

SENATE No.

The Commonwealth of Massachusetts

PRESENTED BY:

Adam Gomez

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act preventing gas expansion to protect climate, community health and safety.

PETITION OF:

NAME:

Adam Gomez

DISTRICT/ADDRESS:

Hampden

SENATE No.

[Pin Slip]

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. 2135 OF 2023-2024.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Fourth General Court
(2025-2026)**

An Act preventing gas expansion to protect climate, community health and safety.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Section 69J of said chapter 164, as so appearing, is hereby further amended
2 by inserting, at the end thereof the following: -

3 No new gas facility or expansion of an existing gas facility, any part of which falls within
4 a 5 mile radius of an environmental justice neighborhood, shall be approved unless required for
5 the safety of the public.

6 SECTION 2. Section 69K of said chapter 164, as so appearing, is hereby amended by
7 inserting, at the end thereof the following: -

8 No new gas facility, or expansion of an existing gas facility, any part of which falls
9 within a 5 mile radius of an environmental justice neighborhood, shall be granted a petition for a
10 certificate unless required for the safety of the public.

11 SECTION 3. Section 69J ¼ of said chapter 164, as so appearing, is hereby amended by
12 inserting, at the end thereof the following: -

13 No new gas generating facility or expansion of an existing gas generating facility, any
14 part of which falls within a 5 mile radius of an environmental justice neighborhood, shall be
15 approved.

16 SECTION 4. Section 69K ½ of said chapter 164, as so appearing, is hereby amended by
17 inserting, at the end thereof the following: -

18 No new gas generating facility or expansion of an existing gas generating facility, within
19 a 5 mile radius of an environmental justice community, shall be granted a petition for a
20 certificate.

21 SECTION 5. Section 1E of Chapter 164 of the General Laws is hereby amended by
22 adding the following subsections after subsection (c):-

23 (d) The department shall require each company engaged in the sale or distribution of gas
24 as part of performance-based ratemaking and biennially, as required by this act, to submit a just
25 transition plan, which must be approved by the department, to address workforce development,
26 maintenance, and attrition, and provide the following:

27 (i) A detailed proposed chronology for projected energy supply and distribution in the
28 transition to net zero emissions to be set through performance-based ratemaking;

29 (ii) A detailed plan for the hire, retention, and training of a sufficient operations and
30 maintenance workforce through 2050, or until the complete retirement of its gas pipeline is
31 achieved, whichever is later, and which addresses the gas company's operational plans to meet

32 the commonwealth's net zero emissions goals while concurrently fulfilling this chapter's
33 requirements to provide safe and reliable service as well as all other state and federal regulatory
34 requirements;

35 (iii) Sufficient in-house staffing levels, in each relevant job classification and department
36 to ensure the safety and reliability of the gas company's gas service through the effective time
37 period for which the performance-based rates have been sought and taking into account the gas
38 company's projected schedule for adopting non-pipeline and other renewable energy alternatives
39 to natural gas and its obligations to maintain safe and reliable gas service to existing customers;

40 (iv) Training and workforce development plans providing for gas company workforce
41 needs on residual natural gas as well as non-pipeline alternatives and other renewable energy
42 sources through the effective time period for which the performance-based rates have been
43 sought, including but not limited to, the generation and distribution infrastructure utilized to
44 replace and/or complement natural gas, whether by the gas company, its parent or subsidiary or
45 related corporation, a joint venture, or another company regulated by the department with
46 electric or other non-pipeline alternative or renewable energy service territory overlap with the
47 gas company;

48 (v) Any and all mitigation measures proposed or implemented to address the impacts of
49 transition on the gas company's workforce over the course of the time period in which the
50 performance-based rates remain in effect, including but not limited to, cross-training and hiring
51 preferences at dual-fuel companies and joint ventures with non-pipeline alternative energy and/or
52 other renewable energy generators and distributors, early retirement incentives, and education
53 stipends for retraining;

