

SENATE No. 2060

The Commonwealth of Massachusetts

In the Year Two Thousand Ten

An Act Text of the Senate amendments to the House Bill making appropriations for the fiscal year 2010 for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements.

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 the maintenance of the several departments, boards,
2 commissions and institutions and other services, and for certain permanent improvements and to
3 meet certain requirements of law, the sums set forth in sections 2, 2B, 2D and 3, for the several
4 purposes and subject to the conditions specified in sections 2, 2B, 2D and 3, are hereby
5 appropriated from the General Fund unless specifically designated otherwise, subject to the
6 provisions of law regulating the disbursement of public funds and the approval thereof for the
7 fiscal year ending June 30, 2010. All sums appropriated under this act, including supplemental
8 and deficiency budgets, shall be expended in a manner reflecting and encouraging a policy of
9 nondiscrimination and equal opportunity for members of minority groups, women and
10 handicapped persons. All officials and employees of an agency, board, department, commission
11 or division receiving monies under this act shall take affirmative steps to ensure equality of
12 opportunity in the internal affairs of state government, as well as in their relations with the
13 public, including those persons and organizations doing business with the commonwealth. Each

14 agency, board, department, commission or division, in spending appropriated sums and
15 discharging its statutory responsibilities, shall adopt measures to ensure equal opportunity in the
16 areas of hiring, promotion, demotion or transfer, recruitment, layoff or termination, rates of
17 compensation, in-service or apprenticeship training programs and all terms and conditions of
18 employment.

19 SECTION 1A. In accordance with Articles LXIII and CVII of the Articles of
20 Amendment to the Constitution of the Commonwealth and section 6D of chapter 29 of the
21 General Laws, it is hereby declared that the amounts of revenue set forth in this section by source
22 for the respective funds of the commonwealth for the fiscal year ending June 30, 2010 are
23 necessary and sufficient to provide the means to defray the appropriations and expenditures from
24 such funds for said fiscal year as set forth and authorized in sections 2 and 2B. The comptroller
25 shall keep a distinct account of actual receipts from each such source by each such fund to
26 furnish the executive office for administration and finance and the house and senate committees
27 on ways and means with quarterly statements comparing such receipts with the projected receipts
28 set forth herein and to include a full statement comparing such actual and projected receipts in
29 the annual report for said fiscal year pursuant to section 13 of chapter 7A of the General Laws.
30 The quarterly and annual reports shall also include detailed statements of any other sources of
31 revenue for the budgeted funds in addition to those specified in this section.

32 Fiscal Year 2010 Revenue by Source and Budgeted Fund (in Millions)

33 Source

34 All Budgeted Funds*

35 General Fund

36	Highway Fund
37	Other**
38	Alcohol. Bev.
39	70.4
40	70.4
41	0.0
42	0.0
43	Cigarettes
44	485.6
45	485.6
46	0.0
47	0.0
48	Corporations
49	1,514.1
50	1,514.1
51	0.0
52	0.0

53	Deeds
54	117.0
55	117.0
56	0.0
57	0.0
58	Estate Inheritance
59	276.5
60	276.5
61	0.0
62	0.0
63	Financial Institutions
64	351.2
65	351.2
66	0.0
67	0.0
68	Income
69	11,432.0

70	11,432.0
71	0.0
72	0.0
73	Insurance
74	399.3
75	399.3
76	0.0
77	0.0
78	Motor Fuels
79	651.4
80	0.0
81	650.5
82	0.9
83	Public Utilities
84	72.3
85	72.3
86	0.0

87	0.0
88	Room Occupancy
89	115.1
90	74.8
91	0.0
92	40.3
93	Sales-Regular
94	2,883.0
95	2,883.0
96	0.0
97	0.0
98	
99	Sales-Meals
100	649.0
101	649.0
102	0.0
103	0.0

104	Sales-Motor Vehicles
105	489.0
106	489.0
107	0.0
108	0.0
109	
110	Miscellaneous
111	3.2
112	3.2
113	0.0
114	0.0
115	UI Surcharges
116	20.9
117	0.0
118	0.0
119	20.9
120	Total Consensus Tax Revenues:

121	19,530.0
122	18,817.4
123	650.5
124	62.1
125	Transfer to School Modernization and Reconstruction Trust (SMART) Fund for School
126	Building Authority
127	(640.7)
128	(640.7)
129	Transfer to MBTA State and Local Contribution Fund
130	(767.1)
131	(767.1)
132	Transfer to Pension Reserves Investment Trust Fund for Pension Contribution
133	(1,376.6)
134	(1,376.6)
135	Total Consensus Tax Revenue for Budget:
136	16,745.6
137	16,033.0
138	650.5

139	62.1
140	Revenue Changes
141	Annualized Value of Additional Auditors
142	26.0
143	26.0
144	0.0
145	0.0
146	Adjustment to Consensus Revenue
147	(1,541.7)
148	(1,541.7)
149	0.0
150	0.0
151	Total Taxes Available for Budget:
152	15,229.9
153	14,517.3
154	650.5
155	62.1

156	Non-Tax Revenue
157	Federal Reimbursements
158	8,064.3
159	8,058.2
160	0.8
161	5.3
162	Departmental Revenue
163	2,630.3
164	2,081.0
165	527.5
166	21.9
167	Consolidated Transfers
168	465.1
169	843.3
170	(77.1)
171	(301.1)
172	GRAND TOTAL

173 26,389.7

174 25,499.8

175 1,101.7

176 (211.8)

177 * Includes revenue deposited into and transfers out of the Workforce Training Fund,
178 Mass Tourism Fund, Inland Fish and Game Fund, and Stabilization Fund.

179 ** Includes tax revenue of \$20.9 M into the Workforce Training Fund, \$40.3 M into the
180 Mass Tourism Fund and \$0.9 M into the Inland Fish and Game Fund

181 SECTION 1B. The comptroller shall keep a distinct account of actual receipts of non-tax
182 revenues by each department, board, commission or institution to furnish the executive office for
183 administration and finance and the house and senate committees on ways and means with
184 quarterly statements comparing such receipts with projected receipts set forth herein and to
185 include a full statement comparing such receipts with projected receipts in the annual report for
186 such fiscal year pursuant to section 13 of chapter 7A of the General Laws. The quarterly and
187 annual reports shall also include detailed statements of any other sources of revenue for the
188 budgeted funds in addition to those specified in this section.

189 Non-Tax Revenue: Department Summary

190	Revenue Source	Unrestricted Non-Tax	Restricted Non-Tax
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191	Total Non-Tax		
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192	Judiciary		
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193	Supreme Judicial Court	\$2,760,900	\$0	\$2,760,900
194	Committee for Public Counsel	\$0	\$750,000	\$750,000
195	Appeals Court	\$440,697	\$0	\$440,697
196	Trial Court	\$78,061,750	\$56,000,000	\$134,061,750
197	TOTALS :	\$81,263,347	\$56,750,000	\$138,013,347
198	District Attorneys			
199	District Attorney's Association	\$0	\$1,580,958	\$1,580,958
200	TOTALS :	\$0	\$1,580,958	\$1,580,958
201	Secretary of the Commonwealth			
202	Secretary of the Commonwealth	\$194,948,640	\$30,000	\$194,978,640
203	TOTALS :	\$194,948,640	\$30,000	\$194,978,640
204	Treasurer and Receiver-General			
205	Office of the Treasurer	\$241,390,683	\$0	\$241,390,683
206	State Lottery Commission	\$181,230,578	\$768,608,566	\$949,839,144
207	TOTALS :	\$422,621,261	\$768,608,566	\$1,191,229,827
208	Attorney General			
209	Office of the Attorney General	\$18,867,581	\$600,000	\$19,467,581

210	TOTALS :	\$18,867,581	\$600,000	\$19,467,581	
211	State Ethics Commission				
212	State Ethics Commission	\$32,466	\$0	\$32,466	
213	TOTALS :	\$32,466	\$0	\$32,466	
214	Inspector General				
215	Office of the Inspector General	\$0	\$404,250	\$404,250	
216	TOTALS :	\$0	\$404,250	\$404,250	
217	Office of Campaign and Political Finance				
218	Office of Campaign and Political Finance	\$55,500	\$0	\$55,500	
219	TOTALS :	\$55,500	\$0	\$55,500	
220	Revenue Source		Unrestricted Non-Tax		Restricted Non-Tax
221	Total Non-Tax				
222	Massachusetts Commission Against Discrimination				
223	Massachusetts Commission Against Discrimination	\$158,196		\$2,000,054	
224		\$2,158,250			
225	TOTALS :	\$158,196	\$2,000,054	\$2,158,250	
226	Office of the State Comptroller				
227	Office of the State Comptroller	\$466,191,927	\$0	\$466,191,927	

228	TOTALS :	\$466,191,927	\$0	\$466,191,927
229	Executive Office for Administration and Finance			
230	Executive Office for Administration and Finance	\$50,000,000	\$0	\$50,000,000
231	Secretary of Administration and Finance	(\$1,253,083,219)	\$1,000,000	
232	(\$1,252,083,219)			
233	Division of Capital Asset Management &	\$7,056,867	\$16,550,000	\$23,606,867
234	Maintenance			
235	Bureau of State Office Buildings	\$164,842	\$0	\$164,842
236	Civil Service Commission	\$20,000	\$0	\$20,000
237	Group Insurance Commission	\$566,055,095	\$850,000	\$566,905,095
238	Division of Administrative Law Appeals	\$60,502	\$0	\$60,502
239	George Fingold Library	\$1,000	\$5,000	\$6,000
240	Department of Revenue	\$175,401,789	\$6,547,280	\$181,949,069
241	Appellate Tax Board	\$1,937,037	\$300,000	\$2,237,037
242	Human Resources Division	\$3,000	\$3,501,760	\$3,504,760
243	Operational Services Division	\$691,492	\$2,258,000	\$2,949,492
244	Information Technology Division	\$0	\$595,695	\$595,695
245	Public Employee Retirement Administration	\$179	\$0	\$179

246	TOTALS :	(\$451,691,416)	\$31,607,735	(\$420,083,681)	
247	Executive Office of Energy & Environmental Affairs				
248	Executive Office of Energy & Environmental		\$5,191,899	\$275,000	
249	\$5,466,899				
250	Department of Environmental Protection	\$39,427,944	\$903,817	\$40,331,761	
251	Department of Fish and Game	\$15,004,755	\$217,989	\$15,222,744	
252	Department of Agricultural Resources	\$5,927,815	\$0	\$5,927,815	
253	Department of Conservation and Recreation	\$18,087,824	\$8,857,116	\$26,944,940	
254	Department of Public Utilities	\$11,006,153	\$2,375,000	\$13,381,153	
255	Department of Energy Resources	\$3,245,535	\$0	\$3,245,535	
256	TOTALS :	\$97,891,925	\$12,628,922	\$110,520,847	
257	Department of Early Education and Care				
258	Department of Early Education and Care	\$210,392,934	\$0	\$210,392,934	
259	TOTALS :	\$210,392,934	\$0	\$210,392,934	
260	Revenue Source	Unrestricted Non-Tax	Restricted Non-Tax		
261	Total Non-Tax				
262	Executive Office of Health and Human Services				
263	Department of Veterans' Services	\$15,188	\$300,000	\$315,188	

264	Secretary of Health and Human Services	\$5,195,783,309		\$225,100,000
265		\$5,420,883,309		
266	Division of Health Care Finance and Policy	\$240,250,677	\$0	\$240,250,677
267	Mass Commission for the Blind	\$2,800,874	\$0	\$2,800,874
268	Massachusetts Rehabilitation Commission	\$3,050,526	\$0	\$3,050,526
269	Mass Commission for the Deaf	\$153,846	\$165,000	\$318,846
270	Chelsea Soldiers' Home	\$11,963,847	\$330,661	\$12,294,508
271	Holyoke Soldiers' Home	\$11,765,694	\$365,000	\$12,130,694
272	Department of Youth Services	\$1,211,426	\$0	\$1,211,426
273	Department of Transitional Assistance	\$501,915,554	\$2,450,000	\$504,365,554
274	Department of Public Health	\$142,744,370	\$56,447,166	\$199,191,536
275	Department of Children and Families	\$197,251,332	\$3,156,812	\$200,408,144
276	Department of Mental Health	\$101,807,501	\$125,000	\$101,932,501
277	Department of Developmental Services	\$420,561,754	\$150,000	\$420,711,754
278	Department of Elder Affairs	\$1,185,114,638	\$0	\$1,185,114,638
279	TOTALS :	\$8,016,390,536	\$288,589,639	\$8,304,980,175
280	Executive Office of Transportation & Public Works			
281	Secretary of Transportation	\$706,602	\$27,344	\$733,946

282	Massachusetts Aeronautics Commission	\$410,749	\$0	\$410,749
283	Mass Highway	\$8,252,926	\$500,000	\$8,752,926
284	Registry of Motor Vehicles	\$522,215,172	\$6,393,906	\$528,609,078
285	TOTALS :	\$531,585,449	\$6,921,250	\$538,506,699
286	Board of Library Commissioners			
287	Board of Library Commissioners	\$2,000	\$0	\$2,000
288	TOTALS :	\$2,000	\$0	\$2,000
289	Executive Office of Housing & Economic Development			
290	Department of Housing & Community Development		\$2,602,560	\$2,329,213
291				\$4,931,773
292	Department of Business Development	\$100	\$0	\$100
293	Office of Consumer Affairs and Business	\$1,000,000	\$500,000	\$1,500,000
294	Division of Banks	\$17,921,502	\$5,000,000	\$22,921,502
295	Division of Insurance	\$70,779,741	\$0	\$70,779,741
296	Division of Professional Licensure	\$15,372,616	\$0	\$15,372,616
297	Division of Standards	\$2,024,269	\$418,751	\$2,443,020
298	State Racing Commission	\$2,999,131	\$0	\$2,999,131
299	TOTALS :	\$112,699,919	\$8,247,964	\$120,947,883

300	Revenue Source	Unrestricted Non-Tax	Restricted Non-Tax
301	Total Non-Tax		
302	Executive Office of Labor & Workforce Development		
303	Department of Workforce Development	\$259,105	\$0 \$259,105
304	Department of Labor	\$1,627,962 \$252,850	\$1,880,812
305	Division of Industrial Accidents	\$22,987,775	\$0 \$22,987,775
306	Division of Labor Relations	\$5,892 \$0	\$5,892
307	TOTALS :	\$24,880,734 \$252,850	\$25,133,584
308	Department of Elementary and Secondary Education		
309	Department of Elementary and Secondary Education		\$7,686,000 \$0
310	\$7,686,000		
311	TOTALS :	\$7,686,000 \$0	\$7,686,000
312	Department of Higher Education		
313	University of Massachusetts	\$47,142,280	\$0 \$47,142,280
314	Bridgewater State College	\$3,043,997	\$0 \$3,043,997
315	Fitchburg State College	\$3,171,228	\$0 \$3,171,228
316	Framingham State College	\$2,478,160	\$0 \$2,478,160
317	Massachusetts College of Liberal Arts	\$371,415	\$0 \$371,415

318	Salem State College	\$3,511,560	\$0	\$3,511,560
319	Westfield State College	\$2,749,770	\$0	\$2,749,770
320	Worcester State College	\$2,793,692	\$0	\$2,793,692
321	Massachusetts Maritime Academy	\$318	\$0	\$318
322	Berkshire Community College	\$289,833	\$0	\$289,833
323	Bristol Community College	\$715,101	\$0	\$715,101
324	Cape Cod Community College	\$594,030	\$0	\$594,030
325	Greenfield Community College	\$347,661	\$0	\$347,661
326	Holyoke Community College	\$999,417	\$0	\$999,417
327	Mass Bay Community College	\$1,168,852	\$0	\$1,168,852
328	Massasoit Community College	\$979,538	\$0	\$979,538
329	Mount Wachusett Community College	\$421,978	\$0	\$421,978
330	Northern Essex Community College	\$782,537	\$0	\$782,537
331	North Shore Community College	\$889,664	\$0	\$889,664
332	Quinsigamond Community College	\$520,316	\$0	\$520,316
333	Springfield Technical Community College	\$1,041,234	\$0	\$1,041,234
334	Roxbury Community College	\$243,750	\$529,843	\$773,593

335	Middlesex Community College	\$594,522	\$0	\$594,522
336	Bunker Hill Community College	\$1,467,443	\$0	\$1,467,443
337	TOTALS :	\$76,318,296	\$529,843	\$76,848,139
338	Revenue Source	Unrestricted Non-Tax	Restricted Non-Tax	
339	Total Non-Tax			
340	Executive Office of Public Safety and Security			
341	Executive Office of Public Safety and Security	\$100,000	\$0	\$100,000
342	Office of the Chief Medical Examiner	\$0	\$1,700,000	\$1,700,000
343	Criminal History Systems Board	\$8,216,685	\$0	\$8,216,685
344	Department of State Police	\$800,242	\$22,916,200	\$23,716,442
345	Criminal Justice Training Council	\$1,500	\$900,000	\$901,500
346	Department of Public Safety	\$18,787,316	\$1,946,997	\$20,734,313
347	Department of Fire Services	\$12,003,861	\$25,000	\$12,028,861
348	Merit Rating Board	\$20,000	\$0	\$20,000
349	Military Division	\$2,500	\$1,400,000	\$1,402,500
350	Emergency Management Agency	\$669,198	\$0	\$669,198
351	Department of Corrections	\$11,292,933	\$5,600,000	\$16,892,933
352	Parole Board	\$1,000,000	\$600,000	\$1,600,000

353	TOTALS :	\$52,894,235	\$35,088,197	\$87,982,432
354	Sheriffs			
355	Sheriff's Department Hampden	\$796,136	\$1,914,460	\$2,710,596
356	Sheriff's Department Worcester	\$132,000	\$0	\$132,000
357	Sheriff's Department Middlesex	\$166,000	\$950,000	\$1,116,000
358	Sheriff's Department Franklin	\$846,500	\$2,600,000	\$3,446,500
359	Sheriff's Department Hampshire	\$30,000	\$250,000	\$280,000
360	Sheriff's Department Essex	\$643,362	\$2,000,000	\$2,643,362
361	Sheriff's Department Berkshire	\$40,000	\$1,250,000	\$1,290,000
362	Sheriff's Department Association	\$0	\$344,790	\$344,790
363	Sheriff's Department Barnstable	\$4,948,448	\$250,000	\$5,198,448
364	Sheriff's Department Bristol	\$4,089,663	\$6,500,000	\$10,589,663
365	Sheriff's Department Dukes	\$1,047,541	\$0	\$1,047,541
366	Sheriff's Department Nantucket	\$7,031,251	\$2,500,000	\$9,531,251
367	Sheriff's Department Norfolk	\$870,517	\$0	\$870,517
368	Sheriff's Department Plymouth	\$4,562,765	\$16,000,000	\$20,562,765
369	Sheriff's Department Suffolk	\$14,999,189	\$8,000,000	\$22,999,189

370 TOTALS : \$40,203,372 \$42,559,250 \$82,762,622

371 Total Non-Tax Revenue : \$9,903,392,902 \$1,256,399,478

372 \$11,159,792,380

373 SECTION 2

374 JUDICIARY.

375 Supreme Judicial Court.

376 0320-0003 For the operation of the supreme judicial court, including salaries of the
377 chief justice and the 6 associate justices \$7,965,766

378 0320-0010 For the operation of the clerk's office of the supreme judicial court for
379 Suffolk county \$1,174,133

380 0321-0001 For the operation of the commission on judicial conduct \$402,657

381 0321-0100 For the services of the board of bar examiners \$1,111,341

382 Committee for Public Counsel Services.

383 0321-1500 For the operation of the committee for public counsel services, as
384 authorized by chapter 211D of the General Laws; provided, that the committee shall submit a
385 report to the clerks of the house of representatives and senate and the house and senate
386 committees on ways and means not later than February 1, 2010, that shall include, but not be
387 limited to, the following: (a) the number of clients assisted by the committee in the prior fiscal
388 year; (b) any proposed expansion of legal services delineated by type of service, target
389 population and cost; (c) the total number of persons who received legal services by the

390 committee, by type of case and geographic location; (d) the costs for services rendered per client,
391 by type of case and geographic location; (e) the amount paid, if any, to the committee by clients
392 for services rendered by type of case and geographic location; (f) the average cost for services
393 rendered by the committee by type of case; and (g) the average number of hours spent per
394 attorney or staff per type of case \$28,645,024

395 0321-1510 For compensation paid to private counsel assigned to criminal and civil
396 cases under subsection (b) of section 6 of chapter 211D of the General Laws, pursuant to section
397 11 of said chapter 211D; provided, that not more than \$2,000,000 of the sum appropriated in this
398 item may be expended for services rendered before fiscal year 2010 \$125,370,957

399 0321-1518 For the chief counsel for the committee for public services which may
400 expend an amount not to exceed \$750,000 from revenues collected from fees charged for
401 attorney representation of indigent clients \$750,000

402 0321-1520 For fees and costs as defined in section 27A of chapter 261 of the General
403 Laws, as ordered by a justice of the appeals court or a justice of a department of the trial court of
404 the commonwealth on behalf of indigent persons, as defined in said section 27A of said chapter
405 261; provided, that not more than \$1,000,000 of the sum appropriated in this item may be
406 expended for services rendered before fiscal year 2010 \$13,532,500

407 0321-1600 For the Massachusetts Legal Assistance Corporation to provide legal
408 representation for indigent or otherwise disadvantaged residents of the commonwealth; provided,
409 that the corporation shall submit a report to the house and senate committees on ways and means
410 not later than January 29, 2010 that shall include, but not be limited to, the following: (a) the
411 number of persons whom the programs funded by the corporation assisted in the prior fiscal

412 year; (b) any proposed expansion of legal services delineated by type of service, target
413 population, and cost; and (c) the total number of indigent or otherwise disadvantaged residents of
414 the commonwealth who received services of the corporation, by type of case and geographic
415 location; and provided further, that the corporation may contract with any organization for the
416 purpose of providing the representation \$8,000,000

417 0321-2000 For the operation of the mental health legal advisors committee and for
418 certain programs for the indigent mentally ill, established pursuant to section 34E of chapter 221
419 of the General Laws \$707,599

420 0321-2100 For the Massachusetts correctional legal services committee
421 \$877,016

422 0321-2205 For the expenses of the social law library located in Suffolk county
423 \$1,506,704

424 Appeals Court.

425 0322-0100 For the appeals court, including the salaries, traveling allowances and
426 expenses of the chief justice, recall judges and the associate justices \$10,827,256

427 Trial Court.

428 0330-0101 For the salaries of the justices of the 7 departments of the trial court;
429 provided, that the chief justice for administration and management shall provide written
430 notification to the house and senate committees on ways and means of any transfer of funds from
431 this item to any other item of appropriation within 30 days of the transfer \$49,836,452

432 0330-0300 For the central administration of the trial court, including costs associated
433 with trial court non-employee services, trial court dental and vision health plan agreement, jury
434 expenses, trial court law libraries, statewide telecommunications, private and municipal court
435 rental and leases, operation of courthouse facilities, rental of county court facilities, witness fees,
436 printing expenses, equipment maintenance and repairs, court interpreter program, insurance and
437 chargeback costs, the Massachusetts sentencing commission, alternative dispute resolution
438 services, permanency mediation services, court security and judicial training; provided, that 50
439 per cent of all fees payable pursuant to Massachusetts Rules of Criminal Procedure 15(d) and
440 30(c)(8) shall be paid from this item; provided further, that notwithstanding section 9A of
441 chapter 30, or any other general or special law to the contrary, the rights afforded to a veteran,
442 pursuant to said section 9A of said chapter 30, shall also be afforded to any such veteran, who
443 holds a trial court office or position in the service of the commonwealth not classified under
444 chapter 31, other than an elective office, an appointive office for a fixed term or an office or
445 position under section 7 of chapter 30, and who: (1) has held the office or position for not less
446 than 1 year; and (2) has 30 years of total creditable service to the commonwealth, as defined in
447 chapter 32; provided further, that the trial court shall submit a report to the victim and witness
448 assistance board detailing the amount of assessments imposed within each court by a justice or
449 clerk-magistrate during the previous calendar year pursuant to section 8 of chapter 258B of the
450 General Laws; provided further, that the report shall include, but not be limited to, the number of
451 cases in which the assessment was reduced or waived by a judge or clerk-magistrate within the
452 courts; and provided further, that the report shall be submitted to the victim and witness
453 assistance board on or before January 11, 2010 \$196,762,543

454 0330-3333 For the chief justice for administration and management which may
455 expend for the operation of the trial court an amount not to exceed \$27,000,000 from fees
456 charged and collected pursuant to section 3 of chapter 90C, chapter 185, section 22 of chapter
457 218 and sections 2, 4A, 4B, 4C, 39 and 40 of chapter 262 of the General Laws; provided, that a
458 schedule detailing the full allotment of said \$27,000,000 shall be submitted to the house and
459 senate committees on ways and means not later than February 1, 2010; provided further, that the
460 first \$53,000,000 of revenue received from the fees shall be deposited in the General Fund and
461 not retained; and provided further, that notwithstanding any general or special law to the
462 contrary, for the purpose of accommodating timing discrepancies between the receipt of
463 revenues and related expenditures, the chief justice may incur expenses and the comptroller shall
464 certify for payments amounts not to exceed the lower of one half of this authorization or the most
465 recent revenue estimate, as reported in the state accounting system \$27,000,000

466 0330-3334 For the chief justice for administration and management which may
467 expend for the operation of the department an amount not to exceed \$29,000,000 from fees
468 charged and collected under section 87A of chapter 276 of the General Laws; provided, that a
469 schedule detailing the full allotment of said \$29,000,000 shall be submitted to the house and
470 senate committees on ways and means not later than February 1, 2010 \$29,000,000

471 0330-3337 For additional expenses associated with the operation of the trial court;
472 provided, that a schedule detailing all transfers shall be submitted to the house and senate
473 committees on ways and means not later than February 1, 2010 \$11,192,192

474 Superior Court Department.

475 0331-0100 For the operation of the superior court department; provided, that funds
476 shall be expended for the medical malpractice tribunals in accordance with section 60B of
477 chapter 231 of the General Laws; and provided further, that the clerk of the court shall have
478 responsibility for the internal administration of his office, including personnel, staff services and
479 record keeping \$21,740,332

480 District Court Department.

481 0332-0100 For the operation of the district court department, including a civil
482 conciliation program \$36,312,991

483 Probate and Family Court Department.

484 0333-0002 For the operation of the probate and family court department
485 \$19,673,841

486 Land Court Department.

487 0334-0001 For the operation of the land court department \$2,214,118

488 Boston Municipal Court Department.

489 0335-0001 For the operation of the Boston municipal court department \$7,172,575

490 Housing Court Department.

491 0336-0002 For the operation of the housing court department \$3,975,411

492 Juvenile Court Department.

493 0337-0002 For the operation of the juvenile court department \$10,881,680

494 Office of the Commissioner of Probation.

495 0339-1001 For the office of the commissioner of probation and trial court office of
496 community corrections; provided, that notwithstanding any general or special law, rule or
497 regulation to the contrary, the commissioner, subject to appropriation, shall have exclusive
498 authority to appoint, dismiss, assign and discipline probation officers, associate probation
499 officers, probation officers-in-charge, assistant chief probation officers and chief probation
500 officers; provided further, that the associate probation officers shall only perform in-court
501 functions and shall assume the in-court duties of the currently employed probation officers who
502 shall be reassigned within the probation service subject to collective bargaining agreements to
503 perform intensive, community-based supervision of probationers, including the provisions of
504 intensive supervision and community restraint services; provided further, that funds from this
505 item shall be expended for the costs associated with full implementation of chapters 303 and 418
506 of the acts of 2006 to ensure effective supervision of probationers who are monitored through
507 global positioning system bracelets; provided further, that no funds shall be expended from this
508 line item to cover the costs of building leases; provided further, that the office shall enter into an
509 interagency service agreement with the department of revenue to verify income data and to
510 utilize the department's wage reporting and bank match system for the purpose of weekly tape-
511 matching, for the purposes of determining an individual's eligibility for appointment of indigent
512 counsel, as defined in chapter 211D of the General Laws; provided further, that the office shall
513 submit quarterly reports to the house and senate committees on ways and means detailing the
514 progress of eligibility verification with the department; provided further, that the report shall
515 include, but not be limited to, the number of individuals to be found misrepresenting assets,
516 revenue generated through collection of indigent client fees, the average indigent client fee that

517 each court division collects per case since the effective date of this act, recommendations on
518 improvements in verifying eligibility for counsel and other pertinent information to ascertain the
519 effectiveness of verification; provided further, that the intensive supervision and community
520 corrections programs shall include, but not be limited to, tracking, community service,
521 educational assistance, drug and alcohol testing and treatment, curfew enforcement, home
522 confinement, day reporting, means-tested fines, restitution, and community incapacitation or
523 restraint; and provided further, that the number of placements in the programs shall not exceed a
524 daily average goal of 5,000 intensively-supervised probationers \$153,331,833

525 Office of the Jury Commissioner.

526 0339-2100 For the office of the jury commissioner in accordance with chapter 234A
527 of the General Laws \$2,412,913

528 Suffolk District Attorney.

529 0340-0100 For the Suffolk district attorney's office, including the victim and witness
530 assistance program, the child abuse and sexual assault prosecution program, the domestic
531 violence unit and the children's advocacy center; provided, that the office shall submit a report to
532 the executive director of the Massachusetts District Attorneys Association no later than February
533 1, 2010, summarizing the number and types of criminal cases managed or prosecuted by the
534 office in calendar year 2009 and the disposition or status thereof, which shall be delineated by
535 each jurisdiction of the district, juvenile, probate, superior, appeals, and supreme judicial court in
536 which the cases were managed or prosecuted; provided further, that for each jurisdiction of said
537 courts, the report shall include, but not be limited to, the following: (a) the type of criminal case;
538 (b) the total number of defendants charged under the type of case; and (c) summary of

539 dispositions or statuses thereof; provided further, that the office shall submit a report to the house
540 and senate committees on ways and means no later than February 1, 2010, detailing the total
541 number and use of private attorneys participating in any volunteer prosecutor program; provided
542 further, that the report shall include, but not be limited to, the following: (a) the total number of
543 personnel from private law firms participating in the program; (b) the name and address of the
544 law firms; (c) the duties performed by the personnel; and (d) the benefits and cost savings
545 associated with the program; provided further, that 50 per cent of fees payable pursuant to
546 Massachusetts Rules of Criminal Procedure 15 (d) and 30 (c)(8) for appeals taken by the office
547 shall be paid from this item; provided further, that the office shall submit a report to the
548 executive director of the Massachusetts district attorneys' association no later than February 1,
549 2010, detailing the office's use of drug forfeiture funds collected pursuant to chapter 94C of the
550 General Laws; provided further, that the report shall include, but not be limited to, the following:
551 (a) the amount of the funds deposited into the office's special law enforcement trust fund in
552 fiscal years 2007, 2008 and 2009; (b) a description of how the funds were used in those fiscal
553 years; and (c) the balance of the trust fund as of January 1, 2010; provided further, that no
554 assistant district attorney shall be paid an annual salary of less than \$37,500; and provided
555 further, that at least 30 days before transferring any funds authorized in this item from the AA
556 object class, the district attorney shall notify the house and senate committees on ways and
557 means of its intention to make that transfer \$15,188,357

558 0340-0101 For the overtime costs of state police officers assigned to the Suffolk
559 district attorney's office \$337,431

560 General Fund 70.00%

561 Highway Fund30.00%

562 Middlesex District Attorney.

563 0340-0200 For the Middlesex district attorney's office, including the victim and
564 witness assistance program, the child abuse and sexual assault prosecution program and the
565 domestic violence unit; provided, that the office shall submit a report to the executive director of
566 the Massachusetts District Attorneys Association no later than February 1 , 2010, summarizing
567 the number and types of criminal cases managed or prosecuted by the office in calendar year
568 2009 and the disposition or status thereof, which shall be delineated by each jurisdiction of the
569 district, juvenile, probate, superior, appeals, and supreme judicial court in which the cases were
570 managed or prosecuted; provided further, that for each jurisdiction of said courts, the report shall
571 include, but not be limited to, the following: (a) the type of criminal case; (b) the total number of
572 defendants charged under the type of case; and (c) summary of dispositions or statuses thereof;
573 provided further, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal
574 Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item;
575 provided further, that the office shall submit a report to the executive director of the
576 Massachusetts district attorneys' association no later than February 1, 2010, detailing the office's
577 use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws; provided
578 further, that the report shall include, but not be limited to, the following: (a) the amount of the
579 funds deposited into the office's special law enforcement trust fund in fiscal years 2007, 2008
580 and 2009; (b) a description of how the funds were used in those fiscal years; and (c) the balance
581 of the trust fund as of January 1, 2010; provided further, that the office shall submit a report to
582 the house and senate committees on ways and means no later than February 1, 2010, detailing the
583 total number and use of private attorneys participating in any volunteer prosecutor program;

584 provided further, that the report shall include, but not be limited to, the following: (a) the total
585 number of personnel from private law firms participating in the program; (b) the name and
586 address of the law firms; (c) the duties performed by the personnel; and (d) the benefits and cost
587 savings associated with the program; provided further, that no assistant district attorney shall be
588 paid an annual salary of less than \$37,500; and provided further, that at least 30 days before
589 transferring any funds authorized in this item from the AA object class, the district attorney shall
590 notify the house and senate committees on ways and means of its intention to make that
591 transfer..... \$13,038,535

592 0340-0201 For the overtime costs of state police officers assigned to the Middlesex
593 district attorney's office \$491,890

594 General Fund 70.00%

595 Highway Fund30.00%

596 Eastern District Attorney.

597 0340-0300 For the Eastern district attorney's office, including the victim and witness
598 assistance program, the child abuse and sexual assault prosecution program and the domestic
599 violence unit; provided, that the office shall submit a report to the executive director of the
600 Massachusetts District Attorneys Association no later than February 1, 2010, summarizing the
601 number and types of criminal cases managed or prosecuted by the office in calendar year 2009
602 and the disposition or status thereof, which shall be delineated by each jurisdiction of the district,
603 juvenile, probate, superior, appeals, and supreme judicial court in which the cases were managed
604 or prosecuted; provided further, that for each jurisdiction of said courts, the report shall include,
605 but not be limited to, the following: (a) the type of criminal case; (b) the total number of

606 defendants charged under the type of case; and (c) summary of dispositions or statuses thereof;
607 provided further, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal
608 Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item;
609 provided further, that the office shall submit a report to the executive director of the
610 Massachusetts district attorneys' association no later than February 1, 2010, detailing the office's
611 use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws; provided
612 further, that the report shall include, but not be limited to, the following: (a) the amount of the
613 funds deposited into the office's special law enforcement trust fund in fiscal years 2007, 2008
614 and 2009; (b) a description of how the funds were used in those fiscal years; and (c) the balance
615 of the trust fund as of January 1, 2010; provided further, that no assistant district attorney shall
616 be paid an annual salary of less than \$37,500; provided further, that at least 30 days before
617 transferring any funds authorized in this item from the AA object class, the district attorney shall
618 notify the house and senate committees on ways and means of its intention to make that transfer;
619 provided further, that the office shall submit a report to the house and senate committees on ways
620 and means no later than February 1, 2010, detailing the total number and use of private attorneys
621 participating in any volunteer prosecutor program; and provided further, that the report shall
622 include, but not be limited to, the following: (a) the total number of personnel from private law
623 firms participating in the program; (b) the name and address of the law firms; (c) the duties
624 performed by the personnel; and (d) the benefits and cost savings associated with the program

625 \$8,011,057

626 0340-0301 For the overtime costs of state police officers assigned to the Eastern
627 district attorney's office \$480,334

628 General Fund 70.00%

629 Highway Fund30.00%

630 Worcester District Attorney.

631 0340-0400 For the Worcester district attorney's office, including the victim and
632 witness assistance program, the child abuse and sexual assault prosecution program and the
633 domestic violence unit; provided, that the office shall submit a report to the executive director of
634 the Massachusetts District Attorneys Association no later than February 1, 2010, summarizing
635 the number and types of criminal cases managed or prosecuted by the office in calendar year
636 2009 and the disposition or status thereof, which shall be delineated by each jurisdiction of the
637 district, juvenile, probate, superior, appeals, and supreme judicial court in which the cases were
638 managed or prosecuted; provided further, that for each jurisdiction of said courts, the report shall
639 include, but not be limited to, the following: (a) the type of criminal case; (b) the total number of
640 defendants charged under the type of case; and (c) summary of dispositions or statuses thereof;
641 provided further, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal
642 Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item;
643 provided further, that the office shall submit a report to the executive director of the
644 Massachusetts district attorneys' association no later than February 1, 2010, detailing the office's
645 use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws; provided
646 further, that the report shall include, but not be limited to, the following: (a) the amount of the
647 funds deposited into the office's special law enforcement trust fund in fiscal years 2007, 2008
648 and 2009; (b) a description of how the funds were used in those fiscal years; and (c) the balance
649 of the trust fund as of January 1, 2010; provided further, that the office shall submit a report to
650 the house and senate committees on ways and means no later than February 1, 2010, detailing the
651 total number and use of private attorneys participating in any volunteer prosecutor program;

652 provided further, that the report shall include, but not be limited to, the following: (a) the total
653 number of personnel from private law firms participating in the program; (b) the name and
654 address of the law firms; (c) the duties performed by the personnel; and (d) the benefits and cost
655 savings associated with the program; provided further, that no assistant district attorney shall be
656 paid an annual salary of less than \$37,500; and provided further, that at least 30 days before
657 transferring any funds authorized in this item from the AA object class, the district attorney shall
658 notify the house and senate committees on ways and means of its intention to make that transfer
659 \$8,466,451

660 0340-0401 For the overtime costs of state police officers assigned to the Worcester
661 district attorney's office \$393,809

662 General Fund 70.00%

663 Highway Fund 30.00%

664 0340-0410 For the analysis of narcotic drug synthetic substitutes, poisons, drugs,
665 medicines and chemicals at the University of Massachusetts Medical School in order to support
666 the law enforcement efforts of the district attorneys, the state police and municipal police
667 departments \$400,000

668 Hampden District Attorney.

669 0340-0500 For the Hampden district attorney's office, including the victim and
670 witness assistance program, the child abuse and sexual assault prosecution program and the
671 domestic violence unit; provided, that the office shall submit a report to the executive director of
672 the Massachusetts District Attorneys Association no later than February 1, 2010, summarizing

673 the number and types of criminal cases managed or prosecuted by the office in calendar year
674 2009 and the disposition or status thereof, which shall be delineated by each jurisdiction of the
675 district, juvenile, probate, superior, appeals, and supreme judicial court in which the cases were
676 managed or prosecuted; provided further, that for each jurisdiction of said courts, the report shall
677 include, but not be limited to, the following: (a) the type of criminal case; (b) the total number of
678 defendants charged under the type of case; and (c) summary of dispositions or statuses thereof;
679 provided further, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal
680 Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item;
681 provided further, that the office shall submit a report to the executive director of the
682 Massachusetts district attorneys' association no later than February 1, 2010, detailing the office's
683 use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws; provided
684 further, that the report shall include, but not be limited to, the following: (a) the amount of the
685 funds deposited into the office's special law enforcement trust fund in fiscal years 2007, 2008
686 and 2009; (b) a description of how the funds were used in those fiscal years; and (c) the balance
687 of the trust fund as of January 1, 2010; provided further, that the office shall submit a report to
688 the house and senate committees on ways and means no later than February 1, 2010, detailing the
689 total number and use of private attorneys participating in any volunteer prosecutor program;
690 provided further, that the report shall include, but not be limited to, the following: (a) the total
691 number of personnel from private law firms participating in the program; (b) the name and
692 address of the law firms; (c) the duties performed by the personnel; and (d) the benefits and cost
693 savings associated with the program; provided further, that no assistant district attorney shall be
694 paid an annual salary of less than \$37,500; and provided further, that at least 30 days before
695 transferring any funds authorized in this item from the AA object class, the district attorney shall

696 notify the house and senate committees on ways and means of its intention to make that transfer
697 \$7,623,079

698 0340-0501 For the overtime costs of state police officers assigned to the Hampden
699 district attorney's office \$323,713

700 General Fund 70.00%

701 Highway Fund 30.00%

702 Hampshire/Franklin District Attorney

703 0340-0600 For the Hampshire/Franklin district attorney's office, including the victim
704 and witness assistance program, the child abuse and sexual assault prosecution program and the
705 domestic violence unit; provided, that the office shall submit a report to the executive director of
706 the Massachusetts District Attorneys Association no later than February 1, 2010, summarizing
707 the number and types of criminal cases managed or prosecuted by the office in calendar year
708 2009 and the disposition or status thereof, which shall be delineated by each jurisdiction of the
709 district, juvenile, probate, superior, appeals, and supreme judicial court in which the cases were
710 managed or prosecuted; provided further, that for each jurisdiction of said courts, the report shall
711 include, but not be limited to, the following: (a) the type of criminal case; (b) the total number of
712 defendants charged under the type of case; and (c) summary of dispositions or statuses thereof;
713 provided further, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal
714 Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item;
715 provided further, that the office shall submit a report to the executive director of the
716 Massachusetts district attorneys' association no later than February 1, 2010, detailing the office's
717 use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws; provided

718 further, that the report shall include, but not be limited to, the following: (a) the amount of the
719 funds deposited into the office's special law enforcement trust fund in fiscal years 2007, 2008
720 and 2009; (b) a description of how the funds were used in said fiscal years; and (c) the balance of
721 the trust fund as of January 1, 2010; provided further, that the office shall submit a report to the
722 house and senate committees on ways and means no later than February 1, 2010, detailing the
723 total number and use of private attorneys participating in any volunteer prosecutor program;
724 provided further, that the report shall include, but not be limited to, the following: (a) the total
725 number of personnel from private law firms participating in the program; (b) the name and
726 address of the law firms; (c) the duties performed by the personnel; and (d) the benefits and cost
727 savings associated with the program; provided further, that no assistant district attorney shall be
728 paid an annual salary of less than \$37,500; and provided further, that at least 30 days before
729 transferring any funds authorized in this item from the AA object class, the district attorney shall
730 notify the house and senate committees on ways and means of its intention to make that transfer

731 \$4,746,396

732 0340-0601 For the overtime costs of state police officers assigned to the
733 Hampshire/Franklin district attorney's office \$280,236

734 General Fund 70.00%

735 Highway Fund 30.00%

736 Norfolk District Attorney.

737 0340-0700 For the Norfolk district attorney's office, including the victim and witness
738 assistance program, the child abuse and sexual assault prosecution program and the domestic
739 violence unit; provided, that the office shall submit a report to the executive director of the

740 Massachusetts District Attorneys Association no later than February 1, 2010, summarizing the
741 number and types of criminal cases managed or prosecuted by the office in calendar year 2009
742 and the disposition or status thereof, which shall be delineated by each jurisdiction of the district,
743 juvenile, probate, superior, appeals, and supreme judicial court in which the cases were managed
744 or prosecuted; provided further, that for each jurisdiction of said courts, the report shall include,
745 but not be limited to, the following: (a) the type of criminal case; (b) the total number of
746 defendants charged under the type of case; and (c) summary of dispositions or statuses thereof;
747 provided further, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal
748 Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item;
749 provided further, that the office shall submit a report to the executive director of the
750 Massachusetts district attorneys' association no later than February 1, 2010, detailing the office's
751 use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws; provided
752 further, that the report shall include, but not be limited to, the following: (a) the amount of the
753 funds deposited into the office's special law enforcement trust fund in fiscal years 2007, 2008
754 and 2009; (b) a description of how the funds were used in those fiscal years; and (c) the balance
755 of the trust fund as of January 1, 2010; provided further, that the office shall submit a report to
756 the house and senate committees on ways and means no later than February 1, 2010, detailing the
757 total number and use of private attorneys participating in any volunteer prosecutor program;
758 provided further, that the report shall include, but not be limited to, the following: (a) the total
759 number of personnel from private law firms participating in the program; (b) the name and
760 address of the law firms; (c) the duties performed by the personnel; and (d) the benefits and cost
761 savings associated with the program; provided further, that no assistant district attorney shall be
762 paid an annual salary of less than \$37,500; and provided further, that at least 30 days before

763 transferring any funds authorized in this item from the AA object class, the district attorney shall
764 notify the house and senate committees on ways and means of its intention to make that transfer

765 \$7,810,091

766 0340-0701 For the overtime costs of state police officers assigned to the Norfolk
767 district attorney's office \$406,958

768 General Fund 70.00%

769 Highway Fund 30.00%

770 Plymouth District Attorney.

771 0340-0800 For the Plymouth district attorney's office, including the victim and
772 witness assistance program, the child abuse and sexual assault prosecution program and the
773 domestic violence unit; provided, that the office shall submit a report to the executive director of
774 the Massachusetts District Attorneys Association no later than February 1, 2010, summarizing
775 the number and types of criminal cases managed or prosecuted by the office in calendar year
776 2009 and the disposition or status thereof, which shall be delineated by each jurisdiction of the
777 district, juvenile, probate, superior, appeals, and supreme judicial court in which the cases were
778 managed or prosecuted; provided further, that for each jurisdiction of said courts, the report shall
779 include, but not be limited to, the following: (a) the type of criminal case; (b) the total number of
780 defendants charged under the type of case; and (c) summary of dispositions or statuses thereof;
781 provided further, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal
782 Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item;
783 provided further, that the office shall submit a report to the executive director of the
784 Massachusetts district attorneys' association no later than February 1, 2010, detailing the office's

785 use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws; provided
786 further, that the report shall include, but not be limited to, the following: (a) the amount of the
787 funds deposited into the office's special law enforcement trust fund in fiscal years 2007, 2008
788 and 2009; (b) a description of how the funds were used in those fiscal years; and (c) the balance
789 of the trust fund as of January 1, 2010; provided further, that the office shall submit a report to
790 the house and senate committees on ways and means no later than February 1, 2010, detailing the
791 total number and use of private attorneys participating in any volunteer prosecutor program;
792 provided further, that the report shall include, but not be limited to, the following: (a) the total
793 number of personnel from private law firms participating in the program; (b) the name and
794 address of the law firms; (c) the duties performed by the personnel; and (d) the benefits and cost
795 savings associated with the program; provided further, that no assistant district attorney shall be
796 paid an annual salary of less than \$37,500; and provided further, that at least 30 days before
797 transferring any funds authorized in this item from the AA object class, the district attorney shall
798 notify the house and senate committees on ways and means of its intention to make that transfer
799 \$6,774,559

800 0340-0801 For the overtime costs of state police officers assigned to the Plymouth
801 district attorney's office \$409,373

802 General Fund 70.00%

803 Highway Fund 30.00%

804 Bristol District Attorney.

805 0340-0900 For the Bristol district attorney's office, including the victim and witness
806 assistance program, the child abuse and sexual assault prosecution program and the domestic

807 violence unit; provided, that the office shall submit a report to the executive director of the
808 Massachusetts District Attorneys Association no later than February 1, 2010, summarizing the
809 number and types of criminal cases managed or prosecuted by the office in calendar year 2009
810 and the disposition or status thereof, which shall be delineated by each jurisdiction of the district,
811 juvenile, probate, superior, appeals, and supreme judicial court in which the cases were managed
812 or prosecuted; provided further, that for each jurisdiction of said courts, the report shall include,
813 but not be limited to, the following: (a) the type of criminal case; (b) the total number of
814 defendants charged under the type of case; and (c) summary of dispositions or statuses thereof;
815 provided further, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal
816 Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item;
817 provided further, that the office shall submit a report to the house and senate committees on ways
818 and means no later than February 1, 2010, detailing the total number and use of private attorneys
819 participating in any volunteer prosecutor program; provided further, that the report shall include,
820 but not be limited to, the following: (a) the total number of personnel from private law firms
821 participating in the program; (b) the name and address of the law firms; (c) the duties performed
822 by the personnel; and (d) the benefits and cost savings associated with the program; provided
823 further, that the office shall submit a report to the executive director of the Massachusetts district
824 attorneys' association no later than February 1, 2010, detailing the office's use of drug forfeiture
825 funds collected pursuant to chapter 94C of the General Laws; provided further, that the report
826 shall include, but not be limited to, the following: (a) the amount of the funds deposited into the
827 office's special law enforcement trust fund in fiscal years 2007, 2008 and 2009; (b) a description
828 of how the funds were used in those fiscal years; and (c) the balance of the trust fund as of
829 January 1, 2010; provided further, that no assistant district attorney shall be paid an annual salary

830 of less than \$37,500; and provided further, that at least 30 days before transferring any funds
831 authorized in this item from the AA object class, the district attorney shall notify the house and
832 senate committees on ways and means of its intention to make that transfer\$7,048,574

833 0340-0901 For the overtime costs of state police officers assigned to the Bristol
834 district attorney's office \$310,779

835 General Fund 70.00%

836 Highway Fund30.00%

837 Cape and Islands District Attorney.

838 0340-1000 For the Cape and Islands district attorney's office, including the victim
839 and witness assistance program, the child abuse and sexual assault prosecution program and the
840 domestic violence unit; provided further, that the office shall submit a report to the executive
841 director of the Massachusetts District Attorneys Association no later than February 1, 2010,
842 summarizing the number and types of criminal cases managed or prosecuted by the office in
843 calendar year 2009 and the disposition or status thereof, which shall be delineated by each
844 jurisdiction of the district, juvenile, probate, superior, appeals, and supreme judicial court in
845 which the cases were managed or prosecuted; provided further, that for each jurisdiction of said
846 courts, the report shall include, but not be limited to, the following: (a) the type of criminal case;
847 (b) the total number of defendants charged under the type of case; and (c) summary of
848 dispositions or statuses thereof; provided further, that 50 per cent of fees payable pursuant to
849 Massachusetts Rules of Criminal Procedure 15 (d) and 30 (c)(8) for appeals taken by the office
850 shall be paid from this item; provided further, that the office shall submit a report to the house
851 and senate committees on ways and means no later than February 1, 2010, detailing the total

852 number and use of private attorneys participating in any volunteer prosecutor program; provided
853 further, that the report shall include, but not be limited to, the following: (a) the total number of
854 personnel from private law firms participating in the program; (b) the name and address of the
855 law firms; (c) the duties performed by the personnel; and (d) the benefits and cost savings
856 associated with the program; provided further, that the office shall submit a report to the
857 executive director of the Massachusetts' district attorneys' association no later than February 1,
858 2010, detailing the office's use of drug forfeiture funds collected pursuant to chapter 94C of the
859 General Laws; provided further, that the report shall include, but not be limited to, the following:
860 (a) the amount of the funds deposited into the office's special law enforcement trust fund in
861 fiscal years 2007, 2008 and 2009; (b) a description of how the funds were used in those fiscal
862 years; and (c) the balance of the trust fund as of January 1, 2010; provided further, that no
863 assistant district attorney shall be paid an annual salary of less than \$37,500; and provided
864 further, that at least 30 days before transferring any funds authorized in this item from the AA
865 object class, the district attorney shall notify the house and senate committees on ways and
866 means of its intention to make that transfer \$3,445,389

867 0340-1001 For the overtime costs of state police officers assigned to the Cape and
868 Islands district attorney's office \$265,462

869 General Fund 70.00%

870 Highway Fund30.00%

871 Berkshire District Attorney.

872 0340-1100 For the Berkshire district attorney's office, including the victim and
873 witness assistance program, the child abuse and sexual assault prosecution program, the drug

874 task force and the domestic violence unit; provided, that the office shall submit a report to the
875 executive director of the Massachusetts District Attorneys Association no later than February 1,
876 2010, summarizing the number and types of criminal cases managed or prosecuted by the office
877 in calendar year 2009 and the disposition or status thereof, which shall be delineated by each
878 jurisdiction of the district, juvenile, probate, superior, appeals, and supreme judicial court in
879 which the cases were managed or prosecuted; provided further, that for each jurisdiction of said
880 courts, the report shall include, but not be limited to, the following: (a) the type of criminal case;
881 (b) the total number of defendants charged under the type of case; and (c) summary of
882 dispositions or statuses thereof; provided further, that 50 per cent of fees payable pursuant to
883 Massachusetts Rules of Criminal Procedure 15 (d) and 30 (c)(8) for appeals taken by the office
884 shall be paid from this item; provided further, that the office shall submit a report to the
885 executive director of the Massachusetts district attorneys' association no later than February 1,
886 2010, detailing the office's use of drug forfeiture funds collected pursuant to chapter 94C of the
887 General Laws; provided further, that the report shall include, but not be limited to, the following:
888 (a) the amount of the funds deposited into the office's special law enforcement trust fund in
889 fiscal years 2007, 2008 and 2009; (b) a description of how the funds were used in those fiscal
890 years; and (c) the balance of the trust fund as of January 1, 2010; provided further, that the office
891 shall submit a report to the house and senate committees on ways and means no later than
892 February 1, 2010, detailing the total number and use of private attorneys participating in any
893 volunteer prosecutor program; provided further, that the report shall include, but not be limited
894 to, the following: (a) the total number of personnel from private law firms participating in the
895 program; (b) the name and address of the law firms; (c) the duties performed by the personnel;
896 and (d) the benefits and cost savings associated with the program; provided further, that no

897 assistant district attorney shall be paid an annual salary of less than \$37,500; and provided
898 further, that at least 30 days before transferring any funds authorized in this item from the AA
899 object class, the district attorney shall notify the house and senate committees on ways and
900 means of its intention to make that transfer \$3,354,920

901 0340-1101 For the overtime costs of state police officers assigned to the Berkshire
902 district attorney's office \$204,882

903 General Fund 70.00%

904 Highway Fund 30.00%

905 DISTRICT ATTORNEYS' ASSOCIATION.

906 0340-2100 For the Massachusetts District Attorneys' Association which may expend
907 for its operation an amount not to exceed \$1,580,958 in revenues collected from voluntary
908 contributions from the 11 district attorneys of the commonwealth; provided, that each district
909 attorney shall submit a report to the Massachusetts District Attorneys Association and the house
910 and senate committees on ways and means delineating all funds expended for the purpose of
911 implementing the case management and tracking system not later than January 30, 2010;
912 provided further, that the report shall include, but not be limited to: an analysis of the total cost
913 of the district attorneys' computer network; the total cost incurred by each district attorney's
914 office; a detailed list of all hardware and software leased, owned or operated by each district
915 attorney; a plan for any purchases to be made in the remainder of fiscal year 2009; and a detailed
916 summary of any policies implemented to contain the costs of the network by either the
917 Massachusetts District Attorneys Association or the individual district attorneys' offices; and
918 provided further, that the association shall submit a report to the house and senate committees on

919 ways and means not later than January 31, 2010, detailing, by district attorney's office, sources
920 and amounts of revenue, including, but not limited to, federal and state grants that were received
921 in fiscal year 2009 \$1,580,958

922 0340-8908 For the costs associated with maintaining the Massachusetts District
923 Attorneys Association's wide area network \$1,246,779

924 EXECUTIVE.

925 0411-1000 For the offices of the governor, the lieutenant governor and the governor's
926 council; provided, that the amount appropriated in this item may be used at the discretion of the
927 governor for the payment of extraordinary expenses not otherwise provided for and for transfer
928 to appropriation accounts where the amounts otherwise available may be insufficient; provided
929 further, that funds may be expended for the governor's commission on mental retardation; and
930 provided further, that the advisory council on Alzheimer's disease and related disorders, as
931 established in the office of the governor by section 379 of chapter 194 of the acts of 1998 and
932 section 80 of chapter 236 of the acts of 2000, shall continue during fiscal year 2010
933 \$4,952,646

934 0411-1005 For the operation of the office of the child advocate \$243,564

935 SECRETARY OF THE COMMONWEALTH.

936 Office of the Secretary of the Commonwealth.

937 0511-0000 For the operation of the office of the secretary; provided, that the office
938 shall submit a report detailing staffing patterns for each program operated by the office; provided
939 further, that the report shall include, but not be limited to, actual and functional job titles by

940 program and compensation rates and lengths of service for each employee; provided further, that
941 the office shall submit the report not later than February 1, 2010, to the house and senate
942 committees on ways and means; provided further, that the secretary may transfer funds between
943 items 0540-0900, 0540-1000, 0540-1100, 0540-1200, 0540-1300, 0540-1400, 0540-1500, 0540-
944 1600, 0540-1700, 0540-1800, 0540-1900, 0540-2000 and 0540-2100 pursuant to an allocation
945 schedule filed with the house and senate committees on ways and means not less than 30 days
946 before the transfer; provided further, that each register of deeds using electronic record books
947 shall ensure that all methods of electronically recording instruments conform to any regulation or
948 standard established by the secretary of state or the records conservation board; and provided
949 further, that those regulations shall be issued not later than June 30, 2010 \$6,355,331

950 0511-0001 For the secretary of state which may expend revenues not to exceed
951 \$30,000 from the sale of merchandise at the Massachusetts state house gift shop for the purpose
952 of replenishing and restocking gift shop inventory \$30,000

953 0511-0200 For the operation of the state archives division \$389,815

954 0511-0230 For the operation of the records center \$37,337

955 0511-0250 For the operation of the archives facility \$310,478

956 0511-0260 For the operation of the commonwealth museum \$251,220

957 0511-0270 For the secretary of state who may contract with the University of
958 Massachusetts Donahue Institute to provide the commonwealth with technical assistance on
959 United States census data and to prepare annual population estimates \$2,073,736

960 0511-0420 For the operation of the address confidentiality program \$145,308

961 0517-0000 For the printing of public documents \$800,000

962 0521-0000 For the operation of the elections division, including preparation, printing
963 and distribution of ballots and for other miscellaneous expenses for primary and other elections;
964 provided, that the secretary of state may award grants for voter registration and education;
965 provided further, that the registration and education activities may be conducted by community-
966 based voter registration and education organizations; and provided further, that the secretary
967 shall submit a report to the house and senate committees on ways and means not later than
968 February 1, 2010, detailing the amount appropriated for the purposes of providing
969 reimbursements for the costs of extended polling hours from this item to each city or town
970 \$3,179,907

971 0521-0001 For the operation of the central voter registration computer system;
972 provided, that an annual report detailing voter registration activity shall be submitted to the
973 house and senate committees on ways and means on or before February 1, 2010 \$3,809,248

974 0524-0000 For providing information to voters \$271,871

975 0526-0100 For the operation of the Massachusetts historical commission
976 \$750,000

977 0527-0100 For the operation of the ballot law commission \$11,018

978 0528-0100 For the operation of the records conservation board \$35,119

979 0540-0900 For the registry of deeds located in Lawrence in the former county of
980 Essex \$1,103,998

981	0540-1000	For the registry of deeds located in Salem in the former county of Essex	
982			\$2,933,894
983	0540-1100	For the registry of deeds in the former county of Franklin	\$487,561
984	0540-1200	For the registry of deeds in the former county of Hampden	\$1,827,990
985	0540-1300	For the registry of deeds in the former county of Hampshire	\$511,582
986	0540-1400	For the registry of deeds located in Lowell in the former county of	
987	Middlesex		\$1,208,477
988	0540-1500	For the registry of deeds located in Cambridge in the former county of	
989	Middlesex		\$3,128,511
990	0540-1600	For the registry of deeds located in Adams in the former county of	
991	Berkshire		\$278,586
992	0540-1700	For the registry of deeds located in Pittsfield in the former county of	
993	Berkshire		\$474,287
994	0540-1800	For the registry of deeds located in Great Barrington in the former county	
995	of Berkshire		\$234,535
996	0540-1900	For the registry of deeds in the former county of Suffolk	\$1,950,823
997	0540-2000	For the registry of deeds located in Fitchburg in the former county of	
998	Worcester		\$726,432

999 0540-2100 For the registry of deeds located in the city of Worcester in the former
1000 county of Worcester \$2,345,612

1001 TREASURER AND RECEIVER-GENERAL.

1002 Office of the Treasurer and Receiver General.

1003 0610-0000 For the office of the treasurer and receiver-general; provided, that the
1004 treasurer shall provide computer services required by the teachers' retirement board; provided
1005 further, that the treasurer's office shall submit a report to the victim and witness assistance board
1006 which details the amount of assessments transmitted to the treasurer during the previous calendar
1007 year on a monthly basis from the courts, the registrar of motor vehicles and the sheriff or
1008 superintendent of any correctional facility pursuant to section 8 of chapter 258B; provided
1009 further, that the report shall be submitted to the board on or before January 30, 2010; provided
1010 further, that funds may be expended for the payment of bank fees; provided further, that
1011 payments shall be made to public safety employees killed in the line of duty pursuant to section
1012 100A of chapter 32 of the General Laws; provided further, that financial assistance shall be made
1013 available to injured firefighters; and provided further, that the treasurer's office shall pay half of
1014 the administrative costs of the municipal finance oversight board from this item \$9,599,373

1015 0610-0050 For the administration of the alcoholic beverages control commission in its
1016 efforts to regulate and control the conduct and condition of traffic in alcoholic beverages;
1017 provided, that said commission shall maintain at least 1 chief investigator and other investigators
1018 for the purpose of regulating and controlling the traffic of alcoholic beverages; provided further,
1019 that said commission shall work and cooperate with the Alcohol, Tobacco, and Firearms division
1020 of the United States Department of Justice and other relevant federal agencies to assist in its

1021 efforts to regulate and control the traffic of alcoholic beverages; and provided further, that the
1022 commission is directed to seek out matching federal dollars and to apply for federal grants that
1023 may be available to assist in the enforcement of laws pertaining to the traffic of alcoholic
1024 beverages \$2,057,305

1025 0610-0140 For the purpose of funding administrative, transactional and research
1026 expenses associated with maintaining and increasing the interest earnings on the
1027 Commonwealth's General and Stabilization Fund investments \$22,250

1028 0610-2000 For payments made to veterans pursuant to section 16 of chapter 130 of
1029 the acts of 2005; provided, that the office of the state treasurer may expend not more than
1030 \$150,000 for costs incurred in the administration of these payments \$3,155,604

1031 0611-1000 For bonus payments to war veterans \$44,500

1032 Lottery Commission.

1033 0640-0000 For the operation of the state lottery commission and arts lottery;
1034 provided, that no funds shall be expended from this item for any costs associated with the
1035 promotion or advertising of lottery games; provided further, that positions funded by this item
1036 shall not be subject to chapters 30 and 31 of the General Laws; and provided further, that 25 per
1037 cent of the amount appropriated herein shall be transferred quarterly from the State Lottery Fund
1038 to the General Fund \$77,172,416

1039 0640-0005 For the costs associated with the continued implementation of monitor
1040 games; provided, that any sums expended on promotional activities shall be limited to point-of-
1041 sale promotions and agent newsletters; and provided further, that 25 per cent of the amount

1042 appropriated in this item shall be transferred quarterly from the State Lottery fund to the General
1043 Fund \$2,875,484

1044 0640-0010 For the promotional activities associated with the state lottery program;
1045 provided, that 25 per cent of the amount appropriated in this item shall be transferred quarterly
1046 from the State Lottery Fund to the General Fund \$2,000,000

1047 0640-0096 For the purpose of the commonwealth's fiscal year 2010 contributions to
1048 the health and welfare fund established pursuant to the collective-bargaining agreement between
1049 the lottery commission and the service employees international union, Local 254, AFL-CIO;
1050 provided, that the contributions shall be paid to the trust fund on such basis as the collective
1051 bargaining agreement provides; and provided further, that 25 per cent of the amount appropriated
1052 in this item shall be transferred quarterly from the State Lottery Fund to the General Fund
1053 \$355,945

1054 MASSACHUSETTS CULTURAL COUNCIL.

1055 0640-0300 For the services and operations of the council, including grants to or
1056 contracts with public and non-public entities; provided, that notwithstanding any general or
1057 special law to the contrary, the council may expend the amounts herein appropriated for the
1058 purposes of the council as provided in sections 52 to 58, inclusive, of chapter 10 of the General
1059 Laws in amounts and at times as the council may determine pursuant to section 54 of said
1060 chapter 10; provided further, that 25 per cent of the amount appropriated herein shall be
1061 transferred quarterly from the Arts Lottery Fund to the General Fund; provided further, that any
1062 funds expended from this item for the benefit of schoolchildren shall be expended for the benefit
1063 of all Massachusetts schoolchildren and on the same terms and conditions; provided further, that

1064 the council shall not expend funds from this item for any grant or contract recipient that, in any
1065 program or activity for Massachusetts schoolchildren, does not apply the same terms and
1066 conditions to all such schoolchildren; provided further, that funds appropriated herein shall be
1067 used to assist cultural organizations in augmenting or initiating endowments to promote the
1068 financial stability of the organizations and the assistance shall be in the form of challenge grants
1069 to the organizations; provided further, that in order to receive a grant a cultural organization shall
1070 raise an amount at least equal to the amount of the grant for the organization's endowment;
1071 provided further, that funds provided by the grants shall, in perpetuity, be used solely to provide
1072 free or reduced rate public programs or services to citizens of the commonwealth; provided
1073 further, that a grant made under this program shall not exceed \$100,000; provided further, that a
1074 person employed under this item shall be considered an employee within the meaning of section
1075 1 of chapter 150E of the General Laws and shall be placed in the appropriate bargaining unit;
1076 and provided further, that funds shall be provided for the Local Cultural Council Grant Program
1077 \$9,692,945

1078 Debt Service

1079 0699-0015 For the payment of interest, discount and principal on certain bonded debt
1080 and the sale of bonds of the commonwealth; provided, that notwithstanding any general or
1081 special law to the contrary, the state treasurer may make payments pursuant to section 38C of
1082 chapter 29 of the General Laws from this item, items 0699-9100, 0699-2004 and item 0699-
1083 0016; provided further, that the payments shall pertain to the bonds, notes, or other obligations
1084 authorized to be paid from each item; provided further, that notwithstanding any general or
1085 special law to the contrary, the comptroller may transfer the amounts that would otherwise be
1086 unexpended on June 30, 2010, from item 0699-0015 to items 0699-9100, 0699-2004 and 0699-

1087 0016 or from items 0699-9100, 0699-2004 and 0699-0016 to item 0699-0015 which would
1088 otherwise have insufficient amounts to meet debt service obligations for the fiscal year ending
1089 June 30, 2010; provided further, that each amount transferred shall be charged to the funds as
1090 specified in the item to which the amount is transferred; and provided further, that payments on
1091 bonds issued pursuant to section 2O of said chapter 29 shall be paid from this item and shall be
1092 charged to the Infrastructure sub-fund of the Highway Fund\$1,870,000,000

1093 General Fund 60.0%

1094 Highway Fund40.0%

1095 0699-0016 For the payment of interest, discount and principal on certain indebtedness
1096 incurred under chapter 233 of the acts of 2008 for financing the accelerated bridge program
1097 \$12,000,000

1098 Highway Fund100.0%

1099 0699-2004 For the payment of interest, discount and principal on certain indebtedness
1100 which may be incurred for financing the central artery/third harbor tunnel funding shortfall
1101 \$91,719,000

1102 Highway Fund100.0%

1103 0699-9100 For the payment of costs associated with any bonds, notes or other
1104 obligations of the commonwealth, including issuance costs interest on bonds, bond and revenue
1105 anticipation notes, commercial paper, and other notes pursuant to sections 47 and 49B of chapter
1106 29 of the General Laws and for the payment to the United States pursuant to section 148 of the
1107 Internal Revenue Code of 1986 of any rebate amount or yield reduction payment owed with

1108 respect to any bonds or notes or other obligations of the commonwealth; provided, that the
1109 treasurer shall certify to the comptroller a schedule of the distribution of costs among the various
1110 funds of the commonwealth; provided further, that the comptroller shall charge costs to the funds
1111 in accordance with the schedule; and provided further, that any deficit in this item at the close of
1112 the fiscal year ending June 30, 2010 shall be charged to the various funds or to the General Fund
1113 or Highway Fund debt service reserves \$52,104,529

1114 0699-9101 For the purpose of depositing with the trustee under the trust agreement
1115 authorized in section 10B of chapter 11 of the acts of 1997, an amount to be used to pay the
1116 interest due on notes of the commonwealth issued pursuant to section 9 of said chapter 11 and
1117 secured by the Federal Highway Grant Anticipation Note Trust Fund \$36,694,000

1118 Highway Fund 100.0%

1119 STATE AUDITOR.

1120 Office of the State Auditor.

1121 0710-0000 For the office of the state auditor, including the review and monitoring of
1122 privatization contracts in accordance with sections 52 to 55, inclusive, of chapter 7 of the
1123 General Laws and shared oversight of the central artery/third harbor tunnel project
1124 \$15,137,016

1125 0710-0100 For the operation of the division of local mandates \$391,384

1126 0710-0200 For the operation of the bureau of special investigations; provided, that the
1127 office shall file quarterly reports with the house and senate committees on ways and means
1128 detailing the total amount of fraudulently obtained benefits identified by the bureau of special

1129 investigations of the office of the state auditor, the total value of settlement restitution payments,
1130 actual monthly collections, and any circumstances that produce shortfalls in collections

1131 \$1,647,654

1132 0710-0225 For the operation of the Medicaid audit unit within the division of audit
1133 operations in an effort to prevent and to identify fraud and abuse in the MassHealth system;
1134 provided, that the federal reimbursement for any expenditure from this item shall not be less than
1135 50 per cent; and provided further, that the division shall submit a report no later than December
1136 1, 2009 to the house and senate committee on ways and means detailing all findings on activities
1137 and payments made through the MassHealth system \$790,702

1138 ATTORNEY GENERAL.

1139 Office of the Attorney General.

1140 0810-0000 For the office of the attorney general, including the administration of the
1141 local consumer aid fund, the operation of the anti-trust division, all regional offices, a high-tech
1142 crime unit and the victim and witness compensation program; provided, that the victim and
1143 witness compensation program shall be administered in accordance with chapters 258B and
1144 258C of the General Laws; provided further, that the attorney general shall submit to the general
1145 court and the secretary for administration and finance a report detailing the claims submitted to
1146 the state treasurer for payment under item 0810-0004 indicating both the number and costs for
1147 each category of claim; and provided further that funds may be expended to continue youth
1148 violence prevention initiatives..... \$23,452,981

1149 0810-0004 For compensation to victims of violent crimes; provided, that
1150 notwithstanding chapter 258C of the General Laws, if a claimant is 60 years of age or older at

1151 the time of the crime and is not employed or receiving unemployment compensation, such
1152 claimant shall be eligible for compensation in accordance with said chapter 258C even if the
1153 claimant has suffered no out-of-pocket loss; provided further, that compensation to such claimant
1154 shall be limited to a maximum of \$50; and provided further, that notwithstanding any general or
1155 special law to the contrary, victims of the crime of rape shall be notified of all available services
1156 designed to assist rape victims including, but not limited to, the provisions outlined in section 5
1157 of chapter 258B of the General Laws \$2,188,340

1158 0810-0007 For the overtime costs of state police officers assigned to the attorney
1159 general; provided, that costs associated with those officers shall not be funded from item 8100-
1160 0007; and provided further, that expenditures shall not be made on or after the effective date of
1161 this act which would cause the commonwealth's obligation for the purpose of this item to exceed
1162 the amount appropriated in this item \$463,869

1163 General Fund 70.00%

1164 Highway Fund30.00%

1165 0810-0013 For the office of the attorney general which may expend for a false claims
1166 program an amount not to exceed \$650,000 from revenues collected from enforcement of the
1167 false claims law; provided, that notwithstanding any general or special law to the contrary, for
1168 the purpose of accommodating timing discrepancies between the receipt of retained revenues and
1169 related expenditures, the department may incur expenses and the comptroller may certify for
1170 payment amounts not to exceed the lower of this authorization or the most recent revenue
1171 estimate as reported in the state accounting system \$650,000

1172 0810-0014 For the operation of the department of public utilities proceedings unit,
1173 pursuant to section 11E of chapter 12 of the General Laws; provided, that notwithstanding any
1174 general or special law to the contrary, the amount assessed under said section 11E of said chapter
1175 12 of the General Laws, shall equal the amount expended from this item; and provided further,
1176 that funds shall be expended for the expenses of legal and technical personnel and associated
1177 administrative and travel expenses relative to participation in regulatory proceedings at the
1178 Federal Energy Regulatory Commission on behalf of Massachusetts ratepayers \$2,355,145

1179 0810-0021 For the operation of the Medicaid fraud control unit; provided, that the
1180 federal reimbursement for any expenditure from this item shall not be less than 75 per cent of the
1181 expenditure; provided further, that funds shall continue to be used specifically for the
1182 investigation and prosecution of abuse, neglect, mistreatment and misappropriation based on
1183 referrals from the department of public health pursuant to section 72H of chapter 111 of the
1184 General Laws; provided further, that the unit shall provide training for all investigators of the
1185 department's division of health care quality responsible for the investigations on a periodic basis
1186 pursuant to a comprehensive training program to be developed by the division and the unit; and
1187 provided further, that training shall include instruction on techniques for improving the
1188 efficiency and quality of investigations of abuse, neglect, mistreatment and misappropriation
1189 pursuant to said section 72H of said chapter 111 \$3,467,021

1190 0810-0045 For the labor law enforcement program pursuant to subsection (b) of
1191 section 1A of chapter 23 of the General Laws; provided, that notwithstanding any general or
1192 special law to the contrary, a non-management position funded by this item shall be considered a
1193 job title in a collective bargaining unit as prescribed by the labor relations commission and shall
1194 be subject to chapter 150E of the General Laws \$3,497,227

1195 0810-0201 For the costs incurred in administrative or judicial proceedings on
1196 insurance as authorized by section 11F of chapter 12 of the General Laws; provided, that funds
1197 made available in this item may be used to supplement the automobile insurance fraud unit and
1198 the workers' compensation fraud unit of the office of the attorney general; provided further, that
1199 funds shall be expended for costs associated with health insurance rate hearings; and provided
1200 further, that notwithstanding any general or special law to the contrary, the amount assessed for
1201 these costs shall be equal to the amount expended from this item \$1,539,942

1202 0810-0338 For the investigation and prosecution of automobile insurance fraud;
1203 provided, that notwithstanding any general or special law to the contrary, the amount assessed
1204 for these costs shall be equal to the amount appropriated by this item \$438,506

1205 0810-0399 For the investigation and prosecution of workers' compensation fraud;
1206 provided, that notwithstanding any general or special law to the contrary, the amount assessed
1207 for these costs shall be equal to the amount appropriated by this item; provided further, that the
1208 attorney general shall investigate and prosecute, when appropriate, employers who fail to provide
1209 workers' compensation insurance in accordance with the laws of the commonwealth; and
1210 provided further, that the unit shall investigate and report on all companies not in compliance
1211 with chapter 152 of the General Laws \$284,456

1212 Victim and Witness Assistance Board.

1213 0840-0100 For the operation of the victim and witness assistance board; provided,
1214 that the board shall submit a comprehensive report compiled from the information required of
1215 and submitted to the office by the trial court, the registry of motor vehicles and the state treasurer
1216 relative to the collection of assessments for the previous calendar year under section 8 of chapter

1217 258B of the General Laws; and provided further, that the report shall be submitted to the house
1218 and senate committees on ways and means on or before February 15, 2010 \$549,090

1219 0840-0101 For the salaries and administration of the SAFEPLAN advocacy program,
1220 to be administered by the Massachusetts office of victim assistance; provided, that the office
1221 shall submit to the house and senate committees on ways and means, not later than February 1,
1222 2010, a report detailing the effectiveness of contracting for the program including, but not
1223 limited to, the number and type of incidents to which the advocates responded, the type of
1224 services and service referrals provided by the domestic violence advocates, the cost of providing
1225 such services and the extent of coordination with other service providers and state agencies
1226 \$772,500

1227 STATE ETHICS COMMISSION.

1228 0900-0100 For the operation of the state ethics commission \$1,731,123

1229 OFFICE OF THE INSPECTOR GENERAL.

1230 0910-0200 For the operation of the office of the inspector general \$2,330,836

1231 0910-0210 For the office of the inspector general which may expend revenues
1232 collected up to a maximum of \$404,250 from the fees charged to participants in the
1233 Massachusetts public purchasing official certification program and the certified public manager
1234 program for the operation of such programs; provided, that for the purpose of accommodating
1235 discrepancies between the receipts of retained revenues and related expenditures, the office of
1236 the inspector general may incur expenses and the comptroller may certify for payment amounts

1237 not to exceed the lower of this authorization or the most recent revenue estimate as reported in
1238 the state accounting system \$404,250

1239 OFFICE OF CAMPAIGN AND POLITICAL FINANCE.

1240 0920-0300 For the operation of the office of campaign and political finance
1241 \$1,221,696

1242 MASSACHUSETTS COMMISSION AGAINST DISCRIMINATION.

1243 0940-0100 For the office of the commission, including the processing and resolution
1244 of cases pending before the commission that were filed on or before July 1, 2005; provided, that
1245 on or before November 2, 2009, the commission shall submit to the house and senate committees
1246 on ways and means a report on the total number of all currently pending cases and the total
1247 number of the cases in the investigation, conciliation, post-probable cause and pre-public hearing
1248 and post-hearing stages; provided further, that the commission shall file an update of the report
1249 with the committees on or before March 1, 2010; provided further, that the commission shall
1250 identify in the reports the number of cases in which the commission has determined there is
1251 probable cause to believe that a violation of chapter 151B of the General Laws has been
1252 committed in a case in which the Massachusetts Bay Transportation Authority is named as a
1253 respondent; provided further, that the commission shall report to the house and senate
1254 committees on ways and means, on or before November 2, 2009, the number of cases pending
1255 before the commission in which a state agency or state authority is named as a respondent,
1256 specifying those cases in which the Massachusetts Bay Transportation Authority is named as a
1257 respondent, and the number of cases in which there is probable cause to believe that a violation
1258 of said chapter 151B has been committed; provided further, that the commission shall include in

1259 the report the total number of new cases filed in fiscal year 2009 and the total number of cases
1260 closed by the commission in fiscal year 2009; provided further, that funds made available in this
1261 item shall be in addition to funds available in item 0940-0101; provided further, that all
1262 positions, except clerical, shall be exempt from chapter 31 of the General Laws; and provided
1263 further, that the commission shall pursue the highest allowable rate of federal reimbursement
1264 \$2,293,587

1265 0940-0101 For the Massachusetts commission against discrimination which may
1266 expend not more than \$1,930,054 from revenues from federal reimbursements received for the
1267 purposes of the United States Department of Housing and Urban Development fair housing type
1268 1 program and the equal opportunity resolution contract program during fiscal year 2010 and
1269 federal reimbursements received for these and other programs in prior years; provided, that
1270 notwithstanding any general or special law to the contrary, the commission may also expend
1271 revenues generated through the collection of fees and costs so authorized; and provided further,
1272 that for the purposes of accommodating discrepancies between the receipt of retained revenues
1273 and related expenditures, the commission may incur expenses and the comptroller may certify
1274 for payment amounts not to exceed the lower of this authorization or the most recent revenue
1275 estimate as reported in the state accounting system \$1,930,054

1276 0940-0102 For the Massachusetts commission against discrimination which may
1277 expend not more than \$70,000 from revenues collected from fees charged for the training and
1278 certification of diversity trainers for the operation of the discrimination prevention certification
1279 program \$70,000

1280 COMMISSION ON THE STATUS OF WOMEN.

1281 0950-0000 For the commission on the status of women \$70,000

1282 OFFICE OF THE STATE COMPTROLLER.

1283 1000-0001 For the office of the state comptroller; provided, that the amount of any
1284 federal funds and grant receipts credited and expended from this item shall be reported to the
1285 house and senate committees on ways and means; provided further, that the comptroller shall
1286 maintain a special federal and non-tax revenue unit which shall operate under policies and
1287 procedures developed in conjunction with the secretary for administration and finance; provided
1288 further, that the comptroller shall provide quarterly reports to the house and senate committees
1289 on ways and means which shall include for each state agency for which the commonwealth is
1290 billing, the eligible state services and the full-year estimate of revenues and revenues collected;
1291 provided further, that notwithstanding any general or special law to the contrary, the comptroller
1292 shall deduct \$1,000 from any item of appropriation in section 2 in which a reporting requirement
1293 is stipulated within such item and which report is not filed within 10 days of the stated due date;
1294 provided further, that all amounts deducted shall be deposited into the General Fund and the
1295 comptroller shall notify the house and senate committees on ways and means of all amounts so
1296 deducted; provided further, that notwithstanding any general or special law to the contrary, the
1297 comptroller may enter into contracts with private vendors to identify and pursue cost avoidance
1298 opportunities for programs of the commonwealth and to enter into interdepartmental service
1299 agreements with state agencies, as applicable, for such purpose; provided further, that 60 days
1300 before entering into any interdepartmental service agreement the comptroller shall notify the
1301 house and senate committees on ways and means; provided further, that the notification shall
1302 include, but not be limited to, a description of the project, the purpose and intent of the
1303 interdepartmental service agreement, a projection of the costs avoided in the current fiscal year, a

1304 copy of the contract with the private vendor including the proposed rate of compensation and any
1305 previous agreements related or similar to the new agreement with the above information;
1306 provided further, that payments to private vendors on account of such cost avoidance projects
1307 shall be made only from such actual cost savings as have been certified in writing to the house
1308 and senate committees on ways and means by the comptroller and the budget director as
1309 attributable to such cost avoidance projects; provided further, that the comptroller may establish
1310 such procedures, in consultation with the budget director and the affected departments, as he
1311 deems appropriate and necessary to accomplish the purpose of this item; and provided further,
1312 that the comptroller shall submit a report on such projects as a part of his annual report pursuant
1313 to section 12 of chapter 7A of the General Laws \$8,056,789

1314 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE.

