

HOUSE No. 58

House bill No. 57, as amended and passed to be engrossed by the House. March 1, 2023.

The Commonwealth of Massachusetts

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

An Act making appropriations for the Fiscal Year 2023 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 forthwith to make supplemental appropriations for fiscal year 2023 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:

1 SECTION 1. To provide for supplementing certain items in the general appropriation act
2 and other appropriation acts for fiscal year 2023, the sums set forth in section 2 are hereby
3 appropriated from the General Fund unless specifically designated otherwise in this act or in
4 those appropriation acts, for the several purposes and subject to the conditions specified in this
5 act or in those appropriation acts, and subject to the laws regulating the disbursement of public
6 funds for the fiscal year ending June 30, 2023. These sums shall be in addition to any amounts
7 previously appropriated and made available for the purposes of those items. Except as otherwise
8 provided, these sums shall be made available through the fiscal year ending June 30, 2023.

9 SECTION 2.

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DISTRICT ATTORNEYS

Cape and Islands District Attorney

0340-1000 Cape and Islands District Attorney.....\$200,000

EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT

Department of Housing and Community Development

7004-0101 Emergency Assistance Family Shelters and Services; provided, that the department of housing and community development shall coordinate with the division of medical assistance and the department of transitional assistance to verify the eligibility of families applying for entry into the emergency shelter system; and provided further, that the department of housing and community development shall report to the house and senate committees on ways and means monthly: (i) the number of migrant families presenting to field offices; (ii) number of individual persons presenting to field offices; (iii) hours at which said persons and families are presenting at field offices; (iv) the number of persons turned away from said field offices; (v) the length and duration of an intake visit before an individual is moved to a placement, temporary or otherwise; and (vi) which agency, if any, including, but not limited to, the department of transitional assistance and the division of medical assistance, assisted in each intake.....\$44,938,224

EXECUTIVE OFFICE OF EDUCATION

Department of Early Education and Care

3000-1045 Early Education and Care Workforce Stabilization Grants.....\$68,000,000

30 *Department of Elementary and Secondary Education*

31 7053-1925 School Breakfast Program.....\$65,000,000

32 SECTION 2A. To provide for certain unanticipated obligations of the commonwealth, to
33 provide for an alteration of purpose for current appropriations and to meet certain requirements
34 of law, the sums set forth in this section are hereby appropriated from the General Fund unless
35 specifically designated otherwise in this section, for the several purposes and subject to the
36 conditions specified in this section, and subject to the laws regulating the disbursement of public
37 funds for the fiscal year ending June 30, 2023. Except as otherwise stated, these sums shall be
38 made available through the fiscal year ending June 30, 2024.

39 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

40 *Reserves*

41 1599-0924 For a reserve to address the needs of homeless families and individuals;
42 provided, that funds may be expended to supplement school district costs associated with
43 additional student enrollments; provided further, that any such funds distributed to a city, town or
44 regional school district to supplement school district costs associated with additional student
45 enrollments shall be deposited with the treasurer of such city, town or regional school district and
46 held in a separate account and shall be expended by the school committee of such city, town or
47 regional school district without further appropriation, notwithstanding any general or special law
48 to the contrary; provided further, that funds in this item shall be distributed in a manner that
49 promotes geographic equity and fairly distributes school burdens and associated funding to
50 communities in which shelter capacity is increased; provided further, that not less than
51 \$1,000,000 shall be expended for a public awareness campaign to educate providers and the

52 public about so-called crisis pregnancy centers and pregnancy resource centers and their lack of
53 medical services; provided further, that said campaign shall include information on the
54 availability of providers across the commonwealth that provide legitimate medical and family
55 planning services; provided further, that said campaign shall be linguistically diverse and
56 culturally competent; and provided further, that the secretary of administration and finance may
57 transfer funds from this item to state agencies as defined in section 1 of chapter 29 of the General
58 Laws.....\$41,061,776

59 1599-3068 For emergency allotments to households participating in the federal
60 supplemental nutrition assistance program under the Food and Nutrition Act of 2008, Public Law
61 88-525, to address food needs and increased food costs; provided, that the emergency allotments
62 shall be up to 40 per cent of the amount needed to bring the monthly benefit up to the applicable
63 maximum monthly allotment for the household size or up to 40 per cent of \$95, whichever is
64 greater.....\$130,000,000

65 EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

66 *Department of Transitional Assistance*

67 4400-1030 For reimbursement to clients who have had their federal supplemental
68 nutrition assistance program payments stolen through electronic benefit transfer card skimming,
69 card cloning or other similar fraudulent electronically-based method, during the period of April
70 1, 2022 through September 30, 2022; provided, that claims for such reimbursement shall be
71 verified by the department and shall be reported to the department by June 30, 2023; and
72 provided further, that reimbursements shall not exceed the lesser of the amount of benefits stolen

73 from the household or the amount equal to 2 months of the monthly allotment of the household
74 immediately prior to the date on which the benefits were stolen.....\$2,000,000

75 EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT

76 *Massachusetts Office of Travel and Tourism*

77 7008-1117 For local economic development projects; provided, that not less than
78 \$2,000,000 shall be expended to the NAACP Boston branch for the preparation and execution of
79 the one hundred and fourteenth National NAACP conference in the
80 commonwealth.....\$2,000,000

81 SECTION 3. To provide for a program of housing, community development, economic
82 opportunities, support for local governments, increased innovation and job creation, the sums set
83 forth in sections 3 to 3B, inclusive, for the several purposes and subject to the conditions
84 specified in this act, are hereby made available, subject to the laws regulating the disbursement
85 of public funds; provided, however, that the amounts specified in an item or for a particular
86 project may be adjusted in order to facilitate projects authorized in this act. These sums shall be
87 in addition to any amounts previously authorized and made available for these purposes.

88 7002-8041 For the Massachusetts Technology Park Corporation established in section
89 3 of chapter 40J of the General Laws for a matching grant program that enables academic
90 institutions, nonprofits, industry consortiums, federally funded research and development centers
91 and other technology-based economic development organizations to compete for federal grants
92 in technology and innovation fields, including, but not limited to, artificial intelligence and
93 machine learning; cybersecurity, data storage and data management; quantum computing and
94 information systems; robotics and advanced automation; high performance computing,

95 semiconductors and advanced computer hardware; blockchain; supply chain; energy storage and
96 batteries; food security; and advanced materials; and provided further, that the matching grant
97 program may also enable participation of these entities in associated workforce development
98 federal grant
99 programs.....\$50,000,000

100 7002-8042 To provide funds to the Massachusetts Broadband Incentive Fund
101 established in section 6C of chapter 40J of the General Laws for capital repairs and
102 improvements to broadband infrastructure owned by the Massachusetts Technology Park
103 Corporation established by section 3 of said chapter 40J.....\$9,300,000

104 7002-8043 For the Massachusetts Technology Park Corporation established in section
105 3 of chapter 40J of the General Laws for matching grants that support collaboration among
106 manufacturers located in the commonwealth and institutions of higher education, non-profits and
107 other public or quasi-public entities in the commonwealth; provided, that eligible grantees shall
108 include private businesses; provided further, that grants shall be awarded and administered
109 consistent with the strategic goals and priorities of the advanced manufacturing collaborative
110 established in section 10B of chapter 23A of the General Laws; provided further, that grants
111 made for the purchase of equipment to be owned by, leased to or located within the premises of a
112 private businesses shall be made in support of a partnership with an institution of higher
113 education or non-profit corporation with a mission of supporting manufacturing in the
114 commonwealth; provided further, that a private university or business entity shall not be eligible
115 for a grant unless the corporation has made a finding that a grant to such university or entity will
116 result in a significant public benefit and the private benefit is incidental to a legitimate public

