HOUSE DOCKET, NO. 2758 FILED ON: 1/21/2011

HOUSE . . . . . No. 2590

The Commonwealth of Massachusetts

PRESENTED BY:

Jay R. Kaufman

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 to promote municipal collaboration and regionalization throughout the Commonwealth.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Jay R. Kaufman	*15th Middlesex*
Denise Andrews	*2nd Franklin*
George T. Ross	*2nd Bristol*
Jason M. Lewis	*31st Middlesex*
Brian M. Ashe	*2nd Hampden*
Paul W. Mark	*2nd Berkshire*
Carl M. Sciortino, Jr.	*34th Middlesex*
William Smitty Pignatelli	*4th Berkshire*
Jennifer E. Benson	*37th Middlesex*
Frank I. Smizik	*15th Norfolk*
William N. Brownsberger	
Ruth B. Balser	*12th Middlesex*
Cory Atkins	*14th Middlesex*
Anne M. Gobi	*5th Worcester*
Jonathan Hecht	*29th Middlesex*
Denise Provost	*27th Middlesex*
Christopher N. Speranzo	*3rd Berkshire*
Ellen Story	*3rd Hampshire*

Benjamin Swan | *11th Hampden*

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HOUSE . . . . . No. 2590

By Mr. Kaufman of Lexington, a petition (accompanied by bill, House, No. 2590) of Jay Kaufman and others relative to promoting municipal efficiency and innovation through regional collaboration. State Administration and Regulatory Oversight.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. *3001* OF 2009-2010.]

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act to promote municipal collaboration and regionalization throughout the Commonwealth.

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

SECTION 1. The following terms shall have the following meanings:

"Regional Planning Agencies", all planning commissions in the commonwealth, specifically: "Berkshire Regional Planning Commission", established under Section 3 of chapter 40B of the General Laws; "Cape Cod Commission", established under chapter 716 of the Acts of 1989; "Central Massachusetts Regional Planning Commission", established under Section 3 of said chapter 40B; "Franklin Regional Council of Governments", established under Section 567 of chapter 151 of the Acts of 1996, and as amended by chapter 344 of the Acts of 1998; "Martha's Vineyard Commission", established under chapter 831 of the Acts of 1977, and as amended by chapter 317 of the Acts of 1979; "Merrimack Valley Planning Commission", established under Section 3 of said chapter 40B; "Metropolitan Area Planning Council",

11 established under Section 26 of said chapter 40B; “Montachusett Regional Planning
12 Commission”, established under Section 3 of said chapter 40B; “Nantucket Planning and
13 Economic Development Commission”, established under chapter 561 of the Acts of 1973, and as
14 amended by chapter 98 of the Acts of 1981 and chapter 458 of the Acts of 1991; “Northern
15 Middlesex Council of Governments”, established under Section 3 of said chapter 40B, and as
16 amended by chapter 357 of the Acts of 1972, chapter 14 of the Acts of 1974 and chapter 420 of
17 the Acts of 1989; “Old Colony Planning Council”, established under chapter 332 of the Acts of
18 1967, and as amended by chapter 663 of the Acts of 1973; “Pioneer Valley Planning
19 Commission”, established under Section 3 of said chapter 40B, and “Southeastern Regional
20 Planning and Economic Development District”, established under Section 9 of said chapter 40B.

21 SECTION 2. The Governor shall direct all executive branch agencies, commissions and
22 departments to evaluate all grant, loan, and technical assistance programs administered by such
23 for opportunities to promote, facilitate and implement inter-municipal cooperation, collaboration,
24 and regional service delivery at the local level.

25 Each department, agency, and commission within the executive branch shall provide
26 evaluation results to the Governor within ninety (90) days, with the goal to identify opportunities
27 to leverage state resources to promote regional, efficient solutions to common problems.
28 Independent agencies and commissions are encouraged to undertake similar evaluations of any
29 grant, loan, or technical assistance program administered by them.

30 SECTION 3. The Governor shall direct the chairman of the Municipal Affairs
31 Coordinating Cabinet to evaluate departmental programs for opportunities to increase
32 collaboration between communities, and make recommendations to the Governor on the most

33 promising opportunities that would achieve the aforementioned aims of efficient and enhanced
34 local government service delivery.

35 SECTION 4. Notwithstanding any general or special law to the contrary, any executive
36 agency which administers a program through which funding may be provided to a municipality,
37 shall encourage municipal efficiencies by prioritizing those applications for funds which come
38 from cities or towns that have developed a method by which to jointly and more efficiently
39 utilize such funding.