1315 Office of the Secretary.

1316 1100-1100 For the office of the secretary and the administration of the fiscal affairs
1317 division; provided, that the secretary shall conduct an ongoing review of affirmative action steps
1318 taken by the various agencies, boards, departments, commissions or divisions to determine
1319 whether such agencies, boards, departments, commissions or divisions are complying with the
1320 commonwealth's policies of nondiscrimination and equal opportunity; provided further, that
1321 whenever noncompliance is determined by the secretary, the secretary shall hold a public hearing
1322 on the matter and report his resulting recommendations to the head of the relevant agency, board,
1323 department, commission or division, to the governor and to the Massachusetts Commission
1324 Against Discrimination; provided further, that the secretary shall report on the status of each
1325 agency, board, department, commission or division receiving monies under this item, including

1326 supplemental and deficiency budgets, as to compliance or noncompliance with affirmative action
1327 policies to the chairs of the house and senate committees on ways and means, the joint
1328 committee on public service and the joint committee on labor and workforce development on or
1329 before December 1, 2009; and provided further, that agencies within the executive office may,
1330 with the prior approval of the secretary, streamline and improve administrative operations
1331 pursuant to interdepartmental service agreements \$3,153,173

1332 1100-1700 For the provision of information technology services within the executive
1333 office for administration and finance \$31,058,555

1334 Division of Capital Asset Management and Maintenance.

1335 1102-3205 For the division of capital asset management and maintenance which may
1336 expend for the maintenance and operation of the Massachusetts information technology center,
1337 the state transportation building and the Springfield state office building an amount not to exceed
1338 \$16,250,000 in revenues collected from rentals, commissions, fees, parking fees and any other
1339 sources pertaining to the operations of said facilities; provided, that notwithstanding any general
1340 or special law to the contrary, and for the purpose of accommodating discrepancies between the
1341 receipt of retained revenues and related expenditures, the division may incur expenses and the
1342 comptroller may certify for payment amounts not to exceed the lower of this authorization or the
1343 most recent revenue estimate, as reported in the state accounting system \$16,250,000

1344 1102-3232 For the division of capital asset management and maintenance; provided,
1345 that the division may expend not more than \$300,000 received from application fees charged in
1346 conjunction with the certification of contractors and subcontractors pursuant to section 44D of
1347 chapter 149 of the General Laws; provided further, that only expenses, including staffing,

1348 incurred to implement and operate the certification program shall be funded from this item; and
1349 provided further, that for the purpose of accommodating discrepancies between the receipt of
1350 retained revenues and related expenditures, the division may incur expenses and the comptroller
1351 may certify for payment amounts not to exceed the lower of this authorization or the most recent
1352 revenue estimate, as reported in the state accounting system \$300,000

1353 Bureau of State Office Buildings.

1354 1102-3301 For the operation of the bureau and for the maintenance and operation of
1355 buildings under the jurisdiction of the state superintendent of state office buildings; provided,
1356 that the bureau shall retain jurisdiction over all contracts, purchases and payments for materials
1357 and services required in the operation of the bureau \$5,716,546

1358 1102-3302 For the purposes of utility costs and associated contracts for the properties
1359 managed by the bureau of state office buildings \$6,428,590

1360 1102-3307 For state house accessibility coordination, including communications
1361 access to public hearings and meetings \$196,166

1362 Office on Disability.

1363 1107-2400 For the Massachusetts office on disability \$547,637

1364 Disabled Persons Protection Commission.

1365 1107-2501 For the disabled persons protection commission; provided, that the
1366 commission shall facilitate compliance by the department of mental health and the department of
1367 developmental services with uniform investigative standards; provided further, that the
1368 commission shall report to the house and senate committees on ways and means no later than the

1369 last day of each quarter on the number of claims of abuse by caretakers made by employees or
1370 contracted service employees of the departments of developmental services and mental health,
1371 and the Massachusetts rehabilitation commission; provided further, that the report shall include:
1372 (a) the number of claims found to be substantiated; (b) the number of claims found to be
1373 unsubstantiated; and (c) the number of claims found to be falsely reported as a result of
1374 intentional and malicious action; and provided further, that the commission shall ensure that all
1375 calls received by the commission's 24-hour hotline are capable of being recorded, that all
1376 persons who call the hotline are immediately informed that all calls are routinely recorded and
1377 that each such person is provided with the opportunity to elect that the call not be recorded
1378 \$2,222,665

1379 Civil Service Commission.

1380 1108-1011 For the civil service commission; provided, that the General Fund shall be
1381 reimbursed for the appropriation herein through a fee charged on a per claim basis; provided
1382 further, that said commission shall develop and implement regulations to implement said
1383 reimbursement to the General Fund; and provided further, that the civil service commission may
1384 assess a fee upon the appointing authority when inappropriate action has occurred \$426,014

1385 Group Insurance Commission.

1386 1108-5100 For the administration of the group insurance commission; provided, that
1387 the commission shall generate the maximum amounts allowable under the federal Consolidated
1388 Omnibus Budget Reconciliation Act, as amended, and from reimbursements allowed by sections
1389 8, 10B, 10C and 12 of chapter 32A of the General Laws \$2,704,328

1390 1108-5200 For the commonwealth's share of the group insurance premium and plan
1391 costs incurred in fiscal year 2010; provided, that notwithstanding any general or special law to
1392 the contrary, funds in this item shall not be available during the accounts payable period of fiscal
1393 year 2010, and any unexpended balance in this item shall revert to the General Fund on June 30,
1394 2010; provided further, that the secretary of administration and finance shall charge the division
1395 of unemployment assistance and other departments, authorities, agencies and divisions which
1396 have federal or other funds allocated to them for this purpose for that portion of insurance
1397 premiums and plan costs as the secretary determines should be borne by such funds and shall
1398 notify the comptroller of the amounts to be transferred, after similar determination, from the
1399 several state or other funds and the amounts received in payment of all such charges or transfers
1400 shall be credited to the General Fund; provided further, that funds may be expended from this
1401 item for the commonwealth's share of group insurance premium and plan costs provided to
1402 employees and retirees in prior fiscal years; provided further, that the group insurance
1403 commission shall report quarterly to the house and senate committees on ways and means the
1404 amounts expended from this item for prior year costs; provided further, that the group insurance
1405 commission shall obtain reimbursement for premium and administrative expenses from other
1406 agencies and authorities not funded by state appropriation; provided further, that the secretary of
1407 administration and finance may charge all agencies for the commonwealth's share of the health
1408 insurance costs incurred on behalf of any employees of those agencies who are on leave of
1409 absence for a period of more than 1 year; provided further, that the amounts received in payment
1410 for the charges shall be credited to the General Fund; provided further, that notwithstanding
1411 section 26 of chapter 29 of the General Laws, the commission may negotiate, purchase and
1412 execute contracts before July 1 of each year for policies of group insurance as authorized by

1413 chapter 32A of the General Laws; provided further, that notwithstanding chapter 150E of the
1414 General Laws and as provided in section 8 of said chapter 32A and for the purposes of section 14
1415 of said chapter 32A, the commonwealth's share of the group insurance premium for state
1416 employees who retired before July 1, 1994, shall be 90 per cent, and the commonwealth's share
1417 of the group insurance premium for state employees who retired on or after July 1, 1994, shall be
1418 85 per cent; provided further, that the commonwealth's share of the group insurance premium for
1419 active employees upon retirement shall be 85 per cent; provided further, that the
1420 commonwealth's share of the group insurance premiums for active state employees and their
1421 dependants shall be 75 per cent; provided further, that the commission shall notify the house and
1422 senate committees on ways and means by March 15 of each year of the cost of the
1423 commonwealth's projected share of group insurance premiums for the next fiscal year; and
1424 provided further, that the group insurance commission may pay premium and plan costs for
1425 municipal employees and retirees who are enrolled in the group insurance commission's health
1426 plans pursuant to the commission's regulations \$893,000,000";

1427 1108-5201 For the costs incurred by the group insurance commission associated with
1428 providing municipal health insurance coverage pursuant to section 19 of chapter 32B of the
1429 General Laws; provided, that the commission may expend revenues in an amount not to exceed
1430 \$850,000 from the revenue received from administrative fees associated with providing
1431 municipal health insurance coverage pursuant to said section 19 of said chapter 32B; and
1432 provided further, that notwithstanding any general or special law to the contrary, for the purpose
1433 of accommodating timing discrepancies between the receipt of revenues and related
1434 expenditures, the commission may incur expenses and the comptroller may certify for payment

1435 the amounts not to exceed the lower of this authorization or the most recent revenue estimate, as
1436 reported in the state accounting system \$850,000

1437 1108-5350 For elderly governmental retired employee premium payments
1438 \$526,789

1439 1108-5400 For the costs of the retired municipal teachers' premiums and the audit of
1440 such premiums \$77,844,056

1441 1108-5500 For the costs, notwithstanding chapter 32A of the General Laws to the
1442 contrary, of dental and vision benefits for those active employees of the commonwealth, not
1443 including employees of authorities and any other political subdivision, who are not otherwise
1444 provided those benefits pursuant to a separate appropriation or the terms of a contract or
1445 collective bargaining agreement; provided, that the employees shall pay 15 per cent of the
1446 monthly premium established by the commission for the benefits \$7,972,656

1447 Division of Administrative Law Appeals.

1448 1110-1000 For the operation of the division of administrative law appeals, established
1449 in section 4H of chapter 7 of the General Laws; provided, that the division shall maintain, to the
1450 fullest extent practicable, a complete physical and technological separation from any agency,
1451 department, board, commission or program whose decisions, determinations or actions may be
1452 appealed to it; provided further, that every decision issued by a commissioner or other head of an
1453 agency, or his designee, following the issuance of a recommended decision by an administrative
1454 law judge of the division shall be an agency decision subject to judicial review pursuant to
1455 chapter 30A of the General Laws; and provided further, that funds shall be expended for the

1456 processing and adjudication of all pending and newly-filed department of environmental
1457 protection appeals \$1,102,462

1458 George Fingold Library.

1459 1120-4005 For the administration of the library. \$866,742

1460 1120-4006 For the George Fingold Library which may expend revenues collected up
1461 to a maximum of \$5,000 from the fees charged for copying services; provided, that the library
1462 shall submit a report that details revenue collected and expenditures made to the house and
1463 senate committees on ways and means on or before January 1, 2010 \$5,000

1464 Department of Revenue.

1465 1201-0100 For the operation of the department of revenue, including tax collection
1466 administration and audits of certain foreign corporations; provided, that the department may
1467 allocate funds to the office of the attorney general for the purpose of the tax prosecution unit;
1468 provided further, that the department may charge the expenses for computer services, including
1469 the cost of personnel and other support costs provided to the child support enforcement unit,
1470 from this item to item 1201-0160, consistent with the costs attributable to said unit; provided
1471 further, that the department shall provide to the general court access to the municipal data bank;
1472 provided further, that notwithstanding section 1 of chapter 31 of the General Laws, seasonal
1473 positions funded by this account shall be positions requiring the services of an incumbent, on
1474 either a full-time or less than full-time basis, beginning no earlier than December 1 and ending
1475 no later than November 30; and provided further, that seasonal positions funded by this account
1476 shall not be filled by an incumbent for more than 10 months within a 12-month period

1477 \$88,539,813

1478 1201-0118 For the operation of the division of local services \$5,484,518

1479 1201-0130 For the department of revenue which may expend for the operation of the

1480 department not more than \$17,280,000 from revenues collected by the additional auditors for an

1481 enhanced audit program; provided, that the auditors shall: (1) discover and identify persons who

1482 are delinquent either in the filing of a tax return or the payment of a tax due and payable to the

1483 commonwealth; (2) obtain such delinquent returns; and (3) collect such delinquent taxes for a

1484 prior fiscal year; provided further, that notwithstanding any general or special law to the

1485 contrary, for the purpose of accommodating timing discrepancies between the receipt of retained

1486 revenues and related expenditures, the department may incur expenses and the comptroller may

1487 certify for payment amounts not to exceed the lower of this authorization or the most recent

1488 revenue estimate as reported in the state accounting system; and provided further, that the

1489 department shall submit quarterly reports to the house and senate committees on ways and means

1490 that shall include, but not be limited to, the following: (1) the amount of revenue produced from

1491 these additional auditors; and (2) the amount of revenue produced by this item in fiscal years

1492 2006, 2007, 2008 and 2009 \$17,280,000

1493 1201-0160 For the child support enforcement unit; provided, that the department may

1494 allocate funds appropriated herein to the department of state police, the district courts, the

1495 probate and family courts, the district attorneys and other state agencies for the performance of

1496 certain child support enforcement activities, and those agencies may expend the funds for the

1497 purposes of this item; provided further, that all such allocations shall be reported quarterly to the

1498 house and senate committees on ways and means upon the allocation of the funds; provided

1499 further, that the federal receipts associated with the child support computer network shall be

1500 drawn down at the highest possible rate of reimbursement and deposited into a revolving account

1501 to be expended for the network; provided further, that federal receipts associated with child
1502 support enforcement grants shall be deposited into a revolving account to be drawn down at the
1503 highest possible rate of reimbursement and to be expended for the grant authority; provided
1504 further, that the department shall file quarterly reports with the house and senate committees on
1505 ways and means, detailing the balance, year-to-date and projected receipts and year-to-date and
1506 projected expenditures, by subsidiary, of the child support trust fund established pursuant to
1507 section 9 of chapter 119A of the General Laws; and provided further, that notwithstanding any
1508 general or special law to the contrary, for the purpose of accommodating timing discrepancies
1509 between the receipt of revenues and related expenditures, the department may incur expenses and
1510 the comptroller may certify for payment the amounts not to exceed the lower of this
1511 authorization or the most recent revenue estimate as reported in the state accounting system for
1512 federal incentives and said network in accounts 1201-0161, 1201-0410, and 1201-0412

1513 \$40,530,864

1514 1201-0164 For the child support enforcement division; provided, that the division
1515 may expend revenues in an amount not to exceed \$6,547,280 from the federal reimbursements
1516 awarded for personnel and lower subsidiary related expenditures; provided, that notwithstanding
1517 any general or special law to the contrary, for the purpose of accommodating timing
1518 discrepancies between the receipt of revenues and related expenditures, the department may
1519 incur expenses and the comptroller may certify for payment the amounts not to exceed the lower
1520 of this authorization or the most recent revenue estimate as reported in the state accounting
1521 system \$6,547,280

1522 1232-0100 For the administration of the underground storage tank program and the
1523 Underground Storage Tank Petroleum Cleanup Fund Administrative Review Board under

1524 chapter 21J of the General Laws; provided that funds appropriated in this item may be used for
1525 underground storage tank remediation reimbursements under said chapter 21J; provided further,
1526 that funds may be used for grants to municipalities for the removal and replacement of
1527 underground storage tanks, under section 4 of said chapter 21J and section 37A of chapter 148 of
1528 the General Laws; provided further, that in the prioritization of claims, consideration shall be
1529 given to claimants who own not more than 2 dispensing facilities; and provided further, that the
1530 board shall submit to the house and senate committees on ways and means a report on the status
1531 of the underground storage program, including, but not limited to, the number of municipal
1532 grants made for the removal and replacement of underground storage tanks and the
1533 reimbursements for remediated petroleum spills; provided further, that the report shall detail how
1534 many tanks are out of compliance with said chapter 21J; and provided further, that the report
1535 shall be submitted not later than February 15, 2010 \$17,729,011

1536 1233-2000 For the tax abatement program for certain veterans, widows, blind persons
1537 and the elderly; provided, that cities and towns shall be reimbursed for the abatements granted
1538 pursuant to clauses Seventeenth, Twenty-second, Twenty-second A, Twenty-second B, Twenty-
1539 second C, Twenty-second D, Twenty-second E, Thirty-seventh, Thirty-seventh A, Forty-first,
1540 Forty-first B, Forty-first C, Forty-first C 1/2 and Fifty-second of section 5 of chapter 59 of the
1541 General Laws; provided further, that the commonwealth shall reimburse each city or town that
1542 accepts said clause Forty-first B or said clause Forty-first C for additional costs incurred in
1543 determining eligibility of applicants under those clauses in an amount not to exceed \$2 per
1544 exemption granted; and provided further, that for reimbursements to cities and towns for
1545 additional exemptions from the motor vehicle excise granted pursuant to the seventh paragraph
1546 of section 1 of chapter 60A of the General Laws \$25,301,475

1547 1233-2350 For the distribution to cities and towns of the balance of the State Lottery
 1548 Fund in accordance with clause (c) of the second paragraph of section 35 of chapter 10 of the
 1549 General Laws, and additional aid to municipalities, as provided for in section 3; \$864,882,390
 1550 1233-2400 For reimbursements to cities and towns in lieu of taxes on state-owned
 1551 land pursuant to sections 13 to 17, inclusive, of chapter 58 of the General Laws \$27,270,000
 1552 Appellate Tax Board.
 1553 1310-1000 For the operation of the appellate tax board \$1,809,270
 1554 1310-1001 For the appellate tax board which may expend revenues up to a maximum
 1555 of \$300,000 from fees collected; provided, that in order to accommodate discrepancies between
 1556 the receipt of retained revenues and related expenditures, the board may incur expenses and the
 1557 comptroller may certify for payment amounts not to exceed the lower of this authorization or the
 1558 most recent revenue estimate as reported in the state accounting system \$300,000
 1559 Reserves.
 1560 1599-0025 For the secretary of administration and finance to provide the
 1561 commonwealth's customers with the convenience of expanded access to internet payment
 1562 options and to improve revenue collections and cash flow; provided, that the secretary may
 1563 expend an amount not to exceed \$1,000,000 collected from payments made electronically to
 1564 subsidize the costs associated with processing those payments; and provided further, that the
 1565 secretary, in consultation with the comptroller, may enter into agreements with state agencies to
 1566 provide for an electronic transaction fee subsidy, which shall be structured to expire after 3 years
 1567 \$1,000,000

1568 1599-0050 For Route 3 North contract assistance payments \$9,625,000

1569 Highway Fund100.0%

1570 1599-0093 For contract assistance to the water pollution abatement trust for debt

1571 service obligations of the trust, pursuant to sections 6, 6A and 18 of chapter 29C of the General

1572 Laws \$67,900,000

1573 1599-1970 For a reserve for the Massachusetts Turnpike Authority for costs incurred

1574 in fiscal year 2007 for the operation and maintenance of the Central Artery Ted Williams Tunnel

1575 Project pursuant to chapter 235 of the acts of 1998 \$25,000,000

1576 Highway Fund100.0%

1577 1599-3234 For the commonwealth's South Essex sewerage district debt service

1578 assessment \$89,763

1579 1599-3384 For a reserve for the payment of certain court judgments, settlements and

1580 legal fees in accordance with regulations promulgated by the comptroller which were ordered to

1581 be paid in the current fiscal year or a prior fiscal year; provided, that the comptroller shall report

1582 quarterly to the house and senate committees on ways and means on the amounts expended from

1583 this item \$7,500,000

1584 1599-3856 For rent and associated costs at the Massachusetts information technology

1585 center in Chelsea \$600,000

1586 1599-6425 For a reserve to support municipal regionalization; provided, that the

1587 funds in this item shall be used to provide grants and technical assistance to districts and

1588 municipalities, including councils on government, counties and regional planning authorities that

1589 are applying on behalf of 2 or more municipal entities, in the areas of planning, feasibility,
1590 transitional costs and related subject areas to promote cost effective and efficient delivery of
1591 local services by regionalization of services including, but not limited to, equipment, hardware,
1592 facilities, staff and operations; provided further, that the secretary of administration and finance
1593 shall promulgate regulations to implement this item not later than September 1, 2009; and
1594 provided further, that grants and technical assistance shall only be provided to support
1595 regionalization of services that results in cost savings..... \$2,000,000

1596 1599-7286 For a reserve to provide grants to municipalities with limited capacity to
1597 benefit from section 2A of chapter 64L of the General Laws; provided, that only cities and towns
1598 that have fewer than 3 restaurants shall be eligible for grants from this item; provided further,
1599 that grants to cities and towns under this item shall be distributed under a formula to be
1600 promulgated by regulation by the division of local services in the department of revenue, which
1601 shall promulgate regulations not later than September 1, 2009; provided further, that the formula
1602 shall limit the size of grants to be distributed to cities or towns with not more than 2 restaurants
1603 to the amount that city or town could generate if it accepted said section 2A of said chapter 64L;
1604 provided further, that the formula shall ensure that grant amounts shall not exceed the revenue
1605 derived by a similarly situated city or town that takes a vote under said section 2A of said chapter
1606 64L; and provided further, that such regulations shall include a determination as to whether all
1607 communities with populations over 5,000 will be eligible to participate in this
1608 program.....\$500,000

1609 Division of Human Resources.

1610 1750-0100 For the operation of the human resources division and the costs of
1611 administration, training, and customer support related to the commonwealth's human resources
1612 and compensation management system; provided, that the information technology division shall
1613 continue a chargeback system for its bureau of computer services, including the operation of the
1614 commonwealth's human resources and compensation management system, which complies with
1615 the requirements of section 2B; provided further, that the division shall be responsible for the
1616 administration of examinations for state and municipal civil service titles, establishment of
1617 eligible lists, certification of eligible candidates to state and municipal appointing authorities,
1618 technical assistance in selection and appointment to state and municipal appointing authorities;
1619 provided further, that notwithstanding clause (n) of section 5 of chapter 31 of the General Laws
1620 or any other general or special law to the contrary, the secretary of administration and finance
1621 shall charge a fee of not less than \$50 to be collected from each applicant for a civil service
1622 examination; provided further, that the division shall administer a program of state employee
1623 unemployment management, including, but not limited to, agency training and assistance;
1624 provided further, that the division shall administer the statewide classification system, including,
1625 but not limited to, maintaining a classification pay plan for civil service titles within the
1626 commonwealth in accordance with generally accepted compensation standards and reviewing
1627 appeals for reclassification; provided further, that the secretary of administration and finance
1628 shall file with the house and senate committees on ways and means the amounts of any economic
1629 benefits necessary to fund any incremental cost items contained in any collective bargaining
1630 agreements with the various classified public employees' unions; provided further, that the
1631 nature and scope of economic proposals contained in those agreements shall include all fixed
1632 percentage or dollar-based salary adjustments, non-base payments or other forms of

1633 compensation and all supplemental fringe benefits resulting in any incremental costs; and
1634 provided further, that any employee of the commonwealth who chooses to participate in a bone
1635 marrow donor program shall be granted a leave of absence with pay to undergo the medical
1636 procedure and for associated physical recovery time, but this leave shall not exceed 5 days

1637 \$3,146,717

1638 1750-0102 The human resources division may expend not more than \$3,501,760 from
1639 revenues collected from fees charged to applicants for civil service and non-civil service
1640 examinations, fees charged for the implementation of the medical and physical fitness standards
1641 program established pursuant to sections 61A and 61B of chapter 31 of the General Laws and
1642 chapter 32 of the General Laws, and fees charged for the costs of goods and services rendered in
1643 administering training programs; provided, that the division shall collect from participating non-
1644 state agencies, political subdivisions, and the general public fees sufficient to cover all costs of
1645 the programs, including, but not limited to, a fee to be collected from each applicant for a civil
1646 service examination or non-civil examination, notwithstanding clause (n) of section 5 of chapter
1647 31 of the General Laws or any other general or special law to the contrary; provided, that the
1648 personnel administrator shall charge a fee of not less than \$50 to be collected from each
1649 applicant who participates in the physical ability test; provided further, that the human resources
1650 division shall submit a semi-annual report to the house and senate committees on ways and
1651 means detailing all expenditures on the program including, but not limited to, the costs of
1652 personnel, consultants, administration of the wellness program, establishment of standards and
1653 any other related costs of the program; and provided further, that notwithstanding any general or
1654 special law to the contrary, for the purpose of accommodating timing discrepancies between the
1655 receipt of retained revenues and related expenditures, the division may incur expenses and the

1656 comptroller may certify for payment amounts not to exceed the lower of this authorization or the
1657 most recent revenue estimate as reported in the state accounting system \$3,501,760

1658 1750-0119 For payment of workers' compensation benefits to certain former
1659 employees of Middlesex and Worcester counties; provided, that the division shall routinely
1660 recertify the former employees pursuant to current workers' compensation procedures
1661 \$61,264

1662 1750-0300 For the commonwealth's contributions in fiscal year 2010 to health and
1663 welfare funds established pursuant to certain collective bargaining agreements; provided, that the
1664 contributions shall be calculated as provided in the applicable collective bargaining agreement
1665 and shall be paid to the health and welfare trust funds on a monthly basis or on such other basis
1666 as the applicable collective bargaining agreement provides \$27,700,000

1667 Operational Services Division.

1668 1775-0100 For the operation of the operational services division, including the
1669 affirmative market program; provided, that the division shall expend funds for the purpose of
1670 achieving savings pursuant to this act \$743,779

1671 1775-0115 For the operational services division; provided, that the division may
1672 expend for the purpose of procuring, managing and administering statewide contracts an amount
1673 not to exceed \$900,000 from revenue collected from the statewide contract administrative fee;
1674 and provided further, that for the purpose of accommodating discrepancies between the receipt of
1675 retained revenues and related expenditures, the operational services division may incur expenses
1676 and the comptroller may certify for payment amounts not to exceed the lower of this

1677 authorization or the most recent revenue estimate as reported in the state accounting system,
1678 including the costs of personnel \$900,000

1679 1775-0124 For the operational services division; provided, that the division may
1680 expend an amount not to exceed \$500,000 from revenue collected in the recovery of cost-
1681 reimbursement and non-reimbursable over billing and recoupment for health and human service
1682 agencies and as a result of administrative reviews, as determined during the division's audits and
1683 reviews of providers pursuant to section 274 of chapter 110 of the acts of 1993; and provided
1684 further, that the division may only retain revenues collected in excess of \$207,350 \$500,000

1685 1775-0600 For the operational services division; provided, that the division may
1686 expend not more than \$805,000 in revenues from the sale of state and federal surplus personal
1687 property and the disposal of surplus motor vehicles, including, but not limited to, state police
1688 vehicles from vehicle accident and damage claims and from manufacturer warranties, rebates
1689 and settlements for the payment, expenses and liabilities for the acquisition, warehousing,
1690 allocation and distribution of surplus property and the purchase of motor vehicles; provided
1691 further, that the division shall evaluate the use of technology, the internet, and online auctions to
1692 enhance the sales of surplus vehicles and submit a report of its findings to the house and senate
1693 committees on ways and means, and the house and senate committees on post audit and
1694 oversight on or before October 1, 2009; and provided further, that for the purpose of
1695 accommodating discrepancies between the receipt of retained revenues and related expenditures,
1696 the operational services division may incur expenses and the comptroller may certify for
1697 payment amounts not to exceed the lower of this authorization or the most recent revenue
1698 estimate as reported in the state accounting system, including the costs of personnel
1699 \$805,000

1700 1775-0700 For the operational services division; provided, that the division may
1701 expend not more than \$53,000 in revenues collected in addition to the amount authorized in item
1702 1775-1000 of section 2B for printing, photocopying, related graphic art or design work and other
1703 reprographic goods and services provided to the general public, including all necessary
1704 incidental expenses \$53,000

1705 Information Technology Division.

1706 1790-0100 For the operation of the information technology division; provided, that
1707 the division shall continue a chargeback system for its bureau of computer services including the
1708 operation of the commonwealth's human resources and compensation management system,
1709 which complies with the requirements of section 2B; provided further, that the division shall
1710 develop a formula to determine the cost that will be charged to each agency for its use of the
1711 human resources and compensation management system; provided further, that the division may
1712 coordinate with any state agency or state authority which administers a grant program to develop
1713 a statewide grant information page on the commonwealth's official world wide web site, that
1714 shall include all necessary application forms and a grant program reference in a format that is
1715 retrievable and printable; provided further, that the division shall continue conducting audits and
1716 surveys to identify and realize savings in the acquisition and maintenance of communications
1717 lines; provided further, that the commissioner shall file an annual status report with the house
1718 and senate committees on ways and means by May 31, 2010, with actual and projected savings
1719 and expenditures for the audits in the fiscal year ending June 30, 2010; provided further, that the
1720 state comptroller shall establish accounts and procedures as he deems appropriate and necessary
1721 to assist in accomplishing the purposes of this item; provided further, that any planned
1722 information technology development project or purchase by any agency under the authority of

1723 the governor for which the total projected cost exceeds \$200,000, including the cost of any
1724 related hardware, software, or consulting fees, and regardless of fiscal year or source of funds,
1725 shall be reviewed and approved by the chief information officer before such agency may obligate
1726 funds for the project or purchase; provided further, that the chief information officer may
1727 establish rules and procedures necessary to implement this item; and provided further, that the
1728 division shall file a report with the house and senate committees on ways and means not later
1729 than December 15, 2009 that shall include, but not be limited to, the following: (a) financial
1730 statements detailing savings realized from the consolidation of information technology services
1731 within each executive office; (b) the number of personnel assigned to the information technology
1732 services within each executive office; and (c) efficiencies that have been achieved from the
1733 sharing of resources \$4,690,244

1734 1790-0300 For the information technology division which may expend not more than
1735 \$595,695 from revenues collected from the provision of computer resources and services to the
1736 general public for the costs of the bureau of computer services, including the purchase, lease or
1737 rental of telecommunications lines, services and equipment \$595,695

1738 EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS.

1739 Office of the Secretary.

1740 2000-0100 For the operation of the office of the secretary of energy and
1741 environmental affairs, including the water resources commission, the hazardous waste facility
1742 site safety council, the coastal zone management program, environmental impact reviews
1743 conducted pursuant to chapter 30 of the General Laws and the mosquito-borne disease vector
1744 control chapter program \$6,382,555

1745 2000-1700 For the operation of information technology services within the executive
1746 office of energy and environmental affairs, including the office of geographic and environmental
1747 information established in section 4B of chapter 21A of the General Laws \$9,246,775

1748 2001-1001 For the secretary of energy and environmental affairs who may expend not
1749 more than \$55,000 from fees charged to entities other than political subdivisions of the
1750 commonwealth for the distribution of digital cartographic and other data for the review of
1751 environmental notification forms pursuant to sections 61 to 62H, inclusive, of chapter 30 of the
1752 General Laws \$55,000

1753 2010-0100 For recycling and related purposes consistent with the recycling plan of
1754 the solid waste master plan which includes municipal equipment, a municipal recycling incentive
1755 program, recycled product procurement, guaranteed annual tonnage assistance, recycling transfer
1756 stations, source reduction and technical assistance, consumer education and participation
1757 campaign, municipal household hazardous waste program, the recycling loan program, research
1758 and development, recycling market development and recycling business development, and the
1759 operation of the Springfield materials recycling facility; provided, that funds may be expended
1760 for a recycling industry reimbursement program pursuant to section 241 of chapter 43 of the acts
1761 of 1997 \$514,001

1762 2010-0200 For redemption centers; provided, that the department of environmental
1763 protection shall expend the funds appropriated in this item for a program to preserve the
1764 continuing ability of redemption centers to maintain operations in pursuit of the commonwealth's
1765 recycling goals consistent with section 323 of chapter 94 of the General Laws; provided further,
1766 that for the purposes of this item and said chapter 94, a redemption center shall be any business

1767 registered with the commonwealth whose primary purpose is the redemption of reusable
1768 beverage containers; provided further, that the program shall take into consideration the volume
1769 of redeemables per redemption center, the length of time the center has been in operation, the
1770 number of returnables redeemed quarterly by the centers, the submission by the centers of
1771 documentation of their redeemed returnables to the department and the costs of transportation,
1772 packing, storage and labor; and provided further, that a redemption center shall be eligible for the
1773 funds if registered with the commonwealth as of April 1, 2003 \$475,000

1774 2020-0100 For toxics use reduction technical assistance and technology in accordance
1775 with chapter 21I of the General Laws \$688,204

1776 2030-1000 For the operation of the office of environmental law enforcement;
1777 provided, that officers shall provide monitoring pursuant to the National Shellfish Sanitation
1778 Program; provided further, that the department shall maintain and operate the boat registration
1779 and titling offices in Hyannis and Fall River; and provided further, that funds from this item shall
1780 not be expended for the purposes of item 2030-1004 \$9,677,607

1781 2030-1004 For environmental police private details; provided, that the office may
1782 expend revenues of up to \$220,000 collected from the fees charged for private details; and
1783 provided further, that notwithstanding any general or special law to the contrary, for the purpose
1784 of accommodating timing discrepancies between the receipt of retained revenues and related
1785 expenditures, the department may incur expenses and the comptroller may certify for payment
1786 amounts not to exceed the lower of this authorization or the most recent revenue estimate as
1787 reported in the state accounting system \$220,000

1788 Department of Public Utilities.

1789 2100-0012 For the operation of the department of public utilities; provided, that
1790 notwithstanding the second sentence of the first paragraph of section 18 of chapter 25 of the
1791 General Laws, the assessments levied for fiscal year 2010 under said first paragraph shall be
1792 made at a rate sufficient to produce \$7,346,593 \$7,346,593

1793 2100-0013 For the operation of the transportation division \$461,489

1794 2100-0014 For the department of public utilities which may expend for the operation
1795 of the energy facilities sitting board an amount not to exceed \$75,000 from application fees
1796 collected in fiscal year 2010 and prior fiscal years from utility companies \$75,000

1797 2100-0015 For the department of public utilities which may expend for the operation
1798 of the transportation division an amount not to exceed \$2,300,000 from unified carrier
1799 registration fees collected in fiscal year 2010 and prior fiscal years from motor carrier companies
1800 \$2,300,000

1801 Department of Environmental Protection.

1802 2200-0100 For the operation of the department of environmental protection, including
1803 the environmental strike force, the office of environmental results and strategic planning, the
1804 bureau of resource protection, the Senator William X. Wall experimental station and a contract
1805 with the University of Massachusetts for environmental research; provided, that section 3B of
1806 chapter 7 of the General Laws shall not apply to fees established pursuant to section 18 of
1807 chapter 21A of the General Laws \$29,754,601

1808 2200-0102 For the department of environmental protection which may expend an
1809 amount not to exceed \$903,817 from revenues collected from fees collected from wetland

1810 permits; provided, that notwithstanding any general or special law to the contrary, for the
1811 purpose of accommodating timing discrepancies between the receipt of revenues and related
1812 expenditures, the department may incur expenses and the comptroller may certify for payment
1813 the amounts not to exceed the lower of this authorization or the most recent revenue estimate as
1814 reported in the state accounting system; provided further, that the department shall submit a
1815 report by January 12, 2010, on implementation of the wetlands fee, the amount of the fee
1816 increase and the revenue that has been collected; and provided further, that the wetlands fees that
1817 shall be deposited into the General Fund shall not be lower than the amount deposited at the end
1818 of fiscal year 2004 \$903,817

1819 2210-0100 For the implementation and administration of chapter 21I of the General
1820 Laws; provided, that the department shall submit a report to the house and senate committees on
1821 ways and means not later than February 1, 2010 detailing the status of the department's progress
1822 in meeting the statutory and regulatory deadlines associated with said chapter 21I and detailing
1823 the number of full-time equivalent positions assigned to various implementation requirements of
1824 said chapter 21I \$831,182

1825 2220-2220 For the administration and implementation of the federal Clean Air Act,
1826 including the operating permit program, the emissions banking program, the auto-related state
1827 implementation program, the low emission vehicle program, the non-auto-related state
1828 implementation program, and the commonwealth's commitments under the New England
1829 Governors/Eastern Canadian Premiers Action Plans for reducing acid rain deposition and
1830 mercury emissions \$983,303

1831 2220-2221 For the administration and implementation of the operating permit and
 1832 compliance program required under the federal Clean Air Act \$1,957,473

 1833 2250-2000 For the purpose of state implementation of the federal Safe Drinking
 1834 Water Act under section 18A of chapter 21A of the General Laws \$1,585,845

 1835 2260-8870 For the expenses of the hazardous waste cleanup and underground storage
 1836 tank programs, notwithstanding section 4 of chapter 21J of the General Laws \$15,419,520

 1837 2260-8872 For the brownfields site audit program \$1,456,260

 1838 2260-8881 For the operation of the board of registration of hazardous waste site
 1839 cleanup professionals, notwithstanding section 19A of chapter 21A of the General Laws
 1840 \$342,117

 1841 Department of Fish and Game.

 1842 2300-0100 For the office of the commissioner; provided, that the commissioner's
 1843 office shall assess and receive payments from the division of marine fisheries, the division of
 1844 fisheries and wildlife, the public access board, the riverways program, and all other programs
 1845 under the control of the department of fish and game; provided further, that the purpose of those
 1846 assessments shall be to cover appropriate administrative costs of the department including, but
 1847 not limited to, payroll, personnel, legal and budgetary costs; provided further, that the amount
 1848 and contribution from each division or program shall be determined by the commissioner of fish
 1849 and game; and provided further, that the department shall file a report with the house and senate
 1850 committees on ways and means not later than October 1, 2009 that details the level of

1851 assessments to each department under the control of the office of the commissioner in fiscal
1852 years 2008 and 2009 \$678,762

1853 2300-0101 For a program of riverways protection, restoration and promotion of
1854 public access to rivers, including grants to public and nonpublic entities; provided, that the
1855 positions funded in this item shall not be subject to chapter 31 of the General Laws
1856 \$433,179

1857 2310-0200 For the administration of the division of fisheries and wildlife, including
1858 expenses of the fisheries and wildlife board, the administration of game farms and wildlife
1859 restoration projects, for wildlife research and management, the administration of fish hatcheries,
1860 the improvement and management of lakes, ponds and rivers, for fish and wildlife restoration
1861 projects, the commonwealth's share of certain cooperative fisheries and wildlife programs, and
1862 for certain programs reimbursable under the federal Aid to Fish and Wildlife Restoration Act;
1863 provided, that funds from this item shall be made available to the University of Massachusetts
1864 Amherst for the purposes of wildlife and fisheries research in an amount not to exceed the
1865 amount received in fiscal year 2009 for such research; provided further, that the department may
1866 expend the amount necessary to restore anadromous fish in the Connecticut and Merrimack river
1867 systems; provided further, that expenditures for such programs shall be contingent upon prior
1868 approval of the proper federal authorities for reimbursement of at least 75 per cent of the amount
1869 so expended; and provided further, that funds shall be expended for the natural heritage and
1870 endangered species program \$9,206,561

1871 Inland Fisheries and Game Fund 100.0%

1872 2310-0306 For the hunter safety training program \$401,130

1873 Inland Fisheries and Game Fund 100.0%

1874 2310-0316 For the purpose of land containing wildlife habitat and for the costs of the

1875 division of fisheries and wildlife directly related to the administration of the wildlands stamp

1876 program pursuant to sections 2A and 2C of chapter 131 of the General Laws; provided, that

1877 funds shall not be expended from this item in the AA object class for the compensation of state

1878 employees assigned to any item \$1,000,000

1879 Inland Fisheries and Game Fund 100.0%

1880 2310-0317 For the waterfowl management program pursuant to section 11 of chapter

1881 131 of the General Laws \$45,000

1882 Inland Fisheries and Game Fund 100.0%

1883 2320-0100 For the administration of the public access board, including the

1884 maintenance, operation, and improvement of public access land and water areas; provided, that

1885 positions funded in this item shall not be subject to chapter 31 of the General Laws

1886 \$513,182

1887 2330-0100 For the operation of the division of marine fisheries, including expenses of

1888 the Annisquam river marine research laboratory, marine research programs, a commercial

1889 fisheries program, a shellfish management program, including coastal area classification,

1890 mapping and technical assistance, and for the operation of the Newburyport shellfish purification

1891 plant and shellfish classification program; provided, that funds shall be expended on a

1892 recreational fisheries program to be reimbursed by federal funds; and provided further, that the

1893 division shall continue to develop strategies to improve federal regulations governing the
1894 commercial fishing industry so as to promote sustainable fisheries \$4,720,397

1895 2330-0120 For the division of marine fisheries for a program of enhancement and
1896 development of marine recreational fishing and related programs and activities, including the
1897 cost of equipment maintenance, staff and the maintenance and updating of data \$567,563

1898 2330-0121 For the division of marine fisheries to utilize reimbursable federal
1899 sportfish restoration funds to further develop marine recreational fishing and related programs,
1900 including the costs of activities that increase public access for marine recreational fishing,
1901 support research on artificial reefs, and otherwise provide for the development of marine
1902 recreational fishing; provided, that the division of marine fisheries may expend revenues up to
1903 \$217,989 collected from federal sportfish restoration funds and from the sale of materials which
1904 promote marine recreational fishing \$217,989

1905 Department of Agricultural Resources.

1906 2511-0100 For the operation of the department of agricultural resources, including the
1907 division of administration, the expenses of the board of agriculture, the division of dairy services,
1908 division of regulatory services, the division of animal health, the division of agricultural
1909 technical assistance, the division of crop management and inspectional services, including a
1910 program of laboratory services at the University of Massachusetts Amherst, the pesticides board,
1911 and the division of agricultural development and fairs; provided, that funds may be expended for
1912 the statewide 4-H program \$4,783,708

1913 2511-0105 For the purchase of supplemental foods for the emergency food assistance
1914 program within the feeding America nationally-certified food bank system of Massachusetts;

1915 provided, that the funds appropriated herein shall reflect the feeding America allocation formula,
1916 to benefit the 4 regional food banks in the commonwealth; and provided further, that the
1917 department may assess an administrative charge not to exceed 2 per cent of the total
1918 appropriation herein \$12,000,000

1919 2511-3002 For the integrated pest management program\$287,945

1920 Department of Conservation and Recreation.

1921 2800-0100 For the operation of the department of conservation and recreation;
1922 provided, that said department shall enter into an interagency service agreement with the
1923 department of state police to provide police coverage on department of conservation and
1924 recreation properties and parkways; provided further, that the department of state police shall
1925 reimburse said department of conservation and recreation for costs incurred by said department
1926 including, but not limited to, vehicle maintenance and repairs, the operation of department of
1927 state police buildings and other related costs; provided further, that notwithstanding any general
1928 or special law to the contrary, all offices and positions of the division performing construction
1929 activities for the department of conservation and recreation shall be subject to classification
1930 under sections 45 to 50, inclusive, of chapter 30 of the General Laws; provided further, that
1931 notwithstanding section 3B of chapter 7 of the General Laws, the department shall establish or
1932 renegotiate fees, licenses, permits, rents and leases, and to adjust or develop other revenue
1933 sources to fund the maintenance, operation, and administration of the department; provided
1934 further, that an annual report shall be submitted to the house and senate committees on ways and
1935 means regarding fee adjustments not later than February 15, 2010; provided further, that no
1936 funds shall be expended from this item for personnel overtime costs; provided further, that the

1937 department of conservation and recreation shall provide the house and senate committees on
1938 ways and means with a 30-day notice before any intersubsidiary transfers or interagency service
1939 agreements and the reason for said transfer; provided further, that the amount transferred
1940 pursuant to interagency service agreements shall not increase from fiscal year 2009; and
1941 provided further, that any employee paid from this item as of August 1, 2004, that was included
1942 in the report required from said item in chapter 149 of the acts of 2004, and any employees
1943 assigned to that item after August 1, 2004, shall not be paid from any other item of appropriation
1944 \$4,740,855

1945 2800-0101 For the watershed management program to operate and maintain
1946 reservoirs, watershed lands and related infrastructure of the department and the office of water
1947 resources in the department of conservation and recreation; provided, that funds shall be paid to
1948 the town of Clinton under section 8 of chapter 307 of the acts of 1987 as compensation for the
1949 use of certain land; provided further, that the amount of the payment shall be charged to the
1950 General Fund and shall not be included in the amount of the annual determination of fiscal year
1951 charges to the Massachusetts Water Resources Authority assessed to the authority under the
1952 General Laws; and provided further, that funds shall be expended for the flood control activities
1953 undertaken by the Thames river valley communities of Massachusetts in conjunction with the
1954 state of Connecticut \$1,323,586

1955 2800-0401 For a program to provide stormwater management for all properties and
1956 roadways under the care, custody and control of the department of conservation and recreation;
1957 provided, that the department shall develop and implement a stormwater management program
1958 in compliance with federal and state stormwater management requirements; provided further,
1959 that the department shall inventory all existing stormwater infrastructure, assess its current

1960 stormwater practices, analyze long term capital and operational needs, and develop a stormwater
1961 management plan to comply with federal and state regulatory requirements; and provided
1962 further, that in order to protect public safety and to protect water resources for water supply,
1963 recreational and ecosystem uses, the department shall immediately implement interim
1964 stormwater management practices including, but not limited to, street sweeping, inspection and
1965 cleaning of catch basins, and emergency repairs to roadway drainage \$731,258

1966 2800-0501 For the operation of the beaches, pools and spray pools under the control
1967 of the department of conservation and recreation; provided, that the seasonal hires of the
1968 department of conservation and recreation's parks, beaches, pools and spray pools be paid from
1969 this item; provided further, that all beaches, pools and spray pools shall remain open and staffed
1970 from Memorial Day through Labor Day; provided further, that the beaches, pools and spray
1971 pools shall be fully maintained; provided further, that the department shall file quarterly reports
1972 with the house and senate committee on ways and means relative to the seasonal staffing levels
1973 at all of the department's facilities, which shall include, but not be limited to, the following: (a)
1974 the number of seasonal employees assigned to each facility; (b) the total amount of funding spent
1975 on seasonal employees at each facility; (c) the total amount of funding spent on each facility; and
1976 (d) the services and materials provided to each facility; provided further, that no funds from this
1977 item shall be expended for year-round seasonal employees; provided further, that seasonal
1978 employees who are hired before the second Sunday before Memorial Day and whose
1979 employment continues beyond the Saturday following Labor Day and who received health
1980 insurance benefits in fiscal year 2009 shall continue to receive such benefits in fiscal year 2010
1981 during the period of their seasonal employment; provided further, that no expenditures shall be
1982 made from this item other than for the purposes identified in this item; provided further, that

1983 notwithstanding section 1 of chapter 31 of the General Laws, seasonal positions funded by this
1984 item shall be positions requiring the services of an incumbent, on either a full-time or less than
1985 full-time basis beginning not earlier than April 1 and ending not later than November 30, or
1986 beginning not earlier than September 1 and ending not later than April 30; and provided further,
1987 that notwithstanding said section 1 of said chapter 31, seasonal positions funded by this item
1988 shall not be filled by an incumbent for more than 8 months within a 12-month period

1989 \$13,135,383

1990 2800-0700 For the office of dam safety; provided, that the department shall, in
1991 collaboration with the department of environmental protection and the department of fish and
1992 game, establish and maintain a comprehensive inventory of all dams, and develop a coordinated
1993 permitting and regulatory approach to dam removal for stream restoration and public safety; and
1994 provided further, that the department shall file a report with the house and senate committees on
1995 ways and means not later than December 14, 2009, that shall include, but not be limited to, the
1996 following: (a) the number of staff that are assigned from this item and their job title; (b) the
1997 number of dam inspections that are scheduled for fiscal year 2010; and (c) the number of dams
1998 that are in need of repair or replacement \$427,428

1999 2810-0100 For the operation of the department's state and urban parks; provided, that
2000 funds appropriated in this item shall be used to operate all of the division's parks, parkways,
2001 boulevards, roadways, bridges, and related appurtenances under the care, custody, and control of
2002 the division, flood control activities of the division, reservations, campgrounds, beaches and
2003 pools and for the oversight of rinks, to protect and manage the division's lands and natural
2004 resources, including the forest and parks conservation services and the bureau of forestry
2005 development; provided further, that the crossing guards located at department of conservation

2006 and recreation intersections shall continue to perform the duties where state police previously
2007 performed such duties; provided further, that the parkways, boulevards, roadways, bridges and
2008 related appurtenances under the care and custody of the metropolitan district commission in
2009 fiscal year 2003 shall remain solely under the jurisdiction, custody and care of the department of
2010 conservation and recreation; provided further, that no funds from this item shall be made
2011 available for payment to true seasonal employees; provided further, that the rinks under the
2012 control of the department shall remain open and staffed for the full rink season; provided further,
2013 that the department may issue grants to public and nonpublic entities from this item; and
2014 provided further, that the department shall file quarterly reports with the house and senate
2015 committees on ways and means relative to the staffing levels at all state and urban parks, which
2016 shall include, but not be limited to, the following: (a) the number of staff assigned to each park;
2017 (b) the total number of visitors to each park; (c) the total acreage of each park; and (d) the
2018 amount of funding spent on each park; and provided further, that funds may be expended for the
2019 purposes set out in item 2800-9004 of section 2 of chapter 182 of the acts of 2008 \$46,683,361

2020 2810-2041 For the division of state parks and recreation which may expend not more
2021 than \$5,682,326 from revenue collected from fees charged by the division, including revenues
2022 collected from campsite reservation transactions from the automated campground reservation
2023 and registration program for additional expenses, upkeep and improvements to the parks and
2024 recreation system and for the personnel costs of seasonal employees; provided, that no funds
2025 from this item shall be expended for the costs of full-time equivalent personnel; provided further,
2026 that for the purpose of accommodating timing discrepancies between the receipt of retained
2027 revenues and related expenditures, the division may incur expenses and the comptroller may
2028 certify for payment amounts not to exceed the lower of this authorization or the most recent

2029 revenue estimate as reported in the state accounting system; provided further, that no
2030 expenditures made in advance of the receipts shall be permitted to exceed 75 per cent of the
2031 amount of revenues projected by the first quarterly statement required by section 1B; provided
2032 further, that the comptroller shall notify the house and senate committees on ways and means at
2033 the time subsequent quarterly statements are published of the variance between actual and
2034 projected receipts in each such quarter and the implications of that variance for expenditures
2035 made; and provided further, that the division may issue grants to public and nonpublic entities
2036 from this item \$5,682,326

2037 2820-0101 For the costs associated with the department's park rangers specific to the
2038 security of the state house; provided, that funds appropriated in this item shall only be expended
2039 for the costs of security and park rangers at the state house \$1,541,621

2040 2820-1000 For the division of urban parks and recreation which may expend not more
2041 than \$200,000 from revenue collected pursuant to section 34B of chapter 92 of the General Laws
2042 \$200,000

2043 2820-1001 For the division of urban parks and recreation which may expend not more
2044 than \$50,000 from revenue collected for the operation and maintenance of the division's
2045 telecommunications system from revenues received from the Massachusetts Water Resources
2046 Authority, the Massachusetts Convention Center Authority, the department of highways, the
2047 Central Artery/Ted Williams Tunnel Project, the department of state police and quasi-public and
2048 private entities through a system of user fees and other charges established by the commissioner
2049 of conservation and recreation; provided, that nothing in this item shall impair or diminish the
2050 rights of access and utilization of all current users of the system under agreements previously

2051 entered into; and provided further, that this item may be reimbursed by political subdivisions of
2052 the commonwealth and private entities for direct and indirect costs expended by the division to
2053 maintain the telecommunications system \$50,000

2054 2820-2000 For the expenses of maintaining the parkways within the division of urban
2055 parks and recreation, including the costs of personnel and snow and ice removal expenses;
2056 provided, that the department of conservation and recreation shall take all measures to ensure
2057 that the department's snow and ice control efforts are efficient and cost effective; provided
2058 further, that the secretary of energy and environmental affairs shall submit to the house and
2059 senate committees on post audit and oversight and the house and senate committees on ways and
2060 means a report detailing a snow emergency plan for roads, bridges and sidewalks under the care
2061 of the department of conservation and recreation by January 15, 2010; and provided further, that
2062 the secretary of energy and environmental affairs shall submit to the house and senate
2063 committees on post audit and oversight and the house and senate committees on ways and means
2064 a report not later than September 1, 2009, which shall include, but not be limited to, the
2065 following: (a) a list of amounts paid from state appropriations for snow and ice control efforts for
2066 fiscal years 2008 and 2009; and (b) any other information that said secretary determines is
2067 necessary to account for and explain the extraordinary expenditure of state appropriations for the
2068 control and removal of snow and ice \$2,444,988

2069 2820-3001 For the division of urban parks and recreation which may expend not more
2070 than \$1,000,000 from revenue collected from skating rink fees and rentals for the operation and
2071 maintenance, including personnel costs, of 4 rinks between September 1, 2009, and April 30,
2072 2010, for an expanded and extended rink season; provided, that when assigning time for the use

2073 of its rinks, the division shall give priority to those which qualify under applicable state and
2074 federal law as nonprofit organizations or as a public school \$1,000,000

2075 2820-4420 For the operation and maintenance of the Ponkapoag golf course;
2076 provided, that the division of urban parks and recreation may expend not more than \$1,100,000
2077 from revenue collected from fees generated by the golf course; provided further, that for the
2078 purposes of accommodating discrepancies between the receipt of retained revenue and related
2079 expenditures, the division may incur expenses and the comptroller may certify for payment
2080 amounts not to exceed the lower of this authorization or the most recent revenue estimate as
2081 reported in the state accounting system; and provided further, that notwithstanding section 1 of
2082 chapter 31 of the General Laws, seasonal positions funded by this item shall be positions
2083 requiring the services of an incumbent on either a full-time or less than a full-time basis
2084 beginning not earlier than April 1 and ending not later than November 30 \$1,100,000

2085 2820-4421 For the operation and maintenance of the Leo J. Martin golf course;
2086 provided, that the division of urban parks and recreation may expend not more than \$824,790
2087 from revenue collected from fees generated by the golf course; provided further, that for the
2088 purposes of accommodating discrepancies between the receipt of retained revenue and related
2089 expenditures, the division may incur expenses and the comptroller may certify for payment
2090 amounts not to exceed the lower of this authorization or the most recent revenue estimate as
2091 reported in the state accounting system; and provided further, that notwithstanding section 1 of
2092 chapter 31 of the General Laws, seasonal positions funded by this item shall be positions
2093 requiring the services of an incumbent on either a full-time or less than a full-time basis
2094 beginning not earlier than April 1 and ending not later than November 30 \$824,790

2095 2820-9005 For the operation of street lighting on the division of urban parks and
2096 recreation parkways; provided, that no expenditure shall be made other than in the GG object
2097 class; provided further, that the department of conservation and recreation shall take all measures
2098 to further ensure that said department's street lighting efforts are efficient and cost effective; and
2099 provided further, that said department shall implement a plan to achieve efficiencies and reduce
2100 lighting costs \$3,315,033

2101 Department of Energy Resources.

2102 7006-1001 For the residential conservation service program under chapter 465 of the
2103 acts of 1980, and the commercial and apartment conservation service program pursuant to
2104 section 11A of chapter 25A of the General Laws \$199,326

2105 7006-1003 For the operation of the department of energy resources; provided, that
2106 notwithstanding any general or special law to the contrary, the amount assessed under section
2107 11H of chapter 25A of the General Laws shall be equal to the amount expended from this item
2108 \$2,946,122

2109 Department of Early Education and Care.

2110 3000-1000 For the administration of the department of early education and care and
2111 the costs of field operations and licensing provided through the department; provided, that the
2112 department shall report on the first business day of each month to the joint committee on
2113 education, the joint committee on children, families and persons with disabilities, the house and
2114 senate committees on ways and means, and the secretary of administration and finance on the
2115 unduplicated number of children on waiting lists for state-subsidized early education and care
2116 programs and services, including supportive child care services; provided further, that

2117 notwithstanding chapter 66A of the General Laws, the department of early education and care,
2118 the lead agencies of community partnership councils, the child care resource and referral
2119 agencies, the department of elementary and secondary education, the department of transitional
2120 assistance, the department of children and families and the department of public health may
2121 share with each other personal data regarding the parents and children who receive services
2122 provided under early education and care programs administered by the commonwealth for
2123 waitlist management, program implementation and evaluation, reporting, and policy
2124 development purposes; provided further, that funds from this item shall be expended to
2125 implement a plan for a workforce development system in collaboration with the board and
2126 commissioner of higher education, pursuant to section 5 of chapter 15D of the General Laws;
2127 and provided further, that as part of the implementation of said workforce development plan, the
2128 department shall expend funds for the development of core competencies for those working with
2129 children in early education programs \$11,944,704

2130 3000-2000 For regional administration and coordination of services provided by child
2131 care resource and referral agencies; provided, that funding for activities shall include, but not be
2132 limited to, administrative costs of these agencies, program coordination and support, voucher
2133 management, outreach to hard-to-reach populations, intake and eligibility services for families
2134 seeking financial assistance to enroll in early education and care programs, resource and referral
2135 for families with disabilities in child care programs, maintenance of the department's centralized
2136 waiting list for state-subsidized early education and care, and walk-in services for homeless
2137 families \$9,782,724

2138 3000-2050 For the administration of the Children's Trust Fund; provided, that the
2139 department shall not exercise any supervision or control with respect to the board \$1,154,572

2140 3000-3050 For supportive early education and care associated with the family
2141 stabilization program; provided, that funds from this item shall only be expended for early
2142 education and care costs of children with active cases at the department of children and families;
2143 provided further, that the department of early education and care, in collaboration with the
2144 department of children and families, shall maintain a centralized list detailing the number of
2145 children eligible for services in this item, the number of supportive slots filled, and the number of
2146 supportive slots available; provided further, that no waiting list for the services shall exist;
2147 provided further, that all children eligible for services under this item shall receive those
2148 services; provided further, that if the department determines that available appropriations for this
2149 program will be insufficient to meet projected expenses, the commissioner shall file with the
2150 house and senate committees on ways and means and the secretary of administration and finance,
2151 a report detailing the amount of appropriation needed to address such deficiency; and provided
2152 further, that the commissioner of early education and care may transfer funds to this item from
2153 items 3000-1000, 3000-4050 and 3000-4060, as necessary, pursuant to an allocation plan, which
2154 shall detail by object class the distribution of the funds to be transferred and which the
2155 commissioner shall file with the house and senate committees on ways and means 15 days before
2156 the transfer \$77,836,888

2157 3000-4050 For financial assistance for families currently involved with or
2158 transitioning from transitional aid to families with dependent children to enroll in an early
2159 education and care program; provided, that early education and care shall be available to former
2160 participants who are working for up to 1 year after termination of their temporary assistance
2161 benefits; provided further, that post-transitional early education and care benefits shall be
2162 provided to participants who are working for up to 1 year after the transitional period; provided

2163 further, that all early education and care providers that are part of a public school system shall
2164 accept vouchers funded through this item; provided further, that the department may provide
2165 early education and care benefits to parents who are under 18 years of age, who are currently
2166 enrolled in a job training program, and who would qualify for benefits under chapter 118 of the
2167 General Laws but for the deeming of the grandparents' income; provided further, that all teens
2168 eligible for year-round, full-time early education and care services shall be participating in
2169 school, education, work and training-related activities or a combination thereof for at least the
2170 minimum number of hours required by regulations; provided further, that recipients of temporary
2171 assistance shall not be charged fees for care provided under this item; provided further, that early
2172 education and care slots funded from this item shall be distributed geographically in a manner
2173 that provides fair and adequate access to early education and care for all eligible individuals;
2174 provided further, that informal early education and care benefits may be funded from this item;
2175 provided further, that not more than \$2 per child per hour shall be paid for the services; provided
2176 further, that the commissioner of early education and care may transfer funds to this item from
2177 items 3000-1000 and 3000-4060, as necessary, pursuant to an allocation plan, which shall detail
2178 by object class the distribution of the funds to be transferred and which the commissioner shall
2179 file with the house and senate committees on ways and means at least 30 days before the
2180 transfer; and provided further, that not more than 3 per cent of any item may be transferred in
2181 fiscal year 2010 \$116,232,279

2182 3000-4060 For income-eligible early education and care programs; provided, that
2183 \$10,419,089, made available through the American Recovery and Reinvestment Act of 2009,
2184 Pub. L. No. 111-5, shall fund child care benefits for working families; provided further, that the
2185 department shall inform said families that benefits may expire on June 30, 2011; provided

2186 further, that teen parents at risk of becoming eligible for transitional aid to families with
2187 dependent children may be paid from this item; provided further, that informal early education
2188 and care benefits for families meeting income-eligibility criteria may be funded from this item;
2189 provided further, that not more than \$2 per child per hour shall be paid for the services; provided
2190 further, that early education and care slots funded from this item shall be distributed
2191 geographically in a manner that provides fair and adequate access to early education and care for
2192 all eligible individuals; provided further, that all early education and care providers that are part
2193 of a public school system shall accept early education and care vouchers from recipients funded
2194 through this appropriation; provided further, that the commissioner of early education and care
2195 may transfer funds to this item from items 3000-1000 and 3000-4050, as necessary, pursuant to
2196 an allocation plan, which shall detail by object class the distribution of the funds to be transferred
2197 and which the commissioner shall file with the house and senate committees on ways and means
2198 at least 30 days before the transfer; provided further, that not more than 3 per cent of any item
2199 may be transferred in fiscal year 2010; provided further, that said plan shall be forwarded to the
2200 house and senate chairs of the joint committee on education, the chairs of the house and senate
2201 ways and means committees, and the secretary of administration and finance; and provided
2202 further, that any payment made under any such grant with a school district shall be deposited
2203 with the treasurer of such city, town, or regional school district and held as a separate account
2204 and shall be expended by the school committee of such city, town, or regional school district
2205 without municipal appropriation, notwithstanding any general or special law to the contrary

2206 \$283,991,567

2207 3000-5000 For grants to head start programs; provided, that funds from this item may
2208 be expended on early head start programs \$8,000,000

2209 3000-5075 For the Massachusetts Universal Pre-Kindergarten Program; provided, that
2210 funds from this item shall be expended on grants to improve the quality of and expand access to
2211 preschool programs and services to children from the age of 2 years and 9 months until they are
2212 kindergarten eligible, through a mixed system of service delivery, including public, private, non-
2213 profit and for-profit preschools, child care centers, nursery schools, preschools operating within
2214 public and private schools and school districts, head start programs, independent and system-
2215 affiliated family child care homes; provided further, that funds shall be awarded directly to
2216 programs; provided further, that in awarding grant funds under this program, preference shall be
2217 given to establishing preschool classrooms in towns and cities with schools and districts at risk
2218 of or determined to be under-performing in accordance with sections 1J and 1K of chapter 69 of
2219 the General Laws, schools and districts which have been placed in the accountability status of
2220 identified for improvement, corrective action, or restructuring pursuant to departmental
2221 regulations, or which have been designated commonwealth priority schools or commonwealth
2222 pilot schools pursuant to said regulations, schools or districts with a high percentage of students
2223 scoring in levels 1 and 2 on the MCAS exams, or programs which serve children not less than 50
2224 per cent of whom are from families earning at or below 85 per cent of the state median income;
2225 provided further, that funds may also be used to leverage and enhance community-wide capacity
2226 building efforts within statewide parameters established by the board; provided further, that any
2227 newly-funded programs designated as Massachusetts Universal Pre-Kindergarten Program
2228 participants shall have been accredited by the National Association for the Education of Young
2229 Children, the New England Association of Schools and Colleges, the National Association of
2230 Family Child Care or a Child Development Associate (CDA) credential or higher; provided
2231 further, that programs receiving grant funds may use the funds to enhance teacher and staff

2232 quality and compensation, enhance program ability to interpret and use assessment data
2233 effectively, enhance developmentally-appropriate practice, incorporate ancillary services into the
2234 program, facilitate or provide access to wrap-around services for working families, or to increase
2235 capacity to expand access to age-eligible children on the centralized waitlist maintained by the
2236 department; provided further, that preference shall be given in awarding grants to those programs
2237 which demonstrate affordability for middle class and working class parents according to
2238 standards to be developed by the department; and provided further, that any payment made under
2239 any such grant with a school district shall be deposited with the treasurer of such city, town, or
2240 regional school district and held as a separate account and shall be expended by the school
2241 committee of such city, town, or regional school district without municipal appropriation,
2242 notwithstanding any general or special law to the contrary \$8,000,000

2243 3000-6000 For the establishment of a statewide network of supports for early
2244 education and care programs to advance the quality of their services to children; provided, that
2245 supports funded through this item shall include, but not be limited to, curriculum development,
2246 child assessment systems, activities that encourage providers to obtain associate and bachelor
2247 degrees, payment of fees and direct assistance to programs seeking accreditation by agencies
2248 approved by the board, and professional development courses; provided further, that eligible
2249 recipients for such grants shall include, but not be limited to, community partnership councils,
2250 municipal school districts, regional school districts, educational collaboratives, head start
2251 programs, licensed child care providers, and child care resource and referral centers; provided
2252 further, that supports funded through this item shall be in alignment with the quality
2253 requirements of the Massachusetts Universal Pre-Kindergarten Program and the development of
2254 the quality rating and improvement system; provided further, that the department shall

2255 encourage and support early childhood education and care providers to obtain associate and
2256 bachelor degrees through professional development programs; provided further, that \$990,661,
2257 made available through the American Recovery and Reinvestment Act of 2009, Pub. L. No. 111-
2258 5, shall be expended for quality expansion; and provided further, that \$573,722, made available
2259 through the American Recovery and Reinvestment Act of 2009, Pub. L. No. 111-5, shall be
2260 expended for activities that improve the quality of infant and toddler care \$15,645,251

2261 3000-6075 For early childhood mental health consultation services in early education
2262 and care programs; provided, that preference shall be given to those services designed to limit
2263 the number of expulsions and suspensions from these programs; and provided further, that
2264 eligible recipients for these grants shall include community partnership councils, municipal
2265 school districts, regional school districts, educational collaboratives, head start programs,
2266 licensed child care providers, child care resource and referral centers and other qualified entities
2267 \$1,000,000

2268 3000-7000 For statewide neonatal and postnatal home parenting education and home
2269 visiting programs for at-risk newborns to be administered by the Children’s Trust Fund;
2270 provided, that services shall be made available statewide to parents under the age of 21 years;
2271 and provided further, that notwithstanding any general or special law to the contrary, priority for
2272 such services shall be given to low-income parents \$11,188,407

2273 3000-7050 For grants to local entities to provide services to children from birth to
2274 school age and their parents including early literacy services \$3,000,000

2275 EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES.

2276 Office of the Secretary.

2277 4000-0050 For the operation of the personal care attendant quality workforce council
2278 established under section 29 of chapter 118G of the General Laws \$187,751

2279 4000-0112 For matching grants to the Massachusetts Alliance of Boys & Girls Clubs,
2280 YMCA and YWCA organizations, nonprofit community centers and youth development
2281 programs to be administered by the executive office of health and human services
2282\$1,500,000

2283 4000-0265 For a primary care workforce development and loan forgiveness grant
2284 program at community health centers, for the purpose of enhancing recruitment and retention of
2285 primary care physicians and other clinicians at community health centers throughout the
2286 commonwealth; provided, that the grant program shall be administered by the Massachusetts
2287 League of Community Health Centers in consultation with the secretary of health and human
2288 services and relevant member agencies; provided further, that the funds shall be matched by
2289 other public and private funds; and provided further, that the League shall work with said
2290 secretary and said agencies to maximize all sources of public and private funds \$850,000

2291 4000-0300 For the operation of the executive office, including the operation of the
2292 managed care oversight board; provided, that the executive office shall provide technical and
2293 administrative assistance to agencies under the purview of the secretariat receiving federal funds;
2294 provided further, that the executive office and its agencies, when contracting for services on the
2295 islands of Martha’s Vineyard and Nantucket, shall take into consideration the increased costs
2296 associated with the provision of goods, services and housing on said islands; provided further,
2297 that the executive office shall monitor the expenditures and completion timetables for systems
2298 development projects and enhancements undertaken by all agencies under the purview of the

2299 secretariat, and shall ensure that all measures are taken to make such systems compatible with
2300 one another for enhanced interagency interaction; provided further, that the executive office shall
2301 continue to develop and implement the common client identifier; provided further, that the
2302 executive office shall ensure that any collaborative assessments for children receiving services
2303 from multiple agencies within the secretariat shall be performed within existing resources;
2304 provided further, that funds appropriated in this item shall be expended for administrative and
2305 contracted services related to the implementation and operation of programs authorized by
2306 chapter 118E of the General Laws; provided further, that funds may be expended for the
2307 operation of the office of health equity within the executive office of health and human services;
2308 provided further, that subject to appropriation, the executive office of health and human services
2309 may employ such additional staff or consultants as it may deem necessary; provided further, that
2310 the office may prepare an annual health disparities report card with regional disparities data,
2311 evaluate effectiveness of interventions, and replicate successful programs across the
2312 commonwealth; provided further, that the office shall work with a disparities reduction program
2313 with a focus on supporting efforts by community-based health agencies and community health
2314 workers to eliminate racial and ethnic health disparities, including efforts addressing social
2315 factors integral to such disparities provided further, that in consultation with the division of
2316 health care finance and policy, no rate increase shall be provided to existing Medicaid provider
2317 rates without taking all measures possible under Title XIX of the Social Security Act to ensure
2318 that rates of payment to providers do not exceed the rates that are necessary to meet only those
2319 costs which must be incurred by efficiently and economically operated providers in order to
2320 provide services of adequate quality; provided further, that expenditures for the purposes of each
2321 item appropriated for programs authorized by chapter 118E of the General Laws shall be

2322 accounted for in the Massachusetts management accounting and reporting system not more than
2323 10 days after the expenditures have been made by the Medicaid management information
2324 system; provided further, that no expenditures shall be made that are not federally reimbursable,
2325 including those related to Titles XIX or XXI of the Social Security Act or the MassHealth
2326 demonstration waiver approved under section 1115(a) of said Social Security Act or the
2327 community first section 1115 demonstration waiver, whether made by the executive office or
2328 another commonwealth entity, except as specifically authorized herein, or unless made for cost
2329 containment efforts, the purposes and amounts of which have been submitted to the executive
2330 office of administration and finance and the house and senate committees on ways and means 30
2331 days prior to making such expenditures; provided further, that the executive office may continue
2332 to recover provider overpayments made in the current and prior fiscal years through the
2333 Medicaid management information system, and that these recoveries shall be considered current
2334 fiscal year expenditure refunds; provided further, that the executive office may collect directly
2335 from a liable third party any amounts paid to contracted providers under said chapter 118E for
2336 which the executive office later discovers another third party is liable if no other course of
2337 recoupment is possible; provided further, that no funds shall be expended for the purpose of
2338 funding interpretive services directly or indirectly related to a settlement or resolution agreement
2339 with the office of civil rights or any other office, group or entity; provided further, that
2340 interpretive services currently provided shall not give rise to enforceable legal rights for any
2341 party or to an enforceable entitlement to interpretive services; provided further, that
2342 notwithstanding any general or special law to the contrary, the executive office shall require the
2343 commissioner of mental health to approve any prior authorization or other restriction on
2344 medication used to treat mental illness in accordance with written policies, procedures and

2345 regulations of the department of mental health; provided further, that not later than September 1,
2346 2009, the executive office of health and human services shall submit a report to the house and
2347 senate committees on ways and means detailing planned fiscal year 2010 expenditures by the
2348 executive office as funded by chargebacks to the 17 executive office cluster agencies; provided
2349 further, that any projection of deficiency in item 4000-0430, 4000-0500, 4000-0600, 4000-0700,
2350 4000-0870, 4000-0875, 4000-0880, 4000-0890, 4000-0891, 4000-0895, 4000-0950, 4000-0990,
2351 4000-1400 or 4000-1405 shall be reported to the house and senate committees on ways and
2352 means not less than 90 days before the projected exhaustion of funding; and provided further,
2353 that any unexpended balance in these accounts shall revert to the General Fund on June 30, 2010
2354 \$96,806,480

2355 4000-0301 For the costs of MassHealth provider and member audit and utilization
2356 review activities including, but not limited to, eligibility verification, disability evaluations,
2357 provider financial and clinical audits and other initiatives intended to enhance program integrity
2358 \$1,747,904

2359 4000-0320 The executive office of health and human services may expend for
2360 medical care and assistance rendered in the current year an amount not to exceed \$225,000,000
2361 from the monies received from recoveries and collections of any current or prior year
2362 expenditures; provided, that notwithstanding any general or special law to the contrary, the
2363 balance of any personal needs accounts collected from nursing and other medical institutions
2364 upon a medical assistance member's death and held by the executive office for more than 3 years
2365 may be credited to this item \$225,000,000

2366 4000-0355 For the operation of a health care quality and cost council established in
2367 section 16K of chapter 6A of the General Laws to promote high-quality, cost-effective, patient-
2368 centered care; provided, that the council shall file quarterly reports with the house and senate
2369 committees on ways and means delineating the progress made pursuant to the goals stated in said
2370 section 16K of said chapter 6A \$946,256

2371 4000-0360 For the health care quality and cost council established pursuant to section
2372 16K of chapter 6A of the General Laws; provided, that the council may expend an amount not to
2373 exceed \$100,000 from the monies received from the sale of data reports \$100,000

2374 4000-0430 For the CommonHealth program to provide primary and supplemental
2375 medical care and assistance to disabled adults and children under sections 9A, 16 and 16A of
2376 chapter 118E of the General Laws; provided, that funds may be expended from this item for
2377 health care services provided to the recipients in prior fiscal years; provided further, that the
2378 executive office shall maximize federal reimbursement for state expenditures made on behalf of
2379 such adults and children; provided further, that children shall be determined eligible for the
2380 medical care and assistance if they meet the disability standards as defined by the executive
2381 office, which standards shall be no more restrictive than the standards in effect on July 1, 1996;
2382 and provided further, that the executive office shall process CommonHealth applications within
2383 45 days of receipt of a completed application or within 90 days if a determination of disability is
2384 required \$103,393,987

2385 4000-0500 For health care services provided to medical assistance recipients under
2386 the executive office's primary care clinician/mental health and substance abuse plan or through a
2387 health maintenance organization under contract with the executive office and for MassHealth

2388 benefits provided to children, adolescents and adults under clauses (a) to (d), inclusive, and
2389 clause (h) of subsection (2) of section 9A of chapter 118E of the General Laws and section 16C
2390 of said chapter 118E; provided, that no funds shall be expended from this item for children and
2391 adolescents under clause (c) of said subsection (2) of said section 9A of said chapter 118E whose
2392 family incomes, as determined by the executive office, exceed 150 per cent of the federal
2393 poverty level; provided further, that funds may be expended from this item for health care
2394 services provided to the recipients in prior fiscal years; provided further, that expenditures from
2395 this item shall be made only for the purposes expressly stated herein ; provided further, that
2396 funds may be expended from this item to enhance the ability of hospitals, community health
2397 centers and primary care clinicians to serve populations in need more efficiently and effectively;
2398 provided further, that the executive office shall maximize federal reimbursements for state
2399 expenditures made to these providers; provided further, that in conjunction with the new
2400 Medicaid management information system, said executive office shall continue to study the
2401 feasibility of modifying its claim payment system, in collaboration with the MassHealth
2402 behavioral health contractor, to routinely process for payment valid claims for medically-
2403 necessary covered medical services to eligible recipients with psychiatric and substance abuse
2404 diagnoses on a timely basis in an effort to avoid delay and expenses incurred by lengthy appeals
2405 processes; provided further, that rates of payment from the Commonwealth Care and the
2406 Medicaid managed Care Plans to acute care hospitals shall be subject to negotiation between
2407 those health plans and hospitals; provided further, that the Commonwealth Care and the
2408 Medicaid Managed Care Plan rates for acute care hospitals shall not be promulgated by
2409 regulation nor stipulated in the MassHealth Request For Applications (RFA); provided further,
2410 that the executive office of health and human services, in order to promote continuity of patient

2411 care and access to cost-effective health care services, may require an acute care hospital, as a
2412 condition of participating in the Medicaid program, to accept Medicaid fee-for-service rates of
2413 reimbursement for out-of-network care delivered to MassHealth and Commonwealth Care
2414 members enrolled in a Medicaid managed care organization that does not have a contract with
2415 said hospital; provided further, that the executive office shall incorporate no greater than \$30
2416 million in total savings attributable directly to the implementation of said requirement; and
2417 provided further, that notwithstanding any general or special law to the contrary, the secretary of
2418 health and human services shall not, without prior written or verbal consent, reassign the
2419 behavioral health benefit of any eligible person to a managed care plan under contract with the
2420 office of MassHealth if the benefit is already managed by MassHealth's specialty behavioral
2421 health managed care contractor \$3,470,718,878

2422 Executive Office of Elder Affairs.

2423 4000-0600 For health care services provided to MassHealth members who are
2424 seniors, and for the operation of the senior care options program under section 9D of chapter
2425 118E of the General Laws; provided, that funds may be expended from this item for health care
2426 services provided to these recipients in prior fiscal years; provided further, that funds shall be
2427 expended for the 'community choices' initiative; provided further, that no payment for special
2428 provider costs shall be made from this item without the prior written approval of the secretary of
2429 administration and finance; provided further, that benefits for this demonstration project shall not
2430 be reduced below the services provided in fiscal year 2009; provided further, that the eligibility
2431 requirements for this demonstration project shall not be more restrictive than those established in
2432 fiscal year 2009; provided further, that notwithstanding any general or special law to the
2433 contrary, funds shall be expended from this item for the purpose of maintaining a personal needs

2434 allowance of \$72.80 per month for individuals residing in nursing homes and rest homes who are
2435 eligible for MassHealth, Emergency Aid to the Elderly Disabled and Children program or
2436 Supplemental Security Income; provided further, care management under section 3 of chapter
2437 211 of the acts of 2006 shall be implemented through Aging & Disability Resource Consortiums,
2438 which shall include a combination of 1 or more Aging Services Access Points and Independent
2439 Living Centers, the pre-admission counseling and assessment program as required by the third
2440 paragraph of section 9 of chapter 118E of the General Laws, shall be implemented through the
2441 development of said aging and disability resource consortiums; provided further, that
2442 notwithstanding any general or special law to the contrary, for any nursing home or non-acute
2443 chronic disease hospital that provides kosher food to its residents, the department, in consultation
2444 with the division, in recognition of the unique special innovative program status granted by the
2445 executive office, shall continue to make the standard payment rates established in fiscal year
2446 2006 to reflect the high dietary costs incurred in providing kosher food; provided further, that
2447 notwithstanding any general or special law to the contrary, nursing facility rates effective July 1,
2448 2009 may be developed using the costs of calendar year 2005; provided further, that funds shall
2449 be expended for the purpose of a housing with services demonstration project known as the
2450 'Caring Homes' initiative designed to delay or prevent nursing home placement by providing
2451 care-giving services to an elder; provided further, that under said demonstration project, eligible
2452 MassHealth enrollees shall be able to live in the home of an individual or relative, with the
2453 exception of spouses and dependent children, to provide for their long-term support, pursuant to
2454 regulations promulgated by said executive office; and provided further, that the secretary of elder
2455 affairs and the director of the office of Medicaid shall provide a monthly report to the secretary
2456 of administration and finance and to the house and senate committees on ways and means

2457 showing Medicaid nursing facility utilization in the current fiscal year compared to Medicaid
2458 nursing facility utilization in the same period for the prior fiscal year; \$2,142,253,485

2459 4000-0640 For nursing facility Medicaid rates; provided, that notwithstanding any
2460 general or special law to the contrary, in fiscal year 2010 the division of health care finance and
2461 policy shall establish nursing facility Medicaid rates that cumulatively total \$288,500,000 more
2462 than the annual payment rates established by the division under the rates in effect as of June 30,
2463 2002; provided further, that funds shall be expended in an amount not less than that appropriated
2464 in fiscal year 2009 for purposes of reimbursing nursing facilities for up to 10 bedhold days for
2465 patients of the facility on medical and non-medical leaves of absence; provided further, that an
2466 amount for expenses related to the collection and administration of section 25 of chapter 118G of
2467 the General Laws shall be transferred to the division of health care finance and policy; and
2468 provided further, that the payments made pursuant to this item shall be allocated in an amount
2469 sufficient to implement section 622 of chapter 151 of the acts of 1996 \$288,500,000

2470 Executive Office of Health and Human Services.

2471 4000-0700 For health care services provided to medical assistance recipients under
2472 the executive office's health care indemnity/third party liability plan and medical assistance
2473 recipients not otherwise covered under the executive office's managed care or senior care plans,
2474 and for MassHealth benefits provided to children, adolescents and adults under clauses (a) to (d),
2475 inclusive and clause (h) of subsection (2) of section 9A and section 16C of chapter 118E of the
2476 General Laws; provided, that no payments for special provider costs shall be made from this item
2477 without the prior written approval of the secretary of administration and finance; provided
2478 further, that funds shall be expended from this item to enhance the ability of hospitals,

2479 community health centers and primary care clinicians to serve populations in need more
2480 efficiently and effectively; provided further, that the executive office shall maximize federal
2481 reimbursements for state expenditures made to these providers; provided further, that no funds
2482 shall be expended from this item for children and adolescents under clause (c) of said subsection
2483 (2) of said section 9A of said chapter 118E whose family incomes, as determined by the
2484 executive office, exceed 150 per cent of the federal poverty level; provided further, that children
2485 who have aged out of the custody of the department of children and families shall be eligible for
2486 benefits until they reach age 21; provided further, that funds shall be expended from this item for
2487 members who qualify for Early Intervention services; provided further, that funds may be
2488 expended from this item for health care services provided to the recipients in prior fiscal years;
2489 provided further, that notwithstanding the foregoing, funds may be expended from this item for
2490 the purchase of third party insurance including, but not limited to, Medicare for any medical
2491 assistance recipient; provided further, that the executive office may reduce MassHealth
2492 premiums or copayments or offer other incentives to encourage enrollees to comply with
2493 wellness goals; provided further, that the executive office shall not, in fiscal year 2010, fund
2494 programs relating to case management with the intention of reducing length of stay for neonatal
2495 intensive care unit cases; provided further, that the division and the executive office of health and
2496 human services shall establish a new rate methodology to cover the cost of care provided by any
2497 facility licensed by the department of public health as a chronic disease hospital providing
2498 services solely to children and adolescents as follows: (1) the rate of reimbursement for any such
2499 facility shall be developed collaboratively through an agreement among the office of Medicaid,
2500 the division of healthcare finance and policy and any such facility; (2) the reimbursement rate for
2501 any such facility shall incorporate the following components: (a) utilization of the reimbursement

2502 methodology used by the division and the executive office of health and human services to
2503 determine payments for Medicaid disproportionate share pediatric hospitals in effect in 2007
2504 utilizing the most recently filed 403 cost report with the division and the payments received from
2505 Medicaid- eligible patients for the base period; (b) a per diem rate for inpatient and a payment on
2506 account factor for outpatient shall be established which reimburses the full unrecovered cost,
2507 including capital; and (c) the rates shall be inflated over the base period by the applicable
2508 Medicare market basket inflation factors; and (3) notwithstanding any general or special law to
2509 the contrary, in no event shall the rates of payment be lower than the rates in effect for such
2510 facility in the prior fiscal year; and provided further, that funds may be expended from this item
2511 for activities relating to disability determinations or utilization management and review,
2512 including patient screenings and evaluations, regardless of whether such activities are performed
2513 by a state agency, contractor, agent or provider \$1,618,491,229

2514 4000-0870 For health care services provided to adults participating in the medical
2515 assistance program pursuant to clause (g) of subsection (2) of section 9A of chapter 118E of the
2516 General Laws; provided, that funds may be expended from this item for health care services
2517 provided to the recipients in prior fiscal years \$155,139,729

2518 4000-0875 For the provision of benefits to eligible women who require medical
2519 treatment for either breast or cervical cancer in accordance with section
2520 1902(a)(10)(A)(ii)(XVIII) of the Breast and Cervical Cancer Prevention and Treatment Act of
2521 2000, Public Law 106-354, and in accordance with section 10D of chapter 118E of the General
2522 Laws; provided, that the executive office shall provide those benefits to women whose income,
2523 as determined by the executive office, does not exceed 250 per cent of the federal poverty level,
2524 subject to continued federal approval; provided further, that eligibility for the benefits shall be

2525 extended solely for the duration of the cancerous condition; provided further, that before the
2526 provision of any benefits covered by this item, the executive office shall require screening for
2527 either breast or cervical cancer at the comprehensive breast and cervical cancer early detection
2528 program operated by the department of public health, in accordance with item 4570-1512 of
2529 section 2D; and provided further, that funds may be expended from this item for health care
2530 services provided to these recipients in prior fiscal years \$4,189,558

2531 4000-0880 For MassHealth benefits under clause (c) of subsection (2) of section 9A
2532 and section 16C of chapter 118E of the General Laws for children and adolescents whose family
2533 incomes as determined by the executive office are above 150 per cent of the federal poverty
2534 level; provided, that funds may be expended from this item for health care services provided to
2535 the children and adolescents in prior fiscal years \$205,717,702

2536 4000-0890 For the cost of health insurance premium subsidies paid to employees of
2537 small businesses participating in the insurance reimbursement program under section 9C of
2538 chapter 118E of the General Laws \$47,608,920

2539 4000-0891 For the cost of health insurance subsidies paid to employers participating
2540 in the insurance reimbursement program under section 9C of chapter 118E of the General Laws;
2541 provided, that the executive office shall directly market the program to private human service
2542 providers that deliver human and social services under contract with departments within the
2543 executive office and the executive office of elder affairs for the purpose of mitigating health
2544 insurance costs to the employers and their employees; provided further, that the executive office
2545 of health and human services shall report quarterly to the house and senate committees on ways
2546 and means and the executive office of administration and finance monthly expenditure data for

2547 the program, including the total number of employers participating in the program, the
2548 percentage of the employers who purchased health insurance for employees prior to participating
2549 in the program and total monthly expenditures delineated by payments to small employers and
2550 self-employed persons for individual, 2-person family and family subsidies; and provided
2551 further, that the executive office of health and human services shall seek federal reimbursement
2552 for the payments to employers \$4,531,091

2553 4000-0895 For the healthy start program to provide medical care and assistance to
2554 pregnant women and infants residing in the commonwealth pursuant to section 10E of chapter
2555 118E of the General Laws; provided, that the executive office shall, not later than February 16,
2556 2010, report to the house and senate committees on ways and means on the population served by
2557 the program delineated by the federal poverty level; and provided further, that funds may be
2558 expended from this item for health care services provided to these persons in prior fiscal years
2559 \$17,200,673

2560 4000-0950 For the purposes of administrative and program expenses associated with
2561 the children's behavioral health initiative, in accordance with the settlement agreement in the
2562 case of Rosie D. et al. v. Romney, United States District Court for the District of Massachusetts
2563 civil action No. 01-30199-MAP, to provide comprehensive, community-based behavioral health
2564 services to children suffering from severe emotional disturbances; provided, that the secretary of
2565 health and human services shall report quarterly to the house and senate committees on ways and
2566 means relative to implementation of the initiative; and provided further, that such quarterly
2567 reports shall include, but not be limited to, details of the implementation plan, results of the
2568 scheduled plan to date, including a schedule detailing commencement of services and associated

2569 costs by service type, and an analysis of compliance with the terms of the settlement agreement
2570 to date \$68,000,000

2571 4000-0990 For the children’s medical security plan to provide primary and preventive
2572 health services for uninsured children from birth through age 18; provided, that the executive
2573 office shall prescreen enrollees and applicants for Medicaid eligibility; provided further, that no
2574 applicant shall be enrolled in the program until the applicant has been denied eligibility for the
2575 MassHealth program; provided further, that the MassHealth benefit request shall be used as a
2576 joint application to determine the eligibility for both MassHealth and the children’s medical
2577 security plan; provided further, that the executive office shall maximize federal reimbursements
2578 for state expenditures made on behalf of the children; provided further, that the executive office
2579 shall expend all necessary funds from this item to ensure the provision of the maximum benefit
2580 levels for this program, as authorized by section 10F of chapter 118E of the General Laws;
2581 provided further, that the maximum benefit levels for this program shall be made available only
2582 to those children who have been determined by the executive office to be ineligible for
2583 MassHealth benefits; and provided further, that funds may be expended from this item for health
2584 care services provided to these persons in prior fiscal years \$14,186,651

2585 4000-1400 For the purposes of providing MassHealth benefits to persons with a
2586 diagnosis of human immunodeficiency virus with incomes up to 200 per cent of the federal
2587 poverty level; provided, that funds may be expended from this item for health care services
2588 provided to these persons in prior fiscal years \$18,078,571

2589 4000-1405 For the operation of a program of preventive and primary care for
2590 chronically unemployed persons who are not receiving unemployment insurance benefits and

2591 who are not eligible for medical assistance but who are determined by the executive office of
2592 health and human services to be long-term unemployed; provided, that such persons shall meet
2593 the eligibility requirements of the MassHealth program established in section 9A of chapter 118E
2594 of the General Laws; provided further, that persons eligible under subsection (7) of section 16D
2595 of said chapter 118E shall also be eligible to receive benefits under this item; provided further,
2596 that the income of such persons shall not exceed 100 per cent of the federal poverty level;
2597 provided further, that said eligibility requirements shall not exclude from eligibility persons who
2598 are employed intermittently or on a non-regular basis; provided further, that the provision of care
2599 to such persons under this program may, taking into account capacity, continuity of care, and
2600 geographic considerations, be restricted to certain providers; provided further, that the secretary
2601 may limit or close enrollment if necessary in order to ensure that expenditures from this item do
2602 not exceed the amount appropriated herein; provided further, however, that no such limitation
2603 shall be implemented unless the secretary has given 90 days notice to the house and senate
2604 committees on ways and means and the joint committee on health care financing; and provided
2605 further, that funds may be expended from this item for health care services provided to recipients
2606 in prior fiscal years \$324,450,151

2607 4000-1420 For the purposes of making payment to the federal Centers for Medicare
2608 and Medicaid Services in compliance with Title XIX of the Social Security Act \$268,630,683

2609 4000-1700 For the provision of information technology services within the executive
2610 office of health and human services \$88,823,931

2611 Office for Refugees and Immigrants.

2612 4003-0122 For a Citizenship for New Americans Program to assist legal permanent
2613 residents in the commonwealth in becoming citizens of the United States; provided, that the
2614 office for refugees and immigrants shall administer the program; provided further, that the
2615 program funded by this item shall provide assistance to persons who are within 3 years of
2616 eligibility to become citizens of the United States; provided further, that services shall be
2617 designed to include: ESOL/civics classes, citizenship application assistance, interview
2618 preparation and support services including, but not limited to, interpretation and referral services;
2619 provided further, that persons who would qualify for benefits under chapter 118A of the General
2620 Laws but for their status as legal non-citizens shall be given highest priority for services; and
2621 provided further, that persons who currently receive state-funded benefits which could be
2622 replaced, in whole or in part, by federally-funded benefits if these persons become citizens, shall
2623 be given priority for services \$250,000

2624 Division of Health Care Finance and Policy.

2625 4100-0060 For the operation of the division and the administration of the Health
2626 Safety Net Trust Fund established in section 36 of chapter 118G of the General Laws; provided,
2627 that notwithstanding any general or special law to the contrary, the assessment authorized
2628 pursuant to section 5 of said chapter 118G for the estimated expenses of the division shall
2629 include in fiscal year 2010 the estimated expenses, including indirect costs, of the division, and
2630 shall be equal to the amount appropriated in this item less amounts projected to be collected in
2631 fiscal year 2010 from: (a) filing fees; (b) fees and charges generated by the division's publication
2632 or dissemination of reports and information; and (c) federal financial participation received as
2633 reimbursement for the division's administrative costs; provided further, that the assessed amount
2634 shall not be less than 65 per cent of the total expenses appropriated for the division and the health

2635 safety net office; provided further, that the division shall promulgate regulations requiring all
2636 hospitals receiving payments from the Health Safety Net Trust Fund to report to the division the
2637 following utilization information: the number of inpatient admissions and outpatient visits by age
2638 category, income category, diagnostic category and average charge per admission; provided
2639 further, that the division shall submit quarterly reports to the house and senate committees on
2640 ways and means compiling said data; provided further, that the division, in consultation with the
2641 executive office of health and human services, shall not promulgate any increase in Medicaid
2642 provider rates without taking all measures possible under Title XIX of the Social Security Act or
2643 any successor federal statute to ensure that rates of payment to providers do not exceed such
2644 rates as are necessary to meet only those costs incurred by efficiently and economically operated
2645 providers in order to provide services of adequate quality; provided further, that the division
2646 shall meet the reporting requirements of section 25 of chapter 203 of the acts of 1996; provided
2647 further, that funds may be expended for the purposes of a survey and study of the uninsured and
2648 underinsured in the commonwealth, including the health insurance needs of the residents of the
2649 commonwealth; provided further, that said study shall examine the overall impact of programs
2650 administered by the executive office of health and human services on the uninsured, the
2651 underinsured, and the role of employers in assisting their employees in affording health
2652 insurance pursuant to section 23 of chapter 118G of the General Laws; provided further, that the
2653 division shall publish annual reports on the financial condition of hospitals and other health care
2654 providers through the Health Benchmarks project website, in collaboration with the executive
2655 office of health and human services, the office of the attorney general, and the University of
2656 Massachusetts; provided further, that the division shall submit to the house and senate
2657 committees on ways and means and the joint committee on health care financing not later than

2658 December 8, 2009 a report detailing utilization of the Health Safety Net Trust Fund; provided
2659 further, that the report shall include: (a) the number of persons in the commonwealth whose
2660 medical expenses were billed to the Health Safety Net Trust Fund in fiscal year 2009; (b) the
2661 total dollar amount billed to the Health Safety Net Trust Fund in fiscal year 2009; (c) the
2662 demographics of the population using the Health Safety Net Trust Fund; and (d) the types of
2663 services paid for out of the Health Safety Net Trust Fund in fiscal year 2009; provided further,
2664 that the division shall include in the report an analysis on hospitals' responsiveness to enrolling
2665 eligible individuals into the MassHealth program upon the date of service rather than charging
2666 those individuals to the Health Safety Net Trust Fund; provided further, that the division shall
2667 include in the report possible disincentives the state could provide to hospitals to discourage such
2668 behavior; provided further, that notwithstanding any general or special law or rule or regulation
2669 to the contrary, the division shall not allow any exceptions to the usual and customary charge
2670 defining rule as defined in 114.3 CMR 31.02, for the purposes of drug cost reimbursement to
2671 eligible pharmacy providers for publicly-aided and industrial accident patients; provided further,
2672 that the division is hereby authorized to change the pricing standard used by said division when
2673 determining the rate of payment to pharmacy providers for prescribed drugs for publicly-aided or
2674 industrial accident patients if such a change would financially benefit the commonwealth;
2675 provided further, that within 6 months of the publication date of the federal upper limits for
2676 multiple source drugs by the federal Centers for Medicare and Medicaid Services, the division
2677 shall submit a report to the secretary of administration and finance and the house and senate
2678 committees on ways and means on the savings realized by the MassHealth Pharmacy Program
2679 for the first 3 months that the federal upper limits for multiple source drugs are in place;
2680 provided further, that using said data, the division shall also estimate the program savings for the

2681 remainder of fiscal year 2010; provided further, that the division, after consultation with the
2682 secretary and the chairs of the senate and house committees on ways and means, may adjust
2683 pharmacy dispensing fees for multiple source prescription drugs to compensate for any reduction
2684 as a result of the upper limits implemented under the Deficit Reduction Act of 2005; provided
2685 further, that the division shall examine the factors that contribute to the cost increases of the
2686 health care delivery system and strategies employed by the provider community to reduce cost
2687 growth; provided further, that in preparing its report, the division shall conduct a public hearing
2688 on the matter; and provided further, that the division shall submit its findings to the joint
2689 committees on health care financing and the house and senate committees on ways and means
2690 not later than February 16, 2010 \$17,449,078

2691 OFFICE OF DISABILITIES AND COMMUNITY SERVICES.

2692 Massachusetts Commission for the Blind.

2693 4110-0001 For the office of the commissioner; provided, that amounts appropriated to
2694 the commission in fiscal year 2010 that extend or expand services beyond the level of services
2695 provided in fiscal year 2009 shall not annualize above those amounts in fiscal year 2011

2696 \$1,014,054

2697 4110-1000 For the community services program; provided, that the Massachusetts
2698 commission for the blind shall work in collaboration with the Massachusetts commission for the
2699 deaf and hard of hearing to provide assistance and services to the deaf-blind community through
2700 the deaf-blind community access network \$3,834,864

2701 4110-1010 For aid to the adult blind; provided, that funds may be expended from this
2702 item for burial expenses incurred in the prior fiscal year and for sheltered workforce employee
2703 retirement benefits \$8,351,643

2704 4110-2000 For the turning 22 program of the commission; provided, that the
2705 commission shall work in conjunction with the department of developmental services to secure
2706 the maximum amount of federal reimbursements available for the care of turning 22 clients
2707 \$10,663,291

2708 4110-3010 For a program of vocational rehabilitation for the blind in cooperation
2709 with the federal government; provided, that no funds from federal vocational rehabilitation
2710 grants or state appropriation shall be deducted for pensions, group health and life insurance, or
2711 any other such indirect costs of federally reimbursed state employees; provided further that the
2712 department may expend one-third of the amount appropriated for the purpose of providing
2713 comprehensive rehabilitation training in the Commonwealth for vocational development,
2714 including computer technology skills and independent living skills for blind adults\$3,045,455
2715 Massachusetts Rehabilitation Commission.

