

HOUSE No. 4460

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, March 5, 2024.

The committee on Ways and Means, to whom was referred the message from Her Excellency the Governor submitting requests for making appropriations for the fiscal year 2024 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 4284) reports, in part, recommending that the accompanying bill (House, No. 4460) ought to pass [Total Appropriation: \$260,000,000.00] [Representatives Berthiaume of Spencer, Sullivan-Almeida of Abington, and Xiarhos of Barnstable dissent].

For the committee,

AARON MICHLEWITZ.

HOUSE No. 4460

The Commonwealth of Massachusetts

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

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:

1 SECTION 1. To provide for supplementing certain items in the general appropriation act
2 and other appropriation acts for fiscal year 2024, the sums set forth in section 2 are hereby
3 appropriated from the General Fund or the Transitional Escrow Fund established in section 16 of
4 chapter 76 of the acts of 2021, as amended by section 4 of chapter 98 of the acts of 2022, unless
5 specifically designated otherwise in this act or in those appropriation acts, for the several
6 purposes and subject to the conditions specified in this act or in those appropriation acts and
7 subject to the laws regulating the disbursement of public funds for the fiscal year ending June 30,
8 2024. These sums shall be in addition to any amounts previously appropriated and made
9 available for the purposes of those items. Except as otherwise provided, these sums shall be
10 made available through the fiscal year ending June 30, 2025.

11 SECTION 2.

12 OFFICE OF THE COMPTROLLER

13 *Comptroller*

14 1599-3384 Settlements and Judgments.....\$15,000,000

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

24 1599-1213 For a reserve to support the commonwealth’s response to the ongoing
25 humanitarian crisis and influx of families seeking shelter; provided, that funds shall be expended
26 for the emergency housing assistance program to support shelters and services pursuant to
27 section 30 of chapter 23B of the General Laws; provided further, that not less than \$10,000,000
28 shall be expended on an approved training program, as defined by section 30 of chapter 23B of
29 the General Laws, as inserted by section 3, to provide skills and resources for individuals and
30 families in the emergency housing assistance program or in overflow emergency shelter sites;
31 provided further, that not less than \$3,000,000 shall be expended for family welcome centers;
32 provided further, that not less than \$1,000,000 shall be expended for supplemental staffing at

33 emergency housing assistance program shelters; provided further, that not less than \$1,000,000
34 shall be expended for resettlement agencies; provided further, that funds shall be expended for
35 early education programs providing comprehensive services to homeless children and families
36 residing in the emergency housing assistance program, including, but not limited to, services for:
37 (i) early education; (ii) health; (iii) mental health; (iv) nutrition; and (v) family education and
38 resources; provided further, that said funds shall include, but shall not be limited to, costs
39 associated with translation services, transportation and coordination of services; provided further,
40 that the secretary of administration and finance shall notify the house and senate committees on
41 ways and means not less than 14 days prior to any transfer of funds from this item; and provided
42 further, that any reporting requirements for this item shall be in addition to the reporting required
43 pursuant to: (i) item 1599-0514 of section 2A of chapter 77 of the acts of 2023; and (ii) sections
44 14 and 16 of this act.....\$245,000,000

45 Transitional Escrow Fund.....100%

46 SECTION 3. Section 30 of chapter 23B of the General Laws, as amended by sections 120
47 and 121 of chapter 7 of the acts of 2023, is hereby further amended by adding the following
48 paragraph:-

49 (G)(1) For the purposes of this paragraph, the following words shall, unless the context
50 clearly requires otherwise, have the following meanings:

51 “Approved training program”, an existing training program the secretary of
52 administration and finance, in consultation with the secretary of labor and workforce
53 development, deems sufficient to provide skills and resources to individuals in the emergency
54 housing assistance program including, but not limited to: (i) workforce and career technical skills

55 training, pursuant to item 1599-2037 of section 2A of chapter 102 of the acts of 2021; (ii) high-
56 demand workforce training programs, pursuant to item 1599-2041 of said section 2A of said
57 chapter 102; (iii) the manufacturing pilot program, established pursuant to item 7002-0020 of
58 section 2 of chapter 28 of the acts of 2023; (iv) the Learn to Earn Initiative program, established
59 pursuant to item 7002-1080 of said section 2 of said chapter 28; (v) 1199 SEIU training, pursuant
60 to item 7003-0608 of said section 2 of said chapter 28; (vi) Massachusetts AFL-CIO Workforce
61 Development Programs, Inc., pursuant to item 7003-1207 of said section 2 of said chapter 28;
62 and (vii) shelter workforce development initiative, pursuant to item 7004-0109 of said section 2
63 of said chapter 28; provided, that the approved training program shall be available to individuals
64 in non-state-funded overflow emergency shelter sites and state-funded overflow emergency
65 shelter sites.

66 “Authorized training program”, as defined in paragraph (1) of subsection (dd) of section
67 6 of chapter 62.

