HOUSE DOCKET, NO. 3714 FILED ON: 5/5/2011

HOUSE . . . . . No. 3401

The General Appropriation Bill for the Fiscal Year 2012, as changed by the House committee on Bills in the Third Reading and as amended and passed to be engrossed by the House. April 28, 2011.

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act making appropriations for the fiscal year 2012 for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements.

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

Whereas, The deferred operation of this act would tend to defeat its purpose, which is immediately to make appropriations for the fiscal year beginning July 1, 2011, and to make certain changes in law, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

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

SECTION 1. To provide for the maintenance of the several departments, boards, commissions and institutions and other services, and for certain permanent improvements and to meet certain requirements of law, the sums set forth in sections 2, 2B, 2D, 2E and 3, for the several purposes and subject to the conditions specified in sections 2, 2B, 2D, 2E and 3, are hereby appropriated from the General Fund unless specifically designated otherwise, subject to

12 the provisions of law regulating the disbursement of public funds and the approval thereof for the
13 fiscal year ending June 30, 2012. All sums appropriated under this act, including supplemental
14 and deficiency budgets, shall be expended in a manner reflecting and encouraging a policy of
15 nondiscrimination and equal opportunity for members of minority groups, women and
16 handicapped persons. All officials and employees of an agency, board, department, commission
17 or division receiving monies under this act shall take affirmative steps to ensure equality of
18 opportunity in the internal affairs of state government, as well as in their relations with the
19 public, including those persons and organizations doing business with the commonwealth. Each
20 agency, board, department, commission or division, in spending appropriated sums and
21 discharging its statutory responsibilities, shall adopt measures to ensure equal opportunity in the
22 areas of hiring, promotion, demotion or transfer, recruitment, layoff or termination, rates of
23 compensation, in-service or apprenticeship training programs and all terms and conditions of
24 employment.

25 SECTION 1A. In accordance with Articles LXIII and CVII of the Articles of
26 Amendment to the Constitution of the Commonwealth and section 6D of chapter 29 of the
27 General Laws, it is hereby declared that the amounts of revenue set forth in this section by source
28 for the respective funds of the commonwealth for the fiscal year ending June 30, 2012, are
29 necessary and sufficient to provide the means to defray the appropriations and expenditures from
30 such funds for that fiscal year as set forth and authorized in section 2. The comptroller shall keep
31 a distinct account of actual receipts from each such source by each such fund, furnish the
32 executive office for administration and finance and the house and senate committees on ways
33 and means with quarterly statements comparing such receipts with the projected receipts set forth
34 in this section, and include a full statement comparing such actual and projected receipts in the

35 annual report for that fiscal year pursuant to section 12 of chapter 7A of the General Laws. These
36 quarterly and annual reports shall also include detailed statements of any other sources of
37 revenue for the budgeted funds in addition to those specified in this section.

38 Fiscal Year 2012 Revenue by Source and Budgeted Fund (in Millions)

39 Source All Budgeted Funds* General Fund Commonwealth Transportation Fund
40 SMART MBTA Other Budgeted Funds

41 Alcoholic Beverages 73.1 73.1 -
42 - - -

43 Cigarettes 445.6 445.6 -
44 - - -

45 Corporations 1,763.2 1,763.2 -
46 - - -

47 Deeds 120.6 120.6 - -
48 - -

49 Estate Inheritance 226.9 226.9 -
50 - - -

51 Financial Institutions 47.6 47.6 -
52 - - -

53 Income 11,577.8 11,577.8 -
54 - - -

55 Insurance 339.9 339.9 -

56 - - -

57 Motor Fuels 688.3 - 687.4

58 - - 0.9

59 Public Utilities (0.6) (0.6) -

60 - - -

61 Room Occupancy 119.4 77.6 -

62 - - 41.8

63 Sales - Regular 3,574.9 2,125.1 220.2

64 572.0 657.6 -

65 Sales - Meals 848.4 796.1 52.3

66 - - -

67 Sales - Motor Vehicles 663.4 394.4

68 40.9 106.1 122.0 -

69 Miscellaneous 16.5 16.5 -

70 - - -

71 UI Surcharges 19.9 - -

72 - - 19.9

73 Total Tax Revenues 20,525.0 18,003.9 1,000.8 678.1

74 779.6 62.6

75

76 SBA Transfer (678.1) - -

77 (678.1) - -

78 MBTA Transfer (779.6) - -

79 - (779.6) -

80 Pension Transfer (1,478.0) (1,478.0) -

81 - - -

82 Workforce Training Fund Adjustment (19.9) -

83 - - - (19.9)

84 Total ConsensusTaxes for Budget 17,569.4 16,525.9 1,000.8

85 - - 42.7

86

87 Revenue Initiatives

88 DOR Administrative Provisions 61.5 61.5

89 - - - -

90 Delay of FAS 109 Deduction 45.9 45.9 -

91 - - -

92 Life Science Tax Credit 5.0 5.0 -

93 - - -

94	Total Revenue Initiatives	112.4	112.4	-	-	-	-	-
95								
96								
97	Total Taxes Available for Budget	17,681.8	16,638.3	1,000.8	-	-	42.7	
98								
99								
100	Non-Tax Revenue							
101	Federal Reimbursements	7,755.2	7,749.0	-	-	-	6.2	
102								
103	Departmental Revenues	2,860.3	2,320.4	524.1	-	-	15.8	
104								
105	Consolidated Transfers	1,964.4	2,175.1	-	-	-	(210.7)	
106								
107	Grand Total	30,261.7	28,882.8	1,524.9	-	-	(146.0)	
108								
109								

110 *Includes revenue deposited into the Workforce Training Fund, Mass Tourism Fund,

111 Inland Fish and Game Fund, and Stabilization Fund

112 SECTION 1B. The comptroller shall keep a distinct account of actual receipts of non-tax
113 revenues by each department, board, commission or institution to furnish the executive office for
114 administration and finance and the house and senate committees on ways and means with
115 quarterly statements comparing such receipts with projected receipts set forth herein and to
116 include a full statement comparing such receipts with projected receipts in the annual report for
117 fiscal year 2012 pursuant to section 12 of chapter 7A of the General Laws. The quarterly and
118 annual reports shall also include detailed statements of any other sources of revenue for the
119 budgeted funds in addition to those specified in this section.

Source	Unrestricted Non-Tax Revenue	Restricted Non-Tax Revenue	Total Non-Tax Revenue
Administrative Law Appeals Division	45,000.00	0.00	45,000.00
Appeals Court	427,741.00	0.00	427,741.00
Appellate Tax Board	2,057,005.00	300,000.00	2,357,005.00
Attorney General Office	31,781,748.00	775,000.00	32,556,748.00
Berkshire Community College	202,950.00	0.00	202,950.00
Board of Library Commissioners	2,000.00	0.00	2,000.00
Bridgewater State College	1,307,087.00	0.00	1,307,087.00
Bristol Community College	656,803.00	0.00	656,803.00
Bunker Hill Community College	999,634.00	0.00	999,634.00

131 Bureau of State Buildings 168,600.00 0.00 168,600.00

132 Campaign and Political Finance 60,050.00 0.00 60,050.00

133 Cape Cod Community College 456,343.00 0.00 456,343.00

134 Capital Asset Management and Maintenance Division 5,979,922.00 16,550,000.00

135 22,529,922.00

136 Chief Medical Examiner 0.00 2,060,000.00 2,060,000.00

137 Civil Service Commission 20,000.00 0.00 20,000.00

138 Commission Against Discrimination 176,500.00 2,000,380.00 2,176,880.00

139 Commission for the Deaf and Hard of Hearing 164,047.00 0.00 164,047.00

140 Committee for Public Counsel Services 4,000,000.00 750,000.00 4,750,000.00

141 Criminal History Systems Board 6,992,440.00 0.00 6,992,440.00

142 Department Conservation and Recreation 12,447,192.00 8,484,831.00 20,932,023.00

143 Department of Agricultural Resources 6,133,970.00 0.00 6,133,970.00

144 Department of Children and Families 188,283,152.00 4,058,735.00

145 192,341,887.00

146 Department of Correction 10,292,323.00 3,600,000.00 13,892,323.00

147 Department of Developmental Services 474,664,961.00 150,000.00

148 474,814,961.00

149 Department of Early Education and Care 199,152,214.00 0.00

150 199,152,214.00

151 Department of Elder Affairs 1,388,715,677.00 750,000.00 1,389,465,677.00

152 Department of Elementary and Secondary Education 6,194,962.00 1,265,038.00

153 7,460,000.00

154 Department of Energy Resources 3,208,536.00 0.00 3,208,536.00

155 Department of Environmental Protection 31,315,435.00 3,313,439.00 34,628,874.00

156 Department of Fire Services 12,949,610.00 8,500.00 12,958,110.00

157 Department of Fish and Game 15,312,500.00 304,989.00 15,617,489.00

158 Department of Industrial Accidents 23,003,250.00 0.00 23,003,250.00

159 Department of Labor 2,521,649.00 0.00 2,521,649.00

160 Department of Mental Health 84,946,456.50 125,000.00 85,071,456.50

161 Department of Public Health 102,337,624.00 52,388,461.00 154,726,085.00

162 Department of Public Safety 20,882,294.00 5,590,182.00 26,472,476.00

163 Department of Public Utilities 13,281,437.00 2,633,333.00 15,914,770.00

164 Department of Revenue 197,470,612.00 6,547,280.00 204,017,892.00

165 Department of State Police 665,717.00 32,465,950.00 33,131,667.00

166 Department of Telecommunication and Cable 4,786,219.00 0.00 4,786,219.00

167 Department of Transitional Assistance 428,344,120.00 0.00

168 428,344,120.00

169 Department of Youth Services 2,963,963.00 0.00 2,963,963.00

170 Department of Housing and Community Development 2,045,146.00 2,000,000.00

171 4,045,146.00

172 Department of Workforce Development 475,342.00 0.00 475,342.00

173 Division of Banks 20,231,891.00 2,650,000.00 22,881,891.00

174 Division of Insurance 82,301,571.00 0.00 82,301,571.00

175 Division of Labor Relations 88,500.00 0.00 88,500.00

176 Division of Operational Services 3,407,183.00 4,292,876.00 7,700,059.00

177 Division of Professional Licensure 17,151,199.00 0.00 17,151,199.00

178 Division of Standards 1,615,925.00 418,751.00 2,034,676.00

179 Emergency Management Agency 710,021.00 0.00 710,021.00

180 Executive Office for Administration and Finance 55,465,500.00 1,000,000.00

181 56,465,500.00

182 Executive Office of Environmental Affairs 4,332,000.00 300,000.00 4,632,000.00

183 Executive Office of Health and Human Services 4,784,173,159.00

184 223,860,000.00 5,008,033,159.00

185	Executive Office of Public Safety and Homeland Security	50,000.00	0.00	
186	50,000.00			
187	Fitchburg State College	2,334,287.00	0.00	2,334,287.00
188	Framingham State College	2,017,273.00	0.00	2,017,273.00
189	Greenfield Community College	206,784.00	0.00	206,784.00
190	Group Insurance Commission	798,121,545.00	1,028,612.00	799,150,157.00
191	Health Care Finance and Policy	308,738,211.00	4,100,000.00	
192	312,838,211.00			
193	Holyoke Community College	931,611.00	0.00	931,611.00
194	Human Resources Division	1,000.00	1,606,966.00	1,607,966.00
195	Information Technology Division	0.00	609,730.00	609,730.00
196	Lottery Commission	175,901,733.00	803,922,617.00	979,824,350.00
197	Massachusetts Bay Community College	362,817.00	0.00	362,817.00
198	Massachusetts Commission for the Blind	2,986,692.00	0.00	2,986,692.00
199	Massachusetts Rehabilitation Commission	4,462,690.00	0.00	4,462,690.00
200	Massachusetts College of Liberal Arts	371,415.00	0.00	371,415.00
201	Massachusetts Department of Transportation	524,260,000.00	0.00	
202	524,260,000.00			

203 Massachusetts Maritime Academy 318.00 0.00 318.00

204 Massasoit Community College 811,418.00 0.00 811,418.00

205 Middlesex Community College 431,435.00 0.00 431,435.00

206 Military Division 0.00 1,400,000.00 1,400,000.00

207 Mt Wachusett Community College 381,498.00 0.00 381,498.00

208 Municipal Police Training Committee 100.00 900,000.00 900,100.00

209 North Shore Community College 781,979.00 0.00 781,979.00

210 Northern Essex Community College 498,919.00 0.00 498,919.00

211 Office of Consumer Affairs and Business Regulation 563,661.00 500,000.00

212 1,063,661.00

213 Office of the Inspector General 0.00 600,000.00 600,000.00

214 Office of the Comptroller 6,458,285.00 0.00 6,458,285.00

215 Office of the Comptroller 500,103,682.00 0.00 500,103,682.00

216 Office of the Comptroller 9,000.00 0.00 9,000.00

217 Office of the State Treasurer 314,976,217.00 29,000,000.00 343,976,217.00

218 Parole Board 0.00 600,000.00 600,000.00

219 Quinsigamond Community College 383,760.00 0.00 383,760.00

220 Roxbury Community College 185,333.00 529,843.00 715,176.00

221	Salem State College	3,225,560.00	0.00	3,225,560.00
222	Secretary of State	210,758,316.00	30,000.00	210,788,316.00
223	Sheriff Department Barnstable	31,285.00	250,000.00	281,285.00
224	Sheriff Department Berkshire	0.00	781,000.00	781,000.00
225	Sheriff Department Bristol	0.00	8,000,000.00	8,000,000.00
226	Sheriff Department Essex	689,800.00	2,000,000.00	2,689,800.00
227	Sheriff Department Franklin	64,860.00	2,100,000.00	2,164,860.00
228	Sheriff Department Hampden	736,000.00	2,851,900.00	3,587,900.00
229	Sheriff Department Hampshire	36,500.00	350,000.00	386,500.00
230	Sheriff Department Middlesex	194,000.00	925,000.00	1,119,000.00
231	Sheriff Department Nantucket	0.00	11,000.00	11,000.00
232	Sheriff Department Norfolk	0.00	1,200,000.00	1,200,000.00
233	Sheriff Department Plymouth	0.00	16,000,000.00	16,000,000.00
234	Sheriff Department Suffolk	0.00	8,000,000.00	8,000,000.00
235	Sheriff Department Worcester	151,680.00	0.00	151,680.00
236	Sheriffs Department Association	0.00	344,790.00	344,790.00
237	Soldiers' Home in Holyoke	13,456,200.00	380,000.00	13,836,200.00

238 Soldiers' Home in Massachusetts 13,338,222.00 370,000.00 13,708,222.00

239 Springfield Technical Community College 855,067.00 0.00 855,067.00

240 Supreme Judicial Court 2,975,015.00 0.00 2,975,015.00

241 Trial Court 123,883,000.00 0.00 123,883,000.00

242 University of Massachusetts System 35,104,420.00 0.00 35,104,420.00

243 Westfield State College 1,676,170.00 0.00 1,676,170.00

244 Worcester State College 1,978,891.00 0.00 1,978,891.00

245 Total Non-Tax Revenue 11,312,855,829.50 1,267,034,203.00

246 12,579,890,032.50

247 SECTION 2.

248 JUDICIARY.

249 Supreme Judicial Court.

250 0320-0003 For the operation of the supreme judicial court, including salaries of the

251 chief justice and the 6 associate justices $7,400,478

252 0320-0010 For the operation of the clerk's office of the supreme judicial court for