2716 4120-1000 For the operation of the commission; provided, that amounts appropriated
2717 to the commission in fiscal year 2010 that extend or expand services beyond the level of services
2718 provided in fiscal year 2009 shall not annualize above those amounts in fiscal year 2011;
2719 provided further, that the commissioner shall report quarterly to the house and senate committees
2720 on ways and means and the secretary of administration and finance on the number of clients
2721 served and the amount expended on each type of service; provided further, that upon the written
2722 request of the commissioner of revenue, the commission shall provide lists of individual clients

2723 to whom, or on behalf of whom, payments have been made for the purpose of verifying
2724 eligibility and detecting and preventing fraud, error and abuse in the programs administered by
2725 the commission; and provided further, that the lists shall include client names and social security
2726 numbers and payee names and other identification, if different from a client's \$472,928

2727 4120-2000 For vocational rehabilitation services operated in cooperation with the
2728 federal government; provided, that no funds from the federal vocational rehabilitation grant or
2729 state appropriation shall be deducted for pensions, group health and life insurance or any other
2730 such indirect cost of federally-reimbursed state employees; and provided further, that the
2731 commissioner, in making referrals to service providers, shall take into account the client's place
2732 of residence and the geographic proximity of the nearest provider to the residence \$10,599,024

2733 4120-3000 For employment assistance services; provided, that vocational evaluation
2734 and employment services for severely disabled adults may be provided \$3,170,817

2735 4120-4000 For independent living assistance services \$11,946,137

2736 4120-4001 For the housing registry for the disabled \$80,000

2737 4120-4010 For the turning 22 program of the commission \$801,551

2738 4120-5000 For homemaking services \$5,508,257

2739 4120-6000 For head injured services; provided, that the commission shall work with
2740 the executive office of health and human services to maximize federal reimbursement for clients
2741 receiving head injured services \$11,209,371

2742 Massachusetts Commission for the Deaf and Hard of Hearing.

2743 4125-0100 For the operation of and services provided by the Massachusetts
2744 commission for the deaf and hard of hearing \$5,169,020

2745 4125-0105 The commission may expend for the purpose of after-hours emergency
2746 interpreter referral services an amount not to exceed \$165,000 from revenues collected from
2747 users of the department’s emergency interpreter referral hotline \$165,000

2748 Department of Veterans’ Services.

2749 1410-0010 For the operation of the department of veterans’ services; provided, that
2750 the department may fund a housing specialist from this item; provided further, that the
2751 department may expend funds for the Glory 54th Brigade; provided further, that the secretary of
2752 veterans’ affairs shall submit a report to the joint committee on veterans’ and federal affairs and
2753 the house and senate committees on ways and means not later than December 31, 2009, on the
2754 secretariat’s implementation of and the outreach efforts of the “welcome home bill”; and
2755 provided further, that the report shall include the participation rates for service, hindrances to
2756 enrollment for the program, and recommendations, including any necessary statutory or other
2757 changes to increase the number of service men and women who apply for such service
2758 \$2,159,172

2759 1410-0012 For services to veterans, including the maintenance and operation of
2760 outreach centers; provided, that any program or its successor that received funds from this item
2761 in chapter 182 of the acts of 2008 shall receive funds in fiscal year 2010; provided further, that
2762 the centers shall provide counseling to incarcerated veterans and to Vietnam era veterans and
2763 their families who may have been exposed to agent orange; and provided further, that these

2764 centers shall also provide services to veterans who were discharged after September 11, 2001,
2765 and their families \$1,738,686

2766 1410-0015 For the women veterans' outreach program \$50,000

2767 1410-0018 The department may expend not more than \$300,000 for the maintenance
2768 and operation of Agawam and Winchendon veterans' cemeteries from revenue collected from
2769 fees, grants, gifts or other contributions to the cemeteries \$300,000

2770 1410-0100 For the revenue maximization project of the executive office of elder
2771 affairs to identify individuals eligible for veterans' pensions who are currently receiving home
2772 health care services \$98,000

2773 1410-0250 For homelessness services for veterans; provided, that any program or its
2774 successor that received funds from this item in chapter 182 of the acts of 2008 shall receive
2775 funds in fiscal year 2010 \$2,083,073

2776 1410-0251 For the maintenance and operation of homeless shelters and transitional
2777 housing for veterans at the New England Center for Homeless Veterans located in the city of
2778 Boston \$2,164,543

2779 1410-0400 For the payment of annuities to certain disabled veterans and the parents
2780 and un-remarried spouses of certain deceased veterans made pursuant to section 6B of chapter
2781 115 of the General and for reimbursing cities and towns for money paid for veterans' benefits
2782 and for payments to certain veterans under section 6 of chapter 115 of the General Laws;
2783 provided, that the department shall take reasonable steps to terminate payments upon the death of
2784 a recipient; provided further, that the department shall prorate annuity payments to ensure that

2785 the total payments in fiscal year 2010 shall not exceed the amount appropriated herein; provided
2786 further, that the secretary of veterans' services shall file with the house and senate committees on
2787 ways and means a report detailing the number of applications received for annuities offered
2788 under this program at the end of each fiscal quarter; provided further, that notwithstanding any
2789 general or special law to the contrary, 100 per cent of the amounts of veterans' benefits paid by
2790 cities and towns to residents of a soldiers' home shall be paid by the commonwealth to the
2791 several cities and towns; provided further, that notwithstanding any general or special law to the
2792 contrary, the secretary of veterans' services shall continue a training program for veterans'
2793 agents and directors of veterans' services in cities and towns; provided further, that the
2794 department of veterans' services shall provide such training in several locations across the
2795 commonwealth; provided further, that training will be provided annually and on an as needed
2796 basis to veterans services organizations to make them aware of the provision of said chapter 115
2797 and all other benefits to which a veteran or the veteran's dependents may be entitled; provided
2798 further, that any person applying for veterans' benefits to pay for services available under
2799 chapter 118E of the General Laws, shall also apply for medical assistance under said chapter
2800 118E to minimize cost of the commonwealth and its municipalities; provided further, that
2801 veterans' agents shall complete applications authorized by the executive office under said
2802 chapter 118E for any veteran, widow and dependent applying for medical assistance under said
2803 chapter 115; provided further, that the veterans' agent shall file the application for the veteran or
2804 dependent for assistance under said chapter 118E; provided further, that the executive office
2805 shall act on all said chapter 118E applications and advise the applicant and the veterans' agent of
2806 the applicant's eligibility for said chapter 118E health care; provided further, that the veterans'
2807 agent shall advise the applicant of the right to assistance for medical benefits under said chapter

2808 115 pending approval of the application for assistance under said chapter 118E by the executive
2809 office; provided further, that the secretary may supplement health care pursuant to said chapter
2810 118E with health care coverage under said chapter 115 if he determines that supplemental
2811 coverage is necessary to afford the veteran or dependent sufficient relief and support; provided
2812 further, that payments to or on behalf of a veteran or dependent pursuant to said chapter 115 shall
2813 not be considered income for the purposes of determining eligibility under said chapter 118E;
2814 and provided further, that benefits awarded pursuant to section 6B of said chapter 115 shall be
2815 considered countable income \$46,808,760

2816 1410-0630 For the administration of the veterans' cemeteries in the towns of Agawam
2817 and Winchendon \$864,237

2818 Soldiers' Home in Massachusetts.

2819 4180-0100 For the maintenance and operation of the Soldiers' Home in
2820 Massachusetts located in the city of Chelsea, including a specialized unit for the treatment of
2821 Alzheimer's disease patients; provided, that graduates from the LPN school of nursing shall
2822 work in state-operated facilities for at least 1 year; provided further, that no fee, assessment or
2823 other charge shall be imposed upon or required of any person for any outpatient treatment,
2824 admission or hospitalization which exceeds the amount of fees charged in fiscal year 2009;
2825 provided further, that all pharmacy services shall be paid through the state office of pharmacy
2826 services chargeback, item 4510-0108 of section 2B; and provided further, that no charge or
2827 contract shall be made with any alternate vendor to provide pharmacy services other than the
2828 state office of pharmacy services \$25,963,213

2829 4180-1100 The Soldiers' Home in Massachusetts may expend not more than
2830 \$330,661 in revenues for facility maintenance and patient care, including personnel costs;
2831 provided, that 60 per cent of all revenues generated pursuant to section 2 of chapter 90 of the
2832 General Laws through the purchase of license plates with the designation VETERAN by eligible
2833 veterans of the commonwealth, upon compensating the registry of motor vehicles for the cost
2834 associated with the license plates, shall be deposited into and for the purposes of this retained
2835 revenue account of the Soldiers' Home; provided further, that the Soldiers' Home may accept
2836 gifts, grants, donations and bequests; and provided further, that notwithstanding any general or
2837 special law to the contrary, for the purpose of accommodating timing discrepancies between the
2838 receipt of retained revenues and related expenditures, the Soldiers' Home may incur expenses
2839 and the comptroller may certify for payment amounts not to exceed the lower of this
2840 authorization or the most recent revenue estimate as reported in the state accounting system
2841 \$330,661

2842 Soldiers' Home in Holyoke.

2843 4190-0100 For the maintenance and operation of the Soldiers' Home in Holyoke,
2844 including the adult day care program, the Maguder House and the Chapin Mansion; provided,
2845 that no fee, assessment or other charge shall be imposed upon or required of any person for any
2846 outpatient treatment, admission or hospitalization which exceeds the amount of fees charged in
2847 fiscal year 2009; provided further, that all pharmacy services shall be paid through the state
2848 office of pharmacy services chargeback, item 4510-0108 of section 2B; and provided further,
2849 that no charge or contract shall be made with any alternate vendor to provide pharmacy services
2850 other than the state office of pharmacy services \$19,438,450

2851 4190-0102 The Soldiers' Home in Holyoke may expend for the outpatient pharmacy
2852 program an amount not to exceed \$110,000 from co-payments which it may charge to users of
2853 the program; provided, that no co-payments shall be imposed or required of any person which
2854 exceed the level of co-payments charged in fiscal year 2009\$110,000

2855 4190-0200 The Soldiers' Home in Holyoke may expend not more than \$25,000 from
2856 fees collected from veterans in its care for the purposes of providing television and telephone
2857 services to residents and an amount not to exceed \$5,000 from revenues received from the
2858 licensing of the property for placement of aerial antennas; provided, that fees from the use of
2859 telephones and televisions shall only be expended for payments to vendors for said services
2860 \$30,000

2861 4190-1100 For the Soldiers' Home in Holyoke which may expend not more than
2862 \$225,000 for facility maintenance and patient care, including personnel costs; provided, that 40
2863 per cent of all revenues generated pursuant to section 2 of chapter 90 of the General Laws
2864 through the purchase of license plates with the designation VETERAN by eligible veterans of the
2865 commonwealth, upon compensating the registry of motor vehicles for the cost associated with
2866 the license plates, shall be deposited into and for the purposes of this retained revenue account of
2867 the Soldiers' Home; provided further, that the Soldiers' Home may accept gifts, grants,
2868 donations, and bequests; and provided further, that notwithstanding any general or special law to
2869 the contrary, for the purpose of accommodating timing discrepancies between the receipt of
2870 retained revenues and related expenditures, the Soldiers' Home may incur expenses and the
2871 comptroller may certify for payment amounts not to exceed the lower of this authorization or the
2872 most recent revenue estimate as reported in the state accounting system \$225,000

2873 Department of Youth Services.

2874 4200-0010 For the administration of the department of youth services; provided, that
2875 the department shall continue to collaborate with the department of elementary and secondary
2876 education in order to align curriculum at the department of youth services with the statewide
2877 curriculum frameworks and to ease the reintegration of youth from facilities at the department of
2878 youth services into regular public school settings; and provided further, that the department shall
2879 continue to execute its education funding initiative \$4,628,100

2880 4200-0100 For supervision, counseling and other community-based services provided
2881 to committed youths in nonresidential care programs of the department; provided, that the
2882 commissioner may transfer up to 7 per cent of the amount appropriated in this item to items
2883 4200-0200 and 4200-0300; and provided further, that 30 days before any such transfer is made,
2884 the commissioner shall file with the secretary of administration and finance and to the house and
2885 senate committees on ways and means a plan showing the amounts to be transferred and the
2886 reason for the proposed transfer \$21,816,501

2887 4200-0200 For pretrial detention programs, including purchase-of-service and state-
2888 operated programs; provided, that the commissioner may transfer up to 7 per cent of the amount
2889 appropriated herein to items 4200-0100 and 4200-0300; and provided further, that 30 days before
2890 any transfer is made, the commissioner shall file with the secretary of administration and finance
2891 and the house and senate committees on ways and means a plan showing the amounts to be
2892 transferred and the reason for the proposed transfer \$24,710,796

2893 4200-0300 For secure facilities, including purchase-of-service and state-operated
2894 programs incidental to the operations of the facilities; provided, that funds shall be expended to

2895 address the needs of the female population; provided further, that funds shall be expended to
2896 address suicide prevention; provided further, that all pharmacy services shall be paid through the
2897 state office of pharmacy services chargeback, item 4510-0108 of section 2B; provided further,
2898 that no charge or contract shall be made with alternate vendors to provide pharmacy services
2899 other than the state office of pharmacy services; provided further, that the commissioner may
2900 transfer up to 7 per cent of the amount appropriated in this item to items 4200-0100 and 4200-
2901 0200; and provided further, that 30 days before any such transfer is made, the commissioner
2902 shall file with the secretary of administration and finance and the house and senate committees
2903 on ways and means a plan showing the amounts to be transferred and the reason for the proposed
2904 transfer \$99,826,675

2905 4200-0500 For the department of youth services' education system; provided, that
2906 funds shall be expended for the enhancement of salaries for teachers \$2,500,000

2907 OFFICE OF CHILDREN, YOUTH AND FAMILY SERVICES.

2908 Department of Transitional Assistance.

2909 4400-1000 For the central administration of the department of transitional assistance;
2910 provided, that all costs associated with verifying disability for all programs of the department
2911 shall be paid from this item; provided further, that the department shall submit on a monthly
2912 basis to the house and senate committees on ways and means and the secretary of administration
2913 and finance a status report on program expenditures, savings and revenues, error rate
2914 measurements, and public assistance caseloads and benefits; provided further, that the
2915 department shall collect all out-of-court settlement restitution payments; provided further, that
2916 the restitution payments shall include, but not be limited to, installment and lump sum payments;

2917 provided further, that notwithstanding any general or special law to the contrary, unless
2918 otherwise expressly provided, federal reimbursements received for the purposes of the
2919 department, including reimbursements for administrative, fringe and overhead costs, for the
2920 current fiscal year and prior fiscal years, shall be credited to the General Fund; provided further,
2921 that an application for assistance under chapter 118 of the General Laws shall be deemed an
2922 application for assistance under chapter 118E of the General Laws; provided further, that if
2923 assistance under said chapter 118 is denied, the application shall be transmitted by the
2924 department to the executive office of health and human services for a determination of eligibility
2925 under said chapter 118E; provided further, that the department shall, to the extent feasible within
2926 the appropriation provided, provide for extended office hours; provided further, that the
2927 department shall accomplish the staffing of these extended office hours to the maximum extent
2928 possible through the use of flex-time that will allow workers to modify their working hours to
2929 accommodate their specific personal and family needs; and provided further, that the department
2930 shall, to the extent feasible within the appropriation provided, continue and expand the program
2931 of placing workers at community and human service organizations for the purposes of
2932 facilitating supplemental nutrition assistance program applications and redeterminations

2933 \$52,727,596

2934 4400-1001 For programs to increase the commonwealth's participation rate in the
2935 supplemental nutrition assistance program and other federal nutrition programs; provided, that
2936 the work of department employees paid for from this item shall be restricted to processing
2937 supplemental assistance nutrition program applications; provided further, that the department
2938 shall not require supplemental assistance nutrition program applicants to provide re-verification
2939 of eligibility factors previously verified and not subject to change; provided further, that

2940 notwithstanding any general or special law to the contrary, the department shall require only 1
2941 signature from supplemental assistance nutrition program applicants; provided further, that the
2942 department shall fund a unit staffed by department employees to respond to supplemental
2943 assistance nutrition program inquiries, and arrange for and conduct telephone interviews for
2944 initial supplemental assistance nutrition program applications from this item; provided further,
2945 that the department shall fund a system to image and catalogue eligibility documents
2946 electronically from this item; and provided further, that funds shall be expended for supplemental
2947 assistance nutrition program outreach \$2,408,431

2948 4400-1025 For domestic violence specialists at local area offices \$740,979

2949 4400-1100 For the payroll of the department's caseworkers; provided, that only
2950 employees of bargaining unit eight shall be paid from this item \$54,607,404

2951 4401-1000 For employment and training services, including support services, for
2952 recipients of benefits provided under the transitional aid to families with dependent children
2953 program; provided, that funds shall be expended for the Young Parents Program; and provided
2954 further, that certain parents who have not yet reached the age of 18 years, including those who
2955 are ineligible for transitional aid to families with dependent children and who would qualify for
2956 benefits under chapter 118 of the General Laws but for the deeming of the grandparents' income,
2957 shall be eligible to receive services \$23,042,578

2958 4401-1101 For the department of transitional assistance which may expend not more
2959 than \$2,450,000 from federal bonuses and from reimbursements received from the United States
2960 Department of Agriculture for supplemental nutrition assistance program outreach and
2961 employment and training programs and any enhanced funding or bonuses; provided, that the

2962 department may expend such revenue for employment and training services provided to
2963 recipients of transitional aid to families with dependent children \$2,450,000

2964 4403-2000 For a program of transitional aid to families with dependent children;
2965 provided, that notwithstanding any general or special law to the contrary, benefits under the
2966 program of transitional aid to families with dependent children shall be paid only to citizens of
2967 the United States and to non-citizens for whom federal funds may be used to provide benefits;
2968 provided further, that notwithstanding any general or special law or any provisions of this act to
2969 the contrary, no benefits under this item shall be made available to illegal or undocumented
2970 aliens; provided further, that the need standard shall be equal to the standard in effect in fiscal
2971 year 2009 unless the department determines that a reduction in the monthly payment standard
2972 should be implemented before the end of the fiscal year to keep program expenditures within the
2973 amounts appropriated in this item; provided further, that the payment standard shall be equal to
2974 the need standard; provided further, that the payment standard for families who do not qualify for
2975 an exempt category of assistance under subsection (e) of section 110 of chapter 5 of the acts of
2976 1995, or any successor statute, shall be 2.75 per cent below the otherwise applicable payment
2977 standard, in fiscal year 2010, pursuant to the state plan required under the Personal
2978 Responsibility and Work Opportunity Reconciliation Act of 1996; provided further, that the
2979 department shall notify parents under the age of 20 receiving benefits from the program of the
2980 requirements found in clause (2) of subsection (i) of said section 110 of said chapter 5 of the acts
2981 of 1995, or any successor statute; provided further, that a \$40 per month rent allowance shall be
2982 paid to all households incurring a rent or mortgage expense and not residing in public housing or
2983 subsidized housing; provided further, that a nonrecurring children's clothing allowance in the
2984 amount of \$150 shall be provided to each child eligible under this program in September 2009;

2985 provided further, that the children's clothing allowance shall be included in the standard of need
2986 for the month of September 2009; provided further, that benefits under this program shall not be
2987 available to those families in which a child has been removed from the household pursuant to a
2988 court order after a care and protection hearing under chapter 119 of the General Laws, nor to
2989 adult recipients otherwise eligible for transitional aid to families with dependent children but for
2990 the temporary removal of the dependent child or children from the home by the department of
2991 children and families in accordance with department procedures; provided further, that
2992 notwithstanding section 2 of chapter 118 of the General Laws, or any other general or special
2993 law to the contrary, the department shall render aid to pregnant women with no other eligible
2994 dependent children only if it has been medically verified that the child is expected to be born
2995 within the month the payments are to be made or within the 3 month period after the month of
2996 payment, and who, if the child had been born and was living with her in the month of payment
2997 would be categorically and financially eligible for transitional aid to families with dependent
2998 children benefits; provided further, that certain families that suffer a reduction in benefits due to
2999 a loss of earned income and participation in retrospective budgeting may receive a supplemental
3000 benefit to compensate them for the loss; provided further, that the department provided further,
3001 that the department shall review its disability standards to determine the extent to which they
3002 reflect the current medical and vocational criteria and report on the proposed revisions by
3003 December 1, 2009, to the house and senate committees on ways and means and the joint
3004 committee on children, families and persons with disabilities on the results of that review before
3005 any changes to the standards are proposed; provided further, that no funds from this item shall be
3006 expended by the department for child care or transportation services for the employment and
3007 training program; provided further, that no funds from this item shall be expended by the

3008 department for family reunification benefits or informal child care; provided further, that the
3009 department shall provide oral and written notification to all recipients of their child care benefits
3010 at the time of application and on a semi-annual basis; provided further, that the notification shall
3011 include the full range of child care options available, including center-based child care, family-
3012 based child care, and in-home relative child care; provided further, that the notification shall
3013 detail available child care benefits for current and former recipients, including employment and
3014 training benefits and transitional benefits; provided further, that the notice shall further advise
3015 recipients of the availability of supplemental nutrition assistance program benefits; provided
3016 further, that in promulgating, amending or rescinding its regulations with respect to eligibility
3017 for, or levels of benefits under the program, the department shall take into account the amounts
3018 available to it for expenditure by this item so as not to exceed the appropriation; provided
3019 further, that notwithstanding any general or special law to the contrary, 60 days before
3020 promulgating any eligibility or benefit changes, the commissioner shall file with the house and
3021 senate committees on ways and means and with the clerks of the senate and house of
3022 representatives a detailed and comprehensive report setting forth the text of, basis, and reasons
3023 for the proposed changes; and provided further, that the report shall state the department's most
3024 accurate assessment of the probable effects of benefit or eligibility changes upon recipient
3025 families \$308,076,608

3026 4403-2007 For a nutritional benefit program for low-income workers; provided, that
3027 benefits shall be provided only to those for whom receiving these benefits will improve the work
3028 participation rate under the federal program of temporary assistance for needy families
3029 \$1,200,000

3030 4403-2119 For the provision of structured settings as provided in subsection (i) of
3031 section 110 of chapter 5 of the acts of 1995, or any successor statute, for parents under the age of
3032 20 who are receiving benefits under the transitional aid to families with dependent children
3033 program \$6,576,576

3034 4405-2000 For the state supplement to the supplemental security income program for
3035 the aged and disabled, including a program for emergency needs for supplemental security
3036 income recipients; provided, that the expenses of special grant recipients residing in rest homes,
3037 as provided in section 7A of chapter 118A of the General Laws, may be paid from this item;
3038 provided further, that the department, in collaboration with the executive office of health and
3039 human services, may fund an optional supplemental living arrangement category under the
3040 supplemental security income program that makes payments to persons living in assisted living
3041 residences certified under chapter 19D of the General Laws who meet the income and clinical
3042 eligibility criteria established by the department and the office; provided further, that the optional
3043 category of payments shall only be administered in conjunction with the Medicaid group adult
3044 foster care benefit; and provided further, that reimbursements to providers for services rendered
3045 in prior fiscal years may be expended from this item \$222,310,783

3046 4408-1000 For a program of cash assistance to certain residents of the
3047 commonwealth, entitled emergency aid to the elderly, disabled and children found by the
3048 department to be eligible for the aid under chapter 117A of the General Laws and regulations
3049 promulgated by the department and subject to the limitations of appropriation therefore;
3050 provided, that benefits under this item shall only be provided to residents who are citizens of the
3051 United States or qualified aliens or non-citizens otherwise permanently residing in the United
3052 States under color of law and shall not be provided to illegal or undocumented aliens; provided

3053 further, that the individual shall not be a subject to sponsor income deeming or related
3054 restrictions; provided further, that the payment standard shall equal the payment standard in
3055 effect under the general relief program in fiscal year 1991; provided further, that the department
3056 may provide benefits to persons age 65 or older who have applied for benefits under chapter
3057 118A of the General Laws, to persons suffering from a medically-determinable impairment or
3058 combination of impairments which is expected to last for a period as determined by department
3059 regulations and which substantially reduces or eliminates such individuals' capacity to support
3060 themselves and which has been verified by a competent authority, to certain persons caring for a
3061 disabled person, to otherwise eligible participants in the vocational rehabilitation program of the
3062 Massachusetts rehabilitation commission and to dependent children who are ineligible for
3063 benefits under both chapter 118 of the General Laws and the separate program created by section
3064 210 of chapter 43 of the acts of 1997 and parents or other caretakers of dependent children who
3065 are ineligible under said chapter 118 and under said separate program; provided further, that no
3066 ex-offender, person over age 45 without a prior work history or person in a residential treatment
3067 facility shall be eligible for benefits under this program unless the person otherwise meets the
3068 eligibility criteria described in this item and defined by regulations of the department; provided
3069 further, that no person incarcerated in a correctional institution shall be eligible for benefits
3070 under the program; provided further, that no funds shall be expended from this item for the
3071 payment of expenses associated with any medical review team, other disability screening process
3072 or costs associated with verifying disability for this program; provided further, that the
3073 department shall adopt emergency regulations under chapter 30A of the General Laws to
3074 implement the changes to this program required by this item promptly and within the
3075 appropriation; provided further, that in initially implementing the program for this fiscal year, the

3076 department shall include all eligibility categories permitted in this item at the payment standard
3077 in effect for the former general relief program in fiscal year 1991; provided further, that in
3078 promulgating, amending or rescinding its regulations with respect to eligibility or benefits,
3079 including the payment standard, medical benefits and any other benefits under this program, the
3080 department shall take into account the amounts available to it for expenditure by this item so as
3081 not to exceed the amount appropriated in this item; provided further, that the department may
3082 promulgate emergency regulations under chapter 30A of the General Laws to implement these
3083 eligibility or benefit changes or both; provided further, that nothing in this item shall be
3084 construed as creating any right accruing to recipients of the former general relief program;
3085 provided further, that reimbursements collected from the Social Security Administration on
3086 behalf of former clients of the emergency aid to the elderly, disabled and children program or
3087 unprocessed payments from the program that are returned to the department shall be credited to
3088 the General Fund; provided further, that notwithstanding any general or special law to the
3089 contrary, the funds made available in this item shall be the only funds available for the program,
3090 and the department shall not spend funds for the program in excess of the amount made available
3091 in this item; and provided further, that, notwithstanding any general or special law to the
3092 contrary, 60 days before implementing any eligibility or benefit changes, the commissioner shall
3093 file with the clerks of the house of representatives and the senate a determination by the secretary
3094 of health and human services that available appropriations for the program will be insufficient to
3095 meet projected expenses and a report setting forth the proposed changes \$84,658,966

3096 OFFICE OF HEALTH SERVICES.

3097 Department of Public Health.

3098 4510-0040 The department may expend for services provided to regulate marketing
 3099 activities of pharmaceutical and medical device companies an amount not to exceed \$840,000
 3100 from fees collected under chapter 111N of the General Laws \$840,000

3101 4510-0100 For the administration and operation of the department, including the
 3102 personnel support of programmatic staff within the department \$18,575,757

3103 4510-0110 For community health center services \$1,000,000

3104 4510-0600 For an environmental and community health hazards program, including
 3105 control of radiation and nuclear hazards, consumer products protection, food and drugs, lead
 3106 poisoning prevention in accordance with chapter 482 of the acts of 1993, lead-based paint
 3107 inspections in day care facilities, inspection of radiological facilities, licensing of x-ray
 3108 technologists and the administration of the bureau of environmental health assessment pursuant
 3109 to chapter 111F of the General Laws, the ‘Right-to-Know’ law; provided, that the department
 3110 shall file a report with the house and senate committees on ways and means, the joint committee
 3111 on public health, and the joint committee on health care financing, on the status of local health
 3112 inspections of food establishments, consistent with the department of public health food safety
 3113 regulations and a report on the current waiting list for indoor air inspections by October 1, 2009
 3114 \$3,160,567

3115 4510-0615 The department may expend not more than \$75,000 from assessments
 3116 collected under section 5K of chapter 111 of the General Laws for services provided to monitor,
 3117 survey and inspect nuclear power reactors; provided, that the department may expend not more
 3118 than \$1,499,783 from fees collected from licensing and inspecting users of radioactive material
 3119 within the commonwealth under licenses presently issued by the Nuclear Regulatory

3120 Commission; provided further, that the revenues may be used for the costs of both programs,
3121 including the compensation of employees; and provided further, that for the purpose of
3122 accommodating timing discrepancies between the receipt of retained revenues and related
3123 expenditures, the department may incur expenses and the comptroller may certify for payment
3124 amounts not to exceed the lower of this authorization or the most recent revenue estimate as
3125 reported in the state accounting system \$1,574,783

3126 4510-0616 The department may expend not more than \$1,000,000 for a drug
3127 registration and monitoring program from revenues collected from fees charged to registered
3128 practitioners, including physicians, dentists, veterinarians, podiatrists and optometrists for
3129 controlled substance registration; provided, that funds may be expended from this item for the
3130 costs of personnel; and provided further, that for the purpose of accommodating timing
3131 discrepancies between the receipt of retained revenues and related expenditures, the department
3132 may incur expenses and the comptroller may certify for payment amounts not to exceed the
3133 lower of this authorization or the most recent revenue estimate as reported in the state accounting
3134 system \$1,000,000

3135 4510-0710 For the operation and administration of the division of health care quality,
3136 the office of patient protection, and the statewide infection prevention and control program;
3137 provided, that funds may be expended for the operation of the Betsy Lehman Center for patient
3138 safety; provided further, that the division shall be responsible for assuring the quality of patient
3139 care provided by the commonwealth's health care facilities and services, and for protecting the
3140 health and safety of patients who receive care and services in nursing homes, rest homes, clinical
3141 laboratories, clinics, institutions for the mentally retarded and the mentally ill, hospitals and
3142 infirmaries, including the inspection of ambulance services; provided further, that investigators

3143 shall conduct investigations of abuse, neglect, mistreatment and misappropriation; provided
3144 further, that all investigators in the division of health care quality responsible for the
3145 investigations shall receive training by the Medicaid fraud control unit in the office of the
3146 attorney general; provided further, that the division shall continue a comprehensive training,
3147 education and outreach program for nursing home administrators and managers and other
3148 supervisory personnel in long-term care to improve the quality of care in long-term care
3149 facilities; and provided further, that the program shall promote the use of best practices, models
3150 of quality care giving and the culture of workforce retention within the facilities and shall focus
3151 on systemic ways to reduce deficiencies \$9,297,610

3152 4510-0715 For the operation of a center for primary care recruitment and placement
3153 to improve access to primary care services; provided, that funds may be expended for primary
3154 care workforce development and loan forgiveness grant program \$500,000

3155 4510-0716 For the operation of an evidence-based outreach and education program
3156 designed to provide information and education on the therapeutic and cost-effective utilization of
3157 prescription drugs to physicians, pharmacists and other health care professionals authorized to
3158 prescribe and dispense prescription drugs \$250,000

3159 4510-0721 For the operation and administration of the board of registration in nursing
3160 \$1,256,313

3161 4510-0722 For the operation and administration of the board of registration in
3162 pharmacy \$333,135

3163 4510-0723 For the operation and administration of the board of registration in
3164 medicine and the committee on acupuncture \$1,812,024

3165 4510-0725 For the operation and administration of certain health boards of
3166 registration, including the boards of registration in dentistry, nursing home administrators,
3167 physician assistants, perfusionists, genetic counselors and respiratory care \$362,004

3168 4510-0726 For the board of registration in medicine, including the physician profiles
3169 program; provided, that the board may expend revenues not to exceed \$300,000 from new
3170 revenues associated with increased license and renewal fees\$300,000

3171 4510-0790 For regional emergency medical services; provided, that no funds shall be
3172 expended in the AA object class; and provided further, that the regional emergency medical
3173 services councils, designated under 105 CMR 170.101 and the C-MED medical emergency
3174 communications centers that were in existence on January 1, 1992, shall remain the designated
3175 councils and C-MED communications centers \$955,855

3176 4510-0810 For a statewide sexual assault nurse examiner program and pediatric
3177 sexual assault nurse examiner program for the care of victims of sexual assault; provided, that
3178 funds shall be expended to support children’s advocacy centers; and provided further, that the
3179 program shall operate under specific statewide protocols and by an on-call system of nurse
3180 examiners \$3,507,700

3181 4512-0103 For human immunodeficiency virus and acquired immune deficiency
3182 syndrome services and programs; provided, that particular attention shall be paid to direct
3183 funding proportionately to each of the demographic groups afflicted by HIV/AIDS; and provided
3184 further, that no funds from this item shall be expended for disease research in fiscal year 2010
3185 \$35,335,527

3186 4512-0106 For the department of public health which may expend for the human
3187 immunodeficiency virus and acquired immune deficiency syndrome drug assistance program an
3188 amount not to exceed \$1,500,000 from revenues received from pharmaceutical manufacturers
3189 participating in the section 340B rebate program of the Public Health Service Act, administered
3190 by the federal Health Resources and Services Administration and Office of Pharmacy Affairs
3191 \$1,500,000

3192 4512-0200 For the division of substance abuse services, including a program to
3193 reimburse driver alcohol education programs for court adjudicated indigent clients; and provided
3194 further, that funds may be expended for programs that received funding in fiscal year 2009
3195 \$76,526,397

3196 4512-0201 For substance abuse step-down recovery services, otherwise known as
3197 level B beds and services, and other critical recovery services with severely reduced capacity;
3198 provided, that no funds shall be expended in the AA object class \$4,800,000

3199 4512-0202 For 2 pilot jail diversion programs primarily for nonviolent offenders with
3200 OxyContin or heroin addiction to be procured by the department of public health; provided, that
3201 each program shall have at least 60 beds and shall provide clinical assessment services to the
3202 respective courts, inpatient treatment for up to 90 days and ongoing case management services
3203 for up to 1 year; provided further, that individuals may be diverted to this or other programs by a
3204 district attorney in conjunction with the office of the commissioner of probation if: (a) there is
3205 reason to believe that the individual being diverted suffers from an addiction to OxyContin or
3206 heroin, or other substance use disorder; and (b) the diversion of an individual is clinically
3207 appropriate and consistent with established clinical and public safety criteria; provided further,

3208 that both programs shall be established in separate counties and a location deemed suitable by
3209 the department of public health; provided further, that the department of public health shall
3210 coordinate operations with county sheriffs, the district attorneys, the office of the commissioner
3211 of probation and the department of correction; provided further, that not more than \$500,000
3212 shall be used to support the ongoing treatment needs of clients after 90 days for which there is no
3213 other payer; and provided further, that the department of public health shall provide an annual
3214 report to the joint committee on mental health and substance abuse and the house and senate
3215 committees on ways and means as to the outcomes of the program and the cost of operations
3216 \$6,000,000

3217 4512-0203 For family intervention and care management services programs, a pilot
3218 young adult treatment program, and early intervention services, for individuals who are
3219 dependent on or addicted to alcohol or controlled substances or both alcohol and controlled
3220 substances.....\$2,000,000

3221 4512-0225 The department of public health may expend not more than \$1,000,000 for
3222 a compulsive gamblers' treatment program from unclaimed prize money held in the State Lottery
3223 Fund for more than 1 year from the date of the drawing when the unclaimed prize money was
3224 won, and from the proceeds of a multi-jurisdictional lottery game under subsection (e) of section
3225 24A of chapter 10 of the General Laws; provided, that the state comptroller shall transfer the
3226 amount to the General Fund; and provided further, that notwithstanding any general or special
3227 law to the contrary, for the purpose of accommodating timing discrepancies between the receipt
3228 of retained revenue and related expenditures, the department may incur expenses and the
3229 comptroller may certify for payment amounts not to exceed the lesser of this authorization or the
3230 most recent revenue estimate therefor as reported in the state accounting system \$1,000,000

3231 4512-0500 For dental health services; provided, that funds shall be expended to
3232 maintain a program of dental services for the developmentally disabled; provided further, that
3233 funding may be expended for a school-based demonstration project to offer preventive oral
3234 health care to children in high need areas; and provided further that said school-based
3235 demonstration project may provide, with prior parental informed consent, oral health services
3236 including but not limited to: dental exams, dental cleanings and the application of temporary
3237 restorations and dental sealants \$1,424,477

3238 4513-1000 For the provision of family health services; provided, that funds shall be
3239 provided for comprehensive family planning services, including HIV counseling and testing,
3240 community-based health education and outreach services provided by agencies certified as
3241 comprehensive family planning agencies \$4,755,623

3242 4513-1002 For women, infants and children's, WIC, nutrition services in addition to
3243 funds received under the federal nutrition program; provided, that all new WIC cases, in excess
3244 of fiscal year 1991 caseload levels, shall be served in accordance with priority categories 1
3245 through 7, as defined by the state WIC program \$13,565,092

3246 4513-1012 The department of public health may expend not more than \$26,875,000
3247 from revenues received from the federal cost-containment initiatives including, but not limited
3248 to, infant formula rebates; provided, that for the purpose of accommodating timing discrepancies
3249 between the receipt of retained revenues and related expenditures, the department may incur
3250 expenses and the comptroller may certify for payment amounts not to exceed the lesser of this
3251 authorization or the most-recent revenue estimate as reported in the state accounting system
3252 \$26,875,000

3253 4513-1020 For the early intervention program; provided, that the department shall
3254 make all reasonable efforts to secure third party and Medicaid reimbursements for the services
3255 funded in this item; provided further, that no claim for reimbursement made on behalf of an
3256 uninsured person shall be paid from this item until the program receives notice of a denial of
3257 eligibility for the MassHealth program from the executive office of health and human services;
3258 provided further, that these funds may be used to pay for current and prior year claims; provided
3259 further, that priority shall be given to low and moderate income families; provided further, that
3260 nothing in this item shall give rise to or shall be construed as giving rise to enforceable legal
3261 rights to any such services or an enforceable entitlement to the early intervention services funded
3262 in this item; and provided further, that the department shall provide written notification to the
3263 senate and house committees on ways and means 90 days prior to any change to its current
3264 eligibility criteria \$25,554,904

3265 4513-1023 For the universal newborn hearing screening program; provided, that the
3266 funds appropriated in this item shall be expended for the notification of and follow through with
3267 affected families, primary care providers and early intervention programs upon the department's
3268 receipt of data indicative of potential hearing disorders in newborns \$71,497

3269 4513-1024 For the operation of a comprehensive, statewide shaken baby syndrome
3270 prevention program \$192,994

3271 4513-1026 For the provision of statewide and community-based suicide prevention,
3272 intervention, post-intervention and surveillance activities and the implementation of a statewide
3273 suicide prevention plan; provided, that funds may be expended for a program to address elder
3274 suicide behavior and attempts with the Geriatric Mental Health Services program within the

3275 department of elder affairs; and provided further, that funds may be expended for a Veterans in
3276 Crisis Hotline \$3,069,444

3277 4513-1111 For the promotion of health and disease prevention including, but not
3278 limited to, the following programs: breast cancer prevention; diabetes screening and outreach;
3279 ovarian cancer screening a statewide STOP stroke program and ongoing stroke prevention and
3280 education; hepatitis C prevention and management; Multiple Sclerosis Home Living Navigating
3281 Key Services program administered by the Central New England Chapter of the National
3282 Multiple Sclerosis Society; Lyme disease prevention; colorectal cancer prevention; prostate
3283 cancer screening, education and treatment with a particular focus on African American males;
3284 osteoporosis education; maintenance of the Amyotrophic Lateral Sclerosis registry created
3285 pursuant section 25A of chapter 111 of the General Laws; and the maintenance of the statewide
3286 lupus database \$9,295,685

3287 4513-1130 For domestic violence and sexual assault prevention and victim
3288 services, including batterers' intervention and services for immigrants and refugees; provided,
3289 that funds shall be expended for rape prevention and victim services, including the statewide
3290 Spanish language hotline; and provided further, that funds shall be expended for statewide
3291 suicide and violence prevention outreach to gay and lesbian youth, and the public health model
3292 of community engagement and intervention services for crisis housing for sexual violence and
3293 intimate partner violence in the GLBT
3294 community.....\$5,058,264

3295 4516-0263 For the department of public health; provided, that said department may
3296 expend not more than \$1,442,468 in revenues from various blood lead testing fees collected from

3297 insurers and individuals for the purpose of conducting such tests; and provided further, that
3298 notwithstanding any general or special law to the contrary, for the purpose of accommodating
3299 timing discrepancies between the receipt of retained revenues and related expenditures, the
3300 department may incur expenses and the comptroller may certify for payment amounts not to
3301 exceed the lesser of this authorization or the most recent revenue estimate therefor, as reported in
3302 the state accounting system \$1,442,468

3303 4516-1000 For the administration of the center for laboratory and communicable
3304 disease control, including the division of communicable venereal diseases, the division of
3305 tuberculosis control and the state laboratory institute; provided, that the department shall give
3306 priority to the analysis of samples used in the prosecution of controlled substances offenses;
3307 provided further, that funds shall be expended for an eastern encephalitis testing program and for
3308 tuberculosis testing and treatment services; and provided further, that no funds appropriated in
3309 this item shall be expended for administrative, space or energy expenses of the department not
3310 directly related to personnel or programs funded in this item \$13,985,848

3311 4516-1010 For the purposes of providing state matching funds for public health and
3312 hospital preparedness programs as required under the federal Pandemic and All-Hazards
3313 Preparedness Act Public Law 109-417, 2006 \$1,133,713

3314 4516-1022 For the department of public health; provided, that the department may
3315 expend not more than \$300,000 generated by fees collected from insurers for tuberculosis tests
3316 performed at the state laboratory institute; provided further, that revenues collected may be used
3317 to supplement the costs of said laboratory; and provided further, that for the purpose of
3318 accommodating timing discrepancies between the receipt of retained revenues and related

3319 expenditures, the department may incur expenses and the comptroller may certify for payment
3320 amounts not to exceed the lesser of this authorization or the most recent revenue estimate, as
3321 reported in the state accounting system \$300,000

3322 4518-0200 For the department of public health, which may expend not more than
3323 \$400,000 generated by fees collected from the following services provided at the registry of vital
3324 records and statistics, amendments of vital records, requests for vital records not issued in person
3325 at the registry and research requests performed by registry staff at the registry; provided, that
3326 revenues so collected may be used for all program costs, including the compensation of
3327 employees; provided further, that the registrar of vital records and statistics shall exempt from
3328 payment of a fee any person requesting a copy of a birth certificate for the purpose of
3329 establishing eligibility for Medicaid; and provided further, that for the purpose of
3330 accommodating timing discrepancies between the receipt of retained revenues and related
3331 expenditures, the department may incur expenses and the comptroller may certify for payment
3332 amounts not to exceed the lesser of this authorization or the most recent revenue estimate, as
3333 reported in the state accounting system \$400,000

3334 4530-9000 For teenage pregnancy prevention services; provided, that funding shall be
3335 expended on those communities with the highest teen birth rates according to an annual
3336 statistical estimate conducted by the department \$3,163,803

3337 4580-1000 For the operation of the universal immunization program, including the
3338 purchase and distribution of the rotavirus vaccine; provided, that no funds appropriated in this
3339 item shall be expended for administrative or energy expenses of the department not directly
3340 related to programs funded in this item; provided further, that notwithstanding any general or

3341 special law to the contrary, each health insurance carrier, as defined in chapter 176O of the
3342 General Laws, that conducts business in the commonwealth shall contribute to the total amount
3343 determined by the department to be sufficient to cover the costs of purchasing and distributing
3344 childhood vaccines for children in this item; provided further, that the division of health care
3345 finance and policy, in consultation with the department, shall specify by regulation the surcharge
3346 to be applied on total claims associated with preventive visits for children and adolescents paid
3347 on an annual basis by all insurers as defined under chapter 176O of the General Laws and
3348 procedures for payment of the contribution to the General Fund; and provided further, that the
3349 proportional contributions shall be based on an amount necessary to fund the vaccines and no
3350 amount greater than that which the state would pay shall be required to be paid by insurers

3351 \$52,135,817

3352 4590-0250 For school health services and school-based health centers in public and
3353 non-public schools; provided, that services shall include, but not be limited to: (a) strengthening
3354 the infrastructure of school health services in the areas of personnel and policy development,
3355 programming and interdisciplinary collaboration; (b) developing linkages between school health
3356 services programs and community health providers; (c) incorporating health education programs,
3357 including tobacco prevention and cessation activities in school curricula and in the provision of
3358 school based health services; and (d) incorporating obesity prevention programs, including
3359 nutrition and wellness programs, in school curricula to address the nutrition and lifestyle habits
3360 needed for healthy development; provided further, that funds may be expended for the support of
3361 the commission on gay, lesbian, bisexual and transgender youth, established in section 67 of
3362 chapter 3 of the General Laws, and may be used to address the recommendations of said
3363 commission for reduction of health disparities for gay, lesbian, bisexual and transgender youth;

3364 provided further, that the services shall meet standards and eligibility guidelines established by
3365 the department in consultation with the department of education; and provided further, that funds
3366 shall be expended for school nurses and school-based health centers \$13,422,121
3367 4590-0300 For smoking prevention and cessation programs \$5,001,077
3368 4590-0912 For the department of public health, which may expend an amount not to
3369 exceed \$16,554,915 from reimbursements collected for western Massachusetts hospital services,
3370 subject to the approval of the commissioner of public health; provided, that such revenues may
3371 be expended for the purpose of hospital-related costs, including personnel, capital expenditures,
3372 DD object class charge-backs and motor vehicle replacement; provided further, that all revenues
3373 expended shall be pursuant to schedules submitted to the secretary of administration and finance
3374 and the house and senate committees on ways and means; provided further, that notwithstanding
3375 any general or special law to the contrary, the western Massachusetts hospital shall be eligible to
3376 receive and retain full payment under the medical assistance program administered by the
3377 executive office of health and human services pursuant to chapter 118E of the General Laws for
3378 all goods and services provided by the hospital in accordance with all federal requirements;
3379 provided further, that notwithstanding any general or special law to the contrary, the western
3380 Massachusetts hospital shall reimburse the General Fund for a portion of employee benefit
3381 expenses, according to a schedule submitted by the commissioner of public health and approved
3382 by the secretary of administration and finance; provided further, that such reimbursement shall
3383 not exceed 10 per cent of total personnel costs for the hospital; provided further, that for the
3384 purpose of accommodating timing discrepancies between the receipt of retained revenues and
3385 related expenditures, the department may incur expenses and the comptroller may certify for
3386 payment amounts not to exceed the lesser of this authorization or the most recent revenue

3387 estimate as reported in the state accounting system; and provided further, that no funds
3388 appropriated herein shall be expended for administrative, space or energy expenses of the
3389 department not directly related to personnel or programs funded in this item \$16,554,915

3390 4590-0913 For the department of public health which may expend not more than
3391 \$500,000 for payments received for those services provided by the Lemuel Shattuck hospital to
3392 inmates of county correctional facilities; provided, that for the purpose of accommodating timing
3393 discrepancies between the receipt of retained revenues and related expenditures, the department
3394 may incur expenses and the comptroller may certify for payment amounts not to exceed the
3395 lesser of this authorization or the most recent revenue estimate as reported in the state accounting
3396 system \$500,000

3397 4590-0915 For the maintenance and operation of Tewksbury hospital, Massachusetts
3398 hospital school, Lemuel Shattuck hospital and the hospital bureau, including the state office of
3399 pharmacy services; provided, that no funds appropriated in this item shall be expended for
3400 administrative, space or energy expenses of the department not directly related to personnel or
3401 programs funded in this item; and provided further, that reimbursements received for medical
3402 services provided at the Lemuel Shattuck hospital to inmates of county correctional facilities not
3403 managed by private health care vendors shall be credited to item 4590-0903 of section 2B
3404 \$138,461,607

3405 4590-0917 For the department of public health; provided, that the department may
3406 expend an amount not to exceed \$4,160,000 from payments received from the vendor managing
3407 health services for state correctional facilities for inmate medical services provided by the
3408 Lemuel Shattuck hospital; provided further, that the payments may include capitation payments,

3409 fee for service payments, advance payments and other compensation arrangements established
3410 by contract between the vendor and the hospital; and provided further, that notwithstanding any
3411 general or special law to the contrary, for the purpose of accommodating timing discrepancies
3412 between the receipt of retained revenues and related expenditures, the department may incur
3413 expenses and the comptroller may certify for payment amounts not to exceed the lower of this
3414 authorization or the most recent revenue estimate therefor as reported in the state accounting
3415 system \$4,160,000

3416 4590-1503 For the pediatric palliative care program established in section 24K of
3417 chapter 111 of the General Laws \$786,444

3418 4590-1506 For a competitive grant program to be administered by the department of
3419 public health to support the establishment of a comprehensive youth violence prevention
3420 program; provided, that eligibility shall be determined by the criteria set forth in item 4590-1506
3421 of section 2 of chapter 182 of the acts of 2008; provided further, that no grants shall be awarded
3422 to law enforcement agencies; provided further, that funds shall be considered 1-time and grants
3423 shall not annualize in fiscal year 2011; provided further, that administrative costs for successful
3424 grant applications shall not exceed 3 per cent of the value of the grant; provided further, that no
3425 grant funds shall be expended on food or beverages; provided further, that the department of
3426 public health shall report to the house and senate committees on ways and means and the
3427 executive office of administration and finance not later than November 1, 2009, detailing the
3428 grant amount awarded to each recipient and a description of each grant; and provided further,
3429 that each grant recipient shall provide the department of public health with a comprehensive list
3430 of best practices that have been instituted as a result of these grants \$2,000,000

3431 OFFICE OF CHILDREN, YOUTH AND FAMILY SERVICES.

3432 Department of Children and Families.

3433 4800-0015 For central and area office administration; provided, that the associated
3434 expenses of employees whose AA and DD object class costs are paid from item 4800-1100 shall
3435 be paid from this item; provided further, that no funds shall be expended from this item for the
3436 compensation of unit 8 employees; provided further, that the department shall not place a child
3437 or adolescent referred by, or discharged from, the care of the department of mental health until
3438 the latter department forwards an assessment and recommendation as to whether the child or
3439 adolescent may be appropriately placed in foster care or, if due to severe emotional disturbance,
3440 is more appropriate for group care; provided further, that if placement of a child with someone
3441 other than a parent becomes necessary, the department shall place the highest priority on
3442 identifying a family resource within the child's kinship or family circle and shall provide
3443 services and support to partner with the family resource in meeting the child's needs; provided
3444 further, that the department, in consultation with the department of mental health, shall assist the
3445 latter department in making such assessments and recommendations; provided further, that,
3446 unless otherwise authorized, all funds, including federal reimbursements received by the
3447 department, shall be credited to the General Fund; provided further, that the department and the
3448 department of early education and care shall provide standards for early education and care
3449 placements made through the supportive child care program; provided further, that the
3450 department of children and families, in collaboration with the department of early education and
3451 care, shall maintain a centralized list detailing the number of children eligible for supportive
3452 child care services, the number of supportive slots filled and the number of supportive slots
3453 available; provided further, that no waiting list for the services shall exist; provided further, that

3454 all children eligible for services under item 3000-3050 shall receive said services; provided
3455 further, that notwithstanding any general or special law to the contrary, the department shall not
3456 reduce recoupment amounts recommended by the state auditor; provided further, that the
3457 department shall employ not less than 1 full-time board-certified physician; provided further, that
3458 not later than February 15 of the current fiscal year, the department shall provide to the house
3459 and senate committees on ways and means and the joint committee on children and families a
3460 report detailing the number of medical and psychiatric personnel currently employed by or under
3461 contract with the department; provided further, that the report shall include the number of foster
3462 care reviews conducted by the department and the average length of time in which each review is
3463 completed; provided further, that the report shall contain the number of the department's
3464 contracts reviewed by the state auditor and the number of corrective action plans issued;
3465 provided further, that the report shall also include the number of corrective action plans entered
3466 into by the department; provided further, that the report shall include the number of social
3467 workers and supervisors who have earned a bachelors' or masters' degree in social work;
3468 provided further, that the report shall include the total number of social workers and the total
3469 number of social workers holding licensure, by level; provided further, that the comptroller shall
3470 act in accordance with item 1000-0001 if the report, with all of its components, is not filed
3471 within 10 days of the stated due date; provided further, that the department shall file a report on
3472 the first business day of each month to the senate and house committees on ways and means and
3473 the joint committee on children and families on the caseload of the department; provided further,
3474 that caseloads provided in this report shall include: residential placements, group care, foster
3475 care, therapeutic foster care, adoption, guardianship, 51A reports, substantiated 51A reports, the
3476 number of children who die in the care and custody of the department, the number of children

3477 currently eligible for supportive child care and the number of children presently receiving
3478 supportive child care, and the number of medical and psychiatric consultation requests made by
3479 the department's social workers; provided further, that the report shall include the number of
3480 approved foster care placements; provided further, that the report shall also include the number
3481 of children in psychiatric hospitals and community-based acute treatment programs who remain
3482 hospitalized beyond their medically-necessary stay while awaiting placement and the number of
3483 days each case remains in placement beyond that which is medically-necessary; provided further,
3484 that the report shall include the number of children under the department of children and families
3485 care and custody who are being served in medical or psychiatric care provided through other
3486 publicly-funded sources; provided further, that the report shall also contain the number of
3487 children served by supervised visitation centers and the number of those children who are
3488 reunified with their families; provided further, that the report shall contain information on the
3489 total number of children served, their ages, the number of children served in each service plan,
3490 the number of children in out-of-home placements and the number of placements each child has
3491 had before receiving an out-of-home placement; provided further, that the report shall also
3492 contain, for each area office, the number of kinship guardianship subsidies that it provided for
3493 the calendar quarters ending on March 31, 2009 and June 30, 2009, the number of kinship
3494 guardianship subsidies provided in the month covered by the report, and the number of kinship
3495 guardianship subsidies provided in that month for which federal reimbursement was received;
3496 provided further, that the report shall also contain, for each area office, the total spending on
3497 services other than case management services provided to families for the purposes of keeping a
3498 child with his parents or reunifying the child with his parents, spending by type of the service,
3499 and the unduplicated number of families that receive the services; provided further, that the

3500 report shall also contain for each area office, the total number of families in the month residing in
3501 shelter paid for by the department, a list of where the families are sheltered, the total cost and
3502 average cost per family of those shelters, and a description of how the department determines
3503 who does or does not qualify for shelter; provided further, that the report shall include, for each
3504 area office, broken down by type of service, the number of requests for voluntary services,
3505 whether the request was approved or denied, the reasons for denying the service, and what, if
3506 any, referrals were made for services by other agencies or entities; ;provided further, that the
3507 report shall also contain the number of families receiving multiple 51A reports within a 10-
3508 month period, the number of cases reopened within 6 months of being closed and the number of
3509 children who return home and then re-enter an out-of-home placement within 6 months;
3510 provided further, that the commissioner of the department of children and families may transfer
3511 funds between items 4800-0030, 4800-0038, and 4800-0041, as necessary, pursuant to an
3512 allocation plan, which shall detail, by object class, the distribution of the funds to be transferred
3513 and which the commissioner shall file with the house and senate committees on ways and means
3514 15 days prior to any such transfer; and provided further, that not more than 5 per cent of any item
3515 shall be transferred in fiscal year 2010 \$69,880,096

3516 4800-0016 For the department of children and families which may expend for the
3517 operation of the transitional employment program an amount not to exceed \$2,000,000 from
3518 revenues collected from various state, county and municipal government entities, as well as state
3519 authorities, for the costs related to the provision of services by the participants and the overhead
3520 costs and expenses incurred by the not-for-profit managing agent selected by the commissioner
3521 for administering the program; provided, that notwithstanding any general or special law to the
3522 contrary, the commissioner of children and families may enter into a contract with Roca, Inc., a

3523 not-for-profit community based-agency, to manage the transitional employment program and to
3524 provide services to participants from the aging out population, parolees, probationers, youth
3525 service releasees or other community residents considered to have employment needs

3526 \$2,000,000

3527 4800-0025 For foster care review services \$2,689,807

3528 4800-0030 For local and regional administration and coordination of services

3529 provided by lead agencies and regional resource centers; provided, that flex services provided by

3530 these agencies shall be funded from this item \$14,102,759

3531 4800-0036 For a sexual abuse intervention network program to be administered in

3532 conjunction with the district attorneys \$697,508

3533 4800-0038 For stabilization, unification, reunification, permanency, adoption,

3534 guardianship and foster care services provided by the department of children and families;

3535 provided, that \$5,600,000 made available through the American Recovery and Reinvestment Act

3536 of 2009, Pub. L. No. 111-5, may be spent on adoption and foster care services; provided further,

3537 that services funded through this item shall include shelter services, substance abuse treatment,

3538 family reunification networks, young parent programs, parent aides, education and counseling

3539 services, family preservation services, foster care, adoption and guardianship subsidies, tiered

3540 reimbursements used to promote the foster care placement of children with special medical and

3541 social needs, assessment of the appropriateness of adoption for children in the care of the

3542 department for more than 12 months, protective services provided by partnership agencies,

3543 targeted recruitment and retention of foster families, respite care services, post-adoption services,

3544 support services for foster, kinship and adoptive families and juvenile firesetter programs and the

3545 Young Parent Support Program; and provided further, that the regional offices shall work with
3546 the contracted entities for children placed in the intensive foster care system and with the
3547 receiving communities of these children to ensure all necessary services are provided; and
3548 provided further, that funds shall be expended on community-based support and education
3549 programs helping low-income, female-headed families break the cycle of poverty; provided
3550 further, that funds may be expended on supervised visitation programs, children's advocacy
3551 centers, and services for child victims of sexual abuse and assault; and provided further, that
3552 funds may be expended on programs that received funding in fiscal year 2009 \$303,204,549

3553 4800-0041 For group care services; provided, that funds may be expended from this
3554 item to provide intensive community-based services to children who would otherwise be placed
3555 in residential settings; and provided further, that the department shall form area review teams
3556 that shall evaluate the feasibility of maintaining the child in the community in this manner
3557 wherever possible before recommending placement in a residential setting \$223,569,417

3558 4800-0091 For the department of children and families which may expend not more
3559 than \$2,672,812 in federal reimbursements received under Title IV-E of the Social Security Act
3560 during fiscal year 2010 for the purposes of developing a training institute for professional
3561 development at the department of children and families with the University of Massachusetts
3562 Medical School and Salem State College; provided, that for the purposes of accommodating
3563 discrepancies between the receipt of retained revenues and related expenditures, the department
3564 may incur expenses and the comptroller may certify for payment amounts not to exceed the
3565 lesser of this authorization or the most recent revenue estimate as reported in the state accounting
3566 system; provided further, that notwithstanding section 1 or any other general or special law to the
3567 contrary, federal reimbursements received in excess of \$2,672,812 shall be credited to the

3568 General Fund; and provided further, that no funds shall be expended from this item for lease-
3569 purchases or the FamilyNet system \$2,672,812

3570 4800-0151 For a program to provide alternative overnight non-secure placements for
3571 status offenders and nonviolent delinquent youths up to the age of 17 in order to prevent the
3572 inappropriate use of juvenile cells in police stations for such offenders, in compliance with the
3573 federal Juvenile Justice and Delinquency Prevention Act of 1974, as amended; provided, that the
3574 programs which provide the alternative non-secure placements shall collaborate with the
3575 appropriate county sheriff's office to provide referrals of those offenders and delinquent youths
3576 to any programs within the sheriff's office designed to positively influence youths or reduce, if
3577 not altogether eliminate, juvenile crime \$270,919

3578 4800-1100 For the AA and DD object class costs of the department's social workers;
3579 provided, that funds shall be directed toward mitigating social worker caseloads in those area
3580 offices furthest above the statewide weighted caseload standard and toward achieving a social
3581 worker caseload ratio of 18 to 1 statewide; provided further, that only employees of bargaining
3582 unit 8 as identified in the Massachusetts personnel administrative reporting and information
3583 system shall be paid from this item \$155,319,220

3584 4800-1400 For shelters and support services for people at risk of domestic violence;
3585 provided, that the department shall pursue the establishment of public-private partnership
3586 agreements established for family stabilization services funded from sources other than the
3587 commonwealth; provided further, that services shall include supervised visitation programs, and
3588 scattered site transitional housing programs, including programs to assist victims of domestic
3589 violence in finding and maintaining permanent housing; provided further, that participants in

3590 battered women's programs shall be provided with information regarding local transitional
3591 housing resources; provided further, that funding shall be made available to enhance counseling
3592 services for children who have witnessed domestic violence; provided further, that funding shall
3593 be made available for emergency shelters for substance abusing battered women; provided
3594 further, that funding shall be made available for a statewide domestic violence hotline; provided
3595 further, that the department shall continue to provide any match funding required by federal
3596 program regulations; and provided further, that domestic violence prevention specialists shall be
3597 funded from this item \$21,925,460

3598 OFFICE OF HEALTH SERVICES.

3599 Department of Mental Health.

3600 5011-0100 For the operation of the department \$29,648,399

3601 5042-5000 For child and adolescent services, including the costs of psychiatric and
3602 related services provided to children and adolescents determined to be medically ready for
3603 discharge from acute hospital units or mental health facilities and who are experiencing
3604 unnecessary delays in being discharged due to the lack of more appropriate settings; provided,
3605 that for the purpose of funding those services, the commissioner of mental health may allocate
3606 funds from the amount appropriated in this item to other departments within the executive office
3607 of health and human services; provided further, that the department shall not refer or discharge a
3608 child or adolescent to the custody or care of the department of children and families until the
3609 department of mental health forwards its assessment and recommendation as to whether the child
3610 or adolescent is appropriate for foster care or, due to severe emotional disturbance, is more

3611 appropriate for group care; and provided further, that funds may be expended for the Child
3612 Psychiatry Access Project \$72,199,953

3613 5046-0000 For adult mental health and support services, including homelessness
3614 services, emergency service programs and acute inpatient mental health care services; provided,
3615 that the emergency service programs shall take all reasonable steps to identify and invoice the
3616 third party insurer of all persons serviced by the programs; and provided further, that the
3617 department shall allocate funds in an amount not to exceed \$5,000,000 from item 5095-0015, to
3618 this item, as necessary, pursuant to allocation plans submitted to the house and senate
3619 committees on ways and means 30 days prior to any such transfer, for residential and day
3620 services for clients formerly receiving care at department facilities; provided further, that funds
3621 shall be expended to sustain services provided through juvenile court clinics \$374,329,611

3622 5046-4000 For the department of mental health; provided, that the department may
3623 expend not more than \$125,000 in revenue collected from occupancy fees charged to the tenants
3624 in the creative housing option in community environments, the CHOICE program authorized by
3625 chapter 167 of the acts of 1987; and provided further, that all fees collected under that program
3626 shall be expended for the routine maintenance and repair of facilities in the CHOICE program
3627 including the costs of personnel \$125,000

3628 5095-0015 For the operation of hospital facilities and community-based mental health
3629 services; provided, that in order to comply with the Olmstead decision and to enhance care
3630 within available resources to clients served by the department, the department shall take steps to
3631 consolidate or close psychiatric hospitals managed by the department and shall endeavor within
3632 available resources to discharge clients residing in the inpatient facilities to residential services in

3633 the community when the following criteria are met: a) the client is deemed clinically suited for a
3634 more integrated setting; b) community residential service capacity and resources available are
3635 sufficient to provide each client with an equal or improved level of service; and c) the cost to the
3636 commonwealth of serving the client in the community is less than or equal to the cost of serving
3637 the client in inpatient care; provided further, that any client transferred to another inpatient
3638 facility as the result of a facility closure shall receive a level of care that is equal to or better than
3639 the care that had been received at the closed facility; provided further, that the department may
3640 allocate funds in an amount not to exceed \$5,000,000 from this item to item 5046-0000, as
3641 necessary, under allocation plans submitted to the house and senate committees on ways and
3642 means 30 days before any transfer, for residential and day services for clients formerly receiving
3643 inpatient care at the centers and facilities; and provided further, that the department of mental
3644 health shall notify the joint committee on mental health and substance abuse and the house and
3645 senate committees on ways and means 60 days prior to the closure of any inpatient state hospital
3646 beds \$169,933,412

3647 Department of Developmental Services.

3648 5911-1003 For the administration and operations of the department of developmental
3649 services; provided, that the department shall not charge user fees for transportation or community
3650 day services; provided further, that the department shall not charge fees for eligibility
3651 determination for services provided by the department or for applications of requests for transfer
3652 of guardianship; provided further, that notwithstanding any general or special law to the
3653 contrary, in fiscal year 2010 the comptroller shall transfer from the Department of
3654 Developmental Services Trust Fund established in section 2RRR of chapter 29 of the General
3655 Laws an amount sufficient to reflect the costs of the assessment on public facilities collected

3656 under section 27 of chapter 118G of the General Laws and an amount sufficient to fund rate
3657 increases for services provided to MassHealth members by nonpublic intermediate care facilities
3658 and community-based residences; provided further, the comptroller shall transfer the federal
3659 financial participation received as a result of expenditures funded by the assessments to an
3660 account established for the department of developmental services to administer for the purposes
3661 described above; and provided further, that the assessments shall not be collected and the
3662 expenditures shall not be authorized until the department of developmental services and the
3663 executive office of health and human services certify the receipt of federal approval of any home
3664 and community-based waiver amendments and related Title XIX state plan amendments, if
3665 required \$67,224,506

3666 5911-2000 For transportation costs associated with the adult services program;
3667 provided, that the department shall provide transportation on the basis of priority of need as
3668 determined by the department \$13,537,324

3669 5920-2000 For vendor-operated, community-based, residential adult services,
3670 including intensive individual supports; provided, that funds shall be expended towards
3671 compliance with the terms of the Rolland settlement agreement, dated June 16, 2008, Civil
3672 Action No. 98-30208-KPN, filed in the United States District Court of Massachusetts in order to
3673 provide services for class members; provided further, that funds shall be expended for court
3674 monitor costs associated with the Rolland settlement agreement; provided further, that
3675 annualized funding shall be expended for turning 22 clients who began receiving the services in
3676 fiscal year 2009 pursuant to item 5920-5000 of section 2 of chapter 182 of the acts of 2008;
3677 provided further, that the commissioner of the department of developmental services shall
3678 transfer funds from this item to item 5920-2010, as necessary, pursuant to an allocation plan,

3679 which shall detail, by object class, the distribution of said funds to be transferred and which the
3680 commissioner shall file with the house and senate committees on ways and means 15 days before
3681 any such transfer; and provided further, that not more than \$5,000,000 shall be transferred from
3682 this item in fiscal year 2010 \$699,954,252

3683 5920-2010 For state-operated, community-based, residential services for adults,
3684 including community-based health services; provided, that the department shall maximize
3685 federal reimbursement, whenever possible under federal regulation, for the direct and indirect
3686 costs of services provided by the employees funded in this item \$144,559,478

3687 5920-2025 For community-based day and work programs for adults \$116,988,888

3688 5920-3000 For respite services and intensive family supports; provided, that the
3689 department shall pursue the highest rates of federal reimbursement possible for such services
3690 \$42,521,184

3691 5920-3010 For contracted support services for families with autistic children through
3692 the autism division at the department of developmental services; provided, that funds shall be
3693 expended for the purposes of providing services under the Children’s Autism Spectrum Disorder
3694 Waiver; provided further, that the department shall expend not less than the amount authorized in
3695 fiscal year 2009 on the Children’s Autism Waiver; provided further, that at a minimum, this
3696 waiver shall include children with autism spectrum disorder ages 0 to 8, inclusive, including
3697 children with autism spectrum disorder ages 0 to 3, inclusive, receiving services through the
3698 department of public health’s early intervention program; provided further, that the income
3699 eligibility for the waiver shall not be any lower than MassHealth standard income eligibility for
3700 children; provided further, that the department shall take all steps necessary to ensure that

3701 eligible children with autism immediately begin to receive services pursuant to such waiver;
3702 provided further, that the department shall immediately file any waiver amendments necessary to
3703 comply with the requirements of this item with the Centers for Medicare and Medicaid services;
3704 provided further, that the department shall report to the house and senate committees on ways
3705 and means, the joint committee on education and the joint committee on children, families and
3706 persons with disabilities on the number of contracted support services provided for families with
3707 autistic children under this item and the costs associated with such services, not later than
3708 January 4, 2010; provided, that such report shall include, but not be limited to, the services
3709 provided by the Children's Autism Spectrum Disorder Waiver, with information regarding the
3710 number of children enrolled in the waiver and receiving services, linguistic and cultural
3711 diversity, age, gender and geographic representation of the applicants and the children enrolled
3712 in the program, and department plans to continue to assess the demand for waiver services, any
3713 executive office of health and human services plans to expand the waiver for children on the
3714 autism spectrum of all ages in the future and any other information determined relevant by the
3715 department; and provided further, that the department shall submit copies of any amended waiver
3716 to the house and senate committees on ways and means, the joint committee on education and
3717 the joint committee on children, families and persons with disabilities upon submission of the
3718 amendment \$4,123,387

3719 5920-5000 For services to clients of the department who turn 22 years of age during
3720 state fiscal year 2010; provided further, that the department shall report to the house and senate
3721 committees on ways and means not later than January 2, 2009, on the use of any funds
3722 encumbered or expended from this item including, but not limited to, the number of clients
3723 served in each region and the types of services purchased in each region \$5,000,000

3724 5930-1000 For the operation of facilities for the mentally retarded; provided, that in
3725 order to comply with the provisions of the Olmstead decision and to enhance care within
3726 available resources to clients served by the department, the department shall take steps to
3727 consolidate or close intermittent care facilities for the mentally retarded, in this item called
3728 ICF/MRs, managed by the department and shall endeavor, within available resources, to
3729 discharge clients residing in the ICF/MRs to residential services in the community if the
3730 following criteria are met: a) the client is deemed clinically suited for a more integrated setting;
3731 b) community residential service capacity and resources available are sufficient to provide each
3732 client with an equal or improved level of service; and c) the cost to the commonwealth of serving
3733 the client in the community is less than or equal to the cost of serving the client in ICF/MRs;
3734 provided further, that any client transferred to another ICF/MR as the result of a facility closure
3735 shall receive a level of care that is equal to or better than the care that had been received at the
3736 closed ICF/MR; provided further, that the department shall report to the joint committee on
3737 children, families and persons with disabilities and the house and senate committees on ways and
3738 means on the progress of this initiative by December 1, 2009, including both past actions and
3739 proposed future actions; provided further, that the department may allocate funds from this item
3740 to items 5920-2000, 5920-2010, and 5920-2025, as necessary, under allocation plans submitted
3741 to the house and senate committees on ways and means 30 days before any transfer, for
3742 residential and day services for clients formerly receiving inpatient care at ICF/MRs; and
3743 provided further, that the department shall maximize federal reimbursement, whenever possible
3744 under federal regulation, for the direct and indirect costs of services provided by the employees
3745 funded in this item; provided further, that prior to closing the Monson Development Center, the
3746 Fernald Developmental Center , the Templeton Development Center and the Glavin Regional

3747 Center as part of the Community Services Expansion and Facilities Restructuring Plan, the
3748 executive office for administration and finance shall submit a report to the house and senate
3749 committees on ways and means and the joint committee on children, families and persons with
3750 disabilities; provided further, that the report shall examine the prospective costs and benefits of
3751 maintaining the facilities, the quality of care in the facilities and in alternative community-based
3752 settings and alternative methods of providing the services currently provided by the facilities;
3753 provided further, that the report shall include options for the retention of the skilled workforce;
3754 and provided further, that the secretary of administration and finance shall submit the findings
3755 and recommendations of the report within 90 days after the effective date of this act; and
3756 provided further, that at least 3 months prior to closing each of the aforementioned ICF/MRs,
3757 the secretary of housing and economic development or his designee and the commissioner of
3758 capital asset management and maintenance or his designee shall meet jointly with local officials
3759 and produce a plan for the timely demolition of buildings, remediation of hazardous materials
3760 and future use of the property, including disposition by the commonwealth for redevelopment or
3761 conservation, if appropriate \$166,355,936

3762 5982-1000 For the department of developmental services; provided, that the
3763 department may expend not more than \$150,000 accrued through the sale of milk and other
3764 farm-related and forestry products at the Templeton Developmental Center for program costs of
3765 the center, including supplies, equipment and maintenance of the facility; and provided further,
3766 that notwithstanding any general or special law to the contrary and for the purpose of
3767 accommodating timing discrepancies between the receipt of retained revenues and related
3768 expenditures, the department may incur expenses and the comptroller may certify for payment

3769 amounts not to exceed the lower of this authorization or the most recent revenue estimate
3770 therefor as reported in the state accounting system \$150,000

3771 EXECUTIVE OFFICE OF TRANSPORTATION.

3772 Office of the Secretary.

3773 6000-0100 For the office of the secretary of transportation; provided, that the office
3774 shall submit quarterly reports to the joint committee on transportation and the house and senate
3775 committees on ways and means detailing projects funded through the statewide transportation
3776 improvement program including, but not limited to, the location of the projects, the cost of the
3777 projects, the date of advertisement of the projects, the commencement date of the projects, the
3778 projected completion date of the projects and the source of funds for the projects; provided
3779 further, that the office shall also provide the committees with quarterly reports detailing
3780 construction and reconstruction projects on town and county ways as described in subdivision (a)
3781 of clause (2) of the first paragraph of section 34 of chapter 90 of the General Laws for which
3782 municipalities are projected to seek, have filed claims or have been paid state reimbursement;
3783 provided further, that a city or town shall comply with the procedures established by the
3784 secretary to obtain the necessary information to produce the reports; provided further, that the
3785 reports shall include, but not be limited to, the cost of the projects by city or town, the source of
3786 funding of the projects by city or town and the commencement and completion dates of the
3787 projects by city or town; provided further, that the secretary of transportation, in collaboration
3788 with the commissioner of highways, shall file an annual report with the joint committee on
3789 transportation and the house and senate committees on ways and means not later than June 30;
3790 provided further, that the report shall include spending through the statewide road and bridge

3791 program, the Chapter 90 program, the Small Town Road Assistance Program and all other
3792 programs expending funds for road and bridge projects; provided further, that the report shall
3793 detail the location of the project by city or town, a brief project description, the project cost, the
3794 expected completion date, the source of funding and any other information deemed necessary;
3795 provided further, that the office shall submit to the house and senate committees on ways and
3796 means quarterly reports detailing all personnel-related expenditures made from capital funds;
3797 provided further, that the reports shall delineate for the executive office and for each agency,
3798 board, authority or commission under its control, the amounts paid in the prior quarter as
3799 compensation for each type of position assigned to capital projects that were charged to each
3800 such funding source; provided further, that the reports shall also delineate by funding source any
3801 other amounts paid for personnel-related costs that were charged to those funds, including
3802 payroll allocations for budgetary employees, fringe recovery and other chargebacks; provided
3803 further, that the reports shall identify the number of full time equivalent personnel classified in
3804 each position type; provided further, that the reports shall list all employees who are paid from
3805 this item and items 6010-0002 and 6006-0003 who also receive payments from any capital
3806 funds; provided further, that the reports shall include for each of those employees how much
3807 money the employees receive from the items and how much money each employee receives from
3808 any capital funds; provided further, that the reports shall delineate the information for full-time
3809 employees, part-time employees and contracted personnel; and provided further, that agencies
3810 within the executive office may, with the prior approval of the secretary, streamline and improve
3811 administrative operations pursuant to interdepartmental service agreements \$2,474,447
3812 Highway Fund100.0%

3813 6000-0110 For the purpose of property management and maintenance of railroad
3814 properties owned by the executive office of transportation on behalf of the commonwealth,
3815 including the cost of personnel; provided, that the office may expend an amount not to exceed
3816 \$27,344 from the rents and fees received pursuant to section 4 of chapter 161C of the General
3817 Laws \$27,344

3818 Highway Fund100.0%

3819 6000-1700 For the provision of information technology services within the executive
3820 office of transportation \$6,438,755

3821 Highway Fund100.0%

3822 6005-0015 For certain assistance to the regional transit authorities, including
3823 operating grants and reimbursements to increase the accessibility of transit provided to the
3824 elderly and disabled under the mobility assistance program, the regional transit authority
3825 program and the intercity bus capital assistance program; provided, that the commonwealth,
3826 acting by and through the executive office for administration and finance, for the period
3827 beginning July 1, 2009 and ending June 30, 2010, may enter into contracts with the authorities;
3828 provided further, that notwithstanding section 152A of chapter 161 of the General Laws and
3829 section 23 of chapter 161B of the General Laws, the amount shall be at least 50 per cent but not
3830 more than 75 per cent of the net cost of service of each authority incurred in fiscal year 2009,
3831 shall be paid by the commonwealth, and shall not be assessed upon the cities and towns
3832 constituting the authorities; provided further, that the share assessed upon the cities and towns
3833 shall be at least 25 per cent of the net cost of service; provided further, that in the event that 25
3834 per cent of the net cost of service of each authority exceeds 102.5 per cent of the previous year's

3835 local assessment, excluding payments made by cities and towns for the costs of new service for
3836 which the cities and towns have not previously been assessed as allowed by chapter 580 of the
3837 acts of 1980, the regional transit authority shall reduce its operating expenses or increase its
3838 revenues to meet the difference; provided further, that operating expenditures of each of the
3839 regional transit authorities for fiscal year 2010 shall not exceed 102.5 per cent of its operating
3840 expenditures for fiscal year 2009; provided further, that for the purposes of this item, operating
3841 expenditures shall not include federal, private or additional municipal non-state revenue sources
3842 or any expenses arising from the provision of services required by the Americans with
3843 Disabilities Act, or new services implemented after July 1, 1999, in an amount not to exceed a
3844 total of \$3,613,905 for the 16 regional transit authorities; provided further, that the new services
3845 shall have first received approval of the appropriate regional transit authority advisory board;
3846 provided further, that not less than 25 per cent of the net cost of service of the new services shall
3847 be assessed to the cities and towns of the appropriate transit authority, as detailed previously in
3848 this item; provided further, that each regional transit authority which provides the new services
3849 shall file a report with the house and senate committees on ways and means and the joint
3850 committee on transportation, detailing the total costs and revenues associated with the new
3851 service; provided further, that the cost of the new services shall not annualize to more than
3852 \$3,613,905; provided further, that the executive office of transportation and the authorities shall
3853 work cooperatively to implement multi-year contracting for regional transit authority capital
3854 projects, particularly for construction projects and other multi-year commitments of the
3855 authorities; provided further, that the regional transit authorities shall implement structural,
3856 managerial and administrative reforms in order to achieve cost savings in services provided by
3857 the authorities; provided further, that the reforms shall include, but not be limited to, improved

3858 financing procedures for capital needs, approved plans for short and long-term service, a
3859 coordinated program of mass transportation for the regional transit authorities that provides
3860 standards of service for the authorities for types of service, passenger miles, hours of service,
3861 cost of service by route and mile and passenger, non-transportation revenue and system revenue-
3862 generating options including, but not limited to, fare revenue and advertising revenue,
3863 assessments on member cities and towns, net operating investment per passenger-mile ratio and
3864 service quality standards; provided further, that the program shall involve an approach to service
3865 coordinated with the Massachusetts Bay Transportation Authority and other transit providers in
3866 order to achieve maximum efficiency of regional transit authority service routes; provided
3867 further, that all regional transit authorities shall achieve the fare or revenue recovery ratio of 40
3868 per cent within 18 months after the effective date of this act; and provided further, that the
3869 Massachusetts Association of Regional Transit Authorities shall, on or before November 15,
3870 2009, report to the joint committee on transportation and the house and senate committees on
3871 ways and means on the operations of the authorities in the first half of fiscal year 2010 and focus
3872 the report on the reforms and improvements \$44,670,909

3873 General Fund 80.0%

3874 Highway Fund20.0%

3875 Massachusetts Aeronautics Commission.

3876 6006-0003 For the administration of the commission, including the expenses of the
3877 commissioners\$395,829

3878 Department of Highways.

3879 6010-0001 For personnel costs of the department of highways, for certain
3880 administrative and engineering expenses and equipment of the highways commission, the office
3881 of the commissioner of highways, the division of administrative services, highway engineering,
3882 highway maintenance, highway construction, the outdoor advertising board, district and other
3883 highway activity offices, materials, supplies, fleet maintenance and equipment, general
3884 maintenance and equipment and the maintenance and operation of state highways and bridges
3885 and for the costs associated with the global positioning system program; provided, that no
3886 expenditures shall be made from the AA object code; provided further, that the department shall
3887 file quarterly reports with the house and senate committees on ways and means detailing all
3888 amounts expended on bond-funded capital projects under the jurisdiction of the department and
3889 for all administrative and personnel expenses of the department charged to such bonds; provided
3890 further, that the reports shall be filed not later than 30 days after the end of each quarter;
3891 provided further, that the costs of routine highway maintenance provided by private and union
3892 workers in contract areas 1A, 1B, 2A, 2B, 3A, 3B, 3C, 4A, 4B, 4C, 4D, 5A, 5B and 5C and for
3893 costs associated with police services and overtime within such areas shall be paid from this item;
3894 and provided further, that the department shall submit quarterly reports to the house and senate
3895 committees on ways and means detailing for each contract area expenditures for the costs of
3896 contractual contingency fees, personnel, police services, overtime, materials and vehicle repairs
3897 \$8,733,602

3898 Highway Fund100.0%

3899 6010-0002 For AA object class payroll costs of item 6010-0001; provided, that the
3900 funds appropriated in this item shall be the only source of funding for all overtime expenses
3901 associated with the department's snow and ice control efforts \$25,753,748

3902 Highway Fund100.0%

3903 6010-0003 For the department of highways; provided, that the department may
3904 expend revenues collected up to \$500,000 from revenue generated from promotional programs;
3905 provided further, that funds collected shall be used for the management of that program and for
3906 highway maintenance costs; provided further, that the department shall prepare a report
3907 delineating the proposed allocation of funds to be expended for the management of such program
3908 and highway maintenance costs; provided further, that the report shall be filed with the house
3909 and senate committees on ways and means not later than 30 days prior to any encumbrance of
3910 the funds; and provided further, that the program and any expenditures made under the program
3911 shall comply with all statutes, rules and regulations governing billboards, signs and other outdoor
3912 advertising devices \$500,000

3913 Highway Fund100.0%

3914 6030-7201 For the costs of hired and leased equipment, vehicle repair, fuel costs and
3915 sand, salt and other control chemicals used for snow and ice control \$65,000,000

3916 Highway Fund100.0%

3917 Board of Library Commissioners.

3918 7000-9101 For the operation of the board of library commissioners \$938,042

3919 7000-9401 For state aid to regional public libraries; provided, that the board of library
3920 commissioners may provide quarterly advances of funds for purposes authorized by clauses (1)
3921 and (2) of section 19C of chapter 78 of the General Laws, as it considers proper, to regional
3922 public library systems throughout each fiscal year, in compliance with the office of the

3923 comptroller's regulations on state grants, 815 CMR 2.00; and provided further, that
3924 notwithstanding any general or special law to the contrary, in calculating the fiscal year 2010
3925 distribution of funds appropriated in this item, the board of library commissioners shall employ
3926 population figures used to calculate the fiscal year 2009 distribution \$14,591,160

3927 7000-9402 For the talking book library at the Worcester public library \$421,143

3928 7000-9406 For the Braille and talking book library at Watertown, including the
3929 operation of the machine lending agency \$2,241,016

3930 7000-9501 For state aid to public libraries; provided, that notwithstanding any general
3931 or special law to the contrary, no city or town shall receive any money under this item in any
3932 year when the appropriation of the city or town for free public library services is below an
3933 amount equal to 102.5 per cent of the average of the appropriations for free public library service
3934 for the 3 years immediately preceding; provided further, that notwithstanding any general or
3935 special law to the contrary, the board of library commissioners may grant waivers in excess of
3936 the waiver limit set forth in the second paragraph of section 19A of chapter 78 of the General
3937 Laws in fiscal year 2010 for a period of not more than 1 year; provided further, that
3938 notwithstanding any general or special law to the contrary, of the amount by which this item
3939 exceeds the amount appropriated in chapter 194 of the acts of 1998, funds shall be distributed
3940 under the guidelines of the municipal equalization grant program and under the guidelines of the
3941 library incentive grant program and under the guidelines for the nonresident circulation offset
3942 program; and provided further, that any payment made under this item shall be deposited with
3943 the treasurer of the city or town and held in a separate account and shall be expended by the

3944 public library of that city or town without appropriation, notwithstanding any general or special
3945 law to the contrary \$7,107,657

3946 7000-9506 For the technology and automated resource sharing networks
3947 \$1,929,238

3948 EXECUTIVE OFFICE OF LABOR AND WORKFORCE DEVELOPMENT.

3949 Office of the Secretary.

3950 7002-0100 For the operation of the executive office of labor and workforce
3951 development, including the divisions under the control of the department; provided, that not later
3952 than January 4, 2010, the director of workforce development shall submit to the house and senate
3953 committees on ways and means a comprehensive report describing in detail the job training
3954 services, including labor exchange, skills training and remedial education services related thereto
3955 which have been provided during the course of the fiscal year, systems for delivery of such
3956 services, the costs of such services and the sources of revenue for such services \$1,050,292

3957 7002-0170 For the provision of information technology services within the executive
3958 office of labor and workforce development \$213,779

3959 Department of Labor.

3960 7002-0200 For the operation of the division of occupational safety; provided, that the
3961 division may employ staff not subject to chapter 31 of the General Laws for a program to
3962 evaluate asbestos levels in public schools and other public buildings \$1,770,497

3963 7002-0201 For the division of occupational safety; provided, that the division may
3964 expend an amount not to exceed \$252,850 received from fees authorized under section 3A of

3965 chapter 23 of the General Laws and civil fines issued under sections 197B of chapter 111 of the
3966 General Laws, section 46R of chapter 140 of the General Laws and section 6F1/2 of chapter 149
3967 of the General Laws; provided further, that the division may expend an additional amount equal
3968 to that which the division receives from such fees and civil fines in excess of \$1,600,000, but not
3969 to exceed \$200,000 \$252,850

3970 7002-0500 For the operation and administrative expenses of the division of industrial
3971 accidents; provided, that the General Fund shall be reimbursed the amount appropriated in this
3972 item and for associated indirect and direct fringe benefit costs from assessments levied pursuant
3973 to section 65 of chapter 152 of the General Laws; and provided further, that the treasurer may
3974 release to the division, subject to adequate and appropriate documentation of the need, to the
3975 workers' compensation advisory council and the affirmative vote of at least 7 members of the
3976 workers' compensation advisory council, sufficient funds from the special reserve account
3977 established in clause (c) of subsection (4) of said section 65 of said chapter 152 to pay for
3978 expenses to continue expansion of the conversion of the agency's computer system from unify to
3979 oracle \$20,758,502

3980 7002-0900 For the operation of the division of labor relations \$1,838,835

3981 Department of Workforce Development.

3982 7002-0012 For a youth-at-risk program targeted at reducing juvenile delinquency in
3983 high risk areas; provided, that these funds may be expended for the development and
3984 implementation of a year-round employment program for at-risk youth as well as existing year-
3985 round employment programs; provided further, that \$500,000 of these funds shall be matched by

3986 private organizations; and provided further, that funds shall be available for expenditure through
3987 September 1, 2010 \$4,000,000

3988 7002-0101 For the operation of the apprentice training program; provided, that no
3989 position in the apprentice training division shall be subject to chapter 31 of the General Laws;
3990 provided further, that notwithstanding any general or special law to the contrary, the deputy
3991 director shall require each apprentice entering into a written agreement to submit an application
3992 to the division for an apprentice identification card; provided further, that an apprentice
3993 identification card shall contain the photograph of the apprentice, the apprentice registration
3994 number or another number that the deputy director requires, the name and business address of the
3995 appropriate apprenticeship committee or single employee sponsor, the steps of progression and
3996 related dates applicable to the apprentice and the projected date on which the apprentice is to
3997 complete the apprenticeship; provided further, that as a condition of his apprenticeship, the
3998 apprentice shall keep the apprentice identification card on his person during his hours of
3999 employment during the apprenticeship; provided further, that an apprentice performing work on
4000 a project subject to this item shall maintain in his possession an apprentice identification card;
4001 provided further, that any apprentice who is determined by the deputy director to be not enrolled
4002 in related classroom instruction classes shall be paid at the journey level rate for the duration of
4003 the public works project; and provided further, that for every week in which an apprentice is
4004 employed by a contractor, subcontractor or public body subject to this item, a photocopy of the
4005 apprentice's apprentice identification card shall be attached to the records submitted under this
4006 item \$207,696

4007 7003-0701 For grants and technical assistance administered by the department of
4008 workforce development, under section 2RR of chapter 29 of the General Laws and for the cost of

