

SENATE No. 2070

The Commonwealth of Massachusetts

In the Year Two Thousand Nine

An Act Text of the Senate amendment to the House Bill making appropriations for the fiscal year 2009 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 4125).

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

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5 SECTION 1. To provide for supplementing certain items in the general appropriation act

6 and other appropriation acts for fiscal year 2009, the sums set forth in section 2 are hereby

7 appropriated from the General Fund unless specifically designated otherwise in this act or in

8 those appropriation acts, for the several purposes and subject to the conditions specified in this

9 act or in those appropriation acts, and subject to the laws regulating the disbursement of public

10 funds for the fiscal year ending June 30, 2009. These sums shall be in addition to any amounts

11 previously appropriated and made available for the purposes of those items.

12	SECTION 2.	
13	JUDICIARY	
14	Committee for Public Counsel Services	
15	0321-1510	\$9,384,188
16	0321-1520	\$2,075,987
17	SECRETARY OF THE COMMONWEALTH	
18	Office of the Secretary of the Commonwealth	
19	0521-0000	\$44,684
20	OFFICE OF THE STATE COMPTROLLER	
21	Office of the State Comptroller	
22	1599-3384	\$4,090,226
23	EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE	
24	Human Resources Division	
25	1750-0100	\$250,000
26	EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES	
27	Office of the Secretary of Health and Human Services	
28	4000-0500	\$21,419,707

29 EXECUTIVE OFFICE OF TRANSPORTATION AND PUBLIC WORKS

30 Highway Department

31 6010-0002 \$579,894

32 6030-7201 \$4,490,922

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

40 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

41 Office of the Secretary of Administration and Finance

42 1599-1031 For a reserve to meet the costs identified by the department of public health
43 associated with responding to an outbreak of the H1N1 virus; provided, that funds may be
44 expended on staffing costs within the state laboratory, dissemination of public information,
45 antiviral medication for the treatment or prevention of the H1N1 virus and the purchase of
46 laboratory equipment specific for the testing for the H1N1 virus; provided further, that funds
47 from this item shall not be expended on salaries or contracts for personnel hired by the
48 department of public health on or after April 15, 2009; provided further, that the secretary of
49 health and human services shall submit a spending plan to the executive office for administration

50 and finance and the house and senate committees on ways and means committees before the
51 disbursement of funds from this reserve; and provided further, that the department of public
52 health and the executive office for of health and human services shall seek federal reimbursement
53 for any eligible expenditures from this
54 reserve.....\$2,845,216.1599-1031

55 For a reserve to meet costs identified by the department of public health associated with
56 responding to an outbreak of the H1N1 virus; provided, that funds may be expended on staffing
57 costs within the state laboratory, dissemination of public information, antiviral medication for the
58 treatment or prevention of the H1N1 virus and the purchase of laboratory equipment specific for
59 the testing for the H1N1 virus; provided further, that the secretary of health and human services
60 shall submit a spending plan to the executive office for administration and finance before the
61 disbursement of funds from this reserve; and provided further, that the department of public
62 health and the executive office for health and human services shall seek federal reimbursement
63 for any eligible expenditures from this reserve \$2,845,216

64 1599-1701 For a reserve for the state share of costs to certain municipalities and
65 municipal lighting plants as identified by the Federal Emergency Management Agency for
66 Emergency Declaration 3296 relating to the December 2008 severe winter storm, for the counties
67 of Berkshire, Bristol, Essex, Franklin, Hampden, Hampshire, Middlesex, Suffolk and Worcester;
68 provided, that not less than \$150,000 shall be expended for an emergency assistance safety grant
69 as appearing in item 7007-0900 of section 2 of chapter 182 of the acts of 2008; and provided
70 further, that not less than \$150,000 shall be expended to the town of Spencer for the
71 reimbursements of costs associated with the drinking water emergency in April 2007
72 \$6,300,000

SECTION 3. Chapter 7A of the General Laws is hereby amended by striking out section 12, as appearing in the 2006 Official Edition, and inserting in place thereof the following section:-

Section 12. (a)(1) All reports published under this section shall be filed with the governor, the secretary of administration and finance, the house and senate committees on ways and means and the clerks of the house and senate, and any other parties specified in general or special law.