40 SECTION 5. Section 22A of chapter 7 of the General Laws is hereby amended by
41 striking the words "the state purchasing agent subject to such rules, regulations and procedures
42 as may be established from time to time by the purchasing agent" and inserting in place thereof
43 the following words:-

44 the state purchasing agent or a regional planning agency established pursuant to chapter
45 40B of the General Laws or special act, subject to such rules, regulations and procedures as may
46 be established from time to time by said purchasing agent or regional planning agency.

47 SECTION 6. The Governor shall direct the executive office of administration and finance
48 to amend 801 C.M.R. 21.00 to state that contracts between regional planning agencies and any
49 Executive Office, Department, Agency, Office, Division, Board, Commission or Institution
50 within the Executive Branch to provide or to receive services, facilities, staff assistance or money
51 payments shall be the equivalent of interdepartmental service agreements and exempt from the
52 provisions of 801 C.M.R. 21.00.

53 SECTION 7. The General Laws are hereby amended by inserting after the second
54 paragraph of Section 5 of chapter 40B the following paragraphs:-

55 Notwithstanding the provisions of any other section in this chapter, planning
56 commissions established hereunder may administer and provide regional services to member
57 cities and towns and may delegate such authority to subregional groups of such cities and towns.
58 Planning commissions may enter into cooperative agreements with other planning commissions
59 or regional councils of government to provide such regional services.

60 Regional services provided to member municipalities shall be determined by each
61 planning commission's executive committee, and may include any service which may be
62 provided by the municipality or any other public entity in the commonwealth. In the event that
63 an executive committee has not been established, such services shall be determined by the
64 district planning commission.

65 Notwithstanding the provisions of any other section in this chapter, any city or town
66 which is a member of the planning commission may enter into a cooperative agreement with said
67 commission to perform jointly or for the other or in cooperation with other member cities and
68 towns, any service, activity or undertaking which such city or town is authorized by law to
69 perform.

70 All cooperative agreements entered into pursuant to this section by member cities and
71 towns are voluntary, and notwithstanding any other law, require authorization by the relevant
72 Board of Selectmen or City Council, with the approval of the mayor.

73 Notwithstanding the provisions of any other section in this chapter, planning
74 commissions are authorized to enter into contracts and agreements with any department, agency
75 or subdivision of the federal or state government and any individual, corporation, association or
76 public authority to provide or receive services, facilities, staff assistance or money payments in

77 connection with the work of planning commissions, and planning commissions may contribute
78 or receive services, facilities, staff assistance or money payments as consideration such contracts
79 and agreements.

80 SECTION 8. Section 14 of said chapter 40B, as so appearing, is hereby amended by
81 inserting after subsection (o) the following subsections:-

82 (p) notwithstanding the provisions of any other section in this chapter, to administer and
83 provide regional services to member cities and towns and may delegate such authority to
84 subregional groups of such cities and towns. The commission may enter into cooperative
85 agreements with other planning commissions or regional councils of government to provide such
86 regional services. Regional services provided to member municipalities shall be determined by
87 the executive committee and may include any service which may be provided by the
88 municipality or any other public entity in the commonwealth.

89 (q) notwithstanding the provisions of any other section in this chapter, any city or town
90 which is a member of the district may enter into a cooperative agreement with the commission to
91 perform jointly or for the other or in cooperation with other member cities and towns, any
92 service, activity or undertaking which such city or town is authorized by law to perform.

93 (r) all cooperative agreements entered into pursuant to subsection (p) or (q) of this section
94 by member cities and towns are voluntary, and notwithstanding any other law, require
95 authorization by the relevant Board of Selectmen or City Council, with the approval of the
96 mayor.

97 SECTION 9. Said chapter 40B is hereby further amended by inserting after the final
98 paragraph of Section 29 the following sections:-

99 Section 29A. Notwithstanding the provisions of any other section in this chapter, the
100 council is authorized to administer and provide regional services to member cities and towns and
101 may delegate such authority to subregional groups of such cities and towns. The council may
102 enter into cooperative agreements with other planning commissions or regional councils of
103 government to provide such regional services.

104 Regional services provided to member municipalities shall be determined by the
105 executive committee and may include any service which may be provided by the municipality or
106 any other public entity in the commonwealth.