4009 collecting the assessment established in section 14L of chapter 151A of the General Laws;
4010 provided, that the department of workforce development shall provide a report on the grants and
4011 technical assistance programs authorized in this item detailing the firms receiving grants, by
4012 number of employees, revenues, and industry, to the house and senate committees on ways and
4013 means not later than January 15, 2010; provided further, that the report shall include specific
4014 measures of how grant recipients were able to increase job growth, retention rates, and
4015 productivity as a result of the grants; provided further, that the report shall include measures of
4016 whether training participants received promotions and increased incomes as a result of training;
4017 provided further, that funds may be awarded to workforce boards designated by the department
4018 as a high performing workforce boards to support nationally-recognized teacher externship
4019 programs which collaborate with businesses in the science, technology, engineering and
4020 mathematics industry sectors and provide workplace placement and training of elementary and
4021 secondary teachers to increase and accelerate the development of a skilled workforce; and
4022 provided further, that the director shall demonstrate that each dollar expended generates not less
4023 than \$5 in private investment in job training; and provided further, that grants may be
4024 administered by the department of workforce development to recruit and provide career support
4025 and workforce development retention of graduate students training for careers in public sector

4026 behavioral health service delivery \$10,000,000

4027 Workforce Training Fund 100.0%

4028 7003-0803 For the one-stop career centers \$5,435,698

4029 EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT.

4030 Office of the Secretary.

4031 7002-0010 For the operation of the office of the secretary of housing and economic
4032 development and the Massachusetts business-to-business program; provided, that agencies
4033 within the executive office may, with the prior approval of the secretary, streamline and improve
4034 administrative operations pursuant to interdepartmental service agreements; and provided
4035 further, that a report shall be submitted to the house and senate committees on ways and means
4036 not later than February 1, 2010, which shall include, but not be limited to, the following: (1) the
4037 number of businesses that have used the Massachusetts business-to-business program in fiscal
4038 year 2010, including both businesses located in the commonwealth and those that were attracted
4039 to Massachusetts by the program; (2) the number of jobs the commonwealth has retained as a
4040 result of the funding of this program; and (3) the amount of private investment that has occurred
4041 as a result of the funding of this program \$506,531

4042 7002-0017 For the provision of information technology services within the executive
4043 office of housing and economic development, including the homeless management information
4044 system \$2,897,371

4045 7002-0045 For the operation of the office of the wireless and broadband affairs
4046 director \$194,189

4047 Department of Housing and Community Development.

4048 7004-0001 For the commission on Indian affairs \$99,698

4049 7004-0099 For the operation of the department of housing and community
4050 development; provided, that notwithstanding any general or special law to the contrary, the
4051 department may make expenditures for the purposes of the department against federal grants for
4052 certain direct and indirect costs under a cost overhead allocation plan approved by the

4053 comptroller; provided further, that the comptroller shall maintain an account on the
4054 Massachusetts management accounting and reporting system for the purpose of making these
4055 expenditures; provided further, that expenditures made against the account shall not be subject to
4056 appropriation and may include the cost of personnel; provided further, that notwithstanding any
4057 general or special law, rule, or regulation to the contrary, the department may conduct annual
4058 verifications of household income levels based upon state tax returns for the purposes of
4059 administering the state and federal housing subsidy programs funded in items, 7004-9005, 7004-
4060 9024, 7004-9030, 7004-9033, 7004-9316, and items 7004-9009, 7004-9014, 7004-9019, 7004-
4061 9020 of section 2D; provided further, that as a condition of eligibility or continued occupancy by
4062 an applicant or a tenant, the department may require disclosure of the social security number of
4063 an applicant or tenant and members of the applicant's or tenant's household for use in
4064 verification of income eligibility; provided further, that the department may deny or terminate
4065 participation in subsidy programs for failure by an applicant or a tenant to provide a social
4066 security number for use in verification of income eligibility; provided further, that the
4067 department may also consult with the department of revenue, the department of transitional
4068 assistance or any other state or federal agency which it considers necessary to conduct this
4069 income verification; provided further, that notwithstanding any general or special law to the
4070 contrary, these state agencies shall consult and cooperate with the department and furnish any
4071 information in the possession of the agencies including, but not limited to, tax returns and
4072 applications for public assistance or financial aid; provided further, that for the purposes of
4073 conducting this income verification, the director of the department may enter into an
4074 interdepartmental service agreement with the commissioner of revenue to utilize the department
4075 of revenue's wage reporting and bank match system for the purpose of verifying the income and

4076 eligibility of participants in federally assisted housing programs and that of members of the
4077 participants' households; and provided further, that for the purposes of clarification only,
4078 notwithstanding section 12 of chapter 490 of the acts of 1980, the department may authorize
4079 neighborhood housing services corporations to retain, re-assign, and reloan funds received in
4080 repayment of loans made under the neighborhood housing services rehabilitation program
4081 \$6,895,062

4082 7004-0100 For the operation of the homeless shelter and services unit, including the
4083 compensation of caseworkers and support personnel \$4,754,159

4084 7004-0101 For certain expenses of the emergency assistance program as follows: (i)
4085 contracted family shelters; (ii) transitional housing programs; (iii) programs to reduce
4086 homelessness in Barnstable, Dukes, Hampden and Nantucket counties; (iv) residential education
4087 centers for single mothers with children; (v) intake centers; and (vi) voucher shelters; provided,
4088 that eligibility shall be limited to families with income at or below 100 per cent of the federal
4089 poverty level; provided, however, that any family whose income exceeds 100 per cent of the
4090 federal poverty level while the family is receiving assistance funded by this item shall not
4091 become ineligible for assistance due to exceeding the income limit for a period of 6 months from
4092 the date that the 100 per cent level was exceeded; provided further, that the department shall
4093 establish reasonable requirements for such families to escrow some portion of their income;
4094 provided further, that any such escrowed funds shall be exempt from otherwise applicable asset
4095 limits; provided further, that the family may withdraw the amount placed in escrow upon
4096 transition to permanent housing or losing eligibility for shelter services; provided further, that
4097 benefits under this item shall be provided only to residents who are citizens of the United States
4098 or aliens lawfully admitted for permanent residence or otherwise permanently residing under

4099 color of law in the United States; provided further, that the department shall take all steps
4100 necessary to enforce regulations to prevent abuse in the emergency assistance program; provided
4101 further, that no emergency assistance expenditures shall be paid from this item unless explicitly
4102 authorized; provided further, that eligible households shall be placed in shelters as close as
4103 possible to their home community unless a household requests otherwise; provided further, that
4104 if the closest available placement is not within 20 miles of the household's home community, the
4105 household shall be transferred to an appropriate shelter within 20 miles of its home community at
4106 the earliest possible date unless the household requests otherwise; provided further, that
4107 eligibility for shelter by an otherwise eligible family shall not be impaired by prior receipt of any
4108 non-shelter benefit; provided further, that the department shall make every effort to ensure that
4109 children receiving services from this item shall continue attending school in the community in
4110 which they lived prior to receiving services funded from this item; provided further, that
4111 notwithstanding any other general or special law to the contrary, the department shall
4112 immediately provide shelter for up to 30 days to families who appear to be eligible for such
4113 shelter based on statements provided by the family and any other information in the possession
4114 of the department but who need additional time to obtain any third-party verifications reasonably
4115 required by the department; provided further, that shelter benefits received under the preceding
4116 proviso shall not render a family ineligible under any regulation providing that a family who
4117 previously received shelter is ineligible for shelter benefits for a period of 12 months; provided
4118 further, that families receiving such shelter benefits who are found not to be eligible for
4119 continuing shelter benefits shall be eligible for aid pending a timely appeal pursuant to chapter
4120 23B of the General Laws; provided further, that the department shall not impose unreasonable
4121 requirements for third-party verification and shall accept verifications from the family whenever

4122 reasonable; provided further, that in promulgating, amending or rescinding regulations with
4123 respect to eligibility or benefits under this program, the department shall take into account the
4124 amounts available to it for expenditure in this item so as not to exceed the amount appropriated
4125 in this item; provided further, that notwithstanding any general or special law to the contrary, 60
4126 days before promulgating any such eligibility or benefit changes, the undersecretary shall file
4127 with the house and senate committees on ways and means and with the clerks of the house of
4128 representatives and the senate a determination by the secretary of housing and economic
4129 development that available appropriations for the program will be insufficient to meet projected
4130 expenses and a report setting forth such proposed changes; provided further, that all of this item
4131 shall be subject to appropriation and, in the event of a deficiency, nothing in this item shall give
4132 rise to or shall be construed as giving rise to any enforceable right or entitlement to services in
4133 excess of the amounts appropriated by this item; provided further, that the department shall
4134 report quarterly to the house and senate committees on ways and means on the emergency
4135 assistance family shelter program; and provided further, that the report shall contain the same
4136 data required in item 4403-2120 of section 2 of chapter 139 of the acts of 2006 \$91,605,510

4137 7004-0102 For the homelessness program to assist individuals who are homeless or in
4138 danger of becoming homeless, including assistance to organizations which provide shelter,
4139 transitional housing, and services that help individuals avoid entry into shelter or successfully
4140 exit shelter; provided, that no organization providing services to the homeless shall receive less
4141 than an average per bed/per night rate of \$12.92; and provided further, that a grant shall be
4142 provided to the Home and Healthy for Good program; and provided further, that funds may be
4143 expended for a 16-bed year-round nonprofit men's shelter program for the chronically mentally

4144 ill homeless that provides individualized case management, including job search assistance
4145 \$37,481,684

4146 7004-3036 For housing services and counseling; provided, that funds shall be
4147 expended as grants to 9 regional housing consumer education centers operated by the regional
4148 nonprofit housing authorities; provided further, that the grants shall be through a competitive
4149 application process under criteria created by the department; provided further, that the
4150 department shall submit annual reports to the secretary of administration and finance, the house
4151 and senate committees on ways and means and the joint committee on housing detailing all
4152 expenditures of the program, including each regional housing consumer education center, the
4153 total number of persons who received information and referral services, the costs for such
4154 services rendered per consumer and the identification of consumer issues and trends; provided
4155 further, that said department shall report to the house and senate committees on ways and means
4156 no later than March 1, 2010 on possible savings and efficiencies that may be realized through the
4157 consolidation of said services; and provided further, that no funds shall be expended from this
4158 item in the AA object class for the compensation of state employees \$1,624,317

4159 7004-3045 For a tenancy preservation program for neutral party consultation services
4160 in eviction cases before the housing court department of the Massachusetts trial court for
4161 individuals with disabilities and for families with members with disabilities if the disability is
4162 directly related to the reason for eviction \$250,000

4163 7004-4314 For the expenses of a service coordinators program established by the
4164 department to assist tenants residing in housing developed pursuant to sections 39 and 40 of

4165 chapter 121B of the General Laws to meet tenancy requirements in order to maintain and
4166 enhance the quality of life in that housing \$350,401

4167 7004-9005 For subsidies to housing authorities and nonprofit organizations including
4168 funds for deficiencies caused by certain reduced rentals in housing for the elderly, handicapped,
4169 veterans and relocated persons under sections 32 and 40 of chapter 121B of the General Laws;
4170 provided, that notwithstanding any general or special law to the contrary, all housing authorities
4171 operating elderly public housing shall offer first preference for elderly public housing units
4172 which are vacant on the effective date of this act, and thereafter, to those persons 60 years of age
4173 or older as of June 30, 2009, receiving rental assistance from the Massachusetts rental voucher
4174 program; provided further, that the department may expend funds appropriated in this item for
4175 deficiencies caused by certain reduced rentals which may be anticipated in the operation of
4176 housing authorities for the first quarter of the subsequent fiscal year; provided further, that no
4177 monies shall be expended from this item for the purpose of reimbursing the debt service reserve
4178 included in the budgets of housing authorities; provided further, that no funds shall be expended
4179 from this item in the AA object class for the compensation of state employees; provided further,
4180 that the amount appropriated in this item shall be considered to meet any and all obligations
4181 under said sections 32 and 40 of said chapter 121B; provided further, that any new reduced rental
4182 units developed in fiscal year 2010 eligible for subsidies under this item shall not cause any
4183 annualization that results in an amount exceeding the amount appropriated in this item; and
4184 provided further, that all funds in excess of normal utilities, operations and maintenance costs
4185 may be expended for capital repairs \$65,300,000

4186 7004-9024 For a program of rental assistance for low-income families and elderly
4187 persons through mobile and project-based vouchers; provided, that rental assistance shall only be

4188 paid under a program to be known as the Massachusetts rental voucher program; provided
4189 further, that the income of the households shall not exceed 200 per cent of the federal poverty
4190 level; provided further, that the department may award mobile vouchers to eligible households
4191 currently occupying project-based units that shall expire due to the nonrenewal of project-based
4192 rental assistance contracts; provided further, that the department, as a condition of continued
4193 eligibility for vouchers and voucher payments, may require disclosure of social security numbers
4194 by participants and members of participants' households in the Massachusetts rental voucher
4195 program for use in verification of income with other agencies, departments and executive offices;
4196 provided further, that any household in which a participant or member of a participant's
4197 household shall fail to provide a social security number for use in verifying the household's
4198 income and eligibility shall no longer be eligible for a voucher or to receive benefits from the
4199 voucher program; provided further, that the vouchers shall be in varying dollar amounts and shall
4200 be set by the department based on considerations including, but not limited to, family size,
4201 composition, income level and geographic location; provided further, that notwithstanding any
4202 general or special law to the contrary, the monthly dollar amount of each voucher shall be the
4203 department-approved total monthly rent of the unit less the monthly amount paid for rent by the
4204 household; provided further, that notwithstanding any general or special law to the contrary, the
4205 use of rent surveys shall not be required in determining the amounts of the mobile vouchers or
4206 the project-based units; provided further, that any household which is proven to have caused
4207 intentional damage to its rental unit in an amount exceeding 2 months' rent during any 1-year
4208 lease period shall be terminated from the program; provided further, that notwithstanding any
4209 general or special law to the contrary, a mobile voucher the use of which is or has been
4210 discontinued shall be re-assigned within 90 days; provided further, that the department shall pay

4211 agencies \$32.50 per voucher per month for the costs of administering the program; provided
4212 further, that subsidies shall not be reduced for the cost of accommodating the cost of the
4213 inspections; provided further, that notwithstanding any general or special law to the contrary,
4214 each household holding a project-based voucher shall pay at least 30 per cent but not more than
4215 40 per cent of its income as rent and each household holding a mobile voucher shall pay at least
4216 30 per cent but not more than 40 per cent of its income as rent; provided further, that the
4217 department shall establish the amounts of the mobile vouchers and the project-based vouchers so
4218 that the appropriation in this item is not exceeded by payments for rental assistance and
4219 administration; provided further, that the department shall not enter into commitments which
4220 shall cause it to exceed the appropriation set forth in this item; provided further, that the
4221 households holding mobile vouchers shall have priority for occupancy of the project-based
4222 dwelling units in the event of a vacancy; provided further, that the department may impose
4223 certain obligations for each participant in the Massachusetts rental voucher program through a
4224 12-month contract which shall be executed by the participant and the department; provided
4225 further, that such obligations may include, but shall not be limited to, job training, counseling,
4226 household budgeting and education, as defined in regulations promulgated by the department and
4227 to the extent these programs are available; provided further, that each participant shall be
4228 required to undertake and meet these contractually established obligations as a condition for
4229 continued eligibility in the program; provided further, that for continued eligibility, each
4230 participant shall execute this 12-month contract on or before September 1, 2009, if the
4231 participant's annual eligibility recertification date occurs between June 30, 2009, and September
4232 1, 2009, and otherwise on or before the annual eligibility recertification date; provided further,
4233 that any participant who is over the age of 60 years or who is disabled may be exempted from

4234 any obligations unsuitable under particular circumstances; provided further, that no funds shall
4235 be expended from this item in the AA object class for the compensation of state employees;
4236 provided further, that the department may assist housing authorities, upon their written request,
4237 in the immediate implementation of a homeless prevention program utilizing alternative housing
4238 resources available to them for low-income families and the elderly by designating participants
4239 in the Massachusetts rental voucher program as at risk of displacement by public action through
4240 no fault of their own; provided further, that participating local housing authorities may take all
4241 steps necessary to enable them to transfer mobile voucher program participants from the
4242 Massachusetts rental voucher program into another housing subsidy program; and provided
4243 further, that the department of housing and community development shall strive to avoid a
4244 reduction in the value of the Massachusetts rental voucher from its value as of June 30, 2009

4245 \$27,997,096

4246 7004-9030 For the transitional rental assistance program established under section 16
4247 of chapter 179 of the acts of 1995; provided, that notwithstanding any general or special law to
4248 the contrary, the transitional rental assistance shall be in the form of mobile vouchers; provided
4249 further, that the vouchers shall be in varying dollar amounts set by the department based on
4250 considerations including, but not limited to, household size, composition, household income and
4251 geographic location; provided further, that any household which is proven to have caused
4252 intentional damages to its rental unit in an amount exceeding 2 months' rent during any 1 year
4253 shall be terminated from the program; provided further, that the department shall pay agencies
4254 that administer this program an allowance not to exceed \$25 per voucher per month for the costs
4255 of administration; provided further, that notwithstanding any general or special law to the
4256 contrary, there shall be no maximum percentage applicable to the amount of income paid for rent

4257 by each household holding a mobile voucher, but each household shall be required to pay not
4258 less than 25 per cent of its net income, as defined in regulations promulgated by the department,
4259 for units if payment of utilities is not provided by the unit owner, or, not less than 30 per cent of
4260 its income for units if payment of utilities is provided by the unit owner; provided further, that
4261 payments for the transitional rental assistance may be provided in advance; provided further, that
4262 the department shall establish the amounts of the mobile vouchers, so that the appropriation in
4263 this item is not exceeded by payments for rental assistance and administration; provided further,
4264 that the department shall not enter into commitments which will cause it to exceed the
4265 appropriation set forth in this item; provided further, that the amount of a rental assistance
4266 voucher payment for an eligible household shall not exceed the rent less the household's
4267 minimum rent obligation; provided further, that the word "rent," as used in this item, shall mean
4268 payments to the landlord or owner of a dwelling unit under a lease or other agreement for a
4269 tenant's occupancy of the dwelling unit, but shall not include payments made by the tenant
4270 separately for the cost of heat, cooking fuel, and electricity; provided further, that the department
4271 shall submit an annual report to the budget director, the secretary of administration and finance,
4272 and the house and senate committees on ways and means detailing expenditures, the number of
4273 outstanding rental vouchers, and the number and types of units leased; provided further, that
4274 consistent with chapter 179 of the acts of 1995, the amount appropriated in this item shall not
4275 annualize to more than \$4,000,000 in fiscal year 2011; and provided further, that the program
4276 shall provide funding for not more than 800 mobile vouchers \$3,450,000

4277 7004-9033 For rental subsidies to eligible clients of the department of mental health;
4278 provided, that the department shall establish the amounts of such subsidies so that payment

4279 thereof and of any other commitments from this item shall not exceed the amount appropriated
4280 herein \$4,000,000

4281 7004-9315 For the low-income housing tax credit program; provided, that the
4282 department may expend not more than \$2,329,213 from revenue collected from fees collected
4283 under Executive Order No. 291, pertaining to low-income housing tax credits, for the costs of
4284 administering and monitoring the programs, including the costs of personnel, subject to the
4285 approval of the director of the department; and provided further, that notwithstanding any
4286 general or special law to the contrary and for the purpose of accommodating timing
4287 discrepancies between the receipt of retained revenues and related expenditures, the department
4288 may incur expenses and the comptroller may certify for payment amounts not to exceed the
4289 lower of this authorization or the most recent revenue estimate as reported in the state accounting
4290 system \$2,329,213

4291 7004-9316 For a program to provide assistance for homeless families moving into
4292 subsidized or private housing and families at risk of becoming homeless due to a significant
4293 reduction of income or increase in expenses; provided, that the amount of financial assistance
4294 shall not exceed \$2,000 per family; provided further, that funds may be used for security
4295 deposits, first and last month's rent, electric, gas, sewer and water utility payments for utility
4296 arrearages incurred on or after December 1, 2006; provided further, that assistance shall be
4297 administered by the department through contracts with the regional non-profit housing agencies;
4298 provided further, that no assistance shall be provided to any family with an income in excess of
4299 50 per cent of the area median income; provided further, that prior to authorizing a residential
4300 assistance payment for a family, the non-profit housing agency shall make a finding that the
4301 family experienced a significant reduction of income or increase in expenses and has secured

4302 new income or a change in circumstances and that the payment will enable the family to retain
4303 its current housing, obtain new housing, or otherwise avoid homelessness; provided further, that
4304 in making these findings the agency shall, unless the facts of the case warrant otherwise, apply a
4305 presumption that the payment will enable a family to retain its housing, obtain new housing, or
4306 otherwise avoid homelessness if the family is paying less than or equal to 50 per cent of its
4307 income for that housing; provided further, that a family who is paying more than 50 per cent of
4308 its income for its housing shall be provided a fair opportunity to establish that a residential
4309 assistance payment will enable it to retain its housing, obtain new housing, or otherwise avoid
4310 homelessness; provided further, that residential assistance payments may be made through direct
4311 vendor payments according to standards to be established by the department; provided further,
4312 that the agencies shall establish a system for referring families approved for residential assistance
4313 payments who the agencies determine would benefit from these services to existing community-
4314 based programs that provide additional housing stabilization supports, including assistance in
4315 obtaining housing subsidies and locating alternative housing that is safe and affordable for those
4316 families; provided further, that the program shall be administered under guidelines established by
4317 the department; and provided further, that the department shall provide a status report to the
4318 secretary of administration and finance and the house and senate committees on ways and means
4319 no later than March 1, 2010, that includes, but is not limited to, all program expenditures, the
4320 number of recipients of the funds, the housing status of the recipients before and after receiving
4321 assistance, the purposes for which each family used the assistance, the administrative costs and
4322 other related costs of the program, including whether such recipient resided or continues to
4323 reside in state or federal public housing, and any other information necessary to determine the
4324 effectiveness of the program \$5,000,000

4325 Office of Consumer Affairs and Business Regulation.

4326 7006-0000 For the office of the director of consumer affairs and business regulation,
4327 including expenses of an administrative services unit \$982,341

4328 7006-0043 The office of consumer affairs may expend for the administration and
4329 enforcement of the home improvement contractor program an amount not to exceed \$500,000
4330 from the revenue collected from fees for the registration and renewal of home improvement
4331 contractor registrations under section 11 of chapter 142A of the General Laws; provided, that
4332 notwithstanding any general or special law to the contrary, for the purpose of accommodating
4333 timing discrepancies between the receipt of revenues and related expenditures, the department
4334 may incur expenses and the comptroller may certify for payment the amounts not to exceed the
4335 lower of this authorization of the most recent revenue estimate, as reported in the state
4336 accounting system \$500,000

4337 Division of Banks.

4338 7006-0010 For the operation of the division of banks; provided, that notwithstanding
4339 any general or special law to the contrary, 100 per cent of the amount appropriated in this item
4340 shall be assessed upon financial institutions which the division currently regulates pursuant to
4341 powers granted to the division by the general or special laws or by regulations; and provided
4342 further, that this assessment shall be in addition to any assessments that the division currently
4343 assesses upon financial institutions and shall be made at a rate sufficient to produce \$12,931,502
4344 in additional revenue that shall pay for this item \$12,931,502

4345 7006-0011 For the costs incurred by the division of banks associated with licensure of
4346 loan originators pursuant to chapter 255F of the General Laws; provided, that the division may

4347 expend revenues in an amount not to exceed \$5,000,000 from the revenue received from
4348 administrative fees associated with said licensure fees and from civil administrative penalties
4349 pursuant to said chapter 255F; and provided further, that notwithstanding any general or special
4350 law to the contrary, for the purpose of accommodating timing discrepancies between the receipt
4351 of revenues and related expenditures, the commissioner may incur expenses and the comptroller
4352 may certify for payment the amounts not to exceed the lower of this authorization or the most
4353 recent revenue estimate, as reported in the state accounting system \$5,000,000

4354 Division of Insurance.

4355 7006-0020 For the operation of the division of insurance, including the expenses of
4356 the board of appeal on motor vehicle liability policies and bonds and certain other costs of
4357 supervising motor vehicle liability insurance and the expenses of the fraudulent claims board;
4358 provided, that the positions of counsel I and counsel II shall not be subject to chapter 31 of the
4359 General Laws; provided further, that contracts or orders for the purchase of statement blanks for
4360 the making of annual reports to the commissioner of insurance shall not be subject to the
4361 restrictions prescribed by section 1 of chapter 5 of the General Laws; provided further, that the
4362 division shall designate an employee to handle all incoming calls relative to chapter 218 of the
4363 acts of 1995 or regulations promulgated under section 51 of chapter 111 of the General Laws;
4364 provided further, that notwithstanding any general or special law to the contrary, 100 per cent of
4365 the amount appropriated in this item shall be assessed upon the institutions which the division
4366 currently regulates except for licensed business entity producers under powers granted to the
4367 division by general or special law or regulation; and provided further, that such assessment shall
4368 be in addition to any assessments that the division currently assesses upon such institutions and

4369 shall be made at a rate sufficient to produce \$11,620,632 in additional revenue that will pay for
4370 this item \$11,620,632

4371 7006-0029 For the operation of the health care access bureau of the division of
4372 insurance; provided, that notwithstanding any general or special law to the contrary, 100 per cent
4373 of the amount appropriated in this item shall be assessed upon the institutions which the division
4374 currently regulates except for licensed business entity producers under powers granted to the
4375 division by general or special law or regulation; and provided further, that such assessment shall
4376 be in addition to any assessments that the division currently assesses upon such institutions and
4377 shall be made at a rate sufficient to produce \$1,100,000 in additional revenue that will pay for
4378 this item \$1,100,000

4379 Division of Professional Licensure.

4380 7006-0040 For the operation and administration of the division of professional
4381 licensure; provided, that of the funds appropriated in this item, sufficient monies shall be
4382 expended for the reduction of case backlog at the boards of registration; provided further, that the
4383 division shall at all times employ not less than 2 hearing officers to facilitate the processing of
4384 cases pending before the various boards; and provided further, that the position of investigator of
4385 radio and television technicians shall not be subject to chapter 31 of the General Laws
4386 \$2,982,991

4387 Division of Standards.

4388 7006-0060 For the operation of the division of standards \$572,096

4389 7006-0066 For the support of the division of standards' municipal inspection efforts;
4390 provided, that up to 15 per cent of the amount appropriated herein may be expended for
4391 administrative costs of the division \$283,617

4392 7006-0067 For the division of standards; provided, that the division may expend for
4393 enforcement of weights and measures laws an amount not to exceed \$58,751 from revenues
4394 received from item pricing violations collected through municipal inspection efforts, and from
4395 weights and measures fees and fines collected from cities and towns \$58,751

4396 7006-0068 For the division of standards; provided, that the division may expend an
4397 amount not to exceed \$360,000 from revenue received from license fees assessed to owners of
4398 motor vehicle repair shops \$360,000

4399 Department of Telecommunications and Cable.

4400 7006-0071 For the operation of the department of telecommunications and cable;
4401 provided, that notwithstanding the second sentence of section 7 of chapter 25C of the General
4402 Laws, the assessments levied for fiscal year 2010 pursuant to said section 7 of said chapter 25C
4403 shall be made at a rate sufficient to produce \$2,685,874 \$2,685,874

4404 State Racing Commission.

4405 7006-0110 For the operation of the state racing commission \$1,604,173

4406 7006-0140 For distribution to each city and town within which racing meetings are
4407 conducted under section 18D of chapter 58 of the General Laws \$1,179,000

4408 Department of Business Development.

4409 7007-0100 For the office of the director of business development \$393,908

4410 7007-0150 For equal grants to the 8 regional economic development corporations,
4411 councils and partnerships across the commonwealth \$800,000

4412 7007-0300 For the operation of the Massachusetts office of business development,
4413 which shall include the operation and support of capital grants programs, including the
4414 Massachusetts Opportunity Relocation and Expansion Jobs Capital Program, established in
4415 chapter 123 of the acts of 2006, and for marketing and promoting the commonwealth in order to
4416 attract and retain targeted businesses and industries \$2,259,352

4417 7007-0500 For the operation and maintenance of the Massachusetts Biotechnology
4418 Research Institute for the purpose of promoting the commercialization of new, academic-based
4419 research and development, and raising the scientific awareness of the communities of the
4420 commonwealth.....\$300,000

4421 7007-0800 For a grant for the state match for a small business development center;
4422 provided, that no funds may be expended from this item until such time as the United States
4423 Small Business Administration has made a payment or has executed a contract to pay the
4424 University of Massachusetts at Amherst for the operation of the center; provided further, that the
4425 funds expended from this item shall not exceed 25 per cent of the gross operating cost of said
4426 center; provided further, that not more than 25 per cent of the amount appropriated herein shall
4427 be expended for the purpose of operating federal procurement technical assistance services
4428 within said center; provided further, that the services shall include, but not be limited to, assisting
4429 businesses in securing federal contracts, obtaining contract financing, generating responses to
4430 requests-for-proposals, interpreting bid documents, providing educational workshops and

4431 seminars and the electronic identification and tracking of federal bid opportunities; provided
4432 further, that funds expended for the purpose of operating federal procurement technical
4433 assistance services within said center shall be subject to the receipt of matching funds from
4434 federal or private sources, including the United States Department of Defense; and provided
4435 further, that quarterly expenditure reports shall be filed with the house and senate committees on
4436 ways and means \$1,204,286

4437 7007-0900 For the operation and administration of the office of travel and tourism;
4438 provided, that performance-based standards shall be incorporated in all contracts executed by
4439 said office for the procurement of tourism marketing and advertising services; and provided
4440 further, that the organizations shall be required, as a condition of receiving a grant, to submit a
4441 total operating budget which identifies each source and use of operating and capital funds;
4442 provided further, that not less than \$1,250,000 of the amount appropriated herein shall be
4443 expended for the operation and administration of the Massachusetts Sports and Entertainment
4444 Commission; provided, however, that the Massachusetts Sports and Entertainment Commission
4445 shall be the official and lead agency to facilitate and attract major sports events and
4446 championships to the commonwealth; and provided further, that the Massachusetts Sports and
4447 Entertainment Commission shall establish a division within the commission which shall be the
4448 official and lead agency to facilitate motion picture production and development within the
4449 commonwealth; and provided further, that not less than \$1,000,000 shall be made available
4450 through a grant application process established by the office of travel and tourism to offset
4451 deficits that may occur during fiscal year 2010 for the highway information centers operating
4452 year-round on state highways and federally-assisted highways, and the visitor information
4453 centers on Boston Common and the Prudential Center, both in the city of Boston and the Adams

4454 Visitor Center in the town of
 4455 Adams.....\$8,733,636
 4456 Massachusetts Tourism Fund.....100.0%
 4457 7007-0951 For the operation of the Commonwealth Zoological Corporation pursuant
 4458 to chapter 92B of the General Laws; provided, that funds appropriated in this item shall be
 4459 expended for the purposes of promoting private fundraising, achieving self-sufficiency and
 4460 serving as a catalyst for urban economic development and job opportunities for local residents;
 4461 provided further, that the corporation shall take all steps necessary to increase the amount of
 4462 private funding available for the operation of the zoos; provided further, that funding in this item
 4463 may not be transferred through interdepartmental service agreements; and provided further, that
 4464 the corporation shall report to the house and senate committees on ways and means not later than
 4465 February 1, 2010, on the status of, and amounts collected from, the private fundraising and
 4466 enhanced revenue efforts identified in the draft Massachusetts Zoos Business and Operations
 4467 Plan, dated December, 1996 \$6,100,000
 4468 7007-1000 For assistance to regional tourist councils under section 14 of chapter 23A
 4469 of the General Laws; provided, that notwithstanding any general or special law or rule or
 4470 regulation to the contrary, each of the councils may expend an amount not to exceed 20 per cent
 4471 of the funds appropriated in this item for the cost of administrative services \$6,000,000
 4472 7007-1300 For the operation of the Massachusetts international trade council; provided,
 4473 that subject to final execution of the terms and conditions of a contract, the council shall act on
 4474 behalf of the department of business development to perform the functions of the Massachusetts

4475 office of international trade and investment under sections 23A through 28, inclusive, of chapter
4476 23A of the General Laws.....\$250,000”.

4477 Massachusetts Tourism Fund.....100%

4478 7007-1500 For the operation and administration of the office of minority and women
4479 business assistance; provided, that the office shall administer an electronic business certification
4480 application which shall be accessible to business applicants through use of the internet; provided
4481 further, that the office shall ensure the integrity and security of personal and financial
4482 information transmitted by electronic application; provided further, that the office shall, using all
4483 existing available resources, provide certification services within each of the 1-stop regional
4484 assistance centers of the Massachusetts office of business development; and provided further,
4485 that the office shall develop and implement measures and procedures to continue to improve the
4486 efficiency and the timeliness of the certification process \$590,252

4487 EXECUTIVE OFFICE OF EDUCATION.

4488 Office of the Secretary.

4489 7009-1700 For the operation of information technology services within the executive
4490 office of education \$8,009,023

4491 7009-6379 For the operation of the office of the secretary of education; provided, that
4492 agencies within the executive office may, with the prior approval of the secretary, streamline and
4493 improve administrative operations under interdepartmental service agreements. \$762,872

4494 Department of Elementary and Secondary Education.

4495 7010-0005 For the operation of the department of elementary and secondary
4496 education; provided, that not later than November 17, 2009, the department shall submit a
4497 progress report to the secretary of administration and finance, the chairs of the house and senate
4498 committees on ways and means and the house and senate chairs of the joint committee on
4499 education on efforts by the department to further define and advance the strategic vision of the
4500 department, along with a detailed implementation plan for realizing that vision; provided further
4501 that the department, in collaboration with the commission on gay and lesbian youth established
4502 by section 67 of chapter 3 of the General Laws, may allocate funds for programming to ensure
4503 public schools' compliance with the board of elementary and secondary education's
4504 recommendations, which take into account the commission's recommendations, for the support
4505 and safety of gay and lesbian students and the implementation of related suicide and violence
4506 prevention efforts and reduction of health disparities for GLBT youth; and provided further, that
4507 the department shall ensure that hearings and mediations are conducted by hearing officers and
4508 mediators who are regular state employees of the bureau of special education appeals and that
4509 the hearing officers and mediators shall perform only those functions which are consistent with
4510 their duties and responsibilities as impartial and knowledgeable special education hearing
4511 officers and mediators in compliance with 20 U.S.C. § 1415(e)-(f), and the bureau's hearing
4512 officers and mediators shall be initially the persons who, on April 15, 2009, were serving as
4513 hearing officers and mediators in the current bureau; provided further, that funds may be
4514 expended for 1-time grants to cities and towns to support transition costs associated with the
4515 creation of new regional academic school districts; provided further, that the application for such
4516 grants shall be due by August 1, 2009, and the award of the grant shall be to 3 or more towns
4517 having independent, local kindergarten through grade 12 school districts voting, by December

4518 31, 2009, to form a new kindergarten through grade 12 academic region consisting of not less
4519 than 2,500 students; and provided further, that the grants shall be expended over fiscal years
4520 2010 and 2011 to assist with the costs associated with the transition from independent districts to
4521 a single regional district \$13,400,821

4522 7010-0012 For grants to cities, towns and regional school districts for payments of
4523 certain costs and related expenses for the program to eliminate racial imbalance established
4524 under section 12A of chapter 76 of the General Laws; provided, that funds shall be made
4525 available for payment for services rendered by METCO, Inc. and Springfield public schools
4526 \$18,491,758

4527 7010-0033 For literacy and early literacy programs including, but not limited to, the
4528 Bay State Reading Institute program, the John Silber early literacy program, and the Reading
4529 Recovery program; provided, that said programs shall provide ongoing evaluation of the
4530 outcomes thereof and shall document said outcomes annually to the department and to the house
4531 and senate committees on ways and means \$4,175,489

4532 7010-1022 For the development and implementation of certificates of occupational
4533 proficiency \$209,356

4534 7027-1004 For English language acquisition professional development to improve the
4535 academic performance of English language learners and effectively implement sheltered English
4536 immersion as outlined in chapter 386 of the acts of 2002; provided, that the department shall
4537 only approve professional development courses and offerings with proven, replicable results in
4538 improving teacher performance, and which shall have demonstrated the use of best practices, as
4539 determined by the department, including data comparing pre-training and post-training

4540 knowledge; provided further, that the department shall, not later than February 15, 2010, provide
4541 a report on the number of educators who have received such training since passage of said
4542 chapter 386 the estimated number who need such additional training, and a review and analysis
4543 of the most effective types of professional development and the most common gaps in the
4544 knowledge base of educators implementing English immersion and teaching English language
4545 acquisition, along with legislative or regulatory recommendations of the department; provided
4546 further, that said report shall be provided to the secretary of administration and finance, the
4547 senate president, the speaker of the house, the chairs of the house and senate ways and means
4548 committees and the house and senate chairs of the joint committee on education; and provided
4549 further, that no funds shall be expended for personnel costs \$397,937

4550 7028-0031 For the expenses of school age children in institutional schools under
4551 section 12 of chapter 71B of the General Laws; provided, that the department may provide
4552 special education services to eligible inmates in county houses of correction; provided further,
4553 that the department of youth services shall continue to collaborate with the department of
4554 elementary and secondary education in order to align curriculum at the department of youth
4555 services with the statewide curriculum frameworks and to ease the reintegration of youth from
4556 facilities at the department of youth services into regular public school settings; and provided
4557 further, that the department of elementary and secondary education, in conjunction with the
4558 commissioner of youth services, shall submit a report on progress made to the house and senate
4559 committees on ways and means not later than December 1, 2009 \$7,685,712

4560 7030-1002 For kindergarten development grants to provide ongoing grant awards to
4561 continue quality enhancement of existing full-day kindergarten classrooms; provided, that the
4562 department shall administer a grant program to encourage the voluntary expansion of high

4563 quality, full-day kindergarten education throughout the commonwealth; provided further, that
4564 grants funded through this appropriation shall not annualize to more than \$18,000 per classroom
4565 in subsequent fiscal years; provided further, that preference shall be given to grant applicants
4566 with high percentages of students scoring in levels 1 or 2 on the Massachusetts comprehensive
4567 assessment system exam, as determined by the department based on available data; provided
4568 further, that any grant funds distributed from this item shall be deposited with the treasurer of
4569 such city, town or regional school district and held in a separate account and shall be expended
4570 by the school committee of such city, town or regional school district without further
4571 appropriation, notwithstanding any general or special law to the contrary; provided further, that
4572 such program shall supplement and shall not supplant currently funded local, state and federal
4573 programs at the school or district; provided further, that not later than January 15, 2010, the
4574 department shall report to the house and senate committees on ways and means on the total
4575 number of grants requested and awarded; provided further, that the report shall detail common
4576 factors associated with both successful and unsuccessful applications and shall include the total
4577 number of full-day and half-day kindergarten classrooms projected to be in operation in public
4578 schools in fiscal year 2011; and provided further, that no funds shall be expended for personnel
4579 costs \$26,748,947

4580 7035-0002 For the provision and improvement of adult basic education services,
4581 including reading, writing and mathematics; provided, that grants shall be distributed to a diverse
4582 network of organizations which have demonstrated commitment and effectiveness in the
4583 provision of such services and that are selected competitively by the department of elementary
4584 and secondary education; provided further, that such grants shall support the successful transition
4585 of students from other adult basic education programs to community college certificate and

4586 degree-granting programs; provided further, that such grants shall be contingent upon
4587 satisfactory levels of performance as defined and determined by the department; provided
4588 further, that in no case shall grants be considered an entitlement to a grant recipient; provided
4589 further, that the department shall consult with the community colleges and other service
4590 providers in establishing and implementing content, performance and professional standards for
4591 adult basic education programs and services; and provided further, that no funds shall be
4592 expended for personnel costs at the department of elementary and secondary education
4593 \$28,085,096

4594 7035-0006 For reimbursements to regional school districts for the transportation of
4595 pupils; provided, that notwithstanding any general or special law to the contrary, the
4596 commonwealth's obligation shall not exceed the amount appropriated in this item \$30,521,840

4597 7035-0007 For reimbursements to cities, towns, regional vocational or county
4598 agricultural school districts, independent vocational schools, or collaboratives for certain
4599 expenditures for transportation of nonresident pupils to any approved vocational-technical
4600 program of any regional or county agricultural school district, city, town, independent school or
4601 collaborative pursuant to section 8A of chapter 74 of the General Laws; provided, that should the
4602 amount appropriated herein be insufficient to fully fund said section 8A, initial reimbursements
4603 made by the department of elementary and secondary education may be pro-rated by the
4604 department to all eligible cities, towns, regional vocational or county agricultural school districts,
4605 independent vocational schools, or collaboratives; and provided further, that upon a
4606 determination by the department that the funds appropriated in this item are insufficient to meet
4607 the commonwealth's full obligation under said section 8A, the department shall, within 10 days,
4608 notify the secretary of administration and finance, the house and senate chairs of the joint

4609 committee on education, and the chairs of the house and senate ways and means committees of
4610 the amount needed to fully fund said obligation \$646,855

4611 7051-0015 For operating funds to distribute food for the Massachusetts emergency
4612 food assistance program \$1,239,518

4613 7053-1909 For reimbursements to cities and towns for partial assistance in the
4614 furnishing of lunches to school children, including partial assistance in the furnishing of lunches
4615 to school children as authorized by chapter 538 of the acts of 1951, and for supplementing funds
4616 allocated for the special milk program; provided, that notwithstanding any general or special law
4617 to the contrary, payments so authorized in the aggregate for partial assistance in the furnishing of
4618 lunches to school children shall not exceed the required state revenue match contained in Public
4619 Law 79-396, cited as the National School Lunch Act and in the regulations implementing the act
4620 \$5,426,986

4621 7053-1925 For the school breakfast program for public and nonpublic schools and for
4622 grants to improve summer food programs during the summer school vacation period; provided,
4623 that funds shall be expended for the summer food service outreach program and the school
4624 breakfast outreach program; provided further, that within the summer food program, priority
4625 shall be given to extending such programs for the full summer vacation period and promoting
4626 increased participation in such programs; provided further, that the department of elementary and
4627 secondary education shall solicit proposals from returning sponsors and school food authorities
4628 in time for implementation of such grant program during the summer of 2010; provided further,
4629 that such grants shall only be awarded to sponsors who can demonstrate their intent to offer full
4630 summer programs or increase participation; provided further, that the department shall require

4631 sufficient reporting from each grantee to measure the success of such grant program; provided
4632 further, that the department shall select grantees for the program authorized by this item not later
4633 than March 30, 2010; provided further, that funds shall be expended for the universal school
4634 breakfast program in which all children in schools receiving funds under the program shall be
4635 provided free, nutritious breakfasts at no cost to them; provided further, that subject to
4636 regulations of the board that specify time and learning standards, breakfasts shall be served
4637 during regular school hours; provided further, that participation shall be limited to those
4638 elementary schools mandated to serve breakfast under section 1C of said chapter 69 where 60
4639 per cent or more of the students are eligible for free or reduced-price meals under the federally-
4640 funded school meals program; provided further, that the department shall select school sites for
4641 programs authorized by this item not later than November 16, 2009, and shall report to the house
4642 and senate committees on ways and means on the preliminary results of these grants not later
4643 than January 8, 2010; provided further, that nothing in the universal school breakfast program
4644 shall give rise to enforceable legal rights in any party or enforceable entitlement to services; and
4645 provided further, that the department shall select grantees for the program authorized by this item
4646 not later than March 30, 2010, prior appropriation continued \$4,177,635

4647 7061-0008 For school aid to cities, towns, regional school districts, counties
4648 maintaining agricultural schools, independent vocational schools and independent agricultural
4649 and technical schools to be distributed under chapters 70 and 76 of the General Laws and section
4650 3; provided, that each school district shall report annually to the department of elementary and
4651 secondary education on its professional development expenditures, in a manner and form
4652 prescribed by the commissioner and consistent with the accountability requirements of the
4653 federal No Child Left Behind Act P.L.107-110; provided further, that the department of

4654 elementary and secondary education shall report annually to the house and senate committees on
4655 ways and means on school districts' professional development spending; and provided further,
4656 that the governor may allocate \$180,035,732 made available through the American Recovery and
4657 Reinvestment Act of 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein
4658 \$3,869,847,585

4659 7061-0011 For a reserve to: (1) meet extraordinary increases in the minimum required
4660 local contribution of a municipality pursuant to the requirements of section 3; provided, that a
4661 municipality seeking funds hereunder shall apply for a waiver from the department of revenue
4662 pursuant to section 40; provided further, that the commissioner shall issue a finding concerning
4663 such waiver applications within 30 days of the receipt thereof, after consulting with the
4664 commissioner of elementary and secondary education regarding the merits of such application;
4665 (2) assist regional school districts which, prior to fiscal year 2010, have assessed member towns
4666 using the provisions of their regional agreement and which, in fiscal year 2010, will assess
4667 member towns using the required contributions calculated pursuant to section 3; (3) assist towns
4668 impacted by stresses in the commercial agricultural, fishing or lobster industry whose required
4669 local contribution exceeds 75 per cent of their foundation budget; (4) assist towns negatively
4670 impacted by shortfalls in federal impact aid for the education of children in families employed by
4671 the federal government on military reservations located within the town's limits; provided, that
4672 any grants provided under this item shall be expended by a school committee without further
4673 appropriation; (5) assist regional school districts in rural areas which meet each of the following:
4674 (a) they have fewer than 30 full-time enrollment students per square mile; and (b) they have
4675 experienced more than 7 per cent enrollment decline between fiscal year 2004 and fiscal year
4676 2009; provided further, that preference shall be given to those districts that have joined the group

4677 insurance commission before July 1, 2009; (6) meet extraordinary increases of greater than 10
4678 per cent in a municipality's total required contribution in municipalities whose target required
4679 local contribution exceeds 70 per cent of their foundation budget; provided, that not less than
4680 \$500,000 shall be used for this purpose; (7) assist towns in which in excess of one-third of the
4681 total land mass of the town is owned and controlled by the commonwealth and which receive
4682 payment in lieu of taxes on less than 25 per cent of said land; (8) assist operating districts in
4683 which the chapter 70 aid distributed in fiscal year 2010 is less than the chapter 70 aid distributed
4684 in fiscal year 2002; and (9) assist towns which host a campus of the University of Massachusetts,
4685 but which have a target aid percentage of only 17.5 per cent; provided further, that any grants
4686 provided to school districts from this item shall be expended by a school committee without
4687 further appropriation; provided further, that the department shall make not less than 80 per cent
4688 of the awards from this item not later than October 14, 2009; and provided further, that no funds
4689 distributed from this item shall be considered prior year chapter 70 aid nor shall they be used in
4690 the calculation of the minimum required local contribution for fiscal year
4691 2011.....\$3,500,000

4692 7061-0012 For the reimbursement of extraordinary special education costs under
4693 section 5A of chapter 71B of the General Laws; provided, that reimbursements shall be prorated
4694 so that expenses of this item do not exceed the amount appropriated in this item; provided
4695 further, that upon receipt by the department of elementary and secondary education of required
4696 special education cost reports from school districts, the department shall reimburse districts
4697 based on fiscal year 2009 claims; provided further, that the department may expend funds to
4698 continue and expand voluntary residential placement prevention programs between the
4699 department of elementary and secondary education and other departments within the executive

4700 office of health and human services that develop community-based support services for children
4701 and their families; provided further, that the department shall make funds available to the
4702 department of developmental services for the voluntary residential placement prevention
4703 program administered by that department; provided further, that the department shall expend
4704 funds to provide books in accessible synthetic audio format made available through the federal
4705 NIMAS-NIMAC book repository, to do outreach and training of teachers and students for the
4706 use of NIMAS-NIMAC and human speech audio digital textbooks, and for human voice
4707 recording of MCAS exams; provided further, that the department shall expend funds for the costs
4708 of borrowing audio textbooks by special education students; provided further, that funds may be
4709 expended for the monitoring and follow-up activities of the department's complaint management
4710 system, review and approval of local educational agency applications, and local school districts'
4711 compliance with the part B requirements of the federal Special Education Law, known as the
4712 Individuals with Disabilities Education Act, in the provision of special education and related
4713 services to children with disabilities; provided further, that these monitoring activities shall occur
4714 in each school district in cycles of not less than 3 years; provided further, that funds may be
4715 expended to administer the reimbursements funded herein; provided further, that funds may be
4716 expended to reimburse districts for extraordinary increases in costs incurred during fiscal year
4717 2010 which would be reimbursable under said section 5A of said chapter 71B; provided further,
4718 that reimbursements for current year costs shall be limited to school districts which experience
4719 increases of greater than 25 per cent from costs reimbursable under said section 5A of said
4720 chapter 71B and incurred during fiscal year 2009 to costs reimbursable under said section 5A of
4721 said chapter 71B and incurred during fiscal year 2010 or other cases of extraordinary hardship
4722 where special education costs increase in relationship to total district costs as the department may

4723 define through regulation or guidelines; provided further, that reimbursements for current year
4724 costs shall be allocated as 1-time grants and shall not decrease reimbursements in the following
4725 fiscal year; provided further, that the department shall conduct audits of fiscal year 2009 claims;
4726 provided further, that if the claims are found to be inaccurate, the department shall recalculate
4727 the fiscal year 2010 reimbursement amount and adjust the third and fourth quarter payments to
4728 the districts to reflect the new reimbursement amount; and provided further, that the department
4729 shall file a report with the house and senate committees on ways and means not later than
4730 February 15, 2010 on the results of the audits \$141,113,160

4731 7061-0029 For the office of school and district accountability, established in section
4732 55A of chapter 15 of the General Laws \$1,373,226

4733 7061-9010 For fiscal year 2010 reimbursements to certain cities, towns and regional
4734 school districts of charter school tuition and the per pupil capital needs component included in
4735 the charter school tuition amount for commonwealth charter schools, as calculated under
4736 subsections (nn) and (oo) of section 89 of chapter 71 of the General Laws; provided, that
4737 notwithstanding said subsection (nn) of said section 89 of said chapter 71 or any other general or
4738 special law to the contrary, the per pupil capital needs component of the commonwealth charter
4739 school tuition rate for fiscal year 2010 shall be \$893; and provided further, that if the amount
4740 appropriated is insufficient to fully fund all reimbursements required by said section 89 of said
4741 chapter 71, the department shall fully reimburse the cost of such per pupil capital needs
4742 component and shall prorate the tuition reimbursements calculated under said subsection (oo) of
4743 said section 89 of said chapter 71 \$79,571,579

4744 7061-9200 For the education technology program \$657,526

4745 7061-9400 For student and school assessment including the administration of the
4746 Massachusetts comprehensive assessment system (MCAS) exam established by the board of
4747 elementary and secondary education pursuant to sections 1D and 1I of chapter 69 of the General
4748 Laws and for grants to school districts to develop portfolio assessments for use in individual
4749 classrooms as an enhancement to student assessment; provided, that as much as is practicable,
4750 especially in the case of students whose performance is difficult to assess using conventional
4751 methods, such instruments shall include consideration of work samples and projects and shall
4752 facilitate authentic and direct gauges of student performance; provided further, that such
4753 portfolio assessments shall not replace the statewide standardized assessment based on the
4754 curriculum frameworks; provided further, that all school assessments shall center on the
4755 academic standards embodied in the curriculum frameworks and shall involve gauges which
4756 shall be relevant and meaningful to students, parents, teachers, administrators and taxpayers
4757 pursuant to the first paragraph of section 1L of said chapter 69; and provided further, that
4758 notwithstanding any general or special law to the contrary, assessment of proficiency in English
4759 shall be administered in English \$25,290,411

4760 7061-9404 For grants to cities, towns and regional school districts to provide targeted
4761 remediation programs for students in the classes of 2003 to 2014, inclusive, scoring in level 1 or
4762 2 on the Massachusetts comprehensive assessment system (MCAS) exam established by the
4763 board of elementary and secondary education pursuant to sections 1D and 1I of said chapter 69
4764 of the General Laws; provided, that the department and districts shall ensure that services are
4765 available to students with disabilities; provided further, that in awarding remediation funds,
4766 preference may be given to schools and districts at risk of or determined to be under-performing
4767 in accordance with sections 1J and 1K of said chapter 69; provided further, that the purpose of

4768 this program shall be to improve students' performance on the MCAS exam through replication
4769 of services and educational strategies with proven results as determined by the department of
4770 elementary and secondary education; provided further, that such programs shall supplement
4771 currently funded local, state, and federal programs at the school or district; provided further, that
4772 funds shall be expended for a competitive grant program to fund academic support and college
4773 transition services to be implemented in fiscal year 2010, and operated by public institutions of
4774 higher education or by public-private partnerships, for students in the graduating classes of 2003
4775 to 2010, inclusive, who have completed high school but have not yet obtained a competency
4776 determination as defined in said section 1D of said chapter 69 as measured by the MCAS
4777 assessment instrument authorized by said section 1I of said chapter 69, but who are working to
4778 pass the English and math MCAS tests, obtain a competency determination, and earn a high
4779 school diploma; provided further, that for the purpose of the programs, appropriated funds may
4780 be expended through August 31, 2010, to allow for summer remediation programs; provided
4781 further, that funds shall be expended for a competitive grant program to fund Pathways programs
4782 targeting eleventh and twelfth graders, instituted by local school districts, public institutions of
4783 higher education and qualified public and private educational services organizations and one stop
4784 career centers including, but not limited to, school-to-work connecting activities, creating
4785 worksite learning experiences for students as an extension of the classroom, outreach programs
4786 for students who will need post-twelfth grade remediation to attain the skills necessary to pass
4787 MCAS, and counseling programs to educate parents and high school students on post-twelfth
4788 grade remediation options; provided further, that funds shall be expended for a competitive grant
4789 program, guidelines for which shall be developed by the department of elementary and
4790 secondary education, for intensive remediation programs in communities with students in the

4791 graduating classes of 2003 to 2014, inclusive, who have not obtained a competency
4792 determination or have scored in levels 1 or 2 on either the English or math MCAS exams;
4793 provided further, that the department of elementary and secondary education may give
4794 preference for such assistance to those districts with a high percentage of high school students
4795 scoring in level 1 on the MCAS exam in English and math; provided further, that eligible
4796 applicants shall include individual high schools, and those institutions which shall have partnered
4797 with a high school or group of high schools; provided further, that no district shall receive a grant
4798 from this appropriation until it submits to the department of elementary and secondary education
4799 a comprehensive district plan pursuant to the provisions of said section 11 of said chapter 69, to
4800 improve performance of all student populations including, but not limited to, students with
4801 disabilities; provided further, that an evaluation shall examine the likelihood and efficiency of
4802 replication of these programs and practices in school districts with a large percentage of English
4803 language learners; provided further, that these funds may be expended for professional
4804 development related to these programs; provided further, that the department shall issue a report
4805 not later than February 2, 2010, and annually thereafter as a condition of continued funding
4806 under this account, in collaboration with the department of higher education, describing MCAS
4807 support programs for the graduating classes of 2003 to 2014, inclusive, funded by items 7061-
4808 9404 and 7027-0019, school to work accounts, institutions of public higher education, and other
4809 sources, including federal sources; provided further, that such report shall include, but not be
4810 limited to, the number of students eligible to participate in such programs, the number of
4811 students participating in such programs, the number of students who have passed the MCAS
4812 assessment and obtained a competency determination through these programs but not met local
4813 graduation requirements, and the number of students who have passed the MCAS assessment

4814 and obtained a competency determination through these programs and met local graduation
4815 requirements; provided further, that said report shall be provided to the chairs of the house and
4816 senate ways and means committees and the house and senate chairs of the joint committee on
4817 education; provided further, that any grant funds distributed from this item to a city, town or
4818 regional school district shall be deposited with the treasurer of such city, town, or regional school
4819 district and held in a separate account and shall be expended by the school committee of such
4820 city, town, or regional school district without further appropriation, notwithstanding any general
4821 or special law to the contrary; and provided further, that no costs shall be expended for personnel
4822 costs; and provided further, that funds may be expended to continue mentoring initiatives that
4823 combat the chronic dropout of at-risk youths that were funded in item 7030-1003 of section 2 of
4824 chapter 182 of the acts of 2008 \$9,294,804

4825 7061-9408 For targeted intervention to schools and districts at risk of or determined to
4826 be under-performing under sections 1J and 1K of chapter 69 of the General Laws, schools and
4827 districts which have which have been placed in the accountability status of identified for
4828 improvement, corrective action, or restructuring pursuant to departmental regulations, or which
4829 have been designated commonwealth priority schools or commonwealth pilot schools pursuant
4830 to said regulations; provided, that no money shall be expended in any school or district that fails
4831 to file a comprehensive district plan pursuant to the provisions of section 1I of said chapter 69;
4832 provided further, that the department shall only approve reform plans with proven, replicable
4833 results in improving student performance; provided further, that in carrying out the provisions of
4834 this item, the department may contract with school support specialists, turnaround partners, and
4835 such other external assistance as is needed in the expert opinion of the commissioner, to
4836 successfully turn around failing school and district performance; provided further, that no funds

4837 shall be expended on targeted intervention unless the department shall have approved, as part of
4838 the comprehensive district improvement plan, a professional development plan which addresses
4839 the needs of the district as determined by the department; provided further, that eligible
4840 professional development activities for purposes of this item shall include, but not be limited to:
4841 professional development among teachers of the same grade levels and teachers of the same
4842 subject matter across grade levels, professional development focused on improving the teacher's
4843 content knowledge in the field or subject area in which the teacher is practicing, professional
4844 development which provides teachers with research-based strategies for increasing student
4845 success, professional development teaching the principles of data driven instruction, and funding
4846 which helps provide common planning time for teachers within a school and within the school
4847 district; provided further, that preference in the awarding of such funds shall be given to
4848 professional development in math and English content skills; provided further, that funds from
4849 any targeted intervention grant may be used to partially offset the cost of said professional
4850 development and common planning time; provided further, that funds may be expended for the
4851 purchase of instructional materials pursuant to section 57 of chapter 15 of the General Laws;
4852 provided further, that no funds shall be expended on instructional materials unless the purchase
4853 of such materials is part of a comprehensive plan to align the school or district curriculum with
4854 the Massachusetts curriculum frameworks; provided further, that preference in distributing funds
4855 shall be made for proposals which coordinate reform efforts within all schools of a district in
4856 order to prevent conflicts between multiple reforms and interventions among the schools;
4857 provided further, that the department shall issue a report, not later than February 1, 2010 and
4858 annually thereafter describing and analyzing all intervention and targeted assistance efforts
4859 funded by this item; provided further, that such report shall include, but not be limited to: the

4860 number of school and school districts eligible to receive such assistance, the number of students
4861 attending school in said districts, the nature and type of intervention activities funded through
4862 this item, by school and school district, the number of teachers in professional development
4863 funded in part through this item, the number of districts with curricula or professional
4864 development systems aligned with the Massachusetts curriculum frameworks, and the number
4865 that are undertaking that effort with grants funded by this item, the number of outside vendors
4866 with whom the department has contracted to provide intervention and turnaround services, the
4867 amount each vendor has received and the results obtained in each instance, the number of
4868 students who have passed the MCAS assessment and obtained a competency determination
4869 through these programs before, and during, the period of intervention and turnaround and any
4870 other data relative to the successes achieved or challenges faced by the effort to turn around
4871 schools, along with any legislative or budgetary recommendations for improving the initiative
4872 and increasing the success of all intervention efforts; provided further, that said report shall
4873 include an analysis of the number of districts with curriculum plans not aligned to the
4874 Massachusetts curriculum frameworks, along with any legislative and regulatory
4875 recommendations to address the issue; provided further, that said report shall indicate the number
4876 of schools which have accepted the commonwealth pilot school model, the reforms which they
4877 have undertaken, and the number which have expressed interest in the pilot school option;
4878 provided further, that said report shall be provided to the secretary of administration and finance,
4879 the senate president, the speaker of the house, the chairs of the house and senate ways and means
4880 committees and the house and senate chairs of the joint committee on education; provided
4881 further, that no funds shall be expended on recurring school or school district expenditures unless
4882 the department and school district have developed a long-term plan to fund such expenditures

4883 from the district's operational budget; and provided further, that any funds distributed from this
4884 item to a city, town or regional school district shall be deposited with the treasurer of such city,
4885 town, or regional school district and held in a separate account and shall be expended by the
4886 school committee of such city, town, or regional school district without further appropriation,
4887 notwithstanding any general or special law to the contrary; provided further, that funds may be
4888 expended for the continuation of a parent engagement program pursuant to item 7061-9408 of
4889 section 2 of chapter 182 of the acts of 2008. \$6,900,841

4890 7061-9412 For grants to cities, towns, and regional school districts for the purpose of
4891 planning for and implementing expanded learning time in the form of longer school days or
4892 school years at selected schools; provided, that implementation grants shall only be provided
4893 under this item to schools and districts which submitted qualifying applications which were
4894 approved by the department in fiscal year 2009 and which including a minimum of an additional
4895 300 hours on a mandatory basis for all children attending that school; provided further, that in
4896 approving expanded learning time implementation grant applications, preference shall be given
4897 to districts with high poverty rates or a high percentage of students scoring in levels I or II on the
4898 Massachusetts Comprehensive Assessment System, those districts with proposals that have the
4899 greatest potential for district-wide impact, those districts that plan to utilize partnerships with
4900 community-based organizations and institutions of higher education, and those districts with
4901 proposals that include a comprehensive restructuring of the entire school day or year or both to
4902 maximize the use of the additional learning time; provided further, that the department shall
4903 approve implementation proposals that include an appropriate mix of additional time spent on
4904 core academics, additional time spent on enrichment opportunities such as small group tutoring,
4905 homework help, music, arts, sports, physical activity, health and wellness programs, project-

4906 based experiential learning and additional time for teacher preparation or professional
4907 development or both; provided further, that the department shall only approve implementation
4908 proposals that assume not more than \$1,300 per pupil per year in future state appropriations of
4909 expanded learning time implementation funds; provided further, that in extraordinary cases the
4910 department may exceed the \$1,300 per pupil per year limit; provided further, that the department
4911 shall review all qualified proposals and award approved grants not later than August 14, 2009;
4912 provided further, that in carrying out this item, funds may be expended by the department to
4913 evaluate the impact and effectiveness of the program; provided further, that the department shall
4914 issue a report, not later than February 2, 2010 on the implementation of plans in all participating
4915 districts; provided further, that said report shall include, but not be limited to: the names of
4916 schools and school districts participating; the number of students attending these schools and the
4917 nature and type of changes made in participating schools as a result of this program; provided
4918 further, that the report shall also include an anticipated budget for this program for the next fiscal
4919 year and a breakdown of the distribution of the \$1,300 per student by school; provided further,
4920 that said report shall be provided to the secretary of administration and finance, the senate
4921 president, the speaker of the house, the chairs of the house and senate committees on ways and
4922 means and the house and senate chairs of the joint committee on education; provided further, that
4923 any grant funds distributed from this item to a city, town, or regional school district shall be
4924 deposited with the treasurer of such city, town, or regional school district and held in a separate
4925 account and shall be expended by the school committee of such city, town or regional school
4926 district without further appropriation, notwithstanding any general or special law to the contrary;
4927 and provided further, that no funds shall be expended for personnel costs at the department of
4928 elementary and secondary education \$15,672,375

4929 7061-9600 For a discretionary grant pilot program with the purpose of providing
4930 monies to school districts and state public institutions of higher education partnering together to
4931 offer inclusive concurrent enrollment programs for students with disabilities as defined in section
4932 1 of chapter 71B of the General Law ages 18-22, inclusive; provided, that the grant program
4933 shall be limited to said students who are considered to have severe disabilities and have been
4934 unable to achieve the competency determination necessary to pass the Massachusetts
4935 comprehensive assessment system exam; provided further, that said students with disabilities
4936 shall be offered enrollment in credit and noncredit courses that include nondisabled students,
4937 including enrollment in noncredit courses and credit bearing courses in audit status for students
4938 who may not meet course prerequisites and requirements, and that the partnering school districts
4939 shall provide supports, services and accommodations necessary to facilitate a student's
4940 enrollment; provided further, that the department, in consultation with the department of higher
4941 education, shall develop guidelines to ensure that the grant program promotes civic engagement
4942 and mentoring of faculty in state institutions of higher education and supports college success,
4943 work success, participation in student life of the college community and provision of a free
4944 appropriate public education in the least restrictive environment; provided further, that funds
4945 may be distributed to the department of higher education in order to increase the capacity of
4946 public institutions of higher education to include students with severe disabilities in the
4947 concurrent enrollment pilot program; provided further, that funds may be allocated to the
4948 department of elementary and secondary education to provide training and technical assistance to
4949 school districts for program implementation; and provided further, that the department of
4950 elementary and secondary education, in consultation with the department of higher education,
4951 shall report to the house and senate committees on ways and means, the joint committee on

4952 education and the joint committee on higher education on said discretionary grant program not
4953 later than February 15, 2010 \$721,000

4954 7061-9604 For teacher preparations and certification \$1,599,351

4955 7061-9611 For grants or subsidies for after-school and out-of-school programs;
4956 provided, that preference shall be given to after-school proposals developed collaboratively by
4957 public and non-public schools and private community-based programs; provided further, that the
4958 department shall fund only those applications which contain accountability systems and
4959 measurable outcomes, under guidelines to be determined by the department in consultation with
4960 the department of early education and care; provided further, that applicants shall detail funds
4961 received from all public sources for existing after-school and out-of-school programs and the
4962 types of programs and type of students served by said funds; provided further, that funds may be
4963 directed to increase comprehensive after-school and out-of-school time programming to school
4964 age children and youth during the school year and the summer including, but not limited to, 21st
4965 century community learning centers programs; provided further, that funds from this item may
4966 be used for a variety of activities including, but not limited to: (1) academic tutoring and
4967 homework centers where content is linked to and based on the curriculum guidelines
4968 promulgated by said department; (2) programs which improve the health of students, including
4969 physical activities, athletics, nutrition and health education, and exercise, (3) art, theater, and
4970 music programs developed in collaboration with the Massachusetts cultural council, local
4971 cultural councils, or cultural organizations in the commonwealth funded by the Massachusetts
4972 cultural council; (4) enrichment activities not otherwise provided during the school day; (5)
4973 advanced study for the gifted and talented; and (6) community service programs; provided
4974 further, that the department of elementary and secondary education shall consult the executive

4975 office of health and human services and the department of early education and care to maximize
4976 the provision of wrap-around services and to coordinate programs and services for children and
4977 youth during after-school and out-of-school time programs; provided further, that the department
4978 shall select grant recipients not later than September 30, 2009, and shall report on the
4979 preliminary results of said grants not later than February 15, 2010, to the secretary of
4980 administration and finance, the house and senate chairs of the joint committee on education, and
4981 the chairs of the house and senate committees on ways and means; and provided further, that
4982 funds shall be expended to convene regional networks, to work with the department of
4983 elementary and secondary education and the department of early education and care to support
4984 the implementation of school-community partnerships and to submit a report not later than
4985 October 15, 2009, to the general court and the governor making recommendations relative to
4986 enhancing school-community partnerships and positive outcomes for children and youth through
4987 funding as provided in this item \$2,000,000

4988 7061-9612 For the school of excellence program at the Worcester Polytechnic
4989 Institute...\$1,300,000

4990 7061-9614 For the alternative education grant program established pursuant to section
4991 1N of chapter 69 of the General Laws; provided, that the commissioner shall allocate funds for
4992 both subsections (a) and (b) of said section 1N of said chapter 69; and provided further, that no
4993 funds shall be expended for personnel costs.....\$200,000

4994 7061-9619 For the purpose of funding the Benjamin Franklin Institute of Technology;
4995 provided, that the institute shall have access to the Massachusetts education computer system;
4996 and provided further, that the institute may join the state buying consortium \$1

4997 7061-9626 For grants and contracts with youth-build programs for the purposes of
4998 providing comprehensive youth-build services \$1,500,000

4999 7061-9634 For a transfer of this item to the Massachusetts Service Alliance, which
5000 shall be responsible for administering a competitive statewide grant program for public and
5001 private agencies to start or expand youth mentoring programs according to current best practices
5002 and for such purposes as advancing academic performance, self-esteem, social competence and
5003 workforce development; provided, that the department of elementary and secondary education
5004 shall transfer the amount appropriated in this item to the Massachusetts Service Alliance for the
5005 purpose of these grants; provided further, that in order to be eligible to receive funds from this
5006 item, each public or private agency shall provide a matching amount equal to \$1 for every \$1
5007 disbursed from this item; and provided further, that the Massachusetts Service Alliance shall
5008 submit a report detailing the impact of such grants, the expenditure of funds and the amount and
5009 source of matching funds raised to the department of elementary and secondary
5010 education..... \$517,320

5011 7061-9804 For teacher content training in math and science; provided, that said
5012 training shall include math specialist and Massachusetts test for educator licensure preparation;
5013 provided further, that funds from this item shall be expended on content based professional
5014 development in math and science, with a focus on increasing the content knowledge of
5015 elementary and middle school math and science teachers in districts with a high percentage of
5016 students scoring in level 1 or 2 on the math or science Massachusetts Comprehensive
5017 Assessment System exams, or in districts which are at risk of or determined to be
5018 underperforming in accordance with sections 1J and 1K of chapter 69 of the General Laws;
5019 provided further, that such professional development courses shall demonstrate proven,

5020 replicable results in improving teacher and student performance, and shall demonstrate the use of
5021 best practices, as determined by the department, including data comparing pre-training and post-
5022 training content knowledge; provided further, that the department shall report, not later than
5023 February 15, 2010, on the number of educators provided content training under this item, the
5024 estimated number of math and science teachers currently teaching without certification, and any
5025 legislative or regulatory recommendations necessary to make middle school and elementary
5026 math and science education more rigorous and data driven; provided further, that said report
5027 shall be provided to the secretary of administration and finance, the senate president, the speaker
5028 of the house, the chairs of the house and senate committees on ways and means and the house
5029 and senate chairs of the joint committee on education; and provided further, that no funds shall
5030 be expended for personnel costs \$386,227

5031 Department of Higher Education.

5032 7066-0000 For the operation of the department of higher education, the
5033 commonwealth's share of the cost of the compact for education, and its annual assessment to the
5034 New England Board of Higher Education; provided that the department shall recommend savings
5035 proposals that permit public institutions of higher education to achieve administrative and
5036 program cost reductions, resource re-allocation and program re-assessment and to utilize
5037 resources otherwise available to such institutions; and provided further, that in order to meet the
5038 estimated costs of employee fringe benefits provided by the commonwealth on account of
5039 employees of the Massachusetts State College Building Authority and the University of
5040 Massachusetts Building Authority, and in order to meet the estimated cost of heat, light, power
5041 and other services, if any, to be furnished by the commonwealth to projects of these authorities,
5042 the boards of trustees of the state colleges and the University of Massachusetts shall transfer to

5043 the General Fund from the funds received from the operations of the projects such costs, if any,
5044 as shall be incurred by the commonwealth for these purposes in the current fiscal year, as
5045 determined by the appropriate building authority, verified by the commissioner of higher
5046 education and approved by the secretary of administration and finance \$2,392,549

5047 7066-0015 For the community college workforce training incentive grant program
5048 established in section 15F of chapter 15A of the General Laws \$1,250,000

5049 7066-0019 For the department of higher education to make payments to public higher
5050 education institutions for the dual enrollment program allowing qualified high school students to
5051 take college courses; provided, that public higher education institutions may offer courses in high
5052 schools in addition to courses offered at the institutions or online if the number of students is
5053 sufficient \$750,000

5054 7066-0020 For the nursing and allied health workforce development initiative, to
5055 develop and support strategies that increase the number of public higher education faculty
5056 members and students who participate in programs that support careers in fields related to
5057 nursing and allied health; provided, that the amount appropriated in this item shall be transferred
5058 to the Massachusetts Nursing and Allied Health Workforce Development Trust Fund established
5059 in section 33 of chapter 305 of the acts of 2008; provided further, that funds shall be transferred
5060 to the Trust Fund according to an allotment schedule adopted by the executive office for
5061 administration and finance; and provided further, that the department of higher education shall
5062 provide monthly expenditure reports to the executive office for administration and finance and
5063 the house and senate committees on ways and means \$1,000,000

5064 7066-0025 For a scholarship program to provide financial assistance to Massachusetts
5065 students enrolled in and pursuing a program of higher education in any approved public or
5066 independent college, university, school of nursing, or any other approved institution furnishing a
5067 program of higher education; provided, that all scholarship programs receiving funding through
5068 this item shall follow the same guidelines as detailed in item 7070-0065 of section 2 of chapter
5069 182 of the acts of 2008; provided further, that funds from this item may be expended for the
5070 administration of the scholarship program; provided further, that the commissioner of higher
5071 education, in coordination with the Massachusetts state scholarship office, shall adopt
5072 regulations governing the eligibility and the awarding of financial assistance; provided further,
5073 that a program of financial aid to support the matriculation of certain persons at public and
5074 private institutions of higher learning who are in the custody of the department of children and
5075 families under a care and protection petition upon reaching the age of 18, or in the custody of the
5076 department matriculating at such an institution at an earlier age shall be funded from this item;
5077 provided further, that no such person shall be required to remain in the custody of the department
5078 beyond age 18 to qualify for such aid; and provided further, that this aid shall not exceed \$6,000
5079 per recipient per year; provided further, that this aid shall be granted after exhausting all other
5080 sources of financial support; provided further, that funds shall be expended for reimbursement of
5081 the adopted child and foster children tuition and fee waivers under section 19 of chapter 15A of
5082 the General Laws; and provided further, that no funds shall be distributed from this item prior to
5083 certification by the state and community colleges and the University of Massachusetts of the
5084 actual amount of tuition and fees waived for adopted and foster children attending public
5085 institutions of higher education under said section 19 of said chapter 15A that would otherwise

5086 have been retained by the campuses, according to procedures and regulations promulgated by the
5087 board of higher education \$89,024,779

5088 7077-0023 For a contract with the Tufts School of Veterinary Medicine; provided,
5089 that funds appropriated in this item shall be expended under the resident veterinary tuition
5090 remission plan submitted January 8, 1998, for supportive veterinary services provided to the
5091 commonwealth; provided further, that prior year costs may be paid from this item; provided
5092 further, that funds appropriated in this item shall support bioterrorism prevention research related
5093 to diseases that can be transmitted from animals to humans, in consultation with Massachusetts
5094 emergency authorities; and provided further, that the school shall work in consultation with the
5095 Norfolk County Agricultural School on veterinary programs \$2,500,000

5096 7520-0424 For a health and welfare reserve for eligible personnel employed at the
5097 community and state colleges \$5,494,616

5098 University of Massachusetts.

5099 7100-0200 For the operation of the University of Massachusetts, including capital
5100 lease payments to the Massachusetts Development Finance Agency and for annual operations of
5101 the advanced technology and manufacturing center, facilities costs associated with the college of
5102 visual and performing arts at the University of Massachusetts Dartmouth, and the University of
5103 Massachusetts Amherst Cranberry Station; provided, that notwithstanding any general or special
5104 law to the contrary, the university may establish and organize auxiliary organizations, subject to
5105 policies, rules and regulations adopted by the board, to provide essential functions which are
5106 integral to the educational mission of the university; provided further, that notwithstanding any
5107 general or special law to the contrary, the university may enter into leases of real property

5108 without prior approval of the division of capital asset management and maintenance; provided
5109 further, that funds may be expended for the operation of the University of Massachusetts
5110 Boston's Edward J. Collins Center for Public Management; provided further, that funds may be
5111 expended for the operation of the department of higher education's Commonwealth College
5112 honors program at the University of Massachusetts Amherst; provided further, that funds may be
5113 provided to the University of Massachusetts Medical School to enhance efforts to increase the
5114 number of graduating medical students in primary care specialties; provided further, that the
5115 governor may allocate \$83,431,964, made available through the American Recovery and
5116 Reinvestment Act of 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein; and
5117 provided further, that the university may expend funds from this item for the operation of an
5118 inner-city youth collaborative at the UMass Field Station on Nantucket to learn about the nature,
5119 ecology environment, science and history of the island; \$408,820,034

5120 7100-0300 For the operation of the Toxics Use Reduction Institute program at the
5121 University of Massachusetts Lowell, in accordance with section 6 of chapter 21I of the General
5122 Laws \$1,228,972

5123 7100-0700 For the operation of the office of dispute resolution at the University of
5124 Massachusetts Boston under section 46 of chapter 75 of the General Laws \$145,302

5125 State Colleges.

5126 7109-0100 For Bridgewater State College; provided, that the governor may allocate
5127 \$5,381,997, made available through the American Recovery and Reinvestment Act of 2009, Pub.
5128 L. No. 111-5, in addition to the amount appropriated herein \$34,153,292

5129 7110-0100 For Fitchburg State College; provided, that the governor may allocate
5130 \$3,595,755, made available through the American Recovery and Reinvestment Act of 2009, Pub.
5131 L. No. 111-5, in addition to the amount appropriated herein \$24,213,899

5132 7112-0100 For Framingham State College; provided, that the governor may allocate
5133 \$4,311,031, made available through the American Recovery and Reinvestment Act of 2009, Pub.
5134 L. No. 111-5, in addition to the amount appropriated herein \$20,541,080

5135 7113-0100 For the Massachusetts College of Liberal Arts; provided, that the governor
5136 may allocate \$2,063,217, made available through the American Recovery and Reinvestment Act
5137 of 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein \$12,309,513

5138 7114-0100 For Salem State College; provided, that the governor may allocate
5139 \$7,322,978, made available through the American Recovery and Reinvestment Act of 2009, Pub.
5140 L. No. 111-5, in addition to the amount appropriated herein \$32,501,837

5141 7115-0100 For Westfield State College; provided, that the governor may allocate
5142 \$3,038,220, made available through the American Recovery and Reinvestment Act of 2009, Pub.
5143 L. No. 111-5, in addition to the amount appropriated herein \$20,184,505

5144 7116-0100 For Worcester State College; provided, that the governor may allocate
5145 \$3,166,568, made available through the American Recovery and Reinvestment Act of 2009, Pub.
5146 L. No. 111-5, in addition to the amount appropriated herein \$20,501,687

5147 7117-0100 For the Massachusetts College of Art; provided, that the governor may
5148 allocate \$4,034,976, made available through the American Recovery and Reinvestment Act of
5149 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein \$11,167,184

5150 7118-0100 For the Massachusetts Maritime Academy; provided, that the governor
5151 may allocate \$2,969,817, made available through the American Recovery and Reinvestment Act
5152 of 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein \$11,107,771

5153 Community Colleges.

5154 7502-0100 For Berkshire Community College; provided, that the governor may
5155 allocate \$1,156,870, made available through the American Recovery and Reinvestment Act of
5156 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein \$8,226,345

5157 7503-0100 For Bristol Community College; provided, that the governor may allocate
5158 \$2,488,902, made available through the American Recovery and Reinvestment Act of 2009, Pub.
5159 L. No. 111-5, in addition to the amount appropriated herein \$13,687,490

5160 7504-0100 For Cape Cod Community College; provided, that the governor may
5161 allocate \$1,740,986, made available through the American Recovery and Reinvestment Act of
5162 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein; and provided further,
5163 that funding may be expended for the operation of the environmental technology, education and
5164 job training partnership \$9,829,611

5165 7505-0100 For Greenfield Community College; provided, that the governor may
5166 allocate \$1,159,094, made available through the American Recovery and Reinvestment Act of
5167 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein \$8,062,547

5168 7506-0100 For Holyoke Community College; provided, that the governor may
5169 allocate \$2,777,524, made available through the American Recovery and Reinvestment Act of
5170 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein \$15,973,761

5171 7507-0100 For Massachusetts Bay Community College; provided, that the governor
5172 may allocate \$1,756,918, made available through the American Recovery and Reinvestment Act
5173 of 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein \$12,286,568

5174 7508-0100 For Massasoit Community College; provided, that the governor may
5175 allocate \$2,938,912, made available through the American Recovery and Reinvestment Act of
5176 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein \$17,407,014

5177 7509-0100 For Mount Wachusett Community College; provided, that the governor
5178 may allocate \$2,407,460, made available through the American Recovery and Reinvestment Act
5179 of 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein \$10,427,486

5180 7510-0100 For Northern Essex Community College; provided, that the governor may
5181 allocate \$2,610,296, made available through the American Recovery and Reinvestment Act of
5182 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein \$16,554,154

5183 7511-0100 For North Shore Community College, including the post-secondary
5184 programs of the Essex Agricultural and Technical Institute operated by North Shore Community
5185 College; provided, that the governor may allocate \$2,964,511, made available through the
5186 American Recovery and Reinvestment Act of 2009, Pub. L. No. 111-5, in addition to the amount
5187 appropriated herein \$17,638,434

5188 7512-0100 For Quinsigamond Community College; provided, that the governor may
5189 allocate \$2,260,435, made available through the American Recovery and Reinvestment Act of
5190 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein \$12,974,525

5191 7514-0100 For Springfield Technical Community College; provided, that the
5192 governor may allocate \$3,976,095, made available through the American Recovery and
5193 Reinvestment Act of 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein
5194 \$20,720,495

5195 7515-0100 For Roxbury Community College; provided, that the governor may
5196 allocate \$2,104,852, made available through the American Recovery and Reinvestment Act of
5197 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein \$9,266,398

5198 7515-0121 For the Reggie Lewis Track and Athletic Center at Roxbury Community
5199 College; provided, that the college may expend an amount not to exceed \$529,843 received from
5200 fees, rentals, and facility expenses associated with the running and operation of national track
5201 meets, high school track meets, high school dual meets, Roxbury Community College athletic
5202 events, other special athletic events, conferences, meetings, and programs; and provided further,
5203 that only expenses for contracted services associated with these events and for the capital needs
5204 of the facility shall be funded from this item \$529,843

5205 7516-0100 For Middlesex Community College; provided, that the governor may
5206 allocate \$3,099,228, made available through the American Recovery and Reinvestment Act of
5207 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein \$16,979,751

5208 7518-0100 For Bunker Hill Community College; provided, that the governor may
5209 allocate \$3,180,594, made available through the American Recovery and Reinvestment Act of
5210 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein \$17,697,906

5211 EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY.

5212 Office of the Secretary.
5213 8000-0000 For the office of the secretary, including the administration of the
5214 committee on criminal justice and the highway safety bureau to provide matching funds for a
5215 federal planning and administration grant pursuant to 23 U.S.C. section 402 and the costs
5216 associated with the implementation of chapter 228 of the acts of 2000 \$1,988,884

5217 8000-0038 For the operation of a witness protection program pursuant to chapter
5218 263A of the General Laws \$348,491

5219 8000-0040 For police career incentives to reimburse certain cities and towns for
5220 career incentive salary increases for police officers
5221\$10,000,000

5222 Office of Chief Medical Examiner.

5223 8000-0105 For the operation of the office of the chief medical examiner established
5224 pursuant to chapter 38 of the General Laws; provided, that the agency shall submit a report to the
5225 house and senate committees on ways and means not later than January 15, 2010 detailing the
5226 caseload of said office; and provided further, that said report shall include, but not be limited to,
5227 the number of toxicology tests, the reduction of turnaround time of toxicology tests and the
5228 reduction of the case backlog, the number of autopsies performed, the number of cases under the
5229 office's jurisdiction, the number of external exams performed, the number of cases determined to
5230 be homicides, and the number of cremations performed under the office's jurisdiction in 2008
5231 and 2009 \$7,880,997

5232 State Police Crime Laboratory.

5233 8000-0106 For the operation and related costs of the state police crime laboratory;
5234 provided, that the analysis of narcotic drug synthetic substitutes, poisons, drugs, medicines, and
5235 chemicals shall be funded in this item in order to support the law enforcement efforts of the
5236 district attorneys, the state police and municipal police departments; provided further, that the
5237 agency shall contract with a public institution to conduct testing for criminal cases; provided
5238 further, that the agency shall enter into agreements with the various district attorneys to provide
5239 forensic services for criminal cases brought forth by the commonwealth; provided further, that
5240 the practices and procedures of the state police crime laboratory shall be informed by the
5241 recommendations of the Forensic Sciences Advisory Board; and provided further, that the
5242 agency shall report to the house and senate committees on ways and means and the joint
5243 committee on public safety and homeland security, not later than December 31, 2009,
5244 concerning, but not limited to, the detailing of the number of cases introduced to the CODIS
5245 database, the number of confirmations attained from the CODIS database, and the number of
5246 cases referred to district attorney delineated by county \$14,610,000

5247 Criminal History Systems Board.

5248 8000-0110 For the operation of the criminal history systems board; including criminal
5249 justice information services, criminal offender record information services, firearms support
5250 services, and victim services; provided further, that funds shall be expended for the purpose of
5251 enabling local housing authorities' access to criminal offender record information when
5252 qualifying applicants for state-assisted housing \$2,123,066

5253 8000-0122 For the office of the chief medical examiner which may expend for its
5254 operations an amount not to exceed \$1,700,000 in revenues collected from fees for services

5255 provided by the chief medical examiner; provided, that notwithstanding any general or special
5256 law to the contrary, for the purposes of accommodating timing discrepancies between the receipt
5257 of retained revenues and related expenditures, the agency may incur expenses and the
5258 comptroller may certify for payment amounts not to exceed the lower of this authorization or the
5259 most recent revenue estimate as reported in the state accounting system \$1,700,000

5260 Sex Offender Registry.

5261 8000-0125 For the operation of the sex offender registry program including, but not
5262 limited to, the costs of maintaining a computerized registry system and the classification of
5263 persons subject to the registry; provided, that the \$75 registration fee paid by convicted sex
5264 offenders shall be directed from the General Fund to the Massachusetts office for victim
5265 assistance \$3,983,913

5266 8000-0202 For the purchase and distribution of sexual assault evidence collection kits
5267 \$102,240

5268 8000-1700 For the provision of information technology services within the executive
5269 office of public safety and security \$21,264,358

5270 Department of State Police.

5271 8100-0000 For the administration and operation of the department of state police;
5272 provided, that the department shall expend funds from this item for the purpose of maximizing
5273 federal grants for the operation of a counter-terrorism unit; provided further, that the department
5274 shall maintain the division of field services which shall include, but not be limited to, the bureau
5275 of metropolitan district operations; provided further, that funds shall be expended from this item

5276 for the administration and operation of an automated fingerprint identification system and the
5277 motor carrier safety assistance program; provided further, that not fewer than 5 officers shall be
5278 provided to the disabled persons protection commission for the purpose of investigating cases of
5279 criminal abuse; provided further, that the department shall enter into an interagency agreement
5280 with the department of conservation and recreation to provide police coverage on department
5281 properties and parkways; provided further, that the creation of a new or the expansion of the
5282 existing statewide communications network shall include the office of law enforcement in the
5283 executive office of energy and environmental affairs at no cost to, or compensation from, that
5284 office; provided further, that there shall be a study submitted to the house and senate committees
5285 on ways and means not later than January 30, 2010, on traffic details worked by the department
5286 of state police, including troops A, B, C, D, E, F, and H, over the last 5 years, which shall detail,
5287 on a monthly basis: the total number of hours worked on traffic details by state police officers,
5288 the total amount paid to state police officers for traffic details, the standard hourly rates for
5289 traffic details performed by state police officers and the city or town in which traffic details are
5290 performed by state police officers; and provided further, that the department may expend funds
5291 from this item for the administration of budgetary, procurement, fiscal, human resources, payroll
5292 and other administrative services of the office of the chief medical examiner, the municipal
5293 police training committee and the criminal history systems board \$231,222,904

5294 General Fund 70.00%

5295 Highway Fund30.00%

5296 8100-0006 For private police details; provided, that the department may expend up to
5297 \$19,000,000 in revenues collected from fees charged for private police details and for the costs

5298 of administering such details; and provided further, that notwithstanding any general or special
5299 law to the contrary, the department may incur, and the comptroller may certify for payment,
5300 expenses and liabilities during fiscal year 2010 to be charged to this item in an amount not to
5301 exceed the lower of this authorization or the most recent revenue estimate as reported in the state
5302 accounting system for the purposes stated in this item to accommodate the delayed receipt of
5303 revenues authorized to be retained in this item during fiscal year 2010 \$19,000,000

5304 8100-0007 For the overtime of state police officers, including the operation of the
5305 drug enforcement task force; provided, that the department shall furnish, on a quarterly basis, a
5306 report to the house and senate committees on ways and means outlining by category, the division
5307 and cost in which overtime hours were worked and a detailed report on the department's efforts
5308 to reduce overtime use \$5,000,000

5309 General Fund 70.00%

5310 Highway Fund 30.00%

5311 8100-0011 For the department of state police which may expend an amount not to
5312 exceed \$3,000,000 for certain police activities provided pursuant to agreements authorized in this
5313 item; provided, that for fiscal year 2010, the colonel of state police may enter into service
5314 agreements with the commanding officer or other person in charge of a military reservation of
5315 the United States located in the Massachusetts Development Finance Agency, established in
5316 chapter 23G of the General Laws; provided further, that such agreements shall establish the
5317 responsibilities pertaining to the operation and maintenance of police services including, but not
5318 limited to: (a) provisions governing payment to the department for the cost of regular salaries,
5319 overtime, retirement and other employee benefits; and (b) provisions governing payment to the

