

SENATE No. 2592

The Commonwealth of Massachusetts

In the Year Two Thousand Ten

An Act making appropriations for the fiscal year 2010 and fiscal year 2011 to provide for supplementing certain existing appropriations and for certain other activities and projects.

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

1 SECTION 1. To provide for supplementing certain items in the general appropriation act
2 and other appropriation acts for fiscal year 2010, the sums set forth in section 2 are hereby
3 appropriated from the General Fund unless specifically designated otherwise in this act or in
4 those appropriation acts, for the several purposes and subject to the conditions specified in this
5 act or in those appropriation acts, and subject to the laws regulating the disbursement of public
6 funds for the fiscal year ending June 30, 2010. These sums shall be in addition to any amounts
7 previously appropriated and made available for the purposes of those items.

8 SECTION 2.

9 OFFICE OF THE STATE COMPTROLLER

10 Office of the State Comptroller

11 1599-3384 \$4,000,000

12 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

13 Department of Revenue

14 1232-0200 \$230,905

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

22 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

23 Office of the Secretary of Administration and Finance

24 1599-4305 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
25 salary adjustments and other economic benefits authorized by the collective bargaining
26 agreement between the Barnstable county sheriff's department and the International Brotherhood
27 of Correctional Officers, Local 217 (Radio Technicians), and to meet the fiscal year 2010 and
28 fiscal year 2011 costs of salary adjustments and other economic benefits necessary to provide
29 equal adjustments and benefits to employees employed in confidential positions which otherwise
30 would be covered by this agreement; provided, that the personnel administrator, with the
31 approval of the secretary of administration and finance, shall determine these adjustments and
32 benefits for the confidential employees in accordance with the collective bargaining agreement
33 then in effect which otherwise would cover these positions; provided further, that the secretary
34 may transfer from the sum appropriated in this item to other items of appropriation and

35 allocations thereof for fiscal year 2010 and fiscal year 2011 amounts that are necessary to meet
36 these costs where the amounts otherwise available are insufficient for the purpose, in accordance
37 with a transfer plan which shall be filed in advance with the house and senate committees on
38 ways and means; and provided further, that any unexpended funds from this item shall not revert
39 and shall be made available for expenditure until June 30, 2011 \$18,482

40 1599-4310 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
41 salary adjustments and other economic benefits authorized by the collective bargaining
42 agreement between the Bristol county sheriff's department and the National Association of
43 Government Employees, Local RI 163, Units A and C, and to meet the fiscal year 2010 and
44 fiscal year 2011 costs of salary adjustments and other economic benefits necessary to provide
45 equal adjustments and benefits to employees employed in confidential positions which otherwise
46 would be covered by this agreement; provided, that the personnel administrator, with the
47 approval of the secretary of administration and finance, shall determine these adjustments and
48 benefits for the confidential employees in accordance with the collective bargaining agreement
49 then in effect which otherwise would cover these positions; provided further, that the secretary
50 may transfer from the sum appropriated in this item to other items of appropriation and
51 allocations thereof for fiscal year 2010 and fiscal year 2011 amounts that are necessary to meet
52 these costs where the amounts otherwise available are insufficient for the purpose, in accordance
53 with a transfer plan which shall be filed in advance with the house and senate committees on
54 ways and means; and provided further, that any unexpended funds from this item shall not revert
55 and shall be made available for expenditure until June 30, 2011 \$39,446

56 1599-4313 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
57 salary adjustments and other economic benefits authorized by the collective bargaining

58 agreement between the Bristol county sheriff's department and the National Correctional
59 Employees Union, Unit B, and to meet the fiscal year 2010 and fiscal year 2011 costs of salary
60 adjustments and other economic benefits necessary to provide equal adjustments and benefits to
61 employees employed in confidential positions which otherwise would be covered by this
62 agreement; provided, that the personnel administrator, with the approval of the secretary of
63 administration and finance, shall determine these adjustments and benefits for the confidential
64 employees in accordance with the collective bargaining agreement then in effect which otherwise
65 would cover these positions; provided further, that the secretary may transfer from the sum
66 appropriated in this item to other items of appropriation and allocations thereof for fiscal year
67 2010 and fiscal year 2011 amounts that are necessary to meet these costs where the amounts
68 otherwise available are insufficient for the purpose, in accordance with a transfer plan which
69 shall be filed in advance with the house and senate committees on ways and means; and provided
70 further, that any unexpended funds from this item shall not revert and shall be made available for
71 expenditure until June 30, 2011 \$12,458

72 1599-4314 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
73 salary adjustments and other economic benefits authorized by the collective bargaining
74 agreement between the Franklin county sheriff's department and the Non-Unit Employees'
75 Association/NCEU, and to meet the fiscal year 2010 and fiscal year 2011 costs of salary
76 adjustments and other economic benefits necessary to provide equal adjustments and benefits to
77 employees employed in confidential positions which otherwise would be covered by this
78 agreement; provided, that the personnel administrator, with the approval of the secretary of
79 administration and finance, shall determine these adjustments and benefits for the confidential
80 employees in accordance with the collective bargaining agreement then in effect which otherwise

81 would cover these positions; provided further, that the secretary may transfer from the sum
82 appropriated in this item to other items of appropriation and allocations thereof for fiscal year
83 2010 and fiscal year 2011 amounts that are necessary to meet these costs where the amounts
84 otherwise available are insufficient for the purpose, in accordance with a transfer plan which
85 shall be filed in advance with the house and senate committees on ways and means; and provided
86 further, that any unexpended funds from this item shall not revert and shall be made available for
87 expenditure until June 30, 2011 \$64,741

88 1599-4315 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
89 salary adjustments and other economic benefits authorized by the collective bargaining
90 agreement between the Franklin county sheriff's department and the National Correctional
91 Employees Union, and to meet the fiscal year 2010 and fiscal year 2011 costs of salary
92 adjustments and other economic benefits necessary to provide equal adjustments and benefits to
93 employees employed in confidential positions which otherwise would be covered by this
94 agreement; provided, that the personnel administrator, with the approval of the secretary of
95 administration and finance, shall determine these adjustments and benefits for the confidential
96 employees in accordance with the collective bargaining agreement then in effect which otherwise
97 would cover these positions; provided further, that the secretary may transfer from the sum
98 appropriated in this item to other items of appropriation and allocations thereof for fiscal year
99 2010 and fiscal year 2011 amounts that are necessary to meet these costs where the amounts
100 otherwise available are insufficient for the purpose, in accordance with a transfer plan which
101 shall be filed in advance with the house and senate committees on ways and means; and provided
102 further, that any unexpended funds from this item shall not revert and shall be made available for
103 expenditure until June 30, 2011 \$71,739

104 1599-4319 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
105 salary adjustments and other economic benefits authorized by the collective bargaining
106 agreement between the Hampshire county sheriff's department and the Non-Uniformed
107 Correctional Officers Association, and to meet the fiscal year 2010 and fiscal year 2011 costs of
108 salary adjustments and other economic benefits necessary to provide equal adjustments and
109 benefits to employees employed in confidential positions which otherwise would be covered by
110 this agreement; provided, that the personnel administrator, with the approval of the secretary of
111 administration and finance, shall determine these adjustments and benefits for the confidential
112 employees in accordance with the collective bargaining agreement then in effect which otherwise
113 would cover these positions; provided further, that the secretary may transfer from the sum
114 appropriated in this item to other items of appropriation and allocations thereof for fiscal year
115 2010 and fiscal year 2011 amounts that are necessary to meet these costs where the amounts
116 otherwise available are insufficient for the purpose, in accordance with a transfer plan which
117 shall be filed in advance with the house and senate committees on ways and means; and provided
118 further, that any unexpended funds from this item shall not revert and shall be made available for
119 expenditure until June 30, 2011 \$36,329

120 1599-4320 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
121 salary adjustments and other economic benefits authorized by the collective bargaining
122 agreement between the Hampshire county sheriff's department and the Superior Officers
123 Association, and to meet the fiscal year 2010 and fiscal year 2011 costs of salary adjustments
124 and other economic benefits necessary to provide equal adjustments and benefits to employees
125 employed in confidential positions which otherwise would be covered by this agreement;
126 provided, that the personnel administrator, with the approval of the secretary of administration

127 and finance, shall determine these adjustments and benefits for the confidential employees in
128 accordance with the collective bargaining agreement then in effect which otherwise would cover
129 these positions; provided further, that the secretary may transfer from the sum appropriated in
130 this item to other items of appropriation and allocations thereof for fiscal year 2010 and fiscal
131 year 2011 amounts that are necessary to meet these costs where the amounts otherwise available
132 are insufficient for the purpose, in accordance with a transfer plan which shall be filed in
133 advance with the house and senate committees on ways and means; and provided further, that
134 any unexpended funds from this item shall not revert and shall be made available for expenditure
135 until June 30, 2011 \$13,494

136 1599-4321 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
137 salary adjustments and other economic benefits authorized by the collective bargaining
138 agreement between the Hampshire county sheriff's department and the Sheriff's Office
139 Treatment Association, Local 1459, and to meet the fiscal year 2010 and fiscal year 2011 costs
140 of salary adjustments and other economic benefits necessary to provide equal adjustments and
141 benefits to employees employed in confidential positions which otherwise would be covered by
142 this agreement; provided, that the personnel administrator, with the approval of the secretary of
143 administration and finance, shall determine these adjustments and benefits for the confidential
144 employees in accordance with the collective bargaining agreement then in effect which otherwise
145 would cover these positions; provided further, that the secretary may transfer from the sum
146 appropriated in this item to other items of appropriation and allocations thereof for fiscal year
147 2010 and fiscal year 2011 amounts that are necessary to meet these costs where the amounts
148 otherwise available are insufficient for the purpose, in accordance with a transfer plan which
149 shall be filed in advance with the house and senate committees on ways and means; and provided

150 further, that any unexpended funds from this item shall not revert and shall be made available for
151 expenditure until June 30, 2011 \$9,713