107 Section 29B. Notwithstanding the provisions of any other section in this chapter, any city
108 or town which is a member of the council may enter into a cooperative agreement with said
109 council to perform jointly or for the other or in cooperation with other member cities and towns,
110 any service, activity or undertaking which such city or town is authorized by law to perform.

111 Section 29C. All cooperative agreements entered into by member cities and towns
112 pursuant to Section 29A or Section 29B are voluntary, and notwithstanding any other law,
113 require authorization by the relevant Board of Selectmen or City Council, with the approval of
114 the mayor.

115 SECTION 10. Section 4 of chapter 716 of the Acts of 1989 is hereby amended by
116 inserting after subsection (a)(27) the following subsections:-

117 (28) notwithstanding the provisions of any other section of this chapter, to administer and
118 provide regional services to member cities and towns and may delegate such authority to
119 subregional groups of such cities and towns. The commission may enter into cooperative
120 agreements with other planning commissions or regional councils of government to provide such

121 regional services. Regional services provided to member municipalities shall be determined by
122 the commission and may include any service which may be provided by the municipality or any
123 other public entity in the commonwealth.

124 (29) notwithstanding the provisions of any other section in this chapter, any city or town
125 which is a member of the commission may enter into a cooperative agreement with said
126 commission to perform jointly or for the other or in cooperation with other member cities and
127 towns, any service, activity or undertaking which such city or town is authorized by law to
128 perform.

129 (30) all cooperative agreements entered into by member cities and towns pursuant to
130 subsections (28) and (29) of this section are voluntary, and notwithstanding any other law,
131 require authorization by the relevant Board of Selectmen or City Council, with the approval of
132 the mayor.

133 (31) notwithstanding the provisions of any other section in this chapter, the commission
134 is authorized to

135 enter into contracts and agreements with any department, agency or subdivision of the
136 federal or state government and any individual, corporation, association or public authority to
137 provide or receive services, facilities, staff assistance or money payments in connection with the
138 work of the commission, and the commission may contribute or receive services, facilities, staff
139 assistance or money payments as consideration such contracts and agreements.

140 SECTION 11. Section 3 of chapter 831 of the Acts of 1977 is hereby amended by
141 inserting after the fourth paragraph the following section:-

142 Section 3A. Notwithstanding the provisions of any other section of this chapter, the
143 commission may administer and provide regional services to member cities and towns and may
144 delegate such authority to subregional groups of such cities and towns. The commission may
145 enter into cooperative agreements with other planning commissions or regional councils of
146 government to provide such regional services.

147 Regional services provided to member municipalities shall be determined by the
148 commission and may include any service which may be provided by the municipality or any
149 other public entity in the commonwealth.

150 Notwithstanding the provisions of any other section in this chapter, any city or town
151 which is a member of the commission may enter into a cooperative agreement with said
152 commission to perform jointly or for the other or in cooperation with other member cities and
153 towns, any service, activity or undertaking which such city or town is authorized by law to
154 perform.

155 All cooperative agreements entered into by member cities and towns pursuant to Section
156 3A are voluntary, and notwithstanding any other law, require authorization by the relevant Board
157 of Selectmen or City Council, with the approval of the mayor.

158 Notwithstanding the provisions of any other section in this chapter, the commission is
159 authorized to enter into contracts and agreements with any department, agency or subdivision of
160 the federal or state government and any individual, corporation, association or public authority to
161 provide or receive services, facilities, staff assistance or money payments in connection with the
162 work of the commission, and the commission may contribute or receive services, facilities, staff
163 assistance or money payments as consideration such contracts and agreements.

164 SECTION 12. Section 2 of chapter 561 of the Acts of 1973 is hereby amended by
165 inserting after the first paragraph the following paragraphs:-

166 Notwithstanding the provisions of any other section in this chapter, the Commission may
167 administer and provide regional services to the county and town. The Commission may enter
168 into cooperative agreements with other planning commissions or regional councils of
169 government to provide such regional services.

170 Regional services provided to the county and town shall be determined by the
171 Commission and may include any service which may be provided by the municipality or any
172 other public entity in the commonwealth.

173 Notwithstanding the provisions of any other section in this chapter, the county and town
174 which is a member of the Commission may enter into a cooperative agreement with said
175 Commission to perform jointly any service, activity or undertaking which such county or town is
176 authorized by law to perform.

177 All agreements entered into by the county or town pursuant to this section are voluntary,
178 and notwithstanding any other law, require authorization by the Board of Selectmen.