253 Suffolk county$1,131,858

254 0321-0001 For the operation of the commission on judicial conduct $575,359

255 0321-0100 For the services of the board of bar examiners $1,057,789

256 Committee for Public Counsel Services.

257 0321-1500 For the operation of the committee for public counsel services, as
258 authorized by chapter 211D of the General Laws; provided, that the committee shall submit a
259 report to the clerks of the house of representatives and senate and the house and senate
260 committees on ways and means, not later than January 30, 2012, that shall include, but not be
261 limited to, the following: (a) the number of clients assisted by the committee in the prior fiscal
262 year; (b) any proposed expansion of legal services delineated by type of service, target
263 population and cost; (c) the total number of persons who received legal services by the
264 committee, by type of case and geographic location; (d) the costs for services rendered per client,
265 by type of case and geographic location; (e) the amount paid, if any, to the committee by clients
266 for services rendered, by type of case and geographic location; (f) the average cost for services
267 rendered by the committee by type of case; and (g) the average number of hours spent per
268 attorney or staff per type of case; and provided further that the committee shall submit quarterly
269 reports to the house and senate committees on ways means starting on October 3, 2011 and
270 ending on June 29, 2012 that shall include but not be limited to, the following: (a) the number of
271 public defenders that have been hired in fiscal year 2012; (b) the offices and divisions that these
272 public defenders have been assigned to; (c) the number of cases that have been assigned to these
273 public defenders; (d) the total number of cases that have been assigned to all of the public
274 defenders; (e) the number of cases that have been assigned to the private bar advocates; (f) the
275 billing improvements that have been made; (g) the staffing efficiencies that have been achieved;
276 (h) the expected deficiency for the 0321-1510 account; (i) the number of public defender
277 vacancies to be filled; (j) the savings that has been realized from hiring more public defenders;
278 (k) the number and cost of private investigators used, delineated by firm; (l) the number and cost

279 of psychologists and psychiatrists used, delineated by firm; (m) the cost effectiveness of private
280 bar advocates; (n) the total billable hours to date of the private bar advocates; and (o) the billable
281 hours of the private bar advocates broken down by: travel time, time spent in court, including
282 wait time, trial prep time, including interview time, investigating time, and research time
283 $45,304,806

284 0321-1510 For compensation paid to private counsel assigned to criminal and civil
285 cases under paragraph (b) of section 6 of chapter 211D of the General Laws, pursuant to section
286 11 of said chapter 211D; provided, that not more than $2,000,000 of the sum appropriated in this
287 item may be expended for services rendered before fiscal year 2012 $93,255,462

288 0321-1518 For the chief counsel for the committee for public counsel services which
289 may expend an amount not to exceed $750,000 from revenues collected from fees charged for
290 attorney representation of indigent clients $750,000

291 0321-1520 For fees and costs as defined in section 27A of chapter 261 of the General
292 Laws, as ordered by a justice of the appeals court or a justice of a department of the trial court of
293 the commonwealth on behalf of indigent persons, as defined in said section 27A of said chapter
294 261; provided, that not more than $1,000,000 of the sum appropriated in this item may be
295 expended for services rendered before fiscal year 2012 $11,793,312

296 Massachusetts Legal Assistance Corporation.

297 0321-1600 For the Massachusetts Legal Assistance Corporation to provide legal
298 representation for indigent or otherwise disadvantaged residents of the commonwealth; provided,
299 that the corporation shall submit a report to the house and senate committees on ways and means
300 not later than January 30, 2012 that shall include, but not be limited to, the following: (a) the

301 number of persons whom the programs funded by the corporation assisted in the prior fiscal
302 year; (b) any proposed expansion of legal services delineated by type of service, target
303 population and cost; and (c) the total number of indigent or otherwise disadvantaged residents of
304 the commonwealth who received services of the corporation, by type of case and geographic
305 location; provided further, that the corporation may contract with any organization for the
306 purpose of providing the representation; and provided further, that notwithstanding the first
307 paragraph of section 9 of chapter 221A of the General Laws, funds shall be expended for the
308 Disability Benefits Project, the Medicare Advocacy Project, and the Battered Women's Legal
309 Assistance Project $9,500,000

310 Mental Health Legal Advisors.

311 0321-2000 For the operation of the mental health legal advisors committee and for
312 certain programs for the indigent mentally ill, established pursuant to section 34E of chapter 221
313 of the General Laws. $781,177

314 Prisoners' Legal Services.

315 0321-2100 For Prisoners' Legal Services, formerly known as the Massachusetts
316 correctional legal services committee $902,016

317 Social Law Library.

318 0321-2205 For the expenses of the social law library located in Suffolk county
319 $1,000,000

320 Appeals Court.

321 0322-0100 For the appeals court, including the salaries, traveling allowances and
322 expenses of the chief justice, recall judges and the associate justices $10,501,429

323 Trial Court.

324 0330-0101 For the salaries of the justices of the 7 departments of the trial court
325 $47,307,647

326 0330-0300 For the central administration of the trial court, including costs associated
327 with trial court non-employee services, trial court dental and vision health plan agreements, jury
328 expenses, trial court law libraries, statewide telecommunications, private and municipal court
329 rentals and leases, operation of courthouse facilities, rental of county court facilities, witness
330 fees, printing expenses, equipment maintenance and repairs, the court interpreter program,
331 insurance and chargeback costs, the Massachusetts sentencing commission, court security and
332 judicial training; provided, that funds shall be expended on permanency mediation services;
333 provided further , that the chief justice for administration and management shall submit a report
334 to the house and senate committees on ways and means not later than February 2, 2012, detailing
335 the number of court officers, per diem court officers and security personnel located in each trial
336 court of the commonwealth; provided further, that the chief justice for administration and
337 management may expend funds for guardian ad litem services; provided further, that not less
338 than $20,000 shall be spent for the "Grandparents Raising Grandchildren Project" to provide
339 legal services to such grandparents in the areas of family law and public benefits and further
340 requiring the chief justice of administration and management to make a report to the Legislature
341 no later than January 2012 of all the above grandparents who requested legal services, were
342 eligible for legal services and were denied because of insufficient resources, including the legal

343 problem for which they sought assistance; provided further, that notwithstanding any general or
344 special law to the contrary, the chief justice for administration and management shall submit a
345 report to the joint committee on the judiciary and the house and senate committees on ways and
346 means 90 days prior to the temporary closure or temporary relocation of courthouses; provided
347 further, that said report shall include, but not be limited to, the transfer of personnel, the
348 reallocation of resources, the impact on other courthouses resulting from the temporary closure
349 of said court and other factors that may affect implementation of said temporary closure;
350 provided further, that 50 per cent of all fees payable pursuant to Massachusetts Rules of Criminal
351 Procedure 15(d) and 30(c)(8) shall be paid from this item; provided further, that notwithstanding
352 section 9A of chapter 30 of the General Laws, or any other general or special law to the contrary,
353 the rights afforded to a veteran, pursuant to said section 9A of said chapter 30, shall also be
354 afforded to any such veteran who holds a trial court office or position in the service of the
355 commonwealth not classified under chapter 31 of the General Laws, other than an elective office,
356 an appointive office for a fixed term or an office or position under section 7 of chapter 30, and
357 who: (1) has held the office or position for not less than 1 year; and (2) has 30 years of total
358 creditable service to the commonwealth, as defined in chapter 32 of the General Laws; provided
359 further, that the trial court shall submit a report to the victim and witness assistance board
360 detailing the amount of assessments imposed within each court by a justice or clerk-magistrate
361 during the previous calendar year pursuant to section 8 of chapter 258B of the General Laws;
362 provided further, that the report shall include, but not be limited to, the number of cases in which
363 the assessment was reduced or waived by a judge or clerk-magistrate within the courts; and
364 provided further, that the report shall be submitted to the victim and witness assistance board on
365 or before January 9, 2012 $186,060,141

366 0330-3337 For additional expenses associated with the operation of the trial court;
367 provided, that a schedule detailing all transfers shall be submitted to the house and senate
368 committees on ways and means not later than January 30, 2012 $8,657,833

369 Superior Court Department.

370 0331-0100 For the operation of the superior court department; provided, that funds
371 shall be expended for the medical malpractice tribunals in accordance with section 60B of
372 chapter 231 of the General Laws; and provided further, that the clerk of the court shall have
373 responsibility for the internal administration of his office, including personnel, staff services and
374 record keeping $26,685,345

375 District Court Department.

376 0332-0100 For the operation of the district court department, including a civil
377 conciliation program; provided, that notwithstanding the provisions of any general or special law
378 to the contrary, the district court of Chelsea shall be the permanent location for the northern trial
379 session to handle 6 person jury cases; provided further, that all personnel within said district
380 court whose duties relate to said northern trial session shall report to the clerk magistrate of said
381 district court; and provided further, that the clerk magistrate shall utilize whatever space within
382 the facility-at-large he deems necessary to comply with S.J.C. Rule 3:12, Canon 3(A)6
383 $52,931,616

384 Probate and Family Court Department.

385 0333-0002 For the operation of the probate and family court department
386 $23,809,999

387 Land Court Department.

388 0334-0001 For the operation of the land court department $2,518,960

389 Boston Municipal Court Department.

390 0335-0001 For the operation of the Boston municipal court department

391 $11,276,456

392 Housing Court Department.

393 0336-0002 For the operation of the housing court department $5,957,386

394 Juvenile Court Department.

395 0337-0002 For the operation of the juvenile court department; provided that in fiscal

396 year 2012 the department shall not reduce the amount allocated to the CASA programs as

397 appearing in items 0337-0300, 0337-0400, 0337-0600, 0337-0700, 0337-0900 of section 2 of

398 chapter 182 of the acts of 2008 $14,178,054

399 Office of the Commissioner of Probation.

400 0339-1001 For the office of the commissioner of probation; provided further, that

401 associate probation officers shall only perform in-court functions and shall assume the in-court

402 duties of the currently employed probation officers who shall be reassigned within the probation

403 service, subject to collective bargaining agreements, to perform intensive, community-based

404 supervision of probationers, including the intensive supervision and community restraint services

405 described in item 0339-1003; provided further, that funds from this item shall be expended for

406 the costs associated with full implementation of chapter 303 of the acts of 2006 and chapter 418

407 of the acts of 2006 to ensure effective supervision of probationers who are monitored through
408 global positioning system bracelets; provided further, that no funds shall be expended from this
409 item to cover the costs of building leases; provided further, that notwithstanding any general or
410 special law, rule or regulation to the contrary, probation officer personnel and probation clerical
411 support staff assigned to the courts shall be provided with suitable office space in their current
412 location in and around the various divisions and departments of the trial court, as the case may
413 be, or in suitable office space as appropriate, with the advice and consent of the commissioner;
414 provided further, that the office shall enter into an interagency service agreement with the
415 department of revenue to verify income data and to use the department's wage reporting and
416 bank match system for the purpose of weekly tape-matching to determine an individual's
417 eligibility for appointment of indigent counsel, as defined in chapter 211D of the General Laws;
418 provided further, that the office shall submit quarterly reports to the joint committee on the
419 judiciary and the house and senate committees on ways and means detailing the progress of
420 eligibility verification with the department; and provided further, that the report shall include, but
421 not be limited to: (a) the number of individuals to be found misrepresenting assets; (b) the
422 revenue generated through collection of indigent client fees; (c) the average indigent client fee
423 that each court division collects per case since the effective date of this act; (d) recommendations
424 on improvements in verifying eligibility for counsel; and (e) other pertinent information to
425 ascertain the effectiveness of verification $116,765,364

426 0339-1003 For the operation of the office of community corrections, including the
427 costs of personnel; provided, that funds shall be expended for the costs of intensive supervision
428 and community corrections programs; provided further, that the programs shall include, but not
429 be limited to, tracking, community service, educational assistance, drug and alcohol testing and

430 treatment, curfew enforcement, home confinement, day reporting, means-tested fines, restitution
431 and community incapacitation or restraint; provided further, that the number of placements in the
432 programs shall not exceed a daily average goal of 5,000 intensively-supervised probationers;
433 provided further, that funds from this item shall be expended to cover the costs of the programs
434 that are undertaken and administered by court probation offices and county sheriffs' offices;
435 provided further, that funds shall be expended to such programs in each county in fiscal year
436 2012; provided further, that the executive director of the office of community corrections shall
437 enter into interagency service agreements and memoranda of understanding with the probation
438 offices and sheriffs' offices for the provision of such programs, including the contracting for
439 detention space for probationers arrested for violating probation and awaiting court action and
440 detention space for probationers who have been ordered by the trial court to be supervised at a
441 higher level of restraint; provided further, that such agreements and memoranda shall be entered
442 into at the direction of the executive director; provided further, that the executive director shall
443 submit a spending and management plan for the programs to the house and senate committees on
444 ways and means not later than January 30, 2012; and provided further, that the plan shall include
445 the projected number of probationers to be served by each program and a description of the
446 oversight and services provided to the probationers $22,024,310

447 0339-2100 For the office of the jury commissioner in accordance with chapter 234A
448 of the General Laws $2,335,818

449 Suffolk District Attorney.

450 0340-0100 For the Suffolk district attorney's office, including the victim and witness
451 assistance program, the child abuse and sexual assault prosecution program, the domestic

452 violence unit and the children's advocacy center; provided, that the office shall submit a report to
453 the executive director of the Massachusetts District Attorneys Association not later than January
454 30, 2012, summarizing the number and types of criminal cases managed or prosecuted by the
455 office in calendar year 2011 and the disposition or status thereof, which shall be delineated by
456 each jurisdiction of the district, juvenile, probate, superior, appeals and supreme judicial court in
457 which the cases were managed or prosecuted; provided further, that for each jurisdiction of said
458 courts, the report shall include, but not be limited to, the following: (a) the type of criminal case;
459 (b) the total number of defendants charged under the type of case; and (c) summary of
460 dispositions or statuses thereof; provided further, that 50 per cent of fees payable pursuant to
461 Massachusetts Rules of Criminal Procedure 15 (d) and 30 (c)(8) for appeals taken by the office
462 shall be paid from this item; provided further, that the office shall submit a report to the
463 executive director of the Massachusetts District Attorneys Association not later than January 30,
464 2012, detailing the office's use of drug forfeiture funds collected pursuant to chapter 94C of the
465 General Laws; provided further, that the report shall include, but not be limited to, the following:
466 (a) the amount of the funds deposited into the office's special law enforcement trust fund in
467 fiscal years 2009, 2010 and 2011; (b) a description of how the funds were used in those fiscal
468 years; and (c) the balance of the trust fund as of January 2, 2012; provided further, that no
469 assistant district attorney shall be paid an annual salary of less than $37,500; and provided
470 further, that at least 30 days before transferring any funds authorized in this item from the AA
471 object class, the district attorney shall notify the house and senate committees on ways and
472 means of its intention to make that transfer $16,052,775

473 0340-0101 For the overtime costs of state police officers assigned to the Suffolk
474 district attorney's office $354,303

475 Middlesex District Attorney.

476 0340-0200 For the Middlesex district attorney's office, including the victim and
477 witness assistance program, the child abuse and sexual assault prosecution program and the
478 domestic violence unit; provided, that the office shall submit a report to the executive director of
479 the Massachusetts District Attorneys Association not later than January 30, 2012, summarizing
480 the number and types of criminal cases managed or prosecuted by the office in calendar year
481 2011 and the disposition or status thereof, which shall be delineated by each jurisdiction of the
482 district, juvenile, probate, superior, appeals and supreme judicial court in which the cases were
483 managed or prosecuted; provided further, that for each jurisdiction of said courts, the report shall
484 include, but not be limited to, the following: (a) the type of criminal case; (b) the total number of
485 defendants charged under the type of case; and (c) summary of dispositions or statuses thereof;
486 provided further, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal
487 Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item;
488 provided further, that the office shall submit a report to the executive director of the
489 Massachusetts District Attorneys Association not later than January 30, 2012, detailing the
490 office's use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws;
491 provided further, that the report shall include, but not be limited to, the following: (a) the amount
492 of the funds deposited into the office's special law enforcement trust fund in fiscal years 2009,
493 2010 and 2011; (b) a description of how the funds were used in those fiscal years; and (c) the
494 balance of the trust fund as of January 2, 2012; provided further, that no assistant district attorney
495 shall be paid an annual salary of less than $37,500; and provided further, that at least 30 days
496 before transferring any funds authorized in this item from the AA object class, the district

497 attorney shall notify the house and senate committees on ways and means of its intention to
498 make that transfer $13,690,462

499 0340-0201 For the overtime costs of state police officers assigned to the Middlesex
500 district attorney's office $516,485