117 purpose; and provided further, that grants shall be awarded in a manner that promotes
118 geographic, social, racial and economic equity.....\$14,000,000

119 7002-8047 For matching grants to support advanced manufacturing projects in
120 partnership with institutions of higher education, including state and municipal colleges and
121 universities, non-profits and other public or quasi-public entities; provided, that such projects
122 shall be in alignment with a Manufacturing USA Institute.....\$15,000,000

123 7002-8048 For the MassWorks infrastructure program established by section 63 of
124 chapter 23A of the General Laws\$400,000,000

125 7002-8051 For a program to provide assistance to projects that will improve,
126 rehabilitate or redevelop blighted, abandoned, vacant or underutilized properties to achieve the
127 public purposes of eliminating blight, increasing housing production, supporting economic
128 development projects, increasing the number of commercial buildings accessible to persons with
129 disabilities and conserving natural resources through the targeted rehabilitation and reuse of
130 vacant and underutilized property; provided, that such assistance shall take the form of a grant or
131 a loan provided to a municipality or other public entity, a community development corporation,
132 non-profit entity or for-profit entity; provided further, that eligible uses of funding shall include,
133 but not be limited to: (i) improvements and additions to or alterations of structures and other
134 facilities necessary to comply with requirements of building codes; (ii) fire or other life safety
135 codes and regulations pertaining to accessibility for persons with disabilities; (iii) where such
136 code or regulatory compliance is required in connection with a new commercial residential or
137 civic use of such structure or facility; and (iv) the targeted removal of existing underutilized
138 structures or facilities to create or activate publicly-accessible recreational or civic spaces;

139 provided further, that funding shall be awarded on a competitive basis in accordance with
140 guidelines developed by the agency; provided further, that financial assistance offered pursuant
141 to this line item may be administered by the executive office through a contract with the
142 Massachusetts Development Finance Agency established in section 2 of chapter 23G of the
143 General Laws; provided further, that the executive office or the Massachusetts Development
144 Finance Agency may establish additional program requirements through regulations or policy
145 guidelines; provided further, that financial assistance offered pursuant to this item shall be
146 awarded, to the extent feasible, in a manner that reflects geographic and demographic diversity
147 and social, racial and economic equity within the commonwealth; and provided further, that
148 program funds may be used for the reasonable costs of administering the program not to exceed
149 5 per cent of the total assistance made during the fiscal year.....\$34,000,000

150 7002-8052 For grants and technical assistance to be made to municipalities and
151 regional applicants to support planning and locally-driven initiatives related to community
152 development, housing production, workforce training and economic opportunity, child care and
153 early education initiatives and climate resilience initiatives, including, but not limited to, nature-
154 based solutions projects, that incorporate these elements, across the commonwealth within
155 individual communities, regions or a defined subset of communities therein; provided, that funds
156 may be expended for culturally competent and multi-lingual technical assistance and training to
157 small businesses; provided further, that preference for these funds shall be given to businesses
158 located in low- or moderate-income areas and owned by women, veterans, minorities or
159 immigrants; and provided further, that grants shall be awarded in a manner that promotes
160 geographic equity.....\$1,000,000

161 SECTION 3A.

162 EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT

163 *Department of Housing and Community Development*

164 7004-8026 For the Smart Growth Housing Trust Fund established in section 35AA of
165 chapter 10 of the General Laws.....\$8,000,000

166 SECTION 3B.

167 TREASURER AND RECEIVER GENERAL

168 0640-1006 For the Massachusetts Clean Water Trust established in section 2 of
169 chapter 29C of the General Laws for deposit in the Water Pollution Abatement Revolving Fund
170 established in section 2L of chapter 29 of the General Laws for application by the trust for the
171 purposes specified in section 5 of said chapter 29C, any portion of which may be used as a
172 matching grant by the commonwealth to federal capitalization grants received under Title VI of
173 the federal Clean Water Act, Public Law 92-500, or for deposit in the Drinking Water Revolving
174 Fund established in section 2QQ of said chapter 29 for application by the trust for the purposes
175 specified in section 18 of said chapter 29C, any portion of which may be used as a matching
176 grant by the commonwealth to federal capitalization grants received under the federal Safe
177 Drinking Water Act, Public Law 93-523; provided, that funds may be used to assist homeowners
178 in complying with the revised Title 5 of the state environmental code for subsurface disposal of
179 sanitary waste; and provided further, that funds may be expended for the costs of projects and
180 programs included in the Infrastructure and Investment in Jobs Act of 2021, Public Law No.
181 117-58.....\$104,000,000

182 SECTION 4. Section 9 of chapter 6C of the General Laws, as appearing in the 2020
183 Official Edition, is hereby amended by striking out subsection (e) and inserting in place thereof
184 the following subsection:-

185 (e) The director shall submit to the inspector general, for inclusion in the annual report
186 pursuant to section 12 of chapter 12A, a report of the unit’s activities for the preceding calendar
187 year, including, but not limited to, findings referred to the inspector general for investigation.
188 The inspector general shall submit the annual report to the joint committee on transportation not
189 later than April 30 of each year. The secretary shall make the annual report and all such reports
190 from previous years publicly available on the department’s website.

191 SECTION 5. Section 72 of chapter 22C of the General Laws, as so appearing, is hereby
192 amended by striking out subsection (e) and inserting in place thereof the following subsection:-

193 (e) The director shall submit to the inspector general, for inclusion in the annual report
194 pursuant to section 12 of chapter 12A, a report of the unit’s activities for the preceding calendar
195 year, including, but not limited to, findings referred to the inspector general for investigation.
196 The inspector general shall submit the annual report to the joint committee on public safety and
197 homeland security not later than April 30 of each year. The department shall make the annual
198 report and all such reports from previous years publicly available on the department’s website.

199 SECTION 6. The first sentence of subsection (a) of section 9A of chapter 23J of the
200 General Laws, as inserted by section 18 of chapter 179 of the acts of 2022, is hereby amended by
201 striking out the words “separate and apart from its other funds”.

202 SECTION 7. Said subsection (a) of said section 9A of said chapter 23J, as so inserted, is
203 hereby further amended by striking out, in the second sentence, the word “bond”.

204 SECTION 8. Section 3 of chapter 23N of the General Laws, as inserted by section 5 of
205 chapter 173 of the acts of 2022, is hereby amended by striking out the definition of
206 “Occupational license” and inserting in place thereof the following definition:-

207 “Occupational license”, a license required to be held by the following employees of an
208 operator when the employee performs duties directly related to the operation of sports wagering
209 in the commonwealth in the following, or equivalent, roles: (i) general manager; (ii) assistant
210 general manager; (iii) gaming or sports wagering manager; (iv) chief of security; (v) chief
211 surveillance officer; (vi) chief compliance officer; (vii) principal executive officer; (viii)
212 principal accounting officer; (ix) chief information officer; (x) chief technology officer; (xi)
213 electronic gaming device manager; (xii) information technology manager; (xiii) software
214 development manager; (xiv) shift supervisor of an in-person sports wagering department; or (xv)
215 shift supervisor in the surveillance, cage or player development departments.

