,  
5770 for a term not to exceed 35 years, inclusive of any options for renewal or extension of such lease,  
5771 all or a portion of the premises at 182 Union street in the city of New Bedford to the  
5772 Massachusetts Development Finance Agency, or other public entity or nonprofit organization  
5773 deemed appropriate by the division, to implement the public purposes identified pursuant to said  
5774 public hearing process, subject to appropriation. Consideration for said lease shall be \$1.

5775 SECTION 314. Notwithstanding any general or special law to the contrary, the  
5776 unexpended and unencumbered balances of the bond-funded authorizations in the following  
5777 accounts shall cease to be available for expenditure 180 days after the effective date of this act:  
5778 7002-0015, 7002-8005, 7002-8013, 7002-8016, 7002-8017, 7002-8018, 7002-8019, 7002-8020,  
5779 7002-8022, 7002-8035, 7002-8037, 7002-8038, 7002-8052, 7002-8060, 7005-8035, 7007-9035,  
5780 7002-8010, 7002-8015, 7002-8030, 7002-8045, 7002-8050, 7002-8055, 7002-8065.

5781 SECTION 315. Notwithstanding any general or special law to the contrary, to meet the  
5782 expenditures necessary in carrying out sections 2 to 2B, inclusive, the state treasurer shall, upon  
5783 request of the governor, issue and sell bonds of the commonwealth in an amount to be specified  
5784 by the governor from time to time but not exceeding, in the aggregate, \$2,464,190,000. All  
5785 bonds issued by the commonwealth, as aforesaid, shall be designated on their face “An Act  
5786 Relative to Strengthening Massachusetts’ Economic Leadership” and shall be issued for a  
5787 maximum term of years, not exceeding 30 years, as the governor may recommend to the general  
5788 court pursuant to section 3 of Article LXII of the Amendments to the Constitution; provided,  
5789 however, that all such bonds shall be payable not later than June 30, 2059. All interest and  
5790 payments on account of principal on such obligations shall be payable from the General Fund.  
5791 Bonds issued under this section and interest thereon shall, notwithstanding any other provision of  
5792 this act, be general obligations of the commonwealth.

5793 SECTION 316. (a)(1) Notwithstanding any general or special law to the contrary, and  
5794 subject to section 5A of chapter 3 of the General Laws, the commissioner of conservation and  
5795 recreation shall lease to the New Bedford Harbor Development Commission, doing business as  
5796 the New Bedford Port Authority, a certain area in and over the waters of the Acushnet river in  
5797 the city of New Bedford, together with improvements thereon and all easements, rights,  
5798 privileges and appurtenances thereto for the operation and maintenance of a recreational marine  
5799 boating facility and recreational area known as the Pope’s Island Marina for a term of 10 years  
5800 with 2 5-year options to extend.

5801 (2) The New Bedford Harbor Development Commission shall not enter into sub-  
5802 agreements for the operation and maintenance of the marina without prior written authorization  
5803 from the commissioner of conservation and recreation. True copies of any such written

5804 authorization shall be filed with the clerks of the senate and house of representatives not later  
5805 than 45 days after execution.

5806 (b) The lease and any extensions executed under this section shall be on terms and  
5807 conditions acceptable to the commissioner of conservation and recreation; provided, however,  
5808 that the lease and any extensions thereof shall provide, at its sole cost and expense, that the New  
5809 Bedford Harbor Development Commission: (i) provide oversight, operations, maintenance and  
5810 repair of the property, including the land, facilities and appurtenances associated therewith  
5811 during the term of the lease; (ii) shall carry comprehensive general liability insurance naming the  
5812 commonwealth as a co-insured, protecting the commonwealth against all claims for personal  
5813 injury or property damage arising from the use of the land and appurtenances associated  
5814 therewith during the term of the lease and any extension thereof; (iii) subject to clauses (v) and  
5815 (vi), may retain revenues from usage fees during the term of the lease and the proceeds from  
5816 concessions associated with use of the property for the sole purpose of the design, construction,  
5817 operation, programming, maintenance and repair expenses of the property over the course of the  
5818 lease in addition to a 1-time reimbursement for costs defined herein; (iv) may charge not more  
5819 than \$90 per linear foot for use of slips without prior written authorization from the  
5820 commissioner of conservation and recreation; (v) shall deposit into an escrow account, shared  
5821 with the department of conservation and recreation, not less than \$100,000 annually, adjusted to  
5822 the price adjustment formulae indices every 5 years, to fund capital investments of the property;  
5823 (vi) shall pay to the department of conservation, in quarterly installments, 10 per cent of the  
5824 annual gross revenues defined as total gross revenues after deduction of the \$100,000 described  
5825 in clause (v); (vii) shall, not later than 3 months after the close of each calendar year, prepare an  
5826 annual report detailing its performance against the goals for the prior year, detailing all revenues

