

An Act making appropriations for the fiscal year 2024 to provide for supplementing certain existing appropriations and for certain other activities and projects.

Whereas, The deferred operation of this act would tend to defeat its purposes, which are to make supplemental appropriations for fiscal year 2024 and to make certain changes in law, each of which is immediately necessary to carry out those appropriations or to accomplish other important public purposes, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

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. To provide for supplementing certain items in the general appropriation act and other appropriation acts for fiscal year 2024, the sums set forth in section 2 are hereby appropriated from the General Fund, the Transitional Escrow Fund established in section 16 of chapter 76 of the acts of 2021, as amended by section 4 of chapter 98 of the acts of 2022, or the federal COVID-19 response fund established in section 2JJJJ of chapter 29 of the General Laws unless specifically designated otherwise in this act or in those appropriation acts, for the several purposes and subject to the conditions specified in this act or in those appropriation acts, and subject to the laws regulating the disbursement of public funds for the fiscal year ending June 30, 2024. These sums shall be in addition to any amounts previously appropriated and made available for the purposes of those items. These sums shall be made available through the fiscal year ending June 30, 2025.

SECTION 2.

SECRETARY OF THE COMMONWEALTH

0521-0000 Elections Division.....

\$2,834,250

TREASURER AND RECEIVER-GENERAL

Alcoholic Beverages Control Commission

0610-0050 Alcoholic Beverages Control Commission\$232,499

OFFICE OF THE COMPTROLLER

1595-1068 Medical Assistance Trust Fund\$175,548,050

EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

Department of Revenue

1233-2000 Tax Abatements for Veterans, Widows, Blind Persons, and the Elderly.....\$5,570,381

Reserves

1599-0793 Critical Health and Human Services Workforce Reserve\$61,077,257

1599-6073 VOCA Bridge.....\$20,000,000

1599-9817 ARPA HCBS Reserve\$228,000,000

Operational Services Division

1775-0700 Reprographic Services Retained Revenue.....\$400,000

EXECUTIVE OFFICE OF EDUCATION

Department of Early Education and Care

3000-4060 Income-Eligible Child Care.....\$29,672,801

EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

Department of Transitional Assistance

4400-1004 Healthy Incentives Program\$5,100,000

Department of Public Health

4513-1002 Women, Infants and Children Nutrition Services\$2,130,571

EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY

State Police

8100-0102 Troop F Retained Revenue.....\$7,000,000

SECTION 2A. To provide for certain unanticipated obligations of the commonwealth, an alteration of purpose for current appropriations and to meet certain requirements of law, the sums set forth in this section are hereby appropriated from the General Fund or the Transitional Escrow Fund established in section 16 of chapter 76 of the acts of 2021, as amended by section 4 of chapter 98 of the acts of 2022, unless specifically designated otherwise in this section, for the several purposes and subject to the conditions specified in this section, and subject to the laws regulating the disbursement of public funds for the fiscal year ending June 30, 2024. Except as otherwise stated, these sums shall be made available through the fiscal year ending June 30, 2025.

EXECUTIVE OFFICE OF ECONOMIC DEVELOPMENT

Office of Travel and Tourism

7008-1776 For the costs associated with celebrations of the United States' semiquincentennial; provided, that funds shall be made available as grants to municipalities for public safety, transportation and logistical costs associated with the celebration of the anniversary; provided further, that not less than \$250,000 shall be expended for First Night Boston, Inc. in the city of Boston; provided further, that not less than \$6,000,000 shall be expended for capital improvements to the Edward A. LeLacheur Park at the University of Massachusetts Lowell; and provided further, that not less than \$250,000 shall be expended for Sail Boston, Inc. for the Tall Ships 2026 celebrations..... \$26

SECTION 3. Chapter 6 of the General Laws is hereby amended by striking out section 39B, as appearing in the 2022 Official Edition, and inserting in place thereof the following section:-

Section 39B. Each state agency shall furnish the state library 1 copy of its publications, provided in the format in which it was created, such as print or electronic, not later than 5 working days after creation. The state library shall make copies available for public consultation and for permanent historic preservation. Digitized publications shall be made available to the Library of Congress and to each of the state's regional public libraries through the state library's digital collections.

SECTION 4. Chapter 7 of the General Laws is hereby amended by inserting after section 22O the following section:-

Section 22P. (a) Notwithstanding section 39M of chapter 30 or any general or special law to the contrary, governmental bodies may procure electric vehicles and the installation of charging stations for said electric vehicles, under this chapter. The electric vehicles and the installation of charging stations may be procured separately or in 1 procurement. For the purposes of this section, electric vehicles shall be considered supplies and charging stations and their installation shall be considered services.