501 Eastern District Attorney.

502 0340-0300 For the Eastern district attorney's office, including the victim and witness
503 assistance program, the child abuse and sexual assault prosecution program and the domestic
504 violence unit; provided, that the office shall submit a report to the executive director of the
505 Massachusetts District Attorneys Association no later than January 30, 2012, summarizing the
506 number and types of criminal cases managed or prosecuted by the office in calendar year 2011
507 and the disposition or status thereof, which shall be delineated by each jurisdiction of the district,
508 juvenile, probate, superior, appeals and supreme judicial court in which the cases were managed
509 or prosecuted; provided further, that for each jurisdiction of said courts, the report shall include,
510 but not be limited to, the following: (a) the type of criminal case; (b) the total number of
511 defendants charged under the type of case; and (c) summary of dispositions or statuses thereof;
512 provided further, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal
513 Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item;
514 provided further, that the office shall submit a report to the executive director of the
515 Massachusetts District Attorneys Association no later than January 30, 2012, detailing the
516 office's use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws;
517 provided further, that the report shall include, but not be limited to, the following: (a) the amount
518 of the funds deposited into the office's special law enforcement trust fund in fiscal years 2009,

519 2010 and 2011; (b) a description of how the funds were used in those fiscal years; and (c) the
520 balance of the trust fund as of January 2, 2012; provided further, that no assistant district attorney
521 shall be paid an annual salary of less than $37,500; and provided further, that at least 30 days
522 before transferring any funds authorized in this item from the AA object class, the district
523 attorney shall notify the house and senate committees on ways and means of its intention to make
524 that transfer $8,411,609

525 0340-0301 For the overtime costs of state police officers assigned to the Eastern
526 district attorney's office $504,351

527 Worcester District Attorney.

528 0340-0400 For the Worcester district attorney's office, including the victim and
529 witness assistance program, the child abuse and sexual assault prosecution program and the
530 domestic violence unit; provided, that the office shall submit a report to the executive director of
531 the Massachusetts District Attorneys Association not later than January 30, 2012, summarizing
532 the number and types of criminal cases managed or prosecuted by the office in calendar year
533 2011 and the disposition or status thereof, which shall be delineated by each jurisdiction of the
534 district, juvenile, probate, superior, appeals, and supreme judicial court in which the cases were
535 managed or prosecuted; provided further, that for each jurisdiction of said courts, the report shall
536 include, but not be limited to, the following: (a) the type of criminal case; (b) the total number of
537 defendants charged under the type of case; and (c) summary of dispositions or statuses thereof;
538 provided further, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal
539 Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item;
540 provided further, that the office shall submit a report to the executive director of the

541 Massachusetts District Attorneys Association not later than January 30, 2012, detailing the
542 office's use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws;
543 provided further, that the report shall include, but not be limited to, the following: (a) the amount
544 of the funds deposited into the office's special law enforcement trust fund in fiscal years 2009,
545 2010 and 2011; (b) a description of how the funds were used in those fiscal years; and (c) the
546 balance of the trust fund as of January 2, 2012; provided further, that no assistant district attorney
547 shall be paid an annual salary of less than $37,500; and provided further, that at least 30 days
548 before transferring any funds authorized in this item from the AA object class, the district
549 attorney shall notify the house and senate committees on ways and means of its intention to make
550 that transfer $8,889,774

551 0340-0401 For the overtime costs of state police officers assigned to the Worcester
552 district attorney's office $413,499

553 0340-0410 For the analysis of narcotic drug synthetic substitutes, poisons, drugs,
554 medicines and chemicals at the University of Massachusetts Medical School in order to support
555 the law enforcement efforts of the district attorneys, the state police and municipal police
556 departments $420,000

557 Hampden District Attorney.

558 0340-0500 For the Hampden district attorney's office, including the victim and
559 witness assistance program, the child abuse and sexual assault prosecution program and the
560 domestic violence unit; provided, that the office shall submit a report to the executive director of
561 the Massachusetts District Attorneys Association not later than January 30, 2012, summarizing
562 the number and types of criminal cases managed or prosecuted by the office in calendar year

563 2011 and the disposition or status thereof, which shall be delineated by each jurisdiction of the
564 district, juvenile, probate, superior, appeals and supreme judicial court in which the cases were
565 managed or prosecuted; provided further, that for each jurisdiction of said courts, the report shall
566 include, but not be limited to, the following: (a) the type of criminal case; (b) the total number of
567 defendants charged under the type of case; and (c) summary of dispositions or statuses thereof;
568 provided further, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal
569 Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item;
570 provided further, that the office shall submit a report to the executive director of the
571 Massachusetts District Attorneys Association not later than January 30, 2012, detailing the
572 office's use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws;
573 provided further, that the report shall include, but not be limited to, the following: (a) the amount
574 of the funds deposited into the office's special law enforcement trust fund in fiscal years 2009,
575 2010 and 2011; (b) a description of how the funds were used in those fiscal years; and (c) the
576 balance of the trust fund as of January 2, 2012; provided further, that no assistant district attorney
577 shall be paid an annual salary of less than $37,500; and provided further, that at least 30 days
578 before transferring any funds authorized in this item from the AA object class, the district
579 attorney shall notify the house and senate committees on ways and means of its intention to make
580 that transfer $8,004,233

581 0340-0501 For the overtime costs of state police officers assigned to the Hampden
582 district attorney's office $339,899

583 Hampshire/Franklin District Attorney.

584 0340-0600 For the Hampshire/Franklin district attorney's office, including the victim
585 and witness assistance program, the child abuse and sexual assault prosecution program and the
586 domestic violence unit; provided, that the office shall submit a report to the executive director of
587 the Massachusetts District Attorneys Association not later than January 30, 2012, summarizing
588 the number and types of criminal cases managed or prosecuted by the office in calendar year
589 2011 and the disposition or status thereof, which shall be delineated by each jurisdiction of the
590 district, juvenile, probate, superior, appeals and supreme judicial court in which the cases were
591 managed or prosecuted; provided further, that for each jurisdiction of said courts, the report shall
592 include, but not be limited to, the following: (a) the type of criminal case; (b) the total number of
593 defendants charged under the type of case; and (c) summary of dispositions or statuses thereof;
594 provided further, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal
595 Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item;
596 provided further, that the office shall submit a report to the executive director of the
597 Massachusetts District Attorneys Association not later than January 30, 2012, detailing the
598 office's use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws;
599 provided further, that the report shall include, but not be limited to, the following: (a) the amount
600 of the funds deposited into the office's special law enforcement trust fund in fiscal years 2009,
601 2010 and 2011; (b) a description of how the funds were used in said fiscal years; and (c) the
602 balance of the trust fund as of January 2, 2012; provided further, that no assistant district attorney
603 shall be paid an annual salary of less than $37,500; and provided further, that at least 30 days
604 before transferring any funds authorized in this item from the AA object class, the district
605 attorney shall notify the house and senate committees on ways and means of its intention to make
606 that transfer $4,983,716

607 0340-0601 For the overtime costs of state police officers assigned to the
608 Hampshire/Franklin district attorney's office $294,248

609 Norfolk District Attorney.

610 0340-0700 For the Norfolk district attorney's office, including the victim and witness
611 assistance program, the child abuse and sexual assault prosecution program and the domestic
612 violence unit; provided, that the office shall submit a report to the executive director of the
613 Massachusetts District Attorneys Association not later than January 30, 2012, summarizing the
614 number and types of criminal cases managed or prosecuted by the office in calendar year 2011
615 and the disposition or status thereof, which shall be delineated by each jurisdiction of the district,
616 juvenile, probate, superior, appeals and supreme judicial court in which the cases were managed
617 or prosecuted; provided further, that for each jurisdiction of said courts, the report shall include,
618 but not be limited to, the following: (a) the type of criminal case; (b) the total number of
619 defendants charged under the type of case; and (c) summary of dispositions or statuses thereof;
620 provided further, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal
621 Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item;
622 provided further, that the office shall submit a report to the executive director of the
623 Massachusetts District Attorneys Association not later than January 30, 2012, detailing the
624 office's use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws;
625 provided further, that the report shall include, but not be limited to, the following: (a) the amount
626 of the funds deposited into the office's special law enforcement trust fund in fiscal years 2009,
627 2010 and 2011; (b) a description of how the funds were used in those fiscal years; and (c) the
628 balance of the trust fund as of January 2, 2012; provided further, that no assistant district attorney
629 shall be paid an annual salary of less than $37,500; and provided further, that at least 30 days

630 before transferring any funds authorized in this item from the AA object class, the district
631 attorney shall notify the house and senate committees on ways and means of its intention to
632 make that transfer $8,200,596

633 0340-0701 For the overtime costs of state police officers assigned to the Norfolk
634 district attorney's office $427,306

635 Plymouth District Attorney.

636 0340-0800 For the Plymouth district attorney's office, including the victim and
637 witness assistance program, the child abuse and sexual assault prosecution program and the
638 domestic violence unit; provided, that the office shall submit a report to the executive director of
639 the Massachusetts District Attorneys Association not later than January 30, 2012, summarizing
640 the number and types of criminal cases managed or prosecuted by the office in calendar year
641 2011 and the disposition or status thereof, which shall be delineated by each jurisdiction of the
642 district, juvenile, probate, superior, appeals and supreme judicial court in which the cases were
643 managed or prosecuted; provided further, that for each jurisdiction of said courts, the report shall
644 include, but not be limited to, the following: (a) the type of criminal case; (b) the total number of
645 defendants charged under the type of case; and (c) summary of dispositions or statuses thereof;
646 provided further, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal
647 Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item;
648 provided further, that the office shall submit a report to the executive director of the
649 Massachusetts District Attorneys Association not later than January 30, 2012, detailing the
650 office's use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws;
651 provided further, that the report shall include, but not be limited to, the following: (a) the amount

652 of the funds deposited into the office's special law enforcement trust fund in fiscal years 2009,
653 2010 and 2011; (b) a description of how the funds were used in those fiscal years; and (c) the
654 balance of the trust fund as of January 2, 2012; provided further, that no assistant district attorney
655 shall be paid an annual salary of less than $37,500; and provided further, that at least 30 days
656 before transferring any funds authorized in this item from the AA object class, the district
657 attorney shall notify the house and senate committees on ways and means of its intention to make
658 that transfer $7,113,287

659 0340-0801 For the overtime costs of state police officers assigned to the Plymouth
660 district attorney's office $429,842

661 Bristol District Attorney.

662 0340-0900 For the Bristol district attorney's office, including the victim and witness
663 assistance program, the child abuse and sexual assault prosecution program and the domestic
664 violence unit; provided, that the office shall submit a report to the executive director of the
665 Massachusetts District Attorneys Association not later than January 30, 2012, summarizing the
666 number and types of criminal cases managed or prosecuted by the office in calendar year 2011
667 and the disposition or status thereof, which shall be delineated by each jurisdiction of the district,
668 juvenile, probate, superior, appeals and supreme judicial court in which the cases were managed
669 or prosecuted; provided further, that for each jurisdiction of said courts, the report shall include,
670 but not be limited to, the following: (a) the type of criminal case; (b) the total number of
671 defendants charged under the type of case; and (c) summary of dispositions or statuses thereof;
672 provided further, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal
673 Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item;

674 provided further, that the office shall submit a report to the executive director of the
675 Massachusetts District Attorneys Association not later than January 30, 2012, detailing the
676 office's use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws;
677 provided further, that the report shall include, but not be limited to, the following: (a) the amount
678 of the funds deposited into the office's special law enforcement trust fund in fiscal years 2009,
679 2010 and 2011; (b) a description of how the funds were used in those fiscal years; and (c) the
680 balance of the trust fund as of January 2, 2012; provided further, that no assistant district attorney
681 shall be paid an annual salary of less than $37,500; and provided further, that at least 30 days
682 before transferring any funds authorized in this item from the AA object class, the district
683 attorney shall notify the house and senate committees on ways and means of its intention to make
684 that transfer $7,401,003

685 0340-0901 For the overtime costs of state police officers assigned to the Bristol
686 district attorney's office $326,318

687 Cape and Islands District Attorney.

688 0340-1000 For the Cape and Islands district attorney's office, including the victim
689 and witness assistance program, the child abuse and sexual assault prosecution program and the
690 domestic violence unit; provided further, that the office shall submit a report to the executive
691 director of the Massachusetts District Attorneys Association not later than January 30, 2012,
692 summarizing the number and types of criminal cases managed or prosecuted by the office in
693 calendar year 2011 and the disposition or status thereof, which shall be delineated by each
694 jurisdiction of the district, juvenile, probate, superior, appeals and supreme judicial court in
695 which the cases were managed or prosecuted; provided further, that for each jurisdiction of said

696 courts, the report shall include, but not be limited to, the following: (a) the type of criminal case;
697 (b) the total number of defendants charged under the type of case; and (c) summary of
698 dispositions or statuses thereof; provided further, that 50 per cent of fees payable pursuant to
699 Massachusetts Rules of Criminal Procedure 15 (d) and 30 (c)(8) for appeals taken by the office
700 shall be paid from this item; provided further, that the office shall submit a report to the
701 executive director of the Massachusetts District Attorneys Association not later than January 30,
702 2012, detailing the office's use of drug forfeiture funds collected pursuant to chapter 94C of the
703 General Laws; provided further, that the report shall include, but not be limited to, the following:
704 (a) the amount of the funds deposited into the office's special law enforcement trust fund in
705 fiscal years 2009, 2010 and 2011; (b) a description of how the funds were used in those fiscal
706 years; and (c) the balance of the trust fund as of January 2, 2012; provided further, that no
707 assistant district attorney shall be paid an annual salary of less than $37,500; and provided
708 further, that at least 30 days before transferring any funds authorized in this item from the AA
709 object class, the district attorney shall notify the house and senate committees on ways and
710 means of its intention to make that transfer $3,617,658

711 0340-1001 For the overtime costs of state police officers assigned to the Cape and
712 Islands district attorney's office $278,735

713 Berkshire District Attorney.

714 0340-1100 For the Berkshire district attorney's office, including the victim and
715 witness assistance program, the child abuse and sexual assault prosecution program, the drug
716 task force and the domestic violence unit; provided, that the office shall submit a report to the
717 executive director of the Massachusetts District Attorneys Association not later than January 30,

718 2012, summarizing the number and types of criminal cases managed or prosecuted by the office
719 in calendar year 2011 and the disposition or status thereof, which shall be delineated by each
720 jurisdiction of the district, juvenile, probate, superior, appeals and supreme judicial court in
721 which the cases were managed or prosecuted; provided further, that for each jurisdiction of said
722 courts, the report shall include, but not be limited to, the following: (a) the type of criminal case;
723 (b) the total number of defendants charged under the type of case; and (c) summary of
724 dispositions or statuses thereof; provided further, that 50 per cent of fees payable pursuant to
725 Massachusetts Rules of Criminal Procedure 15 (d) and 30 (c)(8) for appeals taken by the office
726 shall be paid from this item; provided further, that the office shall submit a report to the
727 executive director of the Massachusetts District Attorneys Association not later than January 30,
728 2012, detailing the office's use of drug forfeiture funds collected pursuant to chapter 94C of the
729 General Laws; provided further, that the report shall include, but not be limited to, the following:
730 (a) the amount of the funds deposited into the office's special law enforcement trust fund in
731 fiscal years 2009, 2010 and 2011; (b) a description of how the funds were used in those fiscal
732 years; and (c) the balance of the trust fund as of January 2, 2012; provided further, that no
733 assistant district attorney shall be paid an annual salary of less than $37,500; and provided
734 further, that at least 30 days before transferring any funds authorized in this item from the AA
735 object class, the district attorney shall notify the house and senate committees on ways and
736 means of its intention to make that transfer $3,522,666

737 0340-1101 For the overtime costs of state police officers assigned to the Berkshire
738 district attorney's office $215,126

