

HOUSE No. 2505

The Commonwealth of Massachusetts



THE COMMONWEALTH OF MASSACHUSETTS

EXECUTIVE DEPARTMENT

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WILLIAM F. WELD
GOVERNOR

ARGEO PAUL CELLUCCI
LIEUTENANT GOVERNOR

February 1, 1995

To the Honorable Senate and House of Representatives:

We are filing for your consideration the attached legislative proposal entitled, "An Act Relative to Compliance with Life Safety Codes, Remediation of Environmental Hazards, and the Preservation and Management of the Commonwealth's Real Property Assets."

This bill contains \$168 million in bond authorizations for the preservation and maintenance of the Commonwealth's real property assets, as well as compliance with state and Federal law applicable to the Commonwealth's land and buildings. This legislation will enable the Commonwealth to comply with sprinkler requirements for its high-rise buildings, to comply with the Americans with Disabilities Act, to comply with environmental laws and regulations, and to repair and maintain state buildings.

We respectfully request your prompt and favorable consideration of this important legislation.

Respectfully submitted,

William F. Weld

William F. Weld
Governor

Argeo Paul Cellucci

Argeo Paul Cellucci
Lieutenant Governor

The Commonwealth of Massachusetts

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

AN ACT RELATIVE TO COMPLIANCE WITH LIFE SAFETY CODES, REMEDIATION OF ENVIRONMENTAL HAZARDS, AND THE PRESERVATION AND MANAGEMENT OF THE COMMONWEALTH'S REAL PROPERTY ASSETS.

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 planning and studies, the prepara-
2 tion of plans and specifications, construction, renovation, recon-
3 struction, alteration, improvement, demolition, expansion, and
4 repair, including furnishings and equipment, of state property, the
5 commissioner of the division of capital planning and operations is
6 hereby authorized to spend the sums set forth in sections two and
7 three of this act, for the several purposes of this act, including
8 compliance with life safety codes, remediation of environmental
9 hazards, and the preservation and management of the common-
10 wealth's real property assets, subject to the provisions of law regu-
11 lating the disbursement of public funds and the approval thereof.

1 SECTION 2.

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| 1102-7947 | For project programming, studies and environmental impact reports, including cost estimates, for state agencies, excluding counties, including all administrative costs associated with such activities; the funds appropriated herein shall be in addition to the amount appropriated in item 1102-7897 of section two D of chapter one hundred and sixty-four of the acts of nineteen hundred and eighty-eight | 5,000,000 |
| 1102-7943 | For studies and for the removal or encapsulation of asbestos materials, or both, in state-owned buildings, including all administrative costs associated with such activities; the funds appropriated herein shall be in addition to the amount appropriated in item 1102-7893 of section two D of chapter one hundred and sixty-four of the acts of nineteen hundred and eighty-eight | 15,000,000 |

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| 1102-7948 | For studies and the preparation of plans, if necessary, and for repairs, renovations, construction, removal of environmental hazards, demolition, maintenance, and associated administrative costs, for the purpose of appropriate asset management and disposition of state owned property | 20,000,000 |
| 1102-7944 | For studies and renovations to state-owned buildings to make said facilities functional for the physically handicapped in accordance with the provisions of section thirteen A of chapter twenty-two of the General Laws and other applicable laws and regulations; the funds appropriated herein shall be in addition to the amount appropriated in item 1102-7894 of section two D of chapter one hundred and sixty-four of the acts of nineteen hundred and eighty-eight | 5,000,000 |

1 SECTION 3.

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| 1102-8947 | For studies and the preparation of plans, if necessary, and for repairs and renovations of state owned property to prevent deterioration or costly future repairs, including all administrative costs associated with such activities, as authorized and allocated by the commissioner of the division of capital planning and operations, in accordance with section two F of chapter twenty-nine of the General Laws; the funds appropriated herein shall be in addition to the amount appropriated in item 1102-8897 of section two E of chapter one hundred and sixty-four of the acts of nineteen hundred and eighty-eight | 27,000,000 |
| 1102-8949 | For the establishment and continued operation of programs of preventive maintenance for state-owned property to maximize the useful life of capital facilities as defined in section thirty-nine A of chapter seven of the General Laws, and to prevent deterioration or costly future repairs, including all administrative costs associated with such activities; the funds appropriated herein shall be in addition to the amount appropriated in item 1102-8899 of section two E of chapter one hundred and sixty-four of the acts of nineteen hundred and eighty-eight | 3,000,000 |
| 1102-8940 | For studies, the preparation of plans, if necessary, and the installation of sprinkler systems at facilities throughout the commonwealth, and all administrative costs associated with such activities, to achieve compliance with section two hundred of chapter six of the General Laws, and chapter one hundred and forty-eight of the General Laws, including costs reasonably related thereto | 47,000,000 |

