

HOUSE No. 4868

The Commonwealth of Massachusetts

In the Year Two Thousand Ten

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 To provide for supplementing certain items in the general appropriation act and other
2 appropriation acts for fiscal year 2010, the sums set forth in section 2 are hereby appropriated
3 from the General Fund unless specifically designated otherwise in this act or in those
4 appropriation acts, for the several purposes and subject to the conditions specified in this act or
5 in those appropriation acts, and subject to the laws regulating the disbursement of public funds
6 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 OFFICE OF THE STATE COMPTROLLER

10 Office of the State Comptroller

11 1599-3384 \$4,000,000

12 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

13 Department of Revenue

14 1232-0100 \$10,900,000

15 1232-0200 \$230,905

16 EXECUTIVE OFFICE OF LABOR AND WORKFORCE DEVELOPMENT

17 Department of Workforce Development

18 7002-0012 \$3,700,000

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

26 TREASURER AND RECEIVER-GENERAL

27 Office of the Treasurer and Receiver-General

28 0699-0005 For the payment of interest, discount and principal on certain bonded debt
29 and the sale of bonds of the commonwealth, the state treasurer may retain and expend in fiscal
30 years 2010 and 2011 payments received by the commonwealth from the United States Treasury
31 for subsidies related to tax credit bonds issued by the commonwealth not to exceed \$50,000,000
32 for the purpose of paying interest on commonwealth long-term debt; and provided further, that

the state treasurer may retain up to \$25,000,000 in premiums paid on the sales of revenue anticipation notes and expend said premium payments for the purposes of paying principal and interest on account of the revenue anticipation notes provide that this appropriation shall not expire until June 30, 2011 \$75,000,000

EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

Office of the Secretary of Administration and Finance

1599-4305 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of salary adjustments and other economic benefits authorized by the collective bargaining agreement between the Barnstable county sheriff's department and the International Brotherhood of Correctional Officers, Local 217 (Radio Technicians), and to meet the fiscal year 2010 and fiscal year 2011 costs of salary adjustments and other economic benefits necessary to provide equal adjustments and benefits to employees employed in confidential positions which otherwise would be covered by this agreement; provided, that the personnel administrator, with the approval of the secretary of administration and finance, shall determine these adjustments and benefits for the confidential employees in accordance with the collective bargaining agreement then in effect which otherwise would cover these positions; provided further, that the secretary may transfer from the sum appropriated in this item to other items of appropriation and allocations thereof for fiscal year 2010 and fiscal year 2011 amounts that are necessary to meet these costs where the amounts otherwise available are insufficient for the purpose, in accordance with a transfer plan which shall be filed in advance with the house and senate committees on ways and means; and provided further, that any unexpended funds from this item shall not revert and shall be made available for expenditure until June 30, 2011 \$18,482

1599-4310 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of salary adjustments and other economic benefits authorized by the collective bargaining agreement between the Bristol county sheriff's department and the National Association of Government Employees, Local RI 163, Units A and C, and to meet the fiscal year 2010 and fiscal year 2011 costs of salary adjustments and other economic benefits necessary to provide equal adjustments and benefits to employees employed in confidential positions which otherwise would be covered by this agreement; provided, that the personnel administrator, with the approval of the secretary of administration and finance, shall determine these adjustments and benefits for the confidential employees in accordance with the collective bargaining agreement then in effect which otherwise would cover these positions; provided further, that the secretary may transfer from the sum appropriated in this item to other items of appropriation and allocations thereof for fiscal year 2010 and fiscal year 2011 amounts that are necessary to meet these costs where the amounts otherwise available are insufficient for the purpose, in accordance with a transfer plan which shall be filed in advance with the house and senate committees on ways and means; and provided further, that any unexpended funds from this item shall not revert and shall be made available for expenditure until June 30, 2011 \$39,446

1599-4313 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of salary adjustments and other economic benefits authorized by the collective bargaining agreement between the Bristol county sheriff's department and the National Correctional Employees Union, Unit B, and to meet the fiscal year 2010 and fiscal year 2011 costs of salary adjustments and other economic benefits necessary to provide equal adjustments and benefits to employees employed in confidential positions which otherwise would be covered by this agreement; provided, that the personnel administrator, with the approval of the secretary of

administration and finance, shall determine these adjustments and benefits for the confidential employees in accordance with the collective bargaining agreement then in effect which otherwise would cover these positions; provided further, that the secretary may transfer from the sum appropriated in this item to other items of appropriation and allocations thereof for fiscal year 2010 and fiscal year 2011 amounts that are necessary to meet these costs where the amounts otherwise available are insufficient for the purpose, in accordance with a transfer plan which shall be filed in advance with the house and senate committees on ways and means; and provided further, that any unexpended funds from this item shall not revert and shall be made available for expenditure until June 30, 2011 \$12,458

1599-4314 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of salary adjustments and other economic benefits authorized by the collective bargaining agreement between the Franklin county sheriff's department and the Non-Unit Employees' Association/NCEU, and to meet the fiscal year 2010 and fiscal year 2011 costs of salary adjustments and other economic benefits necessary to provide equal adjustments and benefits to employees employed in confidential positions which otherwise would be covered by this agreement; provided, that the personnel administrator, with the approval of the secretary of administration and finance, shall determine these adjustments and benefits for the confidential employees in accordance with the collective bargaining agreement then in effect which otherwise would cover these positions; provided further, that the secretary may transfer from the sum appropriated in this item to other items of appropriation and allocations thereof for fiscal year 2010 and fiscal year 2011 amounts that are necessary to meet these costs where the amounts otherwise available are insufficient for the purpose, in accordance with a transfer plan which shall be filed in advance with the house and senate committees on ways and means; and provided

101 further, that any unexpended funds from this item shall not revert and shall be made available for
102 expenditure until June 30, 2011 \$64,741

103 1599-4315 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
104 salary adjustments and other economic benefits authorized by the collective bargaining
105 agreement between the Franklin county sheriff's department and the National Correctional
106 Employees Union, and to meet the fiscal year 2010 and fiscal year 2011 costs of salary
107 adjustments and other economic benefits necessary to provide equal adjustments and benefits to
108 employees employed in confidential positions which otherwise would be covered by this
109 agreement; provided, that the personnel administrator, with the approval of the secretary of
110 administration and finance, shall determine these adjustments and benefits for the confidential
111 employees in accordance with the collective bargaining agreement then in effect which otherwise
112 would cover these positions; provided further, that the secretary may transfer from the sum
113 appropriated in this item to other items of appropriation and allocations thereof for fiscal year
114 2010 and fiscal year 2011 amounts that are necessary to meet these costs where the amounts
115 otherwise available are insufficient for the purpose, in accordance with a transfer plan which
116 shall be filed in advance with the house and senate committees on ways and means; and provided
117 further, that any unexpended funds from this item shall not revert and shall be made available for
118 expenditure until June 30, 2011 \$71,739

119 1599-4319 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
120 salary adjustments and other economic benefits authorized by the collective bargaining
121 agreement between the Hampshire county sheriff's department and the Non-Uniformed
122 Correctional Officers Association, and to meet the fiscal year 2010 and fiscal year 2011 costs of
123 salary adjustments and other economic benefits necessary to provide equal adjustments and

124 benefits to employees employed in confidential positions which otherwise would be covered by
125 this agreement; provided, that the personnel administrator, with the approval of the secretary of
126 administration and finance, shall determine these adjustments and benefits for the confidential
127 employees in accordance with the collective bargaining agreement then in effect which otherwise
128 would cover these positions; provided further, that the secretary may transfer from the sum
129 appropriated in this item to other items of appropriation and allocations thereof for fiscal year
130 2010 and fiscal year 2011 amounts that are necessary to meet these costs where the amounts
131 otherwise available are insufficient for the purpose, in accordance with a transfer plan which
132 shall be filed in advance with the house and senate committees on ways and means; and provided
133 further, that any unexpended funds from this item shall not revert and shall be made available for
134 expenditure until June 30, 2011 \$36,329