739 DISTRICT ATTORNEYS ASSOCIATION.

740 0340-2100 For the operation of the Massachusetts District Attorneys Association,
741 including the implementation and related expenses of the district attorneys' office automation
742 and case management and tracking system; provided, that expenses associated with the system
743 may be charged directly to this item; provided further, that the department shall work in
744 conjunction with the disabled persons protection commission and the 11 district attorneys'
745 offices to prepare a report that shall include, but not be limited to, the following: (a) the number
746 of abuse cases that are referred to each district attorney office for further investigation; (b) the
747 number of said referrals resulting in the filing of criminal charges, delineated by type of charge;
748 (c) the number of cases referred to each district attorneys office that remain open as of the date
749 for submission of said report; and (d) the number of cases resulting in a criminal prosecution,
750 and the disposition of each such prosecution; provided further, that said report shall be submitted
751 to the house and senate committees on ways and means on or before March 12, 2012; provided
752 further, that no expenditures shall be made, on or after the effective date of this act, which would
753 cause the commonwealth's obligation for the purpose of this item to exceed the amount
754 appropriated in this item; provided further, that the association shall work in conjunction with the
755 11 district attorneys' offices to prepare and submit a report to the house and senate committees
756 on ways and means not later than February 28, 2012, summarizing the number and types of
757 criminal cases managed or prosecuted by all district attorneys' offices in calendar year 2011 and
758 the disposition or status thereof which shall be delineated by each jurisdiction of the district,
759 juvenile, probate, superior, appeals and supreme judicial court in which the cases were managed
760 or prosecuted; provided further, that for each jurisdiction of the courts, the report shall include,
761 but not be limited to, the following: (a) the type of criminal case; (b) the total number of
762 defendants charged under the type of case; and (c) summary of dispositions or statuses thereof;

763 provided further, that the association shall work in conjunction with the 11 district attorneys'
764 offices to prepare and submit a report to the house and senate committees on ways and means not
765 later than February 28, 2012, detailing all district attorney offices' use of drug forfeiture funds
766 collected pursuant to chapter 94C of the General Laws; provided further, that the report shall
767 include, but not be limited to, the following: (a) amount of the funds deposited into an office's
768 special law enforcement trust fund in fiscal years 2009, 2010 and 2011; (b) how the funds were
769 used in those fiscal years; and (c) balance of the trust fund as of January 2, 2012; provided
770 further, that the department shall work together with the 11 district attorneys' offices to submit a
771 report to the house and senate committees on ways and means not later than January 30, 2012,
772 detailing the total number and use of private attorneys participating in any volunteer prosecutor
773 program; and provided further, that the report shall include, but not be limited to, the following:
774 (a) the total number of personnel from private law firms participating in the program at each of
775 the 11 district attorneys' offices; (b) the name and address of the law firms; (c) the duties
776 performed by the personnel; and (d) the benefits and cost savings associated with the program
777 $1,660,006

778 0340-2117 For the retention of assistant district attorneys with more than 3 years of
779 experience; provided, that the Massachusetts District Attorneys Association shall transfer funds
780 to the AA object class in each of the 11 district attorney offices in the commonwealth; provided
781 further, that the association shall develop a formula for distribution of the funds; provided
782 further, that funds distributed from this item to the district attorneys' offices shall be used for
783 retention purposes and shall not be transferred out of the AA object class; provided further, that
784 not more than $100,000 shall be distributed to any 1 district attorney's office; provided further
785 that not less than 60 days prior to the distribution of funds the District Attorneys Association

786 shall notify the house and senate committees on ways and means detailing: (a) the methodology
787 used to determine the amount to be dispersed; (b) the amount to be given to each district
788 attorney's office; (c) the reasoning behind the distribution; and (d) the number of assistant
789 district attorneys from each office who would receive funds from this item; and provided
790 further, that no funds shall be expended on the administrative costs of the association
791 $500,000

792 0340-8908 For the costs associated with maintaining the Massachusetts District
793 Attorneys Association's wide area network $1,317,090

794 EXECUTIVE.

795 0411-1000 For the offices of the governor, the lieutenant governor and the governor's
796 council; provided, that the amount appropriated in this item may be used at the discretion of the
797 governor for the payment of extraordinary expenses not otherwise provided for and for transfer
798 to appropriation accounts where the amounts otherwise available may be insufficient; provided
799 further, that funds may be expended for the governor's commission on intellectual disability;
800 provided further, that funds may be expended for the governor's development coordinating
801 council; and provided further, that the advisory council on Alzheimer's disease and related
802 disorders, as established in the office of the governor by section 379 of chapter 194 of the acts of
803 1998 and section 80 of chapter 236 of the acts of 2000, shall continue during fiscal year 2012
804 $4,293,342

805 0411-1005 For the operation of the office of the child advocate $243,564

806 SECRETARY OF THE COMMONWEALTH.

807 Office of the Secretary of the Commonwealth.

808 0511-0000 For the operation of the office of the secretary; provided, that the secretary
809 may transfer funds between items 0540-0900, 0540-1000, 0540-1100, 0540-1200, 0540-1300,
810 0540-1400, 0540-1500, 0540-1600, 0540-1700, 0540-1800, 0540-1900, 0540-2000 and 0540-
811 2100 pursuant to an allocation schedule filed with the house and senate committees on ways and
812 means not less than 30 days before the transfer; provided further, that each register of deeds
813 using electronic record books shall ensure that all methods of electronically recording
814 instruments conform to the regulations or standards established by the secretary of state and the
815 records conservation board; and provided further, that those regulations shall be issued not later
816 than June 30, 2012 $5,912,424

817 0511-0001 For the secretary of state who may expend revenues not to exceed $30,000
818 from the sale of merchandise at the Massachusetts state house gift shop for the purpose of
819 replenishing and restocking gift shop inventory $30,000

820 0511-0002 For the operation of the corporations division; provided, that the division
821 shall implement a corporate dissolution program which shall have a specific focus on limited
822 liability corporations and limited liability partnerships that have failed in their statutory
823 responsibility to file an annual report; and provided further, that the division shall file quarterly
824 reports with the house and senate committees on ways and means detailing the total number of
825 annual reports filed as a result of this program and the amount of revenue generated for the
826 commonwealth $254,213

827 0511-0200 For the operation of the archives division $378,121

828 0511-0230 For the operation of the records center $36,217

829 0511-0250 For the operation of the archives facility $296,521

830 0511-0260 For the operation of the commonwealth museum $243,684

831 0511-0270 For the secretary of state who shall contract with the University of
832 Massachusetts Donahue Institute to provide the commonwealth with technical assistance on
833 United States census data and to prepare annual population estimates provided that all estimate
834 data and reports be made available to the joint committee on redistricting in electronic files and
835 estimate data formatted to be compatible with GIS software 500,000

836 0511-0420 For the operation of the address confidentiality program $130,858

837 0517-0000 For the printing of public documents $600,000

838 0521-0000 For the operation of the elections division, including preparation, printing
839 and distribution of ballots and for other miscellaneous expenses for primary and other elections;
840 provided, that the secretary of state may award grants for voter registration and education; and
841 provided further, that the registration and education activities may be conducted by community-
842 based voter registration and education organizations $5,175,000

843 0521-0001 For the operation of the central voter registration computer system;
844 provided, that an annual report detailing voter registration activity shall be submitted to the
845 house and senate committees on ways and means on or before February 1, 2012; provided further
846 that all information contained in the Central Voter Registration Computer System as described in
847 MGL 51 § 47C and all election results since January 1, 2001 for which the office of the State
848 Secretary has any involvement under MGL 54 be made available to the joint committee on

849 redistricting for the purpose of the redistricting under Article XVI and Article CI of the

850 Massachusetts Constitution $4,937,121

851 0524-0000 For providing information to voters $335,528

852 0526-0100 For the operation of the Massachusetts historical commission

853 $750,000

854 0527-0100 For the operation of the ballot law commission $10,545

855 0528-0100 For the operation of the records conservation board $34,056

856 0540-0900 For the registry of deeds located in the city of Lawrence in the former

857 county of Essex $1,048,798

858 0540-1000 For the registry of deeds located in the city of Salem in the former county

859 of Essex $2,787,199

860 0540-1100 For the registry of deeds in the former county of Franklin $463,183

861 0540-1200 For the registry of deeds in the former county of Hampden $1,693,918

862 0540-1300 For the registry of deeds in the former county of Hampshire $486,003

863 0540-1400 For the registry of deeds located in the city of Lowell in the former county

864 of Middlesex $1,148,053

865 0540-1500 For the registry of deeds located in the city of Cambridge in the former

866 county of Middlesex $2,963,930

867 0540-1600 For the registry of deeds located in the town of Adams in the former
868 county of Berkshire $258,124

869 0540-1700 For the registry of deeds located in the city of Pittsfield in the former
870 county of Berkshire $430,612

871 0540-1800 For the registry of deeds located in the town of Great Barrington in the
872 former county of Berkshire $215,166

873 0540-1900 For the registry of deeds in the former county of Suffolk $1,777,527

874 0540-2000 For the registry of deeds located in the city of Fitchburg in the former
875 county of Worcester $672,325

876 0540-2100 For the registry of deeds located in the city of Worcester in the former
877 county of Worcester $2,228,331

878 TREASURER AND RECEIVER-GENERAL.

879 Office of the Treasurer and Receiver General.

880 0610-0000 For the office of the treasurer and receiver-general; provided, that the
881 treasurer shall provide computer services required by the teachers' retirement board; provided
882 further, that the treasurer's office shall submit a report to the victim and witness assistance board
883 which details the amount of assessments transmitted to the treasurer during the previous calendar
884 year on a monthly basis from the courts, the registrar of motor vehicles and the sheriff or
885 superintendent of any correctional facility pursuant to section 8 of chapter 258B of the general
886 laws; provided further, that the report shall be submitted to the board on or before January 16,
887 2012; provided further, that funds may be expended for the payment of bank fees; provided

888 further, that financial assistance shall be made available to injured firefighters; and provided
889 further, that the treasurer's office shall pay half of the administrative costs of the municipal
890 finance oversight board from this item $9,181,660

891 0610-0010 For programs to promote and improve financial literacy of Massachusetts
892 residents $85,000

893 0610-0050 For the administration of the alcoholic beverages control commission in its
894 efforts to regulate and control the conduct and condition of traffic in alcoholic beverages;
895 provided, that said commission shall maintain at least 1 chief investigator and other investigators
896 for the purpose of regulating and controlling the traffic of alcoholic beverages; provided further,
897 that said commission shall work and cooperate with the Alcohol, Tobacco, and Firearms division
898 of the United States Department of Justice and other relevant federal agencies to assist in its
899 efforts to regulate and control the traffic of alcoholic beverages; and provided further, that the
900 commission shall seek out matching federal dollars and apply for federal grants that may be
901 available to assist in the enforcement of laws pertaining to the traffic of alcoholic beverages
902 $1,993,336

903 0610-0051 For the operations of the alcoholic beverages control commission relative to
904 the prevention of underage drinking and related programs, including but not limited to applying
905 for and obtaining federal Alcohol, Tobacco, and Firearms funds, grants, and other federal
906 appropriations; provided further, that the commission is hereby authorized to expend revenues up
907 to $171,664 collected from fees generated by said commission; provided further, that for the
908 purposes of accommodating discrepancies between the receipt of retained revenue and related
909 expenditures, said commission may incur expenses and the comptroller may certify for payment

910 amounts not to exceed the lower of this authorization or the most recent revenue estimate as
911 reported in the state accounting system $171,664

912 0610-0060 For the costs associated with the investigation and enforcement division of
913 the alcoholic beverages control commission's implementation of the enhanced liquor
914 enforcement programs, known as Safe Campus, Safe Holidays, Safe Prom, and Safe Summer;
915 provided, that funds from this appropriation shall not support other operating costs of item 0610-
916 0050; and provided further, that said commission shall submit a report to the house and senate
917 committees on ways and means not later than March 2, 2012 detailing the results of said program
918 $100,000

919 0610-0140 For the purpose of funding administrative, transactional and research
920 expenses associated with maintaining and increasing the interest earnings on the General Fund
921 and the Commonwealth Stabilization Fund investments $21,582

922 0610-2000 For payments made to veterans pursuant to section 16 of chapter 130 of
923 the acts of 2005, section 32 of chapter 132 of the acts of 2009 and section 11 of chapter 112 of
924 the acts of 2010; provided, that the office of the state treasurer may expend not more than
925 $205,000 for costs incurred in the administration of these payments; and provided further, that
926 the treasurer shall notify the house and senate committees on ways and means upon the
927 expenditure of the funds appropriated herein $2,155,604

928 0611-1000 For bonus payments to war veterans $44,500

929 0612-0105 For payment of the public safety employee killed in the line of duty
930 benefit authorized by section 100A of chapter 32 of the General Laws; provided, that the
931 treasurer's office shall provide immediate written notification to the secretary of administration

932 and finance and the house and senate committees on ways and means upon the expenditure of the
933 funds appropriated herein $100,000

934 Lottery Commission.

935 0640-0000 For the operation of the state lottery commission and arts lottery;
936 provided, that no funds shall be expended from this item for any costs associated with the
937 promotion or advertising of lottery games; provided further, that all necessary steps shall be
938 taken to implement player activated terminals and raffle-style games in fiscal year 2012;
939 provided further, that positions funded by this item shall not be subject to chapters 30 and 31 of
940 the General Laws; and provided further, that 25 per cent of the amount appropriated herein shall
941 be transferred quarterly from the State Lottery Fund to the General Fund $77,721,702

942 0640-0005 For the costs associated with the continued implementation of monitor
943 games; provided, that any sums expended on promotional activities shall be limited to point-of-
944 sale promotions and agent newsletters; and provided further, that 25 per cent of the amount
945 appropriated in this item shall be transferred quarterly from the State Lottery Fund to the General
946 Fund $2,715,484

947 0640-0010 For the promotional activities associated with the state lottery program;
948 provided, that 25 per cent of the amount appropriated in this item shall be transferred quarterly
949 from the State Lottery Fund to the General Fund $2,000,000

950 0640-0096 For the purpose of the commonwealth's fiscal year 2012 contributions to
951 the health and welfare fund established pursuant to the collective-bargaining agreement between
952 the lottery commission and the service employees international union, Local 888, AFL-CIO;
953 provided, that the contributions shall be paid to the trust fund on such basis as the collective

954 bargaining agreement provides; and provided further, that 25 per cent of the amount appropriated
955 in this item shall be transferred quarterly from the State Lottery Fund to the General Fund
956 $355,945

957 MASSACHUSETTS CULTURAL COUNCIL.

958 0640-0300 For the services and operations of the council, including grants to or
959 contracts with public and non-public entities; provided, that notwithstanding any general or
960 special law to the contrary, the council may expend the amounts herein appropriated for the
961 purposes of the council as provided in sections 52 to 58, inclusive, of chapter 10 of the General
962 Laws in amounts and at times as the council may determine pursuant to section 54 of said
963 chapter 10; provided further, that 25 per cent of the amount appropriated herein shall be
964 transferred quarterly from the Arts Lottery Fund to the General Fund; provided further, that any
965 funds expended from this item for the benefit of schoolchildren shall be expended for the benefit
966 of all Massachusetts schoolchildren and on the same terms and conditions; provided further, that
967 the council shall not expend funds from this item for any grant or contract recipient that, in any
968 program or activity for Massachusetts schoolchildren, does not apply the same terms and
969 conditions to all such schoolchildren; provided further, that a person employed under this item
970 shall be considered an employee within the meaning of section 1 of chapter 150E of the General
971 Laws and shall be placed in the appropriate bargaining unit; and provided further, that funding
972 provided in this item shall be in addition to $3,000,000 in funding from the Massachusetts
973 Development Finance Authority made available for the Massachusetts cultural council
974 $5,449,866

975 Debt Service.

976 0699-0005 The state treasurer may retain and expend an amount not to exceed
977 $20,000,000 in fiscal year 2012 from premiums paid on the sales of revenue anticipation notes
978 and expend such premium payments for the purposes of paying principal and interest on account
979 of the revenue anticipation notes $20,000,000

980 0699-0015 For the payment of interest, discount and principal on certain bonded debt
981 and the sale of bonds of the commonwealth; provided, that notwithstanding any general or
982 special law to the contrary, the state treasurer may make payments pursuant to section 38C of
983 chapter 29 of the General Laws from this item, items 0699-9100, 0699-2004 and 0699-0016;
984 provided further, that the payments shall pertain to the bonds, notes, or other obligations
985 authorized to be paid from each item; provided further, that notwithstanding any general or
986 special law to the contrary, the comptroller may transfer the amounts that would otherwise be
987 unexpended on June 30, 2012, from item 0699-0015 to items 0699-9100, 0699-2004 and 0699-
988 0016 or from items 0699-9100, 0699-2004 and 0699-0016 to item 0699-0015 which would
989 otherwise have insufficient amounts to meet debt service obligations for the fiscal year ending
990 June 30, 2012; provided further, that each amount transferred shall be charged to the funds as
991 specified in the item to which the amount is transferred; and provided further, that payments on
992 bonds issued pursuant to section 2O of said chapter 29 shall be paid from this item and shall be
993 charged to the Infrastructure sub-fund of the Commonwealth Transportation Fund
994 $1,883,842,211