5827 and expenditures of funds for the prior year pursuant to this section, regardless of source, and  
5828 specifying all usage and programming fee rates associated with planned programs and activities,  
5829 and submit the report to the commissioner of conservation and recreation; (viii) shall not design,  
5830 install or construct any facilities on the property without the written approval of the  
5831 commissioner of conservation and recreation; (ix) shall be responsible for all utility costs; (x)  
5832 shall provide not less than 20 parking spaces at no charge to visitors of the abutting playground  
5833 facility; and (xi) may be responsible for outreach and stewardship with the written approval of  
5834 the commissioner of conservation and recreation.

5835 (c) The lease and any extensions thereof executed under this section shall each be  
5836 reviewed by the inspector general for comment and recommendation.

5837 (d) Before entering into the lease, the commissioner of conservation and recreation shall  
5838 determine the exact boundaries of the property after completion of a title examination and a  
5839 survey each commissioned by the department of conservation and recreation.

5840 (e) The New Bedford Harbor Development Commission shall be responsible for all costs  
5841 and expenses associated with any engineering, surveys, appraisals and lease preparation related  
5842 to the execution of the lease and any extensions thereof under this section; provided, however,  
5843 that the commonwealth shall not be required to contribute to any such costs.

5844 (f) Within 90 days of the effective date of this section, the commissioner of conservation  
5845 and recreation shall issue to the New Bedford Harbor Development Commission a license to  
5846 operate and maintain the marina. The terms of said license shall be consistent with this section.

5847 (g) If the land, building and facilities, field and appurtenances comprising the property  
5848 cease to be used by the New Bedford Harbor Development Commission for the purposes and in

5849 the manner described in this section at any time before the conclusion of the lease term, the  
5850 property shall revert to the commonwealth upon such terms and conditions as the commissioner  
5851 of department of conservation and recreation may determine, and shall be assigned to the care,  
5852 custody and control of the department of conservation and recreation.

5853 (h) If the commissioner of conservation and recreation fails to enter into a lease with the  
5854 New Bedford Harbor Development Commission pursuant subsection (a) before July 1, 2025, the  
5855 commissioner shall issue, on or before October 1, 2025, a request for proposals seeking a lessee  
5856 to operate and maintain the Pope’s Island Marina and recreational area. Any lease resulting from  
5857 a request for proposals process pursuant to this section shall be for a term not to exceed 20 years,  
5858 inclusive of any extensions.

5859 (i) Funds authorized for the Pope’s Island Marina and the adjoining recreational area in  
5860 item 2300-7026 of chapter 286 of the acts of 2014, as extended by chapter 140 of the acts of  
5861 2022, and in item 6720-2261 of chapter 176 of the acts of 2022 shall be made available to  
5862 advance the lease agreement pursuant to this section.

5863 SECTION 317. Notwithstanding any general or special law to the contrary, to meet the  
5864 expenditures necessary in carrying out section 2C, the state treasurer shall, upon request of the  
5865 governor, issue and sell bonds of the commonwealth in an amount to be specified by the  
5866 governor from time to time but not exceeding, in the aggregate \$400,000,000. All bonds issued  
5867 by the commonwealth as aforesaid shall be designated on their face “An Act Relative to  
5868 Strengthening Massachusetts’ Economic Leadership ,” and shall be issued for a maximum term  
5869 of years, not exceeding 30 years, as the governor may recommend to the general court pursuant  
5870 to section 3 of Article LXII of the Amendments to the Constitution; provided, however, that all

5871 such bonds shall be payable not later than June 30, 2064. All interest and payments on account of  
5872 principal on such obligations shall be payable from the General Fund. Bonds issued under this  
5873 section and interest thereon shall, notwithstanding any other provision of this act, be general  
5874 obligations of the commonwealth.

5875 SECTION 318. Subsection (gg) of section 6 of chapter 62 of the General Laws and  
5876 section 38RR of chapter 63 of the General Laws shall apply to taxable years beginning on or  
5877 after January 1 of the first year following the effective date of this act which follows a fiscal year  
5878 that closes with a consolidated net surplus of not less than \$400,000,000 pursuant to section 5C  
5879 of chapter 29 of the General Laws. Annually, not later than 30 days after the comptroller  
5880 certifies the amount of the consolidated net surplus pursuant to said section 5C of said chapter  
5881 29, the commissioner of revenue shall certify to the secretary of administration and finance  
5882 whether said subsection (gg) of said section 6 of said chapter 62 and said section 38RR of said  
5883 chapter 63 shall take effect pursuant to this section; provided, however, that no such certification  
5884 shall be required in any year after the first year in which said subsection (gg) of said section 6 of  
5885 said chapter 62 and said section 38RR of said chapter 63 take effect.

