

SENATE No. 2304

The Commonwealth of Massachusetts

SENATE, MAY 21, 1985.

The committee on Natural Resources & Agriculture, to whom was referred the petition (accompanied by bill, Senate, No. 1801) of Carol C. Amick, John W. Olver, Robert C. Buell, Sherman W. Saltmarsh, Jr., John F. Cusack and Peter Forman for legislation to provide financial assistance to cities, towns and districts for water pollution control and water supply purposes, reports the accompanying bill (Senate, No. 2304).

For the Committee

CAROL C. AMICK

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty-five.

AN ACT PROVIDING FURTHER FINANCIAL ASSISTANCE TO CITIES, TOWNS, AND DISTRICTS FOR WATER POLLUTION CONTROL AND WATER SUPPLY PURPOSES.

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. The first sentence of section 12 of chapter 286 of
2 the acts of 1982, as amended by section one of chapter 472 of
3 the acts of 1984, is hereby further amended by striking the
4 words "three hundred and fifty million dollars" and inserting
5 in place thereof the words "four hundred million dollars,"

1 SECTION 2. Section 14 of chapter 286 of the acts of 1982 is
2 hereby amended by striking the words "sixty million dollars"
3 and inserting in place thereof the words "one-hundred and ten
4 million dollars."

1 SECTION 3. Said chapter 286 is hereby further amended by
2 striking section 18 and inserting in place thereof the following:
3 *Section 18.* The commissioner of the department of en-
4 vironmental quality engineering is hereby authorized to expend
5 a sum not exceeding sixteen million dollars for the purposes
6 of devising solutions to the contamination of public sources of
7 drinking water including but not limited to: conducting
8 hydrogeological evaluations at sites of contamination to deter-
9 mine the appropriate treatment needs; the treatment of the
10 water supply at the source of contamination, at the source of
11 supply or at any appropriate intermediate point; the augmen-
12 tation of water supplies on a short term basis, and the manage-
13 ment of alteration of the direction of contaminated ground-
14 water flows.

15 A portion of the funds provided in this section, not to exceed
16 six percent of the total appropriation for the section, may be
17 used for the costs of the commonwealth associated with the
18 devising of such solutions, as set forth in this section. Such
19 costs may include the cost of legal services, inspections,
20 audits, appraisals, designs, engineering, and planning. No
21 amount so authorized may be used for the payment of any

22 salaries of permanent or temporary employees of the
23 commonwealth.

1 SECTION 4. Said chapter 286 is hereby further amended by
2 inserting after section 20 the following section:

3 *Section 20A.* The commissioner of the department of en-
4 vironmental quality engineering is hereby authorized to ex-
5 pend a sum not exceeding five million five hundred thousand
6 dollars for grants to cities, towns, districts and water and
7 sewer commissions in conformity with standards and criteria
8 established by said department for developing comprehensive
9 drinking water supply system master plan to inventory and
10 evaluate inadequacies and deficiencies of public water sup-
11 ply distribution systems and to assess, prioritize and provide
12 a cost assessment to rehabilitate and upgrade said system to
13 alleviate such inadequacies and deficiencies; provided,
14 however, that any such grants approved by the department
15 and provided hereunder to cities, towns, or districts shall be
16 matched by an amount equal to ten percent of the total eligi-
17 ble costs by such cities, towns, districts, or commission. No
18 city, town, or district shall receive such assistance unless such
19 city, town or district has adopted or is in the process of adop-
20 ting a comprehensive water resources management plan pur-
21 suant to regulations established by the water resources
22 commission.

23 A portion of the funds provided in this section, no to exceed
24 five hundred thousand dollars, may be used for the costs of
25 the commonwealth associated with the administration of such
26 grant program, as set forth in this section. Such costs may in-
27 clude the cost of legal services, inspections, audits. Appraisals,
28 designs, engineering, and planning. No amount so authorized
29 may be used for the payment of any salaries of permanent or
30 temporary employees of the commonwealth.

1 SECTION 5. Said chapter 286 is hereby amended by inserting
2 after section 20A the following section:

3 *Section 20B.* The commissioner of the department of en-
4 vironmental quality engineering is hereby authorized to ex-
5 pend a sum not exceeding five million five hundred thousand
6 dollars for grants to cities, towns, and districts for the pur-
7 poses of quantifying the total costs of providing potable drink-
8 ing water including storage, treatment, and delivery;

9 estimating sufficient revenues for operation, maintenance and
10 long term capital needs, evaluating various mechanisms for
11 full-cost pricing user fees; provided however that such cities,
12 towns, and districts shall match such grants by appropriation
13 of a sum equal to ten percent of the cost of such studies, as
14 set forth in this section; provided further that the department
15 of environmental quality engineering shall establish stan-
16 dards, guidelines, criteria, and priorities for the administra-
17 tion and disbursement of said funds. No city, town, district,
18 or water and sewer commission shall be eligible for such
19 assistance unless a comprehensive water resources manage-
20 ment plan pursuant to the regulations established by the water
21 resources commission has been adopted or is in the process
22 of being adopted.

23 A portion of the funds provided in this section, not to exceed
24 five hundred thousand dollars, may be used for the costs of
25 the commonwealth associated with the administration of such
26 grant program, as set forth in this section. Such costs may in-
27 clude the costs of legal services, inspections, audits, ap-
28 praisals, designs, engineering, and planning. No amount so
29 authorized may be used for the payment of any salaries of per-
30 manent or temporary employees of the commonwealth.

1 SECTION 6. The first sentence of section 22 of said chapter
2 286, as most recently amended by section 3 of chapter 472 of
3 the acts of 1984, is hereby further amended by striking the
4 words "four hundred and thirty-three million, two hundred and
5 fifty thousand dollars," and inserting in place thereof the
6 following words: "five hundred and twenty million, two hun-
7 dred and fifty thousand dollars."

1 SECTION 7. Section 1 of chapter 406 of the acts of 1978, as
2 most recently amended by section 23 of chapter 286 of the acts
3 of 1982, is hereby further amended by inserting at the end
4 thereof the following: —

5 and provided further that any city, town or district which
6 shall use said construction grant for plants that adjust the
7 fluoride content of treated H₂O to a level which is optional for
8 sound dental health as determined by the commissioner of
9 public health shall be eligible for an additional grant not to
10 exceed ten percent of the total cost of said construction project.