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| 1102-8945 | For studies and the preparation of plans, and for repairs, renovations, construction, removal or remediation of environmental hazards, demolition, maintenance, and associated administrative costs, for the purpose of complying with environmental laws and regulations applicable to state facilities, implementing sound environmental practices at state facilities, and remediating conditions which constitute threats to public health or the environment | 25,000,000 |
| 1102-8941 | For studies and the preparation of plans, if necessary, and for repairs and improvements to state facilities and sites to achieve protection from environmental hazards, including all administrative costs associated with such activities; the funds appropriated herein shall be in addition to the amount appropriated in item 1102-8891 of section two E of chapter one hundred and sixty-four of the acts of nineteen hundred and eighty-eight | 13,000,000 |
| 1102-8943 | For studies and the preparation of plans, if necessary, and for renovations and improvements to waste water treatment plants at the various institutions of the commonwealth, including any related costs necessary to complete such projects, including all administrative costs associated with such activities; the funds appropriated herein shall be in addition to any federal funds available for this purpose and to the amount appropriated in item 1102-8893 of section two E of chapter one hundred and sixty-four of the acts of nineteen hundred and eighty-eight | 2,000,000 |
| 1102-8942 | For studies and the preparation of plans, if necessary, and for construction of certain air pollution abatement projects at various institutions of the commonwealth, including all administrative costs associated with such activities; the funds appropriated herein shall be in addition to the amount appropriated in item 1102-8892 of section two E of chapter one hundred and sixty-four of the acts of nineteen hundred and eighty-eight | 2,000,000 |
| 1102-8944 | For studies and the preparation of plans, if necessary, and for the relocation, repair, reconfiguration and restoration of walls, partitions, ceilings, and flooring, including relocation and protection of utilities, including all administrative costs associated with such activities to achieve the consolidation and appropriate use and disposition of state-owned office space at various institutions of the commonwealth; the funds appropriated herein shall be in addition to the amount appropriated in item 1102-8844 of section two of chapter seven hundred and twenty-three of the acts of nineteen hundred and eighty-three, including costs reasonably related thereto | 2,000,000 |

1 SECTION 4. The secretary of health and human services is
 2 hereby authorized to spend the following sum, subject to provi-
 3 sions of law regulating the disbursement of public funds and the
 4 approval thereof.

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| 4000-7891 | For the purchase of equipment and for minor repairs by agencies within the executive office of health and human services; provided that a schedule be prepared by the secretary of health and human services and submitted to and approved by the secretary for administration and finance thirty days prior to the obligation of said funds; provided further, that said schedule be submitted to the house and senate committees on ways and means | 2,000,000 |
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1 SECTION 5. The state treasurer may borrow from time to time
 2 on the credit of the commonwealth such sums of money as may be
 3 necessary for the purpose of meeting payments authorized by this
 4 act and may issue and renew from time to time notes of the com-
 5 monwealth therefor, bearing interest payable at such time and at
 6 such rates as shall be fixed by the state treasurer. Such notes shall
 7 be issued and may be renewed one or more times for such term,
 8 not exceeding one year, as the governor may recommend to the
 9 general court in accordance with Section 3 of Article LXII of the
 10 Amendments to the Constitution of the commonwealth, but the
 11 final maturities of such notes, whether original or renewal shall
 12 not be later than June thirtieth, two thousand and five. Notes and
 13 interest thereon issued under the authority of this section, notwith-
 14 standing any provisions of this act, shall be general obligations of
 15 the commonwealth.

1 SECTION 6. To meet the expenditures necessary to carrying
 2 out the provisions of section two of this act, the state treasurer
 3 shall, upon request of the governor, issue and sell bonds of the
 4 commonwealth, to an amount specified by the governor from time
 5 to time, not exceeding in the aggregate, the sum of forty-five mil-
 6 lion dollars.

7 All bonds issued by the commonwealth, as aforesaid, shall be
 8 designated on their face, Capital Outlay Loan, Act of 1995, and
 9 shall be issued for such maximum term of years, not exceeding
 10 twenty years, as the governor may recommend to the general court
 11 pursuant to section 3 of Article LXII of the Amendments to the

12 Constitution of the commonwealth; provided, however, that all
13 such bonds shall be payable not later than June thirtieth, two thou-
14 sand and twenty-five. Bonds and interest thereon issued under the
15 authority of this section shall, notwithstanding any other provision
16 of this act, be general obligations of the commonwealth.

1 SECTION 7. To meet the expenditures necessary to carrying
2 out the provisions of sections three and four of this act, the state
3 treasurer shall, upon request of the governor, issue and sell bonds
4 of the commonwealth, to an amount specified by the governor
5 from time to time, not exceeding in the aggregate, the sum of one
6 hundred and twenty-three million dollars.

7 All bonds issued by the commonwealth, as aforesaid, shall be
8 designated on their face, Capital Outlay Repair Loan, Act of 1995,
9 and shall be issued for such maximum term of years, not exceed-
10 ing ten years, as the governor may recommend to the general
11 court pursuant to section 3 of Article LXII of the Amendments to
12 the Constitution of the commonwealth; provided, however, that all
13 such bonds shall be payable not later than June thirtieth, two thou-
14 sand and fifteen. Bonds and interest thereon issued under the
15 authority of this section shall, notwithstanding any other provision
16 of this act, be general obligations of the commonwealth.