5320 department for the cost of furnishings and equipment necessary to provide such police services;
5321 provided further, that the department may charge any recipients of police services for the cost of
5322 such services, as authorized by this item; provided further, that the department may retain the
5323 revenue so received and expend such revenue as necessary pursuant to this item to provide the
5324 agreed level of services; provided further, that the colonel may enter into service agreements as
5325 may be necessary to enhance the protection of persons, as well as assets and infrastructure
5326 located within the commonwealth, from possible external threat or activity; provided further, that
5327 such agreements shall establish the responsibilities pertaining to the operation and maintenance
5328 of police services including, but not limited to: (a) provisions governing payment to the
5329 department for the cost of regular salaries, overtime, retirement and other employee benefits; and
5330 (b) provisions governing payment to the department for the cost of equipment necessary to
5331 provide such police services; provided further, that the department may charge any recipients of
5332 police services for the cost of such services, as authorized by this item; provided further, that the
5333 department may retain the revenue so received and expend such revenue as necessary pursuant to
5334 this item to provide the agreed level of services; provided further, that the colonel may expend
5335 from this item costs associated with joint federal and state law enforcement activities from
5336 federal reimbursements received therefor; and provided further, that notwithstanding any general
5337 or special law to the contrary, for the purposes of accommodating discrepancies between the
5338 receipt of retained revenues and related expenditures, the department may incur expenses and the
5339 comptroller may certify for payment amounts not to exceed the lower of this authorization or the
5340 most recent revenue estimate \$3,000,000

5341 General Fund 70.00%

5342 Highway Fund30.00%

5343 8100-0012 For the department of state police; provided, that the department may
5344 expend for the costs of security services provided by state police officers, including overtime and
5345 administrative costs, an amount not to exceed \$550,000 from fees charged for these services;
5346 provided, that notwithstanding any general or special law to the contrary, for the purpose of
5347 accommodating timing discrepancies between the receipt of retained revenues and related
5348 expenditures, the department may incur expenses and the comptroller may certify for payment
5349 amounts not to exceed the lower of this authorization or the most recent revenue estimate
5350 therefor as reported in the state accounting system \$550,000

5351 8100-0020 For the department of state police which may expend an amount not to
5352 exceed \$35,000 in fees charged for the use of the statewide telecommunications system for the
5353 maintenance of the system \$35,000

5354 8100-0101 For the department of state police which may expend for the Governor's
5355 Auto Theft Strike Force an amount not to exceed \$331,200 from fees for services performed
5356 through the auto etching program and from assessments upon the insurance industry
5357 \$331,200

5358 8100-0111 For a grant program, to be known as the Senator Charles E. Shannon, Jr.
5359 Community Safety Initiative, to be administered by the executive office of public safety and
5360 security, to support regional, multidisciplinary approaches to combat gang violence through
5361 coordinated programs for prevention and intervention, coordinated law enforcement, including
5362 regional gang task forces and regional crime mapping strategies, focused prosecutions and
5363 reintegration strategies for ex-convicts; provided, that the secretary of public safety and security
5364 shall distribute grant funds through a competitive grant program that gives preference to

5365 applications that: (a) demonstrate high levels of youth violence, gang problems and substance
5366 abuse in a region; (b) demonstrate a commitment to regional, multijurisdictional strategies to
5367 deal with such community safety issues, including written commitments for municipalities, law
5368 enforcement agencies, community-based organizations and government agencies to work
5369 together; (c) clearly outline a comprehensive plan for municipalities to work with law
5370 enforcement, community-based organizations and government agencies to address gang activity;
5371 (d) make a written commitment to match grant funds with a 25 per cent match provided by either
5372 municipal or private contributions; and (e) identify a local governmental unit to serve as fiscal
5373 agent; provided further, that clusters of municipalities, in partnership with nonprofit
5374 organizations and other agencies, including district attorneys' offices, may apply for such funds;
5375 provided further, that such funds shall be considered 1-time grants awarded to public agencies
5376 and shall not annualize into fiscal year 2010 or subsequent years; provided further, that
5377 administrative costs for successful grant applications shall not exceed 3 per cent of the value of
5378 the grant; provided further, that no grants shall be awarded to the department of state police;
5379 provided further, that no grant funds shall be expended on food or beverages; provided further,
5380 that the executive office of public safety and security shall publish guidelines and an application
5381 for the competitive portion of the grant program not later than August 15, 2009; provided further,
5382 that awards shall be made to applicants not later than December 15, 2009 \$6,500,000

5383 Municipal Police Training Committee.

5384 8200-0200 For the operation of veteran, reserve and in-service training programs
5385 conducted by the municipal police training committee; provided, that no expenditures shall be
5386 made, on or after the effective date of this act, which would cause the commonwealth's

5387 obligation for the purpose of this item to exceed the amount appropriated in this item

5388 \$2,883,088

5389 8200-0222 The committee may collect and expend an amount not to exceed \$900,000
5390 for the purposes of providing training to new recruits; provided, that the committee shall charge
5391 \$2,500 per recruit for the training; provided further, that notwithstanding any general or special
5392 law to the contrary, the committee shall charge a fee of \$2,500 per person for training programs
5393 operated by the committee for all persons who begin training on or after July 1, 2009; provided
5394 further, that the fee shall be retained and expended by the committee; provided further, that the
5395 trainee or, if the trainee is a recruit, the municipality in which the recruit shall serve, shall
5396 provide the fee in full to the committee no later than the first day of orientation for the program
5397 in which such trainee or recruit has enrolled; provided further, that no recruit or person shall
5398 begin training unless the municipality or the person has provided the fee in full to the committee;
5399 provided further, that for recruits of municipalities, upon the completion of the program, the
5400 municipality shall deduct the fee from the recruit's wages in 23 equal monthly installments,
5401 unless otherwise negotiated between the recruit and the municipality in which the recruit shall
5402 serve; provided further, that if a recruit withdraws from the training program before graduation,
5403 the committee shall refund the municipality in which the recruit was to have served a portion of
5404 the fee according to the following schedule: if a recruit withdraws from the program before the
5405 start of week 2, 75 per cent of the payment shall be refunded; if a recruit withdraws from the
5406 program after the start of week 2 but before the start of week 3, 50 per cent of the fee shall be
5407 refunded; if a recruit withdraws from the program after the start of week 3 but before the start of
5408 week 4, 25 per cent of the fee shall be refunded; if a recruit withdraws after the start of week 4,
5409 the fee shall not be refunded; provided further, that a recruit who withdraws from the program

5410 shall pay the municipality in which he was to have served the difference between the fee and the
5411 amount forfeited by the municipality according to the schedule; provided further, that the
5412 schedule shall also apply to trainees other than recruits who enroll in the program; provided
5413 further, that no expenditures shall be charged to this item that are not directly related to new
5414 recruit training; provided further, that no expenditures shall be charged to this item that are
5415 related to chief, veteran, in-service, or reserve training, or any training not directly related to new
5416 recruits; provided further, that the committee shall submit a report on the status of recruit
5417 training, including the number of classes, start and end dates of each class, total number of
5418 recruits enrolled and graduating in each class, cost per recruit and cost per class for fiscal years
5419 2009 and 2010; provided further, that the report shall be submitted to the house and senate
5420 committees on ways and means no later than January 1, 2010; and provided further, that for the
5421 purposes of accommodating discrepancies between the receipt of retained revenues and related
5422 expenditures, the committee may incur expenses and the comptroller may certify for payment
5423 amounts not to exceed the lower of this authorization or the most recent revenue estimate as
5424 reported in the state accounting system \$900,000

5425 Department of Public Safety.

5426 8311-1000 For the administration of the department of public safety, including the
5427 board of building regulations and standards and the architectural access board; provided, that the
5428 department may charge fees for permitting the operation of amusement devices and to support
5429 the department's participation in the Council for Amusement and Recreational Equipment
5430 Safety; and provided further, that the department may charge fees for amusement operator
5431 certification \$1,921,584

5432 8315-1000 For the administrative costs of the division of inspections; provided, that
5433 the expenses of the state boxing commission shall be paid from this item; provided further, that a
5434 doctor's certificate from another state shall be accepted as evidence of an eye examination;
5435 provided further, that no funds shall be expended from this item for the salaries of the
5436 commissioner or deputy commissioner of public safety; provided further, that the department
5437 shall employ not less than 42 full-time equivalent elevator inspectors, including an additional
5438 engineer inspector; provided further, that such additional engineer inspector's duties shall
5439 include, but not be limited to, administering pipefitter license examinations; provided further,
5440 that any such additional engineer inspector and elevator inspector shall be regular state
5441 employees compensated from the AA object class of this item; provided further, that the division
5442 shall develop reasonable rules or promulgate regulations for the granting of hardship fee
5443 exemptions to certain owners or persons in control of a building or domicile in which an elevator
5444 is operated; provided further, that the division shall report to the house and senate committees on
5445 ways and means on the elevator inspection backlog not later than October 1, 2009; provided
5446 further, that the division shall maintain an electronic database that shall include, but not be
5447 limited to, the location and a categorical classification of buildings in which inspections are
5448 conducted; and provided further, that the division shall inspect all elevators in the state house and
5449 the John W. McCormack state office building \$4,930,555

5450 8315-1020 For the department of public safety which may expend not more than
5451 \$1,816,997 in revenues collected from fees for annual elevator and amusement park ride
5452 inspections; provided, that funds shall be expended for the operation of the department and for
5453 the purposes of addressing the existing elevator inspection backlog; provided further, that the
5454 department shall make efforts to employ inspectors that will perform overnight and weekend

5455 inspections as their regular work shift; provided further, that the department shall provide a full
5456 waiver of the inspection fee for an individual who requires a wheelchair lift as a medical
5457 necessity and whose annual income does not exceed the maximum allowable federal
5458 Supplemental Security Income benefit, or \$7,236 a year, whichever is greater; and provided
5459 further, that notwithstanding any general or special law to the contrary, for the purpose of
5460 accommodating timing discrepancies between the receipt of retained revenues and related
5461 expenditures, the department may incur expenses and the comptroller may certify for payment
5462 amounts not to exceed the lower of this authorization or the most recent revenue estimate as
5463 reported in the state accounting system \$1,816,997

5464 8315-1025 For the department of public safety which may collect and expend an
5465 amount not to exceed \$130,000 for the purposes of providing state building code training and
5466 courses for instruction; provided, that the agency may charge fees for the classes and education
5467 materials associated with administering training; and provided further, that for the purposes of
5468 accommodating discrepancies between the receipt of retained revenues and related expenditures,
5469 the department may incur expenses and the comptroller may certify for payment amounts not to
5470 exceed the lower of this authorization or the most recent revenue estimate as reported in the state
5471 accounting system \$130,000

5472 Department of Fire Services.

5473 8324-0000 For the administration of the department of fire services, including the
5474 state fire marshal's office, the hazardous materials emergency response program, the board of
5475 fire prevention regulations, under section 4 of chapter 22D of the General Laws, the expenses of
5476 the fire safety commission, and the Massachusetts firefighting academy, including the

5477 Massachusetts fire training council certification program, municipal and non-municipal fire
5478 training, and expenses of the council; provided, that the fire training program shall use the split
5479 days option; provided further, that not less than \$1,200,000 shall be expended for the SAFE
5480 program, which shall include information about the fire risks caused by smoking; provided
5481 further, that not less than \$1,750,000 shall be provided for the Boston fire department training
5482 academy; provided further, that \$100,000 shall be expended to Norfolk county to maintain and
5483 improve services of the Norfolk county regional fire & rescue dispatch center; provided further,
5484 that \$1,296,000 shall be provided for the commonwealth's hazardous material response teams;
5485 provided further, that \$500,000 shall be provided for the Boston, Cambridge and Everett fire
5486 department hazardous material response teams; provided further, that not less than \$100,000
5487 shall be expended for critical incident stress intervention for the fire departments of the cities,
5488 towns and the fire districts of the commonwealth, including but not limited to consultant
5489 services, training, equipment and supplies; provided further, that notwithstanding any general or
5490 special law to the contrary, 100 per cent of the amount appropriated in this item for the
5491 administration of the department of fire services, the state fire marshal's office and the
5492 Massachusetts firefighting academy shall be assessed upon insurance companies writing fire,
5493 homeowners multiple peril or commercial multiple peril policies on property situated in the
5494 commonwealth and paid within 30 days after receipt of notice of such assessment from the
5495 commissioner of insurance; provided further, that notwithstanding any general or special law to
5496 the contrary, 100 per cent of the amount appropriated in this item for the operation of the
5497 hazardous materials emergency response program shall be assessed upon insurance companies
5498 writing commercial multiple peril, non-liability portion, policies on property situated in the
5499 commonwealth and commercial auto liability policies as referenced in line 5.1 and line 19.4,

5500 respectively, in the most recent annual statement on file with the commissioner of insurance; and
5501 provided further, that not more than 10 per cent of the amount designated for the arson
5502 prevention program shall be expended for the administrative cost of the program \$15,609,693

5503 8324-0304 For the department of fire services; provided, that the department may
5504 expend for the purposes of enforcement and training an amount not to exceed \$25,000 from
5505 revenue generated under chapter 148A of the General Laws and sections 8 and 9 of chapter 304
5506 of the acts of 2004 \$25,000

5507 Military Division.

5508 8700-0001 For the operation of the military division, including the offices of the
5509 adjutant general and state quartermaster, the armories, the camp Curtis Guild rifle range and
5510 certain national guard aviation facilities; provided, that notwithstanding chapter 30 of the
5511 General Laws, certain military personnel in the military division may be paid salaries according
5512 to military pay grades; and provided further, that the adjutant general shall maintain a roster of
5513 Massachusetts veterans as directed by section 15 of chapter 33 of the General Laws

5514 \$9,207,659

5515 8700-1140 The military division may expend for the costs of national guard missions
5516 and division operations an amount not to exceed \$1,400,000 from fees charged for the non-
5517 military rental or use of armories and from reimbursements generated by national guard missions

5518 \$1,400,000

5519 8700-1150 For reimbursement of the costs of the Massachusetts national guard tuition
5520 and fee waivers under section 19 of chapter 15A of the General Laws; provided, that no funds
5521 shall be distributed from this item prior to certification by the state and community colleges and

5522 the University of Massachusetts of the actual amount of tuition and fees waived for national
5523 guard members attending public institutions of higher education under said section 19 of said
5524 chapter 15A that would otherwise have been retained by the campuses, according to procedures
5525 and regulations promulgated by the military division of the Massachusetts national guard;
5526 provided further, that funds from this item may be expended through August 31, 2010 for the
5527 reimbursement of the tuition and fees waived for classes taken during the summer months

5528 \$4,031,738

5529 8700-1160 For life insurance premiums under section 88B of chapter 33 of the
5530 General Laws \$1,575,900

5531 Massachusetts Emergency Management Agency.

5532 8800-0001 For the operations of the Massachusetts emergency management agency;
5533 provided, that expenditures from this item shall be contingent upon the prior approval of the
5534 proper federal authorities \$1,370,077

5535 8800-0100 For the Pilgrim Nuclear Power Plant Nuclear Safety Preparedness
5536 Program of the Massachusetts emergency management agency; provided, that the costs of the
5537 program, including fringe benefits and indirect costs, shall be assessed upon Nuclear Regulatory
5538 Commission licensees operating nuclear power generating facilities in the commonwealth;
5539 provided further, that the department of public utilities shall develop an equitable method of
5540 apportioning such assessments among such licensees; and provided further, that such
5541 assessments shall be paid during the current fiscal year as provided by the department

5542 \$386,359

5543 8800-0200 For the Seabrook and Vermont Yankee Power Plants Nuclear Safety
5544 Preparedness Program; provided, that the cost of the program, including associated fringe
5545 benefits and indirect costs, shall be assessed on electric companies in the commonwealth which
5546 own, in whole or in part, or purchase power from, nuclear power plants located outside the
5547 commonwealth whose nuclear power plant areas, as defined in section 2B of chapter 639 of the
5548 acts of 1950 include communities located within the commonwealth and shall be credited to the
5549 General Fund; provided further, that the department of public utilities shall develop an equitable
5550 method of apportioning such assessments among the licensees; provided further, that such
5551 assessments shall be paid during the current fiscal year as provided by the department; and
5552 provided further, that for the purposes of this item, “electric companies” shall mean all persons,
5553 firms, associations and private corporations which own or operate works or a distributing plant
5554 for the manufacture and sale or distribution and sale of electricity within the commonwealth, but
5555 shall not include municipalities or municipal light plants \$282,839

5556 Department of Correction.

5557 8900-0001 For the operation of the department of correction; provided, that the
5558 department shall expend not less than \$1,010,500 for cities and towns hosting facilities; provided
5559 further that before closing any correctional facility, the commissioner of correction and the
5560 secretary of public safety and security shall report to the house and senate committees on ways
5561 and means and the joint committee on public safety on the per-inmate cost of incarceration in the
5562 closing facility, and the per-inmate cost in the facilities to which inmates will be moved;
5563 provided further, that in an effort to monitor and reduce current levels of over-classification, the
5564 department of correction shall provide quarterly reports to the joint committee on public safety
5565 and the house and senate committees on ways and means with data on the number of prisoners at

5566 each security level; and provided further, that the department may expend funds appropriated in
5567 this item for the administration of budgetary, procurement, fiscal, human resources, payroll and
5568 other administrative services of the parole board and the sex offender registry board...

5569 \$521,112,630

5570 8900-0010 For prison industries and farm services \$2,620,247

5571 8900-0011 For a prison industries and farm services revenue retention account;
5572 provided, that the department may expend an amount not to exceed \$2,600,000 from revenues
5573 collected from the sale of products, for materials, supplies, equipment, maintenance of facilities
5574 and compensation of employees of the program; and provided further, that all expenditures from
5575 this item shall be subject to chapter 29 of the General Laws and recorded on the Massachusetts
5576 management accounting and reporting system \$2,600,000

5577 8900-0045 For the department of correction which may expend for the operation of
5578 the department, including personnel-related expenses, an amount not to exceed \$3,000,000 from
5579 revenues received from federal inmate reimbursements; provided, that \$900,000 from these
5580 reimbursements shall not be available for expenditure and shall be deposited in the General Fund
5581 before the retention by the department of any of these reimbursements; and provided further, that
5582 notwithstanding any general or special law to the contrary, for the purpose of accommodating
5583 timing discrepancies between the receipt of retained revenues and related expenditures, the
5584 department may incur expenses and the comptroller may certify for payment amounts not to
5585 exceed the lower of this authorization or the most recent revenue estimate as reported in the state
5586 accounting system \$3,000,000

5587 8900-1100 For re-entry programs at the department of correction intended to reduce
 5588 recidivism rates \$594,745

 5589 County Correction.

 5590 8910-0000 For a reserve to provide funds for certain costs of the Barnstable, Bristol,
 5591 Dukes, Nantucket, Norfolk, Plymouth and Suffolk sheriffs' departments including, but not
 5592 limited to, employee health care, retirement, and Plymouth correctional facility debt service;
 5593 provided, that the county finance review board shall consult the public employee retirement
 5594 administration commission about sheriff employee retirement costs before distributing funds to
 5595 county retirement systems; provided further, that the secretary of administration and finance may
 5596 transfer from the sum appropriated in this item to other items of appropriation; provided further,
 5597 that the transfers may be expended solely for the purposes authorized by the secretary; and
 5598 provided further, that the county government finance review board shall approve all transfers
 5599 from this item \$70,407,014

 5600 8910-0002 For the administration of a sex offender warrant unit program in the
 5601 Barnstable county sheriff's office; provided, that the unit shall support the regional Cape Cod sex
 5602 offender management task force, provide address verification and maintain a regional sex
 5603 offender database for local law enforcement \$63,900

 5604 8910-0003 For 2 regional behavioral evaluation and stabilization units to provide
 5605 forensic mental health services within existing physical facilities for incarcerated persons in the
 5606 care of correctional facilities; and provided further, that the department of mental health shall
 5607 maintain monitoring and quality review functions of the units \$2,186,871

5608 8910-0010 For the purpose of funding expenses for services provided to inmates of
5609 county correctional facilities by the department of public health's Lemuel Shattuck hospital;
5610 provided, that the department shall notify the county government finance review board and the
5611 comptroller of all such expenses; provided further, that not more than 30 days after receiving
5612 such notification, the board shall certify to the comptroller the amount of these expenses to be
5613 charged to this item; provided further, that upon receiving such certification, the comptroller
5614 shall effect the transfer of such amount from this item to item 4590-0903 of section 2B; and
5615 provided further, that actual and projected payments shall be considered expenditures and
5616 reflected in each sheriff's spending plan \$2,172,244

5617 Sheriffs.

5618 8910-0102 For the operation of the Hampden sheriff's department; provided, that the
5619 sheriff shall report to the house and senate committees on ways and means on the average
5620 monthly inmate population in the county starting not later than August 1, 2009; and provided
5621 further, that all pharmacy services shall be paid through the state office of pharmacy services
5622 chargeback, item 4510-0108 of section 2B \$67,704,000

5623 8910-0105 For the operation of the Worcester sheriff's department; provided, that the
5624 sheriff shall report to the house and senate committees on ways and means on the average
5625 monthly inmate population in the county starting not later than August 1, 2009; provided further,
5626 that all pharmacy services shall be paid through the state office of pharmacy services
5627 chargeback, item 4510-0108 of section 2B, not later than June 30, 2010; and provided further,
5628 that upon transitioning to the state office of pharmacy services, no charge or contract shall be

5629 made with an alternate vendor to provide pharmacy services other than the state office of
5630 pharmacy services \$41,860,367

5631 8910-0107 For the operation of the Middlesex sheriff's department; provided, that the
5632 sheriff shall report to the house and senate committees on ways and means on the average
5633 monthly inmate population in the county starting not later than August 1, 2009; provided further,
5634 that all pharmacy services shall be paid through the state office of pharmacy services
5635 chargeback, item 4510-0108 of section 2B, not later than June 30, 2010; and provided further,
5636 that upon transitioning to the state office of pharmacy services, no charge or contract shall be
5637 made with an alternate vendor to provide pharmacy services other than the state office of
5638 pharmacy services \$62,067,366

5639 8910-0108 For the operation of the jail, house of correction and any other statutorily-
5640 authorized facilities and functions under the administration of the office of the sheriff of Franklin
5641 county; provided, that the sheriff shall report to the house and senate committees on ways and
5642 means on the average monthly inmate population in the county starting not later than August 1,
5643 2009; and provided further, that all pharmacy services shall be paid through the state office of
5644 pharmacy services chargeback, item 4510-0108 of section 2B \$9,058,057

5645 8910-0110 For the operation of the Hampshire sheriff's department; provided, that the
5646 sheriff shall report to the house and senate committees on ways and means on the average
5647 monthly inmate population in the county starting not later than August 1, 2009; and provided
5648 further, that all pharmacy services shall be paid through the state office of pharmacy services
5649 chargeback, item 4510-0108 of section 2B \$12,117,948

5650 8910-0145 For the operation of the Berkshire sheriff's department; provided, that the
5651 sheriff shall report to the house and senate committees on ways and means on the average
5652 monthly inmate population in the county starting not later than August 1, 2009; provided further,
5653 that all pharmacy services shall be paid through the state office of pharmacy services
5654 chargeback, item 4510-0108 of section 2B, not later than June 30, 2010; and provided further,
5655 that upon transitioning to the state office of pharmacy services, no charge or contract shall be
5656 made with an alternate vendor to provide pharmacy services other than the state office of
5657 pharmacy services \$14,880,653

5658 8910-0160 For the Middlesex sheriff's department which may expend for the
5659 operation of the department an amount not to exceed \$850,000 from federal inmate
5660 reimbursements; provided, that notwithstanding any general or special law to the contrary, for
5661 the purpose of accommodating timing discrepancies between the receipt of retained revenues and
5662 related expenditures, the department may incur expenses and the comptroller may certify for
5663 payment amounts not to exceed the lower of this authorization or the most recent revenue
5664 estimate as reported in the state accounting system \$850,000

5665 8910-0188 For the Franklin sheriff's department which may expend for the operation
5666 of the department an amount not to exceed \$2,600,000 from federal inmate reimbursements;
5667 provided, that notwithstanding any general or special law to the contrary, for the purpose of
5668 accommodating timing discrepancies between the receipt of retained revenues and related
5669 expenditures, the department may incur expenses and the comptroller may certify for payment
5670 amounts not to exceed the lower of this authorization or the most recent revenue estimate as
5671 reported in the state accounting system \$2,600,000

5672 8910-0445 For the Berkshire sheriff's department which may expend for the
5673 operation of the department an amount not to exceed \$250,000 from revenues generated from the
5674 operation of the Berkshire county communication center's 911 dispatch operations and other law
5675 enforcement related activities \$250,000

5676 8910-0446 For the Berkshire sheriff's department which may expend for the
5677 operation of the department an amount not to exceed \$1,000,000 from revenues collected from
5678 the city of Pittsfield public school system; provided, that notwithstanding any general or special
5679 law to the contrary, for the purpose of accommodating timing discrepancies between the receipt
5680 of retained revenues and related expenditures, the sheriff's office may incur expenses and the
5681 comptroller may certify for payment amounts not to exceed the lower of this authorization or the
5682 most recent revenue estimate as reported in the state accounting system \$1,000,000

5683 8910-0619 For the operation of the Essex sheriff's department; provided, that the
5684 sheriff shall report to the house and senate committees on ways and means on the average
5685 monthly inmate population in the county starting not later than August 1, 2009; and provided
5686 further, that all pharmacy services shall be paid through the state office of pharmacy services
5687 chargeback, item 4510-0108 of section 2B \$46,061,434

5688 8910-1000 For the Hampden sheriff's department which may expend for prison
5689 industries programs an amount not to exceed \$1,594,460 from revenues collected from the sale
5690 of prison industries products \$1,844,458

5691 8910-1100 For the Middlesex sheriff's department which may expend for prison
5692 industries programs an amount not to exceed \$100,000 from revenues collected from the sale of
5693 prison industries products \$100,000

5694 8910-1112 For the Hampshire sheriff's department which may expend for the
5695 operation of the Hampshire county regional lockup at the Hampshire county jail an amount not
5696 to exceed \$250,000 in revenue; provided, that that the sheriff shall enter into agreements to
5697 provide detention services to various law enforcement agencies and municipalities and shall
5698 determine and collect fees for those detentions from the law enforcement agencies and
5699 municipalities \$250,000

5700 8910-2222 For the Hampden sheriff's department which may expend for the
5701 operation of the department an amount not to exceed \$320,000 from federal inmate
5702 reimbursements; provided, that \$312,000 from the reimbursements shall not be available for
5703 expenditure and shall be deposited into the General Fund before the retention by the department
5704 of any of these reimbursements; and provided further, that notwithstanding any general or special
5705 law to the contrary, for the purpose of accommodating timing discrepancies between the receipt
5706 of retained revenues and related expenditures, the department may incur expenses and the
5707 comptroller may certify for payment amounts not to exceed the lower of this authorization or the
5708 most recent revenue estimate as reported in the state accounting system \$320,000

5709 8910-6619 For the Essex sheriff's department which may expend for the operation of
5710 the department an amount not to exceed \$2,000,000 from revenues received from federal inmate
5711 reimbursements; provided, that \$150,000 from the reimbursements shall not be available for
5712 expenditure and shall be deposited quarterly into the General Fund before the retention by the
5713 department of any of these revenues as certified by the comptroller; and provided further, that
5714 notwithstanding any general or special law to the contrary, for the purpose of accommodating
5715 timing discrepancies between the receipt of retained revenues and related expenditures, the
5716 department may incur expenses and the comptroller may certify for payment amounts not to

5717 exceed the lower of this authorization or the most recent revenue estimate as reported in the state
5718 accounting system \$2,000,000

5719 8910-7100 For the Massachusetts Sheriffs Association which may expend for its
5720 operation an amount not to exceed \$344,790 in revenue collected from voluntary contributions
5721 from all sheriffs; provided, that the sheriffs shall appoint persons to serve as executive director,
5722 assistant executive director and research director and other staff positions as necessary for the
5723 purpose of coordination and standardization of services and programs, the collection and analysis
5724 of data related to incarceration and recidivism and generation of reports, technical assistance and
5725 training to ensure standardization in organization, operations, and procedures; provided further,
5726 that this staff shall not be subject to section 45 of chapter 30 of the General Laws or chapter 31
5727 of the General Laws and shall serve at the will and pleasure of a majority of sheriffs; provided
5728 further, that the executive director of the association shall submit a report that shows the amounts
5729 of all grants awarded to each sheriff in fiscal year 2009; and provided further, that the report
5730 shall be submitted to the house and senate committees on ways and means not later than
5731 February 1, 2010 \$344,790

5732 8910-8200 For the operation of the Barnstable sheriff's department; provided, that the
5733 sheriff shall report to the house and senate committees on ways and means on the average
5734 monthly inmate population in the county starting not later than August 1, 2009; provided further,
5735 that all pharmacy services shall be paid through the state office of pharmacy services
5736 chargeback, item 4510-0108 of section 2B, not later than June 30, 2010; and provided further,
5737 that upon transitioning to the state office of pharmacy services, no charge or contract shall be
5738 made with an alternate vendor to provide pharmacy services other than the state office of
5739 pharmacy services \$21,176,700

5740 8910-8210 For the Barnstable sheriff's department which may expend for the
5741 operation of the department an amount not to exceed \$250,000 from revenues received from
5742 federal inmate reimbursements; provided, that notwithstanding any general or special law to the
5743 contrary, for the purpose of accommodating timing discrepancies between the receipt of retained
5744 revenues and related expenditures, the department may incur expenses and the comptroller may
5745 certify for payment amounts not to exceed the lower of this authorization or the most recent
5746 revenue estimate as reported in the state accounting system \$250,000

5747 8910-8300 For the operation of the Bristol sheriff's department; provided, that the
5748 sheriff shall report to the house and senate committees on ways and means on the average
5749 monthly inmate population in the county starting not later than August 1, 2009; and provided
5750 further, that all pharmacy services shall be paid through the state office of pharmacy services
5751 chargeback, item 4510-0108 of section 2B \$27,256,334

5752 8910-8310 For the Bristol sheriff's department which may expend for the operation of
5753 the department an amount not to exceed \$6,500,000 from revenues received from federal inmate
5754 reimbursements; provided, that notwithstanding any general or special law to the contrary, for
5755 the purpose of accommodating timing discrepancies between the receipt of retained revenues and
5756 related expenditures, the department may incur expenses and the comptroller may certify for
5757 payment amounts not to exceed the lower of this authorization or the most recent revenue
5758 estimate as reported in the state accounting system \$6,500,000

5759 8910-8400 For the operation of the Dukes sheriff's department; provided, that the
5760 sheriff shall report to the house and senate committees on ways and means on the average
5761 monthly inmate population in the county starting not later than August 1, 2009; provided further,

5762 that all pharmacy services shall be paid through the state office of pharmacy services
5763 chargeback, item 4510-0108 of section 2B, not later than June 30, 2010; and provided further,
5764 that upon transitioning to the state office of pharmacy services, no charge or contract shall be
5765 made with an alternate vendor to provide pharmacy services other than the state office of
5766 pharmacy services \$2,567,765

5767 8910-8500 For the operation of the Nantucket sheriff's department; provided, that the
5768 sheriff shall report to the house and senate committees on ways and means on the average
5769 monthly inmate population in the county starting not later than August 1, 2009; provided further,
5770 that all pharmacy services shall be paid through the state office of pharmacy services
5771 chargeback, item 4510-0108 of section 2B \$782,593

5772 8910-8600 For the operation of the Norfolk sheriff's department provided, that the
5773 sheriff shall report to the house and senate committees on ways and means on the average
5774 monthly inmate population in the county starting not later than August 1, 2009; provided further,
5775 that all pharmacy services shall be paid through the state office of pharmacy services
5776 chargeback, item 4510-0108 of section 2B, not later than June 30, 2010; and provided further,
5777 that upon transitioning to the state office of pharmacy services, no charge or contract shall be
5778 made with an alternate vendor to provide pharmacy services other than the state office of
5779 pharmacy services \$22,871,958

5780 8910-8610 For the Norfolk sheriff's department which may expend for the operation
5781 of the department an amount not to exceed \$2,500,000 from revenues received from federal
5782 inmate reimbursements; provided, that notwithstanding any general or special law to the
5783 contrary, for the purpose of accommodating timing discrepancies between the receipt of retained

5784 revenues and related expenditures, the department may incur expenses and the comptroller may
5785 certify for payment amounts not to exceed the lower of this authorization or the most recent
5786 revenue estimate as reported in the state accounting system \$2,500,000

5787 8910-8700 For the operation of the Plymouth sheriff's department; provided, that the
5788 sheriff shall report to the house and senate committees on ways and means on the average
5789 monthly inmate population in the county starting not later than August 1, 2009; provided further,
5790 that all pharmacy services shall be paid through the state office of pharmacy services
5791 chargeback, item 4510-0108 of section 2B \$23,943,379

5792 8910-8710 For the Plymouth sheriff's department which may expend for the
5793 operation of the department an amount not to exceed \$16,000,000 from revenues received from
5794 federal inmate reimbursements; provided, that notwithstanding any general or special law to the
5795 contrary, for the purpose of accommodating timing discrepancies between the receipt of retained
5796 revenues and related expenditures, the department may incur expenses and the comptroller may
5797 certify for payment amounts not to exceed the lower of this authorization or the most recent
5798 revenue estimate as reported in the state accounting system \$16,000,000

5799 8910-8800 For the operation of the Suffolk sheriff's department; provided, that the
5800 sheriff shall report to the house and senate committees on ways and means on the average
5801 monthly inmate population in the county starting not later than August 1, 2009; provided further,
5802 that all pharmacy services shall be paid through the state office of pharmacy services
5803 chargeback, item 4510-0108 of section 2B, not later than June 30, 2010; and provided further,
5804 that upon transitioning to the state office of pharmacy services, no charge or contract shall be

5805 made with an alternate vendor to provide pharmacy services other than the state office of
5806 pharmacy services \$85,442,734

5807 8910-8810 For the Suffolk sheriff's department which may expend for the operation
5808 of the department an amount not to exceed \$8,000,000 from revenues received from federal
5809 inmate reimbursements; provided, that notwithstanding any general or special law to the
5810 contrary, for the purpose of accommodating timing discrepancies between the receipt of retained
5811 revenues and related expenditures, the department may incur expenses and the comptroller may
5812 certify for payment amounts not to exceed the lower of this authorization or the most recent
5813 revenue estimate as reported in the state accounting system \$8,000,000

5814 Parole Board.

5815 8950-0001 For the operation of the parole board \$18,572,321

5816 8950-0002 For the victim and witness assistance program of the parole board under
5817 chapter 258B of the General Laws \$217,185

5818 8950-0008 For the parole board which may expend for the operation of the parole
5819 board's sex offender management program and the supervision of high-risk offenders an amount
5820 not to exceed \$600,000 from fees charged for parolee supervision \$600,000

5821 Registry of Motor Vehicles.

5822 8400-0001 For the administration and operation of the registry of motor vehicles,
5823 including the title division and including all rent and related parking and utility expenses of the
5824 registry; provided further, that 40 per cent of the costs of personnel services associated with the
5825 registry computer, which reflects the proportionate use of the computer by the merit rating board,

5826 shall be assessed to insurance companies doing motor vehicle insurance business within the
5827 commonwealth under section 183 of chapter 6 of the General Laws; provided further, that the
5828 registry shall establish and maintain a record of all vehicles leased within the commonwealth for
5829 a period longer than 30 days; provided further, that the record shall include, but not be limited to,
5830 the names and addresses of the lessor and the lessee; and provided further, that the registry shall
5831 take all steps necessary to improve customer service within existing resources; and provided
5832 further, that the registry shall operate an office in the city of Taunton and the town of Plymouth
5833 which shall handle license business, learner's permits, road testing and full service registration
5834 business to the general public \$42,400,708

5835 Highway Fund 100.0%

5836 8400-0011 For the registry of motor vehicles which may expend for additional
5837 expenses associated with the production of drivers' licenses, state identification cards and motor
5838 vehicle license plates an amount not to exceed \$6,393,906 from revenue collected from fees
5839 charged by the registry; provided, that notwithstanding any general or special law to the contrary,
5840 for the purpose of accommodating timing discrepancies between the receipt of retained revenues
5841 and related expenditures, the registry may incur expenses and the comptroller may certify for
5842 payment amounts not to exceed the lower of this authorization or the most recent revenue
5843 estimate, as reported in the state accounting system \$6,393,906

5844 8400-0016 For the operation of the motorcycle safety program \$189,958

5845 Highway Fund 100.0%

5846 8400-0100 For the operation of the safe driver insurance plan pursuant to section
5847 113B of chapter 175 of the General Laws, including the rent, related parking and utility expenses

5848 of the motor vehicle insurance merit rating board; provided, that notwithstanding any general or
5849 special law to the contrary, no safe driver insurance plan shall require the payment of an unsafe
5850 driver point surcharge for the first offense for a non-criminal motor vehicle traffic violation as
5851 described in chapter 90C of the General Laws \$7,613,529

5852 Highway Fund 100.0%

5853 DEPARTMENT OF ELDER AFFAIRS.

5854 Office of the Secretary.

5855 9110-0100 For the operation of the executive office and regulation of assisted living
5856 facilities; provided, that the secretary shall continue to support community care ombudsman
5857 services; and provided further, that the executive office of elder affairs shall report annually to
5858 the house and senate committees on ways and means the number of assisted living units certified
5859 and the total revenues generated from application and certification fees for such units

5860 \$2,404,526

5861 9110-1455 For the costs of the drug insurance program authorized by section 39 of
5862 chapter 19A of the General Laws; provided, that amounts received by the executive office of
5863 elder affairs' vendor as premium revenue for this program may be retained and expended by the
5864 vendor for the purposes of the program; provided further, that funds shall be expended for the
5865 operation of the pharmacy outreach program established in section 4C of chapter 19A of the
5866 General Laws; provided further, that notwithstanding any general or special law to the contrary,
5867 unless otherwise prohibited by state or federal law, prescription drug coverage or benefits
5868 payable by the executive office of elder affairs, and the entities with which it has contracted for
5869 administration of the subsidized catastrophic drug insurance program pursuant to said section 39

5870 of said chapter 19A, shall be the payer of last resort for this program for eligible persons with
5871 regard to any other third-party prescription coverage or benefits available to such eligible
5872 persons; provided further, that the executive office shall notify the house and senate committees
5873 on ways and means not less than 90 days in advance of any action to limit or cap the number of
5874 enrollees in the program; provided further, that this program shall be subject to appropriation
5875 and, in fiscal year 2010, expenditures shall not be more than the amount authorized in this item;
5876 provided further, that no action shall be taken to expand the benefits of the program, extend
5877 benefits to additional populations or reduce cost sharing in the program without approval of the
5878 general court; provided further, that the department shall submit drafts of legislation required to
5879 implement such actions for review and analysis by the general court; provided further, that the
5880 executive office shall take steps for the coordination of benefits with the Medicare prescription
5881 drug benefit created pursuant to the federal Medicare Prescription Drug Improvement and
5882 Modernization Act of 2003 to ensure that Massachusetts residents take advantage of said benefit;
5883 provided further, that the department shall provide assistance for prescription drug costs to
5884 enrollees who qualify for Medicare Part D as well as assistance for premiums, deductibles,
5885 payments, and co-payments required by the Part D or Medicare Advantage plans, or by other
5886 plans which provide creditable prescription drug coverage as defined by section 104 of said
5887 Medicare Modernization Act, and which provide coverage of the cost of prescription drugs
5888 actuarially equal to or better than that provided by Medicare Part D; provided further, that a
5889 person shall also be eligible to enroll in the program at any time within a year after reaching age
5890 65; provided further, that the department shall allow those who meet the program eligibility
5891 criteria to enroll in the program at any time during the year; and provided further, that the

5892 secretary of elder affairs shall not implement cost sharing increases during fiscal year 2010
5893 unless such cost sharing increases have been approved by the general court \$40,000,000

5894 9110-1555 For the operation of elder home care purchase-of-service programs
5895 including contracts with aging service access points or other qualified entities for the home care
5896 program, home care, health aides, home health and respite services, geriatric mental health
5897 services, and other services provided to the elderly, and case management to elders who meet the
5898 eligibility requirements of the home care program and those who need services above the level
5899 customarily provided under the program to remain safely at home, and for the elder lunch
5900 program; provided, that the department shall actively seek to obtain federal financial
5901 participation for all services provided to seniors who qualify for Medicaid benefits under the
5902 section 1915C waiver; provided further, that the executive office shall collect income data on
5903 persons receiving services provided in this item; provided further, that the executive office shall
5904 submit a report to the house and senate committees on ways and means detailing the population
5905 served by this item delineated by both 2009 federal poverty income levels and 2009 social
5906 security income standards; provided further, that this report shall be submitted not later than
5907 February 1, 2010; provided further, that a sliding fee shall be charged to qualified elders;
5908 provided further, that the secretary of elder affairs may waive collection of sliding fees in cases
5909 of extreme financial hardship; provided further, that not more than \$11,500,000 in revenues
5910 accrued from sliding fees shall be retained by the individual qualified entities without re-
5911 allocation by the executive office and shall be expended for the purposes of the elder home care
5912 purchase-of-service programs consistent with guidelines issued by the executive office; and
5913 provided further, that the executive office shall report quarterly to the house and senate
5914 committees on ways and means on the receipt and expenditure of revenues accrued from the

5915 sliding fees; provided further, that funds may be expended for the purposes of continuing the
5916 administration of a geriatrics program in item 9110-1900 of section 2 of chapter 182 of the acts
5917 of 2008 \$189,694,425

5918 9110-1636 For the elder protective services program, including protective services
5919 case management, guardianship services, the statewide elder abuse hotline, money management
5920 services and the elder-at-risk program \$16,252,499

5921 9110-1800 For the operation of the supportive senior housing program, including
5922 congregate and shared housing services for the elderly; provided, that funds may be expended for
5923 naturally occurring retirement communities, and for residential assessment and placement
5924 programs for homeless elders \$5,518,419

5925 9110-9002 For the local services program for grants to the councils on aging and for
5926 grants to or contracts with non-public entities which are consortia or associations of councils on
5927 aging; provided, that notwithstanding the foregoing, all monies appropriated in this item shall be
5928 expended in accordance with the distribution schedules for formula and incentive grants
5929 established by the secretary; provided further, that funding shall be expended for provider
5930 training and outreach for LGBT elders and caregivers; and provided further, that such
5931 distribution schedules shall be submitted to the house and senate committees on ways and means
5932 \$8,615,068

5933 LEGISLATURE.

5934 Senate.

5935 9500-0000 For the operation of the senate \$17,636,527

5936 House of Representatives.

5937 9600-0000 For the operation of the house of representatives \$31,302,640

5938 Joint Legislative Expenses.

5939 9700-0000 For the joint operations of the legislature \$6,492,232

5940 SECTION 2B. Notwithstanding any general or special law to the contrary, the agencies

5941 listed in this section may expend the amounts listed in this section for the provision of services to

5942 agencies listed in section 2. All expenditures made pursuant to this section shall be

5943 accompanied by a corresponding transfer of funds from an account listed in section 2 to the

5944 Intragovernmental Service Fund, established by section 2Q of chapter 29 of the General Laws.

5945 All revenues and other inflows shall be based on rates published by the seller agency that are

5946 developed in accordance with cost principles established by the United States Office of

5947 Management and Budget Circular A-87, "Cost Principles for State, Local and Indian Tribal

5948 Governments." All rates shall be published within 30 days of the enactment of this section. No

5949 expenditures shall be made from the Intragovernmental Service Fund which would cause that

5950 fund to be in deficit at the close of fiscal year 2010. All authorizations in this section shall be

5951 charged to the Intragovernmental Service Fund and shall not be subject to section 5D of chapter

5952 29 of the General Laws. Any balance remaining in that fund at the close of fiscal year 2010 shall

5953 be transferred to the General Fund.

5954 OFFICE OF THE SECRETARY OF STATE.

5955 0511-0003 For the costs of providing electronic and other publications purchased
5956 from the state bookstore, for commission fees, notary fees and for direct access to the secretary's
5957 computer library \$16,000

5958 0511-0235 For the costs of obsolete records destruction incurred by the office of the
5959 secretary of state; provided, that state agencies, including the judicial branch, may be charged for
5960 the destruction of their obsolete records by the records center where appropriate; provided
5961 further, that the secretary of state may expend revenues not to exceed \$100,000 of the funds
5962 received for the costs of the obsolete record destruction; and provided further, that the fees shall
5963 be charged on an equitable basis \$100,000

5964 OFFICE OF THE STATE COMPTROLLER.

5965 1000-0005 For the cost of the single state audit for the fiscal year ending June 30,
5966 2010; provided, that the comptroller may charge other appropriations and federal grants for the
5967 cost of the audit \$675,000

5968 1000-0008 For the costs of operating and managing the MMARS and New MMARS
5969 accounting system for fiscal year 2010 \$2,628,018

5970 EXECUTIVE OFFICE OF ADMINISTRATION AND FINANCE.

5971 Office of the Secretary.

5972 1100-1701 For the cost of information technology services provided to agencies of
5973 the executive office of administration and finance \$20,771,507

5974 Division of Capital Asset Management and Maintenance.

5975 1102-3224 For the costs for the Leverett Saltonstall building lease and occupancy
5976 payments; provided, that the division of capital asset management and maintenance shall submit
5977 to the house and senate committees on ways and means on or before the first of each month
5978 beginning July 1, 2009 a monthly report on the agencies that currently, or will during fiscal year
5979 2010 occupy space in the Saltonstall building, their rental costs, utility costs, parking space
5980 allocation, floor space, lease dates, all services included in the lease and all services that the
5981 agencies are obligated to fund beyond the lease payments; and provided further, that the report
5982 shall include both estimated payments and prior expenditures \$11,217,734

5983 Bureau of State Office Buildings.

5984 1102-3333 For the operation and maintenance of state buildings, including
5985 reimbursement for overtime expenses, materials and contract services purchased in performing
5986 renovations and related services for agencies occupying state buildings or for services rendered
5987 to approved entities using state facilities \$135,000

5988 1102-3336 For the operation and maintenance of the space in the Hurley state office
5989 building occupied by the division of unemployment assistance \$2,333,900

5990 Reserves.

5991 1599-2040 For the payment of prior year deficiencies based upon schedules provided
5992 to the house and senate committees on ways and means; provided, that the comptroller may
5993 charge departments' current fiscal year appropriations and transfer to such item amounts
5994 equivalent to the amounts to any prior year deficiency, subject to the conditions stated in this
5995 item; provided further, that the comptroller shall only assess chargebacks to those current fiscal
5996 year appropriations when the account to which the chargeback is applied is the same account to

5997 which the prior year deficiency pertains or, if there is no such account, to the current fiscal year
5998 appropriation for the general administration of the department that administered the account to
5999 which the prior year deficiency pertains; provided further, that no chargeback shall be made
6000 which would cause a deficiency in any current fiscal year item; provided further, that the
6001 comptroller shall report with such schedule a detailed reason for the prior year deficiency on all
6002 chargebacks assessed that exceed \$1,000 including the amount of the chargeback, the item and
6003 object class charged; and provided further, that the comptroller shall report on a quarterly basis
6004 on all chargebacks assessed, including the amount of the chargeback, the item, object class
6005 charged and the reason for the prior year deficiency \$10,000,000

6006 1599-3100 For the cost of the commonwealth's employer contributions to the
6007 Unemployment Compensation Fund and the Medical Security Trust Fund; provided, that the
6008 secretary for administration and finance shall authorize the collection, accounting and payment
6009 of such contributions; and provided further, that in executing these responsibilities the
6010 comptroller may charge in addition to individual appropriation accounts certain non-appropriated
6011 funds in amounts that are computed on the same basis as the commonwealth's contributions are
6012 determined, including expenses, interest expense or related charges \$26,000,000

6013 Division of Human Resources.

6014 1750-0101 For the cost of goods and services rendered in administering training
6015 programs, including the cost of training unit staff; provided, that the division shall charge to
6016 other items for the cost of participants enrolled in programs sponsored by the division or to state
6017 agencies employing such participants; provided further, that the division may collect from
6018 participating state agencies a fee sufficient to cover administrative costs of the commonwealth's

6019 performance recognition programs and to expend such fees for goods and services rendered in
6020 the administration of these programs; and provided further, that the division may charge and
6021 collect from participating state agencies a fee sufficient to cover administrative costs and expend
6022 such fees for goods and services rendered in the administration of information technology
6023 services related to the human resources compensation management system program
6024 \$400,000

6025 1750-0105 For the cost of workers' compensation paid to public employees including
6026 the workers' compensation litigation unit; provided, that the secretary of administration and
6027 finance shall charge other items or state agencies for costs incurred on behalf of these state
6028 agencies; provided further, that the secretary may transfer workers' compensation-related fringe
6029 benefit assessments from federal grants and trust accounts to this item; provided further, that no
6030 funds shall be expended from this item that would cause the item to be deficient; provided
6031 further, that the secretary shall provide projected costs of workers' compensation costs incurred
6032 by agencies in fiscal year 2010 to the house and senate committees on ways and means no later
6033 than March 1, 2010; provided further, that in accordance with chapter 177 of the acts of 2001,
6034 the secretary of administration and finance shall charge state agencies in fiscal year 2010 as
6035 provided in this item for workers' compensation costs, including related administrative expenses
6036 incurred on behalf of the employees of the agencies; provided further, that administrative
6037 expenses shall be allocated; provided further, that the personnel administrator shall administer
6038 the charges on behalf of the secretary, and may establish such rules and procedures considered
6039 necessary to implement this item; provided further, that the personnel administrator shall: (1)
6040 notify agencies regarding the chargeback methodology to be used in fiscal year 2010; (2) notify
6041 agencies of the amount of their estimated workers compensation charges for the fiscal year; and

6042 (3) require agencies to encumber funds in an amount sufficient to meet the estimated charges;
6043 provided further, that the estimated charges for each agency in the fiscal year shall be not less
6044 than the amount of the actual workers' compensation costs, including related administrative
6045 expenses, incurred by each such agency in fiscal year 2009, and may include such additional
6046 amounts as the human resources division finds necessary under regulations adopted under this
6047 item; provided further, that the division may adopt a program of incentives for agencies to reduce
6048 agencies' claims; provided further, that for any agency that fails within 30 days of the effective
6049 date of this act to encumber funds sufficient to meet the estimated charges, the comptroller shall
6050 so encumber funds on behalf of that agency; provided further, that the personnel administrator
6051 shall: (1) determine the amount of the actual workers' compensation costs incurred by each
6052 agency in the preceding month, including related administrative expenses; (2) notify each agency
6053 of the amounts; and (3) charge the amounts to each agency's accounts as estimates of the costs to
6054 be incurred in the current month; provided further, that notwithstanding any general or special
6055 law to the contrary, any balance remaining in the Intergovernmental Service Fund, at the close of
6056 fiscal year 2009 shall be transferred to the General Fund; provided further, that any unspent
6057 balance at the close of fiscal year 2009 in an amount not to exceed 5 per cent of the amount
6058 authorized shall remain in the Intergovernmental Service Fund and is hereby re-authorized for
6059 expenditures for such item in fiscal year 2010; provided further, that the personnel administrator
6060 may expend in fiscal year 2010 for hospital, physician, benefit, and other costs related to
6061 workers' compensation for employees of state agencies, including administrative expenses; and
6062 provided further, that such expenditures may include payments for medical services provided to
6063 claimants in prior fiscal years, as well as compensation benefits and associated costs for prior
6064 fiscal years \$57,040,378

6065 Operational Services Division.

6066 1775-0800 For the purchase, operation and repair of certain vehicles and for the cost
6067 of operating and maintaining all vehicles that are leased by other agencies, including the costs of
6068 personnel \$7,600,000

6069 1775-1000 For printing, photocopying, and related graphic art or design work,
6070 including all necessary incidental expenses and liabilities; provided, that the secretary for
6071 administration and finance shall charge to other items of appropriation within the agencies of the
6072 executive branch for such services, including the costs of personnel\$1,000,000

6073 Information Technology Division.

6074 1790-0200 For the cost of computer resources and services provided by the
6075 information technology division in accordance with the policies, procedures and rates approved
6076 by the secretary for administration and finance, including the purchase, lease or rental of
6077 telecommunications lines, services and equipment, that are centrally billed to the
6078 commonwealth; provided, that the secretary shall charge other items of appropriation for the cost
6079 of the resources and services; provided further, that notwithstanding any general or special law to
6080 the contrary, charges for the cost of computer resources and services provided by the bureau of
6081 computer services for the design, development, and production of reports and information related
6082 to the analysis, development and production of appropriations bills and other legislation shall not
6083 be charged to any item of appropriation of the executive office for administration and finance,
6084 the house of representatives, the senate or any joint legislative account in fiscal year 2010;
6085 provided further, that the bureau shall submit quarterly reports to the house and senate
6086 committees on ways and means summarizing the total charges, payments and services provided

6087 for the preceding quarter from each department charged to this item; provided further, that the
6088 reports shall include, but not be limited to, a delineation of the rates charged to each department
6089 as approved by the secretary for administration and finance for each service performed by the
6090 division; provided further, that the secretary for administration and finance shall establish
6091 regulations, procedures and a schedule of fees including, but not limited to, the development and
6092 distribution of forms and instructions, including the costs of personnel; and provided further, that
6093 any unspent balance at the close of fiscal year 2010 in an amount not to exceed 5 per cent of the
6094 amount authorized shall remain in the Intergovernmental Service Fund and may be expended for
6095 the item in fiscal year 2011 \$62,121,176

6096 1790-0400 For the purchase, delivery, handling of and contracting for supplies,
6097 postage and related equipment and other incidental expenses provided pursuant to section 51 of
6098 chapter 30 of the General Laws \$2,329,665

6099 EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS.

6100 2000-1701 For the cost of information technology services provided to agencies of
6101 the executive office of energy and environment \$4,841,523

6102 EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES.

6103 Office of the Secretary.

6104 4000-0102 For the cost of transportation services for health and human services
6105 clients and the operation of the health and human services transportation office \$7,272,275

6106 4000-0103 For the costs of core administrative functions performed within the
6107 executive office of health and human services; provided, that the secretary of the executive office

6108 of health and human services may, notwithstanding any general or special law to the contrary,
6109 identify administrative activities and functions common to the separate agencies, departments,
6110 offices, divisions, and commissions within the executive office and may designate such functions
6111 “core administrative functions” in order to improve administrative efficiency and preserve fiscal
6112 resources; provided further, that common functions that may be designated core administrative
6113 functions include human resources, financial management, and leasing and facility management;
6114 provided further, that all employees performing functions so designated may be employed by the
6115 executive office, and the executive office shall charge the agencies, departments, offices,
6116 divisions, and commissions for such services; provided further, that upon the designation of a
6117 function as a core administrative function, the employees of each agency, department, office, or
6118 commission who perform such core administrative functions may be transferred to the executive
6119 office of health and human services; provided further, that the reorganization shall not impair the
6120 civil service status of any such transferred employee who immediately before the effective date
6121 of this act either holds a permanent appointment in a position classified under chapter 31 of the
6122 General Laws or has tenure in a position by reason of section 9A of chapter 30 of the General
6123 Laws; and provided further, that nothing in this item shall impair or change an employee’s status,
6124 rights, or benefits under chapter 150E of the General Laws \$19,824,955

6125 4000-1701 For the cost of information technology services provided to agencies of
6126 the executive office of health and human services \$33,501,589

6127 Massachusetts Commission for the Deaf and Hard of Hearing.

6128 4125-0122 For the costs of interpreter services provided by commission staff;
6129 provided, that the costs of personnel may be charged to this item; and provided further, that for

6130 the purpose of accommodating discrepancies between the receipt of retained revenues and
6131 related expenditures, the commission may incur expenses and the comptroller may certify for
6132 payment amounts not to exceed the lower of this authorization or the most recent revenue
6133 estimate as reported in the state accounting system \$250,000

6134 Department of Public Health.

6135 4510-0108 For the costs of pharmaceutical drugs and services provided by the state
6136 office for pharmacy services, in this section called SOPS; provided, that SOPS shall notify in
6137 writing all agencies listed below of their obligations under this item by July 15, 2009; provided
6138 further, that SOPS shall continue to be the sole provider of pharmacy services for the following
6139 agencies currently under SOPS: the department of public health, the department of mental health,
6140 the department of developmental services, the department of correction, the department of youth
6141 services, the sheriff's departments of Bristol, Essex, Franklin, Hampden, Hampshire, and
6142 Plymouth, and the Soldiers' Homes in Holyoke and Chelsea; provided further, that SOPS shall
6143 become the sole provider of pharmacy services to the following agencies currently not being
6144 serviced by SOPS: the sheriff's departments of Worcester, Middlesex, Berkshire, Suffolk,
6145 Norfolk, Barnstable and Dukes; provided further, that SOPS shall be the sole provider of
6146 pharmacy services for all said agencies and all costs for pharmacy services shall be charged by
6147 this item; provided further, that said agencies shall not charge or contract with any other
6148 alternative vendor for pharmacy services other than SOPS; provided further, that SOPS shall
6149 develop an implementation plan to transition the following agencies within the current fiscal
6150 year: the sheriff's departments of Worcester, Middlesex, Berkshire, Suffolk, Norfolk, Barnstable
6151 and Dukes; provided further, that SOPS shall validate previously-submitted pharmacy
6152 expenditures including HIV Drug Assistance Program drug reimbursements during fiscal year

6153 2010; provided further, that SOPS shall continue to work to reduce medication costs, provide
6154 standardized policies and procedures in a clinically responsible manner, provide comprehensive
6155 data analysis and improve the quality of clinical services; provided further, that SOPS shall
6156 report to the house and senate committees on ways and means no later than April 15, 2010
6157 detailing the projected savings realized by each transitioning agency in comparison to their
6158 pharmacy costs in fiscal year 2009 and their projected savings for fiscal year 2011; and provided
6159 further, that the report shall also provide recommendations for the inclusion of other entities that
6160 may realize cost savings by joining SOPS \$47,865,393

6161 4590-0901 For the costs of medical services provided at public health hospitals
6162 pursuant to a schedule of services and fees approved by the commissioner of public health,
6163 which may be expended for the purposes of hospital related costs, including, but not limited to,
6164 capital repair and the maintenance and motor vehicle replacement; provided, that
6165 notwithstanding any general or special law to the contrary, for the purpose of accommodating
6166 timing discrepancies between the receipt of retained revenue and related expenditures, the
6167 department may incur expenses and the comptroller may certify for payment amounts not to
6168 exceed the lower of this authorization or the most recent revenue estimate thereof as reported in
6169 the state accounting system \$150,000

6170 4590-0903 For the costs of medical services provided at the department of public
6171 health Lemuel Shattuck hospital to inmates of the county correctional facilities; provided, that
6172 the costs shall be charged to items 8910-0000, 8910-0010, 8910-0102, 8910-0105, 8910-0107,
6173 8910-0108, 8910-0110, 8910-0145 and 8910-0619 of section 2 pursuant to the provisions
6174 thereof; provided further, that expenditures from this item shall be for hospital-related costs
6175 including, but not limited to, capital repair and the maintenance and motor vehicle replacement;

6176 and provided further, that notwithstanding any general or special law to the contrary, for the
6177 purpose of accommodating timing discrepancies between the receipt of retained revenue and
6178 related expenditures, the department may incur expenses and the comptroller may certify for
6179 payment amounts not to exceed the lower of this authorization or the most recent revenue
6180 estimate thereof as reported in the state accounting system \$3,800,000

6181 Department of Developmental Services.

6182 5948-0012 For a program providing alternatives to residential placements for children
6183 with mental retardation, including the costs of intensive home-based supports, provided in item
6184 7061-0012 of section 2 \$6,500,000

6185 EXECUTIVE OFFICE OF TRANSPORTATION AND PUBLIC WORKS.

6186 Office of the Secretary.

6187 6000-1701 For the cost of information technology services provided to agencies of
6188 the executive office of transportation and public works \$10,362,132

6189 Department of Highways.

6190 6030-7501 For the cost of the purchase of bulk fuel for certain vehicles under the
6191 authority of the operational services division and the cost of purchased fuel for other agencies
6192 and for certain administrative expenses related to purchasing and distributing the fuel
6193 \$2,000,000

6194 EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT.

6195 Office of the Secretary.

6196 7002-0018 For the cost of information technology services provided to agencies of
6197 the executive office of housing and economic development \$3,924,404

6198 EXECUTIVE OFFICE OF LABOR AND WORKFORCE DEVELOPMENT.

6199 Office of the Secretary.

6200 7002-0171 For the cost of information technology services provided to agencies of
6201 the executive office of labor and workforce development \$19,041,403

6202 EXECUTIVE OFFICE OF EDUCATION.

6203 Office of the Secretary.

6204 7009-1701 For the cost of information technology services provided to agencies of
6205 the executive office of education \$1,975,782

6206 EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY.

6207 8000-1701 For the cost of information technology services provided to agencies of
6208 the executive office of public safety and security \$12,316,836

6209 State Police.

6210 8100-0002 For the costs of overtime associated with requested police details;
6211 provided, that for the purpose of accommodating discrepancies between the receipt of revenues
6212 and related expenditures, the department may incur expenses and the comptroller may certify for
6213 payment amounts not to exceed the lower of this authorization or the most recent revenue
6214 estimate thereof as reported in the state accounting system \$6,481,785

6215 8100-0003 For the costs associated with the use of the statewide telecommunications
6216 system for the maintenance of the system \$156,375

6217 Military Division.

6218 8700-1145 For the costs of utilities and maintenance and for the implementation of
6219 energy conservation measures with regard to the state armories \$300,000

6220 Department of Correction.

6221 8900-0021 For the cost of products produced by the prison industries and farm
6222 program and for the cost of services provided by inmates, including the costs of moving, auto
6223 repair, culinary and renovation and construction services; provided, that the costs for renovation
6224 and construction services shall not exceed the amount established by the operational services
6225 division; and provided further, that such revenues may also be expended for materials, supplies,
6226 equipment, maintenance of facilities and compensation of employees and for the inmate
6227 employment and training program \$6,050,000

6228 SECTION 2D. The amounts set forth in this section are hereby appropriated from the
6229 General Federal Grants Fund. Federal funds received in excess of the amount appropriated in
6230 this section shall be expended only in accordance with section 6B of chapter 29 of the General
6231 Laws. The amount of any unexpended balance of federal grant funds received prior to June 30,
6232 2009, and not included as part of an appropriation item in this section, is hereby made available
6233 for expenditure during fiscal year 2010, in addition to any amount appropriated in this section.

6234 JUDICIARY.

6235 0320-1700 For the purposes of a federally funded grant entitled, State Court
6236 Improvement Program Basic Grant \$240,211

6237 0320-1701 For the purpose of a federally funded grant entitled, CIP Data Sharing
6238 Grant \$205,000

6239 0320-1703 For the purpose of a federally funded grant entitled, CIP Training Grant
6240 \$195,121

6241 DISTRICT ATTORNEYS.

6242 Plymouth District Attorney.

6243 0340-0806 For the purposes of a federally funded grant entitled, Weed and Seed
6244 Campello \$175,000

6245 0340-0816 For the purposes of a federally funded grant entitled, Drug Free
6246 Communities \$100,000

6247 Bristol District Attorney.

6248 0340-0906 For the purposes of a federally funded grant entitled, Weed and Seed
6249 \$149,843

6250 Cape and Islands District Attorney.

6251 0340-1013 For the purposes of a federally funded grant entitled, Federal Forfeiture
6252 Trust Account \$60,000

6253 SECRETARY OF STATE.

6254 0521-0800 For the purpose of a federally funded grant entitled, Election Assistance
6255 for Disabled Individuals \$700,041

6256 0526-0114 For the purposes of a federally funded grant entitled, Historic Preservation
6257 Survey and Planning \$825,000

6258 TREASURER AND RECEIVER GENERAL.

6259 Massachusetts Cultural Council.

6260 0640-9716 For the purposes of a federally funded grant entitled, Folk and Traditional
6261 Arts Initiative \$20,000

6262 0640-9717 For the purposes of a federally funded grant entitled, Basic State Plan
6263 \$633,300

6264 0640-9718 For the purposes of a federally funded grant entitled, Arts Education
6265 \$62,200

6266 0640-9724 For the purposes of a federally funded grant entitled, Arts in Underserved
6267 Communities \$151,000

6268 0640-9729 For the purposes of a federally funded grant entitled, Challenge America
6269 \$158,500

6270 ATTORNEY GENERAL.

6271 0810-0026 For the purposes of a federally funded grant entitled, Crime Victim
6272 Compensation \$285,250

6273 0810-6664 For the purposes of a federally funded grant entitled, Cyber Crime

6274 Information Sharing \$23,472

6275 Victim and Witness Assistance Board.

6276 0840-0110 For the purposes of a federally funded grant entitled, Victims of Crime

6277 Assistance Programs \$7,446,427

6278 0840-4611 For the purposes of a federally funded grant entitled, Byrne Federal Grant

6279 \$195,000

6280 0840-4620 For the purposes of a federally funded grant entitled, VAWA Federal

6281 Grant \$265,880

6282 EXECUTIVE OFFICE OF ADMINISTRATION AND FINANCE.

6283 Massachusetts Developmental Disabilities Council.

6284 1100-1703 For the purposes of a federally funded grant entitled, Implementation of

6285 the Federal Developmental Disabilities Act; provided, that in order to qualify for this grant, this

6286 item shall be exempt from the first \$350,000 of fringe benefit and indirect cost charges pursuant

6287 to section 6B of chapter 29 of the General Laws \$2,128,816

6288 Office on Disability.

6289 1107-2450 For the purposes of a federally funded grant entitled, Client Assistance

6290 Program \$239,839

6291 Department of Revenue.

6292 1201-0104 For the purposes of a federally funded grant entitled, Joint Federal-State
6293 Motor Fuel Tax Compliance Project \$10,000

6294 1201-0109 For the purposes of a federally funded grant entitled, Access and
6295 Visitation - Parent Education Program \$222,169

6296 1201-0412 For the purposes of federally funded grants entitled, Child Support
6297 Enforcement Grants, Child Support IVD Companion account to CSE Demonstration Grants
6298 \$113,667

6299 EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS.

6300 Office of the Secretary.

6301 2000-0141 For the purposes of a federally funded grant entitled, Coastal Zone
6302 Management and Development \$3,600,000

6303 2000-0177 For the purposes of a federally funded grant entitled, Wetlands
6304 Development \$27,663

6305 2000-0186 For the purposes of a federally funded grant entitled, Aquatic Nuisance
6306 Species Management Plan \$63,421

6307 2000-0248 For the purposes of a federally funded grant entitled, National Estuary
6308 Program — Operation \$472,501

6309 2000-9600 For the purposes of a federally funded grant entitled, Narragansett Bay
6310 \$73,370

6311	2000-9701	For the purposes of a federally funded grant entitled, Outdoor Recreation
6312	Projects - Political Subdivisions	\$2,317,517
6313	2000-9735	For the purposes of a federally funded grant entitled, Buzzards Bay
6314	Estuary Program	\$514,304
6315	2000-9760	For the purposes of a federally funded grant entitled, Inventory of Navy
6316	Shipwreck	\$4,490
6317	2030-0013	For the purposes of a federally funded grant entitled, Fisheries
6318	Enforcement	\$668,576
6319	2030-9701	For the purposes of a federally funded grant entitled, Safe Boating
6320	Program	\$1,396,630
6321	Department of Public Utilities.	
6322	7006-9000	For the purposes of a federally funded grant entitled, Motor Carrier Safety
6323	Assistance	\$102,000
6324	7006-9002	For the purposes of a federally funded grant entitled, Pipeline Security
6325		\$630,000
6326	Department of Environmental Protection.	
6327	2200-9706	For the purposes of a federally funded grant entitled, Water Quality
6328	Management Planning	\$534,866
6329	2200-9712	For the purposes of a federally funded grant entitled, Cooperative
6330	Agreement-Leaking Underground Storage Tanks	\$984,806

6331	2200-9717	For the purposes of a federally funded grant entitled, D.O.D. Environment	
6332	Restoration Program for Department of Defense		\$1,391,070
6333	2200-9724	For the purposes of a federally funded grant entitled, Superfund Block	
6334	Grant		\$975,728
6335	2200-9728	For the purposes of a federally funded grant entitled, Brownfields	
6336	Assessment Program - Multi-Site Cooperative Agreement		\$231,390
6337	2200-9729	For the purposes of a federally funded grant entitled, Brownfield Pilots	
6338	Cooperative Agreements		\$22,314
6339	2200-9731	For the purposes of a federally funded grant entitled, Brownfield Response	
6340			\$1,570,062
6341	2230-9702	For the purposes of a federally funded grant entitled, Air, Water and	
6342	Hazardous Waste Management Regulatory Programs		\$17,611,753
6343	2230-9709	For the purposes of a federally funded grant entitled, Environmental	
6344	Information Exchange		\$195,494
6345	2230-9710	For the purposes of a federally funded grant entitled, FY07 Network	
6346			\$186,004
6347	2240-9762	For the purposes of a federally funded grant entitled, Reimbursement to	
6348	Operators to Small Water Systems for Training and Certification		\$304,404
6349	2240-9764	For the purposes of a federally funded grant entitled, Special	
6350	Appropriation Set-Aside Administration		\$44,365

6351	2240-9769	For the purposes of a federally funded grant entitled, Estuaries Watershed	
6352	Permitting		\$18,915
6353	2240-9773	For the purposes of a federally funded grant entitled, Technical Assistance	
6354	and Training for Drinking Water		\$58,500
6355	2250-9712	For the purposes of a federally funded grant entitled, Clean Air Act-Fine	
6356	Particulate Matter Air Monitoring		\$445,837
6357	2250-9716	For the purposes of a federally funded grant entitled, Ambient Air Toxics	
6358	Pilot Project		\$133,645
6359	2250-9724	For the purposes of a federally funded grant entitled, Mass Food Waste	
6360	RCC Program		\$ 31,649
6361	2250-9725	For the purposes of a federally funded grant entitled, Innovation	
6362	Environment Compliance Strategies		\$55,470
6363	2250-9726	For the purposes of a federally funded grant entitled, Homeland Security	
6364	Co-op Agreement		\$863,645
6365	2250-9727	For the purposes of a federally funded grant entitled, School Bus Retrofit	
6366			\$20,000
6367	2250-9728	For the purposes of a federally funded grant entitled, Off Road	
6368	Construction (ORCVRP)		\$5,000
6369	2250-9729	For the purposes of a federally funded grant entitled, Composting	
6370	Recycling		\$5,000

6371 2250-9730 For the purposes of a federally funded grant entitled, Air Toxic-Spatial
6372 Trends \$49,017

6373 Department of Fish and Game.

6374 2300-0112 For the purposes of a federally funded grant entitled, River Restoration
6375 Program \$27,133

6376 2300-0114 For the purposes of a federally funded grant entitled, USFWS Partnership
6377 Program \$45,000

6378 2310-0115 For the purposes of a federally funded grant entitled, Land Owner
6379 Incentive Program – Tier I \$50,000

6380 2310-0116 For the purposes of a federally funded grant entitled, Land Owner
6381 Incentive Program – Tier II \$1,000,000

6382 2310-0117 For the purposes of a federally funded grant entitled, Chronic Wasting
6383 Disease \$90,000

6384 2310-0118 For the purposes of a federally funded grant entitled, Junior Duck Stamp
6385 \$1,300

6386 2310-0119 For the purposes of a federally funded grant entitled, Avian Influenza
6387 Surveillance Program \$8,000

6388 2330-9222 For the purposes of a federally funded grant entitled, Clean Vessel
6389 \$850,000

6390	2330-9712	For the purposes of a federally funded grant entitled, Commercial
6391	Fisheries Statistics	\$145,000
6392	2330-9713	For the purposes of a federally funded grant entitled, Right Whale
6393	Conservation	\$250,000
6394	2330-9725	For the purposes of a federally funded grant entitled, Boating
6395	Infrastructure	\$100,000
6396	2330-9730	For the purposes of a federally funded grant entitled, Interstate Fisheries
6397	Management Support	\$233,000
6398	2330-9732	For the purposes of a federally funded grant entitled, ACCSP
6399	Implementation Strategic Plan	\$125,000
6400	2330-9736	For the purposes of a federally funded grant entitled, Marine Fisheries
6401	Institute	\$600,000
6402	2330-9739	For the purposes of a federally funded grant entitled, Turtle
6403	Disengagement	\$25,000
6404	2330-9740	For the purposes of a federally funded grant entitled, Lobster Gear
6405	Removal/Rope Work	\$40,000
6406	2330-9741	For the purposes of a federally funded grant entitled, Groundfish Disaster
6407	Relief	\$13,400,000
6408	Department of Agricultural Resources.	

6409	2511-0310	For the purposes of a federally funded grant entitled, Pesticide
6410	Enforcement	\$195,000
6411	2511-0320	For the purposes of a federally funded grant entitled, Certification of
6412	Pesticide Applicators	\$123,000
6413	2511-0336	For the purposes of a federally funded grant entitled, Special Pesticide
6414	Disposal Initiative	\$7,240
6415	2511-0400	For the purposes of a federally funded grant entitled, Cooperative Pest
6416	Survey Program	\$131,168
6417	2511-0401	For the purposes of a federally funded grant entitled, Cooperative
6418	Pesticide Recordkeeping Program	\$17,500
6419	2511-0972	For the purposes of a federally funded grant entitled, Farmland Protection
6420		\$2,650,000
6421	2511-1025	For the purposes of a federally funded grant entitled, Country of Origin
6422	Labeling	\$13,250
6423	2515-1002	For the purposes of a federally funded grant entitled, Animal Disease
6424	Surveillance Homeland Security	\$125,030
6425	2515-1003	For the purposes of a federally funded grant entitled, Voluntary Johne's
6426	Disease Control	\$44,300
6427	2515-1004	For the purposes of a federally funded grant entitled, Scrapie Disease
6428	Surveillance and Flock Certification	\$8,300

6429	2515-1005	For the purposes of a federally funded grant entitled, Low Pathogenic
6430	Avian Influenza Prevention	\$29,350
6431	2515-1006	For the purposes of a federally funded grant entitled, National Animal
6432	Identification System	\$246,500
6433	2515-1008	For the purposes of a federally funded grant entitled, Highly Pathogenic
6434	Avian Influenza	\$126,000
6435	2516-9002	For the purposes of a federally funded grant entitled, Development of
6436	Institutional Marketing	\$108,000
6437	2516-9003	For the purposes of a federally funded grant entitled, Farmer's Market
6438	Coupon Program	\$438,540
6439	2516-9004	For the purposes of a federally funded grant entitled, Senior Farmers
6440	Market Nutrition Program	\$57,500
6441	2516-9007	For the purposes of a federally funded grant entitled, Organic Certification
6442	Cost-Share Program	\$50,000
6443	Department of Conservation and Recreation.	
6444	2800-9707	For the purposes of a federally funded grant entitled, National Flood
6445	Insurance Program	\$190,000
6446	2800-9709	For the purposes of a federally funded grant entitled, Map Modernization
6447		\$87,000

6448 2800-9721 For the purposes of a federally funded grant entitled, Schooner Ernestina

6449 Historical Documentation \$20,000

6450 2800-9726 For the purposes of a federally funded grant entitled, FEMA National Dam

6451 Safety Program \$67,907

6452 2800-9727 For the purposes of a federally funded grant entitled, Boston Harbor

6453 Islands Projects-National Park Service \$250,000

6454 2800-9750 For the purposes of a federally funded grant entitled, Ipswich River

6455 Watershed EPA Grant \$70,200

6456 2820-9702 For the purposes of a federally funded grant entitled, Rural Community

6457 Fire Protection \$56,000

6458 2820-9704 For the purposes of a federally funded grant entitled, NRCS Wildlife

6459 Habitat Incentives Program \$63,805

6460 2821-9705 For the purposes of a federally funded grant entitled, Urban and

6461 Community Forestry Program \$220,087

6462 2821-9709 For the purposes of a federally funded grant entitled, Forestry

6463 Stewardship, Forest Legacy and Conservation Education \$3,098,041

6464 2821-9711 For the purposes of a federally funded grant entitled, Rural Fire Prevention

6465 and Control \$228,492

6466 2821-9713 For the purposes of a federally funded grant entitled, Wildland Urban

6467 Interface Fuels Management \$293,608

6468 2821-9714 For the purposes of a federally funded grant entitled, Rural Development
6469 through Forestry \$26,005

6470 2821-9719 For the purposes of a federally funded grant entitled, Watershed Forest
6471 Management – Guidebook \$2,714

6472 2821-9726 For the purposes of a federally funded grant entitled, Forest Health
6473 Management - US Forest Service \$103,251

6474 2830-9705 For the purposes of a federally funded grant entitled, SUASCO Watershed
6475 Flood Control Reservoir \$7,014

6476 2840-9709 For the purposes of a federally funded grant entitled, Waquoit Bay
6477 National Estuarine Research Reserve Consolidated Funding \$624,789

6478 2840-9710 For the purposes of a federally funded grant entitled, NOAA - S. Cape
6479 Beach Salt Marsh Restoration \$100,461

6480 2840-9714 For the purposes of a federally funded grant entitled, Waquoit Bay Land
6481 Acquisition \$83,837

6482 2840-9715 For the purposes of a federally funded grant entitled, NOAA CECLP
6483 Grant \$2,250,000

6484 Division of Energy Resources.

6485 7006-9237 For the purposes of a federally funded grant entitled, Rebuild Mass –
6486 Energy Smart Communities \$38,821

6487	7006-9238	For the purposes of a federally funded grant entitled, SEP – 4 Natural Gas
6488	Buses	\$196,843
6489	7006-9239	For the purposes of a federally funded grant entitled, SEP – A Module-
6490	Integrated	\$190,164
6491	7006-9240	For the purposes of a federally funded grant entitled, Tall Tower Wind
6492		\$10,342
6493	7006-9243	For the purposes of a federally funded grant entitled, BIOMASS –
6494	Sustainable Forest	\$444,127
6495	7006-9244	For the purposes of a federally funded grant entitled, Evaluation of
6496	Switchgrass for Biofuel in Massachusetts	\$10,000
6497	7006-9301	For the purposes of a federally funded grant entitled, How Cost-Effective
6498	energy Efficiency	\$164,210
6499	7006-9720	For the purposes of a federally funded grant entitled, State Heating Oil
6500		\$22,288
6501	7006-9730	For the purposes of a federally funded grant entitled, SEP II\$753,000
6502	7006-9757	For the purposes of a federally funded grant entitled, BIOMASS \$9,376
6503	DEPARTMENT OF EARLY EDUCATION AND CARE.	
6504	Department of Early Education and Care.	