135 1599-4320 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
136 salary adjustments and other economic benefits authorized by the collective bargaining
137 agreement between the Hampshire county sheriff's department and the Superior Officers
138 Association, and to meet the fiscal year 2010 and fiscal year 2011 costs of salary adjustments
139 and other economic benefits necessary to provide equal adjustments and benefits to employees
140 employed in confidential positions which otherwise would be covered by this agreement;
141 provided, that the personnel administrator, with the approval of the secretary of administration
142 and finance, shall determine these adjustments and benefits for the confidential employees in
143 accordance with the collective bargaining agreement then in effect which otherwise would cover
144 these positions; provided further, that the secretary may transfer from the sum appropriated in
145 this item to other items of appropriation and allocations thereof for fiscal year 2010 and fiscal
146 year 2011 amounts that are necessary to meet these costs where the amounts otherwise available

147 are insufficient for the purpose, in accordance with a transfer plan which shall be filed in
148 advance with the house and senate committees on ways and means; and provided further, that
149 any unexpended funds from this item shall not revert and shall be made available for expenditure
150 until June 30, 2011 \$13,494

151 1599-4321 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
152 salary adjustments and other economic benefits authorized by the collective bargaining
153 agreement between the Hampshire county sheriff's department and the Sheriff's Office
154 Treatment Association, Local 1459, and to meet the fiscal year 2010 and fiscal year 2011 costs
155 of salary adjustments and other economic benefits necessary to provide equal adjustments and
156 benefits to employees employed in confidential positions which otherwise would be covered by
157 this agreement; provided, that the personnel administrator, with the approval of the secretary of
158 administration and finance, shall determine these adjustments and benefits for the confidential
159 employees in accordance with the collective bargaining agreement then in effect which otherwise
160 would cover these positions; provided further, that the secretary may transfer from the sum
161 appropriated in this item to other items of appropriation and allocations thereof for fiscal year
162 2010 and fiscal year 2011 amounts that are necessary to meet these costs where the amounts
163 otherwise available are insufficient for the purpose, in accordance with a transfer plan which
164 shall be filed in advance with the house and senate committees on ways and means; and provided
165 further, that any unexpended funds from this item shall not revert and shall be made available for
166 expenditure until June 30, 2011 \$9,713

167 1599-4322 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
168 salary adjustments and other economic benefits authorized by the collective bargaining
169 agreement between the Middlesex county sheriff's department and the New England Police

170 Benevolent Association/AFL-CIO, Local 500, and to meet the fiscal year 2010 and fiscal year
171 2011 costs of salary adjustments and other economic benefits necessary to provide equal
172 adjustments and benefits to employees employed in confidential positions which otherwise
173 would be covered by this agreement; provided, that the personnel administrator, with the
174 approval of the secretary of administration and finance, shall determine these adjustments and
175 benefits for the confidential employees in accordance with the collective bargaining agreement
176 then in effect which otherwise would cover these positions; provided further, that the secretary
177 may transfer from the sum appropriated in this item to other items of appropriation and
178 allocations thereof for fiscal year 2010 and fiscal year 2011 amounts that are necessary to meet
179 these costs where the amounts otherwise available are insufficient for the purpose, in accordance
180 with a transfer plan which shall be filed in advance with the house and senate committees on
181 ways and means; and provided further, that any unexpended funds from this item shall not revert
182 and shall be made available for expenditure until June 30, 2011 \$235,177

183 1599-4323 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
184 salary adjustments and other economic benefits authorized by the collective bargaining
185 agreement between the Middlesex county sheriff's department and the Superior Officers
186 Association, and to meet the fiscal year 2010 and fiscal year 2011 costs of salary adjustments
187 and other economic benefits necessary to provide equal adjustments and benefits to employees
188 employed in confidential positions which otherwise would be covered by this agreement;
189 provided, that the personnel administrator, with the approval of the secretary of administration
190 and finance, shall determine these adjustments and benefits for the confidential employees in
191 accordance with the collective bargaining agreement then in effect which otherwise would cover
192 these positions; provided further, that the secretary may transfer from the sum appropriated in

193 this item to other items of appropriation and allocations thereof for fiscal year 2010 and fiscal
194 year 2011 amounts that are necessary to meet these costs where the amounts otherwise available
195 are insufficient for the purpose, in accordance with a transfer plan which shall be filed in
196 advance with the house and senate committees on ways and means; and provided further, that
197 any unexpended funds from this item shall not revert and shall be made available for expenditure
198 until June 30, 2011 \$51,679

199 1599-4324 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
200 salary adjustments and other economic benefits authorized by the collective bargaining
201 agreement between the Middlesex county sheriff's department and the Teamsters Local 122, and
202 to meet the fiscal year 2010 and fiscal year 2011 costs of salary adjustments and other economic
203 benefits necessary to provide equal adjustments and benefits to employees employed in
204 confidential positions which otherwise would be covered by this agreement; provided, that the
205 personnel administrator, with the approval of the secretary of administration and finance, shall
206 determine these adjustments and benefits for the confidential employees in accordance with the
207 collective bargaining agreement then in effect which otherwise would cover these positions;
208 provided further, that the secretary may transfer from the sum appropriated in this item to other
209 items of appropriation and allocations thereof for fiscal year 2010 and fiscal year 2011 amounts
210 that are necessary to meet these costs where the amounts otherwise available are insufficient for
211 the purpose, in accordance with a transfer plan which shall be filed in advance with the house
212 and senate committees on ways and means; and provided further, that any unexpended funds
213 from this item shall not revert and shall be made available for expenditure until June 30, 2011
214 \$5,032

215 1599-4325 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
216 salary adjustments and other economic benefits authorized by the collective bargaining
217 agreement between the Norfolk county sheriff's department and the National Association of
218 Government Employees, RI-202, and to meet the fiscal year 2010 and fiscal year 2011 costs of
219 salary adjustments and other economic benefits necessary to provide equal adjustments and
220 benefits to employees employed in confidential positions which otherwise would be covered by
221 this agreement; provided, that the personnel administrator, with the approval of the secretary of
222 administration and finance, shall determine these adjustments and benefits for the confidential
223 employees in accordance with the collective bargaining agreement then in effect which otherwise
224 would cover these positions; provided further, that the secretary may transfer from the sum
225 appropriated in this item to other items of appropriation and allocations thereof for fiscal year
226 2010 and fiscal year 2011 amounts that are necessary to meet these costs where the amounts
227 otherwise available are insufficient for the purpose, in accordance with a transfer plan which
228 shall be filed in advance with the house and senate committees on ways and means; and provided
229 further, that any unexpended funds from this item shall not revert and shall be made available for
230 expenditure until June 30, 2011 \$25,026

231 1599-4327 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
232 salary adjustments and other economic benefits authorized by the collective bargaining
233 agreement between the Norfolk county sheriff's department and the National Association of
234 Government Employees, Local 296, and to meet the fiscal year 2010 and fiscal year 2011 costs
235 of salary adjustments and other economic benefits necessary to provide equal adjustments and
236 benefits to employees employed in confidential positions which otherwise would be covered by
237 this agreement; provided, that the personnel administrator, with the approval of the secretary of

238 administration and finance, shall determine these adjustments and benefits for the confidential
239 employees in accordance with the collective bargaining agreement then in effect which otherwise
240 would cover these positions; provided further, that the secretary may transfer from the sum
241 appropriated in this item to other items of appropriation and allocations thereof for fiscal year
242 2010 and fiscal year 2011 amounts that are necessary to meet these costs where the amounts
243 otherwise available are insufficient for the purpose, in accordance with a transfer plan which
244 shall be filed in advance with the house and senate committees on ways and means; and provided
245 further, that any unexpended funds from this item shall not revert and shall be made available for
246 expenditure until June 30, 2011 \$28,888

247 1599-4333 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
248 salary adjustments and other economic benefits authorized by the collective bargaining
249 agreement between the Suffolk county sheriff's department and the National Association of
250 Government Employees, Local 298, and to meet the fiscal year 2010 and fiscal year 2011 costs
251 of salary adjustments and other economic benefits necessary to provide equal adjustments and
252 benefits to employees employed in confidential positions which otherwise would be covered by
253 this agreement; provided, that the personnel administrator, with the approval of the secretary of
254 administration and finance, shall determine these adjustments and benefits for the confidential
255 employees in accordance with the collective bargaining agreement then in effect which otherwise
256 would cover these positions; provided further, that the secretary may transfer from the sum
257 appropriated in this item to other items of appropriation and allocations thereof for fiscal year
258 2010 and fiscal year 2011 amounts that are necessary to meet these costs where the amounts
259 otherwise available are insufficient for the purpose, in accordance with a transfer plan which
260 shall be filed in advance with the house and senate committees on ways and means; and provided