54 (vi) Any collective bargaining or other agreements reached with labor unions
55 representing the gas company's in-house workforce and/or representing the workforce of outside
56 contractors to ensure a just workforce transition over the duration of the proposed performance-
57 based rates or until a full transition to net zero emissions is achieved;

58 (vii) In the event of the gas company's anticipated substantial, partial, or complete
59 cessation of gas operations in Massachusetts during the period in which performance-based
60 review is effective, the company must report the following to the department:

61 (a) Means by which the gas company, and/or its parent corporation, intends to avoid
62 burdening the commonwealth, ratepayers, or taxpayers with the social welfare costs resulting
63 from such cessation;

64 (b) Measures to ensure the solvency of the gas company pension system during and after
65 transition;

66 (c) Measures to stem the displacement of gas company employees unemployed as a result
67 of transition from the Massachusetts energy sector; and

68 (d) Any agreements developed with labor unions representing the gas company's in-
69 house workforce and/or representing the workforce of outside contractors to ensure a just
70 workforce transition over the duration of the proposed performance-based rates.

71 This subsection shall apply to any distribution, transmission, and gas company organized
72 and doing business in the commonwealth pursuant to the provisions of chapter 164, including
73 any successor company engaged in dual-fuels, joint ventures with renewable energy generators
74 or distributors, or alternative energy companies.

75 Nothing in this subsection shall prohibit or supplant the local distribution company’s
76 collective bargaining obligations relative to the National Labor Relations Act.

77 SECTION 6. Chapter 164 of the General Laws is hereby amended by adding the
78 following section:-

79 Section 149. Department program to ensure a just transition.

80 (a) Definitions. For the purposes of this section, the following definitions shall apply:

81 “Gas company” or “employer”, any local distribution company regulated under section 3
82 of chapter 164 and distributing natural gas to ratepayers.

83 “Dual-fuel company”, a company that distributes natural gas and one or more other forms
84 of energy to commercial, governmental, and/or residential ratepayers.

85 “Alternative energy company”, a company that generates or distributes forms of energy
86 whose production and use results in the production of lower carbon emissions than conventional
87 natural gas or electric energy.

88 “Commonwealth”, the Commonwealth of Massachusetts and/or its departments, offices,
89 agencies, political subdivisions, and quasi-public agencies, including, but not limited to, quasi-
90 public agencies subject to chapter 150A as appearing in chapter 760 of the acts of 1962, and any
91 quasi-public independent entity and any authority or body politic and corporation established by
92 the general court to serve a public purpose.

93 (b) Planning for Just Transition of Workforce.

94 (1) Every gas company shall develop, and periodically amend, a comprehensive plan, as
95 set forth in Section 1E of Chapter 164, to be filed with the Department of Public Utilities for the
96 hire, retention, and training of a sufficient operations and maintenance workforce through 2050,
97 or until the complete retirement of its gas pipeline is achieved, whichever is later, addressing its
98 plans to meet the commonwealth's net zero emissions goals and its plans to fulfill this chapter's
99 requirements to provide safe and reliable service as well as all other state and federal regulatory
100 requirements. Such plan shall be amended biennially, beginning July 1, 2026, and shall also be
101 amended when the gas company files with the department requesting performance-based
102 ratemaking.

103 In addition to provisions set forth by section 1 of this act, each company plan shall also
104 provide projections for any attrition among its in-house workforce and the utilization of outside
105 contractors over both the biennial period and over the course of its transition to net zero
106 emissions or its complete retirement of its gas pipeline, whichever is later.

107 All dual-fuel companies must additionally provide, as part of their biennial plan,
108 provisions, opportunities, and initiatives to provide training and employment opportunities to
109 workers who may be displaced by the gas company's compliance with the commonwealth's net
110 zero emissions goals on the other forms of energy it distributes. This includes, but is not limited
111 to, any agreement reached with labor organizations representing employees at its gas or
112 alternative fuel operations or labor organizations representing employees of its outside
113 contractors.