995 General Fund 56.87%

996 Commonwealth Transportation Fund 43.13%

997 0699-0016 For the payment of interest, discount and principal on certain indebtedness
998 incurred under chapter 233 of the acts of 2008 for financing the accelerated bridge program
999 $25,217,567

1000 Commonwealth Transportation Fund 100%

1001 0699-2004 For the payment of interest, discount and principal on certain indebtedness
1002 which may be incurred for financing the central artery/third harbor tunnel funding shortfall
1003 $86,189,403

1004 Commonwealth Transportation Fund 100%

1005 0699-9100 For the payment of costs associated with any bonds, notes or other
1006 obligations of the commonwealth, including issuance costs, interest on bonds, bond and revenue
1007 anticipation notes, commercial paper, and other notes pursuant to sections 47 and 49B of chapter
1008 29 of the General Laws and for the payment to the United States pursuant to section 148 of the
1009 Internal Revenue Code of 1986 of any rebate amount or yield reduction payment owed with
1010 respect to any bonds or notes or other obligations of the commonwealth; provided, that the
1011 treasurer shall certify to the comptroller a schedule of the distribution of costs among the various
1012 funds of the commonwealth; provided further, that the comptroller shall charge costs to the funds
1013 in accordance with the schedule; and provided further, that any deficit in this item at the close of
1014 the fiscal year ending June 30, 2012 shall be charged to the various funds or to the General Fund
1015 or Commonwealth Transportation Fund debt service reserves $27,951,544

1016 0699-9101 For the purpose of depositing with the trustee under the trust agreement
1017 authorized in section 10B of chapter 11 of the acts of 1997, an amount to be used to pay the

1018 interest due on notes of the commonwealth issued pursuant to section 9 of said chapter 11 and
1019 secured by the Federal Highway Grant Anticipation Note Trust Fund $22,607,000

1020 Commonwealth Transportation Fund 100%

1021 Department of Veterans Services.

1022 1410-0010 For the operation of the department of veterans' services; provided, that
1023 the department may fund a housing specialist from this item; provided further, that the
1024 department may expend funds for the Glory 54th Brigade; provided further, that the secretary of
1025 veterans' affairs shall submit a report to the joint committee on veterans' and federal affairs and
1026 the house and senate committees on ways and means not later than December 30, 2011 on the
1027 secretariat's implementation of and the outreach efforts of the so-called "welcome home bill";
1028 and provided further, that the report shall include the participation rates for service, hindrances to
1029 enrollment for the program and recommendations, including any necessary statutory or other
1030 changes to increase the number of service men and women who apply for such service; provided
1031 further, the department shall conduct a study of expanded treatment and residential services for
1032 veterans with head injuries and other trauma caused by Improvised Explosive Devices and other
1033 concussive weapons encountered on the modern battlefield; provided further, not less than
1034 $15,000 shall be expended for the Vietnam Veterans Moving Wall project in the metro west
1035 region; and provided further that not less than $25,000 be expended for the USS Massachusetts
1036 at Battle Ship Cove $2,402,778

1037 1410-0012 For services to veterans, including the maintenance and operation of
1038 outreach centers; provided, that the centers shall provide counseling to incarcerated veterans and
1039 to Vietnam era veterans and their families who may have been exposed to agent orange; and

1040 provided further, that these centers shall provide services to veterans who were discharged after
1041 September 11, 2001, and their families; and provided further, that the department shall not
1042 reduce the amount allocated to a program or its successor from the amount appropriated in
1043 section 2 of chapter 131 of the acts of 2010 $1,738,686

1044 1410-0015 For the women veterans' outreach program $50,000

1045 1410-0018 For the department of veterans' services which may expend not more than
1046 $300,000 for the maintenance and operation of Agawam and Winchendon veterans' cemeteries
1047 from revenue collected from fees, grants, gifts or other contributions to the cemeteries; prior
1048 appropriation continued $300,000

1049 1410-0100 For the revenue maximization project of the executive office of elder
1050 affairs to identify individuals eligible for veterans' pensions who are currently receiving home
1051 health care services $96,350

1052 1410-0250 For veterans' homelessness services; provided, that the department shall
1053 not reduce the amount allocated to a program or its successor from the amount appropriated in
1054 section 2 of chapter 131 of the acts of 2010 $2,083,073

1055 1410-0251 For the maintenance and operation of homeless shelters and transitional
1056 housing for veterans at the New England Center for Homeless Veterans located in the city of
1057 Boston $2,278,543

1058 1410-0300 For the payment of annuities to certain disabled veterans and the parents
1059 and un-remarried spouses of certain deceased veterans; provided, that the payments shall be
1060 made pursuant to section 6B of chapter 115 of the General Laws; provided further, that the

1061 department shall take reasonable steps to terminate payments upon the death of a recipient;
1062 provided further, that the department shall prorate annuity payments to ensure that the total
1063 payments in fiscal year 2012 shall not exceed the amount appropriated herein; and provided
1064 further, that the secretary of veterans' services shall file with the house and senate committees on
1065 ways and means a report detailing the number of applications received for annuities offered
1066 under this program at the end of each fiscal quarter $20,135,820

1067 1410-0400 For reimbursing cities and towns for money paid for veterans' benefits and
1068 for payments to certain veterans under section 6 of chapter 115 of the General Laws; provided,
1069 that notwithstanding any general or special law to the contrary, 100 per cent of the amounts of
1070 veterans' benefits paid by cities and towns to residents of a soldiers' home shall be paid by the
1071 commonwealth to the several cities and towns; provided further, that pursuant to section 9 of said
1072 chapter 115, the department shall reimburse cities and towns for the cost of United States flags
1073 placed on the graves of veterans on Memorial Day; provided further, that notwithstanding any
1074 general or special law to the contrary, the secretary of veterans' services shall continue a training
1075 program for veterans' agents and directors of veterans' services in cities and towns; provided
1076 further, that the department of veterans' services shall provide such training in several locations
1077 across the commonwealth; provided further, that training will be provided annually and on an as
1078 needed basis to veterans' services organizations to make them aware of the provision of said
1079 chapter 115 and all other benefits to which a veteran or the veteran's dependents may be entitled;
1080 provided further, that any person applying for veterans' benefits to pay for services available
1081 under chapter 118E of the General Laws shall also apply for medical assistance under said
1082 chapter 118E to minimize cost to the commonwealth and its municipalities; provided further, that
1083 veterans' agents shall complete applications authorized by the executive office under said

1084 chapter 118E for any veteran, widow and dependent applying for medical assistance under said
1085 chapter 115; provided further, that the veterans' agent shall file the application for the veteran or
1086 dependent for assistance under said chapter 118E; provided further, that the executive office
1087 shall act on all chapter 118E applications and advise the applicant and the veterans' agent of the
1088 applicant's eligibility for said chapter 118E healthcare; provided further, that the veterans' agent
1089 shall advise the applicant of the right to assistance for medical benefits under said chapter 115
1090 pending approval of the application for assistance under said chapter 118E by the executive
1091 office; provided further, that the secretary may supplement healthcare pursuant to said chapter
1092 118E with healthcare coverage under said chapter 115 if he determines that supplemental
1093 coverage is necessary to afford the veteran or dependent sufficient relief and support; provided
1094 further, that payments to or on behalf of a veteran or dependent pursuant to said chapter 115 shall
1095 not be considered income for the purposes of determining eligibility under said chapter 118E;
1096 and provided further, that benefits awarded pursuant to section 6B of said chapter 115 shall be
1097 considered countable income $38,980,045

1098 1410-0630 For the administration of the veterans' cemeteries in the towns of Agawam
1099 and Winchendon $948,313

1100 STATE AUDITOR.

1101 Office of the State Auditor.

1102 0710-0000 For the office of the state auditor, including the review and monitoring of
1103 privatization contracts in accordance with sections 52 to 55, inclusive, of chapter 7 of the
1104 General Laws $13,659,122

1105 0710-0100 For the operation of the division of local mandates $379,643

1106 0710-0200 For the operation of the bureau of special investigations; provided, that the
1107 office shall file quarterly reports with the house and senate committees on ways and means
1108 detailing the total amount of fraudulently obtained benefits identified by the bureau of special
1109 investigations of the office of the state auditor, the total value of settlement restitution payments,
1110 actual monthly collections and any circumstances that produce shortfalls in collections
1111 $1,812,420

1112 0710-0225 For the operation of the Medicaid Audit Unit within the Division of Audit
1113 Operations in an effort to prevent and to identify fraud and abuse in the MassHealth system;
1114 provided, that the federal reimbursement for any expenditure from this item shall not be less than
1115 50 per cent; and provided further, that the division shall submit a report no later than December
1116 1, 2011 to the house and senate committees on ways and means detailing all findings on
1117 activities and payments made through the MassHealth system $897,829

1118 ATTORNEY GENERAL.

1119 Office of the Attorney General.

1120 0810-0000 For the office of the attorney general, including the administration of the
1121 local consumer aid fund, the operation of the anti-trust division, all regional offices, a high-tech
1122 crime unit and the victim and witness compensation program; provided, that the victim and
1123 witness assistance program shall be administered in accordance with chapters 258B and 258C of
1124 the General Laws; and provided further, that the attorney general shall submit to the general
1125 court and the secretary of administration and finance a report detailing the claims submitted to
1126 the state treasurer for payment under item 0810-0004 indicating both the number and costs for
1127 each category of claim $22,251,155

1128 0810-0004 For compensation to victims of violent crimes; provided, that
1129 notwithstanding chapter 258C of the General Laws, if a claimant is 60 years of age or older at
1130 the time of the crime and is not employed or receiving unemployment compensation, such
1131 claimant shall be eligible for compensation in accordance with said chapter 258C even if the
1132 claimant has suffered no out-of-pocket loss; provided further, that compensation to such claimant
1133 shall be limited to a maximum of $50; and provided further, that notwithstanding any general or
1134 special law to the contrary, victims of the crime of rape shall be notified of all available services
1135 designed to assist rape victims including, but not limited to, the provisions outlined in section 5
1136 of chapter 258B of the General Laws $2,188,340

1137 0810-0007 For the overtime costs of state police officers assigned to the attorney
1138 general; provided, that costs associated with those officers shall not be funded from this item;
1139 and provided further, that expenditures shall not be made on or after the effective date of this act
1140 which would cause the commonwealth's obligation for the purpose of this item to exceed the
1141 amount appropriated in this item $340,676

1142 0810-0013 For the office of the attorney general which may expend for a false claims
1143 program an amount not to exceed $775,000 from revenues collected from enforcement of the
1144 false claims law; provided, that notwithstanding any general or special law to the contrary, for
1145 the purpose of accommodating timing discrepancies between the receipt of retained revenues and
1146 related expenditures, the department may incur expenses and the comptroller may certify for
1147 payment amounts not to exceed the lower of this authorization or the most recent revenue
1148 estimate as reported in the state accounting system $775,000

1149 0810-0014 For the operation of the department of public utilities proceedings unit
1150 within the office of the attorney general, pursuant to section 11E of chapter 12 of the General
1151 Laws; provided, that notwithstanding any general or special law to the contrary, the amount
1152 assessed under said section 11E of said chapter 12, shall equal the amount expended from this
1153 item and the associated fringe benefits costs for personnel paid from this item; and provided
1154 further, that funds shall be expended for the expenses of legal and technical personnel and
1155 associated administrative and travel expenses relative to participation in regulatory proceedings
1156 at the Federal Energy Regulatory Commission on behalf of Massachusetts ratepayers
1157 $2,355,145

1158 0810-0021 For the operation of the Medicaid fraud control unit; provided, that the
1159 federal reimbursement for any expenditure from this item shall not be less than 75 per cent of the
1160 expenditure; provided further, that funds shall continue to be used specifically for the
1161 investigation and prosecution of abuse, neglect, mistreatment and misappropriation based on
1162 referrals from the department of public health pursuant to section 72H of chapter 111 of the
1163 General Laws; provided further, that the unit shall provide training for all investigators of the
1164 department's division of health care quality responsible for the investigations on a periodic basis
1165 pursuant to a comprehensive training program to be developed by the division and the unit; and
1166 provided further, that training shall include instruction on techniques for improving the
1167 efficiency and quality of investigations of abuse, neglect, mistreatment and misappropriation
1168 pursuant to said section 72H of said chapter 111 $4,064,923

1169 0810-0045 For the labor law enforcement program pursuant to subsection (b) of
1170 section 1A of chapter 23 of the General Laws; provided, that notwithstanding any general or
1171 special law to the contrary, a non-management position funded by this item shall be considered a

1172 job title in a collective bargaining unit as prescribed by the labor relations commission and shall
1173 be subject to chapter 150E of the General Laws $2,952,428

1174 0810-0201 For the costs incurred in administrative or judicial proceedings on
1175 insurance as authorized by section 11F of chapter 12 of the General Laws; provided, that funds
1176 made available in this item may be used to supplement the automobile insurance fraud unit and
1177 the workers' compensation fraud unit of the office of the attorney general; and provided further,
1178 that notwithstanding any general or special law to the contrary, the amount assessed for these
1179 costs shall be equal to the amount expended from this item and the associated fringe benefits
1180 costs for personnel paid from this item $1,539,942

1181 0810-0338 For the investigation and prosecution of automobile insurance fraud;
1182 provided, that notwithstanding any general or special law to the contrary, the amount assessed
1183 for these costs shall be equal to the amount appropriated by this item and the associated fringe
1184 benefits costs for personnel paid from this item $438,506

1185 0810-0399 For the investigation and prosecution of workers' compensation fraud;
1186 provided, that notwithstanding any general or special law to the contrary, the amount assessed
1187 for these costs shall be equal to the amount appropriated by this item and the associated fringe
1188 benefits costs for personnel paid from this item; provided further, that the attorney general shall
1189 investigate and prosecute, when appropriate, employers who fail to provide workers'
1190 compensation insurance in accordance with the laws of the commonwealth; and provided further,
1191 that the unit shall investigate and report on all companies not in compliance with chapter 152 of
1192 the General Laws $284,456

1193 Victim and Witness Assistance Board.

1194 0840-0100 For the operation of the victim and witness assistance board; provided,
1195 that the board shall submit a comprehensive report compiled from the information required of
1196 and submitted to the office by the trial court, the registry of motor vehicles and the state treasurer
1197 relative to the collection of assessments for the previous calendar year under section 8 of chapter
1198 258B of the General Laws; and provided further, that the report shall be submitted to the house
1199 and senate committees on ways and means on or before February 16, 2012 $494,923

1200 0840-0101 For the salaries and administration of the SAFEPLAN advocacy program,
1201 to be administered by the Massachusetts office of victim assistance; provided, that the office
1202 shall submit to the house and senate committees on ways and means, not later than February 1,
1203 2012, a report detailing the effectiveness of contracting for the program including, but not
1204 limited to, the number and type of incidents to which the advocates responded, the type of
1205 services and service referrals provided by the domestic violence advocates, the cost of providing
1206 such services and the extent of coordination with other service providers and state agencies
1207 $772,500

1208 STATE ETHICS COMMISSION.

1209 0900-0100 For the operation of the state ethics commission $1,796,500

1210 OFFICE OF CAMPAIGN AND POLITICAL FINANCE.

1211 0920-0300 For the operation of the office of campaign and political finance
1212 $1,270,342

1213 OFFICE OF THE INSPECTOR GENERAL.

1214 0910-0200 For the operation of the office of the inspector general $2,231,913

1215 0910-0210 For the office of the inspector general which may expend revenues
1216 collected up to a maximum of $600,000 from the fees charged to participants in the
1217 Massachusetts public purchasing official certification program and the certified public manager
1218 program for the operation of such programs; provided, that for the purpose of accommodating
1219 discrepancies between the receipts of retained revenues and related expenditures, the office of
1220 the inspector general may incur expenses and the comptroller may certify for payment amounts
1221 not to exceed the lower of this authorization or the most recent revenue estimate as reported in
1222 the state accounting system $600,000