(2) The comptroller shall prepare an annual statutory basis financial report based on the final closing of the accounting records. The report shall be published annually not later than October 31 of each year.

(3) The statutory basis financial report shall present fairly the aggregated financial statements for the budgeted governmental funds and tables of beginning and ending balances, revenues, and sources, and expenditures and uses for the non-budgeted governmental funds, and the capital project governmental funds. These statements shall be reviewed in accordance with professional standards established by the American Institute of Certified Public Accountants. The reports shall be prepared in accordance with the accounting system established by the comptroller under section 7, as cash outflows, including expenditures made in accordance with under section 13 of chapter 29 and cash inflows including receipts of federal grants and subsidies from other governmental entities for reimbursement of such expenditures.

(4) The comptroller shall include, supplemental to the aggregated financial statements in the statutory basis financial report, a statement of the consolidated net surplus in the budgetary funds for the preceding fiscal year, in accordance with under section 5C of chapter 29 and the

amount by which such surplus exceeds the maximum allowable amount in accordance with under section 2H of chapter 29.

(5) Accompanying the statutory basis financial statements, the comptroller shall include financial statements for the budgeted funds that compare the budgeted amounts to final operations for each fund subject to appropriation.

(6) The comptroller may include narratives, statistical tables, and other disclosures and reference material in the statutory basis financial report that the comptroller considers, in his professional judgment, appropriate in his professional judgment.

(b) The comptroller shall prepare an annual federal funds report based on the final closing of the accounting records which shall be published not later than the second Wednesday in January and shall present fairly all federal funds received by each agency and department during the fiscal year. The report shall include for each program of federal financial participation the opening balances, revenues, and other sources, expenses and other uses, and ending balances for the fiscal year. The final federal funds report shall be audited in conjunction with the state single audit, and the report of the auditor shall be included.

(c) The comptroller shall prepare a comprehensive annual financial report in conformity to generally generally-accepted accounting principles for governments which shall be published not later than the second Wednesday in January. The report shall be audited in accordance with generally generally-accepted auditing standards and generally generally-accepted governmental auditing standards, and the report of the auditor shall be included.

SECTION 4. Chapter 21A of the General Laws is hereby amended by inserting after section 2 the following section:-

Section 2A. The secretary is hereby designated as shall be the state natural resource trustee and may compromise or settle any claim for damages for injury to and for destruction or loss of natural resources, including the costs of assessing and evaluating the injury, destruction or loss, incurred or suffered as a result of a release or threat of release, under section 5 of chapter 21E, 42 U.S.C. §9607(f), and 33 U.S.C. §2706, and other applicable law in accordance with this section. If any such claim, including the costs of assessment, is valued at not moreless than \$100,000, or at a higher amount determined in writing by the attorney general, the secretary may settle and compromise the claim if the secretary has given written notice and all pertinent information regarding the settlement to the attorney general or her his designee at least 30 days before execution of the settlement. The secretary may compromise or settle and compromise claims valued at greater than \$100,000, or at a higher amount determined in writing by the attorney general, only with the prior written approval of the attorney general or her his designee.

SECTION 5. Section 4 of chapter 29D of the General Laws, as appearing in the 2006 Official Edition, is hereby amended by striking out subsection (d) and inserting in place thereof the following subsection:-

(d) The board of trustees shall consist of 7 trustees, including the secretary of administration and finance or a designee, the executive director of the group insurance commission or a designee, the executive director of the public employee retirement administration commission or a designee, the state treasurer or a designee, the comptroller or a designee and 2 additional trustees, one 1 of whom shall be appointed by the governor and one 1 of whom shall be appointed by the state treasurer. The appointed trustees shall serve for terms of 5 years and shall be experienced in the field of investment, financial management, law and public management. Trustees shall be eligible for reappointment.