114 (2) The department shall, when initiated sua sponte or by motion of the Attorney General,
115 initiate an investigation to determine the sufficiency of the gas company and/or dual-fuel

116 company's plan with regard to meeting the commonwealth's net zero emission requirements and
117 chapter 164's reliability, safety, and staffing requirements. Such plans, and all back-up data upon
118 which the plans are based, shall be subject to disclosure to all intervening stakeholders during the
119 investigation. Upon good cause shown, back-up data may be subject to reasonable protective
120 treatment.

121 (c) Funding for Training on Alternative Fuels.

122 The Executive Office of Energy and Environmental Affairs and the Executive Office of
123 Labor and Workforce Development shall, joint and in collaboration, administer programs,
124 provide technical assistance, and develop regulations for a training fund to support the
125 establishment of apprenticeship programs to train gas and dual-fuel company employees on
126 alternative energy generation and distribution and raise the next generation of energy industry
127 workers in the commonwealth.

128 Grants from the fund may be provided to gas and dual-fuel companies for the
129 development and execution of training their workforces on a competitive basis, based upon a
130 number of factors, including but not limited to, the company's demonstrated commitment to (1)
131 retaining and repurposing its in-house gas workforce on dual-fuel or alternative energy
132 businesses, and (2) to maintaining high quality, long-term in-house employment opportunities in
133 energy distribution. Labor organizations representing gas company workers and dual-fuel
134 company workers may also apply for funding.

135 Alternative energy companies, including both generating or distributing companies, may
136 also apply for training grants from this fund to defray the cost of hiring and training workers
137 displaced by the commonwealth's efforts to meet its net zero emissions goals. To qualify,

138 alternative energy companies must demonstrate that (1) they are developing and executing plans
139 for hiring, training, and retention that include a demonstrated commitment to training and hiring
140 gas company employees and other workers displaced by the commonwealth's transition to net
141 zero emissions, (2) they have or are in the process of developing robust in-house training
142 programs in the commonwealth on alternative energy, and (3) they are committed to the creation
143 and maintenance of high quality, sustainable employment opportunities for displaced workers.

144 SECTION 7. Chapter 23 of the General Laws, as appearing in the 2022 Official Edition,
145 is hereby amended by adding following section:-

146 Section 26. Just Transition to Clean Energy.

147 (a) Within the Executive Office of Labor and Workforce Development, there shall be a
148 Just Transition Office. The office shall ensure that workers employed in the energy sector who
149 are displaced due to efforts by the commonwealth or the private sector to reduce greenhouse gas
150 emissions or transition from fossil fuels to clean energy have access to employment and training
151 opportunities in clean energy industries and related fields. The office shall also work with clean
152 energy businesses to ensure they act as responsible employers to further the commonwealth's
153 workforce and economic development goals. The office shall also work to increase access to
154 employment and training opportunities in clean energy industries and related fields for residents
155 of environmental justice communities.

156 (b) The Secretary of Labor and Workforce Development shall appoint the director of the
157 office.

158 (c) There shall be a Just Transition Advisory Committee consisting of: (i) the director of
159 the just transition office; (ii) the secretary of labor and workforce development, or their designee;

160 (iii) the commissioner of the department of energy resources, or their designee; (iv) the secretary
161 of the executive office of energy and environmental affairs, or their designee; (v) a representative
162 of employers in the gas utility sector appointed by the governor; (vi) a representative of
163 employers in the electric power generation sector appointed by the governor; (vii) a
164 representative of employers in the renewable electricity sector appointed by the governor; (viii) a
165 representative of employers in the energy efficiency sector appointed by the governor; (ix) a
166 representative of employers in the clean transportation sector appointed by the governor; (x) a
167 representative of employers in the clean heating sector appointed by the governor; (xi) a
168 representative of employees in the gas utility sector appointed by the president of the
169 Massachusetts AFL-CIO; (xii) a representative of employees in the electric power generation
170 sector appointed by the president of the Massachusetts AFL-CIO; (xiii) two representatives of
171 employees in the clean energy sector appointed by the president of the Massachusetts AFL-CIO;
172 (xiv) a representative of employees in the transportation sector appointed by the president of the
173 Massachusetts AFL-CIO; (xv) the president of the Massachusetts Building Trades Council, or
174 their designee; and (xvi) two representatives of environmental justice communities appointed by
175 the secretary of the executive office of energy and environmental affairs.