152 1599-4322 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
153 salary adjustments and other economic benefits authorized by the collective bargaining
154 agreement between the Middlesex county sheriff's department and the New England Police
155 Benevolent Association/AFL-CIO, Local 500, and to meet the fiscal year 2010 and fiscal year
156 2011 costs of salary adjustments and other economic benefits necessary to provide equal
157 adjustments and benefits to employees employed in confidential positions which otherwise
158 would be covered by this agreement; provided, that the personnel administrator, with the
159 approval of the secretary of administration and finance, shall determine these adjustments and
160 benefits for the confidential employees in accordance with the collective bargaining agreement
161 then in effect which otherwise would cover these positions; provided further, that the secretary
162 may transfer from the sum appropriated in this item to other items of appropriation and
163 allocations thereof for fiscal year 2010 and fiscal year 2011 amounts that are necessary to meet
164 these costs where the amounts otherwise available are insufficient for the purpose, in accordance
165 with a transfer plan which shall be filed in advance with the house and senate committees on
166 ways and means; and provided further, that any unexpended funds from this item shall not revert
167 and shall be made available for expenditure until June 30, 2011 \$235,177

168 1599-4323 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
169 salary adjustments and other economic benefits authorized by the collective bargaining
170 agreement between the Middlesex county sheriff's department and the Superior Officers
171 Association, and to meet the fiscal year 2010 and fiscal year 2011 costs of salary adjustments
172 and other economic benefits necessary to provide equal adjustments and benefits to employees

173 employed in confidential positions which otherwise would be covered by this agreement;
174 provided, that the personnel administrator, with the approval of the secretary of administration
175 and finance, shall determine these adjustments and benefits for the confidential employees in
176 accordance with the collective bargaining agreement then in effect which otherwise would cover
177 these positions; provided further, that the secretary may transfer from the sum appropriated in
178 this item to other items of appropriation and allocations thereof for fiscal year 2010 and fiscal
179 year 2011 amounts that are necessary to meet these costs where the amounts otherwise available
180 are insufficient for the purpose, in accordance with a transfer plan which shall be filed in
181 advance with the house and senate committees on ways and means; and provided further, that
182 any unexpended funds from this item shall not revert and shall be made available for expenditure
183 until June 30, 2011 \$51,679

184 1599-4324 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
185 salary adjustments and other economic benefits authorized by the collective bargaining
186 agreement between the Middlesex county sheriff's department and the Teamsters Local 122, and
187 to meet the fiscal year 2010 and fiscal year 2011 costs of salary adjustments and other economic
188 benefits necessary to provide equal adjustments and benefits to employees employed in
189 confidential positions which otherwise would be covered by this agreement; provided, that the
190 personnel administrator, with the approval of the secretary of administration and finance, shall
191 determine these adjustments and benefits for the confidential employees in accordance with the
192 collective bargaining agreement then in effect which otherwise would cover these positions;
193 provided further, that the secretary may transfer from the sum appropriated in this item to other
194 items of appropriation and allocations thereof for fiscal year 2010 and fiscal year 2011 amounts
195 that are necessary to meet these costs where the amounts otherwise available are insufficient for

196 the purpose, in accordance with a transfer plan which shall be filed in advance with the house
197 and senate committees on ways and means; and provided further, that any unexpended funds
198 from this item shall not revert and shall be made available for expenditure until June 30, 2011
199 \$5,032

200 1599-4325 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
201 salary adjustments and other economic benefits authorized by the collective bargaining
202 agreement between the Norfolk county sheriff's department and the National Association of
203 Government Employees, RI-202, and to meet the fiscal year 2010 and fiscal year 2011 costs of
204 salary adjustments and other economic benefits necessary to provide equal adjustments and
205 benefits to employees employed in confidential positions which otherwise would be covered by
206 this agreement; provided, that the personnel administrator, with the approval of the secretary of
207 administration and finance, shall determine these adjustments and benefits for the confidential
208 employees in accordance with the collective bargaining agreement then in effect which otherwise
209 would cover these positions; provided further, that the secretary may transfer from the sum
210 appropriated in this item to other items of appropriation and allocations thereof for fiscal year
211 2010 and fiscal year 2011 amounts that are necessary to meet these costs where the amounts
212 otherwise available are insufficient for the purpose, in accordance with a transfer plan which
213 shall be filed in advance with the house and senate committees on ways and means; and provided
214 further, that any unexpended funds from this item shall not revert and shall be made available for
215 expenditure until June 30, 2011 \$25,026

216 1599-4327 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
217 salary adjustments and other economic benefits authorized by the collective bargaining
218 agreement between the Norfolk county sheriff's department and the National Association of

219 Government Employees, Local 296, and to meet the fiscal year 2010 and fiscal year 2011 costs
220 of salary adjustments and other economic benefits necessary to provide equal adjustments and
221 benefits to employees employed in confidential positions which otherwise would be covered by
222 this agreement; provided, that the personnel administrator, with the approval of the secretary of
223 administration and finance, shall determine these adjustments and benefits for the confidential
224 employees in accordance with the collective bargaining agreement then in effect which otherwise
225 would cover these positions; provided further, that the secretary may transfer from the sum
226 appropriated in this item to other items of appropriation and allocations thereof for fiscal year
227 2010 and fiscal year 2011 amounts that are necessary to meet these costs where the amounts
228 otherwise available are insufficient for the purpose, in accordance with a transfer plan which
229 shall be filed in advance with the house and senate committees on ways and means; and provided
230 further, that any unexpended funds from this item shall not revert and shall be made available for
231 expenditure until June 30, 2011 \$28,888

232 1599-4333 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
233 salary adjustments and other economic benefits authorized by the collective bargaining
234 agreement between the Suffolk county sheriff's department and the National Association of
235 Government Employees, Local 298, and to meet the fiscal year 2010 and fiscal year 2011 costs
236 of salary adjustments and other economic benefits necessary to provide equal adjustments and
237 benefits to employees employed in confidential positions which otherwise would be covered by
238 this agreement; provided, that the personnel administrator, with the approval of the secretary of
239 administration and finance, shall determine these adjustments and benefits for the confidential
240 employees in accordance with the collective bargaining agreement then in effect which otherwise
241 would cover these positions; provided further, that the secretary may transfer from the sum

242 appropriated in this item to other items of appropriation and allocations thereof for fiscal year
243 2010 and fiscal year 2011 amounts that are necessary to meet these costs where the amounts
244 otherwise available are insufficient for the purpose, in accordance with a transfer plan which
245 shall be filed in advance with the house and senate committees on ways and means; and provided
246 further, that any unexpended funds from this item shall not revert and shall be made available for
247 expenditure until June 30, 2011 \$57,708

248 1599-4340 For a reserve to meet the fiscal year 2010 and fiscal year 2011 and fiscal
249 year 2011 costs of salary adjustments and other economic benefits authorized by the collective
250 bargaining agreement between the Berkshire county sheriff's department and the International
251 Union of Electronic, Electrical, Salaried, Machine and Furniture Workers - Communications
252 Workers of America, and to meet the fiscal year 2010 and fiscal year 2011 costs of salary
253 adjustments and other economic benefits necessary to provide equal adjustments and benefits to
254 employees employed in confidential positions which otherwise would be covered by this
255 agreement; provided, that the personnel administrator, with the approval of the secretary of
256 administration and finance, shall determine these adjustments and benefits for the confidential
257 employees in accordance with the collective bargaining agreement then in effect which otherwise
258 would cover these positions; provided further, that the secretary may transfer from the sum
259 appropriated in this item to other items of appropriation and allocations thereof for fiscal years
260 2010 and 2011 amounts that are necessary to meet these costs where the amounts otherwise
261 available are insufficient for the purpose, in accordance with a transfer plan which shall be filed
262 in advance with the house and senate committees on ways and means; and provided further, that
263 any unexpended funds from this item shall not revert and shall be made available for expenditure
264 until June 30, 2011 \$2,809

265 1599-4360 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
266 salary adjustments and other economic benefits authorized by the collective bargaining
267 agreement between the Franklin county sheriff’s department and the Franklin Captains NCEU,
268 and to meet the fiscal year 2010 and fiscal year 2011 costs of salary adjustments and other
269 economic benefits necessary to provide equal adjustments and benefits to employees employed
270 in confidential positions which otherwise would be covered by this agreement; provided, that the
271 personnel administrator, with the approval of the secretary of administration and finance, shall
272 determine these adjustments and benefits for the confidential employees in accordance with the
273 collective bargaining agreement then in effect which otherwise would cover these positions;
274 provided further, that the secretary may transfer from the sum appropriated in this item to other
275 items of appropriation and allocations thereof for fiscal year 2010 and fiscal year 2011 amounts
276 that are necessary to meet these costs where the amounts otherwise available are insufficient for
277 the purpose, in accordance with a transfer plan which shall be filed in advance with the house
278 and senate committees on ways and means; and provided further, that any unexpended funds
279 from this item shall not revert and shall be made available for expenditure until June 30, 2011
280 \$10,775

281 1599-4361 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
282 salary adjustments and other economic benefits authorized by the collective bargaining
283 agreement between the Hampshire county sheriff’s department and the Hampshire Correction
284 Officers NCEU, and to meet the fiscal year 2010 and fiscal year 2011 costs of salary adjustments
285 and other economic benefits necessary to provide equal adjustments and benefits to employees
286 employed in confidential positions which otherwise would be covered by this agreement;
287 provided, that the personnel administrator, with the approval of the secretary of administration

288 and finance, shall determine these adjustments and benefits for the confidential employees in
289 accordance with the collective bargaining agreement then in effect which otherwise would cover
290 these positions; provided further, that the secretary may transfer from the sum appropriated in
291 this item to other items of appropriation and allocations thereof for fiscal year 2010 and fiscal
292 year 2011 amounts that are necessary to meet these costs where the amounts otherwise available
293 are insufficient for the purpose, in accordance with a transfer plan which shall be filed in
294 advance with the house and senate committees on ways and means; and provided further, that
295 any unexpended funds from this item shall not revert and shall be made available for expenditure
296 until June 30, 2011 \$42,876

