

By Mr. Magnani of Framingham, petition of David P. Magnani, Steven M. Brewer and Marie-Louise Kehoe that the Division of Capital Planning and Operations be authorized to study the feasibility of establishing a point system for siting facilities in the Commonwealth. State Administration.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Ninety-One.

AN ACT AUTHORIZING THE DIVISION OF CAPITAL PLANNING AND OPERATIONS TO STUDY THE FEASIBILITY OF ESTABLISHING A POINT SYSTEM FOR SITING FACILITIES IN THE COMMONWEALTH.

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 division of capital planning and operations
2 is hereby authorized and directed to contract with a public policy
3 research institute to conduct a study for the purposes of
4 establishing a point system for the equitable siting of various
5 public facilities in the commonwealth. Said point system shall
6 develop the most objective and equitable method of determining
7 community responsibility, reduce conflict over state siting
8 decisions, eliminate ad hoc decision-making, reduce unpredicta-
9 bility and costly conflict and assist in creating a consciousness of
10 community and individual responsibility.

11 Said point system shall include, but not be limited to:

12 (1) Each municipality shall be allotted points proportional to
13 the number of residents; points shall be calculated during each
14 successive period as specified by the institute but points shall be
15 calculated simultaneously for all municipalities and additional
16 criteria for allotment may be suggested by the institute.

17 (2) Every city and town must spend down their points by
18 accepting facilities, institutions, plants or other environmental or
19 social services.

20 (3) No city or town shall be exempt from incurring points except
21 in the case of a natural disaster or holocaust and no city or town
22 shall sell its points.

23 (4) All points must be spent within a time designated by the
24 institute, provided that definite plans and financial allocations for
25 such projects must be in existence at the time.

26 (5) Any city or town which fails to spend its points shall incur
27 a penalty based on recommendations by the institute.

28 (6) The institute shall compile a list of ways in which points
29 may be spent by a municipality, which shall be amended from time
30 to time as environmental, social needs and technology change.

31 (7) An overseeing commission shall be created to insure that
32 equitable allocation of points and community impact of spending
33 would occur. Said division shall file an interim report by
34 November first, nineteen hundred and eighty-nine and its final
35 report on or before November first, nineteen hundred and ninety
36 with the clerk of the house of representatives.

1 SECTION 2. There is hereby appropriated from the General
2 Fund the sum of one hundred and fifty thousand dollars for the
3 purposes set forth in section one of this act.