5886 SECTION 319. If a district or charter school has a diversity officer or team already in  
5887 place on the effective date of section 100 of chapter 71 of the General Laws, they shall be  
5888 deemed to be in compliance with said section 100 of said chapter 71.

5889 SECTION 320. (a) Not later than 1 year after the effective date of this act and before the  
5890 adoption of any regulation for the administration of the state action for public health excellence  
5891 program pursuant to section 27D of chapter 111 of the General Laws the department of public  
5892 health shall hold not fewer than 3 public hearings in diverse geographic locations throughout the

5893 commonwealth or online to identify ways to improve the efficiency and effectiveness of the  
5894 delivery of local public health services, in alignment with the recommendations of the special  
5895 commission on local and regional public health established in chapter 3 of the resolves of 2016.

5896 (b) Not later than March 31, 2025, the department of public health shall submit a report to  
5897 the clerks of the house of representatives and the senate, the house and senate committee on  
5898 ways and means and the joint committee on public health. The report shall include an analysis of  
5899 needs, opportunities, challenges, timeline and cost analysis for the implementation of section  
5900 27D of said chapter 111.

5901 SECTION 321. The special commission on local and regional public health established in  
5902 chapter 3 of the resolves of 2016 is hereby revived and continued to December 31, 2024. As  
5903 soon as possible following the effective date of this act, the department shall convene the special  
5904 commission at least once to review the amendments to section 27D of chapter 111 of the General  
5905 Laws and funding available to support and enhance the commonwealth's local and regional  
5906 public health system.

5907 SECTION 322. The standards for foundational public health services developed pursuant  
5908 to subsections (b) and (c) of section 27D of chapter 111 of the General Laws shall be consistent  
5909 with the recommendations of the report of the special commission on local and regional and  
5910 public health approved in June 2019 and shall be implemented and complied with by a phased  
5911 schedule adopted by the department of public health. The department of public health shall  
5912 publish a list of the local public health standards established pursuant to said subsections (b) and  
5913 (c) of said section 27D of said chapter 111 not later than 90 days following the effective date of  
5914 this act.

5915 SECTION 323. Subsection (gg) of section 6 of chapter 62 of the General Laws is hereby  
5916 repealed.

5917 SECTION 324. Section 38RR of chapter 63 of the General Laws is hereby repealed.

5918 SECTION 325. Sections 4, 6, 101, 102, 114, 165 to 169, inclusive, 179 to 218, inclusive,  
5919 254 and 257 to 280, inclusive, shall take effect 1 year after the effective date of this act.

5920 SECTION 326. Section 309 is hereby repealed.

5921 SECTION 327. Section 164 shall take effect on January 1, 2025.

5922 SECTION 328. The director of campaign and political finance shall promulgate  
5923 regulations to implement section 122 not later than December 31, 2024.

5924 SECTION 329. The board of elementary and secondary education shall promulgate rules  
5925 and regulations to implement section 37 of chapter 69 of the General Laws and section 38G3/4  
5926 of chapter 71 of the General Laws.

5927 SECTION 330. Sections 323 and 324 shall take effect on January 1 of the sixth tax year  
5928 following the effective date of subsection (gg) of section 6 of chapter 62 of the General Laws  
5929 and section 38RR of chapter 63 of the General Laws as determined pursuant to section 318.

5930 SECTION 331. Sections 95, 127 and 151, subsections (ee) and (ff) of section 6 of chapter  
5931 62 of the General Laws and sections 38OO to 38QQ, inclusive, of chapter 63 of the General  
5932 Laws shall apply to tax years beginning on or after January 1, 2024.

5933 SECTION 332. Section 326 shall take effect on February 1, 2025.

5934 SECTION 333. (a) Section 245 of chapter 111 of the General Laws shall take effect on  
5935 January 1, 2025.

5936 (b) Every hospital and freestanding ambulatory surgical center licensed in the  
5937 commonwealth under chapter 111 of the General Laws shall report to the department of public  
5938 health by April 1, 2025 regarding the policies they have adopted to comply with section 245 of  
5939 said chapter 111.

5940 SECTION 334. Sections 283 and 284 shall take effect upon the conveyance of the  
5941 property at 182 Union street in the city of New Bedford to the commonwealth pursuant to section  
5942 313.

5943 SECTION 335. The first annual program summary required by subsection (n) of section  
5944 243 of chapter 111 of the General Laws shall be submitted not later than December 31, 2025.

5945 SECTION 346. Subsection (o) of section 243 of chapter 111 of the General Laws shall  
5946 take effect on January 1, 2025.