(b) A contract under this section shall only be awarded to a bidder: (i) possessing the skill, ability and integrity necessary for the faithful performance of the work; (ii) who shall certify that it is able to furnish labor that can work in harmony with all other elements of labor employed or to be employed in the work; (iii) who shall certify that all employees to be employed at the worksite will have successfully completed a course in construction safety and health approved by the United States Occupational Safety and

Health Administration that is at least 10 hours in duration at the time the employee begins work and shall furnish documentation of successful completion of said course with the first certified payroll report for each employee; and (iv) who obtains within 10 days of the notification of contract award the security by bond required under section 29 of chapter 149; provided, that for the purposes of this section, the term “security by bond” shall mean the bond of a surety company qualified to do business under the laws of the commonwealth and satisfactory to the awarding authority; and provided further, that if there is more than 1 surety company, the surety companies shall be jointly and severally liable. Section 26 to 27D, inclusive, of chapter 149 shall apply to any contract entered into under this section.

SECTION 5. Section 1 of chapter 7C of the General Laws, as appearing in the 2022 Official Edition, is hereby amended by striking out the definition of “Capital Facility” and inserting in place thereof the following definition:-

“Capital facility”, a public improvement such as a building or other structure; a utility, fire protection, and other major system and facility; a power plant facility and appurtenances; a heating, ventilating, air conditioning or other system; initial equipment and furnishings for a new building or building added to or remodeled for some other use; a public parking facility; an airport or port facility; a recreational improvement such as a facility or development in a park or other recreational facility; or any other facility which, by statute or under standards as may be prescribed from time to time by the commissioner of capital asset management and maintenance, according to this section, may be defined as such; provided, however, that a highway improvement such as a highway, bridge or tunnel or other structure or building integral to the operation of the state highway system,

a transportation improvement such as a mass transportation or other public transit facility shall not be considered a capital facility as defined herein; and provided further, that an improvement in information technology shall not be a capital facility to the extent it does not result in the creation or expansion of tangible property.

SECTION 6. Section 6 of chapter 21J of the General Laws, as so appearing, is hereby amended by striking out, in line 4, the words “state fire marshal” and inserting in place thereof the following words:- commissioner of revenue.

SECTION 7. Section 2 of chapter 22D of the General Laws, as so appearing, is hereby amended by striking out, in lines 6 to 9, inclusive, the words “; a division of underground storage tanks, including the Underground Storage Tank Petroleum Product Cleanup Fund Administrative Review Board as established by chapter twenty-one J”.

SECTION 8. Section 14 of chapter 23N of the General Laws, as so appearing, is hereby amended by striking out subsection (a) and inserting in place thereof the following subsection:-

(a) An excise is hereby imposed upon a sports wagering operator or a person or entity that offers fantasy contests, as defined in section 11M½ of chapter 12, in the commonwealth at the rate of: (i) 15 per cent of the sports wagering operator’s adjusted gross sports wagering receipts from the operation of in-person sports wagering; (ii) 20 per cent of the sports wagering operator’s adjusted gross sports wagering receipts from the operation of sports wagering through mobile applications and other digital platforms approved by the commission; and (iii) 15 per cent of the adjusted gross fantasy wagering receipts of the person or entity that offers such fantasy contests. The accrual method of accounting shall be used for the purposes of calculating the amount of the tax owed under

this section. The excise shall be paid to the commission at the time provided for filing the return pursuant to subsection (b).

SECTION 9. Said section 14 of said chapter 23N, as so appearing, is hereby further amended by striking out subsection (c) and inserting in place thereof the following subsection:-

(c) The excise on adjusted gross sports wagering receipts and adjusted gross fantasy wagering receipts imposed by this section shall be in lieu of all other state and local taxes and fees imposed on the operation of, or the proceeds from operation of, sports wagering or fantasy contests.

SECTION 10. Clause (ii) of the third sentence of subsection (x) of section 6 of chapter 62 of the General Laws, as appearing in section 21 of chapter 50 of the acts of 2023, is hereby further amended by inserting after the words “section 21 of the Code,” the following words:- without regard to subsection (e)(5) of said section 21 of the Code.

SECTION 11. Subsection (a) of section 2A of chapter 65C of the General Laws, as appearing in section 36 of said chapter 50, is hereby amended by striking out the words “tax shall be reduced by an amount equal to the proportion of such allowable credit as the value of such real or tangible personal property located outside of the commonwealth bears to the value of the entire federal gross estate wherever situated, as determined under section 2011 of the Code, as in effect on December 31, 2000” and inserting in place thereof the following words:- credit shall be determined based on the value of the federal taxable estate after such estate is reduced by the value of such real or tangible personal property located outside of the commonwealth.