1223 MASSACHUSETTS COMMISSION AGAINST DISCRIMINATION.

1224 0940-0100 For the office of the commission, including the processing and resolution
1225 of cases pending before the commission that were filed on or before July 1, 2005; provided, that
1226 on or before November 1, 2011, the commission shall submit to the house and senate committees
1227 on ways and means a report on the total number of all currently pending cases and the total
1228 number of the cases in the investigation, conciliation, post-probable cause and pre-public hearing
1229 and post-hearing stages; provided further, that the commission shall file an update of the report
1230 with the committees on or before March 7, 2012; provided further, that the commission shall
1231 identify in the reports the number of cases in which the commission has determined there is
1232 probable cause to believe that a violation of chapter 151B of the General Laws has been
1233 committed in a case in which the Massachusetts Bay Transportation Authority is named as a
1234 respondent; provided further, that the commission shall report to the house and senate
1235 committees on ways and means, on or before November 1, 2011, the number of cases pending
1236 before the commission in which a state agency or state authority is named as a respondent,
1237 specifying those cases in which the Massachusetts Bay Transportation Authority is named as a

1238 respondent, and the number of the cases in which there is probable cause to believe that a
1239 violation of said chapter 151B has been committed; provided further, that the commission shall
1240 include in the report the total number of new cases filed in fiscal year 2011 and the total number
1241 of cases closed by the commission in fiscal year 2011; provided further, that funds made
1242 available in this item shall be in addition to funds available in item 0940-0101; provided further,
1243 that all positions, except clerical, shall be exempt from chapter 31 of the General Laws; and
1244 provided further, that the commission shall pursue the highest allowable rate of federal
1245 reimbursement$2,446,868

1246 0940-0101 For the Massachusetts commission against discrimination which may
1247 expend not more than $2,030,380 from revenues from federal reimbursements received for the
1248 purposes of the United States Department of Housing and Urban Development fair housing type
1249 1 program and the equal opportunity resolution contract program during fiscal year 2012 and
1250 federal reimbursements received for these and other programs in prior years; provided, that
1251 notwithstanding any general or special law to the contrary, the commission may also expend
1252 revenues generated through the collection of fees and costs so authorized; and provided further,
1253 that for the purposes of accommodating discrepancies between the receipt of retained revenues
1254 and related expenditures, the commission may incur expenses and the comptroller may certify
1255 for payment amounts not to exceed the lower of this authorization or the most recent revenue
1256 estimate as reported in the state accounting system $2,030,380

1257 0940-0102 For the Massachusetts commission against discrimination which may
1258 expend not more than $70,000 from revenues collected from fees charged for the training and
1259 certification of diversity trainers for the operation of the discrimination prevention certification
1260 program $70,000

1261 COMMISSION ON THE STATUS OF WOMEN.

1262 0950-0000 For the commission on the status of women $70,000

1263 0950-0050 For the Commission on Gay, Lesbian, Bisexual and Transgender Youth;
1264 provided, that funds shall be used to address issues related to the implementation of the state's
1265 anti-bullying law (Chapter 92 of the Acts of 2010) $25,000

1266 OFFICE OF THE STATE COMPTROLLER.

1267 1000-0001 For the office of the state comptroller; provided, that the amount of any
1268 federal funds and grant receipts credited and expended from this item shall be reported to the
1269 house and senate committees on ways and means; provided further, that the comptroller shall
1270 maintain a special federal and non-tax revenue unit which shall operate under policies and
1271 procedures developed in conjunction with the secretary of administration and finance; provided
1272 further, that the comptroller shall provide quarterly reports to the house and senate committees
1273 on ways and means which shall include for each state agency for which the commonwealth is
1274 billing, the eligible state services and the full-year estimate of revenues and revenues collected;
1275 provided further, that notwithstanding any general or special law to the contrary, the comptroller
1276 may enter into contracts with private vendors to identify and pursue cost avoidance opportunities
1277 for programs of the commonwealth and to enter into interdepartmental service agreements with
1278 state agencies, as applicable, for such purpose; provided further, that 60 days before entering into
1279 any interdepartmental service agreement the comptroller shall notify the house and senate
1280 committees on ways and means; provided further, that the notification shall include, but not be
1281 limited to, a description of the project, the purpose and intent of the interdepartmental service
1282 agreement, a projection of the costs avoided in the current fiscal year, a copy of the contract with

1283 the private vendor including the proposed rate of compensation and any previous agreements
1284 related or similar to the new agreement with the above information; provided further, that
1285 payments to private vendors on account of such cost avoidance projects shall be made only from
1286 such actual cost savings as have been certified in writing to the house and senate committees on
1287 ways and means by the comptroller and the budget director as attributable to such cost avoidance
1288 projects; provided further, that the comptroller may establish such procedures, in consultation
1289 with the budget director and the affected departments, as he deems appropriate and necessary to
1290 accomplish the purpose of this item; and provided further, that the comptroller shall submit a
1291 report on such projects as a part of his annual report pursuant to section 12 of chapter 7A of the
1292 General Laws $7,800,434

1293 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE.

1294 Office of the Secretary of Administration and Finance.

1295 1100-1100 For the office of the secretary and the administration of the fiscal affairs
1296 division; provided, that the secretary shall conduct an ongoing review of affirmative action steps
1297 taken by the various agencies, boards, departments, commissions or divisions to determine
1298 whether such agencies, boards, departments, commissions or divisions are complying with the
1299 commonwealth's policies of nondiscrimination and equal opportunity; provided further, that
1300 whenever noncompliance is determined by the secretary, the secretary shall hold a public hearing
1301 on the matter and report the resulting recommendations to the head of the particular agency,
1302 board, department, commission or division, to the governor and to the Massachusetts
1303 commission against discrimination; provided further, that the secretary shall report on the status
1304 of each agency, board, department, commission or division receiving monies under this act,

1305 including supplemental and deficiency budgets, as to compliance or noncompliance with
1306 affirmative action policies to the chairs of the house and senate committees on ways and means,
1307 the joint committee on public service and the joint committee on labor and workforce
1308 development on or before December 1, 2011; and provided further, that agencies within the
1309 executive office may, with the prior approval of the secretary, streamline and improve
1310 administrative operations pursuant to interdepartmental service agreements $2,776,193

1311 1100-1201 For the operation of the office of commonwealth performance,
1312 accountability and transparency; provided, that the activities funded from this item may include,
1313 but not be limited to, the operations and maintenance of a performance management program,
1314 maximization of federal revenue opportunities and oversight of compliance with federal
1315 reporting requirements including the implementation and oversight of the Federal Financial
1316 Accountability and Transparency Act section 14c of chapter 7 of the general laws and other
1317 statewide transparency initiatives to enhance program integrity and ongoing efforts to prevent
1318 fraud, waste and abuse throughout the executive branch; provided further, that funds may be
1319 expended for performing enhanced economic forecasting and analysis; and provided further, that
1320 the unit may develop guidelines and methodologies for agencies to follow in the forecasting of
1321 caseloads and revenue $350,000

1322 1100-1700 For the provision of information technology services within the executive
1323 office for administration and finance $24,651,208

1324 Division of Capital Asset Management and Maintenance.

1325 1102-3205 For the division of capital asset management and maintenance which may
1326 expend for the maintenance and operation of the Massachusetts information technology center,

1327 the state transportation building and the Springfield state office building an amount not to exceed
1328 $16,250,000 in revenues collected from rentals, commissions, fees, parking fees and any other
1329 sources pertaining to the operations of said facilities; provided, that notwithstanding any general
1330 or special law to the contrary, and for the purpose of accommodating discrepancies between the
1331 receipt of retained revenues and related expenditures, the division may incur expenses and the
1332 comptroller may certify for payment amounts not to exceed the lower of this authorization or the
1333 most recent revenue estimate, as reported in the state accounting system $16,250,000

1334 1102-3232 For the division of capital asset management and maintenance; provided,
1335 that the division may expend not more than $300,000 received from application fees charged in
1336 conjunction with the certification of contractors and subcontractors pursuant to section 44D of
1337 chapter 149 of the General Laws; provided further, that only expenses, including staffing,
1338 incurred to implement and operate the certification program shall be funded from this item; and
1339 provided further, that for the purpose of accommodating discrepancies between the receipt of
1340 retained revenues and related expenditures, the division may incur expenses and the comptroller
1341 may certify for payment amounts not to exceed the lower of this authorization or the most recent
1342 revenue estimate, as reported in the state accounting system $300,000

1343 Bureau of State Office Buildings.

1344 1102-3301 For the operation of the bureau and for the maintenance and operation of
1345 buildings under the jurisdiction of the state superintendent of buildings; provided, that the bureau
1346 shall continue to provide funding for all janitorial services at the same level provided in fiscal
1347 year 2011 for all the buildings under the jurisdiction of the state superintendent; and provided

1348 further, that the bureau shall retain jurisdiction over all contracts, purchases and payments for
1349 materials and services required in the operation of the bureau $5,051,138

1350 1102-3302 For the purposes of utility costs and associated contracts for the properties
1351 managed by the bureau of state office buildings $6,205,820

1352 1102-3306 For the maintenance and joint operation of the state house under the
1353 jurisdiction of the state superintendent of state office buildings and the legislature's joint
1354 committee on rules; provided, that the bureau shall work in coordination with the house of
1355 representatives and the senate relative to the maintenance, repair, purchases and payments for
1356 materials and services $700,034

1357 1102-3307 For state house accessibility coordination, including communications
1358 access to public hearings and meetings; provided, that access shall include interpreter services
1359 for the deaf and hard of hearing $138,476

1360 Office on Disability.

1361 1107-2400 For the Massachusetts office on disability $562,272

1362 Disabled Persons Protection Commission.

1363 1107-2501 For the disabled persons protection commission; provided, that the
1364 commission shall facilitate compliance by the department of mental health and the department of
1365 developmental services with uniform investigative standards; provided further, that the
1366 commission shall report to the house and senate committees on ways and means no later than the
1367 last day of each quarter on the number of claims of abuse by caretakers made by employees or
1368 contracted service employees of the department of developmental services, the department of

1369 mental health, and the Massachusetts rehabilitation commission; provided further, that the report
1370 shall include: (a) the number of claims found to be substantiated; (b) the number of claims found
1371 to be unsubstantiated; and (c) the number of claims found to be falsely reported as a result of
1372 intentional and malicious action; and provided further, that the commission shall ensure that all
1373 calls received by the commission's 24-hour hotline shall be capable of being recorded, that all
1374 persons who call the hotline shall be immediately informed that all calls are routinely recorded
1375 and that each such person shall be provided with the opportunity to elect that the call not be
1376 recorded $2,210,698

1377 Civil Service Commission.

1378 1108-1011 For the civil service commission; provided, that the General Fund shall be
1379 reimbursed for the appropriation herein through a fee charged on a per claim basis; provided
1380 further, that said commission shall develop and implement regulations to provide for
1381 reimbursement to the General Fund; and provided further, that the civil service commission may
1382 assess a fee upon the appointing authority when inappropriate action has occurred $417,043

1383 Group Insurance Commission.

1384 1108-5100 For the administration of the group insurance commission; provided, that
1385 the commission shall generate the maximum amounts allowable under the federal Consolidated
1386 Omnibus Budget Reconciliation Act, as amended, and from reimbursements allowed by sections
1387 8, 10B, 10C and 12 of chapter 32A of the General Laws $2,436,709

1388 1108-5200 For the commonwealth's share of the group insurance premium and plan
1389 costs incurred in fiscal year 2012; provided, that notwithstanding any general or special law to
1390 the contrary, funds in this item shall not be available during the accounts-payable period of fiscal

1391 year 2012, and any unexpended balance in this item shall revert to the General Fund on June 30,
1392 2012; provided further, that the secretary of administration and finance shall charge the division
1393 of unemployment assistance and other departments, authorities, agencies and divisions which
1394 have federal or other funds allocated to them for this purpose, for that portion of insurance
1395 premiums and plan costs as the secretary determines should be borne by such funds, and shall
1396 notify the comptroller of the amounts to be transferred, after similar determination, from the
1397 several state or other funds and amounts received in payment of all such charges or such
1398 transfers shall be credited to the General Fund; provided further, that funds may be expended
1399 from this item for the commonwealth's share of group insurance premium and plan costs
1400 provided to employees and retirees in prior fiscal years; provided further, that the group
1401 insurance commission shall report quarterly to the house and senate committees on ways and
1402 means the amounts expended from this item for prior year costs; provided further, that the group
1403 insurance commission shall obtain reimbursement for premium and administrative expenses
1404 from other agencies and authorities not funded by state appropriation; provided further, that the
1405 secretary of administration and finance may charge all agencies for the commonwealth's share of
1406 the health insurance costs incurred on behalf of any employees of those agencies who are on
1407 leave of absence for a period of more than 1 year; provided further, that the amounts received in
1408 payment for the charges shall be credited to the General Fund; provided further, that
1409 notwithstanding section 26 of chapter 29 of the General Laws, the commission may negotiate,
1410 purchase and execute contracts before July 1 of each year for policies of group insurance as
1411 authorized by chapter 32A of the General Laws; provided further, that notwithstanding chapter
1412 150E of the General Laws and as provided in section 8 of chapter 32A of the General Laws and
1413 for the purposes of section 14 of said chapter 32A, the commonwealth's share of the group

1414 insurance premiums for state employees who have retired before July 1, 1994, shall be 90 per
1415 cent and the commonwealth's share of the group insurance premiums for state employees who
1416 have retired on or after July 1, 1994, shall be 85 per cent; provided further, that the
1417 commonwealth's share of the group insurance premiums for active state employees hired on or
1418 before June 30, 2003 and their dependents shall be 80 per cent; provided further, that the
1419 commonwealth's share of the group insurance premiums for active state employees hired after
1420 June 30, 2003 and their dependents shall be 75 per cent; provided further, that the
1421 commonwealth's share of the group insurance premiums for active state employees who filed an
1422 application for retirement on or after August 7, 2009, and on or before October 1, 2009, for a
1423 retirement date not later than January 31, 2010, shall be 85 per cent; provided further, that the
1424 commonwealth's share of the group insurance premiums for active state employees who file an
1425 application for retirement after October 1, 2009, shall be 80 per cent until a different contribution
1426 rate is established under said section 8 of chapter 32A; provided further, that the commission
1427 shall notify the house and senate committees on ways and means by April 1 of each year of the
1428 cost of the commonwealth's projected share of group insurance premiums for the next fiscal
1429 year; and provided further, that the group insurance commission may pay premium and plan
1430 costs for municipal employees and retirees who are enrolled in the group insurance
1431 commission's health plans pursuant to the commission's regulations $1,160,967,124

1432 1108-5201 For the costs incurred by the group insurance commission associated with
1433 providing municipal health insurance coverage pursuant to section 19 of chapter 32B of the
1434 General Laws; provided, that the commission may expend revenues in an amount not to exceed
1435 $1,028,612 from the revenue received from administrative fees associated with providing
1436 municipal health insurance coverage pursuant to said section 19 of said chapter 32B; and

1437 provided further, that notwithstanding any general or special law to the contrary, for the purpose
1438 of accommodating timing discrepancies between the receipt of revenues and related
1439 expenditures, the commission may incur expenses and the comptroller may certify for payment
1440 the amounts not to exceed the lower of this authorization or the most recent revenue estimate as
1441 reported in the state accounting system $1,028,612

1442 1108-5350 For elderly governmental retired employee premium payments
1443 $496,458

1444 1108-5400 For the costs of the retired municipal teachers premiums and the audit of
1445 such premiums $74,016,306

1446 1108-5500 For the costs, notwithstanding chapter 32A of the General Laws to the
1447 contrary, of dental and vision benefits for those active employees of the commonwealth, not
1448 including employees of authorities and any other political subdivision, who are not otherwise
1449 provided those benefits pursuant to a separate appropriation or the terms of a contract or
1450 collective bargaining agreement; provided, that the employees shall pay 15 per cent of the
1451 monthly premium established by the commission for the benefits $9,104,973