6505	3000-0708	For the purposes of a federally funded grant entitled, Head Start
6506	Collaboration	\$175,000
6507	3000-9002	For the purposes of a federally funded grant entitled, Child Abuse
6508	Prevention and Treatment Activities	\$585,000
6509	EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES.	
6510	Office of the Secretary.	
6511	4000-7560	For the purposes of a federally funded grant entitled, Emergency Room
6512	Diversion	\$143,034
6513	4000-7570	For the purposes of a federally funded grant entitled, Medicaid
6514	Transformation	\$189,417
6515	4000-9401	For the purposes of a federally funded grant entitled, Community Mental
6516	Health Services	\$8,058,984
6517	Office for Refugees and Immigrants.	
6518	4003-0801	For the purposes of a federally funded grant entitled, Achieving Self-
6519	Sufficiency in a Short Time	\$335,000
6520	4003-0803	For the purposes of a federally funded grant entitled, Refugee School
6521	Impact	\$287,500
6522	4003-0804	For the purposes of a federally funded grant entitled, refugee Targeted
6523	Assistance Grant	\$1,156,746

6524 4003-0805 For the purposes of a federally funded grant entitled, refugee Resettlement
6525 Program \$1,613,552

6526 4003-0806 For the purposes of a federally funded grant entitled, Refugee Cash,
6527 Medical, and Administration \$7,772,792

6528 4003-0810 For the purposes of a federally funded grant entitled, Refugee Agriculture
6529 Partnership Program (RAPP) \$93,518

6530 Massachusetts Commission for the Blind.

6531 4110-3020 For the purposes of a federally funded grant entitled, Vocational
6532 Rehabilitation; provided, that no funds shall be deducted for pensions, group health and life
6533 insurance or any other such indirect cost of federally reimbursed state employees \$194,885

6534 4110-3021 For the purposes of a federally funded grant entitled, Basic Support Grant
6535 \$7,023,706

6536 4110-3023 For the purposes of a federally funded grant entitled, Independent Living
6537 — Adaptive Housing \$65,550

6538 4110-3026 For the purposes of a federally funded grant entitled, Independent Living
6539 — Services to Older Blind Americans \$774,609

6540 4110-3027 For the purposes of a federally funded grant entitled, Rehabilitation
6541 Training \$29,280

6542 4110-3028 For the purposes of a federally funded grant entitled, Supported
6543 Employment \$75,000

6544 Massachusetts Rehabilitation Commission.

6545 4120-0020 For the purposes of a federally funded grant entitled, Vocational
6546 Rehabilitation; provided, that no funds shall be deducted for pensions, group health and life
6547 insurance or any other such indirect cost of federally reimbursed state employees \$40,119,565

6548 4120-0040 For the purposes of a federally funded grant entitled, Vocational
6549 Rehabilitation and Comprehensive Systems of Personnel Development Training \$110,200

6550 4120-0608 For the purposes of a federally funded grant entitled, TBI Implementation
6551 Grant \$120,000

6552 4120-0187 For the purposes of a federally funded grant entitled, Supported
6553 Employment Program \$516,463

6554 4120-0191 For the purposes of a federally funded grant entitled, Informed Members
6555 Planning and Assessing Choices Together (IMPACT) \$165,673

6556 4120-0511 For the purposes of a federally funded grant entitled, Vocational
6557 Rehabilitation - Determination of Disability \$40,032,148

6558 4120-0760 For the purposes of a federally funded grant entitled, Independent Living
6559 \$1,750,000

6560 4120-0768 For the purposes of a federally funded grant entitled, Assistive
6561 Technology Act \$500,938

6562 Department of Veterans' Services.

6563 1410-0254 For the purposes of a federally funded grant entitled, Non-Urban
6564 Homeless Veterans Reintegration \$300,000

6565 1410-0255 For the purposes of a federally funded grant entitled, Urban Homeless
6566 Veterans Reintegration \$300,000

6567 1410-0256 For the purposes of a federally funded grant entitled, Veterans' Workforce
6568 Investment Program \$300,000

6569 Department of Transitional Assistance.

6570 4400-3066 For the purposes of a federally funded grant entitled, Training for Food
6571 Stamp ABAWDs \$1,600,000

6572 4400-3067 For the purposes of a federally funded grant entitled, Food Stamp
6573 Employment and Training \$2,100,000

6574 4400-3069 For the purposes of a federally funded grant entitled, Full Employment
6575 Food Stamp Cash-Out \$25,000

6576 Department of Public Health.

6577 4500-1000 For the purposes of a federally funded grant entitled, Preventive Health
6578 Services Block Grant \$3,205,114

6579 4500-1050 For the purposes of a federally funded grant entitled, Rape Prevention and
6580 Education \$879,343

6581 4500-1065 For the purposes of a federally funded grant entitled State Partnership to
6582 Improve Minority Health \$113,523

6583	4500-2000	For the purposes of a federally funded grant entitled, Maternal and Child
6584	Health Services Block Grant	\$11,863,729
6585	4502-1012	For the purposes of a federally funded grant entitled, Cooperative Health
6586	Statistics System	\$426,970
6587	4510-0109	For the purposes of a federally funded grant entitled, State Loan
6588	Repayment Project	\$250,000
6589	4510-0113	For the purposes of a federally funded grant entitled, Office of Rural
6590	Health	\$147,480
6591	4510-0118	For the purposes of a federally funded grant entitled, Primary Care
6592	Cooperative Agreement	\$108,983
6593	4510-0119	For the purposes of a federally funded grant entitled, Rural Hospital
6594	Flexibility Program	\$297,900
6595	4510-0219	For the purposes of a federally funded grant entitled, Small Rural Hospital
6596	Improvement Program	\$89,340
6597	4510-0221	For the purposes of a federally funded grant entitled, Targeted Oral Health
6598	Services	\$160,000
6599	4510-0400	For the purposes of a federally funded grant entitled, Medicare and
6600	Medicaid Survey and Certification	\$7,703,529
6601	4510-0404	For the purposes of a federally funded grant entitled, Bioterrorism
6602	Hospital Preparedness	\$9,454,744

6603 4510-0500 For the purposes of a federally funded grant entitled, Clinical Laboratory
6604 Improvement \$291,613

6605 4510-0609 For the purposes of a federally funded grant entitled, NRC Security
6606 Inspections \$5,000

6607 4510-0619 For the purposes of a federally funded grant entitled, FDA Inspection of
6608 Food Establishments \$317,508

6609 4510-0626 For the purposes of a federally funded grant entitled, Statewide
6610 Surveillance of Health Concerns & Toxic Algae Blooms \$149,339

6611 4510-0627 For the purposes of a federally funded grant entitled, Enhancement of
6612 Infrastructure Reporting and Interstate Exchange \$46,332

6613 4510-0628 For the purposes of a federally funded grant entitled, Enhancement of
6614 Infrastructure Collaborative Data Sharing \$66,667

6615 4510-0630 For the purposes of a federally funded grant entitled, Enabling Electronic
6616 Prescribing and Enhancement\$467,981

6617 4510-0636 For the purposes of a federally funded grant entitled, Childhood Lead
6618 Paint Poisoning Prevention \$1,149,690

6619 4510-0638 For the purposes of a federally funded grant entitled, Edward Byrne
6620 Memorial State and Local Law Enforcement Assistance \$200,000

6621 4510-0639 For the purposes of a federally funded grant entitled, Food Protection
6622 Rapid Response Team\$497,519

6623	4510-0640	For the purposes of a federally funded grant entitled, Mass Food	
6624	Protection Task Force Conference		\$5,000
6625	4510-9014	For the purposes of a federally funded grant entitled, Mammography	
6626	Quality Standards Act Inspections		\$163,405
6627	4510-9040	For the purposes of a federally funded grant entitled, Diabetes Control	
6628	Program		\$1,070,134
6629	4510-9043	For the purposes of a federally funded grant entitled, Demonstration	
6630	Program to Conduct Toxic Waste Site Health Impact Assessments		\$412,000
6631	4510-9048	For the purposes of a federally funded grant entitled, Indoor Radon	
6632	Development Program		\$159,243
6633	4510-9053	For the purposes of a federally funded grant entitled, Beaches	
6634	Environmental Assessment		\$314,998
6635	4510-9056	For the purposes of a federally funded grant entitled, National	
6636	Environmental Public Health Tracking		\$901,502
6637	4512-0102	For the purposes of a federally funded grant entitled, Sexually Transmitted	
6638	Disease Control		\$1,535,840
6639	4512-0179	For the purposes of a federally funded grant entitled, Vaccination	
6640	Assistance Project		\$5,928,069
6641	4512-0180	For the purposes of a federally funded grant entitled, Epidemiology and	
6642	Lab Surveillance		\$978,028

6643	4512-9064	For the purposes of a federally funded grant entitled, Adolescent	
6644	Treatment		\$50,950
6645	4512-9065	For the purposes of a federally funded grant entitled, State Outcomes	
6646	Measurement and Management System		\$150,000
6647	4512-9067	For the purposes of a federally funded grant entitled, Screening and Brief	
6648	Intervention		\$2,800,000
6649	4512-9068	For the purposes of a federally funded grant entitled, Collaborative for	
6650	Action, Leadership, and Learning		\$2,093,000
6651	4512-9069	For the purposes of a federally funded grant entitled, Substance Abuse	
6652	Prevention and Treatment Block Grant		\$35,756,554
6653	4512-9070	For the purposes of a federally funded grant entitled, Promoting Safe and	
6654	Stable Families		\$500,000
6655	4512-9426	For the purposes of a federally funded grant entitled, Uniform Alcohol and	
6656	Drug Abuse Data Collection		\$82,226
6657	4513-0111	For the purposes of a federally funded grant entitled, Housing	
6658	Opportunities-People with AIDS		\$246,507
6659	4513-1123	For the purposes of a federally funded grant entitled, Adult Viral Hepatitis	
6660	Prevention Coordinator		\$107,351
6661	4513-9007	For the purposes of a federally funded grant entitled, Nutritional Status of	
6662	Women, Infants, and Children (WIC)		\$91,536,061

6663	4513-9018	For the purposes of a federally funded grant entitled, Augmentation and	
6664		Evaluation of Established Health Education - Risk Reduction	\$11,092,885
6665	4513-9020	For the purposes of a federally funded grant entitled, Expanded and	
6666		Integrated HIV Testing	\$677,946
6667	4513-9021	For the purposes of a federally funded grant entitled, Program for Infants	
6668		and Toddlers with Handicaps	\$7,346,249
6669	4513-9022	For the purposes of a federally funded grant entitled, Prevention Disability	
6670		State Based Project	\$275,000
6671	4513-9023	For the purposes of a federally funded grant entitled, Mass HIV/AIDS	
6672		National Behavioral Surveillance	\$402,797
6673	4513-9027	For the purposes of a federally funded grant entitled, MassCare -	
6674		Community AIDS Resource Enhancement	\$879,806
6675	4513-9030	For the purposes of a federally funded grant entitled, Planning a	
6676		Comprehensive Primary Care System for All Mass Children and Youth	\$99,750
6677	4513-9035	For the purposes of a federally funded grant entitled, AIDS Surveillance	
6678		and Seroprevalence Project	\$976,614
6679	4513-9037	For the purposes of a federally funded grant entitled, Ryan White	
6680		Comprehensive AIDS Resources	\$24,458,758
6681	4513-9038	For the purposes of a federally funded grant entitled, Shelter Plus Care –	
6682		Worcester	\$312,684

6683 4513-9046 For the purposes of a federally funded grant entitled, Congenital
6684 Anomalies Center of Excellence \$1,004,400

6685 4513-9051 For the purposes of a federally funded grant entitled, Rural Domestic
6686 Violence and Children Victimization Project \$449,779

6687 4513-9060 For the purposes of a federally funded grant entitled, Residential Fire
6688 Injury Prevention — Mass Injury Intervention and Surveillance \$145,000

6689 4513-9066 For the purposes of a federally funded grant entitled, Universal Newborn
6690 Hearing Screening-Enhancement Project \$175,000

6691 4513-9071 For the purposes of a federally funded grant entitled, Early Hearing
6692 Detection and Intervention (EHDI) Tracking and Research \$194,579

6693 4513-9077 For the purposes of a federally funded grant entitled, Emergency Medical
6694 Services for Children Partnership II \$115,000

6695 4513-9078 For the purposes of a federally funded grant entitled, Asthma Planning
6696 Collaborative \$335,000

6697 4513-9082 For the purpose of a federally funded grant entitled, CAPTA Requirement
6698 to Identify and Serve Substance Exposed Newborns \$250,000

6699 4513-9083 For the purposes of a federally funded grant entitled, Massachusetts Youth
6700 Suicide Prevention Program \$254,039

6701 4513-9085 For the purposes of a federally funded grant entitled, Massachusetts
6702 Pregnancy Risk \$175,864

6703 4513-9086 For the purposes of a federally funded grant entitled, Oral Health
6704 Workforce Activities Support Grant \$97,098

6705 4513-9087 For the purposes of a federally funded grant entitled, Grants to States to
6706 Support Oral Health Workforce Activities \$144,331

6707 4513-9088 For the purposes of a federally funded grant entitled, Helping Hands for
6708 Infants and their Families \$475,000

6709 4513-9089 For the purposes of a federally funded grant entitled, First Time
6710 Motherhood'-New Parents Initiative \$335,000

6711 4514-1006 For the purposes of a federally funded grant entitled, Getting to the Heart
6712 of the Matter \$87,103

6713 4515-0115 For the purposes of a federally funded grant entitled, Tuberculosis Control
6714 Project \$1,572,316

6715 4515-0121 For the purposes of a federally funded grant entitled, Tuberculosis
6716 Epidemiological Studies and Consortium \$308,061

6717 4515-0200 For the purposes of a federally funded grant entitled, STD/HIV Prevention
6718 Training Centers \$433,774

6719 4515-0204 For the purposes of a federally funded grant entitled, Strengthening
6720 Surveillance for Infectious Disease \$175,000

6721 4515-0205 For the purposes of a federally funded grant entitled, HIV Training
6722 through Prevention Training Centers \$99,999

6723 4516-1021 For the purposes of a federally funded grant entitled, Public Health
6724 Preparedness and Response for Bioterrorism \$15,109,316

6725 4516-1025 For the purposes of a federally funded grant entitled, Morbidity and Risk
6726 Behavior Surveillance \$255,363

6727 4516-1027 For the purposes of a federally funded grant entitled, Massachusetts
6728 Electronic Lab Data Exchange Project Supports \$561,254

6729 4518-0505 For the purposes of a federally funded grant entitled, Tech Data & Mass
6730 Birth/Infant Death File Linkage/Analysis Assistive Reproductive \$82,721

6731 4518-0514 For the purposes of a federally funded grant entitled, National Violent
6732 Death Reporting System \$257,839

6733 4518-0534 For the purposes of a federally funded grant entitled, Public Health Injury
6734 Surveillance and Prevention \$752,732

6735 4518-1000 For the purposes of a federally funded grant entitled, Procurement of
6736 Information for the National Death Index \$20,327

6737 4518-1002 For the purposes of a federally funded grant entitled, Massachusetts Death
6738 File - Social Security Administration \$33,000

6739 4518-1003 For the purposes of a federally funded grant entitled, Massachusetts Birth
6740 Records — Social Security Administration \$168,000

6741 4518-1004 For the purposes of a federally funded grant entitled, Promoting
6742 Integration of State Health Information Systems \$41,155

6743 4518-9023 For the purposes of a federally funded grant entitled, Census of Fatal
6744 Occupational Injuries \$44,200

6745 4518-9030 For the purpose of a federally funded grant entitled, Public Health Injury
6746 Surveillance and Prevention Program\$116,760

6747 4570-1509 For the purposes of a federally funded grant entitled, Massachusetts
6748 Cardiovascular Disease Prevention \$1,144,034

6749 4570-1512 For the purposes of a federally funded grant entitled, National Cancer
6750 Prevention Control \$3,440,786

6751 4570-1515 For the purposes of a federally funded grant entitled, Chronic Diseases
6752 Prevention and Health Promotion \$2,357,900

6753 4570-1514 For the purposes of a federally funded grant entitled, Wise Women
6754 \$900,000

6755 4570-1516 For the purposes of a federally funded grant entitled, Paul Coverdell Acute
6756 Stroke Registry \$600,000

6757 4570-1520 For the purposes of a federally funded grant entitled, Nutrition Obesity
6758 \$2,035,805

6759 Department of Children and Families.

6760 4800-0005 For the purposes of a federally funded grant entitled, Children’s Justice
6761 Act \$339,302

6762 4800-0007 For the purposes of a federally funded grant entitled, The Family Violence
6763 Prevention and Support Services Act \$1,748,029

6764 4800-0009 For the purposes of a federally funded grant entitled, Title IV-E
6765 Independent Living \$2,984,866

6766 4800-0013 For the purposes of a federally funded grant entitled, Family Preservation
6767 and Support Services \$4,739,535

6768 4800-0085 For the purposes of a federally funded grant entitled, Educational &
6769 Training Voucher Program \$1,005,443

6770 4899-0001 For the purposes of a federally funded grant entitled, Title IV-B Child
6771 Welfare Services \$4,221,839

6772 4899-0022 For the purposes of a federally funded grant entitled, Child Abuse and
6773 Neglect Prevention and Treatment \$508,911

6774 Department of Mental Health.

6775 5012-9121 For the purposes of a federally funded grant entitled, Project for
6776 Assistance in Transition from Homelessness \$1,851,990

6777 5046-9102 For the purposes of a federally funded grant entitled, Shelter Plus Care
6778 Program \$201,120

6779 5047-9102 For the purposes of a federally funded grant entitled, Comprehensive
6780 Mental Health Services for Children and their Families \$2,277,824

6781 EXECUTIVE OFFICE OF TRANSPORTATION.

6782 Office of the Secretary.

6783 6000-0018 For the purposes of a federally funded grant entitled, Rural Public

6784 Transportation Assistance \$4,399,436

6785 6000-0020 For the purposes of a federally funded grant entitled, Jobs Access Reverse

6786 Commute \$3,187,885

6787 6000-0023 For the purposes of a federally funded grant entitled, Rural Public

6788 Transportation Planning Grant \$3,935,000

6789 6000-0049 For the purposes of a federally funded grant entitled, Elderly and

6790 Handicapped Transportation Capital Grant \$5,459,022

6791 Registry of Motor Vehicles.

6792 8400-0090 For the purposes of a federally funded grant entitled, Enhance CDL

6793 Licensing \$711,976

6794 Board of Library Commissioners.

6795 7000-9700 For the purposes of a federally funded grant entitled, Federal Reserve -

6796 Title I \$169,280

6797 7000-9702 For the purposes of a federally funded grant entitled, Library Service

6798 Technology Act \$3,446,669

6799 EXECUTIVE OFFICE OF LABOR AND WORKFORCE DEVELOPMENT.

6800	7002-1625	For the purposes of a federally funded grant entitled, Veterans Workforce	
6801	Investment Program FY10		\$757,412
6802	7002-4203	For the purposes of a federally funded grant entitled, Occupational	
6803	Substance and Health Administration Statistical Survey		\$112,300
6804	7002-4204	For the purposes of a federally funded grant entitled, Adult Blood Lead	
6805	Levels Surveillance		\$20,486
6806	7002-4212	For the purposes of a federally funded grant entitled, Asbestos Licensing	
6807	and Monitoring		\$108,000
6808	7002-4213	For the purposes of a federally funded grant entitled, Lead Licensing and	
6809	Monitoring		\$275,000
6810	7002-4215	For the purposes of a federally funded grant entitled, Occupational Illness	
6811	and Injury		\$86,848
6812	7002-4216	For the purposes of a federally funded grant entitled, Lead Enforcement	
6813	Cooperative Agreement		\$75,000
6814	7002-6624	For the purposes of a federally funded grant entitled, Unemployment	
6815	Insurance Administration		\$71,920,638
6816	7002-6626	For the purposes of a federally funded grant entitled, Employment Service	
6817	Programs Administration		\$22,522,897
6818	7002-6627	For the purposes of a federally funded grant entitled, Occupational	
6819	Substance and Health Administration On-site Consultation Program		\$1,358,000

6820 7002-6628 For the purposes of a federally funded grant entitled, Disabled Veterans
6821 Outreach \$1,427,581

6822 7002-6629 For the purposes of a federally funded grant entitled, Local Veterans
6823 Employment Representative \$1,534,205

6824 7002-6646 For the purposes of a federally funded grant entitled, WIA Recovery Act
6825 Employer Services \$8,063,456

6826 7002-9701 For the purposes of a federally funded grant entitled, Federal Bureau of
6827 Labor Statistics Grant \$2,451,894

6828 7003-1010 For the purposes of a federally funded grant entitled, Trade Expansion Act
6829 Program \$9,764,737

6830 7003-1630 For the purposes of a federally funded grant entitled, Adult Activities –
6831 Workforce Investment Act Title I - Adult Activities \$21,968,500

6832 7003-1631 For the purposes of a federally funded grant entitled, Youth Formula
6833 Grants – Workforce Investment Act Title I - Youth Formula Grants \$24,436,362

6834 7003-1632 For the purposes of a federally funded grant entitled, Dislocated Workers
6835 – Workforce Investment Act Title I –Dislocated Workers \$40,024,132

6836 7003-1633 For the purposes of a federally funded grant entitled, Work Incentive
6837 Grant Access to Employment for All \$1,868,802

6838 7003-1635 For the purposes of a federally funded grant entitled, Partnership for
6839 Youth in Employment \$45,000

6840 7003-1640 For the purposes of a federally funded grant entitled, WIA Recovery Act
6841 Adult Workers \$10,073,668

6842 7003-1642 For the purposes of a federally funded grant entitled, WIA Recovery Act
6843 Dislocated Workers \$21,223,446

6844 7003-1651 For the purposes of a federally funded grant entitled, WIA Recovery Act
6845 Youth Workers \$24,838,038

6846 7003-2013 For the purposes of a federally funded grant entitled, Mine Safety and
6847 Health Training \$63,395

6848 EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT.

6849 Department of Housing and Community Development.

6850 7004-0304 For the purposes of a federally funded grant entitled, Lead-Based Paint
6851 Control Program \$257,852

6852 7004-2030 For the purposes of a federally funded grant entitled, Weatherization
6853 Assistance for Low Income Persons; provided, that, consistent with applicable federal
6854 regulations and the state plan, the department of housing and community development may
6855 provide monthly payments in advance to participating agencies \$6,517,898

6856 7004-2033 For the purposes of a federally funded grant entitled, Low Income Home
6857 Energy Assistance Program; provided, that, consistent with applicable federal regulations and the
6858 state plan, the department of housing and community development shall provide monthly
6859 payments in advance to participating agencies \$93,972,799

6860 7004-2034 For the purposes of a federally funded grant entitled, Community Services
6861 Block Grant; provided, that, consistent with applicable federal regulations and the state plan, the
6862 department of housing and community development may provide monthly payments in advance
6863 to participating agencies \$16,944,356

6864 7004-2361 For the purposes of a federally funded grant entitled, Section 8 Substantial
6865 Rehabilitation Administrative Fee \$246,000

6866 7004-2363 For the purposes of a federally funded grant entitled, Section 8
6867 Administrative Fee Housing Voucher \$2,047,000

6868 7004-2364 For the purposes of a federally funded grant entitled, Section 8
6869 Administrative Fee Moderate Rehabilitation \$260,000

6870 7004-2365 For the purposes of a federally funded grant entitled, Section 8
6871 Administrative Fee New Construction \$630,000

6872 7004-3037 For the purposes of a federally funded grant entitled, Small Cities
6873 Community Development Block Grant Program; provided, that, consistent with applicable
6874 federal regulations and the state plan, the department of housing and community development
6875 may provide monthly payments in advance to participating agencies \$43,243,680

6876 7004-9009 For the purposes of a federally funded grant entitled, Section 8 Substantial
6877 Rehabilitation Program; provided, that the department of housing and community development
6878 may provide monthly payments in advance to participating agencies \$9,400,000

6879 7004-9014 For the purposes of a federally funded grant entitled, Section 8 Federal
6880 Housing Voucher Program; provided, that the department of housing and community
6881 development may provide monthly payments in advance to participating agencies \$216,000,000

6882 7004-9019 For the purposes of a federally funded grant entitled, Section 8 Moderate
6883 Rehabilitation; provided, that the department of housing and community development may
6884 provide monthly payments in advance to participating agencies \$8,700,000

6885 7004-9020 For the purposes of a federally funded grant entitled, Section 8 New
6886 Construction Program; provided, that the department of housing and community development
6887 may provide monthly payments in advance to participating agencies \$7,700,000

6888 7004-9028 For the purposes of a federally funded grant entitled, Home Investment
6889 Partnerships; provided, that, consistent with applicable federal regulations and the state plan, the
6890 department of housing and community development may provide monthly payments in advance
6891 to participating agencies \$14,975,000

6892 7004-9039 For the purposes of a federally funded grant entitled, HOME Technical
6893 Assistance \$13,586,515

6894 7004-9051 For the purposes of a federally funded grant entitled, Shelter Plus Care-
6895 Lowell; provided, that, consistent with applicable federal regulations and the state plan, the
6896 department of housing and community development may provide monthly payments in advance
6897 to participating agencies \$25,000

6898 4400-0705 For the purposes of a federally funded grant entitled, Emergency Shelter
6899 Grants \$2,900,000

6900 4400-0707 For the purposes of a federally funded grant entitled, Continuum of Care
6901 \$6,000,000

6902 4400-9404 For the purposes of a federally funded grant entitled, McKinney Shelter
6903 Plus Care \$3,400,000

6904 EXECUTIVE OFFICE OF EDUCATION.

6905 Department of Elementary and Secondary Education.

6906 7010-9706 For the purposes of a federally funded grant entitled, Common Core Data
6907 Project \$191,631

6908 7032-0217 For the purposes of a federally funded grant entitled, Robert C. Byrd
6909 Honors Scholarship Program — Distribution \$784,500

6910 7035-0166 For the purposes of a federally funded grant entitled, Even Start Family
6911 Literacy — Distribution \$1,062,754

6912 7035-0210 For the purposes of a federally funded grant entitled, Advanced Placement
6913 Fee Program \$201,446

6914 7038-0107 For the purposes of a federally funded grant entitled, Adult Basic
6915 Education – Distribution \$9,620,845

6916 7038-9004 For the purposes of a federally funded grant entitled, School Based
6917 Programs Distribution \$350,527

6918 7043-1001 For the purposes of a federally funded grant entitled, Title I Grants to
6919 Local Educational Agencies \$233,353,571

6920	7043-1002	For the purposes of a federally funded grant entitled, Title I Reading First
6921	State Grants	\$1,482,454
6922	7043-1004	For the purposes of a federally funded grant entitled, Migrant Education
6923		\$1,594,566
6924	7043-1005	For the purposes of a federally funded grant entitled, Title I Neglected and
6925	Delinquent Children	\$1,896,925
6926	7043-1006	For the purposes of a federally funded grant entitled, School Improvement
6927	Grant	\$8,286,895
6928	7043-2001	For the purposes of a federally funded grant entitled, Teacher and
6929	Principal Training and Recruiting	\$50,637,588
6930	7043-2002	For the purposes of a federally funded grant entitled, Title II State and
6931	Local Technology Grants	\$4,219,983
6932	7043-2003	For the purposes of a federally funded grant entitled, Title I Math and
6933	Science Partnerships	\$2,475,335
6934	7043-3001	For the purposes of a federally funded grant entitled, English Language
6935	Acquisition	\$11,835,260
6936	7043-4001	For the purposes of a federally funded grant entitled, Safe and Drug Free
6937	Schools and Communities	\$4,328,084
6938	7043-4002	For the purposes of a federally funded grant entitled, After School
6939	Learning Centers	\$17,004,984

6940	7043-6001	For the purposes of a federally funded grant entitled, Grants for State
6941	Assessments and Related Activities	\$7,737,805
6942	7043-6002	For the purposes of a federally funded grant entitled, Rural And Low-
6943	Income Schools	\$48,500
6944	7043-6501	For the purposes of a federally funded grant entitled, Education for
6945	Homeless Children/Youth	\$1,062,175
6946	7043-7001	For the purposes of a federally funded grant entitled, Special Education
6947	Grants	\$282,156,276
6948	7043-7002	For the purposes of a federally funded grant entitled, Preschool Grants
6949		\$10,263,466
6950	7043-8001	For the purposes of a federally funded grant entitled, Vocational
6951	Education Basic Grants	\$18,589,408
6952	7043-8002	For the purposes of a federally funded grant entitled, Technical
6953	Preparation Education	\$1,575,242
6954	7043-9002	For the purpose of a federally funded grant entitled, Transition to
6955	Teaching	\$172,817
6956	7044-0020	For the purposes of a federally funded grant entitled, New Project Focus
6957		\$542,538
6958	7044-0210	For the purposes of a federally funded grant entitled, Advanced Placement
6959	Fee Program	\$250,000

6960 7047-9008 For the purposes of a federally funded grant entitled, Learn and Serve
6961 America Competitive \$469,839

6962 7048-0228 For the purposes of a federally funded grant entitled, IMP Health and
6963 Education Outcomes \$344,093

6964 7048-9123 For the purposes of a federally funded grant entitled, Education Research,
6965 Development and Dissemination 500,000

6966 7048-9200 For the purposes of a federally funded grant entitled, Statewide
6967 Longitudinal Data Systems Grant \$2,269,286

6968 7053-2008 For the purposes of a federally funded grant entitled, Fresh Fruit & Veggie
6969 \$1,400,000

6970 7053-2112 For the purposes of a federally funded grant entitled, Special Assistance
6971 Funds \$169,322,798

6972 7053-2117 For the purposes of a federally funded grant entitled, Child Care Program
6973 \$52,916,697

6974 7053-2126 For the purposes of a federally funded grant entitled, Temporary
6975 Emergency Food Assistance \$1,309,867

6976 7053-2202 For the purposes of a federally funded grant entitled, Special Summer
6977 Food Service Program for Children \$6,683,712

6978 7062-0008 For the purposes of a federally funded grant entitled, Office of School
6979 Lunch Programs — Child Care Program Administration \$3,272,713

6980 7062-0017 For the purposes of a federally funded grant entitled, Charter Schools
6981 Assistance Distribution \$3,150,000

6982 7062-0019 For the purposes of a federally funded grant entitled, Career Resource
6983 Network State Grant \$70,000

6984 Department of Higher Education.

6985 7066-1574 For the purposes of a federally funded grant entitled, Improving Teacher
6986 Quality Grants \$1,600,000

6987 7066-6033 For the purposes of a federally funded grant entitled, Gaining Early
6988 Awareness and Readiness for Undergraduate Programs \$3,500,000

6989 7070-0017 For the purposes of a federally funded grant entitled, Leveraging
6990 Educational Assistance Program— Department of Higher Education \$966,753

6991 7110-6019 For the purposes of a federally funded grant entitled, Upward Bound
6992 Payroll and Benefits— Fitchburg State College \$242,000

6993 7110-6030 For the purposes of a federally funded grant entitled, Expanding Horizons
6994 Student Support Services — Fitchburg State College \$220,000

6995 7110-6048 For the purposes of a federally funded grant entitled, Special Education
6996 Personnel Preparation— Fitchburg State College \$78,000

6997 7410-3093 For the purposes of a federally funded grant entitled, Polymer Building
6998 Construction — University of Massachusetts Amherst \$2,711,376

6999 7503-6557 For the purposes of a federally funded grant entitled, Trio Talent Search –
7000 Bristol Community College \$165,124

7001 7503-9711 For the purposes of a federally funded grant entitled, Special Services for
7002 Disadvantaged Students — Bristol Community College \$340,641

7003 7503-9714 For the purposes of a federally funded grant entitled, Upward Bound
7004 Program — Bristol Community College \$124,315

7005 7509-1490 For the purposes of a federally funded grant entitled, Educational
7006 Opportunities Centers Payroll — Mount Wachusett Community College \$222,000

7007 7509-9714 For the purposes of a federally funded grant entitled, Special Services for
7008 Disadvantaged Students — Mount Wachusett Community College \$235,000

7009 7509-9718 For the purposes of a federally funded grant entitled, Talent Search —
7010 Mount Wachusett Community College \$240,000

7011 7509-9720 For the purposes of a federally funded grant entitled, Gaining Early
7012 Awareness and Readiness for Undergraduate Programs 2011— Mount Wachusett Community
7013 College \$520,000

7014 7509-9717 For the purposes of a federally funded grant entitled, Upward Bound Math
7015 and Science Program – Mount Wachusett Community College \$98,000

7016 7511-9711 For the purposes of a federally funded grant entitled, Special Services for
7017 Disadvantaged Students — North Shore Community College \$450,000

7018 7511-9740 For the purposes of a federally funded grant entitled, Upward Bound —
7019 North Shore Community College \$350,000

7020 7511-9750 For the purposes of a federally funded grant entitled, Talent Search—
7021 North Shore Community College \$225,000

7022 7518-6127 For the purposes of a federally funded grant entitled, College Work Study
7023 Program— Bunker Hill Community College \$295,000

7024 EXECUTIVE OFFICE OF PUBLIC SAFETY AND HOMELAND SECURITY.
7025 Office of the Secretary.

7026 8000-4602 For the purposes of a federally funded grant entitled, Juvenile Justice
7027 Delinquency and Prevention Act — Planning \$150,000

7028 8000-4603 For the purposes of a federally funded grant entitled, Juvenile Justice
7029 Delinquency and Prevention Act \$1,200,000

7030 8000-4608 For the purposes of a federally funded grant entitled, Drug-Free Schools
7031 and Communities Act of 1986 \$1,200,000

7032 8000-4609 For the purposes of a federally funded grant entitled, Narcotics Control
7033 Assistance \$866,000

7034 8000-4610 For the purposes of a federally funded grant entitled, Statistical Analysis
7035 Center \$60,000

7036 8000-4611 For the purposes of a federally funded grant entitled, Byrne Justice
7037 Assistance \$4,000,000

7038 8000-4613 For the purposes of a federally funded grant entitled, Project Safe
7039 Neighborhood Anti-Gang Initiative \$500,000

7040 8000-4614 For the purposes of a federally funded grant entitled, Encourage Arrests
7041 Violence to Women \$1,000,000

7042 8000-4619 For the purposes of a federally funded grant entitled, Title V
7043 \$75,000

7044 8000-4620 For the purposes of a federally funded grant entitled, Stop Violence
7045 Against Women Formula Grants Program \$2,000,000

7046 8000-4623 For the purposes of a federally funded grant entitled, Criminal History
7047 Improvement \$50,000

7048 8000-4624 For the purposes of a federally funded grant entitled, Prisoner Substance
7049 Abuse Treatment \$100,000

7050 8000-4692 For the purposes of a federally funded grant entitled, State Homeland
7051 Security Program \$45,000,000

7052 8000-4693 For the purposes of a federally funded grant entitled, Project Safe
7053 Neighborhood \$700,000

7054 8000-4695 For the purposes of a federally funded grant entitled, Homeland Security
7055 Buffer Zone Protection \$2,000,000

7056 8000-4696 For the purposes of a federally funded grant entitled, Transportation
7057 Security Grant \$12,000,000

7058	8000-4697	For the purposes of a federally funded grant entitled, Homeland Security
7059	Interoperable Communication	\$8,000,000
7060	8000-4698	For the purposes of a federally funded grant entitled, Highway Safety
7061	Initiatives	\$3,000,000
7062	8000-4804	For the purposes of a federally funded grant entitled, State Agency
7063	Programs	\$12,000,000
7064	8000-4839	For the purposes of a federally funded grant entitled, Enforcing Underage
7065	Drinking Law IV	\$125,000
7066	8000-4840	For the purposes of a federally funded grant entitled, 2006 Enforcing
7067	Underage Drinking Laws	\$350,000
7068	8000-4841	For the purposes of a federally funded grant entitled, Fatality Analysis
7069	Reporting	\$150,000
7070	8000-6613	For the purposes of a federally funded grant entitled, Juvenile
7071	Accountability II	\$600,000
7072	8000-6612	For the purposes of a federally funded grant entitled, Special Event Trust
7073		\$150,000
7074	8000-6615	For the purposes of a federally funded grant entitled, Community Security
7075	Expendable Trust	\$150,000
7076	Department of State Police.	

7077 8100-0200 For the purposes of a federally funded grant entitled, Motor Vehicle Data
7078 Quality \$405,196

7079 8100-0209 For the purposes of a federally funded grant entitled, Region 1 Training
7080 Academy Motor Carrier Safety Assistance \$150,500

7081 8100-0210 For the purposes of a federally funded grant entitled, MCSAP-CVE New
7082 Entrant Audit \$630,213

7083 8100-0217 For the purposes of a federally funded grant entitled, Federal Motor
7084 Carrier Safety Assistance \$2,466,476

7085 8100-0218 For the purposes of a federally funded grant entitled, Federal Motor
7086 Carrier Safety FY09 \$1,758,595

7087 8100-2058 For the purposes of a federally funded grant entitled, New England State
7088 Police Administrator’s Conference — Regional Investigation \$703,335

7089 8100-2638 For the purposes of a federally funded grant entitled, Internet Crimes
7090 Against Children \$250,000

7091 8100-9706 For the purposes of a federally funded grant entitled, Cannabis Eradication
7092 Controlled Substance Prosecution DEA Cooperative Agreement \$39,680

7093 8100-9730 For the purposes of a federally funded grant entitled, Forensic Casework
7094 DNA Backlog FFY05 \$127,332

7095 8100-9733 For the purposes of a federally funded grant entitled, Forensic Casework
7096 DNA Backlog \$267,342

7097 8100-9735 For the purposes of a federally funded grant entitled, Paul Coverdell
7098 National Forensic Science Improvement Act FY09 \$55,200

7099 8100-9736 For the purposes of a federally funded grant entitled, Forensic Casework
7100 DNA Backlog \$140,000

7101 8100-9738 For the purposes of a federally funded grant entitled, Operation Clean
7102 Sweep Byrne FY09 \$440,481

7103 8100-9739 For the purposes of a federally funded grant entitled, Statewide Firearms
7104 Intelligence Byrne \$220,630

7105 Department of Fire Services.

7106 8324-1505 For the purposes of a federally funded grant entitled, USFA/NFA State
7107 Fire Training Program\$28,000

7108 8324-9707 For the purposes of a federally funded grant entitled, Underground Storage
7109 Tank Registry Program \$236,329

7110 Military Division.

7111 8700-0006 For the purposes of a federally funded grant entitled, Military
7112 Construction Costs in Methuen \$21,301,000

7113 8700-0143 For the purposes of an expendable trust entitled, Friends of Massachusetts
7114 National Guard and Reserve Families \$585,586

7115 8700-0302 For the purposes of a federally funded grant entitled, Military
7116 Construction Costs in Reading \$831,499

7117 Massachusetts Emergency Management Agency.

7118 8800-0042 For the purposes of a federally funded grant entitled, Hazardous Materials

7119 Transportation Act \$214,283

7120 8800-0048 For the purposes of a federally funded grant entitled, Flood Mitigation

7121 Assistance Program \$987,679

7122 8800-0064 For the purposes of a federally funded grant entitled, Hazard Mitigation

7123 1364 \$470,105

7124 8800-0080 For the purposes of a federally funded grant entitled, Local Emergency

7125 Plan Assistance \$22,656

7126 8800-0086 For the purposes of a federally funded grant entitled, Pre-Disaster

7127 Mitigation/Disaster Resistant University \$220,375

7128 8800-0087 For the purposes of a federally funded grant entitled, Pre-Disaster

7129 Mitigation Competitive Grant \$4,386,097

7130 8800-1512 For the purposes of a federally funded grant entitled, Hazard Mitigation

7131 Program, HMPG for FEMA-DR1512 \$180,667

7132 Department of Correction.

7133 8903-9709 For the purposes of a federally funded grant entitled, Grants to States for

7134 Workplace and Community Transition Training for Incarcerated Youth Offenders \$128,799

7135 EXECUTIVE OFFICE OF ELDER AFFAIRS.

7136 Office of the Secretary.

7137 9110-1074 For the purposes of a federally funded grant entitled, Older Americans
7138 Assistance, Title III and Title VII \$9,467,410

7139 9110-1077 For the purposes of a federally funded grant entitled, Older Americans
7140 Act, Title III-E, National Family Caregiver Support Program \$3,544,442

7141 9110-1095 For the purposes of a federally funded grant entitled, Health Information
7142 Counseling and Assistance \$710,010

7143 9110-1150 For the purposes of a federally funded grant entitled, Empowering Older
7144 People \$70,743

7145 9110-1173 For the purposes of a federally funded grant entitled, Older Americans
7146 Act, Title III Nutritional Program \$14,289,338

7147 9110-1174 For the purposes of a federally funded grant entitled, Nutrition Services
7148 Incentive Program \$3,155,164

7149 9110-1178 For the purposes of a federally funded grant entitled, Community Service
7150 Employment Program \$1,931,361

7151 9110-1179 For the purposes of a federally funded grant entitled, Performance
7152 Outcome Measures Project \$28,100

7153 9110-2760 For the purposes of a federally funded grant entitled, New England
7154 Massachusetts Aging and Disability Resource Center \$187,782

7155 9110-3000 For the purposes of a federally funded grant entitled, Senior Medicare
7156 Patrol Integration \$100,898

7157 9110-3100 For the purposes of a federally funded grant entitled, Nursing Home
7158 Diversion \$885,165

7159 9110-3200 For the purposes of a federally funded grant entitled, Alzheimer’s Disease
7160 \$234,627

7161 9110-3300 For the purposes of a federally funded grant entitled, Performance
7162 Outcome Measure Project \$59,975

7163 SECTION 3. Notwithstanding any general or special law to the contrary, for the fiscal
7164 year ending June 30, 2010 the distribution to cities and towns of the balance of the State Lottery
7165 Fund, as paid by the state treasurer from the General Fund in accordance with clause (c) of the
7166 second paragraph of section 35 of chapter 10 of the General Laws, and additional funds from the
7167 General Fund shall be \$864,882,390 and shall be apportioned to the cities and towns in
7168 accordance with this section.

7169 Notwithstanding section 2 of chapter 70 of the General Laws or any other general or
7170 special law to the contrary, except for section 12B of chapter 76 and section 89 of chapter 71 of
7171 the General Laws, for fiscal year 2010 the total amounts to be distributed and paid to each city
7172 and town from item 7061-0008 of section 2 shall be as set forth in the following lists. The
7173 specified amounts to be distributed from said item 7061-0008 of said section 2 shall be in full
7174 satisfaction of the amounts due under chapter 70 of the General Laws.

7175 Notwithstanding any general or special law to the contrary, the governor may allocate, at
7176 his full discretion, funds from the State Fiscal Stabilization Fund established by Title XIV of the
7177 American Recovery and Reinvestment Act of 2009, Pub. L. No. 111-5 (ARRA); provided
7178 further, that said potential allocation is reflected in the following chart in the column entitled
7179 “Potential Allocation of Federal Funds from the ARRA State Fiscal Stabilization Fund”;
7180 provided further, that the funds set forth in said column are an estimated apportionment and shall
7181 not appear on the cherry sheet produced by the department of revenue.

7182 For fiscal year 2010, when calculating the foundation budget for each district, the fiscal
7183 year 2009 Chapter 70 aid shall be valued at 98% of fiscal year 2009 aid as outlined in section 3
7184 of chapter 182 of the acts of 2008. The foundation budget categories for each district shall be
7185 calculated in the same manner as in fiscal year 2009. For fiscal year 2010, the foundation
7186 inflation index shall equal the prior year's foundation inflation index multiplied by the ratio of
7187 the value of the implicit price deflator for state and local government purchases in the second
7188 quarter of the prior fiscal year to its value in the second quarter of the year 2 years before. The
7189 target local share shall be calculated using the same methodology used in fiscal year
7190 2009. Preliminary local contribution shall be the municipality's fiscal year 2009 minimum
7191 required local contribution, increased or decreased by the municipal revenue growth factor. The
7192 minimum required local contribution for fiscal year 2010 shall be, for any municipality with a
7193 fiscal year 2010 preliminary contribution less than its fiscal year 2010 target contribution, the
7194 greater of: (a) the fiscal year 2009 minimum required contribution increased by municipal
7195 revenue growth factors; but if a municipality's preliminary contribution as a percentage of its
7196 foundation budget is more than 5 percentage points lower than the target local share, the
7197 preliminary contribution shall be recalculated using the municipality's revenue growth factor plus

7198 1 percentage point; and if a municipality's preliminary contribution as a percentage of its
7199 foundation budget is more than 10 percentage points lower than the target local share, the
7200 preliminary contribution shall be recalculated using the municipality's revenue growth factor plus
7201 2 percentage points; or (b) the lesser of 95 per cent of the municipality's fiscal year 2008 actual
7202 contribution or the municipality's fiscal year 2010 target contribution. Minimum required local
7203 contribution for fiscal year 2010 shall be, for any municipality with a fiscal year 2010
7204 preliminary contribution greater than its fiscal year 2010 target contribution, the preliminary
7205 local contribution reduced by 15 per cent of the gap between the preliminary local contribution
7206 and the target local contribution. Required local contribution shall be allocated among the
7207 districts to which a municipality belongs in direct proportion to the foundation budgets for the
7208 municipality's pupils at each of those districts.

7209 Chapter 70 aid for fiscal year 2010 shall be as distributed in fiscal year 2009. If there is a
7210 conflict between the language of this section and the distribution listed below, the distribution
7211 below shall control.

7212 The department of elementary and secondary education shall not consider health care
7213 costs for retired teachers to be part of net school spending for any district in which such costs
7214 were not considered part of net school spending in fiscal year 1994.

7215 No payments to cities, towns or counties maintaining an agricultural school pursuant to
7216 this section shall be made after November 30 of the fiscal year by the state treasurer until he
7217 receives certification from the commissioner of revenue of the commissioner's acceptance of the
7218 prior fiscal year's annual financial reports submitted pursuant to section 43 of chapter 44 of the
7219 General Laws. The state treasurer shall make advance payments for some or all of periodic local

7220 reimbursement or assistance programs to any city, town, regional school district or independent
7221 agricultural and technical school that demonstrates an emergency cash shortfall, as certified by
7222 the commissioner of revenue and approved by the secretary of the executive office for
7223 administration and finance, pursuant to guidelines established by the secretary.

7224 Municipality

7225 7061-0008 Chapter 70

7226 Unrestricted General Government Aid

7227 Potential Allocation of Federal Funds from the ARRA State Fiscal Stabilization Fund

7228 Potential Total Section 3 Local Aid (Contingent Upon Allocation of Federal Funds)

7229 ABINGTON

7230 7,652,405

7231 1,612,047

7232 0

7233 9,264,452

7234 ACTON

7235 5,123,578

7236 1,146,303

7237 384,404

7238	6,654,285
7239	ACUSHNET
7240	6,380,293
7241	1,242,500
7242	0
7243	7,622,793
7244	ADAMS
7245	8,958
7246	1,654,263
7247	39
7248	1,663,260
7249	AGAWAM
7250	16,156,816
7251	3,018,948
7252	1,494,435
7253	20,670,199
7254	ALFORD

7255	0
7256	11,057
7257	0
7258	11,057
7259	AMESBURY
7260	8,897,607
7261	1,594,224
7262	0
7263	10,491,831
7264	AMHERST
7265	6,141,373
7266	6,610,251
7267	0
7268	12,751,624
7269	ANDOVER
7270	7,318,616
7271	1,464,283

7272	0
7273	8,782,899
7274	ARLINGTON
7275	6,104,708
7276	6,217,040
7277	938,832
7278	13,260,580
7279	ASHBURNHAM
7280	0
7281	573,302
7282	0
7283	573,302
7284	ASHBY
7285	0
7286	312,586
7287	0
7288	312,586

7289	ASHFIELD
7290	97,305
7291	152,135
7292	0
7293	249,440
7294	ASHLAND
7295	4,502,102
7296	1,108,182
7297	331,209
7298	5,941,493
7299	ATHOL
7300	0
7301	1,874,130
7302	0
7303	1,874,130
7304	ATTLEBORO
7305	29,646,276

7306	4,675,008
7307	978,645
7308	35,299,929
7309	AUBURN
7310	5,691,647
7311	1,403,422
7312	618,522
7313	7,713,591
7314	AVON
7315	862,748
7316	567,974
7317	0
7318	1,430,722
7319	AYER
7320	4,168,122
7321	620,362
7322	0

7323	4,788,484
7324	BARNSTABLE
7325	7,589,756
7326	1,723,717
7327	0
7328	9,313,473
7329	BARRE
7330	17,501
7331	666,384
7332	21,991
7333	705,876
7334	BECKET
7335	79,753
7336	74,419
7337	0
7338	154,172
7339	BEDFORD

7340	2,964,642
7341	940,694
7342	0
7343	3,905,336
7344	BELCHERTOWN
7345	12,900,818
7346	1,394,325
7347	944,004
7348	15,239,147
7349	BELLINGHAM
7350	8,389,773
7351	1,390,505
7352	91,110
7353	9,871,388
7354	BELMONT
7355	4,511,739
7356	1,850,306

7357	1,373,659
7358	7,735,704
7359	BERKLEY
7360	5,426,422
7361	498,606
7362	0
7363	5,925,028
7364	BERLIN
7365	528,296
7366	165,216
7367	0
7368	693,512
7369	BERNARDSTON
7370	0
7371	232,424
7372	11,892
7373	244,316

7374	BEVERLY
7375	7,109,675
7376	4,785,533
7377	0
7378	11,895,208
7379	BILLERICA
7380	17,116,639
7381	4,771,857
7382	1,395,453
7383	23,283,949
7384	BLACKSTONE
7385	124,797
7386	980,621
7387	0
7388	1,105,418
7389	BLANDFORD
7390	44,506

7391	103,384
7392	0
7393	147,890
7394	BOLTON
7395	5,654
7396	161,794
7397	0
7398	167,448
7399	BOSTON
7400	216,994,382
7401	155,256,046
7402	0
7403	372,250,428
7404	BOURNE
7405	4,948,115
7406	1,201,280
7407	0

7408	6,149,395
7409	BOXBOROUGH
7410	1,366,966
7411	206,712
7412	0
7413	1,573,678
7414	BOXFORD
7415	1,620,806
7416	398,364
7417	0
7418	2,019,170
7419	BOYLSTON
7420	451,690
7421	280,696
7422	10,523
7423	742,909
7424	BRAINTREE

7425	9,326,942
7426	4,689,273
7427	3,051,962
7428	17,068,177
7429	Municipality
7430	7061-0008 Chapter 70
7431	Unrestricted General Government Aid
7432	Potential Allocation of Federal Funds from the ARRA State Fiscal Stabilization Fund
7433	Potential Total Section 3 Local Aid (Contingent Upon Allocation of Federal Funds)
7434	BREWSTER
7435	937,937
7436	323,564
7437	0
7438	1,261,501
7439	BRIDGEWATER
7440	84,053
7441	2,624,108

7442	0
7443	2,708,161
7444	BRIMFIELD
7445	1,167,152
7446	319,496
7447	0
7448	1,486,648
7449	BROCKTON
7450	126,330,840
7451	17,158,292
7452	7,067,088
7453	150,556,220
7454	BROOKFIELD
7455	1,342,588
7456	404,611
7457	0
7458	1,747,199

7459	BROOKLINE
7460	7,323,679
7461	5,202,767
7462	0
7463	12,526,446
7464	BUCKLAND
7465	0
7466	226,717
7467	6,183
7468	232,900
7469	BURLINGTON
7470	5,413,900
7471	2,146,071
7472	0
7473	7,559,971
7474	CAMBRIDGE
7475	9,130,367

7476	17,604,724
7477	0
7478	26,735,091
7479	CANTON
7480	3,685,031
7481	1,757,317
7482	135,364
7483	5,577,712
7484	CARLISLE
7485	834,776
7486	179,767
7487	0
7488	1,014,543
7489	CARVER
7490	10,112,726
7491	1,197,127
7492	0

7493	11,309,853
7494	CHARLEMONT
7495	140,550
7496	143,242
7497	0
7498	283,792
7499	CHARLTON
7500	0
7501	1,063,538
7502	7,638
7503	1,071,176
7504	CHATHAM
7505	685,125
7506	123,329
7507	0
7508	808,454
7509	CHELMSFORD

7510	9,243,365
7511	4,159,283
7512	1,392,442
7513	14,795,090
7514	CHELSEA
7515	49,781,388
7516	6,730,308
7517	1,771,356
7518	58,283,052
7519	CESHIRE
7520	310,513
7521	461,207
7522	0
7523	771,720
7524	CHESTER
7525	130,782
7526	147,535

7527	0
7528	278,317
7529	CHESTERFIELD
7530	126,627
7531	113,141
7532	0
7533	239,768
7534	CHICOPEE
7535	47,119,437
7536	9,436,454
7537	3,217,466
7538	59,773,357
7539	CHILMARK
7540	0
7541	3,073
7542	0
7543	3,073

7544 CLARKSBURG

7545 1,688,903

7546 298,108

7547 162,960

7548 2,149,971

7549 CLINTON

7550 10,988,464

7551 1,929,063

7552 65,712

7553 12,983,239

7554 COHASSET

7555 1,753,039

7556 421,608

7557 0

7558 2,174,647

7559 COLRAIN

7560 0

7561	209,061
7562	0
7563	209,061
7564	CONCORD
7565	2,111,688
7566	950,676
7567	0
7568	3,062,364
7569	CONWAY
7570	625,958
7571	146,455
7572	0
7573	772,413
7574	CUMMINGTON
7575	69,156
7576	68,362
7577	0

7578	137,518
7579	DALTON
7580	214,226
7581	826,118
7582	0
7583	1,040,344
7584	DANVERS
7585	4,509,672
7586	2,333,984
7587	0
7588	6,843,656
7589	DARTMOUTH
7590	9,490,011
7591	2,065,768
7592	0
7593	11,555,779
7594	DEDHAM

7595	3,857,099
7596	2,679,789
7597	0
7598	6,536,888
7599	DEERFIELD
7600	1,084,466
7601	393,594
7602	0
7603	1,478,060
7604	DENNIS
7605	0
7606	446,290
7607	0
7608	446,290
7609	DIGHTON
7610	0
7611	569,556

7612	0
7613	569,556
7614	DOUGLAS
7615	7,904,901
7616	598,025
7617	830,298
7618	9,333,224
7619	DOVER
7620	635,447
7621	157,637
7622	0
7623	793,084
7624	DRACUT
7625	17,062,255
7626	2,871,197
7627	1,613,156
7628	21,546,608

7629	DUDLEY
7630	0
7631	1,264,911
7632	0
7633	1,264,911
7634	DUNSTABLE
7635	0
7636	190,426
7637	4,183
7638	194,609
7639	DUXBURY
7640	4,254,657
7641	726,387
7642	417,755
7643	5,398,799
7644	EAST BRIDGEWATER
7645	10,678,301

7646	1,226,624
7647	30,728
7648	11,935,653
7649	Municipality
7650	7061-0008 Chapter 70
7651	Unrestricted General Government Aid
7652	Potential Allocation of Federal Funds from the ARRA State Fiscal Stabilization Fund
7653	Potential Total Section 3 Local Aid (Contingent Upon Allocation of Federal Funds)
7654	EAST BROOKFIELD
7655	93,637
7656	221,162
7657	0
7658	314,799
7659	EAST LONGMEADOW
7660	8,157,639
7661	1,186,171
7662	924,852

7663	10,268,662
7664	EASTHAM
7665	333,725
7666	122,088
7667	0
7668	455,813
7669	EASTHAMPTON
7670	7,995,345
7671	2,303,361
7672	0
7673	10,298,706
7674	EASTON
7675	9,598,361
7676	1,794,541
7677	112,390
7678	11,505,292
7679	EDGARTOWN

7680	446,517
7681	54,587
7682	0
7683	501,104
7684	EGREMONT
7685	0
7686	51,705
7687	0
7688	51,705
7689	ERVING
7690	404,830
7691	55,079
7692	26,852
7693	486,761
7694	ESSEX
7695	0
7696	200,637

7697	0
7698	200,637
7699	EVERETT
7700	33,241,384
7701	5,661,452
7702	3,878,051
7703	42,780,887
7704	FAIRHAVEN
7705	7,504,255
7706	1,847,895
7707	0
7708	9,352,150
7709	FALL RIVER
7710	91,768,280
7711	19,528,411
7712	327,857
7713	111,624,548

7714	FALMOUTH
7715	5,119,922
7716	1,136,100
7717	0
7718	6,256,022
7719	FITCHBURG
7720	40,327,289
7721	6,993,292
7722	1,172,654
7723	48,493,235
7724	FLORIDA
7725	506,498
7726	40,789
7727	49,710
7728	596,997
7729	FOXBOROUGH
7730	8,293,540

7731	1,220,611
7732	586,091
7733	10,100,242
7734	FRAMINGHAM
7735	16,793,161
7736	8,152,934
7737	2,802,609
7738	27,748,704
7739	FRANKLIN
7740	28,152,172
7741	2,024,876
7742	219,523
7743	30,396,571
7744	FREETOWN
7745	1,515,957
7746	778,144
7747	9,247

7748	2,303,348
7749	GARDNER
7750	18,753,226
7751	3,472,553
7752	228,936
7753	22,454,715
7754	AQUINNAH
7755	0
7756	1,914
7757	0
7758	1,914
7759	GEORGETOWN
7760	4,356,024
7761	587,041
7762	1,031,328
7763	5,974,393
7764	GILL

7765	0
7766	174,279
7767	0
7768	174,279
7769	GLOUCESTER
7770	6,080,047
7771	3,272,878
7772	0
7773	9,352,925
7774	GOSHEN
7775	100,116
7776	65,558
7777	0
7778	165,674
7779	GOSNOLD
7780	17,098
7781	1,719

7782	0
7783	18,817
7784	GRAFTON
7785	8,017,198
7786	1,281,306
7787	1,098,905
7788	10,397,409
7789	GRANBY
7790	4,637,824
7791	723,558
7792	102,974
7793	5,464,356
7794	GRANVILLE
7795	1,317,791
7796	131,384
7797	0
7798	1,449,175

7799 GREAT BARRINGTON

7800 0

7801 621,914

7802 0

7803 621,914

7804 GREENFIELD

7805 9,540,033

7806 2,601,664

7807 380,068

7808 12,521,765

7809 GROTON

7810 0

7811 630,711

7812 0

7813 630,711

7814 GROVELAND

7815 0

7816	521,800
7817	0
7818	521,800
7819	HADLEY
7820	774,541
7821	371,920
7822	0
7823	1,146,461
7824	HALIFAX
7825	2,590,266
7826	743,884
7827	221,096
7828	3,555,246
7829	HAMILTON
7830	0
7831	526,921
7832	0

7833	526,921
7834	HAMPDEN
7835	0
7836	513,337
7837	0
7838	513,337
7839	HANCOCK
7840	201,197
7841	46,267
7842	0
7843	247,464
7844	HANOVER
7845	5,884,555
7846	1,735,939
7847	419,371
7848	8,039,865
7849	HANSON

7850	11,705
7851	960,242
7852	12,914
7853	984,861
7854	HARDWICK
7855	0
7856	332,149
7857	0
7858	332,149
7859	HARVARD
7860	1,752,199
7861	1,213,584
7862	63,312
7863	3,029,095
7864	HARWICH
7865	1,833,840
7866	352,985

7867	0
7868	2,186,825
7869	Municipality
7870	7061-0008 Chapter 70
7871	Unrestricted General Government Aid
7872	Potential Allocation of Federal Funds from the ARRA State Fiscal Stabilization Fund
7873	Potential Total Section 3 Local Aid (Contingent Upon Allocation of Federal Funds)
7874	HATFIELD
7875	795,778
7876	255,697
7877	0
7878	1,051,475
7879	HAVERHILL
7880	35,356,458
7881	8,054,068
7882	1,317,498
7883	44,728,024

7884	HAWLEY
7885	11,435
7886	35,465
7887	8,751
7888	55,651
7889	HEATH
7890	0
7891	64,219
7892	0
7893	64,219
7894	HINGHAM
7895	4,753,585
7896	1,293,297
7897	970,913
7898	7,017,795
7899	HINSDALE
7900	109,045

7901	173,577
7902	0
7903	282,622
7904	HOLBROOK
7905	4,856,980
7906	1,209,136
7907	0
7908	6,066,116
7909	HOLDEN
7910	0
7911	1,404,066
7912	0
7913	1,404,066
7914	HOLLAND
7915	871,689
7916	165,401
7917	72,685

7918	1,109,775
7919	HOLLISTON
7920	6,742,333
7921	1,269,027
7922	240,340
7923	8,251,700
7924	HOLYOKE
7925	66,423,722
7926	8,322,601
7927	1,936,968
7928	76,683,291
7929	HOPEDALE
7930	6,143,124
7931	534,359
7932	0
7933	6,677,483
7934	HOPKINTON

7935	5,672,879
7936	643,739
7937	107,634
7938	6,424,252
7939	HUBBARDSTON
7940	8,415
7941	328,561
7942	0
7943	336,976
7944	HUDSON
7945	8,247,011
7946	1,634,115
7947	1,184,561
7948	11,065,687
7949	HULL
7950	3,814,006
7951	1,736,672

7952	0
7953	5,550,678
7954	HUNTINGTON
7955	214,502
7956	270,543
7957	0
7958	485,045
7959	IPSWICH
7960	2,499,977
7961	1,315,437
7962	267,916
7963	4,083,330
7964	KINGSTON
7965	3,812,342
7966	786,564
7967	187,157
7968	4,786,063

7969	LAKEVILLE
7970	2,389,045
7971	670,509
7972	0
7973	3,059,554
7974	LANCASTER
7975	0
7976	678,383
7977	0
7978	678,383
7979	LANESBOROUGH
7980	844,664
7981	282,678
7982	0
7983	1,127,342
7984	LAWRENCE
7985	133,334,130

7986	16,090,111
7987	7,803,281
7988	157,227,522
7989	LEE
7990	2,026,303
7991	510,350
7992	0
7993	2,536,653
7994	LEICESTER
7995	9,713,210
7996	1,422,852
7997	0
7998	11,136,062
7999	LENOX
8000	1,194,985
8001	436,796
8002	0

8003	1,631,781
8004	LEOMINSTER
8005	39,667,839
8006	4,690,050
8007	2,374,221
8008	46,732,110
8009	LEVERETT
8010	282,057
8011	146,273
8012	0
8013	428,330
8014	LEXINGTON
8015	7,449,035
8016	1,255,901
8017	0
8018	8,704,936
8019	LEYDEN

8020	0
8021	66,851
8022	0
8023	66,851
8024	LINCOLN
8025	759,016
8026	557,883
8027	0
8028	1,316,899
8029	LITTLETON
8030	2,957,052
8031	582,510
8032	770,776
8033	4,310,338
8034	LONGMEADOW
8035	4,340,920
8036	1,144,904

8037	0
8038	5,485,824
8039	LOWELL
8040	117,484,100
8041	20,640,896
8042	4,252,563
8043	142,377,559
8044	LUDLOW
8045	12,434,935
8046	2,503,386
8047	1,185,472
8048	16,123,793
8049	LUNENBURG
8050	4,528,374
8051	866,590
8052	291,916
8053	5,686,880

8054	LYNN
8055	115,255,564
8056	18,347,598
8057	1,906,731
8058	135,509,893
8059	LYNNFIELD
8060	4,013,888
8061	852,273
8062	0
8063	4,866,161
8064	MALDEN
8065	40,412,820
8066	10,281,118
8067	1,502,272
8068	52,196,210
8069	MANCHESTER
8070	0

8071	182,240
8072	0
8073	182,240
8074	MANSFIELD
8075	16,918,143
8076	1,827,917
8077	1,947,881
8078	20,693,941
8079	MARBLEHEAD
8080	4,805,402
8081	933,171
8082	0
8083	5,738,573
8084	MARION
8085	456,004
8086	184,905
8087	0

8088	640,909
8089	Municipality
8090	7061-0008 Chapter 70
8091	Unrestricted General Government Aid
8092	Potential Allocation of Federal Funds from the ARRA State Fiscal Stabilization Fund
8093	Potential Total Section 3 Local Aid (Contingent Upon Allocation of Federal Funds)
8094	MARLBOROUGH
8095	11,393,518
8096	4,460,900
8097	1,794,172
8098	17,648,590
8099	MARSHFIELD
8100	14,331,875
8101	1,775,250
8102	0
8103	16,107,125
8104	MASHPEE

8105	4,437,308
8106	301,499
8107	0
8108	4,738,807
8109	MATTAPOISETT
8110	556,663
8111	332,133
8112	0
8113	888,796
8114	MAYNARD
8115	3,197,900
8116	1,287,427
8117	510,665
8118	4,995,992
8119	MEDFIELD
8120	5,937,045
8121	1,187,899

8122	0
8123	7,124,944
8124	MEDFORD
8125	11,447,701
8126	9,709,458
8127	0
8128	21,157,159
8129	MEDWAY
8130	9,045,828
8131	999,772
8132	1,460,681
8133	11,506,281
8134	MELROSE
8135	7,390,904
8136	4,202,650
8137	40,626
8138	11,634,180

8139	MENDON
8140	27,110
8141	334,885
8142	110
8143	362,105
8144	MERRIMAC
8145	0
8146	596,689
8147	0
8148	596,689
8149	METHUEN
8150	36,622,588
8151	4,455,621
8152	4,595,564
8153	45,673,773
8154	MIDDLEBOROUGH
8155	16,841,680

8156	2,020,405
8157	695,804
8158	19,557,889
8159	MIDDLEFIELD
8160	17,297
8161	43,565
8162	0
8163	60,862
8164	MIDDLETON
8165	1,566,978
8166	448,379
8167	0
8168	2,015,357
8169	MILFORD
8170	13,960,569
8171	2,503,003
8172	2,014,560

8173	18,478,132
8174	MILLBURY
8175	6,817,527
8176	1,451,120
8177	183,092
8178	8,451,739
8179	MILLIS
8180	3,493,858
8181	857,969
8182	762,971
8183	5,114,798
8184	MILLVILLE
8185	42,330
8186	292,509
8187	0
8188	334,839
8189	MILTON

8190	4,691,135
8191	2,633,111
8192	1,123,447
8193	8,447,693
8194	MONROE
8195	87,773
8196	15,068
8197	0
8198	102,841
8199	MONSON
8200	7,554,467
8201	1,069,725
8202	114,647
8203	8,738,839
8204	MONTAGUE
8205	6,377
8206	1,036,035

8207	22
8208	1,042,434
8209	MONTEREY
8210	0
8211	36,398
8212	0
8213	36,398
8214	MONTGOMERY
8215	19,057
8216	67,239
8217	2,944
8218	89,240
8219	MOUNT WASHINGTON
8220	34,142
8221	24,565
8222	0
8223	58,707

8224	NAHANT
8225	465,587
8226	309,632
8227	0
8228	775,219
8229	NANTUCKET
8230	1,409,385
8231	64,929
8232	0
8233	1,474,314
8234	NATICK
8235	5,727,110
8236	3,122,719
8237	1,733,013
8238	10,582,842
8239	NEEDHAM
8240	5,996,469

8241	1,430,560
8242	1,067,519
8243	8,494,548
8244	NEW ASHFORD
8245	162,695
8246	16,645
8247	0
8248	179,340
8249	NEW BEDFORD
8250	108,736,420
8251	18,851,212
8252	4,290,541
8253	131,878,173
8254	NEW BRAINTREE
8255	0
8256	97,690
8257	0

8258	97,690
8259	NEW MARLBOROUGH
8260	0
8261	47,992
8262	0
8263	47,992
8264	NEW SALEM
8265	0
8266	84,036
8267	0
8268	84,036
8269	NEWBURY
8270	0
8271	372,269
8272	0
8273	372,269
8274	NEWBURYPORT

8275	3,320,352
8276	2,090,013
8277	0
8278	5,410,365
8279	NEWTON
8280	14,171,395
8281	4,815,807
8282	0
8283	18,987,202
8284	NORFOLK
8285	3,417,236
8286	785,867
8287	0
8288	4,203,103
8289	NORTH ADAMS
8290	14,175,431
8291	3,635,615

8292	0
8293	17,811,046
8294	NORTH ANDOVER
8295	5,440,937
8296	1,679,412
8297	1,126,954
8298	8,247,303
8299	NORTH ATTLEBOROUGH
8300	20,629,686
8301	2,357,636
8302	0
8303	22,987,322
8304	NORTH BROOKFIELD
8305	4,362,572
8306	652,982
8307	0
8308	5,015,554

8309	Municipality
8310	7061-0008 Chapter 70
8311	Unrestricted General Government Aid
8312	Potential Allocation of Federal Funds from the ARRA State Fiscal Stabilization Fund
8313	Potential Total Section 3 Local Aid (Contingent Upon Allocation of Federal Funds)
8314	NORTH READING
8315	6,047,449
8316	1,455,042
8317	858,605
8318	8,361,096
8319	NORTHAMPTON
8320	7,228,831
8321	3,601,830
8322	0
8323	10,830,661
8324	NORTHBOROUGH
8325	3,280,525

8326	914,083
8327	244,864
8328	4,439,472
8329	NORTHBRIDGE
8330	13,971,740
8331	1,729,796
8332	381,184
8333	16,082,720
8334	NORTHFIELD
8335	0
8336	259,410
8337	0
8338	259,410
8339	NORTON
8340	12,832,725
8341	1,703,205
8342	0

8343	14,535,930
8344	NORWELL
8345	2,723,254
8346	878,475
8347	498,968
8348	4,100,697
8349	NORWOOD
8350	5,079,889
8351	3,811,732
8352	0
8353	8,891,621
8354	OAK BLUFFS
8355	648,233
8356	59,598
8357	0
8358	707,831
8359	OAKHAM

8360	78,807
8361	157,223
8362	38,652
8363	274,682
8364	ORANGE
8365	5,406,413
8366	1,324,355
8367	0
8368	6,730,768
8369	ORLEANS
8370	251,039
8371	140,763
8372	0
8373	391,802
8374	OTIS
8375	0
8376	29,807

8377	0
8378	29,807
8379	OXFORD
8380	9,228,194
8381	1,685,059
8382	470,269
8383	11,383,522
8384	PALMER
8385	11,001,315
8386	1,643,449
8387	110,932
8388	12,755,696
8389	PAXTON
8390	0
8391	382,879
8392	0
8393	382,879

8394	PEABODY
8395	19,715,730
8396	5,915,441
8397	195,223
8398	25,826,394
8399	PELHAM
8400	228,505
8401	130,444
8402	0
8403	358,949
8404	PEMBROKE
8405	12,200,192
8406	1,377,529
8407	1,393,371
8408	14,971,092
8409	PEPPERELL
8410	8,699

8411	1,047,943
8412	0
8413	1,056,642
8414	PERU
8415	89,697
8416	91,255
8417	0
8418	180,952
8419	PETERSHAM
8420	442,349
8421	93,947
8422	0
8423	536,296
8424	PHILLIPSTON
8425	0
8426	146,080
8427	0

8428	146,080
8429	PITTSFIELD
8430	35,041,213
8431	7,075,346
8432	2,530,706
8433	44,647,265
8434	PLAINFIELD
8435	53,150
8436	41,112
8437	0
8438	94,262
8439	PLAINVILLE
8440	2,633,937
8441	621,700
8442	27,252
8443	3,282,889
8444	PLYMOUTH

8445	20,948,547
8446	3,211,064
8447	2,048,016
8448	26,207,627
8449	PLYMPTON
8450	582,449
8451	194,414
8452	0
8453	776,863
8454	PRINCETON
8455	0
8456	242,631
8457	2,303
8458	244,934
8459	PROVINCETOWN
8460	272,588
8461	113,351

8462	0
8463	385,939
8464	QUINCY
8465	15,804,134
8466	15,647,745
8467	4,399,423
8468	35,851,302
8469	RANDOLPH
8470	11,941,876
8471	4,259,534
8472	0
8473	16,201,410
8474	RAYNHAM
8475	0
8476	931,849
8477	0
8478	931,849

8479	READING
8480	9,078,931
8481	2,656,673
8482	1,005,358
8483	12,740,962
8484	REHOBOTH
8485	0
8486	769,134
8487	0
8488	769,134
8489	REVERE
8490	32,918,917
8491	8,429,795
8492	5,843,651
8493	47,192,363
8494	RICHMOND
8495	349,151

8496	88,659
8497	0
8498	437,810
8499	ROCHESTER
8500	1,601,504
8501	348,051
8502	208,079
8503	2,157,634
8504	ROCKLAND
8505	10,152,293
8506	2,166,364
8507	393,955
8508	12,712,612
8509	ROCKPORT
8510	1,343,494
8511	358,581
8512	0

8513	1,702,075
8514	ROWE
8515	71,465
8516	3,228
8517	0
8518	74,693
8519	ROWLEY
8520	0
8521	442,546
8522	0
8523	442,546
8524	ROYALSTON
8525	0
8526	131,945
8527	0
8528	131,945
8529	Municipality

8530	7061-0008 Chapter 70
8531	Unrestricted General Government Aid
8532	Potential Allocation of Federal Funds from the ARRA State Fiscal Stabilization Fund
8533	Potential Total Section 3 Local Aid (Contingent Upon Allocation of Federal Funds)
8534	RUSSELL
8535	175,484
8536	199,767
8537	0
8538	375,251
8539	RUTLAND
8540	9,993
8541	670,701
8542	0
8543	680,694
8544	SALEM
8545	14,083,762
8546	5,653,022

8547	3,229,393
8548	22,966,177
8549	SALISBURY
8550	0
8551	517,786
8552	0
8553	517,786
8554	SANDISFIELD
8555	0
8556	28,397
8557	0
8558	28,397
8559	SANDWICH
8560	6,735,852
8561	923,647
8562	0
8563	7,659,499

8564	SAUGUS
8565	4,107,595
8566	3,006,463
8567	0
8568	7,114,058
8569	SAVOY
8570	516,731
8571	94,950
8572	10,440
8573	622,121
8574	SCITUATE
8575	5,104,541
8576	1,648,541
8577	0
8578	6,753,082
8579	SEEKONK
8580	4,512,952

8581	1,008,415
8582	0
8583	5,521,367
8584	SHARON
8585	6,824,996
8586	1,147,160
8587	6,809
8588	7,978,965
8589	SHEFFIELD
8590	14,465
8591	199,644
8592	0
8593	214,109
8594	SHELBURNE
8595	0
8596	212,445
8597	0

8598	212,445
8599	SHERBORN
8600	528,026
8601	177,506
8602	0
8603	705,532
8604	SHIRLEY
8605	4,394,883
8606	1,075,170
8607	0
8608	5,470,053
8609	SHREWSBURY
8610	18,489,475
8611	2,282,788
8612	1,127,834
8613	21,900,097
8614	SHUTESBURY

8615	604,124
8616	138,969
8617	0
8618	743,093
8619	SOMERSET
8620	5,264,877
8621	1,256,894
8622	49,413
8623	6,571,184
8624	SOMERVILLE
8625	20,185,320
8626	19,832,947
8627	0
8628	40,018,267
8629	SOUTH HADLEY
8630	7,511,991
8631	2,140,256

8632	561,246
8633	10,213,493
8634	SOUTHAMPTON
8635	2,561,807
8636	522,163
8637	0
8638	3,083,970
8639	SOUTHBOROUGH
8640	2,804,288
8641	358,425
8642	0
8643	3,162,713
8644	SOUTHBRIDGE
8645	15,956,972
8646	2,882,987
8647	0
8648	18,839,959

8649	SOUTHWICK
8650	0
8651	933,551
8652	0
8653	933,551
8654	SPENCER
8655	0
8656	1,601,705
8657	0
8658	1,601,705
8659	SPRINGFIELD
8660	257,480,215
8661	31,023,052
8662	15,426,481
8663	303,929,748
8664	STERLING
8665	0

8666	563,651
8667	0
8668	563,651
8669	STOCKBRIDGE
8670	0
8671	81,687
8672	0
8673	81,687
8674	STONEHAM
8675	3,461,523
8676	3,045,613
8677	193,581
8678	6,700,717
8679	STOUGHTON
8680	12,504,587
8681	2,624,209
8682	527,959

8683	15,656,755
8684	STOW
8685	0
8686	344,979
8687	0
8688	344,979
8689	STURBRIDGE
8690	2,020,381
8691	634,894
8692	356,241
8693	3,011,516
8694	SUDBURY
8695	4,280,621
8696	1,147,136
8697	163,484
8698	5,591,241
8699	SUNDERLAND

8700	873,519
8701	414,200
8702	0
8703	1,287,719
8704	SUTTON
8705	5,386,366
8706	639,703
8707	3,754
8708	6,029,823
8709	SWAMPSCOTT
8710	2,647,887
8711	1,060,740
8712	108,995
8713	3,817,622
8714	SWANSEA
8715	4,640,675
8716	1,539,151

8717	412,255
8718	6,592,081
8719	TAUNTON
8720	44,243,664
8721	6,892,536
8722	2,589,828
8723	53,726,028
8724	TEMPLETON
8725	0
8726	992,819
8727	0
8728	992,819
8729	TEWKSBURY
8730	12,877,110
8731	2,280,825
8732	226,514
8733	15,384,449

8734	TISBURY
8735	402,050
8736	80,356
8737	0
8738	482,406
8739	TOLLAND
8740	0
8741	13,822
8742	0
8743	13,822
8744	TOPSFIELD
8745	1,083,775
8746	502,644
8747	0
8748	1,586,419
8749	Municipality
8750	7061-0008 Chapter 70

8751	Unrestricted General Government Aid
8752	Potential Allocation of Federal Funds from the ARRA State Fiscal Stabilization Fund
8753	Potential Total Section 3 Local Aid (Contingent Upon Allocation of Federal Funds)
8754	TOWNSEND
8755	8,530
8756	957,675
8757	0
8758	966,205
8759	TRURO
8760	259,303
8761	24,653
8762	0
8763	283,956
8764	TYNGSBOROUGH
8765	7,352,623
8766	791,956
8767	0

8768	8,144,579
8769	TYRINGHAM
8770	37,209
8771	10,404
8772	0
8773	47,613
8774	UPTON
8775	24,044
8776	401,333
8777	0
8778	425,377
8779	UXBRIDGE
8780	9,453,474
8781	1,127,583
8782	0
8783	10,581,057
8784	WAKEFIELD

8785	4,770,785
8786	2,760,747
8787	422,253
8788	7,953,785
8789	WALES
8790	684,608
8791	193,560
8792	0
8793	878,168
8794	WALPOLE
8795	7,354,336
8796	2,088,546
8797	153,158
8798	9,596,040
8799	WALTHAM
8800	7,466,622
8801	7,869,373

8802	0
8803	15,335,995
8804	WARE
8805	8,003,012
8806	1,414,796
8807	40,428
8808	9,458,236
8809	WAREHAM
8810	12,242,029
8811	1,621,371
8812	764,151
8813	14,627,551
8814	WARREN
8815	70,228
8816	643,768
8817	0
8818	713,996

8819	WARWICK
8820	0
8821	93,178
8822	0
8823	93,178
8824	WASHINGTON
8825	11,705
8826	70,303
8827	0
8828	82,008
8829	WATERTOWN
8830	3,416,570
8831	5,233,630
8832	0
8833	8,650,200
8834	WAYLAND
8835	3,322,155

8836	740,758
8837	0
8838	4,062,913
8839	WEBSTER
8840	9,015,364
8841	2,029,005
8842	1,125,033
8843	12,169,402
8844	WELLESLEY
8845	6,387,858
8846	1,061,589
8847	1,220,173
8848	8,669,620
8849	WELLFLEET
8850	154,572
8851	47,899
8852	0

8853	202,471
8854	WENDELL
8855	0
8856	137,128
8857	0
8858	137,128
8859	WENHAM
8860	0
8861	351,023
8862	0
8863	351,023
8864	WEST BOYLSTON
8865	2,962,652
8866	652,930
8867	0
8868	3,615,582
8869	WEST BRIDGEWATER

8870	2,181,778
8871	535,882
8872	198,110
8873	2,915,770
8874	WEST BROOKFIELD
8875	209,737
8876	389,171
8877	0
8878	598,908
8879	WEST NEWBURY
8880	0
8881	230,542
8882	0
8883	230,542
8884	WEST SPRINGFIELD
8885	17,369,506
8886	2,937,003

8887	1,660,760
8888	21,967,269
8889	WEST STOCKBRIDGE
8890	0
8891	79,679
8892	0
8893	79,679
8894	WEST TISBURY
8895	0
8896	149,803
8897	0
8898	149,803
8899	WESTBOROUGH
8900	4,344,030
8901	949,635
8902	139,431
8903	5,433,096

8904	WESTFIELD
8905	33,362,165
8906	5,158,885
8907	1,019,283
8908	39,540,333
8909	WESTFORD
8910	15,317,915
8911	1,741,555
8912	1,525,835
8913	18,585,305
8914	WESTHAMPTON
8915	412,014
8916	118,749
8917	58,463
8918	589,226
8919	WESTMINSTER
8920	0

8921	528,154
8922	0
8923	528,154
8924	WESTON
8925	2,556,275
8926	306,536
8927	0
8928	2,862,811
8929	WESTPORT
8930	4,388,806
8931	997,003
8932	0
8933	5,385,809
8934	WESTWOOD
8935	3,476,983
8936	597,860
8937	541,581

8938	4,616,424
8939	WEYMOUTH
8940	23,839,936
8941	7,145,584
8942	0
8943	30,985,520
8944	WHATELY
8945	241,457
8946	109,977
8947	10,527
8948	361,961
8949	WHITMAN
8950	117,046
8951	1,715,904
8952	0
8953	1,832,950
8954	WILBRAHAM

8955	0
8956	1,100,033
8957	0
8958	1,100,033
8959	WILLIAMSBURG
8960	423,768
8961	248,102
8962	13,289
8963	685,159
8964	WILLIAMSTOWN
8965	945,841
8966	782,399
8967	0
8968	1,728,240
8969	Municipality
8970	7061-0008 Chapter 70
8971	Unrestricted General Government Aid

8972	Potential Allocation of Federal Funds from the ARRA State Fiscal Stabilization Fund
8973	Potential Total Section 3 Local Aid (Contingent Upon Allocation of Federal Funds)
8974	WILMINGTON
8975	9,758,342
8976	2,037,726
8977	590,756
8978	12,386,824
8979	WINCHENDON
8980	10,643,896
8981	1,378,662
8982	1,159,828
8983	13,182,386
8984	WINCHESTER
8985	5,105,397
8986	1,212,491
8987	821,710
8988	7,139,598

8989	WINDSOR
8990	49,334
8991	81,050
8992	0
8993	130,384
8994	WINTHROP
8995	5,080,860
8996	3,454,719
8997	0
8998	8,535,579
8999	WOBURN
9000	6,573,988
9001	4,906,061
9002	0
9003	11,480,049
9004	WORCESTER
9005	176,884,068

9006	34,055,201
9007	17,047,872
9008	227,987,141
9009	WORTHINGTON
9010	71,276
9011	102,936
9012	0
9013	174,212
9014	WRENTHAM
9015	3,738,425
9016	764,024
9017	0
9018	4,502,449
9019	YARMOUTH
9020	2,555
9021	1,034,669
9022	2,210

9023	1,039,434
9024	DEVENS
9025	321,440
9026	0
9027	0
9028	321,440
9029	Municipal Total
9030	3,242,320,608
9031	864,882,390
9032	166,044,506
9033	4,273,247,504
9034	Regional School District
9035	7061-0008 Chapter 70
9036	Unrestricted General Government Aid
9037	Potential Allocation of Federal Funds from the ARRA State Fiscal Stabilization Fund
9038	Potential Total Section 3 Local Aid (Contingent Upon Allocation of Federal Funds)
9039	ACTON BOXBOROUGH

9040	6,715,773
9041	0
9042	681,328
9043	7,397,101
9044	ADAMS CHESHIRE
9045	10,254,928
9046	0
9047	0
9048	10,254,928
9049	AMHERST PELHAM
9050	9,685,959
9051	0
9052	0
9053	9,685,959
9054	ASHBURNHAM WESTMINSTER
9055	10,126,994
9056	0

9057	378,206
9058	10,505,200
9059	ASSABET VALLEY
9060	2,934,442
9061	0
9062	0
9063	2,934,442
9064	ATHOL ROYALSTON
9065	17,928,042
9066	0
9067	0
9068	17,928,042
9069	BERKSHIRE HILLS
9070	2,807,290
9071	0
9072	0
9073	2,807,290

9074	BERLIN BOYLSTON
9075	921,023
9076	0
9077	0
9078	921,023
9079	BLACKSTONE MILLVILLE
9080	11,104,016
9081	0
9082	0
9083	11,104,016
9084	BLACKSTONE VALLEY
9085	7,077,833
9086	0
9087	571,705
9088	7,649,538
9089	BLUE HILLS
9090	4,035,092

9091	0
9092	0
9093	4,035,092
9094	BRIDGEWATER RAYNHAM
9095	21,180,680
9096	0
9097	0
9098	21,180,680
9099	BRISTOL COUNTY
9100	3,016,539
9101	0
9102	81,568
9103	3,098,107
9104	BRISTOL PLYMOUTH
9105	9,139,878
9106	0
9107	840,328

9108	9,980,206
9109	CAPE COD
9110	2,134,684
9111	0
9112	0
9113	2,134,684
9114	CENTRAL BERKSHIRE
9115	8,751,713
9116	0
9117	104,439
9118	8,856,152
9119	CHESTERFIELD GOSHEN
9120	757,346
9121	0
9122	0
9123	757,346
9124	CONCORD CARLISLE

9125	1,886,888
9126	0
9127	0
9128	1,886,888
9129	DENNIS YARMOUTH
9130	6,764,640
9131	0
9132	0
9133	6,764,640
9134	DIGHTON REHOBOTH
9135	12,880,094
9136	0
9137	0
9138	12,880,094
9139	DOVER SHERBORN
9140	1,436,198
9141	0

9142	0
9143	1,436,198
9144	DUDLEY CHARLTON
9145	23,924,337
9146	0
9147	1,139,792
9148	25,064,129
9149	ESSEX COUNTY
9150	4,228,553
9151	0
9152	0
9153	4,228,553
9154	FARMINGTON RIVER
9155	405,970
9156	0
9157	0
9158	405,970

9159	FRANKLIN COUNTY
9160	3,453,126
9161	0
9162	0
9163	3,453,126
9164	FREETOWN LAKEVILLE
9165	7,413,773
9166	0
9167	0
9168	7,413,773
9169	FRONTIER
9170	2,857,269
9171	0
9172	0
9173	2,857,269
9174	GATEWAY
9175	5,866,604

9176	0
9177	0
9178	5,866,604
9179	GILL MONTAGUE
9180	6,304,363
9181	0
9182	0
9183	6,304,363
9184	GREATER FALL RIVER
9185	14,264,378
9186	0
9187	0
9188	14,264,378
9189	GREATER LAWRENCE
9190	20,988,571
9191	0
9192	0

9193	20,988,571
9194	GREATER LOWELL
9195	20,611,676
9196	0
9197	632,095
9198	21,243,771
9199	GREATER NEW BEDFORD
9200	21,747,161
9201	0
9202	989,587
9203	22,736,748
9204	GROTON DUNSTABLE
9205	10,858,434
9206	0
9207	0
9208	10,858,434
9209	HAMILTON WENHAM

9210	3,436,056
9211	0
9212	0
9213	3,436,056
9214	HAMPDEN WILBRAHAM
9215	11,514,847
9216	0
9217	265,680
9218	11,780,527
9219	HAMPSHIRE
9220	3,004,851
9221	0
9222	262,011
9223	3,266,862
9224	HAWLEMONT
9225	637,772
9226	0

9227	0
9228	637,772
9229	KING PHILIP
9230	7,421,505
9231	0
9232	0
9233	7,421,505
9234	LINCOLN SUDBURY
9235	2,471,805
9236	0
9237	189,743
9238	2,661,548
9239	MANCHESTER ESSEX
9240	1,684,043
9241	0
9242	0
9243	1,684,043

9244	Regional School District
9245	7061-0008 Chapter 70
9246	Unrestricted General Government Aid
9247	Potential Allocation of Federal Funds from the ARRA State Fiscal Stabilization Fund
9248	Potential Total Section 3 Local Aid (Contingent Upon Allocation of Federal Funds)
9249	MARTHAS VINEYARD
9250	2,843,504
9251	0
9252	0
9253	2,843,504
9254	MASCONOMET
9255	4,951,222
9256	0
9257	0
9258	4,951,222
9259	MENDON UPTON
9260	12,295,995

9261	0
9262	229,442
9263	12,525,437
9264	MINUTEMAN
9265	2,249,201
9266	0
9267	0
9268	2,249,201
9269	MOHAWK TRAIL
9270	6,136,890
9271	0
9272	0
9273	6,136,890
9274	MONTACHUSETT
9275	12,054,378
9276	0
9277	751,886

9278	12,806,264
9279	MOUNT GREYLOCK
9280	1,741,351
9281	0
9282	0
9283	1,741,351
9284	NARRAGANSETT
9285	10,148,997
9286	0
9287	0
9288	10,148,997
9289	NASHOBA
9290	6,473,631
9291	0
9292	0
9293	6,473,631
9294	NASHOBA VALLEY

9295	2,844,999
9296	0
9297	444,762
9298	3,289,761
9299	NAUSET
9300	3,384,747
9301	0
9302	0
9303	3,384,747
9304	NEW SALEM WENDELL
9305	656,374
9306	0
9307	0
9308	656,374
9309	NORFOLK COUNTY
9310	1,003,912
9311	0

9312	30,892
9313	1,034,804
9314	NORTH MIDDLESEX
9315	20,604,743
9316	0
9317	0
9318	20,604,743
9319	NORTHAMPTON SMITH
9320	935,567
9321	0
9322	0
9323	935,567
9324	NORTH SHORE
9325	1,616,769
9326	0
9327	0
9328	1,616,769

9329	NORTHBORO SOUTHBORO
9330	2,862,169
9331	0
9332	27,982
9333	2,890,151
9334	NORTHEAST METROPOLITAN
9335	7,611,122
9336	0
9337	700,084
9338	8,311,206
9339	NORTHERN BERKSHIRE
9340	4,305,980
9341	0
9342	128,842
9343	4,434,822
9344	OLD COLONY
9345	3,316,268

9346	0
9347	38,418
9348	3,354,686
9349	OLD ROCHESTER
9350	2,070,404
9351	0
9352	0
9353	2,070,404
9354	PATHFINDER
9355	5,011,306
9356	0
9357	0
9358	5,011,306
9359	PENTUCKET
9360	13,226,986
9361	0
9362	0

9363	13,226,986
9364	PIONEER
9365	4,195,800
9366	0
9367	0
9368	4,195,800
9369	QUABBIN
9370	16,979,189
9371	0
9372	0
9373	16,979,189
9374	QUABOAG
9375	8,335,277
9376	0
9377	13,992
9378	8,349,269
9379	RALPH C MAHAR

9380	5,551,073
9381	0
9382	0
9383	5,551,073
9384	SHAWSHEEN VALLEY
9385	5,375,355
9386	0
9387	477,139
9388	5,852,494
9389	SILVER LAKE
9390	6,815,899
9391	0
9392	161,186
9393	6,977,085
9394	SOUTH MIDDLESEX
9395	2,548,930
9396	0

9397	0
9398	2,548,930
9399	SOUTH SHORE
9400	3,660,126
9401	0
9402	79,372
9403	3,739,498
9404	SOUTHEASTERN
9405	11,804,129
9406	0
9407	994,307
9408	12,798,436
9409	SOUTHERN BERKSHIRE
9410	1,900,305
9411	0
9412	0
9413	1,900,305

9414	SOUTHERN WORCESTER
9415	9,053,691
9416	0
9417	495,326
9418	9,549,017
9419	SOUTHWICK TOLLAND
9420	8,213,061
9421	0
9422	520,637
9423	8,733,698
9424	SPENCER EAST BROOKFIELD
9425	13,983,163
9426	0
9427	0
9428	13,983,163
9429	TANTASQUA
9430	7,904,757

9431	0
9432	0
9433	7,904,757
9434	TRI COUNTY
9435	5,319,115
9436	0
9437	0
9438	5,319,115
9439	TRITON
9440	8,568,933
9441	0
9442	0
9443	8,568,933
9444	UPISLAND
9445	825,674
9446	0
9447	0

9448	825,674
9449	UPPER CAPE COD
9450	3,008,736
9451	0
9452	0
9453	3,008,736
9454	Regional School District
9455	7061-0008 Chapter 70
9456	Unrestricted General Government Aid
9457	Potential Allocation of Federal Funds from the ARRA State Fiscal Stabilization Fund
9458	Potential Total Section 3 Local Aid (Contingent Upon Allocation of Federal Funds)
9459	WACHUSETT
9460	21,490,211
9461	0
9462	1,283,105
9463	22,773,316
9464	WHITMAN HANSON

9465	23,500,164
9466	0
9467	466,278
9468	23,966,442
9469	WHITTIER
9470	5,511,728
9471	0
9472	1,011,094
9473	6,522,822
9474	Regional Total
9475	627,526,977
9476	0
9477	13,991,226
9478	641,518,203
9479	SECTION
9480	SECTION
9481	SECTION

9482 SECTION Section 68 of chapter 3 of the General Laws, inserted by section 3 of chapter
9483 451 of the acts of 2008, is hereby amended by striking out subsection (a) and inserting in place
9484 thereof the following subsection:-

9485 (a) There shall be a permanent commission on the status of citizens of Asian descent to
9486 consist of 21 persons as follows: 3 persons to be appointed by the governor, 3 persons to be
9487 appointed by the speaker of the house of representatives, 3 persons to be appointed by the
9488 president of the senate, 3 persons to be appointed by the state treasurer, 3 persons to be appointed
9489 by the state secretary, 3 persons to be appointed by the attorney general and 3 persons appointed
9490 by the state auditor. Members of the commission shall be citizens of the commonwealth who
9491 have demonstrated a commitment to the Asian-American community. Members shall be subject
9492 to chapter 268A as they apply to special state employees.

9493 SECTION 4A. Chapter 6 of the General Laws is hereby amended by inserting after
9494 section 172I the following section:--

9495 Section 172J. Notwithstanding section 172 or any other general or special law to the
9496 contrary, any children's camp or school that plans to employ or accept as a volunteer for a
9497 climbing wall or challenge course program, a person who is or has previously been the subject of
9498 a record check pursuant to sections 172G, 172H, 172I or section 38R of chapter 71, shall not be
9499 required to conduct a second record check by reason of such person's employment or
9500 volunteering for a climbing wall or challenge course program, within 12 months of the previous
9501 record check.. Such camp or school may either simultaneously submit to the criminal history
9502 systems board applications for a record check under sections 172G, 172H, 172I or section 38R of
9503 chapter 71 and this section, or use the information obtained within the prior 12 months under

9504 sections 172G, 172H, 172I or section 38R of chapter 71 for the purpose of the climbing wall or
9505 challenge course program. If the camp or school submits simultaneous applications, the criminal
9506 history systems board shall conduct the most comprehensive record check required by either
9507 application, and the results of such record check shall satisfy the camp or school's obligations to
9508 request record information with respect to both job functions. The camp or school may also
9509 disseminate information obtained under this section to the department of public safety. The
9510 criminal history systems board shall only assess the camp or school 1 fee for simultaneous
9511 requests filed pursuant to this section.

9512 Information obtained pursuant to this section shall not be disseminated for any purpose
9513 other than to further the protection of children.

9514 SECTION The second paragraph of section 196 of chapter 6 of the General Laws, as
9515 appearing in the 2006 Official Edition, is hereby amended by inserting after the second sentence
9516 the following sentence:- The commission may charge a fee where so required by the
9517 commission's regulations for the cost of maintaining an emergency referral service.

9518 SECTION Chapter 6A of the General Laws is hereby amended by inserting after section
9519 7 the following section:-

9520 Section 7A. Each secretary may, notwithstanding any general or special law to the
9521 contrary, identify administrative processing activities and functions common to the state agencies
9522 within the executive office and may designate such functions as core administrative processing
9523 functions. To improve administrative efficiency and preserve fiscal resources, the secretary may
9524 direct that core administrative processing functions be performed by the executive office or by
9525 one or more state agencies designated by the secretary to perform those functions. Common

9526 activities and functions that may be designated as core administrative processing functions
9527 include but are not limited to: human resource functions including payroll processing;
9528 information technology services; leasing and facility management services; financial
9529 management services, such as budgeting, procurement, contract management and accounts
9530 payable/receivable functions; and other administrative processing functions. Upon designation of
9531 a function as a core administrative processing function, the secretary may direct that employees
9532 of each state agency who perform those functions be transferred to the executive office or to any
9533 state agency designated by the secretary to perform core administrative processing functions.
9534 Nothing in this section shall waive the responsibility of each agency head to certify obligations
9535 and expenditures for appropriations and other legally available funds of the agency pursuant to
9536 section 3 of chapter 7A, the responsibilities of an agency head pursuant to state finance law
9537 including but not limited to sections 19, 20, 24, 26 and 27 of chapter 29, and the responsibility of
9538 an agency head to certify work by employees of the agency pursuant to section 31 of chapter 29.
9539 An agency head shall not delegate agency head signature authorization to any individual who is
9540 not an employee of the agency. The executive office or any state agencies designated to perform
9541 core administrative processing functions may charge state agencies that receive such services for
9542 the reasonable costs of providing the services thereto. Any employee transfers that occur in
9543 connection with the consolidation of core administrative processing functions within the
9544 executive office or state agencies shall not: (a) impair the civil service status of any such
9545 transferred employee who immediately before the effective date of this act either holds a
9546 permanent appointment in a position classified under chapter 31 or has tenure in a position by
9547 reason of section 9A of chapter 30; or (b) impair or change an employee's status, rights, or
9548 benefits under chapter 150E.

9549 SECTION Subsection (a) of section 4A of chapter 7 of the General Laws, as so
9550 appearing, is hereby amended by adding the following sentence:- The operational services
9551 division may charge and collect from statewide contractors a statewide contract administrative
9552 fee, to be established by the executive office for administration and finance; provided, however,
9553 that such fee shall not exceed 1 per cent of the total value of a contract awarded to a statewide
9554 contractor.

9555 SECTION 7A. Chapter 7 of the General Laws is hereby amended by adding the
9556 following new section:-

9557 Section 57. (a) As used in this section, the following words shall have the following
9558 meanings unless the context clearly requires otherwise:

9559 "Agency", any state department, office, board, commission, bureau, division, institution,
9560 or institution of higher education; provided that the term "agency" shall include any authority
9561 created by an act of the legislature, including those authorities not receiving state tax revenue;
9562 provided further that the term "agency" shall include individual state agencies and programs, as
9563 well as those programs and activities that cross agency lines, and include all elective offices in
9564 the executive branch of government and the legislature

9565 "Entity or recipient", any corporation, association, limited liability company, limited
9566 liability partnership, or any other legal business entity; provided that the term "entity or
9567 recipient" shall also include any grantee or subgrantee, contractor or subcontractor, county, city
9568 or other local government entity; provided further that the term "entity or recipient" shall not
9569 include any individual recipient of state assistance

9570 "Expected outcome", the number and quality of jobs to be created or retained, including
9571 wages and benefits, the date the job goals will be reached, the estimated increase to the state tax
9572 base, and whether the funded project involves the relocation of jobs and, if so, how many and
9573 from where, in relation to any tax exemption, tax credit, direct grant or infrastructure assistance
9574 provided to a corporate or other business entity

9575 "Funding source", the state account from which an expenditure is appropriated

9576 "Funding action or expenditure", details on the type of spending, both appropriated and
9577 tax expenditures including, but not limited to, grants, contracts, appropriations, tax exemptions,
9578 waivers, and credits; provided that the term "funding action or expenditure" shall include but not
9579 be limited to all tax exemptions, credits, direct grants, or infrastructure assistance provided to
9580 any corporate or other business entity; provided further that where possible, a hyperlink to the
9581 actual grants or contracts shall be provided

9582 "Final outcomes", in relation to any tax exemption, tax credit, direct grant or
9583 infrastructure assistance provided to a corporate or other business entity, the number and quality
9584 of jobs actually created or retained, including wages and benefits, and the actual increase to the
9585 state tax base for the fiscal year in which benefit was given; provided that the term "final
9586 outcomes" shall include any money recaptured from corporate subsidy recipients for failure to
9587 meet expected performance outcomes

9588 "Secretary", the secretary of administration and finance.