216 SECTION 9. Section 5 of said chapter 23N, as so inserted, is hereby amended by striking
217 out subsection (b) and inserting in place thereof the following subsection:-

218 (b) The commission shall not grant an operator license until it determines that each
219 person who has control of the applicant meets all qualifications for licensure. For the purposes of
220 this chapter, the following shall be considered to have control of an applicant:

221 (i) a person who owns 10 per cent or more of a corporate applicant; provided, however,
222 that a bank or other licensed lending institution that holds a mortgage or other lien acquired in
223 the ordinary course of business shall not be considered to have control of an applicant;

224 (ii) a person who holds a beneficial or proprietary interest of 10 per cent or more of an
225 applicant’s business;

226 (iii) if the applicant is a corporation: (A) president; (B) chief executive officer; (C) chief
227 operating officer; (D) chief financial officer; (E) treasurer; (F) secretary; (G) each inside director;
228 and (H) chair of the board of directors;

229 (iv) if the applicant is a limited liability corporation: (A) each member; (B) each
230 manager; and (C) any transferee of a member's interest; and

231 (v) if the applicant is a partnership, each partner.

232 SECTION 10. Paragraph (1) of subsection (c) of said section 5 of said chapter 23N, as
233 amended by section 36 of chapter 268 of the acts of 2022, is hereby further amended by inserting
234 after the figure "(b)" the following words:- and any applicant for an occupational license as
235 defined in section 3.

236 SECTION 11. Section 8 of said chapter 23N, as inserted by section 5 of chapter 173 of
237 the acts of 2022, is hereby amended by striking out subsection (d) and inserting in place thereof
238 the following 2 subsections:-

239 (d) Upon receipt of an application for an occupational license the commission shall
240 investigate each applicant which shall include obtaining criminal offender record information
241 from the department of criminal justice information services and exchanging fingerprint data and
242 criminal history with the department of state police and the United States Federal Bureau of
243 Investigation as provided in subsection (c) of section 5.

244 (e) Not later than March 1 of the third calendar year following the issuance or renewal of
245 an occupational license, an occupational license holder shall pay a nonrefundable license renewal

246 fee of \$100 and submit a renewal application on a form established by the commission. An
247 employer may pay the license renewal fee on behalf of the licensed employee.

248 SECTION 12. Subsection (a) of section 18 of said chapter 23N, as so inserted, is hereby
249 amended by adding the following sentence:- Expenditures from the fund shall not be subject to
250 appropriation.

251 SECTION 13. Said chapter 23N, as so inserted, is hereby amended by striking out section
252 18, the second time it appears, and inserting in place thereof the following section:-

253 Section 19. There shall be established and set up on the books of the commonwealth a
254 fund to be known as the Youth Development and Achievement Fund. The fund shall be credited
255 any monies transferred from the Sports Wagering Fund pursuant to section 17 and all monies
256 credited to or transferred to the fund from any other fund or source. Expenditures from the fund
257 shall be subject to appropriation and shall be expended equally for the following purposes:

258 (1) For the purposes of providing financial assistance to students from the commonwealth
259 enrolled in and pursuing a program of higher education in any approved public or independent
260 college, university, school of nursing or any other approved institution furnishing a program of
261 higher education;

262 (2) For the purposes of funding after-school and out-of-school activities, including, but
263 not limited to, youth athletics and other activities that improve student health, literacy programs,
264 English language learning programs, academic tutoring, art, theater and music programs and
265 community service programs; and

266 (3) For the purposes of providing matching grants to elementary and secondary youth
267 sports, organizations, clubs and other school groups to attend events, including, but not limited
268 to, academic events and programs, cultural events and award ceremonies both nationally and
269 internationally.

270 SECTION 14. Subsection (a) of section 14A of chapter 94G of the General Laws,
271 inserted by section 18 of chapter 180 of the acts of 2022, is hereby amended by adding the
272 following sentence:- Expenditures from the fund shall not be subject to appropriation.

273 SECTION 15. Section 7.08 of chapter 156D of the General Laws, as appearing in the
274 2020 Official Edition, is hereby amended by striking out the words “, unless the corporation is a
275 public corporation”, in lines 6 and 7.

276 SECTION 16. Subsection (b) of section 7A of chapter 167E of the General Laws, as so
277 appearing, is hereby amended by inserting after the word “person”, in line 14, the following
278 words:- , by synchronous real-time video conference or by telephone.

279 SECTION 17. Section 65C ½ of chapter 171 of the General Laws, as so appearing, is
280 hereby amended by inserting after the word “person”, in line 14, the following words:- , by
281 synchronous real-time video conference or by telephone.

282 SECTION 18. Section 6A of chapter 180 of the General Laws, as so appearing, is hereby
283 amended by adding the following 2 paragraphs:-

284 The board of directors may, unless otherwise provided in the articles of organization or
285 bylaws, authorize any annual, regular or special meeting of members to be held in-person at a
286 physical location, by means of remote communication or by a hybrid model with both a physical

287 location and a means of remote communication. Subject to the articles of organization, bylaws,
288 guidelines or procedures as the board of directors may adopt, members not physically present at
289 the designated location of a meeting of the members may, by means of remote communication:
290 (i) participate in a meeting of members; and (ii) be deemed, to the same extent as members
291 physically present at a designated location, to be: (A) present; and (B) authorized to vote.

292 Pursuant to the fifth paragraph, the corporation shall implement reasonable measures to:

293 (i) verify that each person deemed present and authorized to vote at the meeting by means
294 of remote communication is a member;

295 (ii) provide members a reasonable opportunity to participate in the meeting and vote on
296 matters submitted to the members, including an opportunity to read or hear the proceedings of
297 the meeting substantially concurrently with such proceedings; and

298 (iii) maintain a record of any vote or other action a member takes at a meeting by means
299 of remote communication.

300 SECTION 19. Chapter 221 of the General Laws is hereby amended by inserting after
301 section 46D the following section:-

302 Section 46E. (a) With respect to real estate closings involving the use of communication
303 technology, as defined in section 1 of chapter 222, the following words, as used in this section,
304 shall, unless the context clearly requires otherwise, have the following meanings:

305 “Closing”, the consummation of a transaction between parties for the purpose of granting
306 a mortgage or otherwise transferring title to a 1-family to 4-family residential dwelling, including
307 the execution of documents necessary to accomplish the valid and proper transfer of title and the

308 transfer of the consideration for the conveyance, whether done simultaneously with or
309 subsequent to the execution of documents for the transfer of title; provided, however, that a
310 “closing” shall not include any transaction in which the consideration for the transfer of title is
311 evidenced solely by a home equity loan or line of credit that is secured by a mortgage on a 1-
312 family to 4-family residential dwelling, does not involve the issuance of a lender’s or
313 mortgagee’s policy of title insurance in connection with such transaction and is to be retained by
314 the lender and not sold on the secondary mortgage market.

315 “Creditor”, a person or entity that holds or controls, partially, wholly, indirectly, directly
316 or in a nominee capacity, a mortgage loan securing real property, including, but not limited to, an
317 originator, holder, investor, assignee, successor, trust, trustee, nominee holder, Mortgage
318 Electronic Registration Systems or mortgage servicer, including the Federal National Mortgage
319 Association or the Federal Home Loan Mortgage Corporation; provided, that “creditor” shall
320 also include any servant, employee, representative or agent of a creditor.

321 (b) Notwithstanding any general or special law to the contrary, no person, unless that
322 person has been admitted as an attorney in the commonwealth and has not been disqualified from
323 the practice of law due to resignation, disbarment or suspension or placed on inactive status,
324 shall (i) direct or manage a closing; or (ii) take the following actions in preparation for, or in
325 furtherance of, a closing:

326 (1) giving or furnishing legal advice as to the legal status of title;

327 (2) ensuring that the seller, or the borrower-mortgagor in a mortgage refinancing
328 transaction, is in a position to convey marketable title to the residential property at issue;

329 (3) issuing a certification of title pursuant to section 70 of chapter 93;

330 (4) drafting a deed to real property on behalf of another;

331 (5) ensuring that the documents necessary for the transfer of title are executed and
332 acknowledged in accordance with the laws of the commonwealth; or

333 (6) disbursing, or managing the disbursement, of consideration for the conveyance.

