

**HOUSE . . . . . No. 4669**

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**The Commonwealth of Massachusetts**

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**In the Year Two Thousand Ten**  
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An Act Making Appropriations for the Fiscal Year 2010 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  
2 act and other appropriation acts for fiscal year 2010, 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, 2010. 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           JUDICIARY

10          Committee for Public Counsel Services

11          0321-1510               \$25,000,000

12          EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

13	Office of the Secretary of Administration and Finance	
14	1599-1702	\$2,700,000
15	Group Insurance Commission	
16	1108-5200	\$15,194,266
17	Division of Administrative Law Appeals	
18	1110-1000	\$54,000
19	EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS	
20	Department of Conservation and Recreation	
21	2820-2000	\$275,843
22	EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES	
23	Department of Transitional Assistance	
24	4403-2000	\$5,375,035
25	4405-2000	\$804,303
26	Division of Medical Assistance	
27	4000-0500	\$38,785,953
28	4000-0600	\$104,785,842
29	4000-0700	\$18,900,000

30 EXECUTIVE OFFICE OF EDUCATION

31 Department of Higher Education

32 7070-0065 \$966,753

33 EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY

34 Military Division

35 8700-0001 \$1,050,000

36 SECTION 2A. To provide for certain unanticipated obligations of the commonwealth, to  
37 provide for an alteration of purpose for current appropriations, and to meet certain requirements  
38 of law, the sums set forth in this section are hereby appropriated from the General Fund unless  
39 specifically designated otherwise in this section, for the several purposes and subject to the  
40 conditions specified in this section, and subject to the laws regulating the disbursement of public  
41 funds for the fiscal year ending June 30, 2010. These sums shall be in addition to any amounts  
42 previously appropriated and made available for the purposes of those items.

43 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

44 Office of the Secretary of Administration and Finance

45 1599-1703 For a reserve for the 75 per cent state share of costs incurred by Fitchburg  
46 State College, Worcester State College, Quinsigamond Community College, Mount Wachusett  
47 Community College and Northern Essex Community College as identified for reimbursement by  
48 the Federal Emergency Management Agency for Emergency Declaration 3296 relating to the  
49 December 2008 severe winter storm \$251,838

50           1599-1704     For a reserve for the costs related to the March 2010 floods \$500,000

51           1599-1705     For a reserve for the costs related to the May 2010 water main break  
52 emergency response   \$750,000

53           1599-4334     For a reserve to meet the fiscal year 2010 costs of salary adjustments and  
54 other economic benefits authorized by the collective bargaining agreement between the Suffolk  
55 county sheriff's department and the American Federation of State, County and Municipal  
56 Employees/AFL-CIO, Council 93, Locals 3643/3967, and to meet the fiscal year 2010 costs of  
57 salary adjustments and other economic benefits necessary to provide equal adjustments and  
58 benefits to employees employed in confidential positions which otherwise would be covered by  
59 this agreement; provided, that the personnel administrator, with the approval of the secretary of  
60 administration and finance, shall determine these adjustments and benefits for the confidential  
61 employees in accordance with the collective bargaining agreement then in effect which otherwise  
62 would cover these positions; and provided further, that the secretary may transfer from the sum  
63 appropriated in this item to other items of appropriation and allocations thereof for fiscal year  
64 2010 amounts that are necessary to meet these costs where the amounts otherwise available are  
65 insufficient for the purpose, in accordance with a transfer plan which shall be filed in advance  
66 with the house and senate committees on ways and means   \$129

67           1599-4335     For a reserve to meet the fiscal year 2010 costs of salary adjustments and  
68 other economic benefits authorized by the collective bargaining agreement between the Suffolk  
69 county sheriff's department and the American Federation of State, County and Municipal  
70 Employees/AFL-CIO, Council 93, Local RN, and to meet the fiscal year 2010 costs of salary  
71 adjustments and other economic benefits necessary to provide equal adjustments and benefits to

72 employees employed in confidential positions which otherwise would be covered by this  
73 agreement; provided, that the personnel administrator, with the approval of the secretary of  
74 administration and finance, shall determine these adjustments and benefits for the confidential  
75 employees in accordance with the collective bargaining agreement then in effect which otherwise  
76 would cover these positions; and provided further, that the secretary may transfer from the sum  
77 appropriated in this item to other items of appropriation and allocations thereof for fiscal year  
78 2010 amounts that are necessary to meet these costs where the amounts otherwise available are  
79 insufficient for the purpose, in accordance with a transfer plan which shall be filed in advance  
80 with the house and senate committees on ways and means \$18