179 Notwithstanding the provisions of any other section in this chapter, the Commission is
180 authorized to enter into contracts and agreements with any department, agency or subdivision of
181 the federal or state government and any individual, corporation, association or public authority to
182 provide or receive services, facilities, staff assistance or money payments in connection with the
183 work of the Commission, and the Commission may contribute or receive services, facilities, staff
184 assistance or money payments as consideration such contracts and agreements.

185 SECTION 13. Section 2 of chapter 332 of the Acts of 1967 is hereby amended by
186 inserting after the seventh paragraph the following section:-

187 Section 2A. Notwithstanding the provisions of any other section in this chapter, the
188 Council may administer and provide regional services to member cities and towns and may
189 delegate such authority to subregional groups of such cities and towns. The Council may enter
190 into cooperative agreements with other planning commissions or regional councils of
191 government to provide such regional services.

192 Regional services provided to member municipalities shall be determined by the Council
193 and may include any service which may be provided by the municipality or any other public
194 entity in the commonwealth.

195 Notwithstanding the provisions of any other section in this chapter, any city or town
196 which is a member of the Council may enter into a cooperative agreement with said Council to
197 perform jointly or for the other or in cooperation with other member cities and towns, any
198 service, activity or undertaking which such city or town is authorized by law to perform.

199 All agreements entered into by member cities and towns pursuant to this section are
200 voluntary, and notwithstanding any other law, require authorization by the relevant Board of
201 Selectmen or City Council, with the approval of the mayor.

202 SECTION 14. Subsection (U) of Section 567 of chapter 151 of the Acts of 1996 is hereby
203 amended by inserting after the first paragraph the following paragraphs:-

204 Notwithstanding the provisions of this chapter, the Franklin Council of Governments may
205 administer and provide regional services to member cities and towns and may delegate such

206 authority to subregional groups of such cities and towns. The Council of Governments may enter
207 into cooperative agreements with other planning commissions or regional councils of
208 government to provide such regional services.

209 Regional services provided to member municipalities shall be determined by the Council
210 of Governments Committee and may include any service which may be provided by the
211 municipality or any other public entity in the commonwealth.

212 All agreements entered into by member cities and towns pursuant to this section are
213 voluntary, and notwithstanding any other law, require authorization by the relevant Board of
214 Selectmen or City Council, with the approval of the mayor.

215 Notwithstanding the provisions of any other section in this chapter, the Franklin Council
216 of Governments is authorized to enter into contracts and agreements with any department,
217 agency or subdivision of the federal or state government and any individual, corporation,
218 association or public authority to provide or receive services, facilities, staff assistance or money
219 payments in connection with the work of the commission, and the commission may contribute or
220 receive services, facilities, staff assistance or money payments as consideration such contracts
221 and agreements.

222 SECTION 15. Section 2 of chapter 40D of the General Laws is hereby amended by
223 striking out, in the first paragraph, the words “a town at an annual meeting or a special meeting
224 called for the purpose” and inserting in place thereof the following words:- by the board of
225 selectmen, in a town.

226 SECTION 16. Said section 2 of said chapter 40D is hereby amended by striking out, in
227 the third paragraph, the words “at an annual or special town meeting” and inserting in place
228 thereof the following words:- its board of selectmen.

229 SECTION 17. Section 3 of chapter 121C of the General Laws is hereby amended by
230 striking out the words “a town at an annual town meeting or a special town meeting called for the
231 purpose” and inserting in place thereof the following words:- by the board of selectmen in a
232 town.

233 SECTION 18. Section 30B of chapter 41, as amended by section 26 of Chapter 188 of the
234 Acts of 2010, is hereby amended by striking out the words “by vote of their legislative bodies”
235 and inserting in place thereof the following words:- by vote of the city council with the approval
236 of the mayor, in a city, and by vote of the board of selectmen, in a town.

237 SECTION 19. Section 27B of chapter 111, is hereby amended by striking out the words
238 “and by vote of a town at a regular annual town meeting” and inserting in place thereof the
239 following words:- and by a vote of the board of selectmen.

240 SECTION 20. Said section 27B of said chapter 111 is hereby amended by striking the
241 words “at a town meeting” and inserting in place thereof the following:- by vote of the board of
242 selectmen.

243 SECTION 21. Section 44A of chapter 40, is hereby amended by striking out the words “a
244 town meeting” and inserting thereof the following words:- the board of selectmen.