68 “Non-state-funded overflow emergency shelter site”, any overflow site that is funded
69 through a nonprofit or other non-state entity for eligible families that have been waitlisted for
70 placement at an emergency shelter as a result of the emergency housing assistance program
71 reaching capacity at 7,500 families, as identified in the Emergency Assistance Family Shelter
72 declaration issued by the secretary of housing and livable communities on October 31, 2023, and
73 the extension of the declaration dated February 28, 2024, and any subsequent extensions,
74 pursuant to 760 CMR 67.10, as inserted by emergency regulations issued by the executive office
75 of housing and livable communities on October 31, 2023, and accompanying guidance issued
76 pursuant to said declaration and 760 CMR 67.10.

77 “State-funded overflow emergency shelter site”, any state-funded overflow site,
78 including, but not limited to, any site funded under item 1599-0514 of section 2 of chapter 77 of
79 the acts of 2023, for eligible families that have been waitlisted for placement at an emergency
80 shelter as a result of the emergency housing assistance program reaching capacity at 7,500
81 families, as identified in the Emergency Assistance Family Shelter declaration issued by the
82 secretary of housing and livable communities on October 31, 2023, and the extension of the
83 declaration dated February 28, 2024, and any subsequent extensions, pursuant to 760 CMR
84 67.10, as inserted by emergency regulations issued by the executive office of housing and livable
85 communities on October 31, 2023, and accompanying guidance issued pursuant to said
86 declaration and 760 CMR 67.10.

87 (2) A family with children or a pregnant woman with no other children that receives
88 benefits through the emergency housing assistance program as of April 1, 2024, or thereafter,
89 shall remain eligible for the program for not more than 9 consecutive months; provided,
90 however, that such families shall be eligible for the program for not more than 12 consecutive
91 months if eligible individuals in the family are: (i) employed; or (ii) participating in an: (A)
92 authorized training program; or (B) approved training program; provided further, that the
93 executive office shall promulgate regulations or guidance for eligibility which shall: (i) establish
94 procedures for the termination of benefits pursuant to this paragraph; and (ii) allow a family with
95 children or a pregnant woman with no other children to reapply for the emergency housing
96 assistance program; provided further, that eligibility determinations when reapplying for the
97 program shall be consistent with the guidance issued by the secretary of housing and livable
98 communities on October 31, 2023, entitled “Emergency Assistance Program Guidance on
99 Waitlist and Prioritization Procedures pursuant to Capacity Declaration dated October 31, 2023”

100 pursuant to 760 CMR 67.10, as inserted by emergency regulations issued by the executive office
101 of housing and livable communities on October 31, 2023.

102 (3) Notwithstanding paragraph (2), a family or a pregnant woman with no other children
103 that receives benefits through the emergency housing assistance program as of April 1, 2024, or
104 thereafter, shall remain eligible for the program for not more than 12 consecutive months if
105 eligible for, but unable to participate in, an authorized training program or an approved training
106 program or unable to obtain employment due to factors including, but not limited to: (i)
107 pregnancy; (ii) a diagnosed disability or documented medical condition; (iii) being a single
108 parent caring for a disabled child or family member; (iv) being a single parent caring for a child
109 or children with no childcare; or (v) satisfying any additional criteria the secretary of housing
110 and livable communities deems necessary pursuant to said guidance in paragraph (2) issued by
111 the secretary of housing and livable communities on October 31, 2023. The executive office shall
112 promulgate regulations or guidance for implementation of this paragraph.

113 (4) The executive office shall provide a physical copy of written information to families
114 with children and pregnant women receiving benefits through the emergency housing assistance
115 program in the form of printed handouts which shall include, but shall not be limited to,
116 information about: (i) authorized training programs; (ii) approved training programs; (iii) food
117 resources, including food pantries; (iv) services offered by resettlement agencies; (v) other
118 housing programs; and (vi) other nonprofit or available resources the executive office deems
119 necessary. All written information shall be translated into multiple languages and shall be
120 available on the executive office's website.

121 SECTION 4. Paragraph (G) of said section 30 of said chapter 23B, as inserted by section
122 3, is hereby repealed.

123 SECTION 5. Chapter 40A of the General Laws is hereby amended by inserting after
124 section 3A the following section:-

125 Section 3B. (a) As used in this section, the following words shall, unless the context
126 clearly requires otherwise, have the following meanings:

127 “Commission”, the alcoholic beverages control commission, established by section 70 of
128 chapter 10.

129 “Outdoor table service”, restaurant service that includes food prepared on-site and under
130 a food establishment permit issued by a municipal authority pursuant to 105 CMR 590.00 that is
131 served to seated diners outside the restaurant building envelope, whether on a sidewalk, patio,
132 deck, lawn, parking area or other outdoor space.

133 (b) Notwithstanding the provisions of this chapter, any special permit, variance or other
134 approval issued thereunder or any general or special law to the contrary, a city or town may
135 approve a request for expansion of outdoor table service, including in the description of the
136 licensed premises as described in subsection (c), or an extension of an earlier granted approval.
137 Before such approval, the mayor, board of selectmen, select board or other chief executive
138 officer, as established by charter or special act, shall establish the process for approving such
139 requests. Such process shall not be required to comply with the notice and publication provisions
140 of section 11. An approval under this section may be exercised immediately upon filing of notice
141 thereof with the city or town clerk, without complying with any otherwise applicable recording
142 or certification requirements.