SECTION 6. Section 24 of chapter 32A of the General Laws, as inserted by section 8 of chapter 61 of the acts of 2007, is hereby amended by striking out paragraph subsection (a) and inserting in place thereof the following paragraph subsection:-

(a) There shall be established and set up on the books of the commonwealth a fund to be known as the State Retiree Benefits Trust Fund, in this section referred to as the fund. The Health Care Security Trust board of trustees established by section 4 of chapter 29D shall be the trustee of and shall administer the fund, in accordance with that section. The fund shall be an expendable trust not subject to appropriation.

SECTION 7. Said section 24 of said chapter 32A, as so appearing inserted, is hereby further amended by inserting after paragraph (e) adding the following 3 paragraph subsections:-

(f) The trustees shall adopt an annual budget for the fund and supplemental budgets that the trustees consider necessary, subject to the approval of the general court. Funding for the budget shall be from the investment return of the fund. If the general court takes no final action to disapprove a budget within 60 days after its filing with the clerk of the house of representatives and the clerk of the senate, the budget shall be considered to be approved. If the general court disapproves a budget within 60 days after it has been filed, the trustees shall operate under the annualized budgetary level most recently approved pending the filing and subsequent approval of any other annual or supplemental budget request.

(g) The trustees shall engage actuaries experienced in retiree health care costs to perform annual actuarial calculations in accordance with Government Accounting Standards Board Statements 43 and 45, using data as needed from the group insurance commission, the

public employee retirement administration commission, the state treasurer and the comptroller and prepare funding schedules to be filed in accordance with section 25.

(h) The trustees shall engage an independent auditor to perform an annual audit of the State Retiree Benefits Trust Fund's assets, liabilities, net assets, investments and operations on an annual basis in accordance with government auditing standards and policies established by the comptroller. The annual audit report shall be made available to all participating subdivisions, authorities, boards or instrumentalities not later than September 15, annually.

SECTION 8. Section 2 of chapter 38 of the General Laws, as appearing in the 2006 Official Edition, is hereby amended by striking out, in line 6, the words "in Forensic Pathology" and inserting in place thereof, the following words:- with certification in anatomic pathology and subspecialty certification in forensic pathology.

SECTION 9. Said section 2 of said chapter 38, as so appearing, is hereby further amended by striking out, in lines 7 to and 8, the words " , a diplomatediplomat of the American Board of Anatomic and Forensic Pathology".

SECTION 10. Section 132 of chapter 58 of the acts of 2006 is hereby amended by striking out the word "thereafter", in the third sentence, and inserting in place thereof the following words:- ; for 2 years after the effective date of this section, and shall be updated bi-annually.

SECTION 1110. Section 1 of chapter 62 of the General Laws, as so appearing in the 2006 Official Edition, is hereby amended by inserting after the numeral figure "72", in line 8, the following numeralfigure:- , 139C.

182 SECTION 1211. Paragraph (1) of subsection (d) of section 2 of said chapter 62, as so
183 appearing amended by section 15 of chapter 173 of the acts of 2008, is hereby further amended
184 by adding the following clausesubparagraph:-

185 (P) The deduction described in section 163(e)(5) of the Code to the extent increased by
186 amendments to section 163(e)(5)(F) and section 163(i)(1) inserted by section 1232 of the
187 American Recovery and Reinvestment Act of 2009.

188 SECTION 1312. The definition of “gross income” in section 1 of chapter 63 of the
189 General Laws, as so appearing in the 2006 Official Edition, is hereby amended by adding the
190 following sentence words:- ; provided, however, that Ggross income shall be determined without
191 regard to section 108(i) of the Code.

192 SECTION 1413. The definition of “net income” in said section 1 of said chapter 63, as
193 so appearing, is hereby amended by adding the following clause:-

194 (f) the deduction described in section 163(e)(5) of the Code to the extent increased by
195 amendments to section 163(e)(5)(F) and section 163(i)(1) inserted by section 1232 of the
196 American Recovery and Reinvestment Act of 2009.