261 further, that any unexpended funds from this item shall not revert and shall be made available for
262 expenditure until June 30, 2011 \$57,708

263 1599-4340 For a reserve to meet the fiscal year 2010 and fiscal year 2011 and fiscal
264 year 2011 costs of salary adjustments and other economic benefits authorized by the collective
265 bargaining agreement between the Berkshire county sheriff's department and the International
266 Union of Electronic, Electrical, Salaried, Machine and Furniture Workers - Communications
267 Workers of America, and to meet the fiscal year 2010 and fiscal year 2011 costs of salary
268 adjustments and other economic benefits necessary to provide equal adjustments and benefits to
269 employees employed in confidential positions which otherwise would be covered by this
270 agreement; provided, that the personnel administrator, with the approval of the secretary of
271 administration and finance, shall determine these adjustments and benefits for the confidential
272 employees in accordance with the collective bargaining agreement then in effect which otherwise
273 would cover these positions; provided further, that the secretary may transfer from the sum
274 appropriated in this item to other items of appropriation and allocations thereof for fiscal years
275 2010 and 2011 amounts that are necessary to meet these costs where the amounts otherwise
276 available are insufficient for the purpose, in accordance with a transfer plan which shall be filed
277 in advance with the house and senate committees on ways and means; and provided further, that
278 any unexpended funds from this item shall not revert and shall be made available for expenditure
279 until June 30, 2011 \$2,809

280 1599-4360 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
281 salary adjustments and other economic benefits authorized by the collective bargaining
282 agreement between the Franklin county sheriff's department and the Franklin Captains NCEU,
283 and to meet the fiscal year 2010 and fiscal year 2011 costs of salary adjustments and other

284 economic benefits necessary to provide equal adjustments and benefits to employees employed
285 in confidential positions which otherwise would be covered by this agreement; provided, that the
286 personnel administrator, with the approval of the secretary of administration and finance, shall
287 determine these adjustments and benefits for the confidential employees in accordance with the
288 collective bargaining agreement then in effect which otherwise would cover these positions;
289 provided further, that the secretary may transfer from the sum appropriated in this item to other
290 items of appropriation and allocations thereof for fiscal year 2010 and fiscal year 2011 amounts
291 that are necessary to meet these costs where the amounts otherwise available are insufficient for
292 the purpose, in accordance with a transfer plan which shall be filed in advance with the house
293 and senate committees on ways and means; and provided further, that any unexpended funds
294 from this item shall not revert and shall be made available for expenditure until June 30, 2011

295 \$10,775

296 1599-4361 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
297 salary adjustments and other economic benefits authorized by the collective bargaining
298 agreement between the Hampshire county sheriff's department and the Hampshire Correction
299 Officers NCEU, and to meet the fiscal year 2010 and fiscal year 2011 costs of salary adjustments
300 and other economic benefits necessary to provide equal adjustments and benefits to employees
301 employed in confidential positions which otherwise would be covered by this agreement;
302 provided, that the personnel administrator, with the approval of the secretary of administration
303 and finance, shall determine these adjustments and benefits for the confidential employees in
304 accordance with the collective bargaining agreement then in effect which otherwise would cover
305 these positions; provided further, that the secretary may transfer from the sum appropriated in
306 this item to other items of appropriation and allocations thereof for fiscal year 2010 and fiscal

307 year 2011 amounts that are necessary to meet these costs where the amounts otherwise available
308 are insufficient for the purpose, in accordance with a transfer plan which shall be filed in
309 advance with the house and senate committees on ways and means; and provided further, that
310 any unexpended funds from this item shall not revert and shall be made available for expenditure
311 until June 30, 2011 \$42,876

312 1599-4362 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
313 salary adjustments and other economic benefits authorized by the collective bargaining
314 agreement between the Bristol county sheriff's department and the Bristol K-9 Unit/NCEU, and
315 to meet the fiscal year 2010 and fiscal year 2011 costs of salary adjustments and other economic
316 benefits necessary to provide equal adjustments and benefits to employees employed in
317 confidential positions which otherwise would be covered by this agreement; provided, that the
318 personnel administrator, with the approval of the secretary of administration and finance, shall
319 determine these adjustments and benefits for the confidential employees in accordance with the
320 collective bargaining agreement then in effect which otherwise would cover these positions;
321 provided further, that the secretary may transfer from the sum appropriated in this item to other
322 items of appropriation and allocations thereof for fiscal year 2010 and fiscal year 2011 amounts
323 that are necessary to meet these costs where the amounts otherwise available are insufficient for
324 the purpose, in accordance with a transfer plan which shall be filed in advance with the house
325 and senate committees on ways and means; and provided further, that any unexpended funds
326 from this item shall not revert and shall be made available for expenditure until June 30, 2011
327 \$3,469

328 1599-4400 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
329 salary adjustments and other economic benefits authorized by the collective bargaining

330 agreement between the University of Massachusetts and the International Brotherhood of Police
331 Officers, Local 432 (A&B Units) (Unit A06), for the Amherst campus, and to meet the fiscal
332 year 2010 and fiscal year 2011 costs of salary adjustments and other economic benefits necessary
333 to provide equal adjustments and benefits to employees employed in confidential positions which
334 otherwise would be covered by this agreement; provided, that the personnel administrator, with
335 the approval of the secretary of administration and finance, shall determine these adjustments
336 and benefits for the confidential employees in accordance with the collective bargaining
337 agreement then in effect which otherwise would cover these positions; provided further, that the
338 secretary may transfer from the sum appropriated in this item to other items of appropriation and
339 allocations thereof for fiscal year 2010 and fiscal year 2011 amounts that are necessary to meet
340 these costs where the amounts otherwise available are insufficient for the purpose, in accordance
341 with a transfer plan which shall be filed in advance with the house and senate committees on
342 ways and means; and provided further, that any unexpended funds from this item shall not revert
343 and shall be made available for expenditure until June 30, 2011 \$34,560

344 1599-4401 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
345 salary adjustments and other economic benefits authorized by the collective bargaining
346 agreement between the University of Massachusetts and the University Staff
347 Association/MTA/NEA (Unit A08), for the Amherst campus, and to meet the fiscal year 2010
348 and fiscal year 2011 costs of salary adjustments and other economic benefits necessary to
349 provide equal adjustments and benefits to employees employed in confidential positions which
350 otherwise would be covered by this agreement; provided, that the personnel administrator, with
351 the approval of the secretary of administration and finance, shall determine these adjustments
352 and benefits for the confidential employees in accordance with the collective bargaining

353 agreement then in effect which otherwise would cover these positions; provided further, that the
354 secretary may transfer from the sum appropriated in this item to other items of appropriation and
355 allocations thereof for fiscal year 2010 and fiscal year 2011 amounts that are necessary to meet
356 these costs where the amounts otherwise available are insufficient for the purpose, in accordance
357 with a transfer plan which shall be filed in advance with the house and senate committees on
358 ways and means; and provided further, that any unexpended funds from this item shall not revert
359 and shall be made available for expenditure until June 30, 2011 \$284,512

360 1599-4402 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
361 salary adjustments and other economic benefits authorized by the collective bargaining
362 agreement between the University of Massachusetts and the Non-Exempt Supervisors Unit, Unit
363 B/MTA/NEA (Unit A15) , for the Amherst campus, and to meet the fiscal year 2010 and fiscal
364 year 2011 costs of salary adjustments and other economic benefits necessary to provide equal
365 adjustments and benefits to employees employed in confidential positions which otherwise
366 would be covered by this agreement; provided, that the personnel administrator, with the
367 approval of the secretary of administration and finance, shall determine these adjustments and
368 benefits for the confidential employees in accordance with the collective bargaining agreement
369 then in effect which otherwise would cover these positions; provided further, that the secretary
370 may transfer from the sum appropriated in this item to other items of appropriation and
371 allocations thereof for fiscal year 2010 and fiscal year 2011 amounts that are necessary to meet
372 these costs where the amounts otherwise available are insufficient for the purpose, in accordance
373 with a transfer plan which shall be file d in advance with the house and senate committees on
374 ways and means; and provided further, that any unexpended funds from this item shall not revert
375 and shall be made available for expenditure until June 30, 2011 \$19,667