245 SECTION 22. Said section 44A of said chapter 40, is hereby amended by striking the
246 word “moderator” and inserting in place thereof the following words:- board of selectmen.

247 SECTION 23. Said section 44A of said chapter 40, is hereby amended by striking Section
248 44E and inserting in place thereof the following section:-

249 Section 44E. The selectmen of each of the several towns, upon receipt of a
250 recommendation that a regional refuse disposal district be established, shall vote on accepting
251 such plan. The mayors of the several cities, upon receipt of a recommendation that a regional
252 refuse disposal district be established, shall submit the question of accepting such plan to the city
253 council within sixty days after receipt of the recommendation.

254 If a majority of the members of each city council voting on the question and the board of
255 selectmen in each town shall vote in the affirmative, the proposed regional refuse disposal
256 district shall be deemed to be established forthwith in accordance with the terms of the proposed
257 agreement."

258 SECTION 24. Subsection subsection (f) of said section 44 of said chapter is hereby
259 amended by striking the words "a majority of the voters present and voting on the matter at a
260 town meeting called for the purpose of expressing such disapproval" and inserting in place
261 thereof the following words:- the board of selectmen.

262 SECTION 25. Section 3 of chapter 115, is hereby amended by striking out the last
263 sentence in the first paragraph and inserting in place thereof the following sentence:-

264 Two or more municipalities may, by approval of the mayor or manager in a city or by
265 vote of the board of selectmen in a town, appoint one person to serve as veterans' agent for such
266 municipalities and may apportion the payment of compensation among such municipalities.

267 SECTION 26. Section 10 of said chapter 115, is hereby amended by striking out the first
268 sentence of the second paragraph and inserting in place thereof the following sentence:-

269 Two or more municipalities may, in a city by vote of the city council thereof, and in a
270 town by vote of the selectmen thereof, form a district for the purposes set forth in the first
271 paragraph of this section, including the appointment and compensation of a director of veterans'
272 services, for the enforcement therein of such purposes and of such other provisions of law as it
273 may be his duty to enforce.

274 SECTION 27. The General Laws are hereby amended by inserting after section 4A of
275 chapter 40 the following section:-

276 Section 4A½. (a) For purposes of this section, the following words shall have the
277 following meanings:-

278 "Governmental unit", a city, town or a regional school district, a district as defined in
279 section 1A, a regional planning commission, however constituted, a regional transit authority
280 established under chapter 161B, a water and sewer commission established under chapter 40N or
281 by special law, a county, or a state agency as defined in section 1 of chapter 6A.

282 "Joint powers agreement", a contract specifying the terms and conditions of the joint
283 exercise of powers and duties entered into by participating governmental units pursuant to the
284 laws governing any such unit and the provisions of this section.

285 "Region", any geographically-designated area within which the powers and duties
286 provided in a joint powers agreement shall be exercised.

287 (b) Notwithstanding any general law or special act to the contrary, the chief executive
288 officer of a city or town, or a board, committee or officer authorized by law to execute a contract
289 in the name of a governmental unit may, on behalf of the unit, enter into a joint powers
290 agreement with another governmental unit for the joint exercise of any of their common powers
291 and duties within a designated region. The joint powers agreement shall be authorized by the
292 parties thereto in the following manner: in a city by the city council with the approval of the
293 mayor, in a town by the board of selectmen and in a district by the prudential committee. A
294 decision to enter into a joint powers agreement under this section, or to join an existing region,
295 shall not be subject to bargaining under chapter 150E.

296 (c) The joint powers agreement shall specify:

297 (1) its purpose and the method by which the purpose sought shall be accomplished;

298 (2) the services, activities or undertakings to be jointly performed within the region;

299 (3) the specific organization, composition and nature of any separate legal or
300 administrative entity created thereby to perform the services, activities or undertakings within the
301 region, and the specific powers and duties delegated thereto, provided such entity may be legally
302 created. Such entity may include an independent entity created pursuant to subsection (d), a
303 nonprofit corporation organized pursuant to chapter 180 whose membership is limited solely to
304 the participating governmental units, a limited partnership organized pursuant to chapter 109
305 whose membership is limited solely to the participating governmental units, or a limited liability
306 company organized under chapter 156C whose membership is limited solely to the participating
307 governmental units. The funds of any such entity, corporation, limited partnership, or limited

308 liability company shall be subject to audit in the manner provided by law for the auditing of
309 public funds.