334 (c) The attorney general may initiate an action, including a petition for injunctive relief,
335 against any person or creditor whose violation of this section is part of a pattern, or consistent
336 with a practice, of noncompliance. The supreme judicial court and the superior court shall have
337 concurrent jurisdiction in equity. A person having an interest or right that is or may be adversely
338 affected by a violation of this section may initiate an action against the person or creditor for
339 private monetary remedies.

340 SECTION 20. Chapter 222 of the General Laws is hereby amended by striking out
341 section 1, as appearing in the 2020 Official Edition, and inserting in place thereof the following
342 section:-

343 Section 1. For the purposes of this chapter, the following words shall, unless the context
344 clearly requires otherwise, have the following meanings:

345 “Acknowledgment”, a notarial act in which an individual, at a single time appears in
346 person before a notary public, is identified by the notary public through satisfactory evidence of
347 identity and presents a document or electronic record to the notary public and indicates to the
348 notary public that the signature on the document or record before the notary was voluntarily
349 affixed by the individual for the purposes stated within the document or electronic record or that

350 the signature on the document or electronic record was the individual’s free act and deed and, if
351 applicable, that the individual was authorized to sign in a particular representative capacity.

352 “Affirmation”, a notarial act, or part thereof, that is legally equivalent to an oath and in
353 which an individual, at a single time appears in person before a notary public, is identified by the
354 notary public through satisfactory evidence of identity and makes a vow of truthfulness or
355 fidelity while appearing before the notary public under the penalties of perjury without invoking
356 a deity.

357 “Appears in person”, “appears personally” or “personally appears”, (i) being in the same
358 physical location as another individual and close enough to see, hear, communicate with and
359 exchange tangible identification credentials with that individual; or (ii) interacting with a
360 remotely-located individual by means of communication technology in compliance with section
361 28.

362 “Communication technology”, an electronic device or process that allows a notary public
363 and a remotely-located individual to communicate with each other simultaneously by sight and
364 sound, and when necessary and consistent with other applicable laws, facilitates communication
365 with a remotely-located individual with a vision, hearing or speech impairment.

366 “Copy certification”, a notarial act in which a notary public is presented with a document
367 that the notary public copies, or supervises the copying thereof, by a photographic or electronic
368 copying process, compares the original document to the copy and determines that the copy is
369 accurate and complete.

370 “Credential analysis”, a process or service that meets the guidelines established by the
371 secretary, through which a third person affirms the validity of a current government-issued
372 identification credential by review of public and proprietary data sources.

373 “Credible witness”, an honest, reliable and impartial person who personally knows an
374 individual appearing before a notary and who takes an oath or affirmation before the notary to
375 vouch for that individual’s identity.

376 “Dynamic knowledge-based authentication”, a form of identity proofing based on a set of
377 questions that pertain to an individual and are formulated from public or proprietary data
378 sources.

379 “Electronic”, relating to technology having electrical, digital, magnetic, wireless, optical,
380 electromagnetic or similar capabilities.

381 “Electronic record”, information that is created, generated, sent, communicated, received
382 or stored by electronic means.

383 “Electronic signature”, an electronic sound, symbol or process, attached to or logically
384 associated with a contract or other record and executed or adopted by a person with the intent to
385 sign the record.

386 “Foreign state”, a jurisdiction other than the United States, a state or a federally
387 recognized Indian tribe.

388 “Identity proofing”, a process or service that meets the guidelines established by the
389 secretary, by which a third person provides a notary public with a means to verify the identity of
390 a remotely-located individual by a review of personal information from public or private data

391 sources, which may include credential analysis, dynamic knowledge-based authentication,
392 analysis of biometric data including, but not limited to, facial recognition, voiceprint analysis or
393 fingerprint analysis or other means permitted by the secretary.

394 “Journal”, a chronological record of notarial acts performed by a notary public.

395 “Jurat”, a notarial act in which an individual, at a single time appears in person before a
396 notary public, is identified by the notary public through satisfactory evidence of identity and: (i)
397 presents a document or electronic record; (ii) signs the document or electronic record in the
398 presence of the notary public; and (iii) takes an oath or affirmation before the notary public
399 vouching for the truthfulness or accuracy of the contents of the signed document or electronic
400 record.

401 “Notarial act” or “notarization”, an act that a notary public is empowered to perform,
402 including acts performed electronically in accordance with this chapter.

403 “Notarial certificate”, the part of or attachment to a notarized document or electronic
404 record for completion by the notary public that bears the notary public’s signature and seal and
405 states the venue, date and facts that are attested by the notary public in a particular notarial act or
406 notarization.

407 “Notarial seal”, (i) a physical image or impression affixed, stamped or embossed on a
408 tangible record; or (ii) an electronic image attached to, or logically associated with, an electronic
409 record.

410 “Notary public” or “notary”, a person commissioned to perform official acts pursuant to
411 Article IV of the Amendments of the Constitution.

412 “Oath”, a notarial act, or part thereof, that is legally equivalent to an affirmation and in
413 which an individual, at a single time, appears in person before a notary public, is identified by
414 the notary public through satisfactory evidence of identity and takes a vow of truthfulness or
415 fidelity under the penalties of perjury by invoking a deity.

416 “Official misconduct”, a violation of sections 13 to 24, inclusive, or any other general or
417 special law in connection with a notarial act or a notary public’s performance of an official act in
418 a manner found to be grossly negligent or against the public interest.

419 “Personal knowledge of identity”, familiarity with an individual resulting from
420 interactions with that individual over a period of time sufficient to ensure beyond doubt that the
421 individual is the person whose identity is claimed.

422 “Principal”, a person whose signature is notarized or a person taking an oath or
423 affirmation before a notary public.

424 “Record”, information that is inscribed on a tangible medium or that is stored in an
425 electronic or other medium and is retrievable in perceivable form.

426 “Regular place of work or business”, a place where an individual spends a substantial
427 portion of their working or business hours.

428 “Remotely-located individual”, an individual who is not in the physical presence of the
429 notary public who performs a notarial act pursuant to section 28.

430 “Satisfactory evidence of identity”, identification of an individual based on: (i) at least 1
431 current document issued by a United States or state government agency bearing the photographic
432 image of the individual’s face and signature; (ii) the oath or affirmation of a credible witness

433 unaffected by the document or transaction who is personally known to the notary public and who
434 personally knows the individual; or (iii) identification of an individual based on the notary
435 public's personal knowledge of the identity of the principal; provided, however, that for a person
436 who is not a United States citizen, "satisfactory evidence of identity" shall mean identification of
437 an individual based on a valid passport or other government-issued document evidencing the
438 individual's nationality or residence and which bears a photographic image of the individual's
439 face and signature. For purposes of a notarial act performed using communication technology for
440 a remotely-located individual, "satisfactory evidence of identity" shall be determined pursuant to
441 section 28.

442 "State secretary", the secretary of the commonwealth.

443 "Signature witnessing", a notarial act in which an individual, at a single time, appears in
444 person before a notary public, is identified by the notary public through satisfactory evidence of
445 identity and presents a document or electronic record and signs the document or electronic record
446 in the presence of the notary public.

447 "Tamper-evident", the use of a set of applications, programs, hardware, software or other
448 technologies that will display evidence of any changes to an electronic record.

449 "Tangible journal", a journal created on a fixed tangible medium in a permanent bound
450 register with numbered pages.