81 1599-4337 For a reserve to meet the fiscal year 2010 costs of salary adjustments and  
82 other economic benefits authorized by the collective bargaining agreement between the  
83 Worcester county sheriff's department and the Corrections Officers New England Police  
84 Benevolent Association, Local 550, and to meet the fiscal year 2011 costs of salary adjustments  
85 and other economic benefits necessary to provide equal adjustments and benefits to employees  
86 employed in confidential positions which otherwise would be covered by this agreement;  
87 provided, that the personnel administrator, with the approval of the secretary of administration  
88 and finance, shall determine these adjustments and benefits for the confidential employees in  
89 accordance with the collective bargaining agreement then in effect which otherwise would cover  
90 these positions; provided further, that the secretary may transfer from the sum appropriated in  
91 this item to other items of appropriation and allocations thereof for fiscal year 2011 amounts that  
92 are necessary to meet these costs where the amounts otherwise available are insufficient for the  
93 purpose, in accordance with a transfer plan which shall be filed in advance with the house and  
94 senate committees on ways and means; and provided further, that any unexpended funds in this

95 item shall not revert but shall be made available for the purposes of this item until June 30, 2011

96 \$135,563

97 1599-4341 For a reserve to meet the fiscal year 2010 costs of salary adjustments and  
98 other economic benefits authorized by the collective bargaining agreement between the Suffolk  
99 county sheriff's department and the Jail Officers and Employees Association of Suffolk County,  
100 and to meet the fiscal year 2010 costs of salary adjustments and other economic benefits  
101 necessary to provide equal adjustments and benefits to employees employed in confidential  
102 positions which otherwise would be covered by this agreement; provided, that the personnel  
103 administrator, with the approval of the secretary of administration and finance, shall determine  
104 these adjustments and benefits for the confidential employees in accordance with the collective  
105 bargaining agreement then in effect which otherwise would cover these positions; and provided  
106 further, that the secretary may transfer from the sum appropriated in this item to other items of  
107 appropriation and allocations thereof for fiscal year 2010 amounts that are necessary to meet  
108 these costs where the amounts otherwise available are insufficient for the purpose, in accordance  
109 with a transfer plan which shall be filed in advance with the house and senate committees on  
110 ways and means \$572

111 1599-4348 For a reserve to meet the fiscal year 2010 costs of salary adjustments and  
112 other economic benefits authorized by the collective bargaining agreement between the  
113 Worcester county sheriff's department and the New England Police Benevolent Association,  
114 Local 275, and to meet the fiscal year 2011 costs of salary adjustments and other economic  
115 benefits necessary to provide equal adjustments and benefits to employees employed in  
116 confidential positions which otherwise would be covered by this agreement; provided, that the  
117 personnel administrator, with the approval of the secretary of administration and finance, shall

118 determine these adjustments and benefits for the confidential employees in accordance with the  
119 collective bargaining agreement then in effect which otherwise would cover these positions;  
120 provided further, that the secretary may transfer from the sum appropriated in this item to other  
121 items of appropriation and allocations thereof for fiscal year 2011 amounts that are necessary to  
122 meet these costs where the amounts otherwise available are insufficient for the purpose, in  
123 accordance with a transfer plan which shall be filed in advance with the house and senate  
124 committees on ways and means; and provided further, that any unexpended funds in this item  
125 shall not revert but shall be made available for the purposes of this item until June 30, 2011

126           \$28,374

127           1599-4349   For a reserve to meet the fiscal year 2010 costs of salary adjustments and  
128 other economic benefits authorized by the collective bargaining agreement between the  
129 Worcester county sheriff's department and the United Auto Workers, and to meet the fiscal year  
130 2011 costs of salary adjustments and other economic benefits necessary to provide equal  
131 adjustments and benefits to employees employed in confidential positions which otherwise  
132 would be covered by this agreement; provided, that the personnel administrator, with the  
133 approval of the secretary of administration and finance, shall determine these adjustments and  
134 benefits for the confidential employees in accordance with the collective bargaining agreement  
135 then in effect which otherwise would cover these positions; provided further, that the secretary  
136 may transfer from the sum appropriated in this item to other items of appropriation and  
137 allocations thereof for fiscal year 2011 amounts that are necessary to meet these costs where the  
138 amounts otherwise available are insufficient for the purpose, in accordance with a transfer plan  
139 which shall be filed in advance with the house and senate committees on ways and means; and

140 provided further, that any unexpended funds in this item shall not revert but shall be made  
141 available for the purposes of this item until June 30, 2011 \$35,582