9589 "Searchable budget database website", a website that allows the public at no cost to
9590 search for, obtain, and aggregate the information identified in subsection (b)

9591 "State audit or report", any audit or report issued by the inspector general, state auditor,
9592 legislative auditor, legislative committee, or executive body relating to the past or current
9593 performance of the entity or recipient of funds or the budget program or activity or agency which
9594 the secretary deems as relevant

9595 (b) Not later than January 1, 2011 the secretary shall develop and operate a single
9596 searchable budget database website that includes:

9597 (1) annual state expenditures or funding actions provided to any agency, entity or
9598 recipient, as determined by the secretary including the name and location of any such agency,
9599 entity or recipient, the funding source, the amount of funds appropriated including tax
9600 expenditures or other subsidies, the funding agency or authority, and a description of the purpose
9601 of the funding action or expenditure. If the funding action or expenditure is a tax expenditure,
9602 information about the expected outcome of such tax expenditure shall be included and
9603 information concerning the final outcome shall be provided within 30 days from when it is
9604 reported to the appropriate state agency;

9605 (2) bond debt payments and debt service including, but not limited to, amounts of bond
9606 interest paid and sources of funds paid for individual bond issues;

9607 (3) local aid to cities and towns including, but not limited to, amounts paid to individual
9608 units of government for individually identifiable aid programs;

9609 (4) annual revenues, as determined by the secretary which shall include,
9610 but not be limited to:

9611 (A) receipts or deposits by any agency into funds established within the state treasury;

9612 (B) tax revenue received ;

9613 (C) agency earnings including, but not limited to, amounts collected by each agency for
9614 merchandise sold, services performed, licenses and permits issued, or regulation;

9615 (D) revenue for the use of money and property including, but not limited to, amounts
9616 received for compensation for the use of state-owned money and property;

9617 (E) gifts, donations and federal grants including, but not limited to, amounts received
9618 from public and private entities to aid in support of a specific function or other governmental
9619 activity; and

9620 (F) other revenue including, but not limited to, receipts not classified elsewhere; and

9621 (5) annual bonded indebtedness which shall include, but not be limited to, the amount of
9622 the total original obligation stated in terms of principal and interest, the term of the obligation,
9623 the source of funding for repayment of the obligation, the amounts of principal and interest
9624 previously paid to reduce the obligation, the balance remaining of the obligation, any refinancing
9625 of the obligation, and the cited statutory authority to issue such bonds.

9626 (6) a link to any state audit or report; and

9627 (7) any other relevant information specified by the secretary.

9628 (c) The searchable budget database website shall retain information for each fiscal year
9629 on the single website for not less than 10 years and shall include data for the most recent fiscal
9630 years.

9631 (d) The secretary shall update the searchable budget database website as new data
9632 becomes available. All agencies shall provide to the secretary all data that is required to be
9633 included in the searchable budget database website not later than 30 days after the data becomes
9634 available to the agency. The secretary shall provide guidance to agency heads to ensure
9635 compliance with this section.

9636 (e) Nothing in this act shall permit or require the listing of individual businesses' tax
9637 liability, profits, sales or losses on the searchable budget database website.

9638 (f) The secretary shall not be considered in compliance with this act if the data required
9639 for the searchable budget database website is not available in a searchable and aggregate manner
9640 or if the public is redirected by the searchable budget database website to other government
9641 websites, unless each of those websites complies with the requirements of this section.

9642 SECTION 7B. Subsection (a) of section 24A of chapter 10 of the General Laws, as so
9643 appearing, is hereby amended by striking out the second sentence and inserting in place thereof
9644 the following sentence:- The commission is hereby authorized to enter into agreements with one
9645 or more states or other jurisdictions, hereinafter referred to as a group, for the purpose of creating
9646 and maintaining multi-jurisdictional lottery games; provided however, that a group agreement
9647 shall not include the state lottery games created pursuant to section 24; provided further, that
9648 nothing in this section and nothing in a group agreement shall authorize the commission to make
9649 expenditures that are not consistent with restrictions on expenditures by the commission
9650 provided in any other general or special law.

9651 SECTION 7C. Subsection (c) of section 35FF of chapter 10 of the is hereby amended by
9652 adding after clause (6) the following clause:

9653 (7) to make grants to the Massachusetts Technology Transfer Center, established by
9654 section 45 of chapter 75 of the general laws, to fund activities that facilitate the transfer of
9655 technology from the commonwealth's research institutions to the commonwealth's clean energy
9656 industries, for productive use by such industries and to make targeted investments in proof of
9657 concept funding for emerging technologies;"

9658 and further moves to amend, in said subsection (c) by striking out clause (7) and
9659 inserting in place thereof the following clause:- (8) to make any other expenditure provided by
9660 this section.

9661 SECTION 7D. Section 53 of chapter 7 of the General Laws, as so appearing, is hereby
9662 amended by striking out, in line 17, the figure "\$200,000" and inserting in place thereof the
9663 following figure:- \$2,000,000.

9664 SECTION Section 59 of chapter 10 of the General Laws, as so appearing, is hereby
9665 amended by inserting after the figure "90", in line 4, the following words:- and sections 8 and 26
9666 of chapter 90B.

9667 SECTION 8A. Chapter 23 of the General Laws is hereby amended by striking out section
9668 11W, as so appearing, and inserting in place thereof the following section:-

9669 Section 11W. The deputy director shall require each apprentice entering into a written
9670 agreement pursuant to this chapter to submit an application to the division for an apprentice
9671 identification card. Such application shall be accompanied by a \$35 fee paid by the apprentice or
9672 the program sponsor, together with photographic prints as required by the deputy director. The
9673 apprentice identification card shall expire 1 year from the date of issue. Application for renewal
9674 of such card shall be submitted to the division and shall be accompanied by a fee of \$35 paid by

9675 the apprentice or the program sponsor. The funds shall be received by the state treasurer on
9676 behalf of the commonwealth and deposited in a special trust account for the division and may be
9677 expended, without further appropriation, under the direction of the deputy director. An
9678 apprentice identification card shall contain the photograph of the apprentice; the apprentice
9679 registration number or such other number as the deputy director requires; the date on which the
9680 apprentice identification card expires; the name and business address of the appropriate
9681 apprenticeship committee or single employer sponsor; the steps of progression and related dates
9682 applicable to the apprentice; and the projected date on which the apprentice is projected to
9683 complete the apprenticeship. As a condition of apprenticeship, the apprentice shall keep the
9684 apprentice identification card on his person during all hours of employment during the
9685 apprenticeship.

9686 SECTION 8B. The first paragraph of section 30 of chapter 23B of the General Laws, as
9687 appearing in section 37 of chapter 4 of the acts of 2009, is hereby amended by adding the
9688 following sentence:- The department shall administer the program throughout the
9689 commonwealth at locations that are geographically convenient to families who are homeless or
9690 at-risk of homelessness and shall administer the program in a fair, just and equitable manner.

9691 SECTION 8C. Paragraph (B) of said section 30 of said chapter 23B, as so appearing, is
9692 hereby further amended by striking out the third sentence and inserting in place thereof the
9693 following 2 sentences:- Emergency housing assistance shall be denied to a family who, at any
9694 time within 1 year immediately prior to the filing of an application for emergency assistance, has
9695 depleted, assigned or transferred real or personal property that would have rendered such family
9696 ineligible for assistance if: (a) the depletion, transfer or assignment was not reasonable at the
9697 time or was not for good cause reasons; or (b) the depletion, transfer or assignment was made for

9698 the purpose of making the family eligible for emergency assistance. For purposes of the
9699 preceding sentence, good cause reasons shall include, but not be limited to, that the funds were
9700 expended for necessary or reasonable costs of living such as rent, utilities, food, health-related
9701 needs, education-related expenses or transportation.

9702 SECTION 8D. The first sentence of the second subparagraph of said section 30 of said
9703 chapter 23B, as so appearing, is hereby amended by striking out the words “any benefits” and
9704 inserting in place thereof the following words: - any non-shelter benefits.

9705 SECTION 8E. Paragraph (F) of said section 30 of said chapter 23B, as so appearing, is
9706 hereby amended by striking out the third subparagraph and inserting in place thereof the
9707 following subparagraph: -

9708 A hearing held pursuant to this section shall be conducted by a hearing officer designated
9709 by the hearings manager and shall be conducted as an adjudicatory proceeding under chapter
9710 30A. The department shall offer the person appealing the option to hold the hearing: (a) such that
9711 the hearing officer, person appealing and department representatives shall be in 1 location for the
9712 hearing and such location shall be convenient to the person appealing; (b) telephonically; or (c)
9713 through other available means such as videoconferencing. The person appealing shall have the
9714 right to choose among these options. No employee shall review, interfere with, change or
9715 attempt to influence any hearing decision by a hearing officer. The hearings manager shall be
9716 responsible for the fair and efficient operation of the division in conformity with state and federal
9717 laws and regulations and may review and discuss with the hearing officers such decisions solely
9718 in order to carry out this responsibility. The hearing manager shall be responsible for the
9719 training of hearing officers, scheduling of hearings and the compilation of decisions. The

9720 hearings manager may grant a request by the person appealing for a remand of the decision to the
9721 hearings officer who made the initial decision or another hearings officer for reconsideration of
9722 an initial decision. The final decision of the hearing officer shall be the decision of the
9723 department.

9724 SECTION Section 11H of chapter 25A of the General Laws is hereby amended by
9725 striking out, in lines 21 and 23, as so appearing, the figure “0.75” and inserting in place thereof
9726 the following figure:- 3.75.

9727 SECTION Chapter 29 of the General Laws is hereby amended by inserting after section
9728 2YYY, inserted by section 5 of chapter 304 of the acts of 2008, the following section:-

9729 Section 2ZZZ. (a) There shall be established upon the books of the commonwealth a
9730 separate fund to be known as the Capital Gains Revenue Holding Fund, in this section called the
9731 fund. Upon the periodic certification by the commissioner of revenue during a fiscal year, as
9732 provided in section 5B, of the tax revenues estimated to be collected during the preceding interim
9733 period from capital gain income, the comptroller shall transfer from the General Fund to the fund
9734 the amount, if any, by which the commissioner's estimate exceeds the consensus tax revenue
9735 estimate from capital gain income determined under said section 5B and allocable to that interim
9736 period, but the transfer shall occur only if the total state tax revenues received as of the
9737 certification date equal or exceed the consensus tax revenue forecast determined under section
9738 5B through that date. Upon any periodic certification by the commissioner of estimated tax
9739 revenue collected during the preceding interim period from capital gain income in an amount
9740 below the consensus tax revenue estimate from such income for the interim period, the
9741 comptroller shall transfer the difference in such amounts from the fund, to the extent of any

9742 balance in the fund, to the General Fund. Following the commissioner's certification of estimated
9743 tax revenues from capital gain income in the final interim period of a fiscal year and any
9744 associated transfers to or from the General Fund as provided in this section, the comptroller shall
9745 transfer any remaining balances in the fund to the Commonwealth Stabilization Fund established
9746 by section 2H.

9747 (b) In fiscal year 2010 a transfer to the Commonwealth Stabilization Fund as provided in
9748 subsection (a) shall not occur until 1 percent of the remaining balance of the Capital Gains
9749 Revenue Holding Fund shall first be transferred to the State Retiree Benefits Trust Fund,
9750 established under section 24 of chapter 32A. The following portions shall not be deposited in the
9751 Commonwealth Stabilization Fund but rather shall be deposited in the State Retiree Benefits
9752 Trust Fund:

9753 (i) for fiscal year 2010, 1 per cent of the remaining balance of the Capital Gains Revenue
9754 Holding Fund;

9755 (ii) for fiscal year 2011, 2 per cent of the remaining balance of the Capital Gains Revenue
9756 Holding Fund;

9757 (iii) for fiscal year 2012, 3 per cent of the remaining balance of the Capital Gains
9758 Revenue Holding Fund;

9759 (iv) for fiscal year 2013, 4 per cent of the remaining balance of the Capital Gains
9760 Revenue Holding Fund; and

9761 (v) for fiscal year 2014, 5 per cent of the remaining balance of the Capital Gains Revenue
9762 Holding Fund.

9763 Section 2AAAA. There shall be established and set up on the books of the
9764 commonwealth a separate fund to be known as the Transportation Investment Fund to be used to
9765 improve the commonwealth's transportation system. The fund shall not be subject to
9766 appropriation, and money remaining in the fund shall not revert to the General Fund at the end of
9767 the fiscal year.

9768 The comptroller shall make monthly transfers from the General Fund to the
9769 Transportation Investment Fund totaling \$275,000,000 in a fiscal year, according to a schedule
9770 developed annually by the comptroller in consultation with the secretary of administration and
9771 finance and the state treasurer to minimize adverse impact on the commonwealth's cash flow.

9772 The comptroller shall only make transfers from the Transportation Investment Fund to
9773 any surface transportation-related authority or to any other fund used by the commonwealth or
9774 any such authority for toll and fare mitigation and other transportation-related purposes, as
9775 provided in this paragraph. Annually, the secretary of transportation and public works and the
9776 secretary of administration and finance shall issue a written schedule for transfers from the fund
9777 to the comptroller and the chairs of the house and senate committees on ways and means at least
9778 30 days in advance of the first proposed scheduled transfer. The secretary of transportation and
9779 public works and the secretary of administration and finance may amend the schedule upon 30
9780 days advance notice to the comptroller and the chairs of the senate and house committees on
9781 ways and means. Any schedule issued under this paragraph shall satisfy the following
9782 constraints:

9783 no transfer shall be made to the Massachusetts Bay Transportation Authority or any fund
9784 controlled by said authority in a fiscal year unless an amount equal to at least 20 per cent that

9785 amount is also transferred to regional transit authorities organized under chapter 161B or
9786 predecessor statutes;

9787 annually, the schedule issued under this paragraph shall provide to the Massachusetts
9788 Turnpike Authority or its successor in interest at least the difference between the net revenues
9789 budgeted by the authority in advance of a fiscal year for the metropolitan highway system,
9790 without any toll increases, and the net revenues budgeted by the authority to be necessary to
9791 enable the authority to satisfy the minimum coverage ratio on the metropolitan highway system
9792 bonds;

9793 notwithstanding clause (2), no transfer shall be made to the Massachusetts Turnpike
9794 Authority or its successor in interest or to funds controlled by said authority in the fiscal year in
9795 which said authority approves a toll increase on the metropolitan highway system, or the 2
9796 following fiscal years;

9797 transfers shall be scheduled to minimize adverse impact on the commonwealth's cash
9798 flow.

9799 the final transfer to any transportation-related authority in a fiscal year shall be not later
9800 than two weeks before the end of that fiscal year.

9801 SECTION Section 5B of said chapter 29 is hereby amended by striking out the last
9802 paragraph, as appearing in the 2006 Official Edition, and inserting in place thereof the following
9803 paragraph:-

9804 On or before January 15, the secretary of administration and finance shall meet with the
9805 house and senate committees on ways and means and shall jointly develop a consensus tax

9806 revenue forecast for the budget for the ensuing fiscal year which shall be agreed to by the
9807 secretary and those committees, except that in the first year of the term of office of a governor
9808 who has not served in the preceding year, they shall agree to the consensus tax revenue forecast
9809 not later than January 31. In developing the consensus tax revenue forecast, the secretary and the
9810 committees, or subcommittees of the committees, may hold joint hearings on the economy of the
9811 commonwealth and its impact on tax revenue forecasts. The consensus tax revenue estimate shall
9812 be net of the amount necessary to transfer, from the General Fund to the commonwealth's
9813 Pension Liability Fund, to fully fund the system according to the schedule established pursuant
9814 to paragraph (1) of section 22C of chapter 32. The commissioner of revenue shall recommend
9815 and the secretary and the committees shall agree upon a maximum amount of taxes to be
9816 included in the consensus tax revenue estimate from capital gain income, as defined under
9817 chapter 62, taking into account (1) the commissioner's projection of capital gains revenue for the
9818 fiscal year; (2) longer-term trends in capital gain and loss realizations and revenue collections;
9819 and (3) principles of prudent budgeting necessary to modulate year-to-year impact of this
9820 fluctuating revenue source. The department of revenue shall report on or before January 31, May
9821 31, June 30, and September 30 with respect to the estimated capital gains revenue received
9822 through the end of the prior month but, in the case of the May 31 report, with respect to
9823 estimated capital gains revenue received in the prior tax year, to the house and senate committees
9824 on ways and means, the joint committee on revenue, the secretary and the comptroller. The
9825 consensus tax revenue forecast, including the consensus tax revenue estimate from capital gain
9826 income as determined herein, shall be included in a joint resolution and placed before the
9827 members of the general court for their consideration. This joint resolution, if passed by both

9828 branches of the general court, shall establish the maximum amount of tax revenue which may be
9829 considered for the general appropriation for the ensuing fiscal year

9830 SECTION Section 5C of said chapter 29 is hereby amended by striking out, in line 5,
9831 the figure “ $\frac{1}{2}$ ”, as so appearing, and inserting in place thereof the following figure:- $\frac{1}{4}$.

9832 SECTION Section 5C of said chapter 29 is hereby amended by striking out the figure
9833 “ $\frac{1}{2}$ ”, in line 7, as so appearing and inserting in place thereof the following words:- , if no
9834 transfer to the Commonwealth Stabilization Fund has been made under section 2ZZZ for that
9835 fiscal year, $\frac{1}{2}$.

9836 SECTION Chapter 29 of the General Laws is hereby amended by inserting after section
9837 30 the following section:-

9838 Section 30A. Except for its full-time employees, a state agency or state authority shall not
9839 use public funds to pay for an executive agent or a legislative agent, as those terms are defined in
9840 section 39 of chapter 3, notwithstanding section 50 of said chapter 3.

9841 SECTION Subdivision (1) of section 22C of chapter 32 of the General Laws, as
9842 appearing in the 2006 Official Edition, is hereby amended by striking out the last paragraph and
9843 inserting in place thereof the following paragraph:-

9844 Notwithstanding any general or special law to the contrary, appropriations or transfers
9845 made to the commonwealth's pension liability fund in fiscal years 2009 to 2011, inclusive, shall
9846 be made in accordance with the following funding schedule: \$1,314,396,000 in fiscal year 2009,
9847 \$1,376,619,000 in fiscal year 2010 and \$1,441,811,000 in fiscal year 2011.

9848 SECTION 15A. Section 22D of said chapter 32, as so appearing,, is amended by striking
9849 out, in line 25, the figure “2028” and inserting in place thereof the following figure:- “2030”

9850 SECTION 15B. The first sentence of paragraph (b) of section 2 of chapter 32A of the
9851 General Laws, as most recently amended by section 16 of chapter 130 of the acts of 2008, is
9852 hereby further amended by inserting after the words “the Massachusetts Life Sciences Center”
9853 the following words:- , the Commonwealth Corporation, the economic stabilization trust
9854 established by section 8 of chapter 23D.

9855 NO SECTION 16

9856 NO SECTION 17

9857 SECTION 17A. Section 2 of chapter 32B of the General Laws, as most recently
9858 amended by section 3E of chapter 67 of the acts of 2007, is hereby further amended by inserting
9859 after subsection (j) the following subsection:-

9860 (k) “Health Reimbursement Account”, a federally-recognized tax-exempt health benefit
9861 program that allows an employer to reimburse qualified medical expenses paid by employees.

9862 SECTION 17B. Section 19 of said chapter 32B, as appearing in section 4 of said chapter
9863 67, is hereby amended by adding the following 2 subsections:-

9864 (j) Within 15 days after the effective date of this subsection, the secretary of
9865 administration and finance shall determine what percentage over the commission’s average total
9866 health plan cost per member of health insurance shall be acceptable for political subdivisions and
9867 their subscribers to be paying for health insurance. If the general court takes no final action
9868 relative to such determinations within 15 days after the date such determinations are filed with

9869 the clerks of the house of representatives and the senate, such determinations shall be deemed
9870 approved.

9871 A political subdivision that has undertaken to provide health insurance coverage to its
9872 subscribers and has not transferred its subscribers to the commission shall conduct an analysis of
9873 whether the health insurance coverage it provides to subscribers is equivalent in total plan cost or
9874 less than the health insurance coverage offered by the commission to subscribers and utilizing as
9875 the benchmark the total health plan cost paid by the commonwealth and its employees.

9876 A report containing the results of this analysis shall be provided to the secretary of
9877 administration and finance within 60 days of the effective date of this subsection, and by August
9878 1 each third year thereafter.

9879 To assist in the analysis, the commission shall submit to the secretary of administration
9880 and finance a determination of the average cost per subscriber of the insurance provided by the
9881 commission within 30 days after the effective date of this subsection, and by July 1 each third
9882 year thereafter. This figure shall be calculated based on the total health plan cost paid by the
9883 commonwealth and its subscribers. This information shall be made available to every political
9884 subdivision.

9885 A political subdivision that is not in compliance with the reporting requirements of this
9886 subsection shall be penalized by the commonwealth. The penalty shall be in the form of reduced
9887 local aid payments for the subsequent fiscal year and each fiscal year thereafter until the political
9888 subdivision produces a report showing that the health insurance the political subdivision provides
9889 for its subscribers is not more than the percentage determined over the cost per subscriber of the
9890 commission's health insurance coverage. The amount of the penalty shall be equal to the amount

9891 of cost savings that could be realized had the political subdivision transferred its subscribers to
9892 the commission, as determined by the commonwealth.

9893 (k) A political subdivision that reports to the secretary of administration and finance that
9894 the health insurance coverage it provides to its subscribers is greater in cost than the health
9895 insurance coverage offered by the commission to its subscribers plus the percentage determined
9896 in subsection (j) shall convene its appropriate authority and the public employee committee as
9897 established under subsection (a) for the purpose of either accepting this section and transferring
9898 the political subdivision's subscribers to the commission under subsection (e) or to enter into
9899 contracts with health insurance carriers that would cost the same or less than the health insurance
9900 coverage offered by the commission.

9901 If, after 90 days following the date on which the report under subsection (j) was due, the
9902 appropriate authority of the political subdivision and the public employee committee have not
9903 reached an agreement that will provide for health insurance coverage to its subscribers that is
9904 within the cost determined in said subsection (j) and the appropriate authority of the political
9905 subdivision has not reached an agreement with the public employee committee to transfer its
9906 subscribers to the commission, then the health insurance coverage agreement between the
9907 political subdivision and the public employee committee shall be subject to binding arbitration;
9908 provided, however, that unresolved issues shall be submitted to an arbitrator selected by the
9909 parties under the rules of the American Arbitration Association.

9910 The form of arbitration shall be last best offer, issue by issue. The arbiter may administer
9911 oaths and require by subpoena the attendance and testimony of witnesses, production of books,
9912 records and other relevant or pertinent evidence. The cost of arbitration shall be shared equally

9913 by the appropriate public authority and the public employee committee; provided, however, if
9914 the decision is rejected by the legislative body, all arbitration costs shall be paid by the
9915 appropriate public authority. Any person acting as an arbiter pursuant to this section shall not be
9916 required by an administrative, arbitration or noncriminal judicial tribunal to disclose any files,
9917 records, documents, notes or other papers or be required to testify with regard to any information
9918 obtained while functioning as an arbiter pursuant to this section.

9919 The arbitrator shall reach a decision within 60 days. In reaching a decision, the arbitrator
9920 shall consider the potential for cost savings, the impact of any changes in premiums and out-of-
9921 pocket expenses on subscribers, other health care coverage options and the historical
9922 negotiations on benefits and salary, including total compensation, and all other evidence. The
9923 arbitrator shall issue a decision on any issues not resolved by the parties including, but not
9924 limited to: what health care coverage the political subdivision shall provide to its subscribers;
9925 whether to transfer subscribers to the commission; what the premium contribution ratio will be;
9926 the political subdivision's Medicare part B contributions; and whether health reimbursements
9927 shall be provided to supplement health insurance coverage. If the arbitrator does not require the
9928 political subdivision to transfer its subscribers to the commission, the arbitrator shall choose
9929 another health care coverage option so that the average cost of health care coverage the political
9930 subdivision provides to its subscribers shall be equal to, or less than, the average plan cost of
9931 health care coverage offered by the commission to its subscribers plus the percentage determined
9932 above.

9933 The judgment of the arbitrator shall be binding on both parties unless the judgment is
9934 rejected by a two-thirds vote of the legislative body of the municipality. If the political
9935 subdivision rejects the judgment of the arbitrator, the political subdivision shall continue to offer

9936 the same health insurance coverage to its subscribers as it was providing at the time the public
9937 employee committee was convened.

9938 If the political subdivision does not conform to the judgment of the arbitrator, the
9939 political subdivision shall be penalized by the commonwealth. The penalty shall be in the form
9940 of reduced local aid payments for the subsequent fiscal year and for each fiscal year thereafter
9941 until the subdivision conforms. The amount of the penalty shall be equal to the amount of cost
9942 savings that could be realized had the political subdivision transferred its subscribers to the
9943 commission, as determined by the commonwealth.

9944 SECTION 17C. Said chapter 32B is hereby further amended by adding the following 2
9945 sections:-

9946 Section 21. Notwithstanding any other provisions of this chapter, a political subdivision
9947 which transfers its subscribers to the commission under subsection (e) of section 19 may provide
9948 health reimbursement accounts to reimburse subscribers who incur more than \$1,000 in qualified
9949 medical expenses per calendar year. The health reimbursement accounts shall be subject to
9950 coalition bargaining.

9951 Section 22. Employees of a governmental unit which accepts chapter 32B shall be
9952 eligible for benefits including health care spending accounts and dependent care assistance
9953 accounts as offered by the group insurance commission; provided, however, that there shall be
9954 withheld from each payment of salary or wages of such employee the premium for such
9955 coverage and the commonwealth shall make no contribution to such premium. Regulations shall
9956 be promulgated providing for the implementation of this additional coverage.

9957 SECTION 17D. Chapter 40 of the General Laws is hereby amended by adding the
9958 following 9 sections:-

9959 Section 61. Notwithstanding any general or special law to the contrary, a governmental
9960 body may in accordance with this chapter enter into contracts for the inspection, maintenance,
9961 repair or modification, or any combination thereof, necessary for water storage facilities to
9962 ensure adequate services and to ensure the ability of water storage facilities to operate in full
9963 compliance with all applicable requirements of federal, state and local laws. Any such shall be
9964 awarded pursuant to chapter 30B, but shall not be subject to clause (3) of subsection (b), clause
9965 (3) of subsection (e) or subsection (g) of section 6 or sections 13 and 16.

9966 The request for proposals for any such contract shall specify the method for comparing
9967 proposals to determine the proposal offering the most advantageous proposal to a governmental
9968 body including, but not limited to, all capital financing, operating and maintenance costs,
9969 warranty requirements, indemnity and security, experience and technical competence. If a
9970 contract is awarded to an offeror who submitted the most advantageous proposal, but who did
9971 not offer the lowest overall cost, the governmental body shall explain the reason for the award in
9972 writing.

9973 For the purposes of this section and sections 62 to 69, inclusive, "governmental body"
9974 shall mean a city, town, county, water district, wastewater district, authority or state agency
9975 located within the commonwealth; provided, however, "governmental body" shall not include
9976 the Massachusetts Water Resources Authority, and "water storage facility" shall mean an above
9977 or below ground facility or tank, standpipe, water tower or other building or structure used to
9978 store water for public drinking water supply, fire-protection or any other purpose.

9979 Section 62. (a) Notwithstanding any general or special law to the contrary, a contract
9980 awarded pursuant to section 61 may provide for a term, not exceeding 20 years, and an option for
9981 renewal or extension of inspection, maintenance repair or modification services for 1 additional
9982 term not exceeding 10 years in accordance with the terms of the original contract. A contract
9983 entered into pursuant to sections 61 to 69, inclusive, may provide that the governmental body
9984 shall not be exempt from liability for payment of the costs to inspect, maintain, repair or modify
9985 or install new equipment and systems at any water storage facilities necessary to ensure the
9986 ability of such facilities to operate in full compliance with all applicable requirements of federal,
9987 state and local laws; provided, however, that such costs shall be amortized over a period that is
9988 no longer than the useful life of such modifications, equipment and systems. A governmental
9989 body's payment obligation for all inspection, maintenance, repair and modification services shall
9990 be conditioned on the contractor's performance of those services in accordance with all
9991 contractual terms.

9992 (b) Any contract entered into pursuant to sections 61 to 69, inclusive, may provide for
9993 such activities deemed necessary to carry out the purposes authorized herein including, but not
9994 limited to, financing, equipment installation and replacement, studies, permitting, design and
9995 engineering work, construction work, ordinary repairs and maintenance and the furnishing of all
9996 related material, supplies and services required for the water storage facilities and the
9997 management, construction, maintenance and repair of and improvements to such facilities.

9998 Section 63. The chief procurement officer of a governmental body shall solicit proposals
9999 through a request for proposals which shall include those items in clauses (1) and (2) of
10000 subsection (b) of section 6 of chapter 30B and proposed key contractual terms and conditions to
10001 be incorporated into the contract, some of which may be deemed mandatory or non-negotiable;

10002 provided, however, that the request for proposals may request proposals or offer options for
10003 fulfillment of other contractual terms and such other matters as may be determined by the
10004 governmental body.

10005 Section 64. The chief procurement officer of a governmental body shall make a
10006 preliminary determination of the most advantageous proposal from a responsible and responsive
10007 offeror taking into consideration price, estimated life-cycle costs, allocation of risks and
10008 responsibilities and other evaluation criteria set forth in the request for proposals. The chief
10009 procurement officer may negotiate all terms of the contract not deemed mandatory or non-
10010 negotiable with such offeror. If, after negotiation with such offeror, the chief procurement
10011 officer determines that it is in the governmental body's best interests to terminate negotiations
10012 with the offeror, the chief procurement officer shall notify the offeror in writing that negotiations
10013 have been terminated and shall enter into negotiations with the next most advantageous proposal
10014 from a responsible and responsive offeror taking into consideration price, estimated life cycle
10015 costs, allocation of risks and responsibilities and other evaluation criteria set forth in the request
10016 for proposals. The chief procurement officer may then negotiate all terms of the contract not
10017 deemed mandatory or non-negotiable with such offeror. The chief procurement officer shall
10018 award the contract to the most advantageous proposal from a responsible and responsive offeror
10019 taking into consideration price, estimated life-cycle costs, allocations of risks and responsibilities
10020 and other evaluation criteria set forth in the request for proposals and the terms of the negotiated
10021 contract. Subject to the approval of the governmental body, the chief procurement officer shall
10022 award the contract by written notice to the selected offeror within the time for acceptance
10023 specified in the request for proposals. Such award shall be subject to this section and sections 61
10024 to 69, inclusive. The parties may extend the time for acceptance by mutual agreement.

10025 Section 65. Subject to this section and sections 61 to 69, inclusive, a contract awarded
10026 pursuant thereto shall be subject to such terms and conditions as the governmental body of the
10027 city or town shall determine to be in the best interests of that city or town.

10028 Section 66. Notwithstanding any general or special law or regulation to the contrary, the
10029 department of environmental protection may issue project approval certificates with respect to
10030 the contract procured by a governmental body for water storage facilities. Any design and
10031 construction services included in such contract and any design and construction services
10032 procured in accordance with this section and sections 61 to 69, inclusive, shall not be precluded
10033 from eligibility for assistance under the water pollution abatement trust established in section 2
10034 of chapter 29C.

10035 Section 67. The provisions of any general or special law or special act or regulation
10036 relating to the advertising, bidding or awarding of contracts, the procurement of services or the
10037 construction and design of improvements shall not be applicable to any selected offeror which is
10038 awarded a contract pursuant to sections 61 to 69, inclusive, except as provided in this section;
10039 provided, however, that sections 26 to 27F, inclusive, and section 29 of chapter 149 shall apply.

10040 Section 68. An action, suit or proceeding contesting the validity or enforceability of a
10041 contract awarded pursuant to sections 61 to 69, inclusive, or the compliance by a governmental
10042 body with the procedures relating to such award, shall be commenced within 30 days after
10043 publication of notice of such award by the chief procurement officer in a newspaper of general
10044 circulation according to the location of the government body.

10045 Section 69. Not less than 90 days before the commencement of the procurement process
10046 pursuant to sections 61 to 69, inclusive, for the design, construction, inspection, maintenance or

10047 modification of work on a water storage facility, the governmental body shall make public
10048 notification of the process by publishing an appropriate notice in the central register published by
10049 the state secretary.”;

10050 SECTION 17E. Clause Fifth of section 18 of chapter 59 of the General Laws, as
10051 appearing in the 2006 Official Edition, is hereby amended by adding the following 2 sentences:-
10052 Poles, underground conduits, wires and pipes of telecommunications companies laid in or
10053 erected upon public or private ways and property shall be assessed to their owners in the cities or
10054 towns where they are laid or erected. For purposes of this clause, telecommunications companies
10055 shall include cable television, internet service, telephone service, data service and any other
10056 telecommunications service providers.

10057 NO SECTION 17F

10058 NO SECTION 17G

10059 SECTION 17H. Section 5K of chapter 59 of the General Laws, as so appearing, is
10060 hereby amended by striking out, in line 13, the figure “\$750” and inserting in place thereof the
10061 following figure:— “\$1,000”.

10062 SECTION 17I. Subsection (e) of section 3 of chapter 44B of the General Laws, as so
10063 appearing, is hereby amended by striking out clause (2) and inserting in place thereof the
10064 following clause:-

10065 (2) for \$100,000 of the value of each taxable parcel of class three, commercial and class
10066 four, industrial property, as defined in section 2A of said chapter 59.

10067 SECTION 18 Section 1 of chapter 62 of the General Laws, is hereby amended by
10068 inserting after the figure "72" in line 8, as so appearing, the following word:- 139C.

10069 SECTION 19 Section 2 of said chapter 62 is hereby amended by inserting after the word
10070 "year.", in line 330, as so appearing, the following subparagraph:-

10071 (P) The deduction described in section 163(e)(5) of the Code, to the extent increased by
10072 amendments to section 163(e)(5)(F) and section 163(i)(1) inserted by section 1232 of the
10073 American Recovery and Reinvestment Act of 2009.

10074 SECTION 20. Section 1 of chapter 62C of the General Laws, as so appearing, is hereby
10075 amended by inserting before the definition of "Building contractor" the following 2 definitions:-

10076 "Administering agency head", the agency head responsible for administering the
10077 applicable state tax credit program.

10078 "Average salary", the total Massachusetts gross salary of a group of Massachusetts
10079 employees divided by the number of Massachusetts employees in the group.

10080 SECTION 21 Said section 1 of said chapter 62C, as so appearing, is hereby further
10081 amended by inserting after the definition of "Commissioner" the following definition:-

10082 "Full-time employee", a person employed in the commonwealth for 35 hours or more per
10083 week.

10084 SECTION 22. Said section 1 of said chapter 62C, as so appearing, is hereby further
10085 amended by inserting after the definition of "Materialman" the following definition:-

10086 "Part-time employee", a person employed in the commonwealth for less than 35 hours
10087 per week.

10088 SECTION 23. Said section 1 of said chapter 62C, as so appearing, is hereby further
10089 amended by inserting after the definition of "Show" the following definition:-

10090 "Tax credit program", one of the following credits against the state income tax to
10091 stimulate economic development and other policy goals: the brownfields tax credit in section
10092 38Q of chapter 63 and subsection (j) of section 6 of chapter 62; the dairy farmer tax credit in
10093 section 38Z of said chapter 63 and subsection (o) of said section 6 of said chapter 62; the
10094 U.S.F.D.A. user fees credit in section 31M of said chapter 63 and subsection (n) of said section 6
10095 of said chapter 62; the film tax credit in subsection (b) of section 38X of said chapter 63 and
10096 subsection (l) of said section 6 of said chapter 62; the historic rehabilitation tax credit in section
10097 38R of said chapter 63 and section 6J of said chapter 62; the life sciences investment tax credit in
10098 section 38U of said chapter 63 and subsection (m) of said section 6 of said chapter 62; the low-
10099 income housing tax credit in section 31H of said chapter 63 and section 6I of said chapter 62; the
10100 medical device tax credit in section 31L of said chapter 63 and section 6 1/2 of said chapter 62;
10101 and the refundable research credit in subsection (j) of section 38M of said chapter 63.

10102 SECTION 23A. Section 16 of chapter 62C of the General Laws, as so appearing, is
10103 hereby amended by adding the following subsection:-

10104 (l) Every direct broadcast satellite service provider subject to taxation under section 2 of
10105 chapter 64M shall, on or before the twentieth day of each calendar month, file a return with the
10106 commissioner stating the gross revenues derived by the direct broadcast satellite service provider

10107 during such month from the provision of direct broadcast satellite service and such other
10108 information as the commissioner may deem necessary.

10109 SECTION 24. Subsection (b) of section 21 of said chapter 62C, as amended by section
10110 60 of chapter 176 of the acts of 2008, is hereby further amended by adding the following clause:-

10111 (24) the disclosure of information necessary to comply with the reporting requirements of
10112 section 88.

10113 SECTION 24A. Section 16 of said chapter 62C is hereby amended by striking out, in
10114 line 62, as appearing in the 2006 Official Edition, the words “sixty-four H or sixty-four I” and
10115 inserting in place thereof the following words:- 64H, 64I or 64L.

10116 SECTION 24B. Section 31A of said chapter 62C, as so appearing, is hereby amended by
10117 striking out, in line 5, the words “or section 17 of chapter 64I” and inserting in place thereof the
10118 following words:- section 17 of chapter 64I or section 8 of chapter 64L.

10119 SECTION 24C. Subsection (b) of section 21 of said chapter 62C, as most recently
10120 amended by section 60 of chapter 176 of the acts of 2008, is hereby further amended by adding
10121 the following clause:-

10122 (24) the disclosure of information necessary for administration of the local option tax
10123 imposed pursuant to section 3A of chapter 64G and chapter 64L.

10124 SECTION 24D. Section 25 of said chapter 62C, as appearing in the 2006 Official
10125 Edition, is hereby amended by striking out the first sentence and inserting in place thereof the
10126 following sentence:- A distributor, unclassified importer, unclassified exporter or purchaser
10127 referred to in section 1 of chapter 64A, a stamper appointed under section 30 of chapter 64C, a

10128 user-seller or supplier of special fuels, as defined in section 1 of chapter 64E, a motor carrier
10129 required to be licensed under chapter 64F, an operator required to register under chapter 64G, a
10130 vendor required to register under chapter 64H or 64I, a user-seller or supplier of aircraft fuel, as
10131 defined in section 1 of chapter 64J, a licensee referred to in section 21 of chapter 138 and every
10132 direct broadcast satellite service provider as defined in section 1 of chapter 64M shall keep and
10133 preserve suitable records of taxable charges and such other books, papers, records and data as the
10134 commissioner may require to determine the amount of the tax due under the those respective
10135 chapters.

10136 SECTION 24E. Section 37 of said chapter 62C, as so appearing, is hereby amended by
10137 striking out the last paragraph and inserting in place thereof the following paragraph:—

10138 If such person is an operator as defined in section 1 of chapter 64G, a vendor as defined
10139 in section 1 of chapter 64H or section 1 of chapter 64I or a direct broadcast satellite service
10140 provider as defined in section 1 of chapter 64M who has collected such tax, no actual refund of
10141 money shall be made to such person until he establishes to the satisfaction of the commissioner,
10142 under such regulations as the commissioner may prescribe, that he has repaid to the purchaser the
10143 amount for which the application for refund is made.

10144 SECTION 24F. Section 66 of said chapter 62C, as so appearing, is hereby amended by
10145 striking out the first paragraph and inserting in place thereof the following paragraph:—

10146 The commissioner may require a person required to be licensed or registered under
10147 chapters 64A to 64C, inclusive, chapters 64E to 64J, inclusive, or chapter 64M or subject to
10148 taxation under section 21 of chapter 138, to file with him a bond, satisfactory to the
10149 commissioner, in such amount as the commissioner may determine, with a surety company

10150 authorized to transact business in the commonwealth as surety, to secure the payment of any tax,
10151 including any interest and penalties thereon, due or which may become due from such person
10152 under said chapters 64A to 64C, inclusive, chapters 64E to 64J, inclusive, or chapter 64M;
10153 provided, however, that the amount of such bond required from a vendor under chapter 64H or
10154 64I shall not exceed the amount which the commissioner shall determine to be such vendor's
10155 average tax liability for a 6-month period.

10156 SECTION 24G. Section 67 of said chapter 62C is hereby amended by striking out the
10157 first paragraph, as amended by section 28 of chapter 182 of the acts of 2008, and inserting in
10158 place thereof the following paragraph:—

10159 Each vendor as defined in chapter 64H or 64I and each operator as defined in chapter
10160 64G who desires to obtain a certificate of registration as required by said chapters 64H, 64I or
10161 64G and each person who desires to obtain a license as a distributor, unclassified importer or
10162 unclassified exporter as defined in chapter 64A, as a manufacturer, wholesaler, vending machine
10163 operator, unclassified acquirer, transportation company or retailer as defined in chapter 64C, as a
10164 user-seller, supplier or user of special fuels as defined in chapter 64E, as a motor carrier as
10165 defined in chapter 64F, as a user-seller or supplier of aircraft fuel as defined in chapter 64J or as
10166 a direct broadcast satellite service provider as defined in chapter 64M shall file with the
10167 commissioner an application in such form as the commissioner prescribes, giving such
10168 information as the commissioner requires; provided, however, if the application is for a
10169 wholesaler's license as defined in said chapter 64C, the commissioner shall require, in addition
10170 to such other information as may be deemed necessary, the filing of affidavits from 3 licensed
10171 manufacturers as defined in said chapter 64C, stating that the manufacturer will supply the
10172 wholesaler if the applicant is granted a license.

10173 SECTION 25. Said chapter 62C is hereby further amended by adding the following
10174 section:-

10175 Section 88. (a)(1) Annually, not later than March 1, the administering agency head of
10176 each tax credit program shall submit a report to the commissioner on each tax credit program
10177 authorized for the previous calendar year which shall be a public record.

10178 (2) The report shall contain the following information:

10179 (i) the number of taxpayers authorized by the administering agency head to receive a tax
10180 credit;

10181 (ii) the total amount of tax credit award and issued tax credit for each industry and each
10182 project, if applicable;

10183 (iii) the date of the tax credit award or issued tax credit for each industry and each
10184 project; and

10185 (iv) an aggregate summary of the employment data, by industry, provided by each
10186 taxpayer pursuant to paragraph (1) of subsection (b)).

10187 (3) The report shall contain an analysis of the impact of the tax credit on preserving and
10188 promoting the relevant industry in the commonwealth and employment in the relevant industry
10189 including, but not limited to, an analysis of the relevant industry's output, where applicable, and
10190 employment retained or increased in the relevant industry in the commonwealth for the calendar
10191 year, other benefits relevant to the specific goals of the tax credit program and other information
10192 that the commissioner may require.

10193 (4) The report shall additionally include the following information relevant to the
10194 following specific tax credit programs:

10195 (i) for the brownfields tax credit, an analysis of the impact of the brownfields tax credit
10196 program on the cleanup and development of contaminated properties;

10197 (ii) for the dairy farmer tax credit, an analysis of the impact of the dairy farmer tax credit
10198 on preserving dairy farms and dairy farm employment including, but not limited to, an analysis
10199 of the dairy product output and the number, size in acreage and location of dairy farms receiving
10200 a dairy farm credit;

10201 (iii) for the U.S.F.D.A. user fees credit, life sciences investment tax credit and the
10202 refundable research credit, an analysis of the impact of the program on preserving and increasing
10203 economic development and infrastructure for the calendar year;

10204 (iv) for the film tax credit, an analysis of the impact of the film tax credit program on
10205 preserving or increasing film industry jobs and other benefits of the program;

10206 (v) for the historic rehabilitation tax credit, an analysis of the impact of the program on
10207 preserving historic structures and other benefits of the program including, but not limited to, the
10208 employment created for the calendar year;

10209 (vi) for the low-income housing tax credit, an analysis of the impact of the program on
10210 preserving or increasing low-income housing and other benefits of the program including, but
10211 not limited to, the number of low-income housing units placed in service for the calendar year;
10212 and

10213 (vii) for the medical device tax credit, an analysis of the impact of the medical device tax
10214 credit program on preserving or increasing medical device industry jobs and other benefits of the
10215 program.

10216 (b)(1) Annually, not later than February 15, each taxpayer receiving an authorized tax
10217 credit from the administering agency head in the previous calendar year shall submit a statement
10218 of jobs on a form provided by the administering agency head to the administering agency head
10219 containing the following information:

10220 (i) the number of full-time employees working for the taxpayer on the date the
10221 administering agency head authorized the tax credit;

10222 (ii) the average salary of the full-time employees identified in clause (i);

10223 (iii) the number of part-time employees, identifying the part-time employees as either
10224 equal to or less than 20 hours per week employees or less than 35 hours but more than 20 hours
10225 per week employees, working for the taxpayer on the date the administering agency head
10226 authorized the tax credit and the number of part-time employees, identifying the part-time
10227 employees as either equal to or less than 20 hours per week employees or less than 35 hours but
10228 more than 20 hours per week employees, working for the taxpayer on December 31 of the
10229 calendar year in which the administering agency head authorized the tax credit;

10230 (iv) the average salary of the employees working equal to or less than 20 hours per week
10231 and the average salary of employees working less than 35 hours but more than 20 hours per week
10232 as identified in clause (iii);

10233 (v) the number of full-time employees working for the taxpayer on the date the
10234 administering agency head authorized the tax credit and the number of full-time employees
10235 working for the taxpayer on December 31 of the calendar year in which the administering agency
10236 head authorized the tax credit;

10237 (vi) the average salary of the full-time employees identified in clause (v);

10238 (vii) the average salary of the employees working equal to or less than 20 hours per week
10239 and the average salary of the employees working less than 35 hours but more than 20 hours per
10240 week as identified in clause (iii); and

10241 (viii) other information required by the administering agency head to assist the agency
10242 head in assessing the impact of the tax credit program on the commonwealth and employment in
10243 the relevant industry and otherwise in meeting the goals of the relevant tax credit program.

10244 (2) Annually, not later than March 1, the administering agency head shall submit to the
10245 commissioner, on a form prescribed by the commissioner, copies of the taxpayer job statements
10246 required by paragraph (1), with the report required by subsection (a). The commissioner shall
10247 provide this information on a government internet website for public disclosure.”

10248 SECTION 26. Section 6A of chapter 62F of the General Laws is hereby repealed.

10249 SECTION 27. Section 1 of chapter 63 of the General Laws is hereby amended by
10250 inserting after the word “commonwealth”, in line 99, as so appearing, the following sentence:-
10251 Gross income shall be determined without regard to section 108(i) of the Code.

10252 SECTION 28. The definition of “net income” in said section 1 of said chapter 63 of the
10253 General Laws, as so appearing, is hereby amended by striking out clauses (d) and (e) and
10254 inserting in place thereof, the following 3 clauses:-

10255 (d) the deduction allowed by section 168 (k) of the code;

10256 (e) the deduction allowed by section 199 of the code; or

10257 (f) the deduction described in section 163(e)(5) of the Code, to the extent increased by
10258 amendments to section 163(e)(5)(F) and section 163(i)(1) inserted by section 1232 of the
10259 American Recovery and Reinvestment Act of 2009.

10260 SECTION 29. Paragraph 3 of section 30 of said chapter 63, as so appearing, is hereby
10261 amended by inserting after the first sentence the following sentence:- Gross income shall be
10262 determined without regard to section 180(i) of the Code.

10263 SECTION 30. Paragraph 4 of said section 30 of said chapter 63, as so appearing, is
10264 hereby amended by adding the following clause:-

10265 (vii) the deduction described in section 163(e)(5) of the Code to the extent increased by
10266 amendments to section 163(e)(5)(F) and section 163(i)(1) inserted by section 1232 of the
10267 American Recovery and Reinvestment Act of 2009.

10268 SECTION 31. Section 52A of said chapter 63, as so appearing, is hereby amended by
10269 inserting after the word “exclusion”, in lines 27 and 28, the following words:- and without regard
10270 to section 108(i) of the Code.

10271 SECTION 32. Paragraph (b) of subsection (1) of said section 52A of said chapter 63, as
10272 so appearing, is hereby amended by striking out clauses (iv) and (v) and inserting in place
10273 thereof the following 3 clauses:-

10274 (iv) the deduction allowed by section 168 (k) of the code,

10275 (v) the deduction allowed by section 199 of the code, and

10276 (vi) the deduction described in section 163(e)(5) of the Code, to the extent increased by
10277 amendments to section 163(e)(5)(F) and section 163(i)(1), inserted by section 1232 of the
10278 American Recovery and Reinvestment Act of 2009.

10279 SECTION 32A. Section 6 of chapter 64H of the General Laws is hereby amended by
10280 striking out, in line 72, as so appearing, the words 'and one hundred and thirty-eight'.

10281 SECTION 32B. Section 2 of chapter 64H of the General Laws, as so appearing, is
10282 hereby amended by striking out, in line 3, the words "five percent" and inserting in place thereof
10283 the following words:- 6.25 per cent.

10284 SECTION 32C. Said chapter 64H is hereby further amended by striking out section 4,
10285 as so appearing, and inserting in place thereof the following section:-

10286 Section 4. For the purpose of adding and collecting the tax imposed by this chapter to be
10287 paid to the commonwealth or to be reimbursed to the seller by the purchaser, the tax computation
10288 shall be carried to the third decimal place and it shall be rounded to a whole cent, rounding up to
10289 the next cent whenever the third decimal place is greater than 4. A seller may elect to compute
10290 the tax due on a transaction on an item or an invoice basis.

10291 SECTION 32D. Subsection (g) of section 6 of said chapter 64H is hereby amended by
10292 inserting after the word “sixty-four F, as so appearing, the following words:- and 64L.

10293 SECTION 32E. The first paragraph of subsection (h) of said section 6 of said chapter
10294 64H, as so appearing, is hereby amended by striking out the last sentence.

10295 SECTION 32F. Said subsection (h) of said section 6 of chapter 64H, as so appearing, is
10296 hereby further amended by striking out the second to fifth paragraphs, inclusive.

10297 SECTION 32G. Section 30A of said chapter 64H, as so appearing, is hereby amended by
10298 striking out, in lines 5, 7, 14 and 18, the word “five” and inserting in place thereof, in each
10299 instance, the following figure:- 6.25.

10300 SECTION 32H. Section 2 of chapter 64I of the General Laws, as so appearing, is hereby
10301 amended by striking out, in line 6, the word “five” and inserting in place thereof the following
10302 figure:- 6.25.

10303 SECTION 32I. Said chapter 64I is hereby further amended by striking out section 5, as so
10304 appearing, and inserting in place thereof the following section:-

10305 Section 5. For the purposes of adding and collecting the tax imposed by this chapter to be
10306 paid to the commonwealth or to be reimbursed to the seller by the purchaser, the tax computation
10307 shall be carried to the third decimal place and it shall be rounded to a whole cent, rounding up to
10308 the next cent whenever the third decimal place is greater than 4. A seller may elect to compute
10309 the tax due on a transaction on an item or an invoice basis.

10310 SECTION 32J. Section 31A of said chapter 64I, as so appearing, is hereby amended by
10311 striking out, in lines 5, 7, 14 and 18, the word “five”and inserting in place thereof, in each
10312 instance, the following figure:- 6.25.

10313 SECTION 32K. The General Laws are hereby amended by inserting after chapter 64K
10314 the following chapter:-

10315 CHAPTER 64L.

10316 EXCISE ON MEALS

10317 Section 1. As used in this chapter, the following words shall have the following
10318 meanings:-

10319 “Gross receipts”, the total sales price received by a vendor as a consideration for the sale
10320 of meals at a restaurant.

10321 “Honor snack tray”, a vending arrangement in which only candy or snacks are available
10322 in an open tray for the benefit of employees in an establishment that normally does not sell food
10323 or food products and for which payment is made on the honor system.

10324 “Meals”, a food or beverage, or both, prepared for human consumption and provided by a
10325 restaurant for consumption on or off the restaurant premises, including food or beverages sold on
10326 a "take out" or "to go" basis, whether or not they are packaged or wrapped and whether or not
10327 they are taken from the premises of the restaurant.

10328 “Purchaser”, a person who purchase meals at a restaurant, the receipts from the sale of
10329 which are taxable under this chapter and includes a buyer, vendee, lessee, licensee or grantee.

10330 “Restaurant”, an eating establishment wherein food, food products or beverages are
10331 provided and for which a charge is made including, but not limited to, a cafe, lunch counter,
10332 private or social club, cocktail lounge, hotel dining room, catering business, tavern, diner, snack
10333 bar, dining room, vending machine and any other place or establishment wherein food or
10334 beverages are provided, whether stationary or mobile, temporary or permanent; provided,
10335 however, that a delicatessen, grocery, market or bakery store shall not be considered eating
10336 establishment within the meaning of this chapter except for any part thereof which engages in the
10337 sale of dinners, luncheons, barbecued chicken other than barbecued chicken sold whole and
10338 unsliced, sandwiches, snacks, pizzas and other similar items which are commonly sold at snack
10339 bars, coffee shops or lunch counters; provided further, no such store shall be deemed a restaurant
10340 under this chapter based solely on the preparation and sale of prepared meat, poultry and fish
10341 items if the sale of such meat, poultry and fish items constitutes less than a major portion of the
10342 total sales of such store; provided further, that a vending machine or honor snack tray shall not
10343 be considered an eating establishment within the meaning of this chapter if it sells only snacks or
10344 candy with a sales price of less than \$3.50; and provided further, that a bed and breakfast
10345 establishment or bed and breakfast home, as defined in chapter 64G, shall not be considered an
10346 eating establishment within the meaning of this chapter where the value of the breakfast served is
10347 included in the rent subject to tax under said chapter 64G.

10348 “Sale”, a sale of meals by a restaurant for any purpose other than resale in the regular
10349 course of business.

10350 “Vendor”, a retailer or other person selling tangible personal property or services of a
10351 kind the gross receipts from the retail sale of which are required to be included in the measure of
10352 the excise imposed by this chapter.

10353 Section 2. An excise is hereby imposed upon the sale of meals at a restaurant in the
10354 commonwealth by any vendor at the rate of 5 per cent of the gross receipts of the vendor from
10355 the sale of restaurant meals, except as otherwise provided in this chapter. The excise shall be
10356 paid to the commissioner at the time provided for filing the return required by section 16 of
10357 chapter 62C.

10358 Section 3. Reimbursement for the excise hereby imposed shall be paid by the purchaser
10359 to the vendor and each vendor shall add to the sales price and shall collect from the purchaser the
10360 full amount of the excise imposed by this chapter or an amount equal as nearly as possible or
10361 practicable to the average equivalent thereof and such excise shall be a debt from the purchaser
10362 to the vendor when so added to the sales price and shall be recoverable at law in the same
10363 manner as other debts.

10364 Section 4. For the purposes of adding and collecting the excise imposed by this chapter
10365 to be paid to the commonwealth or to be reimbursed to the seller by the purchaser, the excise
10366 computation shall be carried to the third decimal place and it shall be rounded to a whole cent,
10367 rounding up to the next cent whenever the third decimal place is greater than 4. A seller may
10368 elect to compute the excise due on a transaction on an item or an invoice basis.

10369 Section 5. Upon each sale of a meal by a restaurant taxable under this chapter, the
10370 amount of excise collected by the vendor from the purchaser shall be stated and charged
10371 separately from the sales price and shown separately on any record thereof at the time the sale is
10372 made or on any evidence of sale issued or used by the vendor; provided, however, that whenever
10373 there is a sale of alcoholic beverages for on-premises consumption, the excise collected need not
10374 be stated separately.

10375 Section 6. (a) The following sales and the gross receipts there from shall be exempt from
10376 the tax imposed by this chapter:

10377 (i) sales exempt under paragraph (cc) of section 6 of chapter 64H.

10378 (b) The following food or beverages sold by a restaurant for off-premises consumption
10379 shall not be deemed to be a meal for the purposes of this chapter: (i) food sold by weight, liquid
10380 or dry measure, count or in unopened original containers or packages including, but not limited
10381 to, meat, bread, milk, specialty foods, cream and ice cream provided that such foods are
10382 commonly sold in that manner in a retail food store which is not a restaurant; (ii) beverages in
10383 unopened original containers or packages when sold as a unit having a capacity of at least 26
10384 fluid ounces; and (iii) bakery products including, but not limited to, doughnuts, muffins, bagels,
10385 and similar items sold in units of 6 or more. Prepared meals, snacks, sandwiches, food platters,
10386 poultry, fish or meat items or other food combinations, to the extent that such items are sold by a
10387 restaurant whose principal business is the preparation or sale of such items in such form as to be
10388 available for immediate consumption without further significant preparation, whether for on or
10389 off-premises consumption, shall not be excluded under clause (i), (ii), or (iii).

10390 Section 7. No person shall do business in this commonwealth as a vendor unless a
10391 registration shall have been issued to him for each place of business in accordance with section
10392 67 of chapter 62C.

10393 Section 8. A person who fails to pay to the commissioner any sums required by this
10394 chapter shall be personally and individually liable therefor to the commonwealth. For the
10395 purposes of this section, "person", shall include an officer or employee of a corporation or a

10396 member or employee of a partnership or limited liability company who as an officer, employee
10397 or member, is under a duty to pay over the taxes imposed by this chapter.

10398 Section 9. A vendor who has paid to the commissioner an excise under this chapter upon
10399 a sale for which credit is given to the purchaser and such account is later determined to be
10400 worthless shall be entitled to reimbursement without interest of the excise paid to the
10401 commissioner on such worthless account. Such claim for reimbursement, covering the amount
10402 of excise paid on accounts determined to be worthless in the vendor's prior fiscal year, shall be
10403 filed on or before the due date, including extensions of the federal income tax return, or annual
10404 federal filing in the case of an exempt organization, for such prior fiscal year. A vendor, who
10405 shall recover, in whole or in part, upon an account previously determined to be worthless for
10406 which reimbursement had been received, shall report and include the same in his return for the
10407 period during which the recovery occurred.”;

10408 SECTION 32L. Section 1 of chapter 64G of the General Laws, as appearing in the 2006
10409 Official Edition, is hereby amended by inserting after the definition of “Occupant” the following
10410 definition:- “Other transient accommodation”, a vacation or leisure accommodation including,
10411 but not limited to, an apartment, single or multiple family housing, a cottage, a condominium or
10412 a timeshare unit which is rented to an occupant for a period of 90 consecutive days or less
10413 regardless of whether such use is as a lessee, tenant, guest or licensee

10414 SECTION 32M. The first paragraph of section 2 of chapter 64G of the General Laws, as
10415 so appearing, is hereby amended by striking out clause (b) and inserting in place thereof the
10416 following clause:- (b) lodging accommodations, including dormitories, at religious, charitable,
10417 educational and philanthropic institutions; provided, however, that this exemption shall not apply

10418 to accommodations provided by any such institution at a hotel, motel or other transient
10419 accommodation operated by the institution;

10420 SECTION 32N. Section 3A of said chapter 64G, as so appearing, is hereby amended by
10421 striking out, in line 5, the word “four” and inserting in place thereof the following figure:- 6.

10422 SECTION 32O. Said section 3A of said chapter 64G, as so appearing, is hereby further
10423 amended by striking out, in line 10, the figure “4.5 ” and inserting in place thereof the following
10424 figure;- 6.5.

10425 SECTION 32P. Said section 3A of said chapter 64G, as so appearing, is hereby further
10426 amended by inserting after the first paragraph the following paragraph:-

10427 A city or town may choose to include other transient accommodations as part of the room
10428 occupancy excise established pursuant to this section; provided, however, that the excise shall
10429 only be applied to accommodations on parcels with 2 or more units.

10430 SECTION 32Q. Chapter 64L of the General Laws is hereby amended by inserting after
10431 section 2 the following section:-

10432 Section 2A. (a) A city or town which accepts this section in the manner provided in
10433 section 4 of chapter 4 may impose a local sales tax upon the sale of restaurant meals originating
10434 within the city or town by a vendor at a rate of 2 per cent of the gross receipts of the vendor from
10435 the sale of restaurant meals. No excise shall be imposed if the sale is exempt under section 6 or
10436 under section 6 of chapter 64H. The vendor shall pay the local sales tax imposed under this
10437 section to the commissioner at the same time and in the same manner as the sales tax due to the
10438 commonwealth. The commissioner may adopt, by rule or regulation, destination sourcing rules

10439 for caterers or other vendors with a high volume of delivered meals, as the commissioner may
10440 determine, in order to mitigate any anti-competitive impact of the local option meals tax.

10441 (b) All sums received by the commissioner under this section shall, at least quarterly, be
10442 distributed, credited and paid by the state treasurer upon certification of the commissioner to
10443 each city or town that has accepted this section in proportion to the amount of the sums received
10444 from the sales of restaurant meals in that city or town. Any city or town seeking to dispute the
10445 commissioner's calculation of its distribution under this subsection shall notify the
10446 commissioner, in writing, not later than 1 year from the date the tax was distributed by the
10447 commissioner to the city or town.

10448 (c) The section shall take effect in a municipality on the first day of the calendar quarter
10449 following 30 days after its acceptance by the municipality or on the first day of a later calendar
10450 quarter that the city or town may designate.

10451 (d) The commissioner may make available to cities and towns any information necessary
10452 for administration of the excise imposed by this section including, but not limited to, a report of
10453 the amount of local option sales tax on restaurant meals collected under this section in the
10454 preceding fiscal year, with identification of each individual vendor, notwithstanding any
10455 provisions in section 21 of chapter 62C to the contrary.

10456 SECTION 32R. The General Laws are hereby amended by inserting after chapter 64L
10457 the following chapter:—

10458 CHAPTER 64M

10459 TAXATION OF DIRECT BROADCAST SATELLITE SERVICE

10460 Section 1. As used in this chapter, the following words shall have the following
10461 meanings unless the context otherwise requires:

10462 “Commissioner”, the commissioner of revenue.

10463 “Direct broadcast satellite service”, means the distribution or broadcasting of video
10464 programming or services by satellite directly to receiving equipment located at an end user
10465 subscriber’s or an end user customer’s premises, including but not limited to the provision of
10466 premium channels; the provision of music or other audio services or channels, and any other
10467 service received in connection with the provision of direct broadcast satellite service.

10468 “Direct broadcast satellite service provider”, a person who transmits, broadcasts or
10469 otherwise provides direct broadcast satellite service to subscribers or customers in the
10470 commonwealth.

10471 “Gross revenues”, all consideration of any kind or nature received by a direct broadcast
10472 satellite service provider, or an affiliate of such person, in connection with the provision of direct
10473 broadcast satellite service to subscribers or customers, including recurring monthly charges for
10474 direct broadcast satellite service and pay-per-view, video-on-demand, and other event-based
10475 charges for direct broadcast satellite service; provided, however, that gross revenues shall not
10476 include:

10477 (1) charges for the rental of equipment related to the provision of direct broadcast satellite
10478 service;

10479 (2) activation, installation, repair and maintenance charges or similar service charges
10480 related to the provision of direct broadcast satellite service;

10481 (3) service order charges, service termination charges or any other administrative charges
10482 related to the provision of direct broadcast satellite service;

10483 (4) revenue not actually received, regardless of whether it is billed, including but not
10484 limited to, bad debts;

10485 (5) revenue received by an affiliate or other person in exchange for supplying goods and
10486 services used by a direct broadcast satellite service provider;

10487 (6) refunds, rebates or discounts made to subscribers or customers, to advertisers, or to
10488 other persons;

10489 (7) revenue from service other than direct broadcast satellite service, including:

10490 (A) telecommunications service as defined in 47 U.S.C. section 153(46);

10491 (B) information service as defined in 47 U.S.C. section 153(20); or

10492 (C) any other service that is not a direct broadcast satellite service.

10493 (8) revenue from any service that is subject to tax under chapter 64H or 64I;

10494 (9) the tax imposed by this chapter or any other tax of general applicability imposed on a
10495 direct broadcast satellite service provider or a purchaser of direct broadcast satellite service, by a
10496 federal, state or local governmental entity and required to be collected by a person and remitted
10497 to the taxing entity;

10498 (10) any foregone revenue from providing free or reduced-cost direct broadcast satellite
10499 service to any person, including employees of the direct broadcast satellite service provider or

10500 any governmental entity as required or authorized by federal, state or local law, except revenue
10501 foregone in exchange for the goods or services through a trade or barter arrangement;

10502 (11) revenue from the sale of capital assets or surplus equipment not used by the
10503 purchaser to receive direct broadcast satellite service from the direct broadcast satellite service
10504 provider;

10505 (12) reimbursements made by programmers to the direct broadcast satellite service
10506 provider for marketing costs incurred by the direct broadcast satellite service provider for the
10507 introduction of new programming that exceed the actual costs incurred by the direct broadcast
10508 satellite service provider;

10509 (13) late payment fees collected from subscribers or customers; or

10510 (14) charges, other than those charges specifically described herein, that are aggregated
10511 or bundled with such specifically-described charges on a subscriber or customer's bill, if the
10512 direct broadcast satellite service provider can reasonably identify the charges in its books and
10513 records kept in the regular course of business.

10514 "Person", an individual, partnership, trust or association, with or without transferable
10515 shares, joint-stock company, corporation, society, club, organization, institution, estate, receiver,
10516 trustee, assignee or referee and any other person acting in a fiduciary or representative capacity,
10517 whether appointed by a court or otherwise, and any combination of individuals acting as a unit.

10518 "Subscriber or customer", a member of the general public who receives direct broadcast
10519 satellite service from a direct broadcast satellite service provider and does not further distribute
10520 such service in the ordinary course of business.

10521 “Video programming”, programming provided by, or comparable to programming
10522 provided by, a television broadcast station including, but not limited to, video programming
10523 provided by local networks, national broadcast networks and all forms of pay per view video
10524 entertainment.

10525 Section 2. An excise is hereby imposed upon the provision of direct broadcast satellite
10526 service to a subscriber or customer in the commonwealth by any direct broadcast satellite service
10527 provider in an amount equal to 5 per cent of the direct broadcast satellite service provider’s gross
10528 revenues. A direct broadcast satellite service provider shall pay the excise to the commissioner at
10529 the time provided for filing the return required by section 16 of chapter 62C.

10530 Section 3. Reimbursement for the excise imposed in this chapter shall be paid by the
10531 subscriber or customer to the direct broadcast satellite service provider and each direct broadcast
10532 satellite service provider providing direct broadcast satellite service to subscribers or customers
10533 shall collect from such subscriber or customer the full amount of the excise imposed with respect
10534 to gross revenues derived from or attributable to such customer or subscriber and such excise
10535 shall be a debt from the subscriber or customer to the direct broadcast satellite service provider
10536 when added to the subscriber or customer’s invoice for video programming service and shall be
10537 recoverable at law in the same manner as other debts.

10538 Section 4. No person shall do business in this commonwealth as a direct broadcast
10539 satellite service provider unless a registration shall have been issued to him in accordance with
10540 section 67 of chapter 62C.

10541 Section 5. A direct broadcast satellite service provider who fails to pay to the
10542 commissioner any sums required to be paid by this chapter shall be personally and individually

10543 liable therefor to the commonwealth. The term “direct broadcast satellite service provider”, as
10544 used in this section, includes an officer or employee of a corporation or other business entity or a
10545 member or employee of a partnership who, as such officer, employee or member, is under duty
10546 to pay over the taxes imposed by this chapter.

10547 Section 6. A person not a resident of the commonwealth who engages in the business of
10548 providing direct broadcast satellite service to subscribers or customers in the commonwealth
10549 shall, as a condition precedent to engaging in such business and by so engaging in such business,
10550 be deemed thereby to appoint the state secretary as his agent for the service of process in any
10551 judicial proceeding under this chapter. Such process shall be served by delivering a copy of the
10552 process in the hands of the state secretary or a deputy or in the office of the state secretary. Such
10553 service shall be sufficient service upon the person; provided, however, that such notice of such
10554 service and a copy of the process shall, at least 15 days before the return day of such process, be
10555 sent by registered mail to such person’s last known address, and that the sender’s registered mail
10556 receipt and the commissioner’s affidavit of compliance with this section shall be appended to the
10557 process and filed in the action or proceeding on or before the return day of the process or within
10558 such further time as the court may allow. The court in which the action or proceeding is pending
10559 may order such continuances as may be necessary to afford the defendant reasonable opportunity
10560 to defend the action. Service of process in the foregoing manner shall be have the same force and
10561 validity as if served upon the taxpayer personally within the commonwealth.

10562 SECTION 32S. Section 6 of chapter 70B of the General Laws is hereby amended by
10563 striking out, in line 57, as so appearing, the words “city or town” and inserting in place thereof
10564 the following words:- city, town or regional school district.

10565 SECTION 33. Section 10 of chapter 70B of the General Laws, as so appearing, is hereby
10566 amended by striking out, in line 3, the words “less than 40 per cent nor”.

10567 SECTION 34. Subsection (a) of said section 10 of said chapter 70B of the General Laws
10568 is hereby further amended by striking out paragraph (C) and inserting in place thereof the
10569 following paragraph:-

10570 (C) Incentive percentage points may be awarded by the authority. Incentive percentage
10571 points granted, if any, shall be in the sole discretion of the authority. The authority may issue
10572 regulations delineating the type and amounts of any such incentive percentage points; provided,
10573 however, that no individual category of incentive points shall exceed 6 additional points. Such
10574 incentive points may be awarded for a district’s use of efficient construction delivery methods;
10575 regionalization with other districts; superior maintenance practices of a district; energy efficient
10576 and sustainable design and construction; major renovation rather than building new construction;
10577 the use of model schools as adopted by the authority; and other incentives as determined by the
10578 board of the authority in order to encourage the most cost-effective and quality construction.

10579 SECTION 35. Chapter 71 of the General Laws is hereby amended by adding the
10580 following section:-

10581 Section 91. (a) The term “Recovery High School” shall mean a public school or
10582 collaborative program for students diagnosed with substance use disorder or dependency, as
10583 defined by the Diagnostic and Statistical Manual of Mental Disorders IV-TR, that provides (1) a
10584 comprehensive 4-year high school education and (2) a structured plan of recovery.

10585 (b) A school district shall transfer the state average chapter 70 per pupil allotment to a
10586 Recovery High School for a student meeting the following criteria: (1) the student is currently

10587 enrolled in the district or currently resides in the municipality in which the district is located; (2)
10588 the student is considered clinically appropriate by a clinician as defined by 105 CMR 164.006 of
10589 the Code of Massachusetts Regulations, using the criteria for Substance Use Disorders as defined
10590 in the Diagnostic and Statistical Manual of Mental Disorders IV-TR; and (3) the student meets
10591 all matriculation criteria as outlined by the sending district and the department of elementary and
10592 secondary education, with determination of academic eligibility based on existing documentation
10593 provided by the district. The district and the Recovery High School shall arrange to confer a
10594 diploma when a student completes state and district-mandated graduation requirements.

10595 (c) A Recovery High School shall submit to the board of elementary and secondary
10596 education data considered necessary by the board to provide information regarding each
10597 student's academic performance. A Recovery High School shall also submit to the department
10598 of public health data regarding each student's recovery.

10599 (d) The board of elementary and secondary education, in consultation with the
10600 department of public health and the department of mental health, shall promulgate regulations, as
10601 necessary to implement this section.

10602 SECTION 35A. Section 35 of chapter 85 of the General Laws, as so appearing, is hereby
10603 amended by striking out, in lines 28 and 29, the words "two hundred dollars" and inserting in
10604 place thereof the following figure:- \$500.

10605 SECTION 35B. Said section 35 of said chapter 85, as so appearing, is hereby further
10606 amended by adding the following 2 paragraphs:-

10607 Any person that operates a vehicle carrying an article or material subject to regulation
10608 pursuant to section 9 of chapter 148 shall be punished by a fine of not more than \$1000 if the

10609 weight of such vehicle, with its load, exceeds the maximum weight authorized under this section
10610 or section 34, unless such vehicle is being operated in accordance with the terms of a special
10611 permit issued under section 30 and 30A,.

10612 Any operator that violates this section shall be deemed to have committed a moving
10613 violation for the purposes of determining surcharges on motor vehicle premiums under section
10614 113B of chapter 175.

10615 SECTION 35C. Section 20 of chapter 90 of the General Laws is hereby amended by
10616 inserting, after the third paragraph, as so appearing, the following paragraph:-

10617 Any person who violates section 17 while operating a commercial motor vehicle, as
10618 defined in section 1 of chapter 90F, while such vehicle is transporting any article or material
10619 subject to regulation pursuant to section 9 of chapter 148, shall be punished by a fine of not more
10620 than \$1,000 for the first offense, not less than \$1,000 nor more than \$2,000 for a second offense
10621 committed in any 12 month period, and not less than \$2,000 nor more than \$3,000 for a third or
10622 subsequent offense committed in any 12 month period. Prosecutions commenced under this
10623 paragraph shall not be placed on file nor continued without a finding.

10624 SECTION 35D. Chapter 90 of the General Laws is hereby amended by inserting after
10625 section 12 the following section:-

10626 Section 12A. (a) For the purposes of this section, "mobile device" means a device
10627 capable of transmitting verbal or written communications or images, or accessing the internet
10628 including, but not limited to, a mobile telephone, text messaging device, personal digital assistant
10629 or any other substantially similar device utilizing cellular, analog, satellite, wireless or digital
10630 technology.

10631 (b) Notwithstanding the provisions of section 13 to the contrary, no operator of a vehicle
10632 or vessel: (1) used in public transportation including a train, passenger bus, school bus or other
10633 vehicle used to transport pupils, taxi, passenger ferry boat, water shuttle or other equipment used
10634 in public transportation owned by, or operated under the authority of, the Massachusetts Bay
10635 Transportation Authority, the Woods Hole, Martha's Vineyard & Nantucket Steamship
10636 Authority, Massachusetts Port Authority; the executive office of transportation; or (2) open to the
10637 public and owned by, or operated under the authority of, any business, including tour vehicles or
10638 vessels, enclosed ski lifts or trams and passenger buses or vans regularly used to transport
10639 customers shall use a mobile device while operating such vehicle or vessel; provided, however,
10640 that use of any such mobile device solely to access a global positioning system shall not be
10641 prohibited. Whoever violates this section shall be punished by a fine of \$500 and such violation
10642 shall be a moving violation for purposes of the safe driver insurance plan under section 113B of
10643 chapter 175.

10644 (c) This section shall not apply to an operator of a private vehicle or vessel which during
10645 such operation is not open to the public or not being used for the transportation of the public,
10646 including the private charter or rental of a limousine, bus or van or the private charter or rental of
10647 a boat or other vessel.

10648 (d) This section shall not apply to persons employed in providing emergency medical
10649 services, in the lawful course of their duties.

10650 (e) It shall be an affirmative defense for a person charged with a violation of this section
10651 that such violation was committed for the sole purpose of seeking emergency assistance.

10652 SECTION 35E. Section 13 of chapter 90 of the General Laws is hereby amended by
10653 inserting after the word “times”, in line 7, the following words:- ; provided, however, that
10654 whoever operates a motor vehicle while entering a text message, reading a text message or
10655 accessing the Internet shall be punished by a fine of \$75; and provided further, that use of any
10656 such mobile device solely to access a global positioning system shall not be prohibited. A
10657 violation of the preceding sentence shall be a moving violation for purposes of the safe driver
10658 insurance plan under section 113B of chapter 175. For the purposes of this section, a “mobile
10659 device” shall include any device capable of transmitting verbal or written communication or
10660 images, or accessing the internet including, but not limited to, a mobile telephone, text
10661 messaging device, personal digital assistant, or any other substantially similar device utilizing
10662 cellular, analog, satellite, wireless or digital technology.”

10663 NO SECTION 36

10664 SECTION 37. Section 23 of said chapter 90, as appearing in the 2006 Official Edition, is
10665 hereby amended by inserting after the first paragraph the following paragraph:-

10666 Notwithstanding the preceding paragraph or any other general or special law to the
10667 contrary, whoever has not been previously found responsible of or convicted of, or against whom
10668 a finding of delinquency or a finding of sufficient facts to support a conviction has not been
10669 rendered on, a complaint charging a violation of operating a motor vehicle after his license to
10670 operate has been suspended or revoked, or after notice of the suspension or revocation of his
10671 right to operate a motor vehicle without a license has been issued by the registrar and received by
10672 such person or by his agent or employer, and prior to the restoration of such license or right to
10673 operate or to the issuance to him of a new license to operate shall be punished by a fine of not

10674 more than \$500. This paragraph shall not apply to any person who is charged with operating a
10675 motor vehicle after his license to operate has been suspended or revoked pursuant to a violation
10676 of paragraph (a) of subdivision (1) of section 24, or section 24D, 24E, 24G, 24L or 24N of this
10677 chapter, subsection (a) of section 8 or section 8A or 8B of chapter 90B, section 8, 9 or 11 of
10678 chapter 90F or after notice of such suspension or revocation of his right to operate a motor
10679 vehicle without a license has been issued and received by such person or by his agent or
10680 employer, and prior to the restoration of such license or right to operate or the issuance to him of
10681 a new license or right to operate because of any such violation.

10682 SECTION 38. Said chapter 90 is hereby further amended by inserting after section 30A
10683 the following section:-

10684 Section 30A 1/2. Notwithstanding section 30A or any other general or special law to the
10685 contrary, the registrar may, in the interest of seeking cost efficiencies, avoiding disruptions and
10686 continuing to provide registry services, enter into agreements with third-party entities based in
10687 the commonwealth, to perform functions on behalf of the registry of motor vehicles. The
10688 registrar shall enter into agreements only with an existing entity that provides automobile-related
10689 services to the general public, or to its own members if an automobile-related association, and
10690 that maintains business offices that are open to the public during hours and at locations believed
10691 to be convenient for registry customers and in areas where a continuing need exists to provide
10692 registry services.

10693 The registrar may provide necessary inventories, equipment, electronic connections and
10694 training in regard to such agreements to provide for the provision of registry-related services by
10695 the third party. The registrar may help to defray the expenses of the third party as part of the

10696 agreement if necessary to provide such services, but only if the overall effect of such agreement
10697 results in cost efficiencies to the registry. The registrar shall not enter into an agreement that
10698 results in the loss of employment with the commonwealth of any person who was performing
10699 services related to the agreement as a registry employee within the 30 days before the effective
10700 date of the agreement.

10701 The registrar shall, on an annual basis or more frequently if required by the agreement,
10702 review the third party's most recent performance under the agreement and if the cost efficiencies
10703 and other purposes for which the agreement has been entered into are not being realized, the
10704 registrar may terminate the agreement and recover all inventories, equipment, monies due and
10705 other items provided to the third-party. An agreement may be amended from time to time.

10706 All employees of a third party performing registry-related functions or having access to
10707 registry data or equipment shall be subject to all state and federal laws and regulations governing
10708 the protection of personal information. Fees collected by the third party on behalf of the registrar
10709 shall be deposited in the treasury of the commonwealth pursuant to section 34. An agreement
10710 shall ensure that the third party's performance of registry-related functions is subject to periodic
10711 audits by registry staff and the state auditor.

10712 SECTION 39. Section 33 of said chapter 90, as appearing in the 2006 Official Edition, is
10713 hereby amended by striking out, in lines 6 and 7, the words “, the fee for which is not otherwise
10714 provided for in any general or special law, the fee shall be \$36”.

10715 SECTION 40. Said section 33 of said chapter 90, as so appearing, is hereby further
10716 amended by striking out, in line 143, the words “, the fee shall be \$40”.

10717 SECTION 41. Section 34J of said chapter 90, as so appearing, is hereby amended by
10718 adding the following paragraph:-

10719 Notwithstanding any general or special law to the contrary, whoever violates this section
10720 and has not been previously determined responsible of or convicted therefor, or against whom a
10721 finding of delinquency or a finding of sufficient facts to support a conviction has not previously
10722 been rendered, on a complaint charging a violation of this section shall be punished by fine of
10723 not more than \$500.

10724 SECTION 42. Paragraph (4) of subsection (a) of section 8 of chapter 90B of the General
10725 Laws, as appearing in the 2006 Official Edition, is hereby amended by adding the following
10726 paragraph:-

10727 There shall be an assessment of \$250 against a person who is convicted of, placed on
10728 probation for, or otherwise pleads guilty to or admits to a finding of sufficient facts of operating
10729 a vessel while under the influence of intoxicating liquor or marijuana, narcotic drugs, depressant
10730 or stimulant substances or the vapors of glue; provided, however, that \$150 of the \$250 collected
10731 under this assessment shall be deposited by the court with the state treasurer into the Head Injury
10732 Treatment Services Trust Fund and the remaining amount of the assessment shall be credited to
10733 the General Fund. The assessment shall not be subject to reduction or waiver by the court for
10734 any reason.

10735 SECTION 43. Section 34 of said chapter 90B, as so appearing, is hereby amended by
10736 adding the following paragraph:-

10737 There shall be an assessment of \$250 against a person who is convicted of, placed on
10738 probation for, or granted a continuance without a finding for or otherwise pleads guilty to or

10739 admits to a finding of sufficient facts of operating a snow vehicle or recreation vehicle while
10740 under the influence of intoxicating liquor or narcotic drugs; provided, however, that \$150 of the
10741 \$250 collected under this assessment shall be deposited by the court with the state treasurer into
10742 the Head Injury Treatment Services Trust Fund and the remaining amount of the assessment
10743 shall be credited to the General Fund. The assessment shall not be subject to reduction or waiver
10744 by the court for any reason.

10745 NO SECTION 44.

10746 SECTION 45. The first paragraph of paragraph (4) of subsection (A) of section 3 of
10747 chapter 90C of the General Laws, as so appearing, is hereby amended by adding the following
10748 sentence:- If a violator requests a noncriminal hearing, he shall pay a fee of \$25 to the court
10749 prior to the commencement of the hearing before the clerk magistrate.

10750 SECTION 46. Said section 3 of said chapter 90C, as so appearing, is hereby further
10751 amended by striking out, in line 56, the figure "\$20" and inserting in place thereof the following
10752 figure:- \$50.

10753 SECTION 46A. Chapter 111 of the General Laws is hereby amended by striking out
10754 section 25I, as appearing the 2006 Official Edition, and inserting in place thereof the following
10755 section:-

10756 Section 25I. The commissioner, in consultation with the board of registration of
10757 pharmacy, shall promulgate regulations requiring that either a resident or consultant pharmacist
10758 in a health care facility shall return to the pharmacy from which it was issued all unused
10759 medication; provided that such medication is sealed in unopened, individually packaged units
10760 and within the recommended period of shelf life, and provided that such medication is not a

10761 schedule I, II or III controlled substance as defined in chapter 94C. Such pharmacies shall accept
10762 all such unused medications regardless of whether such medications are included on any list of
10763 unit-dose drugs issued by the department or the office of MassHealth. Any rules and regulations
10764 issued by the commissioner shall permit the pharmacy to which such medication is returned to
10765 restock and redistribute such medication. The pharmacy shall be required to reimburse or credit
10766 the issuer for any such returned medication.

10767 SECTION 47. The definition of "Facility" in subsection (a) of section 51H of chapter
10768 111 of the General Laws, inserted by section 9 of chapter 305 of the acts of 2008, is hereby
10769 amended by striking out the figure "25" and inserting in place thereof the following figure:- 25B.

10770 SECTION 48. Said section 51H of said chapter 111, as so inserted, is hereby further
10771 amended by striking out subsection (d) and inserting in place thereof the following subsection:-

10772 (d) The department shall adopt regulations prohibiting a health care facility from
10773 charging or seeking reimbursement for services provided as a result of the occurrence of a health
10774 care-associated infection or serious reportable event. A health care facility shall not charge or
10775 seek reimbursement for a health care-associated infection or serious reportable event that the
10776 facility has determined, through a documented review process and under regulations adopted by
10777 the department, was: (i) preventable; (ii) within its control; and (iii) unambiguously the result of
10778 a system failure based on the health care provider's policies and procedures.

10779 SECTION 49. Section 51H of said chapter 111, as appearing in section 65 of chapter 451
10780 of the acts of 2008, is hereby amended by striking out subsection (d) and inserting in place
10781 thereof the following subsection:-

10782 (d) The department shall adopt regulations prohibiting a health care facility from
10783 charging or seeking reimbursement for services provided as a result of the occurrence of a health
10784 care-associated infection or serious reportable event. A health care facility shall not charge or
10785 seek reimbursement for a health care-associated infection or serious reportable event that the
10786 facility has determined, through a documented review process and under regulations adopted by
10787 the department, was: (i) preventable; (ii) within its control; and (iii) unambiguously the result of
10788 a system failure based on the health care provider's policies and procedures.

10789 SECTION 49A. Section 5 of chapter 111N of the General Laws, as appearing in section
10790 14 of chapter 305 of the acts of 2008, is hereby amended by adding the following paragraph:-

10791 The department, in consultation with the board of registration in pharmacy and board of
10792 registration in medicine, shall promulgate regulations requiring the licensing of all
10793 pharmaceutical and medical device manufacturer agents. As a prerequisite to such licensing,
10794 pharmaceutical and medical device manufacturer agents shall complete such training as may be
10795 deemed appropriate by the department. As a prerequisite to the renewal a license therefor,
10796 pharmaceutical and medical device manufacturer agents shall complete continuing education as
10797 may be deemed appropriate by the department. The fee for the license shall be \$500 per year.

10798 SECTION 50. Section 6 of chapter 118G of the General Laws, as most recently amended
10799 by section 23 of chapter 305 of the acts of 2008, is hereby further amended by adding the
10800 following paragraph:-

10801 Except as specifically provided otherwise by the division, insurer data collected by the
10802 division under this section shall not be a public record under clause twenty-sixth of section 7 of
10803 chapter 4 or under chapter 66.

10804 SECTION 51. Paragraph (2) of subsection (a) of section 39 of said chapter 118G,
10805 inserted by section 15 of chapter 61 of the acts of 2007, is hereby amended by inserting after the
10806 first sentence the following 2 sentences:- The office may recover from a third party that is
10807 financially responsible the costs attributable to services provided to an individual that were paid
10808 by the fund. A payment from the fund for such services shall be recoverable from the third party
10809 and the payment shall, after notice to the third party, operate as a lien under section 22 of chapter
10810 118E.

10811 SECTION 51A. Chapter 149 of the General Laws is hereby amended by inserting after
10812 section 44 the following section:-

10813 Section 44 ½. Notwithstanding any general or special law to the contrary, a state or
10814 municipal government entity shall not terminate the employment of any veteran for at least 30
10815 days following the return of the veteran from overseas duty.

10816 SECTION 51B. Section 46 of chapter 151A of the General Laws, as most recently
10817 amended by chapter 194 of the acts of 2007, is hereby further amended by adding the following
10818 subsection: -

10819 (j)(1) The commissioner may provide the United States Census Bureau with information
10820 for use by the Census Bureau in the Longitudinal Household – Employer Dynamics System
10821 pursuant to a written agreement between the United States Census Bureau and the commissioner.
10822 The confidentiality of such information shall be protected by this section and Title XIII of the
10823 United States Code.

10824 (2) The commissioner may provide the Bureau of Labor Statistics with information for
10825 the purpose of carrying out its responsibilities and duties under chapter one of title twenty-nine

10826 of the United States Code pursuant to a written agreement between the Bureau of Labor Statistics
10827 and the commissioner. The confidentiality of such information shall be protected by this section
10828 and Title XXIX of the United States Code.

10829 SECTION 51C. Subsection (b) of section 3 of chapter 121F of the General Laws, as
10830 appearing in section 6 of chapter 119 of the acts of 2008, is hereby amended by striking out
10831 clause (7) and inserting in place thereof the following clause:-

10832 (7) notwithstanding the restrictions described in this chapter, for the purposes of the soft
10833 second mortgage program described in item 3322-8880 of section 2 of chapter 110 of the acts of
10834 1993

10835 SECTION 52. The third paragraph of section 47C of chapter 175 of the General Laws, as
10836 appearing in the 2006 Official Edition, is hereby amended by striking out the last sentence and
10837 inserting in place thereof the following sentence:- Reimbursement of costs for such services shall
10838 be part of a basic benefits package offered by the insurer or a third party.

10839 SECTION 53. The third paragraph of section 8B of chapter 176A of the General Laws,
10840 as so appearing, is hereby amended by striking out the last sentence and inserting in place thereof
10841 the following sentence:- Reimbursement of costs for such services shall be part of a basic
10842 benefits package offered by the insurer or a third party.

10843 SECTION 54. The third paragraph of section 4C of chapter 176B of the General Laws,
10844 as so appearing, is hereby amended by striking out the last sentence and inserting in place thereof
10845 the following sentence:- Reimbursement of costs for such services shall be part of a basic
10846 benefits package offered by the insurer or a third party.