451 "United States", a location within the geographic boundaries of the United States, Puerto
452 Rico, the United States Virgin Islands and any territory, insular possession or other location
453 subject to the jurisdiction of the United States.

454 SECTION 21. Section 1A of said chapter 222, as so appearing, is hereby amended by
455 striking out, in line 6, the figure “26” and inserting in place thereof the following figure:- 29.

456 SECTION 22. Section 8 of said chapter 222, as so appearing, is hereby amended by
457 striking out subsection (b) and inserting in place thereof the following subsection:-

458 (b)(1) A notary public shall keep an official notarial seal that shall be the exclusive
459 property of the notary public. A notary public shall not permit another to use such notarial seal.
460 A notary public shall obtain a new seal upon renewal of the commission, upon receipt of a new
461 commission or if the name of the notary public has changed. The notarial seal shall include: (i)
462 the notary public’s name exactly as indicated on the commission; (ii) the words “notary public”
463 and “Commonwealth of Massachusetts” or “Massachusetts”; (iii) the expiration date of the
464 commission in the following words: “My commission expires ____”; and (iv) a facsimile of the
465 seal of the commonwealth.

466 (2) If a notarial seal that requires ink is employed, black ink shall be used. The seal of a
467 notary public may be a digital image that appears in the likeness or representation of a traditional
468 physical notary public seal. Only the notary public whose name and registration number appear
469 on an electronic seal shall affix that seal. If the seal is electronically generated, it shall include
470 the words “Electronically affixed”. The requirements of this subsection shall be satisfied by
471 using a seal that includes all of the information required by this section. Failure to comply with
472 this section shall not affect the validity of any instrument or the record thereof.

473 SECTION 23. Section 16 of said chapter 222, as so appearing, is hereby amended by
474 inserting after the word “notarization”, in line 3, the following words:- , except as specifically
475 provided in this chapter.

476 SECTION 24. Said section 16 of said chapter 222, as so appearing, is hereby further
477 amended by inserting after the word “services”, in line 27, the following words:- ; provided
478 further, that a notary public shall not be precluded from receiving an additional technology
479 services fee that has been clearly disclosed in advance to the person requesting the service and
480 that technology services fee reflects the actual reasonable cost to the notary public of utilizing a
481 third-party technology service provider.

482 SECTION 25. Section 18 of said chapter 222, as so appearing, is hereby amended by
483 adding the following subsection:-

484 (e)(1) Whenever the state secretary has cause to believe that a notary public registered
485 pursuant to section 28 has engaged in a pattern of conduct, or a standard, practice or procedure
486 that the state secretary determines is contrary to section 46E of chapter 221, the state secretary
487 may order the notary public to comply with the law. The state secretary may adopt regulations
488 governing administrative proceedings under this section.

489 (2) The attorney general may enforce the order by civil action as provided in said section
490 46E of said chapter 221.

491 (3) The remedies provided by this section shall not limit the availability of judicial
492 remedies to any person or official.

493 SECTION 26. Subsection (b) of section 20 of said chapter 222, as so appearing, is
494 hereby amended by striking out clause (iii) and inserting in place thereof the following clause:-

495 (iii) failure of a document to contain an acknowledgment that the instrument was the
496 voluntary or free act and deed of the principal or, if executed in a representative capacity, the

497 party on whose behalf the principal is signing shall not affect the validity of the underlying
498 document or the recording of the document.

499 SECTION 27. Subsection (a) of section 22 of said chapter 222, as so appearing, is hereby
500 amended by striking out the second sentence and inserting in place thereof the following 3
501 sentences:- A journal may be created on a fixed tangible medium or in an electronic format. If
502 the journal is maintained on a tangible medium, it shall be a permanent, bound register with
503 numbered pages. If the journal is maintained in an electronic format, it shall be in a permanent,
504 tamper-evident electronic format complying with the rules of the state secretary.

505 SECTION 28. Said section 22 of said chapter 222, as so appearing, is hereby further
506 amended by striking out, in lines 6 and 7, the words “active journal at the same time” and
507 inserting in place thereof the following words:- tangible journal at any time. A notary may keep
508 more than 1 electronic journal; provided, that each electronic journal shall conform to the
509 requirements of subsection (a).

510 SECTION 29. Clause (v) of subsection (c) of said section 22 of said chapter 222, as so
511 appearing, is hereby amended by striking out subclauses (3) and (4) and inserting in place thereof
512 the following 3 subclauses:- (3) a notation indicating whether the notarial act was conducted in
513 person or remotely; (4) the fee, if any, charged for the notarial act; and (5) the address where the
514 notarization was performed; provided, that if the notarial act was performed remotely, the notary
515 shall include the address of the notary and each principal and witness.

516 SECTION 30. Said section 22 of said chapter 222, as so appearing, is hereby further
517 amended by striking out subsection (i) and inserting in place thereof the following subsection:-

518 (i) If not in use, a journal shall be kept under the exclusive control of the notary public or
519 a third-party technology service provider designated by the notary public, provided there is a
520 mutual agreement by both the notary public and the third-party service provider, and shall not be
521 used by any other notary public or surrendered to an employer upon termination of employment.

522 SECTION 31. Said chapter 222 is hereby further amended by adding the following 3
523 sections:-

524 Section 27. (a) A notary public may select 1 or more tamper-evident technologies to
525 perform notarial acts with respect to electronic records. A person may not require a notary public
526 to perform a notarial act with respect to an electronic record with a technology that the notary
527 public has not selected. Any technology approved by the state secretary pursuant to subsection
528 (b) and selected by a notary public shall require the notary public's electronic signature and
529 electronic seal to be:

530 (i) unique to the notary public;

531 (ii) capable of independent verification;

532 (iii) retained under the sole control of the notary public; and

533 (iv) attached to or logically associated with the electronic record in a tamper-evident
534 manner.

535 (b) The state secretary shall establish standards for approval of technologies for use by
536 notaries public commissioned by the commonwealth.

537 (c) A tangible copy of an electronic record shall be accepted as the equivalent of an
538 original document for purposes of recording said copy; provided, that: (i) the copy contains a

539 notarial certificate that satisfies all requirements for an original document to be accepted for
540 recording; (ii) the copy satisfies all requirements for recording an original document set forth in
541 chapters 183 and 185, as applicable; and (iii) the notary public executing the notarial certificate
542 certifies that the tangible copy is an accurate copy of the electronic record.

543 Section 28. (a) A notary public physically located in the commonwealth may perform a
544 notarial act using communication technology for a remotely-located individual who is the
545 principal in a notarial act if the notary public:

546 (i) (A) has personal knowledge of the identity of the remotely-located individual; (B) has
547 identified the remotely-located individual by means of an oath or affirmation of a credible
548 witness unaffected by the document or transaction who is personally known to the notary public
549 and who personally knows the remotely-located individual; or (C) reasonably can identify the
550 remotely-located individual by at least 2 different types of identity proofing processes or
551 services;

552 (ii) is able to execute the notarial act in a single, real-time session;

553 (iii) is reasonably able to confirm that a record before the notary public is the same record
554 in which the remotely-located individual made a statement or on which the remotely-located
555 individual executed a signature; and

556 (iv) the notary public, or a person acting on behalf of the notary public, creates an audio-
557 visual recording of the performance of the notarial act.