143 (c) Pursuant to subsection (b), a local licensing authority may grant approval for a change
144 in the description of the licensed premises for the purpose of permitting outdoor alcohol service
145 as the local licensing authority deems reasonable and proper and may issue an amended license
146 to existing license holders, without further review or approval from the commission prior to
147 issuance. Upon approval of an amended license, the local licensing authority shall provide notice
148 of the amended license to the commission. Nothing in this section shall prevent the commission
149 from exercising the commission's enforcement authority over an amended license.

150 (d) Before approving any request to extend an earlier granted approval, a city, town or
151 local licensing authority may modify the scope of the approval as the city, town or local
152 licensing authority deems proper and appropriate including, but not limited to, modifying the
153 terms of an earlier granted approval to address potential issues with snow removal, pedestrian
154 traffic or similar concerns.

155 SECTION 6. Section 6 of chapter 62 of the General Laws, as appearing in the 2022
156 Official Edition, is hereby amended by adding the following subsection:-

157 (dd)(1) As used in this subsection, the following words shall, unless the context clearly
158 requires otherwise, have the following meanings:

159 "Authorized training program", a program approved by the secretary of administration
160 and finance and the secretary of labor and workforce development that is offered by an employer
161 to train qualified trainees; provided, that said program shall assist qualified trainees in
162 developing skills and accessing resources to prepare qualified trainees to enter the workforce;
163 and provided further, that no authorized training program shall provide compensation to a

164 qualified trainee without work authorization and said program shall ensure the qualified trainee
165 has no expectation of compensation for training.

166 “Qualified trainee”, an individual receiving benefits through the emergency housing
167 assistance program pursuant to section 30 of chapter 23B and 760 CMR 67.00 or an individual in
168 an overflow emergency shelter site established in response to the capacity limitation on said
169 program pursuant to a declaration issued by the secretary of housing and livable communities
170 dated October 31, 2023, the extension of the declaration dated February 28, 2024 and any
171 subsequent extensions, issued pursuant to 760 CMR 67.10, as inserted by emergency regulations
172 issued by the executive office of housing and livable communities on October 31, 2023 and
173 accompanying guidance issued pursuant to said declaration and 760 CMR 67.10, who: (i)(A) has
174 not received work authorization; or (B) is currently unemployed; and (ii) is participating in an
175 authorized training program.

176 “Training”, teaching, developing or enhancing skills and knowledge to improve capacity,
177 productivity and performance to enter the workforce, including, but not limited to, classes,
178 clinics or other hands-on methods.

179 “Work authorization”, federal authorization to work in the United States pursuant to 8
180 CFR 274a.

181 (2) A partnership, limited liability corporation or other legal entity that is not a business
182 corporation subject to the excise under chapter 63 may be allowed a nonrefundable credit equal
183 to \$2,500 for each qualified trainee who receives training through an authorized training program
184 by said partnership, limited liability corporation or other legal entity in a taxable year. If the

185 credit allowed for a taxable year exceeds the taxpayer's liability for that taxable year, the
186 taxpayer may carry forward and apply the credit in the subsequent taxable year.

187 (3) To be eligible for the credit pursuant to paragraph (2), the partnership, limited liability
188 corporation or other legal entity shall: (i) have a place of business in the commonwealth; (ii)
189 conduct the authorized training program in the commonwealth and in compliance with
190 recommendations of the secretary of labor and workforce development pursuant to paragraph
191 (5); and (iii) meet any additional requirements determined by the secretary of administration and
192 finance and the secretary of labor and workforce development.

193 (4) The total amount of credits that may be authorized in a taxable year pursuant to this
194 subsection and section 38NN of chapter 63 shall not exceed \$10,000,000.

195 (5) The secretary of labor and workforce development shall:

196 (i) identify industries with the greatest workforce needs in geographically diverse areas of
197 the commonwealth in which qualified trainees may be employed after receiving work
198 authorization; provided, that the secretary of labor and workforce development shall identify
199 industries with varying work experience, education, certification and licensure requirements for
200 training;

201 (ii) provide recommendations for training criteria to enable qualified trainees to be
202 successful in the workforce; provided, that the secretary of labor and workforce development
203 shall provide specific industry recommendations for training; and provided further, that the
204 secretary may identify existing training programs that meet said training criteria; and

205 (iii) perform outreach to industries identified as having the greatest workforce needs to
206 provide notice of the tax credit program established pursuant to this subsection.