197 SECTION 1514. Paragraph 3 of section 30 of said chapter 63, as so appearing, is hereby
198 amended by adding the following sentence:- Gross income shall be determined without regard to
199 section 108(i) of the Code.

200 SECTION 1615. Paragraph 4 of said section 30 of said chapter 63, as so appearing, is
201 hereby amended by adding the following clause:-

(vii) the deduction described in section 163(e)(5) of the Code to the extent increased by amendments to section 163(e)(5)(F) and section 163(i)(1) inserted by section 1232 of the American Recovery and Reinvestment Act of 2009.

SECTION 1716. Section 52A of said chapter 63, as so appearing, is hereby amended by inserting after the word “exclusion”, in lines 27 and 28, the following words:- and without regard to section 108(i) of the Code.

SECTION 1817. Paragraph (b) of subsection (1) of said section 52A of said chapter 63, as so appearing, is hereby amended by adding the following clause:-

(vi) the deduction described in section 163(e)(5) of the Code to the extent increased by amendments to section 163(e)(5)(F) and section 163(i)(1), inserted by section 1232 of the American Recovery and Reinvestment Act of 2009.

SECTION 18. Section 132 of chapter 58 of the acts of 2006 is hereby amended by striking out, in line 11, the word “thereafter” and inserting in place thereof the following words:- for 2 years after the effective date of this section and then bi-annually.

SECTION 19. Chapter 139 of the acts of 2006 is hereby amended by striking out section 96 and inserting in place thereof the following section:-

Section 96. Notwithstanding any general or special law to the contrary, the formula for application of funds provided in section 35J of chapter 10 of the General Laws shall not apply in fiscal year 2007.

SECTION 20. Chapter 61 of the acts of 2007 is hereby amended by striking out section 49 and inserting in place thereof the following section:-

Section 49. Notwithstanding any general or special law to the contrary, the formula for application of funds provided in section 35J of chapter 10 of the General Laws shall not apply in fiscal year 2008.

SECTION 21. Item 7004-00032 of section 2 of chapter 119 of the acts of 2008 is hereby amended by striking out the following words:- “and provided further, that not less than \$10,000,000 shall be expended to stabilize and promote reinvestment, through homeownership, in areas the department has determined to be weak markets as indicated by a high concentration of assisted rental housing or a low rate of homeownership or low median family income or low average sales prices or high levels of unpaid property taxes or vacant or abandoned buildings and, after making the finding, the department may waive the requirements of this section and said chapter 121F which are found to be inconsistent with promoting homeownership in weak markets and take other steps necessary to promote homeownership in the weak market including, but not limited to, reducing the length of required affordability to not less than 10 years and permitting the funded property to be purchased by a household whose income at the time of purchase does not exceed 135 per cent of the area median income, adjusted for family size, or both” and inserting in place thereof the following words:- and provided further, that not less than \$14,000,000 shall be expended to develop affordable housing units which are deemed necessary by the department of housing and community development as part of a redevelopment plan, and to stabilize and promote reinvestment, through homeownership, in areas the department has determined to be weak markets as indicated by a high concentration of assisted rental housing or a low rate of homeownership or low median family income or low average sales prices or high levels of unpaid property taxes or vacant or abandoned buildings and, after making the finding, the department may waive the requirements of this section and said chapter 121F which are

246 found to be inconsistent with promoting homeownership in weak markets and take other steps
247 necessary to promote homeownership in the weak market including, but not limited to, reducing
248 the length of required affordability to not less than 10 years and permitting the funded property
249 to be purchased by a household whose income at the time of purchase does not exceed 135 per
250 cent of the area median income, adjusted for family size, or both

251 SECTION 22. Section 12 of chapter 135 of the acts of 2008 is hereby repealed.

252 SECTION 23. Item 0610-2000 of section 2 of chapter 182 of the acts of 2008 is hereby
253 amended by striking out the words"; and provided further, that funds available in fiscal year
254 2008 shall be available for expenditure until June 30, 2009".