297 1599-4362 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
298 salary adjustments and other economic benefits authorized by the collective bargaining
299 agreement between the Bristol county sheriff's department and the Bristol K-9 Unit/NCEU, and
300 to meet the fiscal year 2010 and fiscal year 2011 costs of salary adjustments and other economic
301 benefits necessary to provide equal adjustments and benefits to employees employed in
302 confidential positions which otherwise would be covered by this agreement; provided, that the
303 personnel administrator, with the approval of the secretary of administration and finance, shall
304 determine these adjustments and benefits for the confidential employees in accordance with the
305 collective bargaining agreement then in effect which otherwise would cover these positions;
306 provided further, that the secretary may transfer from the sum appropriated in this item to other
307 items of appropriation and allocations thereof for fiscal year 2010 and fiscal year 2011 amounts
308 that are necessary to meet these costs where the amounts otherwise available are insufficient for
309 the purpose, in accordance with a transfer plan which shall be filed in advance with the house
310 and senate committees on ways and means; and provided further, that any unexpended funds

311 from this item shall not revert and shall be made available for expenditure until June 30, 2011
312 \$3,469

313 1599-4400 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
314 salary adjustments and other economic benefits authorized by the collective bargaining
315 agreement between the University of Massachusetts and the International Brotherhood of Police
316 Officers, Local 432 (A&B Units) (Unit A06), for the Amherst campus, and to meet the fiscal
317 year 2010 and fiscal year 2011 costs of salary adjustments and other economic benefits necessary
318 to provide equal adjustments and benefits to employees employed in confidential positions which
319 otherwise would be covered by this agreement; provided, that the personnel administrator, with
320 the approval of the secretary of administration and finance, shall determine these adjustments
321 and benefits for the confidential employees in accordance with the collective bargaining
322 agreement then in effect which otherwise would cover these positions; provided further, that the
323 secretary may transfer from the sum appropriated in this item to other items of appropriation and
324 allocations thereof for fiscal year 2010 and fiscal year 2011 amounts that are necessary to meet
325 these costs where the amounts otherwise available are insufficient for the purpose, in accordance
326 with a transfer plan which shall be filed in advance with the house and senate committees on
327 ways and means; and provided further, that any unexpended funds from this item shall not revert
328 and shall be made available for expenditure until June 30, 2011 \$34,560

329 1599-4401 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
330 salary adjustments and other economic benefits authorized by the collective bargaining
331 agreement between the University of Massachusetts and the University Staff
332 Association/MTA/NEA (Unit A08), for the Amherst campus, and to meet the fiscal year 2010
333 and fiscal year 2011 costs of salary adjustments and other economic benefits necessary to

334 provide equal adjustments and benefits to employees employed in confidential positions which
335 otherwise would be covered by this agreement; provided, that the personnel administrator, with
336 the approval of the secretary of administration and finance, shall determine these adjustments
337 and benefits for the confidential employees in accordance with the collective bargaining
338 agreement then in effect which otherwise would cover these positions; provided further, that the
339 secretary may transfer from the sum appropriated in this item to other items of appropriation and
340 allocations thereof for fiscal year 2010 and fiscal year 2011 amounts that are necessary to meet
341 these costs where the amounts otherwise available are insufficient for the purpose, in accordance
342 with a transfer plan which shall be filed in advance with the house and senate committees on
343 ways and means; and provided further, that any unexpended funds from this item shall not revert
344 and shall be made available for expenditure until June 30, 2011 \$284,512

345 1599-4402 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
346 salary adjustments and other economic benefits authorized by the collective bargaining
347 agreement between the University of Massachusetts and the Non-Exempt Supervisors Unit, Unit
348 B/MTA/NEA (Unit A15) , for the Amherst campus, and to meet the fiscal year 2010 and fiscal
349 year 2011 costs of salary adjustments and other economic benefits necessary to provide equal
350 adjustments and benefits to employees employed in confidential positions which otherwise
351 would be covered by this agreement; provided, that the personnel administrator, with the
352 approval of the secretary of administration and finance, shall determine these adjustments and
353 benefits for the confidential employees in accordance with the collective bargaining agreement
354 then in effect which otherwise would cover these positions; provided further, that the secretary
355 may transfer from the sum appropriated in this item to other items of appropriation and
356 allocations thereof for fiscal year 2010 and fiscal year 2011 amounts that are necessary to meet

357 these costs where the amounts otherwise available are insufficient for the purpose, in accordance
358 with a transfer plan which shall be filed in advance with the house and senate committees on
359 ways and means; and provided further, that any unexpended funds from this item shall not revert
360 and shall be made available for expenditure until June 30, 2011 \$19,667

361 1599-4403 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
362 salary adjustments and other economic benefits authorized by the collective bargaining
363 agreement between the University of Massachusetts and the Massachusetts Society of
364 Professors/Faculty Staff Union/MTA/NEA (Units A50 and B40), for the Amherst and Boston
365 campuses, and to meet the fiscal year 2010 and fiscal year 2011 costs of salary adjustments and
366 other economic benefits necessary to provide equal adjustments and benefits to employees
367 employed in confidential positions which otherwise would be covered by this agreement;
368 provided, that the personnel administrator, with the approval of the secretary of administration
369 and finance, shall determine these adjustments and benefits for the confidential employees in
370 accordance with the collective bargaining agreement then in effect which otherwise would cover
371 these positions; provided further, that the secretary may transfer from the sum appropriated in
372 this item to other items of appropriation and allocations thereof for fiscal year 2010 and fiscal
373 year 2011 amounts that are necessary to meet these costs where the amounts otherwise available
374 are insufficient for the purpose, in accordance with a transfer plan which shall be filed in
375 advance with the house and senate committees on ways and means; and provided further, that
376 any unexpended funds from this item shall not revert and shall be made available for expenditure
377 until June 30, 2011 \$1,368,521

378 1599-4404 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
379 salary adjustments and other economic benefits authorized by the collective bargaining

380 agreement between the University of Massachusetts and the Professional Staff Union/MTA/NEA
381 (Units A52 and B42), for the Amherst and Boston campuses, and to meet the fiscal year 2010
382 and fiscal year 2011 costs of salary adjustments and other economic benefits necessary to
383 provide equal adjustments and benefits to employees employed in confidential positions which
384 otherwise would be covered by this agreement; provided, that the personnel administrator, with
385 the approval of the secretary of administration and finance, shall determine these adjustments
386 and benefits for the confidential employees in accordance with the collective bargaining
387 agreement then in effect which otherwise would cover these positions; provided further, that the
388 secretary may transfer from the sum appropriated in this item to other items of appropriation and
389 allocations thereof for fiscal year 2010 and fiscal year 2011 amounts that are necessary to meet
390 these costs where the amounts otherwise available are insufficient for the purpose, in accordance
391 with a transfer plan which shall be filed in advance with the house and senate committees on
392 ways and means; and provided further, that any unexpended funds from this item shall not revert
393 and shall be made available for expenditure until June 30, 2011 \$1,397,337

394 1599-4405 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
395 salary adjustments and other economic benefits authorized by the collective bargaining
396 agreement between the University of Massachusetts and the Classified Staff Union/MTA/NEA
397 (Units B31 and B32), for the Boston campus, and to meet the fiscal year 2010 and fiscal year
398 2011 costs of salary adjustments and other economic benefits necessary to provide equal
399 adjustments and benefits to employees employed in confidential positions which otherwise
400 would be covered by this agreement; provided, that the personnel administrator, with the
401 approval of the secretary of administration and finance, shall determine these adjustments and
402 benefits for the confidential employees in accordance with the collective bargaining agreement

403 then in effect which otherwise would cover these positions; provided further, that the secretary
404 may transfer from the sum appropriated in this item to other items of appropriation and
405 allocations thereof for fiscal year 2010 and fiscal year 2011 amounts that are necessary to meet
406 these costs where the amounts otherwise available are insufficient for the purpose, in accordance
407 with a transfer plan which shall be filed in advance with the house and senate committees on
408 ways and means; and provided further, that any unexpended funds from this item shall not revert
409 and shall be made available for expenditure until June 30, 2011 \$179,382

410 1599-4407 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
411 salary adjustments and other economic benefits authorized by the collective bargaining
412 agreement between the University of Massachusetts and the International Brotherhood of
413 Teamsters, Local 25 (Unit B33), for the Boston campus, and to meet the fiscal year 2010 and
414 fiscal year 2011 costs of salary adjustments and other economic benefits necessary to provide
415 equal adjustments and benefits to employees employed in confidential positions which otherwise
416 would be covered by this agreement; provided, that the personnel administrator, with the
417 approval of the secretary of administration and finance, shall determine these adjustments and
418 benefits for the confidential employees in accordance with the collective bargaining agreement
419 then in effect which otherwise would cover these positions; provided further, that the secretary
420 may transfer from the sum appropriated in this item to other items of appropriation and
421 allocations thereof for fiscal year 2010 and fiscal year 2011 amounts that are necessary to meet
422 these costs where the amounts otherwise available are insufficient for the purpose, in accordance
423 with a transfer plan which shall be filed in advance with the house and senate committees on
424 ways and means; and provided further, that any unexpended funds from this item shall not revert
425 and shall be made available for expenditure until June 30, 2011 \$8,574