558 (b) A notary public physically located in the commonwealth may perform a notarial act
559 using communication technology for a remotely-located individual who is the principal in a

560 notarial act and is located outside the United States if: (i) the record: (A) is to be filed with or
561 relates to a matter before a public official or court, governmental entity or other entity subject to
562 the jurisdiction of the United States; or (B) involves property located in the territorial jurisdiction
563 of the United States or a transaction substantially connected with the United States; and (ii) the
564 act of making the statement or signing the record is not prohibited by the foreign state in which
565 the remotely-located individual is located.

566 (c) A notary public shall not use communication technology to notarize a record related
567 to the electoral process, or a will, codicil or document purporting to be a will or codicil.

568 (d) Before a notary public performs the notary public's initial notarization using
569 communication technology, the notary public shall: (i) register as a remote notary with the state
570 secretary; (ii) inform the state secretary that the notary public intends to perform remote
571 notarizations; and (iii) identify the communication technology that the notary public intends to
572 use. The communication technology shall conform to the requirements of this chapter and any
573 rules adopted by the state secretary. The notice shall be submitted in the form required by the
574 state secretary and shall: (A) include an affirmation that the notary public has read and will
575 comply with this section and all rules adopted by the state secretary; (B) be accompanied by
576 proof that the notary public has successfully completed any training and examination required by
577 this section or that may be required by the state secretary; and (C) identify a usual place of
578 business in this state or, if a foreign entity, identify a registered agent, and in either case identify
579 an address for service of process in connection with a civil action or other proceeding.

580 (e) If a notarial act is performed pursuant to this section, the certificate of notarial act
581 required by section 15 shall indicate that the notarial act was performed remotely using

582 communication technology and identify the venue for the notarial act as the county within the
583 commonwealth where the notary public was physically located while performing the notarial act.

584 (f) A notary public, a guardian, conservator or agent of a notary public or a personal
585 representative of a deceased notary public shall retain the audio-visual recording created under
586 clause (iv) of subsection (a) or cause the recording to be retained by a repository designated by
587 or on behalf of the person required to retain the recording. The recording shall be retained for 10
588 years after the recording is made.

589 (g) Upon request, the notary public shall make available electronic copies of the pertinent
590 entries in the electronic journal and provide access to any related audio-video communication
591 recording to the following persons: (i) the parties to an electronic record notarized by the notary
592 public; (ii) the title insurer reviewing an insured transaction in the context of an audit of its agent,
593 if the agent conducted the electronic notarial act as an element of the insured transaction; and
594 (iii) any other persons pursuant to a subpoena, court order, law enforcement investigation or
595 other lawful inspection demand.

596 (h) The state secretary shall establish standards for the use of communication technology
597 and identity proofing. The state secretary shall create and maintain a registry of communication
598 technology service providers who meet the established standards as certified by the
599 communication technology service provider. A notary public who uses communication
600 technology shall utilize communication technology and identity proofing from communication
601 technology service providers included on the state secretary's registry.

602 (i) In addition to the authority set forth in subsection (h), the state secretary may adopt
603 rules under this section regarding performance of the notarial act. The rules may: (i) prescribe the

604 means of performing a notarial act involving a remotely-located individual using communication
605 technology; and (ii) establish standards for the retention of an audio-visual recording created
606 under clause (iv) of subsection (a).

607 (j) By allowing its communication technology or identity proofing to facilitate a notarial
608 act for a remotely-located individual or by providing storage of the audio-visual recording
609 created under clause (iv) of subsection (a), the provider of the communication technology,
610 identity proofing or storage shall appoint the state secretary as the provider's agent for service of
611 process in any civil action in the commonwealth related to the notarial act.

612 (k) The following minimum standards shall apply to notarizations utilizing
613 communication technology performed by a notary public in the commonwealth; provided, that
614 the state secretary may adopt rule-setting standards that are equally or more protective:

615 (i) Identity proofing by means of dynamic knowledge-based authentication that shall
616 have, at a minimum, the following security characteristics:

617 (A) the remotely-located individual shall be presented with 5 or more questions with a
618 minimum of 5 possible answer choices per question;

619 (B) each question shall be drawn from a third-party provider of public and proprietary
620 data sources and shall be identifiable to the social security number or other identification
621 information of the remotely-located individual, or such individual's identity and historical events
622 records;

623 (C) responses to all questions shall be made within a 2-minute time constraint;

624 (D) the remotely-located individual shall answer a minimum of 80 per cent of the
625 questions correctly;

626 (E) if the remotely-located individual fails the first attempt, the individual may be offered
627 1 additional attempt within 24 hours of the initial failed attempt; and

628 (F) during the second attempt, the remotely-located individual may not be presented with
629 more than 3 questions from the prior attempt.

630 (ii) Identity proofing by means of credential analysis using 1 or more commercially
631 available automated software or hardware processes that, consistent with sound commercial
632 practices: (A) aid the notary public in verifying the authenticity of the credential by analyzing the
633 integrity of visual, physical or cryptographic security features to indicate that the credential is not
634 fraudulent or inappropriately modified; and (B) use information held or published by the issuing
635 source or authoritative source to confirm the validity of credential details. The results of the
636 credential analysis process shall be provided to the notary public performing the notarial act.

637 (iii) Use of audio-video communication technology in completing notarizations that shall
638 meet the following requirements: (A) the signal transmission shall be reasonably secure from
639 interception, access or viewing by anyone other than the participants communicating; and (B) the
640 technology shall provide sufficient audio clarity and video resolution to enable the notary to
641 communicate with the remotely-located individual and any witness and to confirm the identity of
642 the remotely-located individual and any witness, as required, using identity proofing.

643 (iv) The communication technology shall have satisfied tamper-evident technology
644 requirements by use of technology that renders any subsequent change or modification to the
645 electronic record evident.

646 (v) With respect to notarial acts conducted during a closing, as defined in section 46E of
647 chapter 221, the communication technology shall be engaged by the closing attorney with the
648 approval of the lender. Upon successful verification of the identity of the remotely-located
649 individual by the notary as required by clause (i) of subsection (a), the closing attorney shall
650 enter and affirm the attorney's board of bar overseers registration number prior to the conduct of
651 the first notarial act. The communication technology shall be responsible for recording such
652 information in a manner that is logically associated with the transaction and shall retain such
653 information for the same length of time and in the same manner as it retains all other information
654 regarding the notarial act.

655 (vi) In addition to any coverage it elects to provide for individual notaries public, a
656 communication technology service provider shall provide maintenance of errors and omissions
657 insurance coverage in a total amount of at least \$250,000 in the annual aggregate with respect to
658 potential errors or omissions in or relating to the technology or processes provided by the
659 communication technology service provider. A notary public shall not be responsible for the
660 security of the systems used by the remotely-located individual or others to access the
661 notarization session.

662 (vii) Prior to a notary public's initial notarization using communication technology, the
663 notary public shall complete a 2-hour in-person or online course addressing the duties,
664 obligations and technology requirements for conducting remote notarizations offered by the state
665 secretary or a vendor approved by the state secretary. Each such provider of communication
666 technology shall make the in-person or online course generally available to all applicants.
667 Regardless of membership in the provider's organization, the provider shall charge each attendee

668 the same cost for the course unless the course is provided in conjunction with a regularly
669 scheduled meeting of the provider's membership.

670 (l) Notwithstanding any general or special law to the contrary, with respect to any
671 document executed in the course of a closing, as defined in section 46E of chapter 221, involving
672 a mortgage or other conveyance of title to residential real property, only a notary public
673 appointed pursuant to this chapter who is an attorney licensed to practice law in the
674 commonwealth, or a non-attorney who is under the direct supervision of, or acting pursuant to a
675 direct request by, the attorney directing or managing the closing, shall perform an
676 acknowledgment, affirmation or other notarial act utilizing communication technology. The
677 notarial certificate affixed to any such document shall recite the board of bar overseers
678 registration number of the attorney notary, or of the supervising attorney for a document
679 notarized by a non-attorney. Failure to comply with this subsection shall not affect the validity of
680 the document or the recording thereof.