310 (4) the manner of financing the joint services, activities or undertakings within the region
311 and of establishing and maintaining a budget therefore;

312 (5) any procedures related to the termination of the joint powers agreement, the
313 withdrawal of any participating governmental unit and the addition of any new governmental
314 units.

315 (6) its duration.

316 (d) A joint powers agreement may create a new independent entity for the purposes of
317 carrying out the powers and duties of a region. The powers of an entity established pursuant to
318 this subsection shall include, but not be limited to, the power to: (1) sue and be sued; (2) make
319 and execute contracts and other instruments necessary for the exercise of the powers of the
320 region; (3) make and from time to time amend and repeal policies and procedures relative to the
321 operation of the region; (4) receive and expend funds; (5) apply for and receive grants from the
322 commonwealth, the federal government and from other grantors; and (6) any such other powers
323 as are necessary to properly carry out its powers as an independent entity.

324 Such entity shall be governed by a board of directors comprised of at least one member
325 representing each participating governmental unit. The board of directors shall coordinate the
326 activities of the region and may establish any policies and procedures necessary to do so.

327 The board of directors shall establish and manage a fund to which all monies contributed
328 by the participating governmental units, and all grants and gifts from the federal or state

329 government or any other source shall be deposited. The board of directors shall appoint a
330 treasurer who may be a treasurer of one of the participating governmental units. The treasurer,
331 subject to the direction and approval of the board of directors, shall be authorized to receive,
332 invest and disburse all funds of the region without further appropriation. The treasurer shall give
333 bond for the faithful performance of his duties in a form and amount as fixed by the board of
334 directors.

335 The board of directors may borrow money, enter into long or short-term loan agreements
336 or mortgages and apply for state, federal or corporate grants or contracts to obtain funds
337 necessary to carry out the purposes of the region. The board of directors may enter into contracts
338 for the purchase of supplies, materials and services and for the purchase or lease of land,
339 buildings and equipment as deemed necessary.

340 The entity shall be deemed to be a public employer and the board of directors may
341 employ personnel to carry out the purposes of the joint powers agreement and establish the
342 duties, compensation and other terms and conditions of employment of personnel.

343 (e) A participating governmental unit shall not liable for the acts or omission of another
344 participating government unit or the region or any entity created by the joint powers agreement,
345 unless the participating governmental unit has agreed otherwise in the joint powers agreement.

346 SECTION 28. There shall be established and set upon the books of the commonwealth a
347 separate fund to be known as the Regionalization Incentive and Implementation Fund. Amounts
348 credited to the fund shall be administered by the division of local services within the department
349 of revenue which shall determine that the funds are used for activities consistent with the
350 purpose of this act and the Massachusetts management and accounting report system. The

351 amounts shall be used, without further appropriation, solely for the administration and
352 implementation of this section.

353 The fund shall be a separate and expendable trust fund administered by the division of
354 local services within the department of revenue. There shall be credited to the fund, revenue
355 from appropriations or other monies authorized by the general court and specifically designated
356 to be credited to the fund and investment income earned on the fund's assets, and all other
357 sources. Money remaining in the fund at the end of a fiscal year shall not revert to the General
358 Fund, and shall be allocated to the fund the following fiscal year.

359 One hundred percent of the monies deposited in the Regional Incentive and
360 Implementation Fund, but not more than $4,000,000.00 in the aggregate in any fiscal year, shall
361 be used by the department of housing and community development within the executive office of
362 housing and economic development to provide grants on a competitive basis to districts and
363 municipalities, including councils of government and regional planning agencies that are
364 applying on behalf of two or more municipal entities, to fund the regionalization of municipal
365 services including, but not limited to, the areas of planning, implementation, transitional costs,
366 staff, operations, equipment, hardware, facilities, the subsidization of salaries for positions to
367 perform municipal functions jointly and projects to implement joint services, and related subject
368 areas.

369 Grant applications shall be reviewed by a panel including the department of housing and
370 community development, executive office of administration and finance and department of
371 revenue division of local services.

372 The department of housing and community development shall promulgate rules and
373 regulations for the administration of the Regionalization Incentive and Implementation Fund.

374 SECTION 29. 1599-2010. For a reserve to fund the District Local Technical Assistance
375 Fund including projects that encourage regionalization to be administered by the division of local
376 services and distributed through the District Local Technical Assistance Fund, established in
377 section 2XXX of chapter 29 of the General Laws..... $2,800,000