426 1599-4409 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
427 salary adjustments and other economic benefits authorized by the collective bargaining
428 agreement between the University of Massachusetts and the American Federation of State,
429 County and Municipal Employees, Local 507, AFL-CIO (Unit D82), for the Dartmouth campus,
430 and to meet the fiscal year 2010 and fiscal year 2011 costs of salary adjustments and other
431 economic benefits necessary to provide equal adjustments and benefits to employees employed
432 in confidential positions which otherwise would be covered by this agreement; provided, that the
433 personnel administrator, with the approval of the secretary of administration and finance, shall
434 determine these adjustments and benefits for the confidential employees in accordance with the
435 collective bargaining agreement then in effect which otherwise would cover these positions;
436 provided further, that the secretary may transfer from the sum appropriated in this item to other
437 items of appropriation and allocations thereof for fiscal year 2010 and fiscal year 2011 amounts
438 that are necessary to meet these costs where the amounts otherwise available are insufficient for
439 the purpose, in accordance with a transfer plan which shall be filed in advance with the house
440 and senate committees on ways and means; and provided further, that any unexpended funds
441 from this item shall not revert and shall be made available for expenditure until June 30, 2011
442 \$66,590

443 1599-4410 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of salary
444 adjustments and other economic benefits authorized by the collective bargaining agreement
445 between the University of Massachusetts and the International Brotherhood of Police Officers,
446 for the Dartmouth campus, and to meet the fiscal year 2010 and fiscal year 2011 costs of salary
447 adjustments and other economic benefits necessary to provide equal adjustments and benefits to
448 employees employed in confidential positions which otherwise would be covered by this

449 agreement; provided, that the personnel administrator, with the approval of the secretary of
450 administration and finance, shall determine these adjustments and benefits for the confidential
451 employees in accordance with the collective bargaining agreement then in effect which otherwise
452 would cover these positions; provided further, that the secretary may transfer from the sum
453 appropriated in this item to other items of appropriation and allocations thereof for fiscal year
454 2010 and fiscal year 2011 amounts that are necessary to meet these costs where the amounts
455 otherwise available are insufficient for the purpose, in accordance with a transfer plan which
456 shall be filed in advance with the house and senate committees on ways and means; and provided
457 further, that any unexpended funds from this item shall not revert and shall be made available for
458 expenditure until June 30, 2011..... \$14,234

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

472 the purpose, in accordance with a transfer plan which shall be filed in advance with the house
473 and senate committees on ways and means; and provided further, that any unexpended funds
474 from this item shall not revert and shall be made available for expenditure until June 30, 2011
475 \$145,171

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

492 1599-4413 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
493 salary adjustments and other economic benefits authorized by the collective bargaining
494 agreement between the University of Massachusetts and the MTA/NEA Clerical/Technical Unit

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

508 1599-4414 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
509 salary adjustments and other economic benefits authorized by the collective bargaining
510 agreement between the University of Massachusetts and the MTA/NEA Maintenance/Trades
511 Unit (Unit L93) , for the Lowell campus, and to meet the fiscal year 2010 and fiscal year 2011
512 costs of salary adjustments and other economic benefits necessary to provide equal adjustments
513 and benefits to employees employed in confidential positions which otherwise would be covered
514 by this agreement; provided, that the personnel administrator, with the approval of the secretary
515 of administration and finance, shall determine these adjustments and benefits for the confidential
516 employees in accordance with the collective bargaining agreement then in effect which otherwise
517 would cover these positions; provided further, that the secretary may transfer from the sum

518 appropriated in this item to other items of appropriation and allocations thereof for fiscal year
519 2010 and fiscal year 2011 amounts that are necessary to meet these costs where the amounts
520 otherwise available are insufficient for the purpose, in accordance with a transfer plan which
521 shall be filed in advance with the house and senate committees on ways and means; and provided
522 further, that any unexpended funds from this item shall not revert and shall be made available for
523 expenditure until June 30, 2011 \$36,333

524 1599-4415 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of salary
525 adjustments and other economic benefits authorized by the collective bargaining agreement
526 between the University of Massachusetts and the International Association of University Police
527 Officers for the Lowell campus, and to meet the fiscal year 2010 and fiscal year 2011 costs of
528 salary adjustments and other economic benefits necessary to provide equal adjustments and
529 benefits to employees employed in confidential positions which otherwise would be covered by
530 this agreement; provided, that the personnel administrator, with the approval of the secretary of
531 administration and finance, shall determine these adjustments and benefits for the confidential
532 employees in accordance with the collective bargaining agreement then in effect which otherwise
533 would cover these positions; provided further, that the secretary may transfer from the sum
534 appropriated in this item to other items of appropriation and allocations thereof for fiscal year
535 2010 and fiscal year 2011 amounts that are necessary to meet these costs where the amounts
536 otherwise available are insufficient for the purpose, in accordance with a transfer plan which
537 shall be filed in advance with the house and senate committees on ways and means; and provided
538 further, that any unexpended funds from this item shall not revert and shall be made available for
539 expenditure until June 30, 2011.....\$263,733

540 1599-4416 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
541 salary adjustments and other economic benefits authorized by the collective bargaining
542 agreement between the University of Massachusetts and the Service Employees International
543 Union, Local 888 (Unit L95), for the Lowell campus, and to meet the fiscal year 2010 and fiscal
544 year 2011 costs of salary adjustments and other economic benefits necessary to provide equal
545 adjustments and benefits to employees employed in confidential positions which otherwise
546 would be covered by this agreement; provided, that the personnel administrator, with the
547 approval of the secretary of administration and finance, shall determine these adjustments and
548 benefits for the confidential employees in accordance with the collective bargaining agreement
549 then in effect which otherwise would cover these positions; provided further, that the secretary
550 may transfer from the sum appropriated in this item to other items of appropriation and
551 allocations thereof for fiscal year 2010 and fiscal year 2011 amounts that are necessary to meet
552 these costs where the amounts otherwise available are insufficient for the purpose, in accordance
553 with a transfer plan which shall be filed in advance with the house and senate committees on
554 ways and means; and provided further, that any unexpended funds from this item shall not revert
555 and shall be made available for expenditure until June 30, 2011 \$369,034

556 1599-4419 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of salary
557 adjustments and other economic benefits authorized by the collective bargaining agreement
558 between the Board of Higher Education and the Association of Federal, State, County and
559 Municipal Employees, Council 93, Local 1067, and to meet the fiscal year 2010 and fiscal year
560 2011 costs of salary adjustments and other economic benefits necessary to provide equal
561 adjustments and benefits to employees employed in confidential positions which otherwise
562 would be covered by this agreement; provided, that the personnel administrator, with the

563 approval of the secretary of administration and finance, shall determine these adjustments and
564 benefits for the confidential employees in accordance with the collective bargaining agreement
565 then in effect which otherwise would cover these positions; provided further, that the secretary
566 may transfer from the sum appropriated in this item to other items of appropriation and
567 allocations thereof for fiscal year 2010 and fiscal year 2011 amounts that are necessary to meet
568 these costs where the amounts otherwise available are insufficient for the purpose, in accordance
569 with a transfer plan which shall be filed in advance with the house and senate committees on
570 ways and means; and provided further, that any unexpended funds from this item shall not revert
571 and shall be made available for expenditure until June 30, 2011.....\$1,174,149

572 1599-4420 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
573 salary adjustments and other economic benefits authorized by the collective bargaining
574 agreement between the Board of Higher Education and the Massachusetts Teachers
575 Association/National Education Association Associated Professional Administrators, and to meet
576 the fiscal year 2010 and fiscal year 2011 costs of salary adjustments and other economic benefits
577 necessary to provide equal adjustments and benefits to employees employed in confidential
578 positions which otherwise would be covered by this agreement; provided, that the personnel
579 administrator, with the approval of the secretary of administration and finance, shall determine
580 these adjustments and benefits for the confidential employees in accordance with the collective
581 bargaining agreement then in effect which otherwise would cover these positions; provided
582 further, that the secretary may transfer from the sum appropriated in this item to other items of
583 appropriation and allocations thereof for fiscal year 2010 and fiscal year 2011 amounts that are
584 necessary to meet these costs where the amounts otherwise available are insufficient for the
585 purpose, in accordance with a transfer plan which shall be filed in advance with the house and

586 senate committees on ways and means; and provided further, that any unexpended funds from
587 this item shall not revert and shall be made available for expenditure until June 30, 2011

588 \$1,967,273

589 1599-4421 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of salary
590 adjustments and other economic benefits authorized by the collective bargaining agreement
591 between the Board of Higher Education and the Massachusetts Teachers Association/National
592 Education Association Associated Massachusetts Community Colleges Council, and to meet the
593 fiscal year 2010 and fiscal year 2011 costs of salary adjustments and other economic benefits
594 necessary to provide equal adjustments and benefits to employees employed in confidential
595 positions which otherwise would be covered by this agreement; provided, that the personnel
596 administrator, with the approval of the secretary of administration and finance, shall determine
597 these adjustments and benefits for the confidential employees in accordance with the collective
598 bargaining agreement then in effect which otherwise would cover these positions; provided
599 further, that the secretary may transfer from the sum appropriated in this item to other items of
600 appropriation and allocations thereof for fiscal year 2010 and fiscal year 2011 amounts that are
601 necessary to meet these costs where the amounts otherwise available are insufficient for the
602 purpose, in accordance with a transfer plan which shall be filed in advance with the house and
603 senate committees on ways and means; and provided further, that any unexpended funds from
604 this item shall not revert and shall be made available for expenditure until June 30,
605 2011.....\$28,841

606 1599-4422 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
607 salary adjustments and other economic benefits authorized by the collective bargaining
608 agreement between the Board of Higher Education and the Massachusetts Teachers

609 Association/National Education Association State College Faculty, and to meet the fiscal year
610 2010 and fiscal year 2011 costs of salary adjustments and other economic benefits necessary to
611 provide equal adjustments and benefits to employees employed in confidential positions which
612 otherwise would be covered by this agreement; provided, that the personnel administrator, with
613 the approval of the secretary of administration and finance, shall determine these adjustments
614 and benefits for the confidential employees in accordance with the collective bargaining
615 agreement then in effect which otherwise would cover these positions; provided further, that the
616 secretary may transfer from the sum appropriated in this item to other items of appropriation and
617 allocations thereof for fiscal year 2010 and fiscal year 2011 amounts that are necessary to meet
618 these costs where the amounts otherwise available are insufficient for the purpose, in accordance
619 with a transfer plan which shall be filed in advance with the house and senate committees on
620 ways and means; and provided further, that any unexpended funds from this item shall not revert
621 and shall be made available for expenditure until June 30, 2011 \$1,582,420