1452 Division of Administrative Law Appeals.

1453 1110-1000 For the operation of the division of administrative law appeals, established
1454 by section 4H of chapter 7 of the General Laws; provided, that the division shall maintain, to the
1455 fullest extent practicable, a complete physical and technological separation from any agency,
1456 department, board, commission or program whose decisions, determinations or actions may be
1457 appealed to it; and provided further, that every decision issued by a commissioner or other head
1458 of agency, or designee, following the issuance of a recommended decision by an administrative

1459 law judge of the division, shall be an agency decision subject to judicial review pursuant to
1460 chapter 30A of the General Laws $1,017,068

1461 George Fingold Library.

1462 1120-4005 For the administration of the George Fingold Library $796,229

1463 1120-4006 The state library may expend for library expenses an amount not to exceed
1464 $5,000 from fees charged for copying services $5,000

1465 Department of Revenue.

1466 1201-0100 For the operation of the department of revenue, including tax collection
1467 administration, audits of certain foreign corporations and the division of local services; provided,
1468 that the department may allocate funds to the office of the attorney general for the purpose of the
1469 tax prosecution unit; provided further, that the department may charge the expenses for computer
1470 services, including the costs of personnel and other support costs provided to the child support
1471 enforcement unit, from this item to item 1201-0160, consistent with the costs attributable to said
1472 unit; provided further, that the department shall provide to the general court access to the
1473 municipal data bank; provided further, that notwithstanding section 1 of chapter 31 of the
1474 General Laws, seasonal positions funded by this account shall be positions requiring the services
1475 of an incumbent, on either a full-time or less than full-time basis beginning no earlier than
1476 December 1 and ending no later than November 30; and provided further, that seasonal positions
1477 funded by this account shall not be filled by an incumbent for more than 10 months within a 12-
1478 month period $80,469,544

1479 1201-0130 For the department of revenue which may expend for the operation of the
1480 department not more than $23,940,257 from revenues collected by the additional auditors for an
1481 enhanced audit program; provided, that the auditors shall: (1) discover and identify persons who
1482 are delinquent either in the filing of a tax return or the payment of a tax due and payable to the
1483 commonwealth; (2) obtain such delinquent returns; and (3) collect such delinquent taxes for a
1484 prior fiscal year; provided further, that notwithstanding any general or special law to the
1485 contrary, for the purpose of accommodating timing discrepancies between the receipt of retained
1486 revenues and related expenditures, the department may incur expenses and the comptroller may
1487 certify for payment amounts not to exceed the lower of this authorization or the most recent
1488 revenue estimate as reported in the state accounting system; and provided further, that the
1489 department shall submit quarterly reports to the house and senate committees on ways and means
1490 that shall include, but not be limited to, the following: (1) the amount of revenue produced from
1491 these additional auditors; and (2) the amount of revenue produced by this item in fiscal years
1492 2008, 2009, 2010, and 2011 $23,940,257

1493 1201-0160 For child support enforcement; provided, that the department may allocate
1494 funds appropriated herein to the department of state police, the district courts, the probate and
1495 family courts, the district attorneys and other state agencies for the performance of certain child
1496 support enforcement activities, and those agencies may expend the funds for the purposes of this
1497 item; provided further, that all such allocations shall be reported quarterly to the house and
1498 senate committees on ways and means upon the allocation of the funds; provided further, that the
1499 federal receipts associated with the child support computer network shall be drawn down at the
1500 highest possible rate of reimbursement and deposited into a revolving account to be expended for
1501 the network; provided further, that federal receipts associated with child support enforcement

1502 grants shall be deposited into a revolving account to be drawn down at the highest possible rate
1503 of reimbursement and to be expended for the grant authority; provided further, that the
1504 department shall file quarterly reports with the house and senate committees on ways and means,
1505 detailing the balance, year-to-date and projected receipts and year-to-date and projected
1506 expenditures, by subsidiary, of the child support trust fund established pursuant to section 9 of
1507 chapter 119A of the General Laws; and provided further, that notwithstanding any general or
1508 special law to the contrary, for the purpose of accommodating timing discrepancies between the
1509 receipt of revenues and related expenditures, the department may incur expenses and the
1510 comptroller may certify for payment the amounts not to exceed the lower of this authorization or
1511 the most recent revenue estimate as reported in the state accounting system for federal incentives
1512 and said network in accounts 1201-0161, 1201-0410, and 1201-0412 $33,676,820

1513 1201-0164 For the child support enforcement division; provided, that the division
1514 may expend revenues in an amount not to exceed $6,547,280 from the federal reimbursements
1515 awarded for personnel and lower subsidiary related expenditures; and provided further, that
1516 notwithstanding any general or special law to the contrary, for the purpose of accommodating
1517 timing discrepancies between the receipt of revenues and related expenditures, the department
1518 may incur expenses and the comptroller may certify for payment the amounts not to exceed the
1519 lower of this authorization or the most recent revenue estimate, as reported in the state
1520 accounting system $6,547,280

1521 1231-1000 For the Commonwealth Sewer Rate Relief Fund, established in section 2Z
1522 of chapter 29 of the General Laws; provided, that the Massachusetts Water Resources Authority
1523 shall submit a report to the house and senate committees on ways means and the secretary of
1524 administration and finance no later than September 30, 2011 that shall include, but not be limited

1525 to, the following: (a) an analysis of the options for reducing operating costs of the authority; (b)
1526 the use of contracts with private entities for the operation and maintenance of facilities owned or
1527 operated by the authority; and (c) the cost savings and any legislation necessary to effectuate the
1528 proposed recommendations of the report $500,000

1529 1232-0100 For underground storage tank reimbursements to parties that have
1530 remediated spills of petroleum products pursuant to chapter 21J of the General Laws
1531 $13,099,454

1532 1232-0200 For the Underground Storage Tank Petroleum Cleanup Fund
1533 Administrative Review Board established by section 8 of chapter 21J of the General Laws and
1534 for the administration of the underground storage tank program associated with the
1535 implementation of said chapter 21J; provided, that notwithstanding section 4 of said chapter 21J
1536 or any other general or special law to the contrary, appropriations made in this item shall be
1537 sufficient to cover the administrative expenses of the underground storage tank program;
1538 provided further, that the board shall submit to the house and senate committees on ways and
1539 means a semi annual report on the status of the underground storage program, including, but not
1540 limited to, the number of municipal grants made for the removal and replacement of
1541 underground storage tanks, the reimbursements for remediated petroleum spills, and the number
1542 of backlog claims; provided further, that the report shall detail how many tanks are out of
1543 compliance with said chapter 21J; and provided further, that the report shall be submitted not
1544 later than February 16, 2012 $2,033,299

1545 1233-2000 For the tax abatement program for certain veterans, widows, blind persons
1546 and the elderly; provided, that cities and towns shall be reimbursed for the abatements granted

1547 under clauses Seventeenth, Twenty-second, Twenty-second A, Twenty-second B, Twenty-
1548 second C, Twenty-second D, Twenty-second E, Thirty-seventh, Thirty-seventh A, Forty-first,
1549 Forty-first B, Forty-first C, Forty-first C 1/2 and Fifty-second of section 5 of chapter 59 of the
1550 General Laws; provided further, that the commonwealth shall reimburse each city or town that
1551 accepts said clause Forty-first B or said clause Forty-first C for additional costs incurred in
1552 determining eligibility of applicants under those clauses in an amount not to exceed $2 per
1553 exemption granted; and provided further, that funds in this item shall be available for
1554 reimbursements to cities and towns for additional exemptions from the motor vehicle excise
1555 granted pursuant to the seventh paragraph of section 1 of chapter 60A of the General Laws
1556 $25,301,475

1557 1233-2350 For the distribution to cities and towns of the balance of the State Lottery
1558 Fund in accordance with clause (c) of the second paragraph of section 35 of chapter 10 of the
1559 General Laws, and additional aid to municipalities, as provided for in section 3 $833,980,293

1560 1233-2400 For reimbursements to cities and towns in lieu of taxes on state-owned
1561 land pursuant to sections 13 to 17, inclusive, of chapter 58 of the General Laws $25,270,000

1562 1233-2401 For reimbursements to certain cities and towns for additional educational
1563 costs pursuant to chapter 40S of the general laws, provided further that cities and towns eligible
1564 for funding in fiscal year 2010 shall be reimbursed $363,699

1565 Appellate Tax Board.

1566 1310-1000 For the operation of the appellate tax board; provided, that the board shall
1567 schedule hearings in Barnstable, Gardner, Lawrence, Milford, Northampton, Pittsfield,
1568 Springfield, Worcester and southeastern Massachusetts; and provided further, that the board shall

1569 report to the house and senate committees on ways and means not later than December 1, 2011,
1570 on the number of hearings held at each location $1,662,980

1571 1310-1001 For the appellate tax board which may expend revenues up to a maximum
1572 of $300,000 from fees collected; provided, that in order to accommodate discrepancies between
1573 the receipt of retained revenues and related expenditures, the board may incur expenses and the
1574 comptroller may certify for payment amounts not to exceed the lower of this authorization or the
1575 most recent revenue estimate as reported in the state accounting system $300,000

1576 Reserves.

1577 1599-0018 For a reserve to fund revenue maximization efforts that cannot be realized
1578 on a contingent basis; provided, that the secretary for administration and finance shall pursue
1579 these efforts in consultation with the state comptroller and other state agencies where appropriate
1580 $1,000,000

1581 1599-0025 For the secretary of administration and finance to provide the
1582 commonwealth's customers with the convenience of expanded access to internet payment
1583 options and to improve revenue collections and cash flow; provided, that the secretary may
1584 expend an amount not to exceed $1,000,000 collected from payments made electronically to
1585 subsidize the costs associated with processing those payments; and provided further, that the
1586 secretary, in consultation with the comptroller, may enter into agreements with state agencies to
1587 provide for an electronic transaction fee subsidy, which shall be structured to expire after 3 years
1588 $1,000,000

1589 1599-0026 For a multi-year competitive grant program to provide financial support
1590 for one-time or transition costs related to regionalization and other efficiency initiatives, with

1591 allowable applicants to include municipalities or regional planning agencies and councils of
1592 governments serving as the administrative or fiscal agent on behalf of municipalities; provided,
1593 that the secretary of administration and finance shall consider the feasibility of utilizing funds
1594 authorized through this line item for grants to regional school districts; provided, that funds may
1595 be expended by the Edward J. Collins, Jr. center for public management at the University of
1596 Massachusetts at Boston's McCormack graduate school of policy studies to develop and drive a
1597 program of performance management, accountability and transparency for local government; and
1598 provided further, that not less than $2,000,000 shall be expended to fund the District Local
1599 Technical Assistance Fund, including projects that encourage regionalization, to be administered
1600 by the division of local services and distributed through the District Local Technical Assistance
1601 Fund, established in section 2XXX of chapter 29 of the General Laws $9,700,000

1602 1599-0050 For Route 3 North contract assistance payments $5,409,158

1603 Commonwealth Transportation Fund 100%

1604 1599-0093 For contract assistance to the water pollution abatement trust for debt
1605 service obligations of the trust, pursuant to sections 6, 6A and 18 of chapter 29C of the General
1606 Laws $70,000,000

1607 1599-1970 For a reserve for the Massachusetts department of transportation for the
1608 purpose of defraying costs of the Massachusetts Turnpike Authority, or its successor, incurred in
1609 fiscal year 2012 under section 138 of chapter 27 of the acts of 2009 $125,000,000

1610 Commonwealth Transportation Fund 100%

1611 1599-1977 For contract assistance to the Massachusetts Development Finance
1612 Agency for payment of debt service and other obligations of the agency in connection with
1613 bonds issued by the agency under chapter 293 of the acts of 2006 and chapter 303 of the acts of
1614 2008 $2,165,500

1615 1599-3234 For the commonwealth's South Essex sewerage district debt service
1616 assessment $90,100

1617 1599-3384 For a reserve for the payment of certain court judgments, settlements and
1618 legal fees, in accordance with regulations promulgated by the comptroller, which were ordered to
1619 be paid in the current fiscal year or a prior fiscal year; provided, that the comptroller shall report
1620 quarterly to the house and senate committees on ways and means on the amounts expended from
1621 this item $5,000,000

1622 1599-3856 For rent and associated costs at the Massachusetts information technology
1623 center in Chelsea $600,000

1624 1599-3857 For capital lease payments from the University of Massachusetts to the
1625 Massachusetts Development Finance Agency and for annual operations of the advanced
1626 technology and manufacturing center in Fall River $1,581,922

1627 1599-4417 For the Edward J. Collins, Jr. center for public management at the
1628 University of Massachusetts $496,518

1629 1599-7104 For a reserve for the facilities costs associated with the college of visual
1630 and performing arts at the University of Massachusetts at Dartmouth; provided, that funds may
1631 be expended for Bristol Community College $2,700,000

1632 Division of Human Resources.

1633 1750-0100 For the operation of the human resources division and the costs of
1634 administration, training and customer support related to the commonwealth's human resources
1635 and compensation management system; provided, that the information technology division shall
1636 continue a chargeback system for its bureau of computer services, including the operation of the
1637 commonwealth's human resources and compensation management system, which complies with
1638 the requirements of section 2B; provided further, that the division shall be responsible for the
1639 administration of examinations for state and municipal civil service titles, establishment of
1640 eligible lists, certification of eligible candidates to state and municipal appointing authorities,
1641 technical assistance in selection and appointment to state and municipal appointing authorities;
1642 provided further, that notwithstanding clause (n) of section 5 of chapter 31 of the General Laws
1643 or any other general or special law to the contrary, the secretary of administration and finance
1644 shall charge a fee of not less than $50 to be collected from each applicant for a civil service
1645 examination; provided further, that the division shall administer a program of state employee
1646 unemployment management, including, but not limited to, agency training and assistance;
1647 provided further, that the division shall administer the statewide classification system, including,
1648 but not limited to, maintaining a classification pay plan for civil service titles within the
1649 commonwealth in accordance with generally accepted compensation standards and reviewing
1650 appeals for reclassification; provided further, that the secretary of administration and finance
1651 shall file with the house and senate committees on ways and means the amounts of any economic
1652 benefits necessary to fund any incremental cost items contained in any collective bargaining
1653 agreements with the various classified public employees' unions; provided further, that the
1654 nature and scope of economic proposals contained in those agreements shall include all fixed

1655 percentage or dollar-based salary adjustments, non-base payments or other forms of
1656 compensation and all supplemental fringe benefits resulting in any incremental costs; and
1657 provided further, that any employee of the commonwealth who chooses to participate in a bone
1658 marrow donor program shall be granted a leave of absence with pay to undergo the medical
1659 procedure and for associated physical recovery time, but this leave shall not exceed 5 days
1660 $2,618,785

1661 1750-0102 For the human resources division which may expend not more than
1662 $2,056,966 from revenues collected from fees charged to applicants for civil service and non-
1663 civil service examinations and fees charged for the costs of goods and services rendered in
1664 administering training programs; provided, that the division shall collect from participating non-
1665 state agencies, political subdivisions and the general public, fees sufficient to cover all costs of
1666 the programs, including, but not limited to, a fee to be collected from each applicant for a civil
1667 service examination or non-civil service examination, notwithstanding clause (n) of section 5 of
1668 chapter 31 of the General Laws or any other general or special law to the contrary; and provided
1669 further, that notwithstanding any general or special law to the contrary, for the purpose of
1670 accommodating timing discrepancies between the receipt of retained revenues and related
1671 expenditures, the division may incur expenses and the comptroller may certify for payment
1672 amounts not to exceed the lower of this authorization or the most recent revenue estimate as
1673 reported in the state accounting system $2,056,966

1674 1750-0119 For payment of workers' compensation benefits to certain former
1675 employees of Middlesex and Worcester counties; provided, that the division shall routinely
1676 recertify the former employees pursuant to current workers' compensation procedures
1677 $52,057

1678 1750-0300 For the commonwealth's contributions in fiscal year 2012 to health and
1679 welfare funds established pursuant to certain collective bargaining agreements; provided, that the
1680 contributions shall be calculated as provided in the applicable collective bargaining agreement
1681 and shall be paid to the health and welfare trust funds on a monthly basis or on such other basis
1682 as the applicable collective bargaining agreement provides $26,950,000