SECTION 12. Chapter 159A ½ of the General Laws is hereby amended by

striking out section 12 and inserting in place thereof the following 2 sections:-

Section 12. (a) On the first day of each month, each transportation network company shall submit to the division, in a format approved by the division, data related to each pre-arranged ride provided in the month prior to the previous month and shall include for each pre-arranged ride: (i) the latitude and longitude for the points of the origination and termination, calculated to 0.001 decimal degrees; (ii) the date and time of the origination and termination, calculated to the nearest minute; (iii) the total cost paid by the rider for the ride; (iv) the universally-unique identifier associated with the transportation network driver; (v) the transportation network driver's city or town of residence as appearing on the driver's license; (vi) whether the rider requested a shared ride but was not successfully matched with another rider; (vii) whether the rider requested accommodation for special needs; (viii) whether the ride was provided by a wheelchair accessible vehicle; (ix) whether there were any driver or rider-initiated cancellations; (x) the total time that the transportation network driver spent on the way to pick up the rider; (xi) the total time that the transportation network driver spent providing the pre-arranged ride; (xii) the geographic position of the vehicle during the entire duration of the pre-arranged ride, provided at intervals of not less than every 60 seconds of the pre-arranged ride; (xiii) the total mileage driven by the transportation network driver while on the way to pick up the rider; (xiv) the total mileage driven by the transportation network driver while providing the pre-arranged ride; (xv) the transportation network vehicle license plate; (xvi) whether the transportation network driver is a professional driver, as advertised by the transportation network company; and (xvii) whether the pre-arranged ride was advertised by the transportation network company as a luxury or premium ride,

regardless of whether the transportation network vehicle was registered as a livery vehicle; provided, however, that if the pre-arranged ride was advertised by the transportation network company as a luxury or premium ride, the data shall include the factors that were considered in that designation, including, but not limited to, vehicle make, model, year and, if available, trim, whether the transportation network driver was a professional driver, as advertised by the transportation network company and whether the ride was available by an exclusive membership option.

(b) The division may obtain additional ride data from a transportation network company for the purposes of congestion management, which may include, but shall not be limited to: (i) the total number of transportation network drivers that utilized the transportation network vehicle's digital network within specified geographic areas and time periods as determined by the division; and (ii) the total time spent and total miles driven by transportation network drivers in such geographic areas or time periods as determined by the division while: (A) on the way to pick up a rider; or (B) engaged in a pre-arranged ride. The division shall promulgate regulations relative to data collection pursuant to this subsection prior to obtaining the data.

(c) Annually, not later than June 30, the division shall post on its website, in aggregate form, the total number of rides provided by all transportation network companies that originated in each city or town, each city or town where the rides originating in each city or town terminated and the average miles and minutes of the rides that originated in each city or town and terminated in each other respective city or town.

(d) For the purposes of congestion management, transportation planning or emissions tracking, the division may enter into confidential data-sharing agreements to

share de-identified trip-level data received by the division pursuant to this section with the executive office of technology services and security, the executive office of energy and environmental affairs, the Massachusetts Department of Transportation, the Massachusetts Port Authority, the Massachusetts Bay Transportation Authority, the department of environmental protection, a regional transit authority established under section 3 of chapter 161B, a regional planning agency in the commonwealth and a metropolitan planning organization in the commonwealth. The division shall prescribe the form and content of a confidential data-sharing agreement pursuant to this subsection, the manner of transmitting the information and the information security measures that shall be employed by an entity receiving the data under any such data-sharing agreement. A confidential data-sharing agreement shall specify that the information provided by the division shall be aggregated and de-identified and may be used only for the purposes set forth in the agreement. Any data received by an entity from the division through a confidential data-sharing agreement under this subsection shall not be considered a public record under clause Twenty-sixth of section 7 of chapter 4 or chapter 66 and shall not be disclosed to any person or entity other than those listed or described in the confidential data-sharing agreement; provided, however, that a state or municipal government agency or transportation planning entity may disclose conclusions and analyses derived from the information and from the data received pursuant to a confidential data-sharing agreement.

(e) A violation of the terms of a confidential data-sharing agreement by an entity listed in subsection (d) may result in the division declining to enter into future confidential data-sharing agreements with the violating entity and in the termination of any existing data-sharing agreement with the entity. The division shall notify each

transportation network company whose data was shared in violation of the terms of a confidential data-sharing agreement of the violation, the violating entity and what data was shared. An entity listed in subsection (d) that violates the terms of a confidential data-sharing agreement shall destroy all data received as a result of the confidential data-sharing agreement.