622 1599-4424 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
623 salary adjustments and other economic benefits authorized by the collective bargaining
624 agreement between the University of Massachusetts and the Dartmouth AFT/MFT Faculty &
625 Librarians, and to meet the fiscal year 2010 and fiscal year 2011 costs of salary adjustments and
626 other economic benefits necessary to provide equal adjustments and benefits to employees
627 employed in confidential positions which otherwise would be covered by this agreement;
628 provided, that the personnel administrator, with the approval of the secretary of administration
629 and finance, shall determine these adjustments and benefits for the confidential employees in
630 accordance with the collective bargaining agreement then in effect which otherwise would cover
631 these positions; provided further, that the secretary may transfer from the sum appropriated in

632 this item to other items of appropriation and allocations thereof for fiscal year 2010 and fiscal
633 year 2011 amounts that are necessary to meet these costs where the amounts otherwise available
634 are insufficient for the purpose, in accordance with a transfer plan which shall be filed in
635 advance with the house and senate committees on ways and means; and provided further, that
636 any unexpended funds from this item shall not revert and shall be made available for expenditure
637 until June 30, 2011 \$622,418

638 1599-4425 For a reserve to meet the fiscal year 2010 and fiscal year 2011 costs of
639 salary adjustments and other economic benefits authorized by the collective bargaining
640 agreement between the University of Massachusetts and the Dartmouth Maintenance & Trades
641 MFT, and to meet the fiscal year 2010 and fiscal year 2011 costs of salary adjustments and other
642 economic benefits necessary to provide equal adjustments and benefits to employees employed
643 in confidential positions which otherwise would be covered by this agreement; provided, that the
644 personnel administrator, with the approval of the secretary of administration and finance, shall
645 determine these adjustments and benefits for the confidential employees in accordance with the
646 collective bargaining agreement then in effect which otherwise would cover these positions;
647 provided further, that the secretary may transfer from the sum appropriated in this item to other
648 items of appropriation and allocations thereof for fiscal year 2010 and fiscal year 2011 amounts
649 that are necessary to meet these costs where the amounts otherwise available are insufficient for
650 the purpose, in accordance with a transfer plan which shall be filed in advance with the house
651 and senate committees on ways and means; and provided further, that any unexpended funds
652 from this item shall not revert and shall be made available for expenditure until June 30, 2011
653 \$33,232

654 EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS

655 Department of Fish and Game

656 2300-1011 For the department which may expend revenues in an amount not to
657 exceed \$200,000 from the administrative handling charge revenues received from electronic
658 transactions processed through its online licensing and registration systems under chapter 60 of
659 the acts of 2007; provided, that notwithstanding any general or special law to the contrary, for
660 the purpose of accommodating timing discrepancies between the receipt of revenues and related
661 expenditures, the commissioner may incur expenses and the comptroller may certify for payment
662 the amounts not to exceed the lower of this authorization or the most recent revenue estimate, as
663 reported in the state accounting system \$200,000

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

678 JUDICIARY
679 Appeals Court
680 0322-0100 \$130,000

681 OFFICE OF THE STATE COMPTROLLER

682 Office of the State Comptroller

683 1599-3384 \$4,000,000

684 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

685 Department of Revenue

686 1232-0200 \$230,905

687 Reserves

688 1599-4281 \$10,000

689 1599-4282 \$10,000

690 1599-4283 \$10,000

691 1599-4284 \$10,000

692 SECTION 2C.II. For the purpose of making available in fiscal year 2011 balances of
693 retained revenue and intragovernmental chargeback authorizations which otherwise would revert
694 on June 30, 2010, the unexpended balances of the authorizations listed below, not to exceed the
695 amount specified below for each item, are hereby re-authorized for the purposes of and subject to

696 the conditions stated for the corresponding item in section 2 or 2B of the general appropriation
697 act for fiscal year 2011; provided, however, that for items which do not appear in said section 2
698 or 2B of the general appropriation act, the amounts in this section are re-authorized for the
699 purposes of and subject to the conditions stated for the corresponding item in section 2, 2A, or
700 2B of this act or in prior appropriation acts. Amounts in this section are re-authorized from the
701 fund or funds designated for the corresponding item in section 2 or 2B of the general
702 appropriation act; provided, however, that for items which do not appear in said section 2 or 2B
703 of the general appropriation act, the amounts in this section are re-authorized from the fund or
704 funds designated for the corresponding item in said section 2, 2A, or 2B of this act or in prior
705 appropriation acts. The sums re-authorized in this section shall be in addition to any amounts
706 available for those purposes.

707 EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS

708 Department of Fish and Game

709 2300-1011 \$200,000

710 SECTION 3.

711 To provide for supplementing certain items in the general appropriation act and other
712 appropriation acts for fiscal year 2011, the sums set forth in section 3 are hereby appropriated
713 from the General Fund unless specifically designated otherwise in this act or in those
714 appropriation acts, for the several purposes and subject to the conditions specified in this act or
715 in those appropriation acts, and subject to the laws regulating the disbursement of public funds
716 for the fiscal year ending June 30, 2011. These sums shall be in addition to any amounts
717 previously appropriated and made available for the purposes of those items.

718	JUDICIARY	
719	Trial Court	
720	0330-0300.....	
721	\$300,000	
722	EXECUTIVE OFFICE OF ADMINISTRATION AND FINANCE	
723	Reserves	
724	1599-3234.....	\$337
725	1599-	
726	4704.....	\$4,300,000
727	EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS	
728	Office of the Secretary	
729	2000-	
730	0100.....	\$150,000
731	Department of Environmental Protection	
732	2200-	
733	0107.....	\$500,000
734	EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES	
735	Department of Transitional Assistance	

736	4403-	
737	2000.....	\$9,500,000
738	Department of Public Health	
739	4510-	
740	0616.....	\$528,233
741	4513-	
742	1020.....	\$1,600,000
743	Department of Children and Families	
744	4800-	
745	0015.....	\$725,342
746	4800-	
747	0025.....	\$253,077
748	EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY	
749	State Police	
750	8100-	
751	0000.....	\$3,500,000
752	Department of Correction	
753	8900-	
754	0001.....	\$10,000,000

755 SECTION 3A. To provide for certain unanticipated obligations of the commonwealth, to
756 provide for alterations of purpose for current appropriations, and to meet certain requirements of
757 law, the sums set forth in this section are hereby appropriated from the General Fund unless
758 specifically designated otherwise in this section, for the several purposes and subject to the
759 conditions specified in this section, and subject to the laws regulating the disbursement of public
760 funds for the fiscal year ending June 30, 2011. These sums shall be in addition to any amounts
761 previously appropriated and made available for the purposes of those items.

762 JUDICIARY Bristol District Attorney

763 0340-0902 For the costs associated with relocating to the new district court house in
764 Fall River \$75,000

765 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

766 Department of Revenue

767 1201-0130 For the department of revenue which may expend for the operation of the
768 department not more than \$22,730,000 from revenues collected by the additional auditors for an
769 enhanced audit program; provided, that the auditors shall: (1) discover and identify persons who
770 are delinquent either in the filing of tax returns or the payment of taxes due and payable to the
771 commonwealth; (2) obtain such delinquent returns; and (3) collect such delinquent taxes for
772 prior fiscal years; provided further, that notwithstanding any general or special law to the
773 contrary, for the purpose of accommodating timing discrepancies between the receipt of retained
774 revenues and related expenditures, the department may incur expenses and the comptroller may
775 certify for payment amounts not to exceed the lower of this authorization or the most recent
776 revenue estimate as reported in the state accounting system; and provided further, that the

777 department shall submit quarterly reports to the house and senate committees on ways and means
778 that shall include, but not be limited to, the following: (1) the amount of revenue produced from
779 these additional auditors; and (2) the amount of revenue produced by this item in fiscal years
780 2007, 2008, 2009 and 2010 \$22,730,000

781 Reserves

782 1599-6263 For a reserve for the purposes of eradication and control of mosquitoes to
783 prevent the spread of eastern equine encephalitis; provided, that the secretary of administration
784 and finance shall report on the expenditures from this account including, but not limited to, the
785 amount spent from this account during the fiscal year, the communities where spraying occurred
786 and the amount spent per community \$1,500,000

787 EXECUTIVE OFFICE OF EDUCATION

788 Department of Elementary and Secondary Education.

789 7027-0016 For matching grants for Jobs for Bay State Graduates, Inc., for school-to-
790 work programs; provided, that the board of elementary and secondary education shall establish
791 guidelines for such programs in consultation with the department of workforce development;
792 provided further, that any funds distributed from this item to cities, towns or regional school
793 districts shall be deposited with the treasurer of the city, town or regional school district and held
794 in a separate account and shall be expended by the school committee without further
795 appropriation, notwithstanding any general or special law to the contrary; provided further, that
796 each grant awarded herein shall be matched by the recipient from local, federal or private funds;
797 provided further, that the board of elementary and secondary education may determine the

798 percentage match required on an individual grant basis; and provided further, that no funds shall
799 be expended for personnel \$450,000

800 SECTION 4. Section 61 of chapter 10 of the General Laws is hereby amended by
801 striking out the figure “2010”, inserted by section 10 of chapter 120 of the acts of 2009, and
802 inserting in place thereof the following figure:- 2011.

803 SECTION 5. Section 1 of Chapter 90C of the General Laws is hereby amended by
804 inserting at the end of the definition of “police chief” the following:-

805 or the director of the office of environmental law enforcement within the executive office
806 of energy and environmental affairs.