176 (d) The committee shall be tasked with developing a just transition plan for the energy
177 sector that identifies workers currently employed in the sector by industry, trade, and job
178 classifications, and contains relevant information including, but not limited to, current wage and
179 benefit packages and current licensing, certification, and training requirements. The committee,
180 through the just transition plan, shall recommend education and training programs to enhance re-
181 employment opportunities within the energy sector, and services to support dislocated workers
182 displaced from jobs within the energy sector as a result of emissions-reducing policies and

183 advancements in clean energy technology. The just transition plan shall also recommend actions
184 to increase opportunities for residents of environmental justice communities to work in clean
185 energy industries.

186 (e) The just transition plan shall include provisions to:

187 (i) educate dislocated workers, in collaboration with employers of dislocated workers and
188 relevant labor unions, on re-employment or training opportunities;

189 (ii) provide training, cross-training, and re-training to workers displaced by gas
190 infrastructure loss in the commonwealth's local distribution companies and related businesses:

191 (iii) address the workforce development challenges of the fossil fuel energy sector's
192 shrinking workforce over the course of the commonwealth's transition to a clean energy
193 economy;

194 (iv) incentivize the hiring of displaced energy sector workers with utilities, clean energy
195 industries, and related industries;

196 (v) collaborate with the Massachusetts Clean Energy Center to ensure that training and
197 employment opportunities for displaced energy sector workers are included in their initiatives,
198 incentives, funding opportunities, and projects;

199 (vi) collaborate with the department of public utilities and other agencies regulating the
200 energy sector within the commonwealth to coordinate just transition initiatives, complementing
201 the other regulatory priorities of those agencies;

202 (vii) evaluate options for the establishment of a fund to implement the just transition plan
203 and its components, including potential sources for sustainable short-term and long-term
204 funding;

205 (viii) develop requirements, including the submission of a workforce transition plan, for
206 energy sector employers that are closing a facility or significantly reducing their workforces as a
207 result of efforts by the commonwealth or the private sector to reduce greenhouse gas emissions
208 or transition from fossil fuels to clean energy;

209 (ix) identify employers in the energy sector involved or likely to be involved in
210 transitional steps away from fossil fuels and establish requirements and procedures for
211 submissions of employee counts and classifications to the office; and

212 (x) increase access to employment and training opportunities in clean energy industries
213 and related fields for residents of environmental justice communities.

214 (f) Employers described in paragraph (ix) of subsection (e) shall submit a workforce
215 transition plan to the office. Workforce transition plans be subject to section 10 of chapter 66 of
216 the General Laws and shall include:

217 (i) the reasons for the workforce reduction or facility closure;

218 (ii) the total number of workers by job classification and by geographic assignment
219 employed by the employer;

220 (iii) the total number of workers whose existing jobs who will be retained, by job
221 classification and geographic location;

222 (iv) the total number of workers whose existing jobs are being eliminated by the
223 workforce reduction or the closure of a facility, by job classification and geographic location;

224 (v) whether each classification of workers whose jobs are being eliminated will be
225 offered employment in any other job classification or capacity by the employer; how many
226 employees in each classification will be offered employment; and whether the replacement
227 employment offered will provide comparable wages, benefits, and working conditions;

228 (vi) whether the employer is offering severance or early retirement benefits to impacted
229 workers; the value of the severance or early retirement benefits; whether the severance or early
230 retirement benefits are being provided to all or certain classes of workers and how many
231 impacted workers intend to utilize these offerings;

232 (vii) whether the employer plans to transfer the work to a separate facility, enter a
233 contracting agreement for work previously performed by company employees, or otherwise
234 outsource work previously performed by company employees; and

235 (viii) whether the employer is a recipient of loans, grants, tax increment financing, or any
236 other financial incentive from the commonwealth, its independent state agencies, departments, or
237 corporations, or any municipality within the last five years.