255 SECTION 24. Item 2800-0500 of Said section 2 of said chapter 182 of the acts of 2008 is
256 hereby further amended by striking out the item number "2800-0500" and inserting in place
257 thereof the following item number:- 2800-0501.

258 SECTION 25. Item 2810-2040 of sSaid section 2 of said chapter 182 of the acts of 2008
259 is hereby further amended by striking out the item number "2810-2040" and inserting in place
260 thereof the following item number:- 2810-2041.

261 SECTION 26. Item 4000-0320 of said section 2 of said chapter 182 of the acts of 2008 is
262 hereby amended by inserting after the words "rendered in the current fiscal year"adding the
263 following words:- ; and provided further, that for the purpose of accommodating discrepancies
264 between the receipt of retained revenues and related expenditures, the department may incur
265 expenses, and the comptroller may certify for payment, amounts not to exceed the lower of this
266 authorization or the most recent revenue estimate as reported in the state accounting system.

SECTION 27. Item 4401-1100 of sSaid section 2 of said chapter 182 of the acts of 2008 is hereby further amended by striking out the item number “4401-1100” and inserting in place thereof the following item number:- 4401-1101.

SECTION 28. Item 7035-0002 of said section 2 of said chapter 182 of the acts of 2008 is hereby amended by striking out the words “; provided further, that funds shall only be expended in the CC, HH, PP, and UU object classes;”.

SECTION 29. Item 8000-0202 of said section 2 of said chapter 182 of the acts of 2008 is hereby amended by striking out the words “, that no funds shall be expended in the AA object class; and provided further”.

SECTION 30. Said chapter 182 is hereby further amended by striking out section 81 and inserting in place thereof the following section:-

Section 81. Notwithstanding any general or special law to the contrary, the formula for application of funds provided in section 35J of chapter 10 of the General Laws shall not apply in fiscal year 2009.

SECTION 31. Section 86 of said chapter 182 is hereby amended by striking out the figure “\$372,000,000” and inserting in place thereof the following figure:- \$352,000,000.

SECTION 3032. Subsection (b) of section 88 of said chapter 182 is hereby amended by striking out the second sentence and inserting in place thereof the following sentence:- Not less than \$1,102,561,456 shall be transferred from the General Fund to the Commonwealth Care Trust Fund and not less than \$47,996,382 shall be transferred from the Commonwealth Care Trust Fund to the Health Safety Net Trust Fund.

SECTION 31. Section 86 of said chapter 182 is hereby amended by striking out the figure “\$372,000,000” and inserting in place thereof the following figure:- \$352,000,000.

SECTION 32. Said chapter 182 of the acts of 2008 is hereby amended by striking out section 81 and inserting in place thereof the following section:-

Section 81. Notwithstanding any general or special law to the contrary, the formula for application of funds provided in section 35J of chapter 10 of the General Laws shall not apply in fiscal year 2009.

SECTION 33. Section 2C of chapter 302 of the acts of 2008 is hereby amended by striking out the item number “7010-0016” and inserting in place thereof the following item number:- 7010-0216.

SECTION 34. Section 61 of said chapter 302 of the acts of 2008 is hereby repealed.

SECTION 3335. Item 6033-0817 of sSection 2A of said chapter 303 of the acts of 2008 is hereby amended by striking out the item number “6033-0817” and inserting in place thereof the following item number:- 6035-0817.

SECTION 3436. Item 6033-0837 of sSaid section 2A of said chapter 303 of the acts of 2008 is hereby further amended by striking out the item number “6033-0837” and inserting in place thereof the following item number:- 6035-0837.

SECTION 3537. Item 6033-0867 of sSection 2B of said chapter 303 of the acts of 2008 is hereby amended by striking out the item number “6033-0867” and inserting in place thereof the following item number:- 6035-0867.

308 SECTION 3638. Item 6033-0877 of sSaid section 2B of said chapter 303 of the acts of
309 2008 is hereby amended by striking out the item number “6033-0877” and inserting in place
310 thereof the following item number:- 6035-0877.