807 SECTION 6. The first paragraph of paragraph (4) of subsection (A) of section 3 of
808 chapter 90C of the General Laws, inserted by section 57 of chapter 131 of the acts of 2010, is
809 hereby amended by adding the following words:- ; provided, however, that the registrar may
810 retain an amount not greater than \$100,000 annually for personnel costs associated with the
811 processing of the filing fees.

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

815 SECTION 8. Chapter 176D is hereby amended by inserting after section 3B the
816 following section:-

817 Section 3C. (a) As used in this section the following words shall, unless the context
818 clearly requires otherwise, have the following meanings:-

819 “Ambulance service provider”, a person or entity licensed by the department of public
820 health under section 6 of chapter 111C to establish or maintain an ambulance service.

821 “Ambulance services”, 1 or more of the services that an ambulance service provider is
822 authorized to render under its ambulance service license.

823 “Insurance contract”, a contract of or policy for insurance, motor vehicle insurance,
824 indemnity, medical or hospital service, dental or optometric, suretyship or annuity issued,
825 proposed for issuance or intended for issuance by an insurer.

826 “Insured”, an individual entitled to ambulance services benefits under an insurance
827 contract.

828 “Insurer”, a person as defined in section 1 of chapter 176D; a health maintenance
829 organization as defined in section 1 of chapter 176G; a non-profit hospital service corporation
830 organized under chapter 176A; an organization as defined in section 1 of chapter 176I that
831 participates in a preferred provider arrangement as defined in said section 1 of said chapter 176I;
832 a carrier offering a small group health insurance plan under chapter 176J; a company as defined
833 in section 1 chapter 175; an employee benefit trust; a self-insurance plan; and a company
834 authorized under section 113A of said chapter 175 to issue a motor vehicle liability policy, as
835 defined in section 34A of chapter 90.

836 (b) Notwithstanding any general or special law to the contrary, if an ambulance service
837 provider provides an ambulance service to an insured but is not an ambulance service provider
838 under contract to the insured’s insurer, the insured’s insurer shall pay the ambulance service
839 provider directly and promptly for the ambulance service rendered to the insured. The payment
840 shall be made to the ambulance service provider: (i) even if the insured’s insurance contract

841 prohibits the assignment of benefits thereunder, if the insured executes an assignment of benefits
842 to the ambulance service provider; or (ii) if the insured's insurance contract does not prohibit the
843 assignment of benefits thereunder, but the insured is either incapable or unable as a practical
844 matter to execute the assignment of benefits; or (iii) in connection with an insurance contract that
845 contains a prohibition against such assignment of benefits. An ambulance service provider shall
846 not be considered to have been paid for an ambulance service rendered to an insured, if the
847 insurer makes payment for the ambulance service to the insured. An ambulance service provider
848 shall have a right of action against an insurer that fails to make a payment to it pursuant to this
849 subsection.

850 SECTION 9. Section 144 of chapter 122 of the acts of 2006 is hereby amended by
851 striking out, in lines 4 to 6, inclusive, the words “; provided, however, that no waiver or
852 exemption shall be granted without the written approval of the secretary of administration and
853 finance.

854 SECTION 10. Item 6001-0884 of section 2C of chapter 303 of the acts of 2008, as
855 amended by section 37 of chapter 26 of the acts of 2009, is hereby further amended by inserting
856 after the last sentence, the following sentence;- ;provided further, that the amounts specified in
857 this item for a particular project may be adjusted to facilitate other projects relating to rail
858 improvement under said chapter 161C.

859 SECTION 11. Item 0330-0300 of section 2 of chapter 27 of the acts of 2009 is hereby
860 amended by adding the following words:- ; and provided further, that the unspent balance in this
861 item shall be available in fiscal year 2011 in addition to any amount previously appropriated
862 herein.

863 SECTION 12. Item 8100-0000 of said section 2 of said chapter 27 is hereby amended by
864 adding the following words:- ; and provided further, that any unexpended funds in this item
865 shall not revert and shall be made available for the purposes of this item until June 30, 2011.

866 SECTION 13. Item 8900-0001 of said section 2 of said chapter 27 is hereby amended by
867 adding the following words:- ; and provided further, that any unexpended funds in this item
868 shall not revert and shall be made available for the purposes of this item until June 30, 2011.

869 SECTION 14. Section 1 of chapter 59 of the acts of 2009 is hereby amended by striking
870 out the definition of “TDC committee” and inserting in place thereof the following definition:-

871 “TDC committee”, the Templeton Developmental Center Visioning Committee, which
872 shall include 3 representatives of the town of Templeton, 1 of whom shall be a member of the
873 Templeton board of selectmen or his designee who shall serve as chairperson, 1 of whom shall
874 be a member of the Templeton planning board or his designee, and 1 of whom shall be chosen by
875 the Templeton board of selectmen; 1 representative of the community preservation committee; 1
876 representative of the division of capital asset management and maintenance; 1 representative of
877 the department of developmental services; 1 representative of the employees of the Templeton
878 Development Center; and 1 representative of the legal guardians of the clients currently housed
879 at Templeton Developmental Center; provided, however, that the members, other than the
880 members who are representatives of the state agencies, shall be appointed annually by the local
881 governing authority. The senator and representative who represent the town shall serve as ex-
882 officio members.

883 SECTION 15. Said chapter 59 is hereby further amended by inserting after section 2 the
884 following section:-

885 Section 2A. The TDC committee shall evaluate and make recommendations to the
886 commissioner on the use of the TDC site including, but not limited to, the continued use of the
887 site as a state facility or other alternative uses for the TDC site. The TDC committee shall
888 inform the town’s governing authority and the local community periodically of its proposals and
889 decisions relevant to the use of the TDC site.

890 SECTION 16. Section 2A of chapter 120 of the acts of 2010 is hereby amended by
891 striking out item 1599-4336 and inserting in place thereof the following item:-

892 1599-4336 For a reserve to meet the fiscal year 2011 costs of salary adjustments and
893 other economic benefits authorized by the collective bargaining agreement between the
894 Worcester county sheriff’s department and the NAGE 06, Local RI-255, and to meet the fiscal
895 year 2011 costs of salary adjustments and other economic benefits necessary to provide equal
896 adjustments and benefits to employees employed in confidential positions which otherwise
897 would be covered by this agreement; provided, that the personnel administrator, with the
898 approval of the secretary of administration and finance, shall determine these adjustments and
899 benefits for the confidential employees in accordance with the collective bargaining agreement
900 then in effect which otherwise would cover these positions; provided further, that the secretary
901 may transfer from the sum appropriated in this item to other items of appropriation and
902 allocations thereof for fiscal year 2011 amounts that are necessary to meet these costs where the
903 amounts otherwise available are insufficient for the purpose, in accordance with a transfer plan
904 which shall be filed in advance with the house and senate committees on ways and means; and
905 provided further, that any unexpended funds in this item shall not revert but shall remain
906 available for expenditure until June 30, 2011.....27,121

907 SECTION 17. Item 1750-0102 of section 2 of chapter 131 of the acts of 2010 is hereby
908 amended each time it appears by striking out the figure “\$1,453,383” and inserting in place
909 thereof the following figure:- \$2,031,977.

910 SECTION 18. Item 1775-0100 of said section 2 of said chapter 131 is hereby amended
911 by adding the following words:- ; provided further, that notwithstanding any general or special
912 law to the contrary, the bureau of purchased services of the operational services division which is
913 responsible under section 22N of chapter 7 of the General Laws for determining prices for
914 programs under chapter 71B of the General Laws shall set the prices in fiscal year 2011 by
915 increasing the final fiscal year 2010 prices by the rate of inflation as determined by the division
916 for fiscal year 2011; provided further, that the division shall also adjust prices for extraordinary
917 relief, as provided in 808 CMR 1.06 (4); and provided further, that the division shall accept
918 applications for special circumstances for salary upgrades.

919 SECTION 19. Item 2000-0100 of said section 2 of said chapter 131 is hereby amended
920 by striking out the words “may engage in a program of collaborative research with academic
921 institutions that apply satellite and other technologies in an innovative manner to an existing
922 methodological model previously used in other fisheries to assess the biomass of groundfish in
923 the region managed by the New England Fishery Management Council; provided further, that the
924 executive office may” and inserting in place thereof the following words:- shall engage in a
925 program of collaborative research with academic institutions that apply satellite and other
926 technologies in an innovative manner to an existing methodological model previously used in
927 other fisheries to assess the biomass of groundfish in the region managed by the New England
928 Fishery Management Council; provided further, that the executive office shall

929 SECTION 20. Item 4513-1020 of said section 2 of said chapter 131 is hereby amended
930 by inserting before the last proviso the following 3 provisos:- provided further, that the
931 department of public health, in consultation with the division of medical assistance and the
932 division of health care finance and policy, shall develop and implement a contracting and
933 payment methodology for early intervention services including intensive specialty services for
934 Medicaid-eligible children with intensive service needs; provided further, that early intervention
935 services shall be provided in compliance with applicable early intervention operational
936 standards; provided further that the department shall implement said methodology by December
937 1, 2010 and shall provide written notification to the house and senate committees on ways and
938 means 30 days prior to implementation

939 SECTION 21. Item 7077-0023 of said section 2 of said chapter 131 is hereby amended
940 by striking out “ the resident veterinary tuition remission plan submitted January 9, 1988” and
941 inserting in place thereof the following words:- a resident veterinary tuition remission plan as
942 approved by the commissioner of higher education.

943 SECTION 22. Item 8000-0000 of said section 2 of said chapter 131 is hereby amended
944 by inserting before the last proviso the following proviso:- : provided further, that the secretary
945 may enter into an agreement with a state college or university to provide for the expansion of a
946 comprehensive law enforcement and emergency response training program for local, state and
947 federal criminal justice and homeland security professionals, subject to the receipt of federal
948 matching funds

949 SECTION 23. Item 1000-0005 of section 2B of said chapter 131 is hereby amended by
950 striking out the figure “\$750,000” and inserting in place thereof the following figure:- \$850,000.