207 SECTION 7. Subsection (dd) of said section 6 of said chapter 62, as inserted by section
208 6, is hereby repealed.

209 SECTION 8. Chapter 63 of the General Laws is hereby amended by inserting after
210 section 38MM the following section:-

211 Section 38NN. (a) As used in this subsection, the following words shall, unless the
212 context clearly requires otherwise, have the following meanings:

213 “Authorized training program”, a program approved by the secretary of administration
214 and finance and the secretary of labor and workforce development that is offered by an employer
215 to train qualified trainees; provided, that said program shall assist qualified trainees in
216 developing skills and accessing resources to prepare qualified trainees to enter the workforce;
217 and provided further, that no authorized training program shall provide compensation to a
218 qualified trainee without work authorization and said program shall ensure the qualified trainee
219 has no expectation of compensation for training.

220 “Qualified trainee”, an individual receiving benefits through the emergency housing
221 assistance program pursuant to section 30 of chapter 23B and 760 CMR 67.00 or an individual in
222 an overflow emergency shelter site established in response to the capacity limitation on said
223 program pursuant to a declaration issued by the secretary of housing and livable communities
224 dated October 31, 2023, the extension of the declaration dated February 28, 2024 and any
225 subsequent extensions, issued pursuant to 760 CMR 67.10, as inserted by emergency regulations
226 issued by the executive office of housing and livable communities on October 31, 2023, and

227 accompanying guidance issued pursuant to said declaration and 760 CMR 67.10, who: (i)(A) has
228 not received work authorization; or (B) is currently unemployed; and (ii) is participating in an
229 authorized training program.

230 “Training”, teaching, developing or enhancing skills and knowledge to improve capacity,
231 productivity and performance to enter the workforce, including, but not limited to, classes,
232 clinics or other hands-on methods.

233 “Work authorization”, federal authorization to work in the United States pursuant to 8
234 CFR 274a.

235 (b) A business corporation may be allowed a nonrefundable credit equal to \$2,500 for
236 each qualified trainee who receives training through an authorized training program by said
237 business corporation in a taxable year. If the credit allowed for a taxable year exceeds the
238 taxpayer’s liability for that taxable year, the taxpayer may carry forward and apply the credit in
239 the subsequent taxable year.

240 (c) To be eligible for the credit pursuant to subsection (b), the business corporation shall:
241 (i) have a place of business in the commonwealth; (ii) conduct the authorized training program in
242 the commonwealth and in compliance with recommendations of the secretary of labor and
243 workforce development pursuant to subsection (e); and (iii) meet any additional requirements
244 determined by the secretary of administration and finance and the secretary of labor and
245 workforce development.

246 (d) The total amount of credits that may be authorized in a taxable year pursuant to
247 subsection (dd) of section 6 of chapter 62 and this section shall not exceed \$10,000,000.

248 (e) The secretary of labor and workforce development shall:

249 (i) identify industries with the greatest workforce needs in geographically diverse areas of
250 the commonwealth in which qualified trainees may be employed after receiving work
251 authorization; provided, that the secretary of labor and workforce development shall identify
252 industries with varying work experience, education, certification and licensure requirements for
253 training;

254 (ii) provide recommendations for training criteria to enable qualified trainees to be
255 successful in the workforce; provided, that the secretary of labor and workforce development
256 shall provide specific industry recommendations for training; and provided further, that the
257 secretary may identify existing training programs that meet said training criteria; and

258 (iii) perform outreach to industries identified as having the greatest workforce needs to
259 provide notice of the tax credit program established pursuant to this section.

260 SECTION 9. Section 38NN of said chapter 63, as inserted by section 8, is hereby
261 repealed.

262 SECTION 10. Chapter 138 of the General Laws is hereby amended by inserting after
263 section 12 the following section:-

264 Section 12½. (a) As used in this section, the following words shall, unless the context
265 clearly requires otherwise, have the following meanings:

266 “Mixed drink”, distilled spirits, cordials or liqueurs, with or without mixers, that are
267 combined on a licensed premises and sold in a sealed container or original container that is
268 unopened; provided, that a mixed drink may contain wines and malt beverages in addition to

269 distilled spirits, cordials or liqueurs; provided further, that the volume of distilled spirits,
270 cordials, liqueurs, wines, malt beverages and mixers contained in said mixed drink shall be of the
271 same proportion and same price as if served for on-premises consumption.

272 “Mixer”, a non-alcoholic ingredient in a mixed drink.

273 “Sealed container”, a packaged container with a secure lid or cap designed to prevent
274 consumption without removal of the lid or cap; provided, however, that if the packaged container
275 has a lid with sipping holes or an opening for straws, said container shall be covered or affixed
276 with an additional seal; provided further, that said lid, cap or seal shall be affixed before sale in
277 such a way to prevent reopening without it being obvious that said lid, cap or seal was removed
278 or broken, which may include tape or a sticking adhesive.