Section 13. (a) The division shall establish a program to reduce greenhouse gas emissions from transportation network vehicles. To the extent permitted under federal law, the program shall establish requirements for transportation network companies, including, but not limited to, vehicle electrification and greenhouse gas emissions requirements. Such requirements shall include, but shall not be limited to, a requirement for said companies to submit biennial plans to gradually increase zero-emission transportation network vehicles and reduce greenhouse gas emissions to meet goals set by the executive office of energy and environmental affairs. If the division determines that vehicle electrification requirements alone would be sufficient to achieve the greenhouse gas emissions goals set by the executive office of energy and environmental affairs, then it may establish requirements for vehicle electrification without establishing separate requirements for greenhouse gas emissions. The division shall, to the extent practicable, minimize any negative impacts of the program on drivers from neighborhoods and municipalities that have an annual median household income of not more than 65 per cent of the statewide annual median household income.

(b) The division shall establish regulations to implement the program established in subsection (a).

SECTION 13. Section 1 of chapter 258 of the General Laws, as appearing in the

2022 Official Edition, is hereby amended by striking out the words “and rail and transit administrator,”, in line 15.

SECTION 14. Section 4 of chapter 841 of the acts of 1975 is hereby amended by striking out the words “comprised of the secretary of communities and development or his designee” and inserting in place thereof the following words:- comprised of the secretary of economic development or their designee.

SECTION 15. Item 1599-1952 of section 2B of chapter 151 of the acts of 2020 is hereby amended by inserting, after the words “assist municipalities”, the following words:- and tribal governments.

SECTION 16. Said item 1599-1952 of said section 2B of said chapter 151 is hereby further amended by striking out the words “located in a municipality”.

SECTION 17. Item 1599-2025 of section 2 of chapter 102 of the acts of 2021 is hereby amended by striking out the words “and provided further, that the department shall ensure geographic equity when distributing funds” and inserting in place thereof the following words:- provided further, that the department shall ensure geographic equity when distributing funds; provided further, that if the commissioner of public health, in consultation with the secretary of health and human services, determines that anticipated spending prior to the American Rescue Plan Act applicable funds obligation and expiration deadlines for a purpose is less than it is authorized to be spent in this item for that purpose, the commissioner of public health may reduce spending accordingly and transfer the anticipated unspent funds for that purpose to other purposes to support and enhance the commonwealth’s local and regional public health system; and provided further, that the commissioner of public health shall notify the house and senate

committees on ways and means not less than 7 days prior to reducing or increasing spending for a particular purpose authorized in this item.

SECTION 18. Section 82 of said chapter 102 is hereby amended by striking out the words “and provided further, that the secretary of administration and finance may authorize the transfer of funds for the 1-time payments to the items necessary to meet the necessary costs of those payments” and inserting in place thereof the following words:- provided further, that the secretary of administration and finance may authorize the transfer of funds for the 1-time payments to the items necessary to meet the necessary costs of those payments; and provided further, that the secretary of administration and finance may direct the comptroller to transfer the unobligated balance of the fund to the Transitional Escrow Fund established in section 16 of chapter 76 of the acts of 2021, as amended by section 4 of chapter 98 of the acts of 2022, or the federal COVID-19 response fund established in section 2JJJJ of chapter 29 of the General Laws.

SECTION 19. Section 92 of chapter 179 of the acts of 2022 is hereby amended by striking out the figure “12”, each time it appears, and inserting in place thereof, in each instance, the following figure:- 13.

SECTION 20. Item 1599-6077 of section 2A of chapter 268 of the acts of 2022 is hereby amended by inserting, after the words “Bliss Corner in the town of Dartmouth”, the following words:- ; provided further, that such funds may be transferred by the executive office for administration and finance to the department of environmental protection to fund assessment and other appropriate work by the department related to such residential homes.

SECTION 21. Said item 1599-6077 of said section 2A of said chapter 268 is

hereby further amended by striking out the words “for the installation and operation of no less than 2 air quality monitoring stations in the East Boston section of Boston in cooperation with the department of environmental protection, the data from which shall be made available online to the public at regular intervals” and inserting in place thereof the following words:- by the department of environmental protection to conduct air monitoring in not less than 2 locations in the East Boston section of the city of Boston for a period of not less than 2 years.

SECTION 22. Said item 1599-6077 of said section 2A of said chapter 268 is hereby further amended by inserting, after the words “Countryside Auto Salvage”, the following words:- ; provided further, that such funds may be transferred by the executive office for administration and finance to the department of environmental protection to fund such studies by the department.

SECTION 23. Item 1599-6084 of said section 2A of said chapter 268 is hereby amended by inserting, after the words “120 per cent of the area median income”, the second time they appear, the following the words:- ; provided further, that funds expended for said workforce housing program may be expended for grants, loans and other financial assistance for related construction costs incurred on or after March 3, 2021.

