

HOUSE No. 4157

The Commonwealth of Massachusetts

In the Year Two Thousand Nine

An Act making appropriations for the fiscal year 2009 to provide for supplementing certain existing appropriations and for certain other activities and projects.

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 supplementing certain items in the general appropriation act
2 and other appropriation acts for fiscal year 2009, the sums set forth in section 2 are hereby
3 appropriated from the General Fund unless specifically designated otherwise in this act or in
4 those appropriation acts, for the several purposes and subject to the conditions specified in this
5 act or in those appropriation acts, and subject to the laws regulating the disbursement of public
6 funds for the fiscal year ending June 30, 2009. These sums shall be in addition to any amounts
7 previously appropriated and made available for the purposes of those items.

8 SECTION 2.

9 EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

10 Division of Medical Assistance

11 4000-0700 \$60,000,000

12 EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY

13 Military Division

14 8700-0001 \$100,000

15 SECTION 2A. To provide for certain unanticipated obligations of the commonwealth, to
16 provide for an alteration of purpose for current appropriations, and to meet certain requirements
17 of law, the sums set forth in this section are hereby appropriated from the General Fund unless
18 specifically designated otherwise in this section, for the several purposes and subject to the
19 conditions specified in this section, and subject to the laws regulating the disbursement of public
20 funds for the fiscal year ending June 30, 2009. These sums shall be in addition to any amounts
21 previously appropriated and made available for the purposes of those items.

22 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

23 Office of the Secretary of Administration and Finance

24 1599-9003 For a reserve for the implementation of transportation reform

25 \$3,039,000

26 EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY

27 Department of State Police

28 8100-0006 For private police details; provided, that the department may expend up to

29 \$19,900,000 in revenues collected from fees charged for private police details and for the costs

30 of administering such details; and provided further, that notwithstanding any general or special

31 law to the contrary, the department may incur, and the comptroller may certify for payment,

32 expenses and liabilities during fiscal year 2009 to be charged to this item in an amount not to

33 exceed the lower of this authorization or the most recent revenue estimate as reported in the state

34 accounting system for the purposes stated in this item to accommodate the delayed receipt of
35 revenues authorized to be retained in this item during fiscal year 2009 \$900,000

36 SECTION 2C.I. For the purpose of making available in fiscal year 2010 balances of
37 appropriations which otherwise would revert on June 30, 2009, the unexpended balances of the
38 maintenance appropriations listed below, not to exceed the amount specified below for each
39 item, are hereby re-appropriated for the purposes of and subject to the conditions stated for the
40 corresponding item in section 2 of the general appropriation act for fiscal year 2009. However,
41 for items which do not appear in section 2 of the general appropriation act, the amounts in this
42 section are re-appropriated for the purposes of and subject to the conditions stated for the
43 corresponding item in section 2 or 2A of this act or in prior appropriation acts. Amounts in this
44 section are re-appropriated from the fund or funds designated for the corresponding item in
45 section 2 of the general appropriation act; provided, however, that for items which do not appear
46 in section 2 of the general appropriation act, the amounts in this section are re-appropriated from
47 the fund or funds designated for the corresponding item in section 2 or 2A of this act or in prior
48 appropriation acts. The sums re-appropriated in this section shall be in addition to any amounts
49 available for said purposes.

50 SHERIFFS

51 Hampshire Sheriff's Department

52 8910-0110 \$55,000

53 TREASURER AND RECEIVER-GENERAL

54 Office of the Treasurer and Receiver-General

55	0699-9100	\$500,000
56	EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE	
57	Office of the Secretary of Administration and Finance	
58	1100-1560	\$695,887
59	1599-1031	\$2,845,216
60	1599-2005	\$457,732
61	1599-2008	\$450,000
62	1599-2112	\$6,300,000
63	1599-9003	\$3,039,000
64	EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT	
65	Division of Banks	
66	7006-0011	\$100,000
67	Department of Telecommunications and Cable	
68	7006-0071	\$49,846
69	EXECUTIVE OFFICE OF LABOR AND WORKFORCE DEVELOPMENT	
70	Department of Workforce Development	
71	7003-0701	\$17,938,904

72 EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY

73 Office of the Secretary of Public Safety and Security

74 8000-0036 \$3,653,055

75 Department of State Police

76 8100-0006 \$900,000

77 Department of Public Safety

78 8315-1020 \$185,000

79 Military Division

80 8700-0001 \$100,000

81 CCTF Transfer

82 SECTION 3. Subsection (b) of section 88 of chapter 182 of the acts of 2008 is hereby
83 amended by striking out the second sentence, as amended by section 27 of chapter 26 of the acts
84 of 2009, and inserting in place thereof the following sentence:- Not less than \$987,959,145 shall
85 be transferred from the General Fund to the Commonwealth Care Trust Fund and not less than
86 \$47,996,382 shall be transferred from the Commonwealth Care Trust Fund to the Health Safety
87 Net Trust Fund.

88

89 Transfer from Stabilization Fund

90 SECTION 4. Notwithstanding any general or special law to the contrary, the secretary of
91 administration and finance may direct the comptroller to transfer funds from the Commonwealth
92 Stabilization Fund to the General Fund in an amount sufficient to ensure that the consolidated net
93 surplus in the budgetary funds, as defined in section 1 of chapter 29 of the General Laws, for
94 fiscal year 2009 is not less than \$10,000,000 in addition to the amount to be disposed under
95 clause (a) of section 5C of chapter 29 of the General Laws. Before making any such transfer, the
96 comptroller shall on or before October 15 notify the secretary in writing of the amount of the
97 consolidated net surplus without making such a transfer.

98 Amending Effective Date for the RMV deposit into the Head Injured Trust Fund

99 SECTION 5. Chapter 182 of the acts of 2008 is hereby amended by inserting after section
100 120 the following section:-

101 Section 120A. Section 44 shall take effect on July 1, 2009.

102 Secretary of State Transfer to Trust Account

103 SECTION 6. Notwithstanding any general or special law to the contrary, in order to
104 meet federal matching fund requirements, the comptroller shall transfer \$251,735 from item
105 0521-0000 of section 2 of chapter 182 of the acts of 2008 to trust account 0521-0700.

106 Transfer to the CA/T Fund

107 SECTION 7. Notwithstanding any general or special law to the contrary, the
108 comptroller, in consultation with the secretary of administration and finance, shall not make the
109 transfer established under section 63 of chapter 10 of the General Laws to the General Fund for
110 fiscal year 2009.

111 Allow MassHealth to Spend into the Accounts Payable Period for the DDS ISA

112 SECTION 8. Notwithstanding any general or special law or rule or regulation to the
113 contrary, any unexpended balances, not to exceed a total of \$15,000,000, in items 4000-0600 and
114 4000-0700 of section 2 of chapter 182 of the acts of 2008, shall not revert to the General Fund
115 until September 1, 2009, and may be used by the executive office of health and human services
116 to pay for services provided during fiscal year 2009.

117 Amortization of F2009 Snow and Ice Deficit

118 SECTION 9. Notwithstanding section 23 of chapter 59 of the General Laws, section 31D
119 of chapter 44 of the General Laws, or any other special or general law, any city or town may
120 amortize over the 3 fiscal years 2010, 2011 and 2012, in equal installments or more rapidly, an
121 amount of its fiscal year 2009 snow and ice deficit. The local appropriating authority as defined
122 in section 21C of chapter 59 of the General Laws shall adopt a deficit amortization schedule
123 before the setting of the FY2010 municipal tax rate, consistent with the first sentence of this
124 section. The commissioner of revenue may issue guidelines or instructions for reporting the
125 amortization of deficits authorized by this section.