376 1599-4403 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
377 salary adjustments and other economic benefits authorized by the collective bargaining
378 agreement between the University of Massachusetts and the Massachusetts Society of
379 Professors/Faculty Staff Union/MTA/NEA (Units A50 and B40), for the Amherst and Boston
380 campuses, and to meet the fiscal year 2010 and fiscal year 2011 costs of salary adjustments and
381 other economic benefits necessary to provide equal adjustments and benefits to employees
382 employed in confidential positions which otherwise would be covered by this agreement;
383 provided, that the personnel administrator, with the approval of the secretary of administration
384 and finance, shall determine these adjustments and benefits for the confidential employees in
385 accordance with the collective bargaining agreement then in effect which otherwise would cover
386 these positions; provided further, that the secretary may transfer from the sum appropriated in
387 this item to other items of appropriation and allocations thereof for fiscal year 2010 and fiscal
388 year 2011 amounts that are necessary to meet these costs where the amounts otherwise available
389 are insufficient for the purpose, in accordance with a transfer plan which shall be filed in
390 advance with the house and senate committees on ways and means; and provided further, that
391 any unexpended funds from this item shall not revert and shall be made available for expenditure
392 until June 30, 2011 \$1,368,521

393 1599-4404 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
394 salary adjustments and other economic benefits authorized by the collective bargaining
395 agreement between the University of Massachusetts and the Professional Staff Union/MTA/NEA
396 (Units A52 and B42), for the Amherst and Boston campuses, and to meet the fiscal year 2010
397 and fiscal year 2011 costs of salary adjustments and other economic benefits necessary to
398 provide equal adjustments and benefits to employees employed in confidential positions which

399 otherwise would be covered by this agreement; provided, that the personnel administrator, with
400 the approval of the secretary of administration and finance, shall determine these adjustments
401 and benefits for the confidential employees in accordance with the collective bargaining
402 agreement then in effect which otherwise would cover these positions; provided further, that the
403 secretary may transfer from the sum appropriated in this item to other items of appropriation and
404 allocations thereof for fiscal year 2010 and fiscal year 2011 amounts that are necessary to meet
405 these costs where the amounts otherwise available are insufficient for the purpose, in accordance
406 with a transfer plan which shall be filed in advance with the house and senate committees on
407 ways and means; and provided further, that any unexpended funds from this item shall not revert
408 and shall be made available for expenditure until June 30, 2011 \$1,397,337

409 1599-4405 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
410 salary adjustments and other economic benefits authorized by the collective bargaining
411 agreement between the University of Massachusetts and the Classified Staff Union/MTA/NEA
412 (Units B31 and B32), for the Boston campus, and to meet the fiscal year 2010 and fiscal year
413 2011 costs of salary adjustments and other economic benefits necessary to provide equal
414 adjustments and benefits to employees employed in confidential positions which otherwise
415 would be covered by this agreement; provided, that the personnel administrator, with the
416 approval of the secretary of administration and finance, shall determine these adjustments and
417 benefits for the confidential employees in accordance with the collective bargaining agreement
418 then in effect which otherwise would cover these positions; provided further, that the secretary
419 may transfer from the sum appropriated in this item to other items of appropriation and
420 allocations thereof for fiscal year 2010 and fiscal year 2011 amounts that are necessary to meet
421 these costs where the amounts otherwise available are insufficient for the purpose, in accordance

422 with a transfer plan which shall be filed in advance with the house and senate committees on
423 ways and means; and provided further, that any unexpended funds from this item shall not revert
424 and shall be made available for expenditure until June 30, 2011 \$179,382

425 1599-4407 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
426 salary adjustments and other economic benefits authorized by the collective bargaining
427 agreement between the University of Massachusetts and the International Brotherhood of
428 Teamsters, Local 25 (Unit B33), for the Boston campus, and to meet the fiscal year 2010 and
429 fiscal year 2011 costs of salary adjustments and other economic benefits necessary to provide
430 equal adjustments and benefits to employees employed in confidential positions which otherwise
431 would be covered by this agreement; provided, that the personnel administrator, with the
432 approval of the secretary of administration and finance, shall determine these adjustments and
433 benefits for the confidential employees in accordance with the collective bargaining agreement
434 then in effect which otherwise would cover these positions; provided further, that the secretary
435 may transfer from the sum appropriated in this item to other items of appropriation and
436 allocations thereof for fiscal year 2010 and fiscal year 2011 amounts that are necessary to meet
437 these costs where the amounts otherwise available are insufficient for the purpose, in accordance
438 with a transfer plan which shall be filed in advance with the house and senate committees on
439 ways and means; and provided further, that any unexpended funds from this item shall not revert
440 and shall be made available for expenditure until June 30, 2011 \$8,574

441 1599-4409 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
442 salary adjustments and other economic benefits authorized by the collective bargaining
443 agreement between the University of Massachusetts and the American Federation of State,
444 County and Municipal Employees, Local 507, AFL-CIO (Unit D82), for the Dartmouth campus,

445 and to meet the fiscal year 2010 and fiscal year 2011 costs of salary adjustments and other
446 economic benefits necessary to provide equal adjustments and benefits to employees employed
447 in confidential positions which otherwise would be covered by this agreement; provided, that the
448 personnel administrator, with the approval of the secretary of administration and finance, shall
449 determine these adjustments and benefits for the confidential employees in accordance with the
450 collective bargaining agreement then in effect which otherwise would cover these positions;
451 provided further, that the secretary may transfer from the sum appropriated in this item to other
452 items of appropriation and allocations thereof for fiscal year 2010 and fiscal year 2011 amounts
453 that are necessary to meet these costs where the amounts otherwise available are insufficient for
454 the purpose, in accordance with a transfer plan which shall be filed in advance with the house
455 and senate committees on ways and means; and provided further, that any unexpended funds
456 from this item shall not revert and shall be made available for expenditure until June 30, 2011
457 \$66,590

458 1599-4411 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
459 salary adjustments and other economic benefits authorized by the collective bargaining
460 agreement between the University of Massachusetts and the American Federation of Teachers,
461 Local 1895, AFL-CIO, Educational Services Unit (Unit D85), for the Dartmouth campus, and to
462 meet the fiscal year 2010 and fiscal year 2011 costs of salary adjustments and other economic
463 benefits necessary to provide equal adjustments and benefits to employees employed in
464 confidential positions which otherwise would be covered by this agreement; provided, that the
465 personnel administrator, with the approval of the secretary of administration and finance, shall
466 determine these adjustments and benefits for the confidential employees in accordance with the
467 collective bargaining agreement then in effect which otherwise would cover these positions;

468 provided further, that the secretary may transfer from the sum appropriated in this item to other
469 items of appropriation and allocations thereof for fiscal year 2010 and fiscal year 2011 amounts
470 that are necessary to meet these costs where the amounts otherwise available are insufficient for
471 the purpose, in accordance with a transfer plan which shall be filed in advance with the house
472 and senate committees on ways and means; and provided further, that any unexpended funds
473 from this item shall not revert and shall be made available for expenditure until June 30, 2011
474 \$145,171

475 1599-4412 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
476 salary adjustments and other economic benefits authorized by the collective bargaining
477 agreement between the University of Massachusetts and the Massachusetts Society of
478 Professors/Lowell/MTA/NEA (Unit L90), for the Lowell campus, and to meet the fiscal year
479 2010 and fiscal year 2011 costs of salary adjustments and other economic benefits necessary to
480 provide equal adjustments and benefits to employees employed in confidential positions which
481 otherwise would be covered by this agreement; provided, that the personnel administrator, with
482 the approval of the secretary of administration and finance, shall determine these adjustments
483 and benefits for the confidential employees in accordance with the collective bargaining
484 agreement then in effect which otherwise would cover these positions; provided further, that the
485 secretary may transfer from the sum appropriated in this item to other items of appropriation and
486 allocations thereof for fiscal year 2010 and fiscal year 2011 amounts that are necessary to meet
487 these costs where the amounts otherwise available are insufficient for the purpose, in accordance
488 with a transfer plan which shall be filed in advance with the house and senate committees on
489 ways and means; and provided further, that any unexpended funds from this item shall not revert
490 and shall be made available for expenditure until June 30, 2011 \$623,317