311 SECTION 3739. Item 6033-0887 of sSaid section 2B of said chapter 303 of the acts of
312 2008 is hereby amended by striking out the item number “6033-0887” and inserting in place
313 thereof the following item number:- 6035-0887.

314 SECTION 38. Item 7010-0016 of section 2C of said chapter 302 of the acts of 2008 is
315 hereby amended by striking out the item number “7010-0016” and inserting in place thereof the
316 following item number:- 7010-0216.

317 SECTION 39. Section 61 of chapter 302 of the acts of 2008 is hereby repealed.

318 SECTION 40. Item 6001-0801 of sSection 2C of said chapter 303 of the acts of 2008 is
319 hereby amended by striking out the item number “6001-0801” and inserting in place thereof the
320 following item number:- 6001-0881.

321 SECTION 41. Item 6001-0802 of sSaid section 2C of said chapter 303 of the acts of
322 2008 is hereby further amended by striking out the item number “6001-0802” and inserting in
323 place thereof the following item number:- 6001-0882.

324 SECTION 42. Item 6001-0804 of sSaid section 2C of said chapter 303 of the acts of
325 2008 is hereby further amended by striking out the item number “6001-0804” and inserting in
326 place thereof the following item number:- 6001-0884.

327 SECTION 43. Item 6001-0805 of sSaid section 2C of said chapter 303 of the acts of
328 2008 is hereby further amended by striking out the item number “6001-0805” and inserting in
329 place thereof the following item number:- 6001-0885.

330 SECTION 44. Item 6001-0813 of sSection 2E of said chapter 303 of the acts of 2008 is
331 hereby amended by striking out the item number “6001-0813” and inserting in place thereof the
332 following item number:- 6001-0820.

333 SECTION 45. Item 0640-0300 of sSection 2C of chapter 304 of the acts of 2008 is
334 hereby amended by striking out the item number “0640-0300” and inserting in place thereof the
335 following item number:- 0640-0301.

336 SECTION 46. Item 0330-9999 of sSection 2D of said chapter 304 of the acts of 2008 is
337 hereby amended by striking out the item number “0330-9999” and inserting in place thereof the
338 following item number:- 0330-9997.

339 SECTION 47. Item 0526-2010 of sSection 2A of chapter 312 of the acts of 2008 is
340 hereby amended by striking out the item number “0526-2010” and inserting in place thereof the
341 following item number:- 0526-2012.

342 SECTION 48. Subsection (b) of section 7 of chapter 377 of the acts of 2008 is hereby
343 amended by striking out the word "middlesex" and inserting in place thereof the following
344 word:- middle.

345 SECTION 49. Section 13 of chapter 5 of the acts of 2009 is hereby amended by striking
346 out the words “chapter 188” and inserting in place thereof the following words:- section 88 of
347 said chapter 182.

SECTION 50. Notwithstanding any general or special law to the contrary, for fiscal years 2009 and 2010, net recoveries generated by any contract entered into by the comptroller under section 29E of chapter 29 of the General Laws for accounts receivable cost recovery services shall be deposited as unrestricted revenue in the General Fund, ; provided, however, thatbut federal funds shall be returned to the federal government, and any amounts to be financed through the sale of bonds shall be used to reduce the amount financed.

SECTION 51. Notwithstanding federal income tax treatment to the contrary, fFor purposes of chapters 62 and 63 of the General Laws, the rules of section 382 of the Internal Revenue Code shall be applied without regard to the treatment of a change in ownership of a bank or other corporation provided in Internal Revenue Service Notice 2008-83 or in any federal statutory or administrative codification, supplement or implementation of such Notice. For purposes of said chapters 62 and 63, Internal Revenue Service Notice 2008-83 and any such codification, supplement or implementation shall have no force or effect in any taxable year.