279 (b) Notwithstanding any general or special law to the contrary, an establishment licensed
280 to sell all alcoholic beverages, distilled spirits, cordials or liqueurs for on-premises consumption
281 may sell mixed drinks for off-premises consumption subject to all the following conditions: (i)
282 the mixed drink shall not be sold to a person under 21 years of age; (ii) any delivery of mixed
283 drinks for off-premises consumption shall not be made without verification that the person
284 receiving the order has attained 21 years of age; (iii) the mixed drink shall be sold in a sealed
285 container or an original unopened container; (iv) the mixed drink shall be sold as part of the
286 same transaction as the purchase of food, and any order that includes a mixed drink shall be
287 placed not later than the hour of which the establishment is licensed to sell alcohol or 12:00
288 A.M., whichever time is earlier; provided, that a transaction shall include at least 1 item of food
289 prepared on-site sufficient to serve 1 individual; (v) a customer shall be limited to 64 fluid
290 ounces of mixed drinks per transaction consistent with clause (iv); and (vi) if the mixed drink in

291 a sealed container or an original unopened container is to be transported by a motor vehicle,
292 either by delivery or pick-up, the driver of the motor vehicle shall transport the mixed drink in
293 the trunk of the motor vehicle or an area that is not considered the passenger area, as defined by
294 section 24I of chapter 90.

295 (c) Notwithstanding any general or special law to the contrary, an establishment licensed
296 to sell all alcoholic beverages or only wines or malt beverages for on-premises consumption may
297 sell wine or malt beverages for off-premises consumption subject to all the following conditions:
298 (i) the wine or malt beverage shall not be sold to a person under 21 years of age; (ii) any delivery
299 of wine or malt beverages for off-premises consumption shall not be made without verification
300 that the person receiving the order has attained 21 years of age; (iii) the wine or malt beverage
301 shall be sold in a sealed container or an original unopened container; (iv) the wine or malt
302 beverage shall be sold as part of the same transaction as the purchase of food and any order that
303 includes wine or a malt beverage shall be placed not later than the hour of which the
304 establishment is licensed to sell alcohol or 12:00 A.M., whichever time is earlier; provided, that a
305 transaction shall include at least 1 item of food prepared on-site sufficient to serve 1 individual;
306 (v) a customer shall be limited to 192 ounces of malt beverage and 1.5 liters of wine per
307 transaction consistent with clause (iv); and (vi) if the wine or malt beverage in a sealed container
308 or an original unopened container is to be transported by a motor vehicle, either by delivery or
309 pick-up, the driver of the motor vehicle shall transport the wine or malt beverage in the trunk of
310 the motor vehicle or an area that is not considered the passenger area, as defined by section 24I
311 of chapter 90.

312 (d) An establishment licensed to sell alcoholic beverages for on-premises consumption
313 shall include an establishment licensed pursuant to section 12, subsection (b) of section 19,

314 subsection (n) of section 19B, subsection (n) of section 19C, section 19D, subsection (o) of
315 section 19E or section 19H; provided, that an establishment licensed pursuant to said section
316 19D shall also hold a license pursuant to said section 12. An establishment selling alcoholic
317 beverages for off-premises consumption may only sell alcoholic beverages permitted pursuant to
318 their type and category of license.

319 (e)(1) An establishment licensed to sell alcoholic beverages for on-premises consumption
320 that delivers any alcoholic beverage for off-premises consumption in a vehicle owned or leased
321 by the establishment or its employees shall obtain a transportation permit pursuant to section 22
322 for each vehicle used for delivery of alcoholic beverages.

323 (2) An establishment licensed to sell alcoholic beverages for on-premises consumption
324 that delivers any alcoholic beverage for off-premises consumption may use a third party with a
325 permit for express transportation pursuant to section 22 for delivery of alcoholic beverages.

326 SECTION 11. Section 7A of chapter 167E of the General Laws, as appearing in the 2022
327 Official Edition, is hereby amended by inserting after the word “person”, in line 14, the
328 following words:- , by synchronous real-time video conference or by telephone.

329 SECTION 12. Section 65C ½ of chapter 171 of the General Laws, as so appearing, is
330 hereby amended by inserting after the word “person”, in line 14, the following words:- , by
331 synchronous real-time video conference or by telephone.

332 SECTION 13. Section 31A of chapter 20 of the acts of 2021, as amended by section 41
333 of chapter 2 of the acts of 2023, is hereby further amended by striking out the words “March 31,
334 2024” and inserting in place thereof the following words:- March 31, 2025.

335 SECTION 14. (a) For the purposes of this section, the following words shall, unless the
336 context clearly requires otherwise, have the following meanings:

337 “Approved training program”, an existing training program the secretary of
338 administration and finance, in consultation with the secretary of labor and workforce
339 development, deems sufficient to provide skills and resources to individuals in the emergency
340 housing assistance program, established in section 30 of chapter 23B of the General Laws,
341 including, but not limited to: (i) workforce and career technical skills training, pursuant to item
342 1599-2037 of section 2A of chapter 102 of the acts of 2021; (ii) high-demand workforce training
343 programs, pursuant to item 1599-2041 of said section 2A of said chapter 102; (iii) the
344 manufacturing pilot program, established pursuant to item 7002-0020 of section 2 of chapter 28
345 of the acts of 2023; (iv) the Learn to Earn Initiative program, established pursuant to item 7002-
346 1080 of said section 2 of said chapter 28; (v) 1199 SEIU training, pursuant to item 7003-0608 of
347 said section 2 of said chapter 28; (vi) Massachusetts AFL-CIO Workforce Development
348 Programs, Inc., pursuant to item 7003-1207 of said section 2 of said chapter 28; and (vii) shelter
349 workforce development initiative, pursuant to item 7004-0109 of said section 2 of said chapter
350 28; provided, that the approved training program shall be available to individuals in non-state-
351 funded overflow emergency shelter sites and state-funded overflow emergency shelter sites.