491 1599-4413 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
492 salary adjustments and other economic benefits authorized by the collective bargaining
493 agreement between the University of Massachusetts and the MTA/NEA Clerical/Technical Unit
494 (Unit L92), for the Lowell campus, and to meet the fiscal year 2010 and fiscal year 2011 costs of
495 salary adjustments and other economic benefits necessary to provide equal adjustments and
496 benefits to employees employed in confidential positions which otherwise would be covered by
497 this agreement; provided, that the personnel administrator, with the approval of the secretary of
498 administration and finance, shall determine these adjustments and benefits for the confidential
499 employees in accordance with the collective bargaining agreement then in effect which otherwise
500 would cover these positions; provided further, that the secretary may transfer from the sum
501 appropriated in this item to other items of appropriation and allocations thereof for fiscal year
502 2010 and fiscal year 2011 amounts that are necessary to meet these costs where the amounts
503 otherwise available are insufficient for the purpose, in accordance with a transfer plan which
504 shall be filed in advance with the house and senate committees on ways and means; and provided
505 further, that any unexpended funds from this item shall not revert and shall be made available for
506 expenditure until June 30, 2011 \$18,571

507 1599-4414 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
508 salary adjustments and other economic benefits authorized by the collective bargaining
509 agreement between the University of Massachusetts and the MTA/NEA Maintenance/Trades
510 Unit (Unit L93) , for the Lowell campus, and to meet the fiscal year 2010 and fiscal year 2011
511 costs of salary adjustments and other economic benefits necessary to provide equal adjustments
512 and benefits to employees employed in confidential positions which otherwise would be covered
513 by this agreement; provided, that the personnel administrator, with the approval of the secretary

514 of administration and finance, shall determine these adjustments and benefits for the confidential
515 employees in accordance with the collective bargaining agreement then in effect which otherwise
516 would cover these positions; provided further, that the secretary may transfer from the sum
517 appropriated in this item to other items of appropriation and allocations thereof for fiscal year
518 2010 and fiscal year 2011 amounts that are necessary to meet these costs where the amounts
519 otherwise available are insufficient for the purpose, in accordance with a transfer plan which
520 shall be filed in advance with the house and senate committees on ways and means; and provided
521 further, that any unexpended funds from this item shall not revert and shall be made available for
522 expenditure until June 30, 2011 \$36,333

523 1599-4416 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
524 salary adjustments and other economic benefits authorized by the collective bargaining
525 agreement between the University of Massachusetts and the Service Employees International
526 Union, Local 888 (Unit L95) , for the Lowell campus, and to meet the fiscal year 2010 and fiscal
527 year 2011 costs of salary adjustments and other economic benefits necessary to provide equal
528 adjustments and benefits to employees employed in confidential positions which otherwise
529 would be covered by this agreement; provided, that the personnel administrator, with the
530 approval of the secretary of administration and finance, shall determine these adjustments and
531 benefits for the confidential employees in accordance with the collective bargaining agreement
532 then in effect which otherwise would cover these positions; provided further, that the secretary
533 may transfer from the sum appropriated in this item to other items of appropriation and
534 allocations thereof for fiscal year 2010 and fiscal year 2011 amounts that are necessary to meet
535 these costs where the amounts otherwise available are insufficient for the purpose, in accordance
536 with a transfer plan which shall be filed in advance with the house and senate committees on

537 ways and means; and provided further, that any unexpended funds from this item shall not revert
538 and shall be made available for expenditure until June 30, 2011 \$369,034

539 1599-4420 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
540 salary adjustments and other economic benefits authorized by the collective bargaining
541 agreement between the Board of Higher Education and the Massachusetts Teachers
542 Association/National Education Association Associated Professional Administrators, and to meet
543 the fiscal year 2010 and fiscal year 2011 costs of salary adjustments and other economic benefits
544 necessary to provide equal adjustments and benefits to employees employed in confidential
545 positions which otherwise would be covered by this agreement; provided, that the personnel
546 administrator, with the approval of the secretary of administration and finance, shall determine
547 these adjustments and benefits for the confidential employees in accordance with the collective
548 bargaining agreement then in effect which otherwise would cover these positions; provided
549 further, that the secretary may transfer from the sum appropriated in this item to other items of
550 appropriation and allocations thereof for fiscal year 2010 and fiscal year 2011 amounts that are
551 necessary to meet these costs where the amounts otherwise available are insufficient for the
552 purpose, in accordance with a transfer plan which shall be filed in advance with the house and
553 senate committees on ways and means; and provided further, that any unexpended funds from
554 this item shall not revert and shall be made available for expenditure until June 30, 2011
555 \$1,967,273

556 1599-4422 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
557 salary adjustments and other economic benefits authorized by the collective bargaining
558 agreement between the Board of Higher Education and the Massachusetts Teachers
559 Association/National Education Association State College Faculty, and to meet the fiscal year

560 2010 and fiscal year 2011 costs of salary adjustments and other economic benefits necessary to
561 provide equal adjustments and benefits to employees employed in confidential positions which
562 otherwise would be covered by this agreement; provided, that the personnel administrator, with
563 the approval of the secretary of administration and finance, shall determine these adjustments
564 and benefits for the confidential employees in accordance with the collective bargaining
565 agreement then in effect which otherwise would cover these positions; provided further, that the
566 secretary may transfer from the sum appropriated in this item to other items of appropriation and
567 allocations thereof for fiscal year 2010 and fiscal year 2011 amounts that are necessary to meet
568 these costs where the amounts otherwise available are insufficient for the purpose, in accordance
569 with a transfer plan which shall be filed in advance with the house and senate committees on
570 ways and means; and provided further, that any unexpended funds from this item shall not revert
571 and shall be made available for expenditure until June 30, 2011 \$1,582,420

572 1599-4424 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
573 salary adjustments and other economic benefits authorized by the collective bargaining
574 agreement between the University of Massachusetts and the Dartmouth AFT/MFT Faculty &
575 Librarians, and to meet the fiscal year 2010 and fiscal year 2011 costs of salary adjustments and
576 other economic benefits necessary to provide equal adjustments and benefits to employees
577 employed in confidential positions which otherwise would be covered by this agreement;
578 provided, that the personnel administrator, with the approval of the secretary of administration
579 and finance, shall determine these adjustments and benefits for the confidential employees in
580 accordance with the collective bargaining agreement then in effect which otherwise would cover
581 these positions; provided further, that the secretary may transfer from the sum appropriated in
582 this item to other items of appropriation and allocations thereof for fiscal year 2010 and fiscal

583 year 2011 amounts that are necessary to meet these costs where the amounts otherwise available
584 are insufficient for the purpose, in accordance with a transfer plan which shall be filed in
585 advance with the house and senate committees on ways and means; and provided further, that
586 any unexpended funds from this item shall not revert and shall be made available for expenditure
587 until June 30, 2011 \$622,418

588 1599-4425 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
589 salary adjustments and other economic benefits authorized by the collective bargaining
590 agreement between the University of Massachusetts and the Dartmouth Maintenance & Trades
591 MFT, and to meet the fiscal year 2010 and fiscal year 2011 costs of salary adjustments and other
592 economic benefits necessary to provide equal adjustments and benefits to employees employed
593 in confidential positions which otherwise would be covered by this agreement; provided, that the
594 personnel administrator, with the approval of the secretary of administration and finance, shall
595 determine these adjustments and benefits for the confidential employees in accordance with the
596 collective bargaining agreement then in effect which otherwise would cover these positions;
597 provided further, that the secretary may transfer from the sum appropriated in this item to other
598 items of appropriation and allocations thereof for fiscal year 2010 and fiscal year 2011 amounts
599 that are necessary to meet these costs where the amounts otherwise available are insufficient for
600 the purpose, in accordance with a transfer plan which shall be filed in advance with the house
601 and senate committees on ways and means; and provided further, that any unexpended funds
602 from this item shall not revert and shall be made available for expenditure until June 30, 2011
603 \$33,232

604 EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS

Department of Fish and Game

2300-1011 The department may expend revenues in an amount not to exceed \$200,000 from the administrative handling charge revenues received from electronic transactions processed through its online licensing and registration systems under chapter 60 of the acts of 2007; provided, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of revenues and related expenditures, the commissioner may incur expenses and the comptroller may certify for payment the amounts not to exceed the lower of this authorization or the most recent revenue estimate, as reported in the state accounting system \$200,000

SECTION 2C.I. For the purpose of making available in fiscal year 2011 balances of appropriations which otherwise would revert on June 30, 2010, the unexpended balances of the maintenance appropriations listed below, not to exceed the amount specified below for each item, are hereby re-appropriated for the purposes of and subject to the conditions stated for the corresponding item in section 2 of the general appropriation act for fiscal year 2011. However, for items which do not appear in section 2 of the general appropriation act, the amounts in this section are re-appropriated for the purposes of and subject to the conditions stated for the corresponding item in section 2 or 2A of this act or in prior appropriation acts. Amounts in this section are re-appropriated from the fund or funds designated for the corresponding item in section 2 of the general appropriation act; provided, however, that for items which do not appear in section 2 of the general appropriation act, the amounts in this section are re-appropriated from the fund or funds designated for the corresponding item in section 2 or 2A of this act or in prior appropriation acts. The sums re-appropriated in this section shall be in addition to any amounts available for said purposes.