SECTION 24. Section 230 of said chapter 268 is hereby amended by inserting, after the word “Laws”, the following words:- ; and provided further, that funds appropriated in this item shall be made available until June 30, 2025.

SECTION 25. Item 1775-0700 of section 2 of chapter 28 of the acts of 2023 is hereby amended by striking out the figure “\$200,000”, both times it appears, and

inserting in place thereof, in each instance, the following figure:- \$600,000.

SECTION 26. Item 3000-1042 of said section 2 of said chapter 28 is hereby amended by striking out the words “funds between” and inserting in place thereof the following words:- funds from this item to.

SECTION 27. Item 7003-0150 of said section 2 of said chapter 28, as most recently amended by section 2CI of chapter 77 of the acts of 2023, is hereby further amended by inserting, after the words “citizens programming”, the following words:- ; provided further, that the executive office may expend available funds in this item for costs incurred for fiscal year 2022 grants.

SECTION 28. Item 8100-0102 of said section 2 of said chapter 28 is hereby amended by striking out the figure “\$45,000,000”, both times it appears, and inserting in place thereof, in each instance, the following figure:- \$52,000,000.

SECTION 29. Item 1595-1068 of section 2E of said chapter 28 is hereby amended by striking out the figure “\$441,300,000” and inserting in place thereof the following figure:- \$638,409,000.

SECTION 30. Said item 1595-1068 of said section 2E of said chapter 28 is hereby further amended by striking out the figure “\$505,000,000” and inserting in place thereof the following figure:- \$681,000,000.

SECTION 31. Item 1596-2406 of section 2F of said chapter 28 is hereby amended by adding the following words:- ; and provided further, that funds appropriated in this item shall be made available until June 30, 2025.

SECTION 32. Item 4003-0123 of section 2A of chapter 77 of the acts of 2023 is hereby amended by adding the following words:- ; and provided further, that funds

appropriated in this item shall be made available until June 30, 2025.

SECTION 33. Section 218 of said chapter 77 is hereby amended by striking out the first sentence and inserting in place thereof the following sentence:- Notwithstanding any general or special law to the contrary, for fiscal year 2024, the registrar of motor vehicles shall provide quarterly reports to the commissioner of correction detailing the number of identity cards processed pursuant to the Massachusetts Identification Card Program established by the Memorandum of Understanding between the Registry of Motor Vehicles and the Department of Correction, dated October 19, 2022, and pursuant to section 8E of chapter 90 of the General Laws, for individuals released from department of correction facilities.

SECTION 34. (a) Notwithstanding sections 52 to 55, inclusive, of chapter 7 of the General Laws and sections 32 to 37, inclusive, of chapter 7C of the General Laws or any other general or special law to the contrary, the division of capital asset management and maintenance, using competitive proposal processes as the division considers necessary or appropriate, in consultation with the department of conservation and recreation, may lease and enter into other agreements with 1 or more bidders for 1 or more ice skating rinks and facilities for terms not to exceed 30 years for the continued use, operation, maintenance, repair and improvement of the state-owned buildings and facilities, together with the land and appurtenances associated therewith, comprising the following ice skating rinks and facilities under the care and control of the department of conservation and recreation:

Veterans Memorial Skating Rink, Arlington; Porazzo Memorial Rink, East Boston district, Boston; Roche Memorial Rink, West Roxbury district, Boston; Simoni Memorial Rink, Cambridge; Allied Veterans Memorial Rink, Everett; Connery Memorial

Rink, Lynn; Flynn Memorial Rink, Medford; LoConte Memorial Rink, Medford; Daly Memorial Rink, Newton; Cronin Memorial Rink, Revere; Max Ulin Skating Rink, Milton; Kasabuski Arena, Saugus; Veterans Memorial Rink, Somerville; Shea Memorial Rink, Quincy; Veterans Memorial Rink, Waltham; Connell Memorial Rink and Pool, Weymouth; Representative John G. Asiaf Skating Rink, Brockton; Arthur R. Driscoll Memorial Skating Rink, Fall River; Staff Sergeant Robert Pirelli Veterans Memorial Rink, Franklin; Stephen Hetland Memorial Skating Rink, New Bedford; John A. Armstrong Memorial Skating Rink, Plymouth; Theodore J. Aleixo, Jr. Skating Rink, Taunton; Veterans Memorial Skating Arena, Haverhill; John J. Janas Memorial Skating Rink, Lowell; Henry Graf, Jr., Skating Rink, Newburyport; James E. McVann and Louis F. O'Keefe Memorial Skating Rink, Peabody; Daniel S. Horgan Memorial Skating Rink, Auburn; Gardner Veterans Skating Rink, Gardner; John J. Navin Skating Rink, Marlboro; Honorable Charles J. Buffone Skating Rink, Worcester; Greenfield Area Skating Rink, Greenfield; Henry J. Fitzpatrick Skating Rink, Holyoke; Ray Smead Memorial Skating Rink, Springfield; and Vietnam Veterans Memorial Skating Rink, North Adams.