10847 SECTION 55. The second paragraph of section 4 of chapter 176G of the General Laws,
10848 as so appearing, is hereby amended by striking the last sentence and inserting in place thereof the
10849 following sentence:- Reimbursement of costs for such services shall be part of a basic benefits
10850 package offered by the insurer or a third party.

10851 SECTION 55A. Section 17G of chapter 180 of the General Laws, as so appearing in the
10852 2006 Official Edition, is hereby amended by inserting after word 'employed', in line 5, the
10853 following words:- "or which may be specified by a collective bargaining agreement with the
10854 PCA quality homecare workforce council.

10855 SECTION 56. Section 10 of chapter 200A of the General Laws, as appearing in the 2006
10856 Official Edition, is hereby amended by adding the following subsection:

10857 (j) Upon request by the executive office of health and human services but not more than
10858 once each quarter, the state treasurer shall review information made available by the executive
10859 office to determine if a person who has received medical assistance benefits under chapter 118E
10860 has an interest in property reported to the state treasurer in accordance with this chapter and
10861 inform the executive office of his findings. Notwithstanding any general or special law to the
10862 contrary, with respect to any person who has been deceased for at least 3 years with no fiduciary
10863 appointed to administer the deceased person's estate, and who is found to have property solely in
10864 the deceased person's name that would be subject to a claim by the executive office under
10865 sections 31 and 32 of said chapter 118E, the executive office may present a statement to the state
10866 treasurer of the amount due to the executive office, a copy of the death certificate for the
10867 deceased person and other claims' documents that the treasurer's office may require. Upon that
10868 presentment, the state treasurer shall release that property or the portion of the property

10869 necessary to satisfy the claim by the executive office. Presentment under this subsection shall
10870 not take priority over any claim of the department of revenue under subsection (i), or over any
10871 claim presented by a duly appointed estate representative. If the state treasurer makes payment to
10872 the executive office under this subsection, he shall be discharged from any obligation or liability
10873 arising from the payment. Information provided by the executive office to the state treasurer
10874 under this subsection shall be used only for the purposes of this subsection. If a fiduciary is
10875 appointed after the executive office has received payment of funds from the state treasurer under
10876 this subsection and the fiduciary notifies the executive office of the appointment, the executive
10877 office shall release to the fiduciary all of the funds received from the state treasurer. The
10878 executive office may then present its claim for reimbursement under said section 32 of said
10879 chapter 118E.

10880 SECTION 57. Chapter 211D of the General Laws is hereby amended by striking out
10881 section 12, as so appearing, and inserting in place thereof the following section:-

10882 Section 12. The committee shall establish policies and procedures to provide fair
10883 compensation to private counsel, which shall include a remedy for an attorney aggrieved by the
10884 amount of payment. The committee shall also establish an audit and oversight department to
10885 monitor billing and private attorney compensation. All invoices shall be processed for payment
10886 within 30 days of receipt by the chief counsel. Bills shall be submitted to the committee within
10887 60 days of the conclusion of a case or, if the case is pending at the end of the fiscal year, within
10888 60 days after the end of such fiscal year. The amount of payment for invoices received by the
10889 chief counsel more than 60 days but less than 90 days after the final disposition of the case or
10890 more than 60 days but less than 90 days after the end of the fiscal year shall be reduced by 10 per
10891 cent. Bills submitted after such date need not be processed for payment within 30 days. For all

10892 bills not submitted to the committee within 90 days after the conclusion of a case or, if the case is
10893 pending at the end of the fiscal year, within 90 days after the end of the fiscal year, those bills so
10894 submitted after that date shall not be processed for payment; provided, however, that the chief
10895 counsel may authorize the payment of such bills either in whole or in part upon a determination
10896 that the delay was due to extraordinary circumstances beyond the control of the attorney. The
10897 committee may further prescribe such policies and procedures for payment as it deems
10898 appropriate; provided, however, that the committee may impose interest and penalties, where
10899 appropriate, upon overpayment of the private attorney bills recovered from private attorneys.

10900 SECTION 57A. Section 6E of chapter 221 of the General Laws, as so appearing, is
10901 hereby amended by striking out, in line 1, the words "justices of the superior court" and inserting
10902 in place thereof the followings words:- clerk of courts for the county of Worcester.

10903 SECTION 57B. Section 6F of said chapter 221, as so appearing, is hereby amended by
10904 striking out, in line 1, the words "justices of the superior court" and inserting in place thereof the
10905 following words:- clerk of courts for the county of Worcester.

10906 SECTION 57C. Section 6K of said chapter 221, as so appearing, is hereby amended by
10907 striking out, in line 1, the words "justices of the superior court" and inserting in place thereof the
10908 following words:- clerk of courts for the county of Hampden.

10909 SECTION 57D. Section 6L of said chapter 221, as so appearing, is hereby amended by
10910 striking out, in line 1, the words "justices of the superior court" and inserting in place thereof the
10911 following words:- clerk of courts for the county of Hampden.

10912 SECTION 57E. Section 23D of chapter 217 of the General Laws, as so appearing , is
10913 hereby amended by striking out, in line 14, the words "Middlesex, 6 assistant judicial case

10914 managers” and in its place insert the following words:- Middlesex, 8 assistant judicial case
10915 managers.

10916 SECTION 58. Section 86 of chapter 221 of the General Laws, as so appearing, is hereby
10917 amended by adding the following sentence:- Payment of transcription costs shall be made as
10918 provided in section 88.

10919 SECTION 59. Section 88 of said chapter 221, as so appearing, is hereby amended by
10920 striking out, in line 11, the words “commonwealth upon voucher approved by him,” and
10921 inserting in place thereof the following words:- administrative office of the trial court upon a
10922 voucher approved by the presiding judge.

10923 SECTION 60. Said section 88 of said chapter 221, as so appearing, is hereby further
10924 amended by adding the following sentence:- If the presiding justice orders that a statement given
10925 to the police be transcribed, all parties shall receive a copy, and payment therefore shall be at the
10926 same rate and made by the administrative office of the trial court upon a voucher approved by
10927 the presiding judge.

10928 SECTION 61. Chapter 262 of the General Laws is hereby amended by striking out
10929 section 40, as so appearing, and inserting in place thereof the following section:-

10930 Section 40. The fees of registers of the probate and family court department of the trial
10931 court shall be as follows:

10932 for the entry of a complaint for divorce or for affirming or annulling marriage, except as
10933 provided hereinafter for an action in equity, \$200;

10934 for the entry of an action for separate support, \$100;

10935 for the issuance of a contempt summons, \$5;

10936 for the entry of a petition for the probate of a will, for administration of the estate of a
10937 person deceased intestate, for administration of goods not already administered, with the will
10938 annexed or otherwise, of a petition under section 35 or 36 of chapter 209 by a husband or wife
10939 for authority to convey land as if sole, for change of name, for leave to carry on the business of
10940 the deceased and for the appointment of a special administrator, trustee, receiver of the estate of
10941 an absentee, or conservator except when the conservator petition is filed concurrently with a
10942 petition for removal, resignation, or termination of a conservator, \$150;

10943 for the entry of a petition to partition, \$255;

10944 for filing a representation of insolvency, \$150;

10945 for the entry of a petition: for leave to lease real estate; for specific performance; for
10946 leave to mortgage real estate; for release of dower or courtesy; for letters to a foreign guardian;
10947 petition for leave to compromise; and for leave to pay debts, except when the petitioner or
10948 accountant certifies that the estate does not exceed \$1,000 in value, \$75;

10949 for filing of a complaint in equity, except such as relates to separate support, adoption, or
10950 the custody or support of minors, \$240;

10951 for filing of a complaint in equity related to separate support or the custody or support of
10952 minors, \$100;

10953 for the entry of a general petition except such as relates to adoption or custody or support
10954 of minors, \$150;

10955 for the entry of a petition for removal of a fiduciary, \$100;

10956 for the amendment of record except such as relates to separate support, adoption or the
10957 custody or support of minors, for discharge of surety, for care of burial lot and for erection of a
10958 monument, \$60 each;

10959 for new bond and for new inventory, \$75 each;

10960 for filing a statement of voluntary administration, \$100;

10961 for the petition or application for allowance of an account where the gross value
10962 accounted for in Schedule A of the account is \$1,000 or less, no fee; where the gross value is
10963 more than \$1,000 but not more than \$10,000, \$75 a year; provided, however, that the fees shall
10964 not exceed \$170 regardless of the time covered by the account; where the gross value is \$10,000
10965 or more than \$10,000 but not more than \$100,000, \$100 for each year or major fraction thereof
10966 covered by the account; where the gross value is more than \$100,000 but not more than
10967 \$500,000, \$150 for each year or major fraction thereof covered by the account; where the gross
10968 value is more than \$500,000 but not more than \$1,000,000, \$200 for each year or major fraction
10969 thereof covered by the account; where the gross value is more than \$1,000,000, \$400 for each
10970 year or major fraction thereof covered by the account;

10971 for the petition or application for sale of real or personal estate where the gross value
10972 accounted for is \$100,000 or less, \$100; where the gross value is more than \$100,000 but not
10973 more than \$250,000, \$250; where the gross value is more than \$250,000 but not more than
10974 \$500,000, \$500; where the gross value is more than \$500,000 but not more than \$1,000,000,
10975 \$750; where said gross value is over \$1,000,000, \$1000;

10976 for filing a motion for change of name, \$100;

10977 for filing a motion for the framing of jury issues, \$140;

10978 for filing a will for safekeeping, \$75; provided, that no additional fee shall be charged for

10979 filing a will in substitution for a will previously filed and withdrawn;

10980 for filing a bond, \$50;

10981 for issuance of an injunction, \$150;

10982 for issuance of a temporary restraining order, \$100;

10983 for entry of an action for the modification of a judgment relative to all non-child related

10984 issues, \$150;

10985 for entry of an action for modification relative to child support, custody, and visitation,

10986 except for those actions filed by the IV-D agency for which there is be no filing fee, \$50;

10987 for filing a complaint to modify a foreign custody or support decree pursuant to section

10988 29 of chapter 208, except for those complaints filed by the IV-D agency for which there is no

10989 filing fee, \$100;

10990 for application of leave to deposit certain funds pursuant to section 27 of chapter 206,

10991 \$200; and

10992 for filing a complaint to establish paternity or for custody-support-visitation, except for

10993 those actions filed by the IV-D agency for which there is no filing fee, \$100;

10994 Notwithstanding this section, no fee shall be charged for the issuance of a temporary

10995 restraining order against a spouse related to a complaint for divorce or separate support.

10996 SECTION 62. Chapter 272 of the General Laws is hereby amended by striking out
10997 section 40, as so appearing, and inserting in place thereof the following section:-

10998 Section 40. Whoever willfully interrupts or disturbs a school assembly or other assembly
10999 of people meeting for a lawful purpose shall be punished by imprisonment for not more than 1
11000 month or by a fine of not more than \$50; provided, however, that whoever, within 1 year after
11001 being twice convicted of a violation of this section, again violates this section shall be punished
11002 by imprisonment for 30 days and such sentence shall not be suspended; provided further, that a
11003 child between the age of 7 and 17 who willfully interrupts or disturbs a school assembly shall be
11004 punished by a fine of not more than \$50. SECTION Said chapter 272 is hereby amended by
11005 striking out section 53, as so appearing, and inserting in place thereof the following section:-.

11006 SECTION 63. Section 53. (a) Common night walkers, common street walkers, both
11007 male and female, persons who with offensive and disorderly acts or language accost or annoy
11008 persons of the opposite sex, lewd, wanton and lascivious persons in speech or behavior, keepers
11009 of noisy and disorderly houses, and persons guilty of indecent exposure shall be punished by
11010 imprisonment in a jail or house of correction for not more than 6 months, or by a fine of not
11011 more than \$200, or by both such fine and imprisonment.

11012 (b) Disorderly persons and disturbers of the peace, for the first offense, shall be punished
11013 by a fine of not more than \$150. On a second or subsequent offense, such person shall be
11014 punished by imprisonment in a jail or house of correction for not more than 6 months, or by a
11015 fine of not more than \$200, or by both such fine and imprisonment.

11016 SECTION 64. Section 87A of chapter 276 of the General Laws, as so appearing, is
11017 hereby amended by striking out, in line 16, the figure “\$20” and inserting in place thereof the
11018 following figure:- \$60.

11019 Said section 87A of said chapter 276, as so appearing, is hereby further amended by
11020 striking out, in line 56, the figure “\$1” and inserting in place thereof the following figure:- \$5.”

11021 SECTION 64A. The second paragraph of section 1 of chapter 395 of the acts of 2002 is
11022 hereby amended by striking out the first sentence and inserting in place thereof the following
11023 sentence:- The purchase price payable to the Taunton Development Corporation for the parcel
11024 shall be the full and fair market value of the property less any environmental cleanup costs and
11025 demolition costs of existing uninhabitable buildings located upon the parcel as of the time of
11026 conveyance to the Taunton Development Corporation, as determined by the commissioner of
11027 capital asset management and maintenance based on an independent appraisal.

11028 SECTION 65. Section 5 of chapter 210 of the acts of 2004 is hereby repealed.

11029 SECTION 66. Section 3 of chapter 258 of the acts of 2006 is hereby amended by adding
11030 the following subsection:-

11031 (g) The state auditor shall appoint, on or before October 1, 2009, 1 member for a term of
11032 1 year, 1 member for a term of 2 years and 1 member for a term of 3 years.

11033 SECTION 66A. Section 56 of chapter 302 of the acts of 2008 is hereby amended by
11034 striking out the words:- “and 5 members to be appointed by the governor; 1 of whom shall be a
11035 representative from the bureau of substance abuse services; 1 of whom shall be a representative
11036 from the Massachusetts District Attorneys Association; 1 of whom shall be the chair of the

11037 department of psychiatry at the University of Massachusetts Medical School; 1 of whom shall be
11038 a representative from the trial court; and 1 of whom shall be a representative from the department
11039 of correction” and inserting in place thereof the following words:- “and 8 members to be
11040 appointed by the governor; 1 of whom shall be a representative from the bureau of substance
11041 abuse services; 1 of whom shall be a representative from the Massachusetts District Attorneys
11042 Association; 1 of whom shall be the chair of the department of psychiatry at the University of
11043 Massachusetts Medical School; 1 of whom shall be a representative from the trial court; 1 of
11044 whom shall be a representative from the department of correction; 1 of whom shall be the
11045 executive director of the interagency council on substance abuse and prevention; 1 of whom shall
11046 be a representative from the office of community corrections and 1 of whom shall be a
11047 representative from the department of mental health”

11048 SECTION 66B. Said section 56 of said chapter 302 of the acts of 2008 is hereby further
11049 amended by striking out the words “January 1, 2009”and inserting in place thereof the following
11050 words: - “October 1, 2009”.”

11051 SECTION 66C. (a) Chapter 524 of the acts of 2008 is hereby amended by adding the
11052 following section:-

11053 Section 2. This act shall take effect on July 1, 2010.

11054 SECTION 66D. Subsection (a) of section 103 of chapter 182 of the acts of 2008 is
11055 hereby amended by striking out the first paragraph and inserting in place thereof the following
11056 paragraph:-

11057 Notwithstanding sections 40E to 40K, inclusive, and sections 52 to 55, inclusive, of
11058 chapter 7 of the General Laws or any other general or special law to the contrary, the division of

11059 capital asset management and maintenance, on behalf of and in consultation with the department
11060 of conservation and recreation may, using such competitive proposal process as the division
11061 considers necessary or appropriate, lease and enter into other agreements, for terms not to exceed
11062 25 years with 1 or more operators, for the Ponkapoag golf course in the town of Canton so as to
11063 provide for the continued use, operation, maintenance, repair and improvement of the golf
11064 courses, practice greens, driving range, restaurant or any other structure and associated lands
11065 which constitute the facilities of the Ponkapoag golf course; provided, however, that the division
11066 of capital asset management and maintenance, in consultation with the department of
11067 conservation and recreation shall give priority to a proposal submitted by the town of Canton or
11068 by a nonprofit organization within the town of Canton which complies with the requirements of
11069 this section. The division of capital asset management and maintenance shall provide the town
11070 of Canton with not less than 45 days to determine whether the town shall submit a proposal
11071 before soliciting proposals under subsection (b); and provided further, that if the town of Canton
11072 executes a lease of the golf course under this section it shall not assign or otherwise transfer the
11073 lease to a third party.

11074 SECTION 66E. The third paragraph of said subsection (a) of said section 103 of said
11075 chapter 182 is hereby amended by striking out the words "General Fund" and inserting in place
11076 thereof the following words:- Blue Hills Reservation Trust Fund in accordance with section
11077 34C of chapter 92 of the General Laws.

11078 SECTION 66F. Subsection (b) of said section 103 of said chapter 182 is hereby amended
11079 by striking out the first paragraph and inserting in place thereof the following paragraph:-

11080 If no lease agreement is reached with the town of Canton under subsection (a) before
11081 April 1, 2009, the division of capital asset management and maintenance, in consultation with
11082 and on behalf of the department of conservation and recreation, shall solicit proposals through a
11083 request for proposals which shall include key contractual terms and conditions to be incorporated
11084 into the contract including, but not limited to: (1) a comprehensive list of all recreational
11085 facilities operated by the responsive bidder or offeror in the last 4 years; (2) other facilities
11086 management or experience of the responsive bidder or offeror; (3) a senior citizens' and
11087 children's discount program; (4) reservation policies; (5) proposed reasonable rates that to ensure
11088 continued public access; (6) required financial audits; (7) policies to encourage use of the golf
11089 course by persons of all races and nationalities; (8) safety and security plans; (9) seasonal
11090 opening and closing dates; (10) hours of operation; (11) holiday recognition; (12) grievance
11091 processes; (13) clubhouse license; (14) a provision that the facility shall be maintained as a 36-
11092 hole public golf course; (15) a provision that the lessee shall not construct any facilities on the
11093 grounds of the golf course or any property appurtenant thereto; provided, however, that the
11094 lessee may construct facilities with the written approval of the commissioner of conservation and
11095 recreation and the majority vote of the board of selectmen in the town of Canton; and (16) a host
11096 community agreement between the designated operator and the town of Canton. Any increase in
11097 fees, including fees for season passes or club memberships, and any increase in charges for
11098 greens' fees or golf cart or club rentals shall be approved in writing by the commissioner of
11099 conservation and recreation; provided, however, that in considering any request for an increase
11100 in fees, the commissioner shall consider, without limitation: (i) any capital investment made by
11101 the contractor or lessee; (ii) the fees and charges at other public golf courses within reasonable
11102 proximity; and (iii) the length of time since the last fee increase.

11103 SECTION 66G. Section 38 of chapter 4 of the acts of 2009 is hereby amended by adding
11104 the following paragraph:-

11105 As of the effective date of section 37, except to the extent otherwise required by this act
11106 or other provisions of law, and until such time as the department adopts regulations pursuant to
11107 and in conformity with section 30 of chapter 23B of the General Laws and other applicable laws,
11108 the department shall administer the emergency housing assistance program pursuant to 106
11109 C.M.R. sections 204, 309, 701.310 – 701.330, 701.350 to 701.360, inclusive, and 701.380 to
11110 701.390, inclusive, in effect on June 30, 2009.

11111 SECTION 67. Notwithstanding any general or special law to the contrary, the
11112 comptroller shall, not later than June 30, 2010, transfer \$299,000,000 to the General Fund from
11113 the Commonwealth Stabilization Fund, established by section 2H of chapter 29 of the General
11114 Laws, but the comptroller shall instead transfer a lesser amount if the secretary of administration
11115 and finance so requests in writing.

11116 SECTION 68. Notwithstanding any general or special law to the contrary, during fiscal
11117 year 2010 the comptroller shall not transfer 0.5 per cent of the total revenue from taxes in the
11118 preceding fiscal year to the Commonwealth Stabilization Fund, established in section 2H of
11119 chapter 29 of the General Laws, as otherwise required pursuant to clause (a) of section 5C of said
11120 chapter 29.

11121 SECTION 69. Notwithstanding any general or special law to the contrary, the state
11122 comptroller shall, not later than June 30, 2010, transfer the interest earned from the
11123 Commonwealth Stabilization Fund during fiscal year 2010 to the General Fund.

11124 SECTION 70. Notwithstanding any general or special law to the contrary, the state
11125 comptroller shall, according to a schedule developed in consultation with the state treasurer and
11126 the secretary for administration and finance, transfer \$372,000,000 from the General Fund to the
11127 State Retiree Benefits Trust Fund established in section 24 of chapter 32A of the General Laws.

11128 SECTION 71. (a) Notwithstanding any general or special law to the contrary, after
11129 complying with clause (a) of section 5C of chapter 29 of the General Laws, the comptroller shall
11130 dispose of the consolidated net surplus in the budgetary funds for fiscal year 2009 as follows: (i)
11131 the comptroller shall transfer \$10,000,000 from the General Fund to the Massachusetts Life
11132 Sciences Investment Fund established in section 6 of chapter 23I of the General Laws; and (ii)
11133 the remaining balance shall be transferred from the General Fund to the Stabilization Fund.

11134 (b) All transfers specified in this section shall be made from the undesignated fund
11135 balances in the budgetary funds proportionally from the undesignated fund balances; provided,
11136 however, that no such transfer shall cause a deficit in any of the funds.

11137 SECTION 72. Notwithstanding any general or special law to the contrary, the formula
11138 for application of funds provided in section 35J of chapter 10 of the General Laws shall not
11139 apply in fiscal year 2010.

11140 SECTION 73. The following agencies or authorities which, as a result of the governor's
11141 actions to reduce allotments under section 9B of chapter 29 of the General Laws in fiscal year
11142 2009, assumed or was assigned the responsibility for programs or other services which were
11143 otherwise funded in fiscal year 2009 general appropriation act or a supplementary appropriation
11144 act prior to the governor's actions to reduce allotments under said section 9B of said chapter 29,
11145 shall continue its contribution for said programs or services in fiscal year 2010:

11146 the Massachusetts Housing Finance Authority, the Massachusetts rental voucher
11147 program; and subsidies for interest payments on affordable housing bonds;

11148 the Massachusetts Development Finance Authority, the Chapter 43D Expedited
11149 Permitting grants and Small Business Technical Assistance Grants;

11150 the Massachusetts Educational Finance Authority, the McNair Scholarship Program;

11151 the Massachusetts Housing Partnership, the Soft Second Mortgage program; and the 40B
11152 Technical Assistance Program;

11153 the Massachusetts Convention Center Authority, the Massachusetts Office of Travel and
11154 Tourism Marketing program;

11155 the Massachusetts Health Insurance Connector Authority, the MassHealth Outreach
11156 Enrollment Grants;

11157 (g) the Massachusetts Health and Educational Facilities Authority, the MassHealth
11158 Outreach Enrollment Grants; and

11159 (h) the Massachusetts Technology Collaborative, the Massachusetts International
11160 Trade Council Funding.

11161 SECTION 74. Notwithstanding any general or special law to the contrary, the
11162 comptroller shall transfer the following amounts to the General Fund after notice from the
11163 secretary of administration and finance that sufficient funds are available:

11164 (a) \$10,000,000 from the Massachusetts Alternative and Clean Energy Investment Trust
11165 Fund, established in section 35FF of chapter 10 of the General Laws;

11166 (b) \$5,000,000 from the Workforce Competitiveness Trust Fund, established in section
11167 2WWW of chapter 29 of the General Laws;

11168 (c) \$7,000,000 from the Smart Growth Housing Trust Fund established in section 35AA
11169 of chapter 10 of the General Laws;

11170 (e) \$3,000,000 from the County Registers Technological Fund, established in section
11171 2KKK of chapter 29 of the General Laws;

11172 (f) \$3,000,000 from the Massachusetts Science, Technology Engineering, and
11173 Mathematics Grant Fund established in section 2MMM of chapter 29; and

11174 (g) \$3,000,000 from the Commonwealth Covenant Fund established in section 35EE of
11175 chapter 10 of the General Laws.

11176 Transfers under this section shall be made not later than June 30, 2010.

11177 SECTION 75. Notwithstanding any general or special law to the contrary, the nursing
11178 home assessment established in section 25 of chapter 118G of the General Laws shall be
11179 sufficient in the aggregate to generate \$220,000,000 in fiscal year 2010.

11180 SECTION 76. (a) Notwithstanding any general or special law to the contrary, on or
11181 before October 1, 2009 and without further appropriation, the comptroller shall transfer from the
11182 General Fund to the Health Safety Net Trust Fund, established pursuant to section 36 of chapter
11183 118G of the General Laws and in this subsection referred to as the fund, the greater of \$45
11184 million or one-twelfth of the total expenditures to hospitals and community health centers as
11185 required by subsection (b), for the purpose of making initial gross payments to qualifying acute
11186 care hospitals for the hospital fiscal year beginning October 1, 2009. These payments shall be

11187 made to hospitals before, and in anticipation of, the payment by hospitals of their gross liability
11188 to the fund. The comptroller shall transfer from the fund to the General Fund not later than June
11189 30, 2010, the amount of the transfer authorized by this subsection and any allocation thereof as
11190 certified by the director of the health safety net office.

11191 (b) Notwithstanding any general or special law to the contrary, the comptroller shall, in
11192 consultation with the state treasurer, the secretary of administration and finance and the secretary
11193 of health and human services, develop a schedule for transferring funds among the General Fund,
11194 the Commonwealth Care Trust Fund established pursuant to section 2000 of chapter 29 of the
11195 General Laws, and the Health Safety Net Trust Fund. Not less than \$567,955,535 shall be
11196 transferred from the General Fund to the Commonwealth Care Trust Fund. The hospital fiscal
11197 year 2010 payment amount to each hospital shall be funded by the Health Safety Net Trust Fund.
11198 Payments may be made either as safety net care payments under the commonwealth's 1115
11199 waiver, or as an adjustment to Title XIX service rate payments, or a combination thereof. The
11200 executive office of health and human services and the health safety net office may use other
11201 federally permissible funding mechanisms available for public service hospitals, as defined in
11202 114.1 CMR 36.02, to reimburse up to \$70,000,000 of uncompensated care at the hospitals using
11203 sources distinct from the funding made available to the Health Safety Net Trust Fund. The
11204 schedule shall provide for transfers in increments considered appropriate to meet the cash flow
11205 needs of these funds. The transfers shall not begin before July 1, 2009 and shall be completed on
11206 or before June 30, 2010. The secretary of administration and finance, in consultation with the
11207 secretary of health and human services and the executive director of the commonwealth health
11208 insurance connector, shall on a quarterly basis evaluate the revenue needs of the health safety net
11209 program funded by the Health Safety Net Trust Fund and the Commonwealth Care subsidized

11210 health insurance program funded from the Commonwealth Care Trust Fund, and if necessary,
11211 transfer monies between these funds for the purpose of ensuring that sufficient revenues are
11212 available to support projected program expenditures. The secretary of health and human services
11213 in consultation with the secretary of administration and finance and the executive director of the
11214 commonwealth health insurance connector, shall submit a quarterly report to the house and
11215 senate committees on ways and means and joint committee on healthcare financing which shall
11216 include, but not be limited to, the projected and actual expenditures and revenues for the
11217 Commonwealth Care Trust Fund and any transfers made between the Health Safety Net Trust
11218 Fund and the Commonwealth Care Trust Fund.

11219 (c) Notwithstanding any general or special law to the contrary, the comptroller shall, in
11220 consultation with the office of the state treasurer, the executive office of administration and
11221 finance and the executive office of health and human services, develop a schedule and make a
11222 series of transfers not to exceed \$399,000,000 from the General Fund to the MassHealth provider
11223 payment account in the Medical Assistance Trust Fund, established pursuant to section 2QQQ of
11224 chapter 29 of the General Laws, if the comptroller has determined that General Fund revenues
11225 are sufficient to accommodate the schedule of transfers. These funds may be expended only for
11226 services provided during state or federal fiscal year 2010, and no amounts previously or
11227 subsequently transferred into the Medical Assistance Trust Fund may be expended on payments
11228 described in the 1115 demonstration waiver for services provided during state fiscal year 2010 or
11229 payments described in the state plan for services provided during federal fiscal year 2010. All
11230 payments from the Medical Assistance Trust Fund shall be subject to the availability of federal
11231 financial participation, shall be made only in accordance with federally-approved payment
11232 methods, shall be consistent with federal funding requirements and all federal payment limits as

11233 determined by the secretary of health and human services, and shall be subject to the terms and
11234 conditions of an agreement with the executive office of health and human services. Any increase
11235 in payment made from the trust fund totaling an amount greater than \$251,000,000 in fiscal year
11236 2010 shall be made only after the secretary of health and human services certifies that any
11237 increase in payments from the trust fund shall not exceed the negotiated limit for section 1115
11238 waiver spending. The secretary of health and human services shall notify, in writing, the house
11239 and senate committees on ways and means and the house and the joint committee on healthcare
11240 financing for any increases in payments within 15 days. The secretary of the executive office of
11241 health and human services shall make a payment of up to \$265,000,000 from the Medical
11242 Assistance Trust Fund to the Cambridge public health commission for dates of service in state
11243 and federal fiscal year 2010 only after the Cambridge public health commission transfers up to
11244 \$106,000,000 of its funds to the Medical Assistance Trust Fund, using a federally permissible
11245 source of funds which shall fully satisfy the non-federal share of such payment. Notwithstanding
11246 any provision to the contrary, for state and federal fiscal year 2010, such payment to the
11247 Cambridge public health commission from this fund may include an amount up to \$20,000,000
11248 for which no intergovernmental transfer is required, but for which federal financial participation
11249 is otherwise available.

11250 SECTION 77. Notwithstanding any general or special law to the contrary, an eligible
11251 individual pursuant to section 3 of chapter 118H of the General Laws shall not include persons
11252 who cannot receive federally-funded benefits under sections 401, 402 and 403 of the Personal
11253 Responsibility and Work Opportunity Reconciliation Act of 1996, Pub. L. No. 104-193, as
11254 amended, for fiscal year 2010. The Commonwealth Health Insurance Connector Authority shall

11255 provide notice at least 45 days prior to termination of benefits for any member pursuant to this
11256 section.

11257 SECTION 78. Notwithstanding any general or special law to the contrary, the secretary
11258 of health and human services may, consistent with federal law, pursue an alternative payment
11259 demonstration project with 1 or more hospitals or hospital systems. For the purposes of this
11260 section, “alternative payment” shall mean a methodology that establishes an aggregate
11261 prospective payment to cover the total cost of a defined set of health care services provided by a
11262 hospital or hospital system, that creates incentives for such providers to integrate services,
11263 manage costs and utilization and that ensures high-quality care. In implementing any such
11264 alternative payment demonstration project, the secretary shall consider using information
11265 systems to monitor performance of the hospital or hospital system and apply measures of cost
11266 and quality.

11267 SECTION 79. Notwithstanding any general or special law to the contrary, and in order
11268 to maintain the fiscal viability of the subsidized catastrophic prescription drug insurance
11269 program, hereinafter referred to as the prescription advantage program, authorized by section 39
11270 of chapter 19A of the General Laws, cost-sharing required of enrollees in the form of co-
11271 payments, premiums and deductibles, or any combination thereof, may be adjusted by the
11272 department of elder affairs to reflect price trends for outpatient prescription drugs, as determined
11273 by the secretary of elder affairs. In addition to the eligibility requirements set forth in said section
11274 39 of said chapter 19A, to be considered eligible for the prescription advantage program,
11275 individuals who receive Medicare and are applying for, or are then enrolled in, the prescription
11276 advantage program shall also be enrolled in a Medicare prescription drug plan, a Medicare
11277 Advantage prescription drug plan or in a plan which provides creditable prescription drug

11278 coverage as defined in section 104 of the Medicare Prescription Drug, Improvement and
11279 Modernization Act of 2003, hereinafter referred to as “MMA,” and which provides coverage of
11280 the cost of prescription drugs actuarially equal to or better than that provided by Medicare Part
11281 D, hereinafter referred to as a “creditable coverage” plan. In addition to the eligibility
11282 requirements set forth in said section 39 of said chapter 19A, to be considered eligible for the
11283 prescription advantage program, individuals who receive Medicare and are applying for or are
11284 enrolled in the prescription advantage program shall apply for the low-income subsidy provided
11285 under MMA Subpart P: Premium and Cost-Sharing Subsidies for Low-income Individuals, if
11286 such individuals qualify for such subsidy. To the extent permitted by MMA, regulations
11287 promulgated thereunder, and all other applicable federal law, the prescription advantage program
11288 may apply on behalf of a member for enrollment into a Medicare prescription drug plan or for
11289 the low-income subsidy provided under MMA, and may receive information about the member's
11290 eligibility and enrollment status necessary for the operation of the prescription advantage
11291 program. For enrollees who qualify for enrollment in a Medicare Part D plan, the prescription
11292 advantage program shall provide a supplemental source of financial assistance for prescription
11293 drug costs, hereinafter referred to as “supplemental assistance,” in lieu of the catastrophic
11294 prescription drug coverage provided pursuant to said section 39 of said chapter 19A. The
11295 prescription advantage program shall provide supplemental assistance to eligible individuals
11296 enrolled in a Medicare prescription drug plan, Medicare Advantage prescription drug plan, or a
11297 plan offering creditable coverage, and may do so to assist with premiums, deductibles, payments
11298 and/or co-payments that are required by such plans. The department shall establish the amount of
11299 the supplemental assistance to be provided to enrollees based on a sliding income scale and the
11300 coverage provided by the enrollees' Medicare prescription drug plan, Medicare Advantage

11301 prescription drug plan or creditable coverage plan. In addition to the eligibility requirements set
11302 forth in said section 39 of said chapter 19A, to be considered eligible for the prescription
11303 advantage program, an individual shall have a household income of less than 500 per cent of the
11304 poverty guidelines updated periodically in the Federal Register by the United States Department
11305 of Health and Human Services pursuant to 42 U.S.C. 9902(2). Residents of the commonwealth
11306 who are not eligible for Medicare shall continue to be eligible for the prescription advantage
11307 program pursuant to said section 39 of said chapter 19A.

11308 SECTION 80. (a) Notwithstanding any general or special law to the contrary, upon the
11309 request of the board of selectmen in a town, the city council in a plan E city, or the mayor in any
11310 other city, the department of revenue may recalculate the minimum required local contribution,
11311 as defined in section 2 of chapter 70 of the General Laws, in the fiscal year ending June 30,
11312 2010. Based on the criteria established in this section, the department shall recalculate the
11313 minimum required local contribution for a municipality's local and regional schools and shall
11314 certify the amounts calculated to the department of elementary and secondary education.

11315 (b) A city or town that used qualifying revenue amounts in a fiscal year which will not
11316 be available for use in the next fiscal year or that will be required to use revenues for
11317 extraordinary non school-related expenses for which it did not have to use revenues in the
11318 preceding fiscal year, or that has an excessive certified municipal revenue growth factor which is
11319 also greater than or equal to 1.5 times the state average municipal revenue growth factor or
11320 whose fiscal year 2008 actual local contributions were lower than the amounts calculated in the
11321 one-time adjustment used pursuant to the fiscal year funding formula under chapter 70 of the
11322 General Laws, may appeal to the department of revenue not later than October 1, 2009, for an
11323 adjustment of its minimum required local contribution and net school spending.

11324 (c) If a claim is determined to be valid, the department of revenue may reduce
11325 proportionately the minimum required local contribution amount based on the amount of
11326 shortfall in revenue or based on the amount of increase in extraordinary expenditures in the
11327 current fiscal year, but no adjustment to the minimum required local contribution on account of
11328 an extraordinary expense in the budget for the fiscal year ending on June 30, 2010 shall affect the
11329 calculation of the minimum required local contribution in subsequent fiscal years. Qualifying
11330 revenue amounts shall include, but not be limited to, extraordinary amounts of free cash, overlay
11331 surplus and other available funds.

11332 (d) If, upon submission of adequate documentation, the department of revenue
11333 determines that the municipality's claim regarding an excessive municipal revenue growth factor
11334 is valid, the department shall recalculate the municipal revenue growth factor and the department
11335 of elementary and secondary education shall use the revised growth factor to calculate the
11336 preliminary local contribution, the minimum required local contribution and any other factor that
11337 directly or indirectly uses the municipal revenue growth factor. Any relief granted as a result of
11338 an excessive municipal revenue growth factor shall be a permanent reduction in the minimum
11339 required local contribution.

11340 (e) The board of selectmen in a town, the city council in a plan E city, the mayor in any
11341 other city, or a majority of the member municipalities of a regional school district, which used
11342 qualifying revenue amounts in a fiscal year that will not be available for use in the next fiscal
11343 year, may appeal to the department of revenue not later than October 1, 2009, for an adjustment
11344 to its net school spending requirement. If the claim is determined to be valid, the department of
11345 revenue shall reduce the net school spending requirement based on the amount of the shortfall in
11346 revenue and reduce the minimum required local contribution of member municipalities

11347 accordingly. Qualifying revenue amounts shall include, but not be limited to, extraordinary
11348 amounts of excess and deficiency, surplus and uncommitted reserves.

11349 (f) If the regional school budget has already been adopted by two-thirds of the member
11350 municipalities then, upon a majority vote of the member municipalities, the regional school
11351 committee shall adjust the assessments of the member municipalities in accordance with the
11352 reduction in minimum required local contributions approved by the department of revenue or the
11353 department of elementary and secondary education in accordance with this section.

11354 (g) Notwithstanding clause (14) of section 3 of chapter 214 of the General Laws or any
11355 other general or special law to the contrary, the amounts so determined pursuant to this section
11356 shall be the minimum required local contribution described in chapter 70 of the General Laws.
11357 The department of revenue and the department of elementary and secondary education shall
11358 notify the house and senate committees on ways and means and the joint committee on education
11359 of the amount of any reduction in the minimum required local contribution amount.

11360 (h) If a city or town has an approved budget that exceeds the recalculated minimum
11361 required local contribution and net school spending amounts for its local school system or its
11362 recalculated minimum required local contribution to its regional school districts as provided by
11363 this section, the local appropriating authority shall determine the extent to which the community
11364 shall avail itself of any relief authorized pursuant to this section.

11365 (i) The amount of financial assistance due from the commonwealth in fiscal year 2010
11366 pursuant to chapter 70 of the General Laws or any other law shall not be changed on account of
11367 any redetermination of the minimum required local contribution pursuant to this section.

11368 (j) The department of revenue and the department of elementary and secondary
11369 education shall issue guidelines for their respective duties pursuant to this section.

11370 SECTION 81. Notwithstanding any general or special law to the contrary, in hospital
11371 fiscal year 2010, the office of the inspector general may continue to expend funds from the
11372 Health Safety Net Trust Fund for the costs associated with maintaining a pool audit unit within
11373 the office. The unit shall continue to oversee and examine the practices in all hospitals including,
11374 but not limited to, the care of the uninsured and the resulting free care charges. The inspector
11375 general shall submit a report to the house and senate committees on ways and means on the
11376 results of the audits and any other completed analyses not later than March 1, 2010. For the
11377 purposes of these audits, allowable free care services shall be defined pursuant to chapter 118G
11378 of the General Laws and any regulations adopted thereunder.

11379 SECTION 82. Notwithstanding any general or special law to the contrary, the executive
11380 office of health and human services, acting in its capacity as the single state agency under Title
11381 XIX of the Social Security Act and as the principal agency for all of the agencies within the
11382 executive office and other federally-assisted programs administered by the executive office, may
11383 enter into interdepartmental services agreements with the University of Massachusetts Medical
11384 School to perform activities that the secretary, in consultation with the comptroller, determines
11385 are appropriate and within the scope of the proper administration of Title XIX and other federal
11386 funding provisions to support the programs and activities of the executive office. These activities
11387 may include: (1) providing administrative services including, but not limited to, activities such as
11388 providing the medical expertise to support or administer utilization management activities,
11389 determining eligibility based on disability, supporting case management activities and similar
11390 initiatives; (2) providing consulting services related to quality assurance, program evaluation and

11391 development, integrity and soundness and project management; and (3) providing activities and
11392 services for the purpose of pursuing federal reimbursement or avoiding costs, third party liability
11393 and recouping payments to third parties. Federal reimbursement for any expenditures made by
11394 the University of Massachusetts Medical School relative to federally-reimbursable services the
11395 university provides under these interdepartmental service agreements or other contracts with the
11396 executive office of health and human services shall be distributed to the university and recorded
11397 distinctly in the state accounting system. The secretary may negotiate contingency fees for
11398 activities and services related to the purpose of pursuing federal reimbursement or avoiding costs
11399 and the comptroller shall certify these fees and pay them upon the receipt of this revenue,
11400 reimbursement or demonstration of costs avoided. Contracts for contingency fees shall not
11401 extend longer than 3 years and shall not be renewed without prior review and approval from the
11402 executive office for administration and finance. The secretary shall not pay contingency fees in
11403 excess of \$40,000,000 for state fiscal year 2010, but contingency fees paid to the University of
11404 Massachusetts Medical School under the terms of any interagency service agreement for
11405 recoveries related to the special disability workload projects shall be excluded from that
11406 \$40,000,000 limit for fiscal year 2010. The secretary of health and human services shall submit
11407 to the secretary for administration and finance and the senate and house committees on ways and
11408 means a quarterly report detailing the amounts of the agreements, the ongoing and new projects
11409 undertaken by the university, the amounts spent on personnel and the amount of federal
11410 reimbursement and recoupment payments that the university collected.

11411 SECTION 83. Notwithstanding subclause (a) of clause (xxiii) of the third paragraph of
11412 section 9 of chapter 211B of the General Laws or any other general or special law to the
11413 contrary, the chief justice for administration and management may, from the effective date of this

11414 act through April 30, 2010, transfer funds from any item of appropriation within the trial court,
11415 except item 0339-1001, to any other item of appropriation within the trial court, except said item
11416 0339-1001. These transfers shall be made in accordance with schedules submitted to the house
11417 and senate committees on ways and means. The schedule shall include the following: (1) the
11418 amount of money transferred from 1 item of appropriation to another; (2) the reason for the
11419 necessity of the transfer; and (3) the date on which the transfer is to be completed. A transfer
11420 under this section shall not occur until 10 days after the revised funding schedules have been
11421 submitted in writing to the house and senate committees on ways and means.

11422 SECTION 84. Notwithstanding section 4 of chapter 185C of the General Laws and
11423 sections 1 and 57 of chapter 218 of the General Laws or any other general or special law to the
11424 contrary, the chief justice for administration and management may temporarily transfer the
11425 jurisdiction of a division of the district court department, the juvenile court department or the
11426 housing court department to another division of that department. Any permanent amendment to
11427 such jurisdiction shall require the amendment of the applicable General Laws.

11428 SECTION 85. Notwithstanding any general or special law to the contrary, the
11429 operational services division, which, under section 22N of chapter 7 of the General Laws, is
11430 responsible for determining prices for programs under chapter 71B of the General Laws, shall set
11431 those prices in fiscal year 2010 at the same level calculated for fiscal year 2009, except the prices
11432 for those programs for extraordinary relief and reconstruction, as defined in the division's
11433 regulations; provided, however, that programs for which prices in fiscal year 2009 were lower
11434 than the full amount permitted by the division may charge in fiscal year 2009 the full price
11435 calculated for fiscal year 2010; provided further, that the operational services division shall
11436 authorize a minimum price for the program to charge out-of-state purchasers; and provided

11437 further, that upon request of a program, the division shall determine the minimum price for out-
11438 of-state purchasers by identifying the most recent price calculated for the program and applying
11439 the estimated rates of inflation which are established by December 1 of each year pursuant to
11440 said section 22N of said chapter 7 in a compounded manner for each fiscal year following the
11441 most recent calculated price.

11442 SECTION 86. Notwithstanding federal income tax treatment to the contrary, for
11443 purposes of chapters 62 and 63 of the General Laws, the rules of section 382 of the Internal
11444 Revenue Code shall be applied without regard to the treatment of a change in ownership of a
11445 bank or other corporation provided in Internal Revenue Service Notice 2008-83 or in any federal
11446 statutory or administrative codification, supplement, or implementation of such Notice. For
11447 purposes of said chapters 62 and 63, Internal Revenue Service Notice 2008-83 and any such
11448 codification, supplement, or implementation shall have no force or effect in any taxable year.

11449 SECTION 87. Notwithstanding federal income tax treatment to the contrary, for
11450 purposes of chapters 62 and 63 of the General Laws, section 382(n) of the Internal Revenue
11451 Code, inserted by the American Recovery and Reinvestment Act of 2009, shall have no force or
11452 effect in any taxable year.

11453 SECTION 88. The department of public utilities shall, within 120 days after the effective
11454 date of this act, complete a cost analysis report evaluating all technically-feasible supply and
11455 demand proposals capable of ensuring electricity reliability on Cape Cod. The analysis shall
11456 include proposals which will reduce or eliminate existing uplift charges imposed upon ratepayers
11457 in the Southeastern Massachusetts Reliability Region as defined by ISO New England Inc. The
11458 report shall include, but not be limited to, a cost comparison of any technically-feasible proposal

11459 including transmission improvements, demand-side management programs, the health and
11460 environmental impacts of energy alternatives, repowering of existing power generation units in
11461 the Southeastern Massachusetts Reliability Region or the development of new peaking
11462 generation facilities.

11463 SECTION 89. Notwithstanding any general or special law to the contrary, the
11464 commonwealth hereby designates the Massachusetts School Building Authority, established
11465 pursuant to section 1A of chapter 70B of the General Laws, to allocate to governmental issuers
11466 of bonds within the commonwealth, pursuant to section 54F(d)(1) of the American Recovery and
11467 Reinvestment Act of 2009, Pub. L. No. 111-5, including to said authority, the limitation amount
11468 allocated to the commonwealth by the United States Department of the Treasury, but not
11469 including the amount allocated to large local educational agencies pursuant to section 54F(d)(2)
11470 of said act except to the extent that any such large local educational agency reallocates amounts
11471 to the commonwealth pursuant to said section 54F(d)(2), in which case such reallocated amounts
11472 shall also be allocated by said authority.

11473 SECTION 89A. (a) Notwithstanding any general or special law to the contrary, any
11474 purchasing authority who purchases on behalf of the commonwealth, a political subdivision
11475 thereof, an authority or a municipality may, as a result of the present depressed economic
11476 climate, renew or renegotiate a contract with a vendor who presently possesses a valid, binding
11477 contract with the commonwealth, a political subdivision thereof, an authority or a municipality if
11478 the vendor is willing to renew the contract at or below the pricing terms of the present contract,
11479 for a period not to exceed 3 years. Any other purchasing authority on behalf of the
11480 commonwealth, a political subdivision thereof, an authority or a municipality may take
11481 advantage of this cost-saving program by being able to purchase from those vendors who

11482 presently possess contracts for the same or similar services with the aforementioned
11483 governmental entities at or below the same contract terms as are presently in effect for a period
11484 not to exceed 3 years.

11485 (b) All purchasing agents on behalf of the commonwealth, a political subdivision
11486 thereof, an authority or a municipality shall make capital investments that result in the greatest
11487 benefits with the least cost, and shall institute a program of routine and scheduled maintenance
11488 on its equipment, facilities and any service expansion if such action is more cost effective or
11489 produces quantifiable savings, instead of investing in new capital investments. Before investing
11490 in capital expenditures, a purchasing authority shall produce an analysis which demonstrates the
11491 cost effectiveness of capital investment versus maintenance.

11492 (c) For the purpose of facilitating the cost savings benefit of this section for any
11493 purchasing authority that wishes to participate in this program, the operational services division
11494 shall issue a temporary statewide contract number to any vendor who presently holds a contract
11495 with the commonwealth, a political subdivision thereof, an authority or a municipality
11496 commencing on July 1, 2009.

11497 (d) Nothing herein shall allow any otherwise valid contract of any of the parties referred
11498 to herein to be terminated before any cancellation of the contract by its terms, unless agreed to by
11499 the parties.

11500 SECTION 90. The commissioner of the department of revenue shall submit a report, no
11501 later than August 1, 2010 to the secretary of administration and finance, the chairs of the joint
11502 committee on revenue and the chairs of the house and senate committees on ways and means on

11503 the methods used and accuracy of the capital gains forecast used for fiscal year 2010 and any
11504 recommendations relative to improving such process for fiscal year 2011.

11505 SECTION 90A. In the case of retail sales of gas, steam, electricity, or
11506 telecommunications services, billed on a recurring basis, the rate stated in section 2 of chapter
11507 64H of the General laws and section 2 of chapter 64I of the General Laws shall apply as of the
11508 first billing period starting on or after the effective date.

11509 SECTION 90B. Notwithstanding any general or special law to the contrary, the division
11510 of local services in the department of revenue shall conduct a study on the ability of existing or
11511 former military facilities to levy local option taxes and their distribution to host cities and towns.
11512 The study shall examine methods of equitably distributing revenues to host cities and towns and
11513 shall provide recommendations on the manner of expeditiously and efficiently providing the
11514 opportunity for communities or facilities to adopt local option taxes.

11515 SECTION 90C. Within 1 year after the effective date of this act, the commissioner of
11516 revenue shall promulgate regulations that provide for the implementation and collection of taxes
11517 due from operators of other transient accommodations under section 3A of chapter 64G of the
11518 General Laws and shall prescribe forms for the payment of such taxes, which may include
11519 entering into agreements with municipal governments to carry out the this section and said
11520 section 3A of said chapter 64G.

11521 SECTION 90D. Notwithstanding section 22 of chapter 546 of the acts of 1969, the
11522 additional tax imposed by that section shall not apply to any tax imposed by section 2 of chapter
11523 64M of the General Laws.

11524 SECTION 90E. Chapter 64M of the General Laws, inserted by section 32G, shall take
11525 effect on July 1, 2009 and shall apply to gross revenues derived by a direct broadcast satellite
11526 service provider that are billed to subscribers or customers on or after that date.

11527 SECTION 90F. The tax imposed in section 2 of chapter 64L of the General Laws shall
11528 apply to sales on or after September 1, 2009.

11529 SECTION 90G. The department of conservation and recreation shall conduct an
11530 environmental study in the city of Worcester and in certain other Worcester county towns to
11531 determine the long-term effects due to the eradication process for the permanent removal of the
11532 Asian longhorned beetle. The area of study shall include the city of Worcester and the towns of
11533 West Boylston, Boylston, Holden and Shrewsbury. The study shall determine the impact on the
11534 immediate environment. Included in the study shall be the replacement of a natural barrier, the
11535 restoration of indigenous wildlife, the cost of such remediation and long-term planning and
11536 solutions. The department of conservation and recreation shall report to the general court the
11537 results of its investigation and study and its recommendations, if any, together with drafts of
11538 legislation necessary to carry its recommendations into effect by filing the same with the clerks
11539 of the house of representatives and the senate on or before December 31, 2009.

11540 SECTION 90H. There shall be a special commission to investigate and study the reform
11541 and core functions of state government in order to determine what are the essential services the
11542 commonwealth must deliver to its citizens. The study shall include, but not be limited to, an
11543 examination of projected revenue, a prioritization of the core services of state government,
11544 establishment of the most efficient manner to deliver those services and determining how the
11545 commonwealth can measure progress in achieving those goals. The commission shall consist of

11546 5 members of the house of representatives, 1 of whom shall be appointed by the minority leader,
11547 5 members of the senate, 1 of whom shall be appointed by the minority leader, and the secretary
11548 of administration and finance or her designee. The commission shall file a report of the results
11549 of its investigation with the clerks of the house of representatives and senate and the clerks of
11550 the house and senate committees on ways and means not later than December 31, 2009.

11551 SECTION 90I. Notwithstanding any special or general law to the contrary the excise
11552 levied on the sale of motor vehicles pursuant to section 25 of chapter 64H of the General Laws
11553 shall be at the rate of 3 per cent of the gross receipts for 6 months from the date of the passage of
11554 this act.

11555 Notwithstanding any special or general law to the contrary, this section shall not take
11556 effect until such time as the department of revenue has submitted the results of a study of the
11557 impact on the economy and the revenue cost to the commonwealth and cities and towns
11558 including, but not limited to, a distributional analysis showing the impact on taxpayers of varying
11559 income levels, the current practice of other states and any anticipated change in employment and
11560 ancillary economic activity to the joint committee on revenue and until legislation has been
11561 enacted pursuant to article II of section 1 of chapter 1 of part the second of the constitution.

11562 SECTION 90J. The department of revenue shall conduct a study to determine the impact
11563 on revenue that would otherwise be collected from the excise imposed pursuant to chapter 64H
11564 of the General Laws from the implementation of an annual 2-day weekend during which certain
11565 nonbusiness sales at retail of tangible personal property would be exempt from the payment of
11566 such excise. Said department shall submit the results of its study not later than December 1,
11567 annually, to the clerks of the house of representatives and the senate.

11568 SECTION 90K. The secretary of administration and finance, in consultation with the
11569 department of revenue, the Massachusetts Municipal Association and organized labor
11570 organizations representing municipal employees, shall study the schedule for the full funding of
11571 municipal pension funds under section 22D of chapter 32 of the General Laws. The secretary
11572 shall consider, but not be limited to, whether the state of the economy and the projected state of
11573 the economy provides adequate reason to amend said section 22D of said chapter 32 to reflect
11574 the capability of municipalities to provide requisite funding to pension funds while maintaining
11575 acceptable levels of services to their inhabitants. The secretary shall report the results of the
11576 study to the clerks of the senate and house of representatives not later than December 1, 2009.

11577 SECTION 90L. Notwithstanding any general or special law to the contrary, the amounts
11578 transferred pursuant to subdivision (1) of section 22C of chapter 32 of the General Laws shall be
11579 made available for the Commonwealth's Pension Liability Fund established in section 22 of said
11580 chapter 32. The amounts transferred pursuant to said subdivision (1) of said section 22C of said
11581 chapter 32 shall meet the commonwealth's obligations pursuant to said section 22C of said
11582 chapter 32, including retirement benefits payable by the state employees' and the state teachers'
11583 retirement systems, for the costs associated with a 3 per cent cost-of-living adjustment pursuant
11584 to section 102 of said chapter 32, for the reimbursement of local retirement systems for
11585 previously authorized cost-of-living adjustments pursuant to said section 102 of said chapter 32
11586 and for the costs of increased survivor benefits pursuant to chapter 389 of the acts of 1984. The
11587 state board of retirement and each city, town, county and district shall verify these costs, subject
11588 to the rules adopted by the state treasurer. The state treasurer may make payments upon a
11589 transfer of funds to reimburse certain cities and towns for pensions to retired teachers, including
11590 any other obligations which the commonwealth has assumed on behalf of any retirement system

11591 other than the state employees' or state teachers' retirement systems and also including the
11592 commonwealth's share of the amounts to be transferred pursuant to section 22B of said chapter
11593 32 and the amounts to be transferred pursuant to clause (a) of the last paragraph of section 21 of
11594 chapter 138 of the General Laws. All payments for the purposes described in this section shall
11595 be made only pursuant to the distribution of monies from the fund and any distribution and the
11596 payments for which distributions are required shall be detailed in a written report filed quarterly
11597 by the secretary of administration and finance with the house and senate committees on ways and
11598 means and the joint committee on public service in advance of this distribution. Distributions
11599 shall not be made in advance of the date on which a payment is actually to be made. The state
11600 board of retirement may expend an amount for the purposes of the board of higher education's
11601 optional retirement program pursuant to section 40 of chapter 15A of the General Laws. To the
11602 extent that the amount transferred pursuant to said subdivision (1) of said section 22C of said
11603 chapter 32 exceeds the amount necessary to adequately fund the annual pension obligations, the
11604 excess amount shall be credited to the Pension Reserves Investment Trust Fund, established in
11605 subdivision (8) of section 22 of said chapter 32, for the purpose of reducing the unfunded
11606 pension liability of the commonwealth.

11607 SECTION 90M. Notwithstanding any general or special law to the contrary, the the
11608 secretary of administration and finance shall develop a report detailing all action undertaken by
11609 the executive branch in fiscal year 2009 and those planned to be undertaken in 2010 to reduce
11610 the costs of employee compensation. The report shall include an itemization of any staffing
11611 reductions, furlough and salary wage reductions in addition to any salary and wage increases and
11612 any increases in staffing levels from 2008 to 2009 to those projected for 2010. The report shall
11613 be filed with the clerks of the senate and house of representatives and the clerks of the senate and

11614 house committees on ways and means and posted electronically on the commonwealth's official
11615 website not later than 3 months after the effective date of this act.

11616 SECTION 90N. Nothing in section 66A shall affect the validity of any action taken
11617 pursuant to chapter 524 of the acts of 2008 between April 15, 2009 and effective date of this act.

11618 SECTION 90O. Notwithstanding any general or special law to the contrary, the
11619 department of environmental protection shall authorize the transfer of \$4,000,000 previously
11620 appropriated or loans repaid pursuant to item 1231-1020 of section 2 of chapter 151 of the acts
11621 of 1996 to the lead paint abatement program established by section 197E of chapter 111 of the
11622 General Laws.

11623 SECTION 90P. The executive offices of housing and economic development, labor and
11624 workforce development and education shall collaborate to develop a technology based statewide
11625 economic development strategy in order to provide the foundation for new economic growth in
11626 all the regions across the commonwealth. This strategy shall include a plan for workforce
11627 training and development, increased capital access for small businesses, research support and
11628 encouragement of the commercialization of emerging technologies and incentives to foster
11629 entrepreneurship.

11630 SECTION 90Q: . Notwithstanding section 19A of chapter 78 of the General Laws or any
11631 other general or special law to the contrary, for the fiscal year 2010 state aid to public libraries
11632 program, the board of library commissioners shall consider that the town of Wareham has met
11633 the standard of minimum hours of service as set forth in section 19B of said chapter 78 and
11634 defined in section 4.01(3) of chapter 605 of the Code of Massachusetts regulations; provided,
11635 however, that the library shall demonstrate compliance with the minimum hours open

11636 requirement in fiscal year 2010 by December 15, 2009, and shall successfully complete the
11637 annual certification process of the board in fiscal year 2010.

11638 SECTION 90R. Notwithstanding any general or special law to the contrary, there is
11639 hereby established a special commission to examine the financial circumstances of private,
11640 nonprofit hospitals licensed by the department of public health as chronic and rehabilitation
11641 hospitals that treat either adult or pediatric patients, or both. The special commission shall focus
11642 particularly on the adequacy of rates of payment under the Medicaid program to allow for the
11643 long-term financial sustainability of such hospitals in order to continue their provision of high
11644 quality health care services to publicly aided patients. The special commission shall consist of
11645 the speaker of the house of representatives or his designee, the senate president or her designee,
11646 the secretary of health and human services or her designee, and 4 members appointed by the
11647 governor, 1 of whom shall be appointed from recommendations of the Massachusetts Hospital
11648 Association, 2 of whom shall be representatives of 1 or more health care systems that include 2
11649 or more separately licensed nonprofit chronic and rehabilitation hospitals in the commonwealth
11650 and 1 of whom shall be a person with expertise in health economics and with an understanding
11651 of the finances of nonprofit chronic and rehabilitation hospitals. The special commission shall
11652 submit a final report to the house and senate committees on ways and means and to the governor
11653 no later than October, 31, 2009. The final report shall contain the special commission's analysis,
11654 findings and recommendations for legislative, regulatory or administrative actions, including
11655 any suggested changes in the methodologies used under the Medicaid program to pay for the
11656 services of nonprofit licensed chronic and rehabilitation hospitals in the commonwealth.

11657 SECTION 90S. As used in this section, the following words shall, unless the context
11658 clearly indicates otherwise, have the following meanings:-

11659 "Commissioner", the commissioner of the division of capital asset management and
11660 maintenance;

11661 "Developer", a person, entity or governmental body that acquires an ownership or
11662 leasehold interest in the site, as hereinafter defined, or any portion thereof pursuant to this
11663 section;

11664 "Division", the division of capital asset management and maintenance;

11665 "MDC committee", the Monson Developmental Center Reuse Committee, which shall
11666 include 3 representatives of the town of Monson, 1 of whom shall be a member of the Monson
11667 board of selectmen or their designee who shall serve as chairperson, 1 of whom shall be a
11668 member of the Monson planning board or their designee, and 1 of whom shall be chosen by the
11669 Monson board of selectmen; 1 representative of the community preservation committee; 1
11670 representative of the division of capital asset management and maintenance; 1 representative of
11671 Parents and Friends; and the senator and representative who represent the town as ex-officio
11672 members. Such members should be appointed annually by the local governing authority;

11673 "MDC site," the area of state-owned land located in the town of Monson known as the
11674 Monson Developmental Center, together with the buildings and improvements thereon and the
11675 rights, easements and other interests appurtenant thereto.

11676 "Plan", a reuse plan prepared by the MDC committee and TDC committee which shall be
11677 approved by the commissioner and filed in accordance with subsection (b); provided, however,
11678 that the plan may be enhanced, refined or amended from time to time as provided in this section
11679 and shall include uses that promote environmental preservation, open space and any other use
11680 found to be appropriate by the town and the committee;

11681 "Selection committee", the proposal selection committee established to review proposals
11682 and make recommendations to the commissioner, which shall include 1 representative of the
11683 respective town chosen by the board of selectmen to be appointed annually; 1 representative of
11684 the division of capital asset management and maintenance; 1 representative from the MDC
11685 committee; and 1 representative from the TDC committee;

11686 "TDC committee", the Templeton Developmental Center Reuse Committee, which shall
11687 include 3 representatives of the town of Templeton, 1 of whom shall be a member of the
11688 Templeton board of selectmen or their designee who shall serve as chairperson, 1 of whom shall
11689 be a member of the Templeton planning board or their designee, and 1 of whom shall be chosen
11690 by the Templeton board of selectmen; 1 representative of the community preservation
11691 committee; 1 representative of the division of capital asset management and maintenance; 1
11692 representative of the legal guardians of the clients currently housed at Templeton Developmental
11693 Center; and the senator and representative who represent the town as ex-officio members. Such
11694 members should be appointed annually by the local governing authority; and

11695 "TDC site", the area of state-owned land located in the town of Templeton known as the
11696 Templeton Developmental Center, together with the buildings and improvements thereon and the
11697 rights, easements and other interests appurtenant thereto.

11698 (b) The commissioner shall undertake planning, studies and preparation of plans and
11699 specifications necessary to carry out the provisions of this section consistent with the plan. The
11700 TDC committee and MDC committee shall file the plans with the commissioner within 180 days
11701 after the effective date of this section. The commissioner shall consult with the TDC committee
11702 and the MDC committee on any amendment to the plan and shall develop, issue and advertise

11703 requests for proposals consistent with the plan within 90 days of receipt of the plan. Upon receipt
11704 of proposals the commissioner shall convene the selection committees for the purpose of
11705 reviewing and making recommendations regarding selection to the commissioner. The
11706 respective town's governing authority shall be encouraged to submit proposals for uses
11707 consistent with the plan for some or all of the property. Should proposals from the
11708 municipalities be among those recommended to the commissioner, the commissioner shall
11709 reasonably accommodate the schedule required for town meeting votes, should said vote be
11710 required to complete or approve a proposal, prior to making any final decisions on the proposals.
11711 In regard to TDC, any re-use must be consistent with chapter 504 of the acts of 2002 which
11712 limits some uses on the TDC site and restrictions resulting from the TDC site being listed on the
11713 National Historic Register.

11714 (c) The commissioner may, subject to sections 40E to section 40J, inclusive, of chapter 7
11715 of the General Laws, and in accordance with this section and the plan and subject to such terms
11716 and conditions as the commissioner may, from time to time, prescribe, solicit, evaluate and select
11717 development proposals, enter into land disposition agreements, enter into agricultural leases for
11718 up to 5 years, sell, lease for terms of up to 99 years including extensions or otherwise grant,
11719 convey or transfer to a developer, any interest in the site or portions thereof and any facilities,
11720 associated improvements or appurtenances thereon, on such terms and conditions as the
11721 commissioner deems appropriate provided the end use meets the guidelines developed by the
11722 MDC committee and the TDC committee. The amount of consideration for the sale, lease or
11723 other disposition of any interest in the sites or portion thereof shall be the full and fair market
11724 value or the highest and best value of the property determined by independent appraisal.
11725 Additionally, the respective towns shall be granted the ability to collect property taxes or

11726 payments in lieu of taxes if land is leased or sold for taxable uses. The inspector general shall
11727 review and comment on the appraisal and the review shall include an examination of the
11728 methodology used for the appraisal. The inspector general shall prepare a report of his review
11729 and file said report with the commissioner for submission to the house and senate committees on
11730 ways and means and the chairmen of the joint committee on state administration. No less than 2
11731 public comment sessions shall take place. The developer shall be responsible for any costs of
11732 appraisals, surveys and other expenses relating to the transfer of the parcel or for any costs,
11733 liabilities and expenses of any nature and kind for the development, maintenance or operation of
11734 the parcel. In the event the parcel of land ceases to be used at any time for the purposes contained
11735 herein as deemed by the appropriate reuse committee, the parcel of land shall revert to the care
11736 and control of the division of capital asset management and maintenance and any further
11737 disposition of the parcel of land shall be subject to said sections 40E to 40J, inclusive, of said
11738 chapter 7. The town that contains the affected property shall retain the right to contend that the
11739 current use of the property is not appropriate through action of the local board of selectmen or
11740 town meeting vote. The commissioner shall, 30 days before the execution of any agreement or
11741 amendment thereto authorized by this section, submit the agreement or amendment and a report
11742 thereon to the inspector general for review and comment. No less than 2 public comment
11743 sessions shall take place. The inspector general shall issue his review and comment within 30
11744 days after receipt of any agreement or amendment. The commissioner shall submit the agreement
11745 and any subsequent amendments thereof, the reports and the comments of the inspector general,
11746 if any, to the house and senate committees on ways and means and the chairmen of the joint
11747 committee on state administration at least 30 days before execution.

11748 (d) The effected town's board of selectmen shall have the right of first refusal before any
11749 decision is made as to the reuse or sale of either the land or facilities in each town.

11750 (e) Notwithstanding any general or special law to the contrary, the commissioner may,
11751 subject to appropriation, and subject to sections 40E to 40G, inclusive, 40I and 40J, of chapter 7
11752 of the General Laws retain, accept or acquire by purchase, transfer, lease, eminent domain,
11753 pursuant to chapter 79 of the General Laws or otherwise, grant by deed, transfer, lease, eminent
11754 domain, pursuant to said chapter 79 or otherwise, or grant by deed, transfer, lease or otherwise,
11755 any rights-of-way or easements, in, over and beneath the site or portions thereof or other
11756 property in the commonwealth contiguous to the site for drainage, access, egress, utilities and
11757 other purposes, as the commissioner deems necessary and appropriate to carry out the purposes
11758 of this section. The commissioner shall seek advice from the appropriate reuse committee prior
11759 to the implementation of any action.

11760 (f) The department of developmental services, with the approval of the commissioner,
11761 may enter into contracts for the provision of building management services for buildings and
11762 facilities located on the site as deemed by the commissioner and the reuse committee.

11763 (g) Notwithstanding any general or special law to the contrary, the commissioner may
11764 employ designers who prepare studies or programs or other design services for the construction,
11765 renovation, reconstruction, alteration, improvement, demolition, expansion or repair of buildings
11766 on the MDC site and the TDC site to prepare plans and specifications and provide any other
11767 design services deemed necessary by the commissioner for such projects. The commissioner
11768 shall obtain an independent comprehensive value engineering review of the completed study and
11769 program to identify proposed functions of the facility, evaluate the construction cost estimates,

11770 calculate estimated life-cycle cost and develop recommended design changes that will produce a
11771 more cost-effective facility by modifying or eliminating features that add cost but do not add to
11772 the quality, useful life, utility or appearance of the facility. The commissioner shall obtain an
11773 independent comprehensive value engineering review of the completed schematic design
11774 documents to identify proposed functions of the facility, evaluate the construction cost estimates,
11775 calculate estimated life-cycle costs and develop recommended design changes that will produce a
11776 more cost-effective facility by modifying or eliminating features that add cost but do not add to
11777 the quality, useful life, utility or appearance of the facility before the acceptance by the
11778 commissioner. The commissioner shall document the reasons for accepting, modifying or
11779 rejecting all value engineering recommendations.

11780 SECTION 90T. Notwithstanding any general or special law to the contrary, the secretary
11781 of administration and finance shall conduct a study of immigrant services and enforcement
11782 mechanisms, which shall include a cost-benefit analysis of the costs of services that immigrants
11783 receive compared to the contributions thereof to the economy of the commonwealth and a
11784 comparison of the costs of enhanced measures to ensure that immigrants do not unlawfully
11785 access services, licenses or jobs and the savings resulting from such measures.

11786 SECTION 90U. There is hereby established a special commission to study public-private
11787 partnerships in the commonwealth. The commission shall consist of the secretary for
11788 administration and finance, who shall also serve as chair, the auditor and the inspector general.
11789 The commission shall submit a report and any recommendations for legislation to the house and
11790 senate committees on ways and means and the joint committee on state administration and
11791 oversight by January 1, 2010. The report shall include, but not be limited to, an analysis of the

11792 cost effectiveness of current statute and regulations and best practices utilized by other state
11793 governmental entities.

11794 SECTION 90V. The executive office of housing and economic development, in
11795 consultation with the department of revenue, shall conduct a study to determine the economic
11796 impact of chapter 158 of the acts of 2005 and chapter 63 of the acts of 2007. The study shall
11797 include, but not be limited to: the increase of in-state jobs as a result of this credit; the potential
11798 for job creation in the industry in the commonwealth; the availability of similar tax credit
11799 programs in other states; a comparison of the Massachusetts program with similar credit
11800 programs in other states; and, an analysis and comparison of each state's programs' respective
11801 benefits and resulting economic impact. A copy of the study shall be submitted by December 1
11802 of each odd-numbered year to the clerks of the house of representatives and the senate.

11803 SECTION 90W. (a) There shall be a special water infrastructure finance commission to
11804 develop a comprehensive, long-range water infrastructure finance plan for the commonwealth
11805 and municipalities.

11806 (b) The commission shall consist of the commissioner of environmental protection or his
11807 designee; the state treasurer or his designee; 1 member of the senate; 1 member of the house of
11808 representatives; 1 person to be appointed by the president of the senate and 1 person to be
11809 appointed by the speaker of the house of representatives, each of whom shall be a representative
11810 of a planning organization, environmental consumer organization or other public interest
11811 organization; 1 person to be appointed by the minority leader of the senate and 1 person to be
11812 appointed by the minority leader of the house of representatives, each of whom shall be from
11813 different geographic regions of the commonwealth and who shall be representatives of the

11814 business community; a representative of the Boston Water and Sewer Commission; and 9
11815 persons to be appointed by the governor who shall not be employees of the executive branch and
11816 who shall reside in different geographic regions of the commonwealth, 1 of whom shall be a
11817 representative of the American Council of Engineering Companies of Massachusetts, 1 of whom
11818 shall be a representative of the Utility Contractors' Association of New England, 1 of whom
11819 shall be a representative of the Massachusetts Waterworks Association, 1 of whom shall be a
11820 representative of the Massachusetts Municipal Association, 1 of whom shall be a representative
11821 of Clean Water Action, 1 of whom shall be a representative of Associated Industries of
11822 Massachusetts, 1 of whom shall be a representative of the Environmental League of
11823 Massachusetts, 1 of whom shall be a representative of the Conservation Law Foundation and 1 of
11824 whom shall be a representative of the Massachusetts Water Pollution Control Association. Each
11825 of those organizations shall provide a list of at least 3 but not more than 5 candidates for
11826 consideration by the governor. Each of the members shall be an expert or shall have experience
11827 in the field of law or public policy, water, wastewater or storm water planning, design and
11828 construction of water, wastewater or storm water projects, utility management, management
11829 consulting or organizational finance; provided, however, that at least 1 member shall have
11830 expertise in organizational finance. The governor shall designate a member to serve as the
11831 chairperson of the commission but the chairperson shall not be the commissioner of
11832 environmental protection, the state treasurer or their designees. The members of the commission
11833 shall be appointed not later 90 days after the effective date of this act and shall serve until the
11834 completion of the long-range infrastructure finance plan.

11835 (c) In the course of its deliberations, the commission shall make it a priority to examine
11836 the technical and financial feasibility of sustaining, integrating and expanding public water

11837 systems, conservation and efficiency programs, wastewater systems and storm water systems of
11838 municipalities and the commonwealth, including regional or district systems. Further, the
11839 commission shall: (1) examine the water infrastructure needs of the commonwealth for the next
11840 25 years as they relate to the funding gap between the water infrastructure needs of the
11841 commonwealth and the existing, available sources of funding; (2) develop mechanisms for
11842 additional funding for water infrastructure by increasing investment in critical water, wastewater,
11843 storm water and water conservation infrastructure; (3) provide mechanisms for improvements in
11844 the handling and management of water programs; (4) examine the potential threats to public
11845 health and public safety from the existing shortfalls in funding for water infrastructure; (5)
11846 examine and develop recommendations on ways in which the commonwealth and its
11847 municipalities may meet operation and maintenance, and capital improvement and reconstruction
11848 needs for the next 25 years including, without limitation, recommendations regarding debt
11849 reduction, enhancing existing sources of revenues, developing new sources of revenues,
11850 establishing new incentives for public-private partnerships in the development of real property
11851 resources and funding resources; and (6) examine the expanded use of full accounting systems
11852 and enterprise funding, asset management systems and best management practices, compliance
11853 with chapter 21G of the General Laws and Massachusetts water policy, and current federal and
11854 state funding programs.

11855 (d) The commission shall examine the finances of the various municipalities and regional
11856 water districts, including state and federal aid levels, and make recommendations for
11857 improvements to financial policies and procedures. The commission shall identify areas where
11858 cost savings can be achieved across water agencies by consolidation, coordination and
11859 reorganization. The commission shall examine the projected federal funding, projected state

11860 funding, projected local funding, projected fee-based funding, debt financing and any other
11861 sources of projected funding to finance water infrastructure needs identified by the commission.

11862 (e) The commission shall develop recommendations as to what funding or finance
11863 measures the commonwealth or municipalities may pursue to satisfy any unmet funding needs
11864 identified by the commission. The recommendations shall also include any recommendation for
11865 interagency agreements, intermunicipal agreements, consolidations or mergers to enable the
11866 commonwealth and municipalities to make the most effective use of water funding resources.
11867 The recommendations shall identify fair and equitable means of financing water infrastructure
11868 investments through taxes, fees, user charges or other sources.

11869 (f) The commission may hold public hearings to assist in the collection and evaluation of
11870 data and testimony.

11871 (g) The commission shall prepare a written report detailing its financials relative to
11872 identified funding sources and its recommendations, if any, together with drafts of legislation
11873 necessary to carry those recommendations into effect. The commission shall submit its initial
11874 report to the governor, the secretary of environmental affairs, the clerks of the senate and house
11875 of representatives, the chairs of the house and senate committees on ways and means and the
11876 joint committee on the environment not later than 2 years after the effective date of this act.

11877 (h) Any research, analysis or other staff support that the commission reasonably requires
11878 shall be provided by the executive office of environmental affairs and its agencies, with
11879 assistance from the Massachusetts Water Resources Authority.

11880 SECTION 90X. (a) Notwithstanding sections 40E to 40K, inclusive, and sections 52 to
11881 55, inclusive, of chapter 7 of the General Laws, and using competitive proposal processes as the

11882 division of capital asset management and maintenance considers necessary or appropriate, the
11883 division, in consultation with the department of conservation and recreation, may lease and enter
11884 into other agreements, for terms not to exceed 25 years, to 1 or more proponents, for Ulin
11885 memorial rink in the town of Milton, so as to provide for the continued use, operation,
11886 maintenance repair and improvement of such state-owned buildings and facilities, together with
11887 the land and appurtenances associated therewith,

11888 (b) The failure of a city or town to apply for prequalification, as set forth below, shall not
11889 prohibit that city or town from bidding under this section.

11890 (c) Before the division, in consultation with the department, sends out a request for
11891 proposals under this section, the division shall hold open a prequalification period of 30 days for
11892 the towns of Milton and any nonprofit organizations that desire to bid on rinks that are listed in
11893 this section and are located within the towns of Milton, or for the partnership of municipalities
11894 which share geographic boundaries as long as the subject rink is located within the geographic
11895 area of the municipalities comprising the partnership. A city, town, nonprofit organization or
11896 partnership of municipalities that desires to lease a rink under this section may submit materials
11897 for prequalification. The prequalification determination may consider, but need not be limited
11898 to, the city's, town's, nonprofit organization's or partnership's ability to finance the capital
11899 improvements determined to be necessary at the rink by the division and to manage, operate and
11900 maintain the properties. The division, in consultation with the department, shall determine
11901 whether a city, town, nonprofit or partnership is prequalified within 15 days of the end of the
11902 prequalification period. If a city, town, nonprofit organization or partnership is determined to be
11903 prequalified, that city, town, non-profit organization or partnership shall be awarded the lease for
11904 the rink under the terms and conditions set forth in this subsection (a). If a city, town, nonprofit

11905 organization or partnership is determined to be prequalified, that city, town, non-profit
11906 organization or partnership shall pay consideration for a lease subject to the required capital
11907 improvements, performance specifications and other prequalification requirements and terms of
11908 the division and submitted proposal. The length of the lease shall be determined between the
11909 division and the city, town, nonprofit organization or partnership.

11910 (d) The lease and other agreements shall be on terms acceptable to the commissioner of
11911 capital asset management and maintenance, after consultation with the commissioner of
11912 conservation and recreation and, notwithstanding any general or special law to the contrary, shall
11913 provide for the lessees to operate, manage, improve, repair and maintain the properties and to
11914 undertake initial capital improvements the commissioner determines is necessary due to the
11915 structural condition of the property. Leases or other arrangements requiring improvements to be
11916 made on the property may include a description of the initially required improvements and
11917 performance specifications. Ice time at rinks under the jurisdiction of the division of urban parks
11918 and recreation shall be allocated to user groups in the following order of priority: general public
11919 skating; non-profit youth groups; high school hockey; for-profit youth groups, and adult
11920 organizations or informal groups. Ice time may be allocated at the discretion of the operator, but
11921 general public skating shall be booked, in 2-hour contiguous blocks at a minimum of 12 hours
11922 per week, with a range of times and days which reasonably allow for public skaters of all ages to
11923 participate in some public skating sessions. Every effort shall be made to balance the ice
11924 allocation needs of long-established youth organizations and newly-formed youth organizations
11925 in a manner that provides equal opportunity and equal access for youths of each gender. The
11926 leases and other agreements authorized in this section shall provide that any benefits to the
11927 communities and the costs of improvements and repairs made to the property provided by the

11928 lessees or the recipients of the property shall be taken into account as part of the consideration
11929 for such leases or other agreements. Consideration received from the leases or other agreements
11930 for Ulin Memorial Rink in Milton shall be payable to the department of conservation and
11931 recreation for deposit into the General Fund. The lessees or the recipients of the properties shall
11932 bear the costs considered necessary or appropriate by the commissioner of conservation and
11933 recreation for the transactions including, without limitation, costs for legal work, survey, title and
11934 the preparation of plans and specifications

11935 (e) The names of the ice skating rink and facilities referenced in this section shall not be
11936 altered or changed under the leases or agreements.

11937 SECTION 90Y. (a) There is hereby established a charter school working group to study
11938 the financing of and caps imposed upon charter schools pursuant to section 89 of chapter 71 of
11939 the General Laws.

11940 (b) The working group shall consist of the speaker of the house of representatives or his
11941 designee; the senate president or her designee; the senate and house minority leaders or their
11942 designees; the house and senate chairs of the joint committee on education who shall serve as co-
11943 chairs; the chairs of the house and senate committees on ways and means; the secretary of
11944 administration and finance or her designee; the secretary of education or his designee; the
11945 commissioner of elementary and secondary education, or his designee; and 2 person to be
11946 appointed by the governor, 1 of whom shall be representative of charter schools and 1 of whom
11947 shall be representative of districts.

11948 (c) In carrying out its responsibilities, the working group shall investigate and study and
11949 make recommendations on:

11950 the appropriateness of the financing and reimbursement under section 89 of chapter 71 of
11951 the General Laws as a mechanism for the financing of charter schools;

11952 the extent to which the reimbursements under said section 89 of said chapter 71 are
11953 effective at minimizing the adverse financial impact of charter schools on sending school
11954 districts while providing sufficient resources for the successful operation of charter schools;

11955 the appropriateness of the caps and limits imposed in subsection (i) of said section 89 of
11956 said chapter 71 on the number of, enrollments in, percentage of net school spending directed to,
11957 and location of charter schools; and

11958 any other financial issues brought to the attention of the working group during its
11959 existence.

11960 (d) The working group shall solicit advice from such persons and entities as it deems
11961 necessary, including the department of education, associations representing superintendents,
11962 other educational administrators, teachers, school business officers, municipal officials and
11963 charter schools.

11964 (e) The working group shall report its findings and conclusions to the general court and
11965 its recommendations, together with drafts of legislation necessary to implement those
11966 recommendations, by filing the same with the joint committee on education and the clerks of the
11967 senate and house of representatives not later than 6 months after the first meeting of the working
11968 group. The first meeting of the working group shall take place within 30 days after the effective
11969 date of this act.

11970 SECTION 90Z. (a) There shall be a special commission on police career incentives
11971 consisting of 3 members of the senate, 1 of whom shall be the senate chair of the joint
11972 committee on higher education, 1 of whom shall be the senate chair of the joint committee on
11973 public safety and 1 of whom shall be a member of the minority party who shall be appointed by
11974 the minority leader; provided, however, that 1 member of the senate shall be designated as co-
11975 chair of the commission; 3 members of the house of representatives, 1 of whom shall be the
11976 house chair of the joint committee on higher education, 1 of whom shall be the house chair of the
11977 joint committee on public safety and 1 of whom shall be a member of the minority party who
11978 shall be appointed by the minority leader; provided, however, that 1 member of the house shall
11979 be designated as co-chair of the commission; the secretary of administrative and finance or her
11980 designee; the secretary of public safety and security or his designee; the chancellor of higher
11981 education or his designee; the president of the Massachusetts Chiefs of Police Association or his
11982 designee; a representative of the Massachusetts Police Association; the president of the
11983 Massachusetts Municipal Association or his designee and 1 person to be appointed by the
11984 governor who shall have expertise in the field of criminal justice.

11985 (b) The organizational session of the commission shall be convened by the co-chairs not
11986 later than 60 days after the effective date of this act whether or not the governor's designee has
11987 been appointed.

11988 (c) The special commission shall make an investigation and study of the status of the
11989 career incentive pay program established in section 108L of chapter 41 of the General Laws
11990 including, but not limited to: (1) an assessment of the number of police officers with higher
11991 education degrees; (2) an investigation of salaries paid to officers utilizing the incentive program
11992 as compared with neighboring states' salaries and incentive programs; (3) an assessment on the

11993 impact said program has had on decreasing the number of lawsuits against police officers and
11994 municipalities; (4) the cumulative cost to state and local governments in terms of increased
11995 operating costs for wages and impact on state and municipal pension liability; (5) an assessment
11996 on the current incentives provided to officers and a determination of how wages for officers with
11997 higher education degrees would be affected without the incentive program; (6) the impact of
11998 requiring a higher education degree for all police officers as a job requirement; (7) a comparison
11999 of the wage benefits conferred by the incentive program with the increase in earning power
12000 expected to be experienced by all persons in the commonwealth as a result of higher educational
12001 attainment; (8) an appropriate role for the commonwealth in the future of the career incentive
12002 pay program; and (9) any other matters that the commission considers relevant to its purpose.

12003 (d) The board of higher education and the executive office of public safety and security
12004 shall provide staff and other resources as the commission and those agencies consider
12005 appropriate. The special commission shall make its final report and recommendations, together
12006 with drafts of legislation necessary to implement those recommendations, by filing the same with
12007 the joint committee on public safety not later than January 1, 2010; provided, however, that the
12008 special commission may make such interim reports as it considers appropriate.

12009 SECTION 90AA. Notwithstanding any general or special law to the contrary,
12010 applications for assistance from the emergency housing program established by section 30 of
12011 chapter 23B of the General Laws shall be taken and processed at offices of the department of
12012 transitional assistance unless and until the department of housing and community development
12013 develops an operational plan ensuring that convenient access to emergency housing assistance
12014 will not be impaired by any alternative arrangement. The department shall provide the joint
12015 committee on children, families and persons with disabilities, the joint committee on housing and

12016 the house and senate committees on ways and means with 180 days advance notice of any
12017 proposal to stop making emergency housing assistance accessible in offices of the department of
12018 transitional assistance. The department shall provide said committees with a copy of the
12019 operational plan and, in cooperation with the department of transitional assistance, an analysis of
12020 the impact of such plan on the ability of homeless and at-risk families to conveniently access
12021 emergency housing assistance, food stamps, and cash assistance. Nothing in this section shall
12022 prevent the department from making emergency housing assistance available at locations in
12023 addition to offices of the department of transitional assistance.

12024 SECTION 90BB. There is hereby established a special commission to investigate and
12025 study methods of improving the accountability, economy and efficiency of the government of the
12026 commonwealth and the operation of the agencies, departments and instrumentalities thereof. The
12027 commission shall make recommendations to the governor and the general court to promote
12028 economy, efficiency and improved service in the transaction of the public business in the various
12029 departments, agencies and instrumentalities in the executive, legislative and judicial branches of
12030 state government, and in making the operation of all state departments, agencies and
12031 instrumentalities and all expenditures of public funds, more directly responsive to the needs of
12032 the people of the commonwealth, by any of the following means:

12033 adopting methods and procedures for reducing expenditures to the lowest amount
12034 consistent with the efficient performance of essential services, activities, and functions;

12035 eliminating duplication of overlapping services, activities and functions and time-
12036 consuming or wasteful practices;

12037 consolidating services, activities and functions of a similar nature;

12038 abolishing unnecessary services, activities and functions of state government;

12039 eliminating unnecessary state departments and agencies, creating new state departments
12040 and agencies, reorganizing existing state departments and agencies and transferring of functions
12041 and responsibilities among state departments and agencies;

12042 defining or redefining duties and responsibilities of state officers;

12043 revising present provisions for continuing or permanent appropriations of state funds or
12044 bond authorizations, eliminating any such existing provisions and adopting new provisions;

12045 establishing means for performance measurement and methods of reporting such
12046 measurement;

12047 reorganizing all aspects of state career public service including, but not limited to,
12048 methods of recruitment and retention of state employees; training and retraining of state
12049 employees; job classification, salaries and benefits of state employees; discipline and termination
12050 of state employees; clarifying the responsibilities and functions that are best served by regular
12051 state employees and those best served by contract employees and encouraging and facilitating
12052 opportunities for private sector and nonprofit sector employees to work in state government for
12053 limited periods of time;

12054 analyzing and evaluating all state contracts with private vendors for the purpose of
12055 confirming that all contracted approaches to the delivery of goods and services are accountable,
12056 economical and efficient; and

12057 reviewing state requirements for contracting for goods and services and for the retention
12058 of professional services to determine the most effective means of determining the most qualified

12059 vendor including, but not limited to, a review of a method by which state agencies, authorities,
12060 boards and commissions retain legal counsel and accounting, architectural and engineering
12061 services.

12062 The commission shall consist of 3 members of the senate, 2 of whom shall be appointed
12063 by the minority leader, 3 members of the house of representatives, 2 of whom shall be appointed
12064 by the minority leader, the chairs of the senate and house committees on ways and means and the
12065 senate and house chairs of the joint committee on revenue. The commission shall also consist of
12066 7 persons to be appointed by the governor, 3 persons to be appointed by the senate president and
12067 3 persons to be appointed by the speaker of the house; provided, however, that not more than 7
12068 of those members shall be registered voters in the same political party nor shall any of them hold
12069 public office in the executive or legislative branches of state government. The appointing
12070 members shall consider residents of the commonwealth who are experts in the fields of business
12071 and government management, accounting, labor relations, finance or human relations including,
12072 but not limited to, deans of schools of business, public administrators and other scholars. The
12073 commission shall also consist of the governor, the senate president, the speaker of the house, the
12074 state auditor and the inspector general, all of whom shall serve ex officio. The governor, the
12075 senate president and the speaker of the house, shall jointly designate the chair or co-chairs of the
12076 commission.

12077 The commission shall meet monthly and may, subject to the approval of the secretary of
12078 administration and finance, request staff support and research from state agencies to carry out its
12079 responsibilities. The commission may seek assistance from other organizations or individuals
12080 without compensation. The commission shall file its final report with the clerks of the senate
12081 and house of representatives not later than June 30, 2010. The commission may make interim

12082 reports as appropriate in order to address the serious fiscal problems facing the commonwealth in
12083 the next few years

12084 SECTION 91. Section 1 shall be effective for taxable years ending on or after January 1,
12085 2009.

12086 SECTION 92. Section 12 shall take effect on June 30, 2010.

12087 SECTION 93. Sections 19, 28, 30 and 32 shall apply to obligations issued after August
12088 31, 2008 in taxable years ending after that date.

12089 SECTION 94. Sections 27, 29 and 31 shall be effective for discharges in taxable years
12090 ending after December 31, 2008.

12091 SECTION 95. Section 49 shall take effect on October 1, 2012.

12092 SECTION 95A. Section 89A shall expire on June 30, 2012.

12093 SECTION 96. Except as otherwise specified, this act shall take effect on July 1, 2009.