628	OFFICE OF THE STATE COMPTROLLER	
629	Office of the State Comptroller	
630	1599-3384	\$4,000,000
631	EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE	
632	Office of the Secretary of Administration and Finance	
633	1100-1560	\$579,905
634	1599-4281	\$10,000
635	1599-4282	\$10,000
636	1599-4283	\$10,000
637	1599-4284	\$10,000
638	Department of Revenue	
639	1232-0200	\$230,905
640	EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS	
641	Office of the Secretary of Energy and Environmental Affairs	
642	2000-1700	\$100,000
643	EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES	
644	Office of the Secretary of Health and Human Services	

645	4000-1700	\$1,350,000
646	Division of Medical Assistance	
647	4000-0600	\$1,788,197
648	EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT	
649	Office of the Secretary of Housing and Economic Development	
650	7002-0017	\$300,000
651	EXECUTIVE OFFICE OF LABOR AND WORKFORCE DEVELOPMENT	
652	Department of Workforce Development	
653	7002-0012	\$3,700,000
654	EXECUTIVE OFFICE OF EDUCATION	
655	Office of the Secretary of Education	
656	7009-1700	\$250,000
657	Department of Early Education and Care	
658	3000-4060	\$5,000,000
659	EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY	
660	Office of the Secretary of Public Safety and Security	
661	8000-1700	\$160,000

662 SECTION 2C.II. For the purpose of making available in fiscal year 2011 balances of
663 retained revenue and intragovernmental chargeback authorizations which otherwise would revert
664 on June 30, 2010, the unexpended balances of the authorizations listed below, not to exceed the
665 amount specified below for each item, are hereby re-authorized for the purposes of and subject to
666 the conditions stated for the corresponding item in section 2 or 2B of the general appropriation
667 act for fiscal year 2011. However, for items which do not appear in section 2 or 2B of the
668 general appropriation act, the amounts in this section are re-authorized for the purposes of and
669 subject to the conditions stated for the corresponding item in section 2, 2A, or 2B of this act or in
670 prior appropriation acts. Amounts in this section are re-authorized from the fund or funds
671 designated for the corresponding item in section 2 or 2B of the general appropriation act;
672 however, for items which do not appear in section 2 or 2B of the general appropriation act, the
673 amounts in this section are re-authorized from the fund or funds designated for the corresponding
674 item in section 2, 2A, or 2B of this act or in prior appropriation acts. The sums re-authorized in
675 this section shall be in addition to any amounts available for those purposes.

676 EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS

677 Department of Fish and Game

678 2300-1011 \$200,000

679 EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

680 Soldiers' Home in Massachusetts

681 4180-1100 \$40,000

682 Soldiers' Home in Holyoke

683 4190-1100 \$200,000

684 Department of Veterans' Services

685 1410-0018 \$16,000

686 Sex Offender Registry Board Members

687 SECTION 3. (A) Section 178K of chapter 6 of the General Laws, as appearing in the
688 2008 Official Edition, is hereby amended by striking out, in line 8, the words “psychologists or
689 psychiatrists”, and inserting in place thereof the following words:- mental health professionals.

690 (B) Said section 178K of said chapter 6, as so appearing, is hereby further amended by
691 striking out, in line 10, the words “psychologist or psychiatrist”, and inserting in place thereof
692 the following words:- mental health professional.

693 (C) Section 178L of said chapter 6, as so appearing, is hereby amended by striking out, in
694 line 9, the words “psychologist or psychiatrist”, and inserting in place thereof the following
695 words:- mental health professional.

696 Technical Correction to Oil Spill Act

697 SECTION 4. Section 4 of chapter 21L of the General Laws, is hereby amended by
698 striking out subsection (f), as amended by section 3 of chapter 101 of the acts of 2009, and
699 inserting in place thereof the following subsection:-

700 (f) Whoever owns or operates a tank vessel carrying 6,000 or more barrels of oil within
701 Buzzards Bay, from which oil is spilled into Buzzards Bay, and who: (i) failed to provide notice
702 in accordance with subsection (a) of section 9 of chapter 21M; or (ii) if such vessel was

unaccompanied by a tugboat escort, provided notice in accordance with subsection (a) of section 9 of chapter 21M, but failed to request a state pilot in accordance with subsection (b) of section 9 of chapter 21M; and (iii) violates any provision of this chapter shall be assessed triple the penalties provided in this section.

Make Donated Land Tax Credit Refundable

SECTION 5. (A) Section 6 of chapter 62 of the General Laws is hereby amended by inserting after the words “secretary of”, in line 637 and in line 642, as appearing in the 2008 Official Edition, the following words:- energy and.

(B) Said section 6 of said chapter 62 is hereby further amended by inserting after the word “a”, in line 665, as so appearing, the following word:- refundable.

(C) Subsection (p) of said section 6 of said chapter 62, as so appearing, is hereby further amended by striking out paragraphs (3) and (4) and inserting in place thereof the following 2 paragraphs:-

(3) The fair market value of a qualified donation of certified land shall be substantiated by a qualified appraisal, as defined in United States Treasury Regulation section 1.170A-13(c)(3), and shall be prepared by a qualified appraiser, as defined in United States Treasury Regulation section 1.170A-13(c)(5). For a taxpayer to qualify for the credit provided for in this subsection, the taxpayer shall, as part of the certification process, file with the secretary of energy and environmental affairs a summary of a qualified appraisal or, if requested by the secretary, the taxpayer shall submit the appraisal itself. The secretary shall transmit the summary of or the qualified appraisal itself and certification to the commissioner, upon request. For

724 purposes of determining the credit under this subsection, the fair market value of a qualified
725 donation shall be subject to review by the commissioner under chapter 62C.

726 (4) If the amount of the credit allowed under this subsection exceeds the taxpayer's tax
727 liability, the commissioner shall treat the excess as an overpayment and shall pay the taxpayer
728 the entire amount of the excess.

729 (D) Said subsection (p) of said section 6 of said chapter 62, as so appearing, is hereby
730 further amended by striking out paragraph (9) and inserting in place thereof the following
731 paragraph:-

732 (9) The secretaries of energy and environmental affairs and of administration and finance,
733 acting jointly and in writing, shall authorize tax credits under this subsection together with
734 section 38AA of chapter 63. The total cumulative value of the tax credits authorized pursuant to
735 this section and section 38AA of chapter 63 shall not exceed \$2,000,000 annually. No credits
736 shall be allowed under this subsection except to the extent authorized in this paragraph. The
737 commissioner, after consulting those secretaries concerning, among other things, the land
738 conservation objectives of this section, shall adopt regulations governing applications for and
739 other administration of these tax credits.

740 (E) The definition of "tax credit program" in section 1 of chapter 62C of the General
741 Laws, inserted by section 39 of the general appropriation act for fiscal year 2011, is hereby
742 amended by striking out the words "and (xi)" and inserting in place thereof the following words:-
743 (xi) the donated land tax credit in subsection (p) of said section 6 of said chapter 62 and section
744 38AA of said chapter 63; and (xii).

(F) Section 38AA of chapter 63 of the General Laws, as so appearing, is hereby amended by inserting after the words “secretary of”, in line 9 and in lines 13 and 14, the following words:- energy and.