142 1599-8100 For a reserve for the costs relating to unavoidable deficiencies for county  
143 sheriff offices in fiscal year 2010; provided, that no funds made available under this item shall be  
144 expended until the secretary of administration and finance has provided written approval  
145 identifying the amount to be disbursed to each sheriff office in those cases where it is determined  
146 that an unavoidable deficiency requires additional funding; and provided further, that such  
147 written approval shall be provided to the house and senate committees on ways and means  
148 \$5,000,000

149 SECTION 2B. To provide for supplementing certain intragovernmental chargeback  
150 authorizations in the general appropriation act and other appropriation acts for fiscal year 2010,  
151 to provide for certain unanticipated intragovernmental chargeback authorizations, to provide for  
152 an alteration of purpose for current intragovernmental chargeback authorizations, and to meet  
153 certain requirements of law, the sums set forth in this section are hereby authorized from the  
154 Intragovernmental Service Fund for the several purposes specified in this section or in the  
155 appropriation acts, and subject to the provisions of law regulating the disbursement of public  
156 funds for the fiscal year ending June 30, 2010. These sums shall be in addition to any amounts  
157 previously authorized and made available for the purposes of those items.

158 EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS

159 Office of the Secretary of Energy and Environmental Affairs

160 2030-1004 \$80,000



161 ICHH Funding Extension

162 SECTION 3. Item 1599-1004 of section 2 of chapter 182 of the acts of 2008 is amended  
163 by adding the following words:- ; and provided further, that any unexpended funds in this item  
164 shall not revert and shall be made available for the purposes under this item until June 30, 2011”

165 GIC Reimbursement Funding Extension

166 SECTION 4. Item 1599-1027 of section 2A of chapter 86 of the acts of 2010 is amended  
167 by adding the following words:- ; and provided further, that any unexpended funds in this item  
168 shall not revert and shall be made available for the purposes under this item until June 30, 2011”.

169 Additional Registry of Deeds Unit in Collective Bargaining Reserve

170 SECTION 5. Section 2A of said chapter 86 is hereby further amended by striking out  
171 item 1599-4286 and inserting in place thereof the following item:-

172 1599-4286.. For a reserve to meet the fiscal year 2010 costs of salary adjustments and  
173 other economic benefits authorized by the collective bargaining agreement between the  
174 commonwealth and the Berkshire Registries of Deeds – Service Employees International Union,  
175 Local 888; Essex North/South Registry of Deeds – American Association of Federal, State,  
176 County and Municipal Employees, Council 653; Hampden Registry of Deeds – Office of  
177 Professional Employees International Union, Local 6; Middlesex South Registry of Deeds –  
178 Office of Professional Employees International Union, Local 6; Middlesex South Registry of  
179 Deeds – American Association of Federal, State, County and Municipal Employees, Council  
180 653, Local 414; Suffolk Registry of Deeds – Service Employees International Union, Local 888;  
181 Worcester North Registry of Deeds – Service Employees International Union, Local 888 and to

182 meet the fiscal year 2010 costs of salary adjustments and other economic benefits necessary to  
183 provide equal adjustments and benefits to employees employed in confidential positions which  
184 otherwise would be covered by this agreement; provided, however, that the personnel  
185 administrator, with the approval of the secretary of administration and finance, shall determine  
186 these adjustments and benefits for the confidential employees in accordance with the collective  
187 bargaining agreement then in effect which otherwise would cover these positions; and provided  
188 further, that the secretary may transfer from the sum appropriated in this item to other items of  
189 appropriation and allocations thereof for fiscal year 2010 amounts that are necessary to meet  
190 these costs where the amounts otherwise available are insufficient for the purpose, in accordance  
191 with a transfer plan which shall be filed in advance with the house and senate committees on  
192 ways and means..... \$275

193 Allow MassHealth to Spend into the Accounts Payable Period for the ISAs with Other  
194 EHS agencies

195 SECTION 6. Notwithstanding any general or special law or rule or regulation to the  
196 contrary, any unexpended balances, not to exceed a total of \$15,000,000, in items 4000-0600 and  
197 4000-0700 of section 2 of chapter 27 of the acts of 2009, shall not revert to the General Fund  
198 until September 1, 2010, and may be used by the executive office of health and human services  
199 to pay for services provided during fiscal year 2010.

200 Transferability in DDS line items

201 SECTION 7. Notwithstanding any general or special law to the contrary, the secretary of  
202 health and human services, with the written approval of the secretary of administration and  
203 finance, may authorize transfers totaling not more than \$4,000,000 from items 5911-1003, 5920-

204 2000, 5920-2010, 5920-2025, 5920-3000, 5920-3010 of section 2 of chapter 27 of the acts of  
205 2009 to item 5930-1000 of said section 2 for the purpose of reducing any deficiency in said item  
206 5930-1000 of said section 2, but any such transfer shall take place not later than August 31,  
207 2010.