

HOUSE No. 6223

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, June 19, 1972.

The committee on Ways and Means, to whom was referred the Bill providing financial assistance for a water pollution abatement program for industrial wastes (House, No. 3578), report that the same ought to pass with an amendment substituting therefor the accompanying bill (House, No. 6223).

[Estimated cost: \$2,000,000.00.]

For the committee,

PAUL J. SHEEHY

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Seventy-Two.

AN ACT PROVIDING FINANCIAL ASSISTANCE FOR A WATER POLLUTION ABATEMENT PROGRAM FOR INDUSTRIAL WASTES.

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 department of commerce and development
2 is hereby authorized to enter into contracts with industrial and
3 commercial businesses including corporations, partnerships, and
4 individuals to provide state financial assistance in the form of
5 loans to said businesses for the construction of water pollution
6 waste treatment facilities to be used by said businesses and to
7 make loans to said businesses for such construction on such
8 terms and conditions as the department of commerce and
9 development deems advisable.

10 Prior to the making of any such loan, the commissioner of the
11 department of commerce and development shall certify that the
12 applicant for the loan is unable to construct said waste treatment
13 facility without financial assistance from the commonwealth and
14 that the continued operation of the applicant is necessary for the
15 continued economic well-being of the commonwealth or a region
16 thereof. A certification by the commissioner of commerce and
17 development that a business is unable to construct a waste
18 treatment facility without financial assistance from the common-
19 wealth shall be based upon a determination by said commissioner
20 that (1) said business conforms with specific financial ability
21 guidelines which guidelines the commissioner of commerce and
22 development shall promulgate in the form of rules and regu-
23 lations in accordance with Chapter 30A of the Massachusetts
24 General Laws or (2) said business could not continue to operate
25 competitively if it were required to bear the burden of the cost
26 of such construction without such financial assistance, and (3)
27 that other financing or credit is not reasonably available to said
28 business for the cost of such construction.

29 As a condition precedent to making any loan under the
30 provisions of this section for the cost of construction of a waste

31 treatment facility, the water resources commission shall certify
32 and insure that the construction, operation and maintenance of
33 such facility is consistent with a comprehensive plan approved by
34 the division of water pollution control for the abatement of
35 water pollution in the city, town or water pollution abatement
36 district in which the business firm applying for said loan is
37 located. Each loan contract shall contain such provisions,
38 requirements, limitations, and restrictions as to planning, con-
39 struction, operation, and administration and inspection costs as
40 the division shall require. No loan contract shall require the
41 repayment by the recipient of the loan at a rate of interest higher
42 than two percent per annum simple interest, nor shall any loan
43 contract exceed fifteen years in its term.

1 SECTION 2. For the purposes of this act, such sums as may
2 be appropriated therefor, shall be deposited in the office of the
3 State Treasurer in an account to be called the "Industrial Water
4 Pollution Abatement Loan Fund", to be expended by the
5 department of commerce and development from time to time to
6 the benefit of approved loan applicants in accordance with the
7 provisions of this act. To this fund shall be credited loan
8 payments and proceeds from any sale, lease or rental of real or
9 personal property realized by the commonwealth in the event of
10 loan default.

1 SECTION 3. The department of commerce and development
2 and the division of water pollution control shall have the
3 authority after public hearing to adopt, amend or repeal from
4 time to time rules and regulations deemed necessary for the
5 proper administration of this act.

The first part of the report deals with the general situation of the country and the progress of the war. It is followed by a detailed account of the operations of the Canadian Expeditionary Force in France and Flanders. The report then discusses the military and political situation in the West Indies and the Caribbean Sea. The final part of the report deals with the general situation of the country and the progress of the war.

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