(G) Said section 38AA of said chapter 63, as so appearing, is hereby further amended by striking out, in line 35, the words “the income tax” and inserting in place thereof the following words:- an excise.

(H) Said section 38AA of said chapter 63, as so appearing, is hereby further amended by inserting after the word “a”, in line 37, the following word:- refundable.

(I) Said section 38AA of said chapter 63, as so appearing, is hereby further amended by striking out subsections (c) and (d) and inserting in place thereof the following 2 subsections:-

(c) The fair market value of a qualified donation of certified land shall be substantiated by a qualified appraisal, as defined in United States Treasury Regulation section 1.170A-13(c)(3), and shall be prepared by a qualified appraiser, as defined in United States Treasury Regulation section 1.170A-13(c)(5). For a taxpayer to qualify for the credit provided for in this section, the taxpayer shall, as part of the certification process, file with the secretary of energy and environmental affairs a summary of a qualified appraisal or, if requested by the secretary, the taxpayer shall submit the appraisal itself. The secretary shall transmit the summary of or the qualified appraisal itself and certification to the commissioner of revenue, upon request. For purposes of determining the credit under this section, the fair market value of a qualified donation shall be subject to review by the commissioner under chapter 62C.

(d) If the amount of the credit allowed under this section exceeds the taxpayer's tax liability, the commissioner of revenue shall treat the excess as an overpayment and shall pay the taxpayer the entire amount of the excess.

(J) Said section 38AA of said chapter 63, as so appearing, is hereby further amended by striking out paragraph (9) and inserting in place thereof the following paragraph:-

(9) The secretaries of energy and environmental affairs and of administration and finance, acting jointly and in writing, shall authorize tax credits under this section together with subsection (p) of section 6 of chapter 62. The total cumulative value of the tax credits authorized pursuant to this section and said subsection (p) shall not exceed \$2,000,000 annually. No credits shall be allowed under this section except to the extent authorized in this subsection. The commissioner of revenue, after consulting those secretaries concerning, among other things, the land conservation objectives of this section, shall adopt regulations governing applications for and other administration of these tax credits.

(K) Subsection (a) of section 3 of chapter 509 of the acts of 2008 is hereby amended by striking out the last sentence.

(L) Subsection (c) of said section 3 of said chapter 509 is hereby amended by striking out the last sentence.

Homeowner Heating Safety Amendments

SECTION 6. Section 38J of chapter 148 of the General Laws, as appearing in the 2008 Official Edition, is hereby amended by striking out subsections (c), (d) and (e) and inserting in place thereof the following 2 subsections:-

(c) Subsection (b) shall not apply to any tank for which fuel supply lines or an oil safety valve were installed or upgraded on or after January 1, 1990, if a licensed oil burner technician inspects the installation or upgrade and certifies that it complies with the oil burning equipment regulations of the board of fire prevention regulations on a form prescribed by the department of fire services and submitted by the technician to the owner, to the department of environmental protection, and to the head of the local fire department or his designee.

(d) An inspection of upgrades of fuel supply lines and the installation of oil safety valves for compliance with subsection (b) or (c), and any regulations relevant to those subsections, shall be conducted by a licensed oil burner technician. Upgrades that comply with subsection (b) or (c), and any regulations relevant to those subsections, shall be certified by the technician on a form prescribed by the department of fire services, and the technician shall submit the certification to the owner, to the department of environmental protection, and to the head of the local fire department or his designee.

Trial Court CBA

SECTION 7. Section 7 of chapter 150E of the General Laws is hereby amended by inserting after the word "Massachusetts", in lines 8 and 22, as appearing in the 2008 Official Edition, the following words:- , the chief justice for administration and management.

Workforce Training PAC

SECTION 8. Item 7003-0701 of section 2 of chapter 27 of the acts of 2009 is hereby amended by adding the following words:- ; and provided further, that any unexpended funds in this item shall not revert and shall be made available for the purposes under this item until June 30, 2011.

808 State Police PAC

809 SECTION 9. Item 8100-0000 of said section 2 of said chapter 27 is hereby amended by
810 adding the following words:- ; and provided further, that any unexpended funds in this item
811 shall not revert and shall be made available for the purposes under this item until June 30, 2011.

812 Department of Correction PAC

813 SECTION 10. Item 8900-0001 of said section 2 of said chapter 27 is hereby amended by
814 adding the following words:- ; and provided further, that any unexpended funds in this item
815 shall not revert and shall be made available for the purposes under this item until June 30, 2011.

816 MEMA line item technical correction

817 SECTION 11. Section 2 of chapter 120 of the acts of 2010 is hereby amended by striking
818 out the figure "8800-0000" and inserting in place thereof the following figure:- 8800-0001.

819 Correction of CBA line item

820 SECTION 12. Section 2A of chapter 120 of the acts of 2010 is hereby amended by
821 striking out item 1599-4336 and inserting in place thereof the following item:-

822 1599-4336 For a reserve to meet the fiscal year 2011 costs of salary adjustments and
823 other economic benefits authorized by the collective bargaining agreement between the
824 Worcester county sheriff's department and the NAGE 06, Local RI-255, and to meet the fiscal
825 year 2011 costs of salary adjustments and other economic benefits necessary to provide equal
826 adjustments and benefits to employees employed in confidential positions which otherwise
827 would be covered by this agreement; provided, that the personnel administrator, with the
828 approval of the secretary of administration and finance, shall determine these adjustments and

829 benefits for the confidential employees in accordance with the collective bargaining agreement
830 then in effect which otherwise would cover these positions; provided further, that the secretary
831 may transfer from the sum appropriated in this item to other items of appropriation and
832 allocations thereof for fiscal year 2011 amounts that are necessary to meet these costs where the
833 amounts otherwise available are insufficient for the purpose, in accordance with a transfer plan
834 which shall be filed in advance with the house and senate committees on ways and means; and
835 provided further, that any unexpended funds in this item shall not revert but shall remain
836 available for expenditure until June 30, 2011.....27,121

837 DOR Retained Revenue Amendment

838 SECTION 13. Section 2 of chapter 131 of the acts of 2010 is hereby amended by striking
839 out item 1201-0130 and inserting in place thereof the following item:-

840 1201-0130 For the department of revenue which may expend for the operation of the
841 department not more than \$22,730,000 from revenues collected by the additional auditors for an
842 enhanced audit program; provided, that the auditors shall: (1) discover and identify persons who
843 are delinquent either in the filing of a tax return or the payment of a tax due and payable to the
844 commonwealth; (2) obtain such delinquent returns; and (3) collect such delinquent taxes for a
845 prior fiscal year; provided further, that notwithstanding any general or special law to the
846 contrary, for the purpose of accommodating timing discrepancies between the receipt of retained
847 revenues and related expenditures, the department may incur expenses and the comptroller may
848 certify for payment amounts not to exceed the lower of this authorization or the most recent
849 revenue estimate as reported in the state accounting system; and provided further, that the
850 department shall submit quarterly reports to the house and senate committees on ways and means

851 that shall include, but not be limited to, the following: (1) the amount of revenue produced from
852 these additional auditors; and (2) the amount of revenue produced by this item in fiscal years
853 2007, 2008, 2009 and 2010.....\$22,730,000

854 Sheriff Medicare Reserve

855 SECTION 14. Section 2 of chapter 131 of the acts of 2010 is hereby amended by
856 inserting after item 1599-3234 the following item:-

857 1599-3370 For a reserve to receive amounts paid by the United States to the
858 Commonwealth, as the employer, to satisfy the judgment of the United States District Court in
859 Regan & Commonwealth v. United States and employer-match refund claims governed by that
860 judgment; provided, that the comptroller shall transfer funds to the offices of sheriffs or of
861 registries of deeds whose employees were at issue in that action in proportion to the employer
862 match of payments to those affected employees in each of those offices, solely for one-time
863 expenses of those offices; provided further, that no funds made available from this item shall be
864 expended from object class AA, BB or CC; provided further, that each such office shall file a
865 written report with the comptroller and the secretary of administration and finance not later than
866 June 30 of each year funds were provided, detailing the purposes for which these funds were
867 expended; and provided further, that the comptroller may retain funds from this item to
868 reimburse his reasonable expenses in administering payments pursuant to, and refund claims
869 governed by, that judgment\$4,500,000

870 Federal Grants Omitted from the GAA

871 SECTION 15. Section 2D of chapter 131 of the acts of 2010 is hereby amended by
872 inserting after item 0840-4620, under the heading “Massachusetts Office on Disability”, the
873 following 2 items:-

874 1100-1703 For the purposes of implementation of the Federal Developmental
875 Disabilities Act \$3,280,078

876 1100-1704 For the purposes of the Developmental Disabilities Council DD Suite
877 Expendable Trust \$78,890

878 Carry Forward of Consolidated Net Surplus

879 SECTION 16. Chapter 131 of the acts of 2010 is hereby amended by striking out section
880 149 and inserting in place thereof the following section:-

881 Section 149. Notwithstanding any general or special law to the contrary, when the
882 comptroller disposes of the consolidated net surplus for fiscal year 2011 under subsection (a) of
883 section 5C of chapter 29, the comptroller shall not carry forward 0.5 per cent of the total revenue
884 from taxes in fiscal year 2011 unless the secretary of administration of finance provides written
885 notice that there are sufficient funds available to make all or a portion of the 0.5 per cent carry
886 forward.