951 SECTION 24. Section 2D of said chapter 131 is hereby amended by inserting after item
952 0840-4620 the following item:-

953 Massachusetts Developmental Disabilities Council.

954 1100-1703 For the purposes of a federally funded grant entitled, Implementation
955 of the Federal Developmental Disabilities Act; provided, that in order to qualify for the grant,
956 this account shall be exempt from the first \$290,000 of fringe benefit and indirect cost charges
957 pursuant to section 6B of chapter 20 of the General Laws...\$3,280,078

958 SECTION 25. Said section 2D of said chapter 131 is hereby further amended by
959 inserting after item 1201-0412 the following item:-

960 DISABLED PERSONS PROTECTION COMMISSION.

961 1107-2509 For the purposes of a federally funded grant entitled, Disabled Persons
962 Protection Commission, Multi-Disciplinary Responses to Crime... \$200,000

963 SECTION 26. Said chapter 131 is hereby further amended by striking out section 136
964 and inserting in place thereof the following section:-

965 Section 136. (a) Notwithstanding any general or special law to the contrary and except as
966 provided in subsection (b) or (c), an eligible individual pursuant to section 3 of chapter 118H of
967 the General Laws shall not include a person who is not eligible to receive federally-funded
968 benefits under sections 401, 402 or 403 of the Personal Responsibility and Work Opportunity
969 Reconciliation Act of 1996, Pub. L. No. 104-193, as amended, for fiscal year 2011.

970 (b) Notwithstanding any general or special law to the contrary and except as provided in
971 subsection (c), the secretary of administration and finance, the secretary of health and human

972 services and the executive director of the commonwealth health insurance connector authority
973 may, in their discretion and subject only to the terms and conditions in this subsection, make
974 payments from the Commonwealth Care Trust Fund established in section 2000 of chapter 29
975 of the General Laws to operate the health insurance plan established pursuant to subsection (b) of
976 section 31 of chapter 65 of the acts of 2009 using existing funds in the trust fund; provided,
977 however, that expenditure of such funds shall not result in loss of other commonwealth care
978 services; provided however, that no payments shall be made for benefits to persons who were not
979 receiving benefits under that health insurance plan on the first day of the last month of fiscal year
980 2010; and provided further, that no payments shall be made after December 31, 2010.

981 (c) Notwithstanding any general or special law to the contrary, upon receipt of a written
982 certification by the secretary of administration and finance, addressed to the chairs of the house
983 and senate committees on ways and means and the state comptroller that legislation extending
984 the commonwealth's eligibility for an enhanced federal medical assistance percentage pursuant
985 to the American Recovery and Reinvestment Act of 2009, Public Law No. 111-5, not in effect as
986 of June 1, 2010, has been duly enacted and signed into law by the President of the United States
987 or that the federal government has otherwise obligated itself to release additional funding not
988 available as of June 1, 2010, to the commonwealth during state fiscal year 2011, subsection (b)
989 shall be disregarded and the secretary of administration and finance, the secretary of health and
990 human services and the executive director of the commonwealth health insurance connector
991 authority may, in their discretion and subject only to the terms and conditions in this subsection,
992 establish or designate a health insurance plan in which a person who is not eligible to receive
993 federally-funded benefits under said sections 401, 402 or 403 of the Personal Responsibility and
994 Work Opportunity Reconciliation Act of 1996, Public Law 104-193, as amended, but who is an

995 eligible individual pursuant to section 3 of chapter 118H of the General Laws may enroll for the
996 period including July 1, 2010 to June 30, 2011, inclusive. The plan may be contracted for
997 selectively from the health plans that contracted in fiscal year 2010 to provide insurance
998 coverage to commonwealth care or MassHealth enrollees. Total state costs of providing coverage
999 to all such persons, net of enrollee contributions and any federal financial participation, shall not
1000 exceed \$60,000,000 for fiscal year 2011. To the extent that additional federal financial
1001 participation becomes available for paying the costs of such coverage, the secretary of
1002 administration and finance may direct the comptroller to make such amounts available from the
1003 General Fund to pay for the costs of such coverage. If the secretary of administration and
1004 finance, the secretary of health and human services and the executive director of the
1005 commonwealth health insurance connector authority determine that the projected costs of
1006 enrolling eligible individuals in such coverage in fiscal year 2011 will exceed net state costs of
1007 \$60,000,000, they may limit enrollment in such coverage. If the secretary of administration and
1008 finance, the secretary of health and human services and the executive director of the
1009 commonwealth health insurance connector authority are unable to establish or designate a health
1010 insurance plan under this section, the secretary of administration and finance may direct the
1011 comptroller to transfer up to \$60,000,000 from the Commonwealth Care Trust Fund to the
1012 Health Safety Net Trust Fund for the cost of health safety net claims for these individuals.”

1013

1014 SECTION 27. Notwithstanding any general or special law to the contrary, the proviso in
1015 the last sentence of subsection (k) of section 14G of chapter 151A of the General Laws shall not
1016 apply for the fiscal year ending June 30, 2010; provided, however, that the division of

1017 unemployment assistance shall notify the house and senate committees on ways and means at
1018 least 45 days prior to any changes to unemployment health insurance contributions or benefits.

1019 SECTION 28. Notwithstanding the first paragraph of paragraph (4) of subsection (A) of
1020 section 3 of chapter 90C of the General Laws, inserted by section 57 of chapter 131 of the acts of
1021 2010, the registrar may retain from the court filing fees an amount not greater than \$200,000 for
1022 fiscal year 2011 for information technology associated with the implementation of said section 3
1023 of said chapter 90C.

1024 SECTION 29. Notwithstanding chapter 151A of the General Laws or any general or
1025 special law to the contrary, the division of unemployment assistance may determine whether an
1026 individual who meets the requirements of Section 4002(g)(1) of the Supplemental
1027 Appropriations Act of 2008, as amended, is to be paid emergency unemployment compensation
1028 or regular compensation under said chapter 151A for a week of unemployment by applying the
1029 provisions of Section 4002(g)(2)(A) of said Supplemental Appropriations Act.

1030 SECTION 30. Notwithstanding any general or special law to the contrary and within 30
1031 days after the effective date of this section, the comptroller shall, transfer \$953,742 from the
1032 General Fund to the Head Injury Treatment Services Trust Fund established in section 59 of
1033 chapter 10 of the General Laws. Transferred funds shall only be expended from the Head Injury
1034 Treatment Services Trust Fund and shall not be transferred to other funds.

1035 SECTION 31. The inspector general in consultation with the attorney general may enter
1036 into a contract with a third party for the purposes of auditing all affordable housing projects' cost
1037 certifications submitted after January 1, 2004 that were built through the comprehensive permit
1038 process as outlined in sections 20 to 23, inclusive, of chapter 40B of the General Laws and

1039 received a determination of project eligibility after July 30, 2002. The third party shall be hired
1040 through a competitive bidding process and be a certified public accountant licensed and in good
1041 standing with the commonwealth and meet minimum professional qualifications as determined
1042 by the inspector general.

1043 All audits performed through this section shall be conducted in accordance with the
1044 American Institute of Certified Public Accountants auditing standards; provided, however, in the
1045 event of any conflict between the American Institute of Certified Public Accountants standards
1046 and housing policy guidance or regulation issued by the department of housing and community
1047 development or any subsidizing agency on or after November 30, 2006 such policy guidance or
1048 regulation shall control. The audits performed under this section may include, but not be limited
1049 to, a review of the submitted cost certification, agreements between the developer and the
1050 municipality,, purchase and sales agreements, any and all documentation relating to the real
1051 estate appraisal of the relevant property or properties in accordance with the applicable rules that
1052 were in place at the time that the cost certification occurred, all reported expenses and revenues,
1053 and all public documentation relating to the purchase, sale or lease of all constructed units.

1054 At the request of the third party, the inspector general may summons the production of all
1055 records, reports, audits, reviews, papers, books, documents, recommendations, correspondence
1056 and any other data and material relevant to any matter under audit or investigation, in accordance
1057 with section 9 of chapter 12A of the General Laws.

1058 The findings of every audit, including any evidence of illegal or fraudulent activities, or
1059 cases where the actual realized profit of an individual project exceeds 20 per cent, shall be
1060 presented immediately upon completion to the inspector general, the attorney general and the

1061 department of housing and community development for review. The inspector general may take
1062 whatever further action deemed necessary, in accordance with section 10 of said chapter 12A.

1063 It shall be the responsibility of the attorney general to recover all monies owed to the host
1064 communities. The third party hired to conduct the initial audit may receive a pre-determined
1065 percentage of all recovered monies, not to exceed 5 per cent, with the balance being returned to
1066 the host community.

1067 SECTION 32. The second paragraph of section 2 of chapter 266 of the acts of 2002 is
1068 hereby amended by striking out the first sentence and inserting in place thereof the following
1069 sentence: The Fall River Redevelopment Authority may develop the land for commercial,
1070 industrial and other economic development purposes, but expressly excluding any use of
1071 the land
1072 for landfill related purposes, without the necessity of adopting or adhering to an urban
1073 renewal
1074 plan, as defined in section 1 of chapter 121B of the General Laws, and with respect to the
1075 land the
1076 Fall River Redevelopment Authority shall enjoy the statutory authority it would possess
1077 for land
1078 and structures and other property within an urban renewal project as defined by section 1
1079 of said
1080 chapter 121B.

1081 SECTION 33. Section 7 of said chapter 266 is hereby repealed.

1082 SECTION 34. (a) Notwithstanding any general or special law to the contrary, the
1083 commissioner of capital asset management and maintenance in consultation with department of
1084 conservation and recreation, shall execute and deliver in recordable form to the Fall River
1085 Redevelopment Authority an amendment to the release deed dated January 22, 2009 and
1086 recorded in book 07124, page 95 in the Bristol County Fall River district registry of deeds which
1087 shall incorporate the changes to chapter 266 of the acts of 2002 in section 32 and section 33 of
1088 this act.