352 “Authorized training program”, a program approved by the secretary of administration
353 and finance and the secretary of labor and workforce development that is offered by an employer
354 to train qualified trainees; provided, that said program shall assist qualified trainees in
355 developing skills and accessing resources to prepare qualified trainees to enter the workforce;
356 and provided further, that no authorized training program shall provide compensation to a

357 qualified trainee without work authorization and said program shall ensure the qualified trainee
358 has no expectation of compensation for training.

359 “Non-state-funded overflow emergency shelter site”, any overflow site that is funded
360 through a nonprofit or other non-state entity for eligible families that have been waitlisted for
361 placement at an emergency shelter as a result of the emergency housing assistance program,
362 established in section 30 of chapter 23B of the General Laws, reaching capacity at 7,500
363 families, as identified in the Emergency Assistance Family Shelter declaration issued by the
364 secretary of housing and livable communities on October 31, 2023, and the extension of the
365 declaration dated February 28, 2024, and any subsequent extensions, pursuant to 760 CMR
366 67.10, as inserted by emergency regulations issued by the executive office of housing and livable
367 communities on October 31, 2023, and accompanying guidance issued pursuant to said
368 declaration and 760 CMR 67.10.

369 “Qualified trainee”, an individual receiving benefits through the emergency housing
370 assistance program pursuant to section 30 of chapter 23B of the General Laws and 760 CMR
371 67.00 or an individual in an overflow emergency shelter site established in response to the
372 capacity limitation on said program pursuant to a declaration issued by the secretary of housing
373 and livable communities dated October 31, 2023, the extension of the declaration dated February
374 28, 2024 and any subsequent extensions, issued pursuant to 760 CMR 67.10, as inserted by
375 emergency regulations issued by the executive office of housing and livable communities on
376 October 31, 2023 and accompanying guidance issued pursuant to said declaration and 760 CMR
377 67.10, who: (i)(A) has not received work authorization; or (B) is currently unemployed; and (ii)
378 is participating in an authorized training program.

379 “State-funded overflow emergency shelter site”, any state-funded overflow site,
380 including, but not limited to, any site funded under item 1599-0514 of section 2 of chapter 77 of
381 the acts of 2023, for eligible families that have been waitlisted for placement at an emergency
382 shelter as a result of the emergency housing assistance program reaching capacity at 7,500
383 families, as identified in the Emergency Assistance Family Shelter declaration issued by the
384 secretary of housing and livable communities on October 31, 2023, and the extension of the
385 declaration dated February 28, 2024, and any subsequent extensions, pursuant to 760 CMR
386 67.10, as inserted by emergency regulations issued by the executive office of housing and livable
387 communities on October 31, 2023, and accompanying guidance issued pursuant to said
388 declaration and 760 CMR 67.10.

389 (b) Notwithstanding any general or special law to the contrary, any state-funded overflow
390 emergency shelter site operational as of March 15, 2024 shall serve families and pregnant
391 women with no other children until the hour of 9 A.M. each day and no family or pregnant
392 woman shall be required to leave the state-funded overflow emergency shelter site prior to 9
393 A.M.; provided, that any state-funded overflow emergency shelter site that becomes operational
394 after March 15, 2024 shall be open 24 hours per day 7 days per week to provide services to
395 families with children and pregnant women with no other children.

396 (c) If multiple state-funded overflow emergency shelter sites are required to maintain
397 shelter for newly arriving migrants, refugees and asylum seekers, state-funded overflow
398 emergency shelter sites shall be located in geographically diverse areas throughout the
399 commonwealth.

400 (d) All state-funded overflow emergency shelter sites and, to the extent feasible, non-
401 state-funded overflow emergency shelter sites shall provide information to families about
402 authorized training programs and approved training programs offered to provide skills and
403 resources to individuals for assistance in entering the workforce; provided, that eligible
404 individuals in the family shall be authorized to participate in the authorized training programs
405 and the approved training programs; provided further, that all state-funded overflow emergency
406 shelter sites and non-state-funded overflow emergency shelter sites shall provide information to
407 families and pregnant women about other resources available, including, but not limited to: (i)
408 food resources, including food pantries in close proximity to said overflow emergency shelter
409 site; (ii) services offered by resettlement agencies; (iii) housing programs; and (iv) other
410 available resources from nonprofits or other sources.