887 Stabilization Fund Authorization

888 SECTION 17. Section 187 of chapter 131 of the acts of 2010 is hereby amended by
889 inserting after the figure “\$100,000,000”, in the first sentence, the following words:- , or a lesser
890 amount if the secretary of administration and finance so requests in writing,

891 Correction of Surplus Land Disposition Act

892 SECTION 18. Section 6 of chapter 153 of the acts of 2010 is hereby amended by striking
893 out subsection (k).

894 Head Injury Trust Fund Transfer from General Fund

895 SECTION 19. Notwithstanding any general or special law to the contrary, the
896 comptroller shall, within 30 days after the effective date of this section, transfer \$953,742 from
897 the General Fund to the Head Injury Treatment Services Trust Fund established under section 59
898 of chapter 10 of the General Laws.

899 Safety Inspection Trust Fund

900 SECTION 20. Notwithstanding any general or special law to the contrary, the
901 comptroller shall transfer \$2,000,000 from the General Fund to the Commonwealth
902 Transportation Fund for fiscal year 2010 for the purpose of balancing the Motor Vehicle
903 Inspection Trust Fund.

904 Funding for Searchable Website

905 SECTION 21. Notwithstanding any general or special law to the contrary, any
906 unexpended funds appropriated to item 1100-1100 of section 2 of chapter 27 of the acts of 2009
907 shall not revert and shall be made available for expenditure until June 30, 2011 for the purposes
908 of implementing section 14C of chapter 7 of the General Laws.

909 Funding for Single Statewide Audit

910 SECTION 22. Notwithstanding any general or special law to the contrary, any
911 unexpended funds appropriated to item 1000-0001 of section 2 of chapter 27 of the acts of 2009
912 shall not revert and shall be made available for expenditure until June 30, 2011 to pay for any

913 additional cost associated with the single statewide audit for fiscal year 2010 or to implement
914 section 14C of chapter 7 of the General Laws.

915 DCF Funding for Additional Social Workers

916 SECTION 23. Notwithstanding any general or special law to the contrary, the
917 comptroller shall transfer an amount not to exceed \$4,000,000 in total from the unexpended
918 funds appropriated to items 4800-0300, 4800-0038, and 4800-0041 of section 2 of chapter 27 of
919 the acts of 2009 to item 4800-1100 of section 2 of chapter 131 of the acts of 2010. Furthermore,
920 an amount not to exceed \$1,000,000 of any unexpended funds appropriated under item 4800-
921 1100 in section 2 of said chapter 27 shall not revert but shall be made available for expenditure
922 until June 30, 2011. All of the funding made available under this section shall be expended only
923 for the cost of additional social workers, and no such expenses may be incurred without the
924 written approval of the secretary of administration and finance of a staffing plan to be submitted
925 by the commissioner of the department of children and families.

926 Attachment A

927 Account

928 Secretariat

929 Bargaining Unit

930 Code

931 1599-4305

932 Sheriffs

933	Barnstable Radio Operators IBCO, 217
934	S3B
935	1599-4310
936	Sheriffs
937	Bristol Clerical and Maintenance NAGE A and C
938	SA1,SA2
939	1599-4313
940	Sheriffs
941	Bristol NCEU
942	SA3
943	1599-4314
944	Sheriffs
945	Franklin Admin-Professionals
946	SF3
947	1599-4315
948	Sheriffs
949	Franklin NEPBA

950	SF1
951	1599-4319
952	Sheriffs
953	Hampshire Non-Uniform (formerly Clerical Independent Association)
954	SH7
955	1599-4320
956	Sheriffs
957	Hampshire Sheriff Off - Independent Association
958	SH8
959	1599-4321
960	Sheriffs
961	Hampshire Treatment Staff Local 1459
962	SH6
963	1599-4322
964	Sheriffs
965	Middlesex NEPBA Correction Officers
966	SM5

967	1599-4323
968	Sheriffs
969	Middlesex South Superior Officers Assoc
970	SM4
971	1599-4324
972	Sheriffs
973	Middlesex Sheriff Teamsters Local 122
974	SM2
975	1599-4325
976	Sheriffs
977	Norfolk Clerical and Technical NAGE 202
978	SN1
979	1599-4327
980	Sheriffs
981	Norfolk Superior Officers NAGE, 296
982	SN3
983	1599-4333

984	Sheriffs
985	Suffolk Admin Staff NAGE 298
986	SS2
987	1599-4340
988	Sheriffs
989	Berkshire IUE AFL-CIO
990	SB2
991	1599-4360
992	Sheriffs
993	Franklin Captains NCEU
994	n/a
995	1599-4361
996	Sheriffs
997	Hampshire Corr-Officers NCEU
998	SH9
999	1599-4362
1000	Sheriffs

1001	Bristol K-9 Unit
1002	SA7
1003	1599-4400
1004	UMASS - NON-Faculty
1005	Amherst Campus Police Officers - IBPO
1006	A06
1007	1599-4401
1008	UMASS - NON-Faculty
1009	Amherst Admin/Clerical/Tech USA/MTA
1010	A08
1011	1599-4402
1012	UMASS - NON-Faculty
1013	Amherst Facilities Supervisors MTA
1014	A15
1015	1599-4403
1016	UMASS - Faculty
1017	Amherst & Boston MSP/MTA/NEA/FSU Faculty & Librarians

1018	A50, B40
1019	1599-4404
1020	UMASS - NON-Faculty
1021	Amherst & Boston Professional Staff MTA
1022	A52, B42
1023	1599-4405
1024	UMASS - NON-Faculty
1025	Boston Supervisors & Interviewers MTA & Boston Clerical/ Maintenance & Facilities
1026	MTA
1027	B31, B32
1028	1599-4407
1029	UMASS - NON-Faculty
1030	Boston Public Safety IBT Teamsters L 25
1031	B33
1032	1599-4409
1033	UMASS - NON-Faculty
1034	Dartmouth Clerical & Technical AFSCME L507
1035	D82

1036	1599-4411
1037	UMASS - NON-Faculty
1038	Dartmouth Professional ESU MFT Local 1895
1039	D85
1040	1599-4412
1041	UMASS - Faculty
1042	Lowell MSP/MTA/NEA Faculty & Librarians
1043	L90
1044	1599-4413
1045	UMASS - NON-Faculty
1046	Lowell Clerical & Technical MTA
1047	L92
1048	1599-4414
1049	UMASS - NON-Faculty
1050	Lowell Maintenance & Trades MTA
1051	L93
1052	1599-4416

1053	UMASS - NON-Faculty
1054	Lowell Professional Employees SEIU L 888
1055	L95
1056	1599-4420
1057	Board of Higher Education
1058	Associated Professional Admin MTA/NEA
1059	APA
1060	1599-4422
1061	Board of Higher Education
1062	State College Faculty MTA/NEA
1063	MSC
1064	1599-4424
1065	UMASS - Faculty
1066	Dartmouth AFT/MFT Faculty & Librarians
1067	D80,D81
1068	1599-4425
1069	UMASS - NON-Faculty

1070 Dartmouth Maintenance & Trades MFT

1071 D83