SECTION 52. Notwithstanding federal income tax treatment to the contrary, fFor purposes of chapters 62 and 63 of the General Laws, section 382(n) of the Internal Revenue Code, inserted by the American Recovery and Reinvestment Act of 2009, shall have no force or effect in any taxable year.

SECTION 53. Notwithstanding any general or special law to the contrary, the comptroller shall, in consultation with the secretary of administration and finance, transfer not more than \$2,681,250 from the General Fund to the Department of Energy Resources Credit Trust Fund, established inby subsection (b) of section 13 of chapter 25A of the General Laws.

SECTION 54. Notwithstanding any general or special law to the contrary, the comptroller shall reduce the chapter 70 portion of the final local aid payment under chapter 70 of the General Laws for fiscal year 2009 to be made in June 2009 by \$412,000,000 if the secretary of administration and finance certifies in writing to the comptroller, and has provided 10 days written notice to the house and senate committees on ways and means, that federal grant funds in the amount of \$412,000,000 have been obligated or expended so that all school districts will receive the full amount appropriated in section 3 of chapter 182 of the acts of 2008.

SECTION 55. Notwithstanding subsection (c) of section 10 of chapter 152 of the acts of 1997, not later than June 30, 2009, \$65,000,000 of the balance in the Convention Center Fund, which the state treasurer and the secretary of administration and finance have determined to exceed the amount necessary to satisfy the requirement of sufficiency under said subsection (c) of said section 10 of said chapter 152, shall be transferred to the General Fund. of the commonwealth, not later than June 30, 2009.

SECTION 56. Notwithstanding any general or special law to the contrary, federal grant funds in account numbers items 7061-0004 and 7061-0005 distributed to school districts in fiscal years 2009 and 2010 through the State Fiscal Stabilization Fund under Title XIV of the American Reinvestment and Recovery Act of 2009 shall not be subject to indirect charges under section 32A of chapter 35 of the General Laws and section 5D of chapter 40 of the General Laws. Subsection (f) of section 6B of chapter 29 of the General Laws shall not apply to these funds. School districts shall continue to provide for and make contributions to appropriate pension funds, as required by paragraph (c) of subdivision (7) of section 22 of chapter 32 of the General Laws, for employees whose salaries are paid from these federal funds, in the same

391 manner as contributions are made when receiving state education aid under chapter 70 of the
392 general General lawsLaws.

393 SECTION 56A7. Notwithstanding any general or special law to the contrary, the
394 secretary of administration and finance shall pursue opportunities for the sponsorship or naming
395 of state assets and facilities for compensation that the secretary deems appropriate unless
396 otherwise prohibited by law. To this end the secretary shall issue request for proposals not later
397 than September 1, 2009, and as often as the secretary deems necessary thereafter. Not later than
398 January 1, 2010, the secretary shall file reports with the house and senate committees on ways
399 and means detailing proceeds generated through sponsorships or naming rights and the details of
400 any contracts entered into for such purposes.

401 SECTION 587. Section 11 10 shall be effective for taxable years ending on or after
402 January 1, 2009.

403 SECTION 598. Sections 1211, 1413, 16 15 and 18 17 shall apply to obligations issued
404 after August 31, 2008 in taxable years ending after that date.

405 SECTION 6059. Sections 1312, 15 14 and 17 16 shall be effective for discharges in
406 taxable years ending after December 31, 2008.

407 SECTION 610. Section 49 shall take effect as of March 19, 2009.

408 SECTION ___. Notwithstanding any general or special law to the contrary, the Secretary
409 of Administration and Finance shall pursue any and all opportunities for the sponsorship or
410 naming of state assets and facilities for compensation that the Secretary deems appropriate and
411 that is not otherwise prohibited by law. To this end the Secretary shall issue request for

412 proposals not later than September 1, 2009 and as often as the Secretary deems necessary
413 thereafter. Not later than January 1, 2010 the Secretary shall file reports with the House
414 Committees on Ways and Means and the Senate Committee on Ways and Means detailing
415 proceeds generated through sponsorships or naming rights and the details of any contracts
416 entered into for such purposes