411 (e) The secretary of housing and livable communities shall submit to the house and senate
412 committees on ways and means not less than every 30 days a report with data for each state-
413 funded overflow emergency shelter site and, to the extent feasible, each non-state-funded
414 overflow emergency shelter site, including the following information: (i) types of services
415 provided to families, including a breakdown of the types of services and hours of availability of
416 services; (ii) total number of families; (iii) number of families new to the overflow emergency
417 shelter site since the last report; (iv) total number of individuals; (v) number of individuals new
418 to the overflow emergency shelter site since the last report; (vi) average length of stay, in days,
419 for individuals in an overflow emergency shelter site, including a breakdown of data on: (A) the
420 family with the longest length of stay; (B) families that have been placed in the emergency
421 shelter assistance program from a state-funded overflow emergency shelter site or non-state-
422 funded overflow emergency shelter site; and (C) families that are no longer in the state-funded

423 overflow emergency shelter site or non-state-funded overflow emergency shelter site but have
424 not been placed in the emergency assistance program; (vii) a procurement record for state-funded
425 overflow sites for supplies and services necessary to provide resources and necessities of daily
426 living to families; and (viii) efforts made to connect families with additional services or
427 programs, including, but not limited to, resettlement agencies, HomeBase or other housing
428 programs.

429 SECTION 15. (a) Notwithstanding any general or special law to the contrary, not later
430 than April 1, 2024, the governor shall seek from the United States Department of Homeland
431 Security any and all federal approvals for a waiver to permit expedited work authorizations,
432 temporary work authorizations or provisional work authorizations, including, but not limited to,
433 any waiver for said work authorizations pursuant to 8 C.F.R. section 274a.12, as amended, for
434 newly arriving migrants, refugees and asylum seekers in the commonwealth to allow said
435 migrants, refugees and asylum seekers to create a pathway to work and to aid in alleviating the
436 commonwealth's shelter capacity crisis for which the governor declared a state of emergency on
437 August 8, 2023 due to the significant influx of families seeking shelter in response to ongoing
438 humanitarian crises and conflicts around the world.

439 (b) The request for a waiver pursuant to subsection (a) shall include: (i) alternative
440 approaches for work authorizations to allow for an expedited process in the commonwealth,
441 including, but not limited to, requests for expedited work authorizations, temporary work
442 authorizations or provisional work authorizations; provided, that 1 alternative approach shall
443 include a proposed state sponsorship program allowing the commonwealth to sponsor said
444 migrants, refugees and asylum seekers for a state-operated worker program; and (ii) data on the
445 current number of migrants, refugees and asylum seekers:

446 (A) in the emergency housing assistance program, pursuant to section 30 of chapter 23B
447 of the General Laws, as amended by section 3, and 760 CMR 67.00;

448 (B) in a state-funded overflow emergency shelter site and a non-state funded overflow
449 emergency shelter site, as those terms are defined in section 14;

450 (C) ready to enter the workforce upon grant of a work authorization; and

451 (D) participating in training or skills-based learning programs, including but not limited
452 to:

453 (1) authorized training programs, as defined in paragraph (1) of subsection (dd) of section
454 6 of chapter 62 of the General Laws, as inserted by section 6, and section 38NN of chapter 63 of
455 the General Laws, as inserted by section 8; and

456 (2) approved training programs, as defined in said section 30 of said chapter 23B, as
457 inserted by section 3, to be ready to enter the workforce upon grant of a work authorization.

458 (c) The waiver request pursuant to subsection (a) shall be publicly available on the
459 governor's website not later than April 1, 2024.

460 SECTION 16. (a) The executive office of administration and finance, in consultation with
461 the executive office of housing and livable communities and the executive office of labor and
462 workforce development, shall submit a report to the house and senate committees on ways and
463 means not less than every 30 days on the approved training program, as defined in section 30 of
464 chapter 23B of the General Laws, as inserted by section 3. Said reports shall include, but shall
465 not be limited to: (i) the total number of individuals participating in the approved training
466 program; (ii) the total number of individuals waiting for placement to participate in an approved

467 training program; (iii) the list of approved training programs approved by the secretary of
468 administration and finance in consultation with the secretary of labor and workforce
469 development; (iv) the total number of individuals from the emergency assistance shelter system
470 participating in an approved training program; (v) the total number of individuals from an
471 overflow emergency shelter site participating in an approved training program; (vi) the number
472 of new individuals participating in the approved training program since the last report; (vii) the
473 number of new individuals waiting for placement to participate in an approved training program
474 since the last report; (viii) the list of approved training programs approved by the secretary since
475 the last report; (ix) the number of individuals from the emergency assistance shelter system
476 participating in an approved training program since the last report; (x) the number of individuals
477 from an overflow emergency shelter site participating in an approved training program since the
478 last report; (xi) geographic areas in the commonwealth, broken down by municipality, where the
479 approved training programs are located; (xii) the total number of individuals who received work
480 authorization while participating in an approved training program; (xiii) the number of
481 individuals who received work authorization while participating in an approved training program
482 since the last report; (xiv) the total number of individuals who were provided notice of the
483 availability of an approved training program; and (xv) the number of individuals who were
484 provided notice of the availability of an approved training program since the last report.