1089 (b) The division of capital asset management and maintenance shall execute and deliver a
1090 release or termination of any other documentation which reflects a restriction in section 2 of said
1091 chapter 266 prior to the effective date of this section. Such restrictions shall be fully released
1092 from the subject property. The division of capital asset management and maintenance shall
1093 execute any other documentation reasonably requested by the Fall River Redevelopment
1094 Authority or any successor or assignee to effectuate said chapter 266, as amended by sections 32,
1095 33 and 34.

1096 SECTION 35. The eleventh paragraph of section eighty-one of chapter one hundred
1097 forty-six of the General Laws, as appearing in the 2006 Official Edition, is hereby amended by
1098 inserting after the words “pumping equipment” the following:-

1099 , vacuum and pneumatic systems, oil and petroleum products, ice making machinery, air
1100 conditioning equipment, and piping systems used for the conveyance and storage of liquids and
1101 industrial type gases used in processes, including, but not limited to, biopharama and semi-
1102 conductor manufacturing,

1103 SECTION 36. Section eighty-nine of said chapter one hundred forty-six is hereby further
1104 amended by inserting at the end thereof the following:

1105 Whoever prevents or attempts to prevent any inspector from entering on any premises in
1106 the discharge of his duty with respect to section eight-one shall be punished by a fine of not less
1107 than two hundred and fifty dollars and not more than three thousand dollars, or by imprisonment
1108 for not more than three months, or both such fine and imprisonment.

1109 Any person who permits an unlicensed person to operate engage in pipefitting, as defined
1110 in section eighty-one, shall be subject to a fine of not less than one thousand dollars and not more
1111 than three thousand dollars, or by imprisonment for not more than three months, or both such
1112 fine and imprisonment.

1113 SECTION 37. Section 6A of chapter 18B of the General Laws, as most recently
1114 amended by chapter 176 of the acts of 2008, is hereby amended by striking the first full
1115 paragraph and inserting in place thereof the following paragraph:-

1116 The commissioner shall appoint a foster care review director who shall establish an
1117 independent foster care review unit, hereinafter in this section referred to as the unit, within the
1118 department. Said director shall appoint, subject to the approval of the commissioner, the
1119 members of the unit who shall be employees of the department, shall devote their time
1120 exclusively to case reviews, and shall convene and conduct administrative case reviews of the
1121 status of each child in the care of the department, including young adults who remain under the
1122 responsibility of the Department pursuant to G.L. c. 119, § 23(f), at least once every six months.
1123 Such reviews shall be performed by panels consisting of one member of the unit and two other
1124 persons, at least one of whom shall not be an employee of the department and represent to the

1125 maximum extent feasible the various socio-economic, racial and ethnic groups served by the
1126 panel. No panel member shall be the social worker with direct case responsibility for the child or
1127 young adult whose case is being reviewed or the immediate supervisor of said social worker.
1128 Such reviews shall be held at convenient locations throughout the commonwealth and shall be
1129 chaired by the member of the panel from the unit. Panel members shall have sufficient
1130 experience or training to enable them to make recommendations.

1131 SECTION 38. Section 6A of chapter 18B is further amended by adding at the end of the
1132 second paragraph after the word “agent” the following:-

1133 , or live permanently with kin or another permanent planned living arrangement.

1134 SECTION 39. Section 23(f) of chapter 119 of the General Laws, as most recently
1135 amended by chapter 176 of the acts of 2008, is hereby amended by striking out subsection (f) and
1136 inserting in place thereof the following subsection:-

1137 The department shall offer to continue and may continue its responsibility to any person
1138 who has attained the age of 18 and is under 22 years of age including but not limited to those
1139 persons who meet one of the criteria set forth in 42 USC § 675(8)(B)(iv): (i) for the purposes of
1140 specific educational or rehabilitative programs, or (ii) to promote and support that person in fully
1141 developing and fulfilling that person's potential to be a participating citizen of the
1142 commonwealth under conditions agreed upon by both the department and that person; provided
1143 however, the department’s continued responsibility for such persons is contingent upon the
1144 express written consent of the person. The purposes and conditions of such responsibility may
1145 be reviewed and revised or terminated by either the person or the department, however within 90
1146 days prior to the termination of such responsibility the department will provide the person with

1147 assistance and support in developing a transition plan which fulfills the requirements of 42 USC
1148 § 675(5)(H). If, after termination, the person requests that the department renew its
1149 responsibility therefore, the department shall make every reasonable attempt to provide a
1150 program of support which is acceptable to the person and which permits the department to renew
1151 its responsibility, but may require the person to meet one of the criteria set forth in 42 USC, §
1152 675(8)(B)(iv). If the department renews its responsibility all other provisions of this subsection
1153 shall apply.

1154 The department shall report annually to the child advocate, chairs of the joint committee
1155 on children, families and persons with disabilities and the senate and house committees on ways
1156 and means on the numbers of persons it serves and declines to serve under this subsection.

1157 SECTION 40. Section 29 of chapter 119 of the General Laws, as most recently amended
1158 by chapter 176 of the acts of 2008, is hereby amended by adding after the first full paragraph the
1159 following:-

1160 A child who is appointed counsel under this section and who remains under the
1161 responsibility of the department pursuant to section 23(f) of chapter 119 shall continue to be
1162 entitled to counsel up to the age of 22 for the purpose of representation at hearings held under
1163 section 29B of chapter 119.

1164 SECTION 41. Section 29B of chapter 119 of the General Laws, as most recently
1165 amended by chapter 176 of the acts of 2008, is hereby amended by adding after the first full
1166 paragraph the following:-

1167 The committing court shall continue to hold annual permanency hearings for any young
1168 adult between the ages of 18 and 22 who remain under the responsibility of the department

1169 pursuant to section 23(f) of chapter 119. Such young adult shall be entitled to counsel as set
1170 forth in Section 29 of chapter 119.

1171 SECTION 42. Section 29B of chapter 119 is further amended by adding at the end of the
1172 second paragraph the following:-

1173 In the case of a child who has attained the age of 17 years and 9 months, the permanency
1174 plan shall also address the status of and the topics of the transition plan required under 42 USC §
1175 675(5)(H) ; and provided further, the court shall retain jurisdiction until it finds, after a hearing at
1176 which the child or young adult is present unless the child or young adult chooses otherwise, that
1177 a satisfactory transition plan has been provided for the child.

1178 SECTION 43. Section 29C of chapter 119 of the General Laws, as most recently
1179 amended by chapter 176 of the acts of 2008, is hereby amended by adding after the first full
1180 paragraph the following:-

1181 If a young adult between the ages of 18 and 22 continues under the responsibility of the
1182 department pursuant to section 23(f) of chapter 119, the committing court shall continue to
1183 annually determine whether the department or its agent have made reasonable efforts to achieve
1184 the permanent plan approved by the court under section 29B of chapter 119.

1185 SECTION 44. Notwithstanding any general or special law, rule or regulation to the
1186 contrary, the department of environmental protection may, concurrent with review pursuant to
1187 sections 61 through 62H, inclusive, of chapter 30 of the General Laws and concurrently with any
1188 other state or municipal review and approval process, proceed with review of a Chapter 91
1189 application that is filed with, and determined to be sufficient by, the department for the purpose
1190 of licensing the construction of a building at the parcel of land in the North Point section of the

1191 city of Cambridge containing approximately 55,000 square feet of land, located southeasterly of
1192 Industrial Park Road (a.k.a. Education Street) and northeasterly of the extension of North Point
1193 Boulevard and which is a portion of the land more particularly described as Parcel No. 2-16,
1194 Parcel No. 2-17, and Parcel No. 2-18, shown on a plan of land entitled "The Commonwealth of
1195 Massachusetts Plan of Road In The City of Cambridge Middlesex County Altered And Laid Out
1196 As A State Highway By The Department Of Highways", dated July 2, 1997 and signed by the
1197 Department of Highways, which plan is recorded with the Middlesex South Registry of Deeds as
1198 plan number 683 of 1997 in Book 27452, Page 537 together with related public open space
1199 improvements on land adjacent to said parcel; provided that prior to issuance of a final license,
1200 the applicant must provide to the department certification of municipal zoning compliance and a
1201 secretary's certificate stating that the project adequately and properly complies with M.G.L. c.
1202 30, §§ 61 through 62H.

1203 SECTION 45. Further, notwithstanding sections 40E to 40J inclusive of chapter 7 of the
1204 General Laws, the commissioner of capital asset management and maintenance, on behalf of, and
1205 in consultation with the commissioner of the department of conservation and recreation and the
1206 secretary of the department of transportation, is authorized (i) to grant, on land adjacent to said
1207 parcel, and used or intended to be used for park or open space purposes, temporary or permanent
1208 rights appurtenant to the parcel for construction, maintenance, repair and replacement of
1209 pavement, landscaping, lighting, benches, and other public open space improvements, all subject
1210 to the approval of the department of conservation and recreation, and which may also include
1211 seating and service areas for a facility, or facilities, that are open to the public and (ii) to enter
1212 into an easement, deed restriction, covenant or other comparable legal instrument enforceable by
1213 the city of Cambridge dedicating land adjacent to said parcel as public open space and allowing

1214 such land to be included with the parcel as a single development parcel under the zoning
1215 ordinance of the city of Cambridge, as it may be amended from time to time. The department of
1216 conservation and recreation is further authorized to grant permanent rights appurtenant to the
1217 parcel for non-exclusive pedestrian access and egress to and from the parcel over land held by
1218 the department of conservation and recreation that is located between the parcel and the
1219 extension of North Point Boulevard.

1220 SECTION 47. Notwithstanding any general or special law to the contrary, the second
1221 paragraph of chapter 7 of the resolves of 2008 is hereby amended by striking out the words “the
1222 last Wednesday of June 2009” and inserting in place thereof the following words:- June 30,
1223 2012.

1224 SECTION 48. Sections 37 through 43 inclusive shall take effect on October 1, 2010.