(b)(1) Notwithstanding any general or special law to the contrary, the lease and other agreements pursuant to subsection (a) shall be on terms acceptable to the commissioner of capital asset management and maintenance, in consultation with the commissioner of conservation and recreation and shall provide for the lessees to operate, manage, improve, repair and maintain the ice skating rinks and facilities. Any such lease or other arrangement shall include a description of the required capital improvements and, at a minimum, performance specifications. Any consideration received from the leases or other agreements shall be payable to the department for deposit in the Conservation Trust,

established in section 1 of chapter 132A of the General Laws.

(2) There shall be an option for renewal or extension of the leases and other agreements not exceeding an additional 5 years. Such renewal or extension shall be at the discretion of the division of capital asset management and maintenance, in consultation with the department of conservation and recreation, in accordance with the original lease terms and conditions or agreement terms and conditions more favorable to the commonwealth. All leases shall contain a provision that requires the lessee to carry comprehensive general liability insurance with the commonwealth named as a co-insured, protecting the commonwealth against all personal injury or property damage within the ice skating rink or on the land during the term of the lease.

(c) The division of capital asset management and maintenance, in consultation with and on behalf of the department of conservation and recreation, shall solicit proposals through a request for proposals, which shall include key contractual terms and conditions to be incorporated into the lease, including, but not limited to: (i) a comprehensive list of all ice skating rinks operated by the responsive bidder in the last 4 years; (ii) prior or current facilities management or experience of the responsive bidder; (iii) prior or current skating or hockey management experience of the responsive bidder; (iv) reservation policies; (v) proposed reasonable rates that ensure continued public access; (vi) required financial audits; (vii) policies to encourage use of the ice skating rink by persons of all races and nationalities; (viii) safety and security plans; (ix) seasonal opening and closing dates; (x) hours of operation; and (xi) how the operator will ensure that ice time at the ice skating rink shall be allocated to user groups in the following order of priority: (A) general public skating; nonprofit youth groups; (B) school hockey, for-

profit youth groups other than non-profit youth groups; and (C) adult organizations or informal groups. Ice time may be allocated at the discretion of the operator; provided, however, that general public skating shall be booked, in 2-hour continuous blocks at a minimum of 12 hours per week, with a range of times and days which reasonably allow for public skaters of all ages to participate in public skating sessions. Every effort shall be made to balance the ice allocation needs of long-established youth organizations and newly formed youth organizations in a manner that provides equal opportunity and equal access for youths of each gender. The inspector general shall review and approve any request for proposals issued by the division before issuance.

(d) The leases and other agreements authorized in this section shall provide that any benefits to the community and the costs of improvements and repairs made to the property provided by the lessees shall be taken into account as part of the consideration for the lease or other agreements. The lessees or the recipients of the property shall bear the costs considered necessary or appropriate by the commissioner of capital asset management and maintenance for the transactions, including, but not limited to, costs for legal work, survey, title and the preparation of plans and specifications.

(e) The provisions of any general or special law or rule or regulation relating to the advertising, bidding or award of contracts, to the procurement of services or to the construction and design of improvements shall not be applicable to any selected bidder which is awarded a lease pursuant to this section, except as provided in this section.

SECTION 35. Notwithstanding sections 32 to 37, inclusive, of chapter 7C of the General Laws, or any other general or special law to the contrary, the commissioner of capital asset management and maintenance may enter into a lease, sublease or other rental

agreement with La Colaborativa, Inc., its successor or assigns, for a portion of the parking lot located adjacent to the Massachusetts information technology center located at 200 Arlington street in the city of Chelsea for a term not to exceed 10 years; provided, however, that the lease, sublease or other rental agreement shall not exceed the term of the lease by and between the division of capital asset management and maintenance and the Massachusetts Department of Transportation for the premises. The lease, sublease or other rental agreement shall be on terms and conditions to be determined by the commissioner; provided, however, that the lease, sublease or other rental agreement shall be terminable, without penalty, upon 180 days' notice if the commissioner determines that there is a state agency need for the premises.

SECTION 36. (a) Notwithstanding sections 32 to 37, inclusive, of chapter 7C of the General Laws, chapter 59 of the acts of 2009 or any other general or special law to the contrary, the commissioner of capital asset management and maintenance may convey the parcel of land described in subsection (b), which is a portion of the land known as the Monson development center, established pursuant to chapter 275 of the acts of 1852, to the Westmass Area Development Corporation, established pursuant to chapter 192 of the acts of 1960, for redevelopment purposes. The parcel shall be conveyed by deed without warranties or representations by the commonwealth. The conveyance shall be subject to such additional terms and conditions consistent with this section as the commissioner of capital asset management and maintenance may prescribe.