681 (m) The chief justice of the land court may promulgate rules, orders, guidelines and
682 directives concerning this section and section 27 as said sections pertain to the execution,
683 acknowledgment and registration of documents affecting title to land whose title has been
684 registered and confirmed by the land court pursuant to chapter 185.

685 Section 29. A notary public shall not use, sell, offer to sell to another person or transfer to
686 another person for use or sale any personal information obtained under section 28 that identifies
687 a remotely-located individual, a witness to a remote notarization or a person named in a record
688 presented for remote notarization, except: (i) as necessary to facilitate performance of a notarial
689 act; (ii) to effect, administer, enforce, service or process a record provided by or on behalf of the

690 individual or the transaction of which the record is a part; or (iii) in accordance with section 28,
691 including the rules adopted pursuant thereto, or other applicable federal or state law, or to
692 comply with a lawful subpoena or court order.

693 SECTION 32. Item 7008-1116 of section 2 of chapter 41 of the acts of 2019, as most
694 recently amended by section 119 of chapter 126 of the acts of 2022, is hereby further amended
695 by striking out the figure “2023” and inserting in place thereof the following figure:- 2024.

696 SECTION 33. Said item 7008-1116 of said section 2 of said chapter 41, as most recently
697 amended by section 120 of said chapter 126, is hereby further amended by striking out the figure
698 “2023” and inserting in place thereof the following figure:- 2024.

699 SECTION 34. Section 13 of chapter 53 of the acts of 2020, as most recently amended by
700 section 15 of chapter 42 of the acts of 2022, is hereby further amended by striking out the words
701 “April 1, 2023” and inserting in place thereof the following words:- April 1, 2024.

702 SECTION 35. Subsection (b) of section 2 of chapter 118 of the acts of 2020, as most
703 recently amended by section 19 of chapter 42 of the acts of 2022, is hereby further amended by
704 striking out the words “April 1, 2023” and inserting in place thereof the following words:- April
705 1, 2024.

706 SECTION 36. Subsection (b) of section 103 of chapter 253 of the acts of 2020 is hereby
707 amended by striking out the words “by the chief justice of the supreme judicial court” and
708 inserting in place thereof the following words:- jointly by the governor and attorney general.

709 SECTION 37. Section 19 of chapter 20 of the acts of 2021, as amended by section 27 of
710 chapter 42 of the acts of 2022, is hereby further amended by striking out the words “April 1,

711 2023”, each time they appear, and inserting in place thereof, in each instance, the following
712 words:- April 1, 2024.

713 SECTION 38. Section 30A of said chapter 20, as amended by section 4 of chapter 107 of
714 the acts of 2022, is hereby further amended by striking out the words “March 31, 2023” and
715 inserting in place thereof the following words:- March 31, 2025.

716 SECTION 38A. Section 21 of chapter 76 of the acts of 2021 is hereby amended by
717 striking out the words “December 31, 2021”, each time they appear, and inserting in place
718 thereof, in each instance, the following words:- June 30, 2023.

719 SECTION 39. Section 22 of chapter 76 of the acts of 2021 is hereby amended by striking
720 out the words “December 31, 2021”, both times they appear, and inserting in place thereof, in
721 each instance, the following words:- April 30, 2023.

722 SECTION 40. Item 1599-2051 of section 2A of chapter 102 of the acts of 2021 is hereby
723 amended by striking out the words “December 31, 2022” and inserting in place thereof the
724 following words:- June 30, 2023.

725 SECTION 41. Section 89 of said chapter 102, as amended by section 11 of chapter 22 of
726 the acts of 2022, is hereby further amended by striking out the words “December 31, 2022”, both
727 times they appear, and inserting in place thereof, in each instance, the following words:-
728 November 15, 2023.

729 SECTION 42. Chapter 22 of the acts of 2022 is hereby amended by striking out section
730 41 and inserting in place thereof the following section:-

731 SECTION 41. Sections 12, 24, 25 and 27 are hereby repealed.

732 SECTION 43. Said chapter 22 is hereby further amended by inserting after section 41 the
733 following section:-

734 SECTION 41A. Sections 15 and 26 are hereby repealed.

735 SECTION 44. Said chapter 22 is hereby further amended by inserting after section 44 the
736 following section:-

737 SECTION 44A. Section 41A shall take effect on March 31, 2025.

738 SECTION 45. Subsection (d) of section 2 of chapter 76 of the acts of 2022 is hereby
739 amended by striking out the words “March 1, 2023” and inserting in place thereof the following
740 words:- December 31, 2023.

741 SECTION 46. Item 7004-0108 of section 2 of chapter 126 of the acts of 2022 is hereby
742 amended by striking out the word “annually” and inserting in place thereof the following words:-
743 annually; and provided further, that the secretary of housing and economic development may
744 transfer funds between items 7004-0108 and 7004-0101; and provided further, that the secretary
745 of housing and economic development shall notify the house and senate committees on ways and
746 means not less than 14 days in advance of any such transfer.

747 SECTION 46A. Subsection (h) of section 60 of chapter 176 of the acts of 2022 is hereby
748 amended by striking out the words “March 31, 2023” and inserting in place thereof the following
749 words:- June 30, 2023.

750 SECTION 47. Item 1599-6063 of section 2A of chapter 268 of the acts of 2022 is hereby
751 amended by striking out the words “provided further, that not less than \$150,000 shall be
752 expended for improvements to Charlesgate Park in Boston” and inserting in place thereof the

753 following words:- provided further, that not less than \$150,000 shall be expended to the
754 Charlesgate Alliance for the purpose of making improvements to Charlesgate park in Boston.

755 SECTION 48. Item 1599-6077 of said section 2A of said chapter 268 is hereby amended
756 by striking out the words “provided further, that not less than \$50,000 shall be expended for the
757 Fenway Cares Mutual Aid Initiative, including administrative costs, to distribute fresh food and
758 personal protective equipment to food-insecure residents in Boston” and inserting in place
759 thereof the following words:- provided further, that not less than \$50,000 shall be expended to
760 Fenway Civic Association for the purpose of funding the Fenway Cares Mutual Aid Initiative,
761 including administrative costs, to distribute fresh food and personal protective equipment to
762 food-insecure residents of the Fenway neighborhood in the city of Boston.

763 SECTION 48A. Item 1599-6088 of section 2A of chapter 268 of the acts of 2022 is
764 hereby amended by striking out the words “provided further, that not less than \$150,000 shall be
765 expended for the department of elementary and secondary education to aid in the disbursement
766 of federal funds for the Local Food for Schools Program” and inserting in place thereof the
767 following words:- provided further, that not less than \$150,000 shall be expended to
768 Massachusetts Farm to School for the disbursement of federal funds for the Local Food for
769 Schools Program.

770 SECTION 49. Item 1599-6089 of said section 2A of said chapter 268 is hereby amended
771 by striking out the words “provided, that if the Boston Landmarks Commission designates the
772 Nazzaro Community Center as a historical building then not less than \$25,000,000 shall be
773 expended for Boston Centers & Families within the city of Boston for the construction of a new
774 community center within the North End section of Boston and not less than \$5,000,000 of said

775 \$25,000,000 shall be expended for the rehabilitation of Nazzaro Community Center in the North
776 End section of Boston for the future use by a non-profit” and inserting in place thereof the
777 following words:- provided, that not less than \$20,000,000 shall be expended for Boston Centers
778 for Youth & Families in the city of Boston for the construction of a new community center in the
779 North End section of the city of Boston; provided further, that not less than \$5,000,000 shall be
780 expended for the rehabilitation of the Nazzaro Community Center in the North End section of the
781 city of Boston for the future use by a non-profit, if the Boston Landmarks Commission
782 designates said Nazzaro Community Center as a historical building.

