

**HOUSE . . . . . No. 4837**

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Section 159 contained in the engrossed Bill making appropriations for the fiscal year 2011 for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (see House, No. 4800), which had been returned by His Excellency the Governor with recommendation of amendment (for message, see Attachment J of House, No. 4840). July 1, 2010.

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**The Commonwealth of Massachusetts**

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**In the Year Two Thousand and Ten**  
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An Act distributing additional funds for supplemental Medicaid rates.

*Whereas*, The deferred operation of this act would tend to defeat its purpose, which is to ensure forthwith continuation of funding for supplemental nursing Medicaid rates, 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                   (a) Notwithstanding any general or special law to the contrary and except as
- 2 provided in subsection (b), contingent upon receipt of at least \$27,200,000 in TANF contingency
- 3 funds authorized by Title IV, Section 403(b) of the Social Security Act, a sum of \$27,200,000
- 4 shall be distributed as supplemental nursing facility Medicaid rates for fiscal year 2011 in item
- 5 4000-0640 of section 2.

6 (b) Subsection (a) shall take effect only upon receipt of a written certification by the  
7 secretary of administration and finance, addressed to the chairs of the house and senate  
8 committees on ways and means and the comptroller of the commonwealth, that legislation  
9 extending the commonwealth's eligibility for an enhanced federal medical assistance percentage  
10 pursuant to the American Recovery and Reinvestment Act of 2009, Public Law No. 111-5, not in  
11 effect as of June 1, 2010, has been duly enacted and signed into law by the President of the  
12 United States or that the federal government has otherwise obligated itself to release additional  
13 funding not available as of June 1, 2010, to the commonwealth during state fiscal year 2011.