(b) The Monson development center campus is shown on a plan entitled, "Plan of Land in Monson, MA prepared for the Commonwealth of Massachusetts, Division of Capital Asset Management & Maintenance on behalf of the Monson Development

Center” prepared by Northeast Survey Consultants, dated April 12, 2023 and recorded in the Hampden county registry of deeds in plan book 397, page 121 to 125, inclusive. The parcels to be conveyed were used for state hospital purposes and are currently not in use and are more particularly shown as “Development Areas” on a sketch entitled, “Monson Development Center,” which is on file with the division of capital asset management and maintenance. The commissioner of capital asset management and maintenance shall determine the exact boundaries of the parcels to be conveyed pursuant to this act, which may require the completion of a survey; provided, however, that the commissioner shall not convey the parcels of land at the Monson development center campus that are: (i) the subject of chapter 181 of the acts of 2022; (ii) under the care and control of the department of agricultural resources; or (iii) otherwise subject to Article XCVII of the Amendments to the Constitution of the commonwealth.

(c) The consideration for the transfer authorized in subsection (a) shall be \$1.

(d) The commissioner of capital asset management and maintenance may retain or grant rights of way or easements for access, egress, utilities and drainage across the property described in subsection (b) and across other property owned by the commonwealth that is contiguous to the property described in said subsection (b) and may accept such rights of way or easements for access, egress, utilities and drainage as the commissioner considers necessary and appropriate to carry out this act; provided, however, that this section shall not permit the commissioner to grant rights of way or easements over land subject to Article XCVII of the Amendments to the Constitution of the commonwealth.

(e) Annually, not later than October 1, the Westmass Area Development

Corporation shall file a report with the division of capital asset management and maintenance, the office of the inspector general and the town of Monson during the redevelopment process. The report shall detail activities undertaken by the Westmass Area Development Corporation and their successors or assigns to redevelop the site, including, but not limited to: (i) site preparation, marketing, permitting and construction activities; (ii) acquisitions and dispositions; (iii) expenditures made by the Westmass Area Development Corporation in furtherance of the redevelopment of the parcel; and (iv) any other information the commissioner of capital asset management and maintenance may deem necessary. Upon completion of the redevelopment, as determined by the commissioner, the Westmass Area Development Corporation shall not be required to file said report.

(f) The Westmass Area Development Corporation shall be responsible for the costs and expenses of the transfer authorized in this section as determined by the commissioner of capital asset management and maintenance, including, but not limited to, the costs of any engineering, surveys, appraisals, title examinations, recording fees and deed preparation related to the conveyance of the parcel; provided, however, that if the commissioner of capital asset management and maintenance determines that the productive reuse of said parcel may be expedited by the reduction of acquisition costs, the commissioner may determine that the division of capital asset management and maintenance shall be responsible for said costs and expenses.

(g) Notwithstanding any general or special law to the contrary, if the commissioner of capital asset management and maintenance, in consultation with the secretary for administration and finance, determines that federal or nonprofit funding

available to the Westmass Area Development Corporation for the redevelopment of the parcel described in subsection (b) may be advantageous to the redevelopment and the productive reuse of said parcel and may be expedited by the contribution of state funds, the commissioner of capital asset management and maintenance may expend not more than \$9,000,000 from item 1102-2017 of section 2 of chapter 113 of the acts of 2018 as a site readiness grant to the Westmass Area Development Corporation to support the preparation of the parcel for redevelopment, including, but not limited to, demolition and environmental remediation. Annually, not later than June 30, the Westmass Area Development Corporation shall report to the division of capital asset management and maintenance and the office of the inspector general detailing the site remediation progress and expenditures made by the corporation through the term of the grant.

SECTION 37. Notwithstanding any general or special law to the contrary, any unexpended balances, not to exceed \$40,000,000, in items 4000-0700 and 4000-1426 of section 2 of chapter 28 of the acts of 2023 shall not revert to the General Fund until September 1, 2024 and may be expended by the executive office of health and human services to pay for services enumerated in said items 4000-0700 and 4000-1426 provided during fiscal year 2024.

SECTION 38. Notwithstanding any general or special law to the contrary, for fiscal year 2024, the secretary of health and human services, with the written approval of the secretary of administration and finance, may authorize transfers of surplus among items 4000-0320, 4000-0430, 4000-0500, 4000-0601, 4000-0641, 4000-0700, 4000-0875, 4000-0880, 4000-0885, 4000-0940, 4000-0950, 4000-0990, 4000-1400, 4000-1420 and 4000-1426.