783 SECTION 50. Item 1599-6090 of said section 2A of said chapter 268 is hereby amended
784 by striking out the words “provided further, that not less than \$150,000 shall be a expended for
785 the establishment of regional transportation shuttle service between the town of Great Barrington
786 and Wassaic station in the town of Amenia, New York; provided further, that not less than
787 \$100,000 shall be expended for Housatonic river water remediation efforts in the town of Great
788 Barrington” and inserting in place thereof the following words:- provided further, that not less
789 than \$250,000 shall be expended for Housatonic river water remediation efforts in the town of
790 Great Barrington.

791 SECTION 51. Item 4403-2001 of said section 2A of said chapter 268 is hereby amended
792 by striking out the words “for not more than 12 consecutive months”.

793 SECTION 52. Notwithstanding any general or special law to the contrary, the
794 commission established in section 103 of chapter 253 of the acts of 2020 is hereby revived and
795 continued to March 31, 2024. The commission shall report and file its findings and
796 recommendations pursuant to subsection (d) of said section 103 of said chapter 253 with the

797 clerks of the house of representatives and senate and the joint committee on public safety and
798 security not later than March 31, 2024.

799 SECTION 53. Notwithstanding any general or special law to the contrary, the special
800 legislative commission established in section 105 of chapter 253 of the acts of 2020 is hereby
801 revived and continued to April 30, 2023. The special legislative commission shall file its findings
802 and recommendations pursuant to subsection (c) of said section 105 of said chapter 253 with the
803 clerks of the house of representatives and senate and the governor not later than April 30, 2023.

804 SECTION 54. Notwithstanding any general or special law to the contrary, the special
805 legislative commission established in section 108 of chapter 253 of the acts of 2020 is hereby
806 revived and continued to April 30, 2023. The special legislative commission shall file its findings
807 and recommendations pursuant to subsection (d) of said section 108 of said chapter 253 with the
808 clerks of the house of representatives and senate and the governor not later than April 30, 2023.

809 SECTION 55. (a) Notwithstanding any general or special law to the contrary, the special
810 legislative commission established in section 107 of chapter 253 of the acts of 2020 is hereby
811 revived and continued to May 31, 2024. The commission shall supplement its report dated March
812 30, 2022 with further recommendations, together with any draft legislation necessary to carry
813 those recommendations into effect, by filing the same with the governor, the speaker of the
814 house of representatives and the president of the senate and the clerks of the house of
815 representatives and the senate not later than May 31, 2024.

816 (b) Commission members shall be appointed consistent with subsection (b) of said
817 section 107 of said chapter 253.

818 SECTION 55A. Notwithstanding any general or special law to the contrary, the special
819 commission established in section 76 of chapter 154 of the acts of 2018 is hereby revived and
820 continued to April 30, 2023. The special commission shall file its findings and recommendations
821 pursuant to said section 76 of said chapter 154 with the clerks of the senate and the house of
822 representatives and the chairs of the senate and house committees on ways and means not later
823 than April 30, 2023.

824 SECTION 55B. Notwithstanding any general or special law to the contrary, the special
825 commission established in section 94 of chapter 358 of the acts of 2020 is hereby revived and
826 continued to December 31, 2024. The special commission shall file its findings and
827 recommendations pursuant to said section 94 of said chapter 358 with the clerks of the senate
828 and the house of representatives, the chairs of the senate and house committees on ways and
829 means, the senate and house chairs of the joint committee on environment, natural resources and
830 agriculture and the house and senate chairs of the joint committee on telecommunications,
831 utilities and energy not later than December 31, 2024.

832 SECTION 56. Notwithstanding any general or special law to the contrary, the executive
833 office of administration and finance shall transfer \$250,000 from the startup costs for Revolution
834 250 related to the planning and celebration of the commonwealth's 250th anniversary of the
835 American Revolution established in item 1599-6077 of section 2A of chapter 268 of the acts of
836 2022 to the Massachusetts Tourism Trust Fund established in section 13T of chapter 23A of the
837 General Laws.

838 SECTION 57. Notwithstanding any general or special law to the contrary, to meet the
839 expenditures necessary in carrying out section 3, the state treasurer shall, upon receipt of a

840 request by the governor, issue and sell bonds of the commonwealth in an amount to be specified
841 by the governor from time to time but not exceeding, in the aggregate, \$523,300,000. All bonds
842 issued by the commonwealth, as aforesaid, shall be designated on their face “Commonwealth
843 Economic Revitalization, Community Development, and Housing Act of 2023”, and shall be
844 issued for a maximum term of years, not exceeding 30 years, as the governor may recommend to
845 the general court pursuant to section 3 of Article LXII of the Amendments to the Constitution;
846 provided, however, that all such bonds shall be payable not later than June 30, 2058. All interest
847 and payments on account of principal on such obligations shall be payable from the General
848 Fund. Bonds and interest thereon issued under the authority of this section shall, notwithstanding
849 any other provision of this act, be general obligations of the commonwealth.

850 SECTION 58. Notwithstanding any general or special law to the contrary, to meet the
851 expenditures necessary in carrying out section 3A, the state treasurer shall, upon receipt of a
852 request by the governor, issue and sell bonds of the commonwealth in an amount to be specified
853 by the governor from time to time but not exceeding, in the aggregate, \$8,000,000. All bonds
854 issued by the commonwealth, as aforesaid, shall be designated on their face “Commonwealth
855 Economic Revitalization, Community Development, and Housing Act of 2023”, and shall be
856 issued for a maximum term of years, not exceeding 30 years, as the governor may recommend to
857 the general court pursuant to section 3 of Article LXII of the Amendments to the Constitution;
858 provided, however, that all such bonds shall be payable not later than June 30, 2058. All interest
859 and payments on account of principal on such obligations shall be payable from the General
860 Fund. Bonds and interest thereon issued under the authority of this section shall, notwithstanding
861 any other provision of this act, be general obligations of the commonwealth.

862 SECTION 59. Notwithstanding any general or special law to the contrary, to meet the
863 expenditures necessary in carrying out section 3B, the state treasurer shall, upon receipt of a
864 request by the governor, issue and sell bonds of the commonwealth in an amount to be specified
865 by the governor from time to time but not exceeding, in the aggregate, \$104,000,000. All bonds
866 issued by the commonwealth, as aforesaid, shall be designated on their face “Commonwealth
867 Economic Revitalization, Community Development, and Housing Act of 2023”, and shall be
868 issued for a maximum term of years, not exceeding 30 years, as the governor may recommend to
869 the general court pursuant to section 3 of Article LXII of the Amendments to the Constitution;
870 provided, however, that all such bonds shall be payable not later than June 30, 2058. All interest
871 and payments on account of principal on such obligations shall be payable from the General
872 Fund. Bonds and interest thereon issued under the authority of this section shall, notwithstanding
873 any other provision of this act, be general obligations of the commonwealth.

874 SECTION 60. Sections 15 through 18, inclusive, shall take effect as of March 31, 2023.

875 SECTION 61. Sections 19 through 30, inclusive, shall take effect 90 days after the
876 effective date of this act.

877 SECTION 62. Sections 27 to 29 of chapter 222 of the General Laws, as inserted by
878 section 31, shall take effect 180 days after the effective date of this act.