485 (b) The executive office of administration and finance, in consultation with the executive
486 office of housing and livable communities and the executive office of labor and workforce
487 development, shall submit a report to the house and senate committees on ways and means not
488 less than every 30 days on the authorized training program, as defined in paragraph (1) of
489 subsection (dd) of section 6 of chapter 62 of the General Laws, as inserted by section 6, and

490 section 38NN of chapter 63 of the General Laws, as inserted by section 8. Said reports shall
491 include, but shall not be limited to: (i) the implementation status of authorized training programs;
492 (ii) the total number of employers seeking to offer an authorized training program; (iii) the
493 number of employers seeking to offer an authorized training program since the last report; (iv)
494 the total number of employers approved by the secretary of administration and finance and the
495 secretary of labor and workforce development to offer an authorized training program and a
496 breakdown of the industries and geographic area, broken down by municipality, where
497 employers are located; (v) the number of employers approved by the secretary of administration
498 and finance and secretary of labor and workforce development to offer an authorized training
499 program since the last report; (vi) the total number of individuals waiting for placement in an
500 authorized training program; (vii) the number of individuals waiting for placement in an
501 authorized training program since the last report; (viii) the total number of individuals from the
502 emergency assistance shelter system participating in an authorized training program; (ix) the
503 number of individuals from the emergency assistance shelter system participating in an
504 authorized training program since the last report; (x) the total number of individuals from an
505 overflow emergency shelter site participating in an authorized training program; (xi) the number
506 of individuals from an overflow emergency shelter site participating in an authorized training
507 program since the last report; (xii) the total number of individuals who received work
508 authorization while participating in an authorized training program; (xiii) the number of
509 individuals who received work authorization while participating in an authorized training
510 program since the last report; (xiv) the total number of individuals who were provided notice of
511 the availability of an authorized training program; (xv) the total number of individuals offered
512 employment by an employer after receiving work authorization and participating in an

513 authorized training program; and (xvi) the number of individuals offered employment by an
514 employer after receiving work authorization and participating in an authorized training program
515 since the last report.

516 SECTION 17. (a) Not later than 30 days after the effective date of this act, the secretary
517 of labor and workforce development, in consultation with the secretary of administration and
518 finance, shall promulgate regulations or guidance for the administration of the authorized
519 training programs established in subsection (dd) of section 6 of chapter 62 of the General Laws,
520 as inserted by section 6, and section 38NN of chapter 63 of the General Laws, as inserted by
521 section 8, including, but not limited to, requirements to be deemed an authorized training
522 program.

523 (b) Not later than 30 days after the effective date of this act, the commissioner of the
524 department of revenue, in consultation with the secretary of labor and workforce development
525 and the secretary of administration and finance, shall promulgate regulations or guidance for the
526 administration of the tax credit established in subsection (dd) of section 6 of chapter 62 of the
527 General Laws, as inserted by section 6, and section 38NN of chapter 63 of the General Laws, as
528 inserted by section 8.

529 SECTION 18. Section 14 is hereby repealed.

530 SECTION 19. Section 4 shall take effect on April 1, 2025 or upon the end of the capacity
531 limitation on the emergency shelter assistance program pursuant to the declaration issued by the
532 secretary of housing and livable communities dated October 31, 2023, the extension of the
533 declaration dated February 28, 2024 and any subsequent extensions, issued pursuant to 760 CMR
534 67.10, as inserted by emergency regulations issued by the executive office of housing and livable

535 communities on October 31, 2023, and accompanying guidance issued pursuant to said
536 declaration and 760 CMR 67.10, whichever is sooner.

537 SECTION 20. Sections 5 and 10 shall take effect as of April 1, 2024.

538 SECTION 21. Sections 6 and 8 shall take effect for taxable years beginning on or after
539 January 1, 2024.

540 SECTION 22. Sections 7 and 9 shall take effect on January 1, 2026 or in the taxable year
541 of the end of the capacity limitation on the emergency shelter assistance program pursuant to a
542 declaration issued by the secretary of housing and livable communities dated October 31, 2023,
543 the extension of the declaration dated February 28, 2024 and any subsequent extensions, issued
544 pursuant to 760 CMR 67.10, as inserted by emergency regulations issued by the executive office
545 of housing and livable communities on October 31, 2023 and accompanying guidance issued
546 pursuant to said declaration and 760 CMR 67.10, whichever is sooner.

547 SECTION 23. Sections 11 to 13, inclusive, shall take effect as of March 31, 2024.

548 SECTION 24. Section 18 shall take effect 30 days after the closure of the last state-
549 funded overflow emergency shelter site or non-state-funded overflow emergency shelter site, as
550 those terms are defined in section 14; provided, that if a state-funded overflow emergency shelter
551 site or non-state-funded overflow emergency shelter site reopens, or a new state-funded overflow
552 emergency shelter site or non-state-funded overflow emergency shelter site opens, for any reason
553 all reporting required pursuant to section 14 shall resume until 30 days after closure of the sites.