SECTION 39. Notwithstanding any general or special law to the contrary, if, by June 30, 2024, the secretary of administration and finance determines unobligated funds are available in items 1599-2026, 1599-2028, 1599-2042, 1599-2055 and 4513-0101 of section 2A of chapter 102 of the acts of 2021 and items 1599-6066, 1599-6067, 1599-6069 and 1599-6074 of section 2A of chapter 268 of the acts of 2022, the secretary may direct the comptroller to transfer said funds, in an amount not to exceed \$20,000,000, to the Transitional Escrow Fund established in section 16 of chapter 76 of the acts of 2021, as amended by section 4 of chapter 98 of the acts of 2022, or the federal COVID-19 response fund established in section 2JJJJ of chapter 29 of the General Laws.

SECTION 40. The salary adjustments and other economic benefits authorized by the following collective bargaining agreements shall be effective for the purposes of section 7 of chapter 150E of the General Laws:

(1) the agreement between the Commonwealth of Massachusetts and the Massachusetts Correction Officers Federated Union, Unit 04, effective from July 1, 2024 through June 30, 2025;

(2) the agreement between the Commonwealth of Massachusetts and the Massachusetts Nurses Association, Unit 07, effective from January 1, 2024 through December 31, 2024;

(3) the agreement between the Commonwealth of Massachusetts Department of the Treasurer and the Coalition of Public Safety Alcoholic Beverage Control Commission Investigators Association, Unit 5, effective from July 1, 2024 through June 30, 2025;

(4) the agreement between the Massachusetts Board of Higher Education and the Massachusetts Community College Council, Unit MCC, effective from July 1, 2023

through June 30, 2025;

(5) the agreement between the Sheriff of Bristol County and the National Correctional Employees' Union, Local 135 (Ad - Tech Unit), Unit SA1, effective from July 1, 2023 through June 30, 2024;

(6) the agreement between the Sheriff of Bristol County and the Massachusetts Correction Officers Federated Union, Unit SA4, effective from July 1, 2023 through June 30, 2024;

(7) the agreement between the Sheriff of Bristol County and the National Correctional Employees' Union, Local 103 (K-9 Unit), Unit SA7, effective from July 1, 2023 through June 30, 2024;

(8) the agreement between the Sheriff of Essex County and the International Brotherhood of Correctional Officers/National Association of Government Employees (IBCO/NAGE), Local R1-71, Unit SE9, effective from July 1, 2023 through June 30, 2024;

(9) the agreement between the Sheriff of Middlesex County and the National Correctional Employees Union, Local 116, Unit SM6, effective from July 1, 2023 through June 30, 2024;

(10) the agreement between the Sheriff of Essex County and the Essex County Correctional Officer Association, Unit SE2, effective from July 1, 2024 through June 30, 2025;

(11) the agreement between the Sheriff of Middlesex County and the New England Benevolent Association, Local 525, Unit SM5, effective from July 1, 2024 through June 30, 2025;

(12) the agreement between the Sheriff of Dukes County and the Massachusetts Correction Officers Federated Union, Unit SD1, effective from July 1, 2024 through June 30, 2025; and

(13) the agreement between the Sheriff of Worcester County and the New England Policy Benevolent Association, Local 550, Unit SW6, effective from July 1, 2024 through June 30, 2025.

SECTION 41. The salary adjustments and other economic benefits authorized by the following collective bargaining agreements shall be effective for the purposes of section 7 of chapter 150E of the General Laws:

(1) the agreement between the Commonwealth of Massachusetts and the National Association of Government Employees (NAGE), Units 1,3, and 6, effective from July 1, 2024 through June 30, 2027;

(2) the agreement between the Commonwealth of Massachusetts and the Alliance, AFSCME-SEIU-Local 888, Unit 2, effective from July 1, 2024 through June 30, 2027;

(3) the agreement between the Sheriff of Essex County and the National Correctional Employees Union Local 121, Unit SE7, effective from July 1, 2024 through June 30, 2027;

(4) the agreement between the Sheriff of Essex County and the International Brotherhood of Correctional Officers/National Association of Government Employees (IBCO/NAGE), Local R1-71, Unit SE9, effective from July 1, 2024 through June 30, 2027; and

(5) the agreement between the Massachusetts State Lottery Commission and the Service Employees International Union, Local 888, Unit LT1, effective from July 1, 2024

through June 30, 2027.

SECTION 42. Section 4 is hereby repealed.

SECTION 43. Sections 8, 9 and 10 shall take effect on January 1, 2024.

SECTION 44. Section 11 shall take effect for estates of decedents dying on or after January 1, 2023.

SECTION 45. Section 42 shall take effect on June 30, 2029.