1683 Operational Services Division.

1684 1775-0100 For the operation of the operational services division; provided, that the
1685 division shall expend funds for the purpose of achieving savings pursuant to this act; provided
1686 further, that notwithstanding any general or special law to the contrary, the operational services
1687 division, which under section 22N of chapter 7 of the General Laws is responsible for
1688 determining prices for programs under chapter 71B of the General Laws, shall set the prices in
1689 fiscal year 2012 by increasing the final fiscal year 2011 price by the rate of inflation as
1690 determined by the division; provided further, that the division shall also adjust prices for
1691 Extraordinary Relief, as defined in 808 CMR 1.06(4); provided further, that the department shall
1692 accept application for Program Reconstruction in fiscal year 2012; provided further, that upon
1693 the request of a program, the operational services division shall authorize a minimum price for
1694 the program to charge out-of-state purchasers; and provided further, that the division shall
1695 determine the minimum price for out-of-state purchasers by identifying the most recent price
1696 calculated for the program and applying the estimated rates of inflation which are established by
1697 December 1 of each year pursuant to section 22N of chapter 7 of the General Laws in a
1698 compounded manner for each fiscal year following the most recent calculated price
1699 $200,000

1700 1775-0115 For the operational services division; provided, that the division may
1701 expend for the purpose of procuring, managing and administering statewide contracts an amount
1702 not to exceed $2,989,876 from revenue collected from the statewide contract administrative fee;
1703 and provided further, that for the purpose of accommodating discrepancies between the receipt of
1704 retained revenues and related expenditures, the operational services division may incur expenses
1705 and the comptroller may certify for payment amounts not to exceed the lower of this
1706 authorization or the most recent revenue estimate as reported in the state accounting system
1707 including the costs of personnel $2,989,876

1708 1775-0124 For the operational services division; provided, that the division may
1709 expend an amount not to exceed $500,000 from revenue collected in the recovery of cost-
1710 reimbursement and non-reimbursable over billing and recoupment for health and human service
1711 agencies and as a result of administrative reviews, as determined during the division's audits and
1712 reviews of providers pursuant to section 22N of chapter 7 of the General Laws; and provided
1713 further, that the division may only retain revenues collected in excess of $207,350
1714 $500,000

1715 1775-0200 For the operation and administration of the supplier diversity office;
1716 provided, that the office shall provide training and other services to supplier diversity office
1717 certified minority- and women-owned businesses, which allows them to better compete for state
1718 contracts and also ensures that equitable practices and policies in the public marketplace are
1719 maintained; provided further, that the office shall administer an electronic business certification
1720 application which shall be accessible to business applicants through use of the internet; provided
1721 further, that the office shall ensure the integrity and security of personal and financial
1722 information transmitted by electronic application; provided further, that the office shall, using all

1723 existing available resources, provide certification services to all supplier diversity office
1724 qualified applicants, throughout the commonwealth and beyond, whichever is applicable; and
1725 provided further, that the office shall develop and implement measures and procedures to
1726 continue to improve the efficiency and the timeliness of the certification process $546,768

1727 1775-0600 For the operational services division; provided, that the division may
1728 expend not more than $750,000 in revenues from the sale of state surplus personal property and
1729 the disposal of surplus motor vehicles, including, but not limited to, state police vehicles from
1730 vehicle accident and damage claims and from manufacturer warranties, rebates and settlements
1731 for the payment, expenses and liabilities for the acquisition, warehousing, allocation and
1732 distribution of surplus property and the purchase of motor vehicles; provided further, that the
1733 division shall evaluate the use of technology, the internet and online auctions to enhance the
1734 sales of surplus vehicles and submit a report of its findings to the house and senate committees
1735 on ways and means and the house and senate committees on post audit and oversight on or
1736 before October 3, 2011; and provided further, that for the purpose of accommodating
1737 discrepancies between the receipt of retained revenues and related expenditures, the operational
1738 services division may incur expenses and the comptroller may certify for payment amounts not
1739 to exceed the lower of this authorization or the most recent revenue estimate as reported in the
1740 state accounting system, including the costs of personnel $750,000

1741 1775-0700 For the operational services division; provided, that the division may
1742 expend not more than $53,000 in revenues collected in addition to the amount authorized in item
1743 1775-1000 of section 2B for printing, photocopying, related graphic art or design work and other
1744 reprographic goods and services provided to the general public, including all necessary
1745 incidental expenses $53,000

1746 1775-0900 For the operational services division, which may expend not more than
1747 $55,000 in revenues collected under chapter 449 of the acts of 1984 and section 4L of chapter 7
1748 of the General Laws, including the costs of personnel, from the sale of federal surplus property,
1749 including the payment, expenses and liabilities for the acquisition, warehousing, allocation and
1750 distribution of federal surplus property; provided, that for the purpose of accommodating
1751 discrepancies between the receipt of retained revenues and related expenditures, the operational
1752 services division may incur expenses and the comptroller may certify for payment amounts not
1753 to exceed the lower of this authorization or the most recent revenue estimate as reported in the
1754 state accounting system $55,000

1755 Information Technology Division.

1756 1790-0100 For the operation of the information technology division; provided, that
1757 the division shall continue a chargeback system for its bureau of computer services, including the
1758 operation of the commonwealth's human resources and compensation management system,
1759 which complies with the requirements of section 2B; provided further, that the division shall
1760 develop a formula to determine the cost that will be charged to each agency for its use of the
1761 human resources and compensation management system; provided further, that the division may
1762 coordinate with any state agency or state authority which administers a grant program to develop
1763 a statewide grant information page on the commonwealth's official website, that shall include all
1764 necessary application forms and a grant program reference in a format that is retrievable and
1765 printable; provided further, that the division shall continue conducting audits and surveys to
1766 identify and realize savings in the acquisition and maintenance of communications lines;
1767 provided further, that the commissioner shall file a status report with the house and senate
1768 committees on ways and means by May 31, 2012, with actual and projected savings and

1769 expenditures for the audits in the fiscal year ending June 30, 2012; provided further, that the state
1770 comptroller shall establish accounts and procedures as he deems appropriate and necessary to
1771 assist in accomplishing the purposes of this item; provided further, that any planned information
1772 technology development project or purchase by any agency under the authority of the governor
1773 for which the total projected cost exceeds $200,000, including the cost of any related hardware,
1774 software, or consulting fees, and regardless of fiscal year or source of funds, shall be reviewed
1775 and approved by the chief information officer before such agency may obligate funds for the
1776 project or purchase; provided further, that the chief information officer may establish rules and
1777 procedures necessary to implement this item; and provided further, that the division shall file a
1778 report by the secretary with the house and senate committees on ways and means not later than
1779 December 15, 2011, that shall include, but not be limited to, the following: (a) financial
1780 statements detailing savings realized from the consolidation of information technology services
1781 within each executive office; (b) the number of personnel assigned to the information technology
1782 services within each executive office; and (c) efficiencies that have been achieved from the
1783 sharing of resources $3,189,613

1784 1790-0150 For the operation of the geographic information system established in
1785 subsection (d) of section 4A of chapter 7 of the General Laws $70,000

1786 1790-0151 For the division of information technology which may expend an amount
1787 not to exceed $55,000 from fees charged to entities other than political subdivisions of the
1788 commonwealth for the distribution of digital cartographic and other data $55,000

1789 1790-0300 For the information technology division which may expend not more than
1790 $554,730 from revenues collected from the provision of computer resources and services to the

1791 general public for the costs of the bureau of computer services, including the purchase, lease or
1792 rental of telecommunications lines, services and equipment; provided, that notwithstanding any
1793 general or special law to the contrary, for the purpose of accommodating timing discrepancies
1794 between the receipt of retained revenues and related expenditures, the division may incur
1795 expenses and the comptroller may certify for payment amounts not to exceed the lower of this
1796 authorization or the most recent revenue estimate, as reported in the state accounting system
1797 $554,730

1798 EXECUTIVE OFFICE OF ENVIRONMENTAL AFFAIRS.

1799 Office of the Secretary.

1800 2000-0100 For the operation of the office of the secretary of energy and
1801 environmental affairs, including the water resources commission, the hazardous waste facility
1802 site safety council, the coastal zone management program, environmental impact reviews
1803 conducted pursuant to chapter 30 of the General Laws and the mosquito-borne disease vector
1804 control chapter program; provided, that the secretary shall file a plan with the house and senate
1805 committees on ways and means, the house and senate committees on global warming and climate
1806 change, and the joint committee on environment, natural resources and agriculture 90 days prior
1807 to the initiation of any proposal or plan that would consolidate any function with any of the
1808 departments or divisions under said secretariat or any department, division or office under the
1809 executive office for administration and finance; provided further, that the report shall include,
1810 but not be limited to, the following: (a) an identification of the employees that would be affected
1811 by consolidation and the item of appropriation from which they are paid; (b) the savings or
1812 efficiencies to be realized; (c) the improvements to the services expected; and (d) the source and

1813 amount of funding necessary to accomplish the consolidation; provided further, that the secretary
1814 shall provide a 90 day notice prior to the implementation of any memorandum of understanding,
1815 interagency service agreements, or other contacts, or agreements that would enable such
1816 consolidation of services to take place; and provided further, that the secretary of energy and
1817 environmental affairs may enter into interagency agreements with any line agency within the
1818 secretariat, whereby the line agency may render data processing services to said secretary
1819 $5,545,430

1820 2000-1011 The office of environmental law enforcement may expend revenues in an
1821 amount not to exceed $85,000 from the administrative handling charge revenues received from
1822 electronic transactions processed through its online licensing and registration systems; provided,
1823 that notwithstanding any general or special law to the contrary, for the purpose of
1824 accommodating timing discrepancies between the receipt of revenues and related expenditures,
1825 the office of environmental law enforcement may incur expenses and the comptroller may certify
1826 for payment the amounts not to exceed the lower of this authorization or the most recent revenue
1827 estimate, as reported in the state accounting system $85,000

1828 2000-1700 For the operation of information technology services within the executive
1829 office of energy and environmental affairs $7,482,556

1830 2030-1000 For the operation of the office of environmental law enforcement;
1831 provided, that officers shall provide monitoring pursuant to the National Shellfish Sanitation
1832 Program; and provided further, that funds from this item shall not be expended for the purposes
1833 of item 2030-1004 $7,973,112

1834 2030-1004 For environmental police private details; provided, that the office may
1835 expend revenues of up to $300,000 collected from the fees charged for private details; and
1836 provided further, that notwithstanding any general or special law to the contrary, for the purpose
1837 of accommodating timing discrepancies between the receipt of retained revenues and related
1838 expenditures, the department may incur expenses and the comptroller may certify for payment
1839 amounts not to exceed the lower of this authorization or the most recent revenue estimate as
1840 reported in the state accounting system $300,000

1841 Department of Public Utilities.

1842 2100-0012 For the operation of the department of public utilities; provided, that
1843 notwithstanding the second sentence of the first paragraph of section 18 of chapter 25 of the
1844 General Laws to the contrary, the assessments levied for fiscal year 2012 under said first
1845 paragraph shall be made at a rate sufficient to produce the amount expended from this item as
1846 well as the associated fringe benefits costs for personnel paid from this item $7,611,781

1847 2100-0013 For the operation of the transportation division $375,051

1848 2100-0014 For the department of public utilities which may expend for the operation
1849 of the energy facilities siting board an amount not to exceed $50,000 from application fees
1850 collected in fiscal year 2012 and prior fiscal years from utility companies $50,000

1851 2100-0015 For the department of public utilities which may expend for the operation
1852 of the transportation division an amount not to exceed $2,300,000 from unified carrier
1853 registration fees collected in fiscal year 2012 and prior fiscal years from motor carrier companies
1854 $2,300,000

1855 2100-0016 For the department of public utilities to regulate steam distribution
1856 companies; provided, that notwithstanding section 18A of chapter 25 of the General Laws to the
1857 contrary, the assessments levied for fiscal year 2012 shall be made at a rate sufficient to produce
1858 the amount expended from this item and the associated fringe benefits costs for personnel paid
1859 from this item $300,000

1860 Department of Environmental Protection.

1861 2200-0100 For the operation of the department of environmental protection, including
1862 the environmental strike force, the bureau of policy and planning, the bureau of resource
1863 protection, the bureau of waste prevention, the Senator William X. Wall experimental station,
1864 and a contract with the University of Massachusetts for environmental research; provided, that
1865 section 3B of chapter 7 of the General Laws shall not apply to fees established pursuant to
1866 section 18 of chapter 21A of the General Laws $22,932,305

1867 2200-0102 For the department of environmental protection which may expend an
1868 amount not to exceed $260,812 from revenues collected from fees for wetland permits; provided,
1869 that notwithstanding any general or special law to the contrary, for the purpose of
1870 accommodating timing discrepancies between the receipt of revenues and related expenditures,
1871 the department may incur expenses and the comptroller may certify for payment the amounts not
1872 to exceed the lower of this authorization or the most recent revenue estimate as reported in the
1873 state accounting system $260,812

1874 2200-0107 For recycling and related purposes consistent with the recycling plan of
1875 the solid waste master plan which includes municipal equipment, a municipal recycling incentive
1876 program, recycled product procurement, guaranteed annual tonnage assistance, recycling transfer

1877 stations, source reduction and technical assistance, consumer education and participation
1878 campaign, municipal household hazardous waste program, the recycling loan program, research
1879 and development, recycling market development and recycling business development and the
1880 operation of the Springfield materials recycling facility; provided, that funds may be expended
1881 for a recycling industry reimbursement program pursuant to section 241 of chapter 43 of the acts
1882 of 1997 $275,000

1883 2210-0105 The department of environmental protection may expend for the
1884 administration and implementation of the Massachusetts Toxics Use Reduction Act under
1885 chapter 21I of the General Laws an amount not to exceed $3,052,627 from the revenue collected
1886 from fees, penalties, grants and tuition under said chapter 21I; provided, that not less than
1887 $1,629,860 from this item shall be made available for the operation of the Toxics Use Reduction
1888 Institute program at the University of Massachusetts at Lowell; provided further, that the
1889 department shall enter into an interagency service agreement with the University of
1890 Massachusetts to make such funding available for this purpose; provided further, that not less
1891 than $644,096 from this item shall be made available for toxics use reduction technical
1892 assistance and technology in accordance with said chapter 21I; provided further, that the
1893 department shall submit a report to the house and senate committees on ways and means not later
1894 than February 1, 2011 detailing the status of the department's progress in meeting the statutory
1895 and regulatory deadlines associated with said chapter 21I and detailing the number of full-time
1896 equivalent positions assigned to various implementation requirements of said chapter 21I;
1897 provided further, that the department shall enter into an interagency service agreement with the
1898 executive office of energy and environmental affairs to make such funding available for this
1899 purpose; and provided further, that notwithstanding any general or special law to the contrary,

1900 for the purpose of accommodating timing discrepancies between the receipt of revenues and
1901 related expenditures, the department may incur expenses and the comptroller may certify for
1902 payment the amounts not to exceed the lower of this authorization or the most recent revenue
1903 estimate as reported in the state accounting system $3,052,627

1904 2220-2220 For the administration and implementation of the federal Clean Air Act,
1905 including the operating permit program, the emissions banking program, the auto-related state
1906 implementation program, the low emission vehicle program, the non-auto-related state
1907 implementation program, and the commonwealth's commitments under the New England
1908 Governors/Eastern Canadian Premiers Action Plans for reducing acid rain deposition and
1909 mercury emissions $798,593

1910 2220-2221 For the administration and implementation of the operating permit and
1911 compliance program required under the federal Clean Air Act $1,667,239

1912 2250-2000 For the purpose of state implementation of the federal Safe Drinking
1913 Water Act under section 18A of chapter 21A of the General Laws $1,264,499

1914 2260-8870 For the expenses of the hazardous waste cleanup and underground storage
1915 tank programs, notwithstanding section 4 of chapter 21J of the General Laws $11,973,797

1916 2260-8872 For the brownfields site audit program $1,038,908

1917 2260-8881 For the operation of the board of registration of hazardous waste site
1918 cleanup professionals, notwithstanding section 19A of chapter 21A of the General Laws
1919 $345,475

1920 Department of Fish and Game.

1921 2300-0100 For the office of the commissioner; provided, that the commissioner's
1922 office shall assess and receive payments from the division of marine fisheries, the division of
1923 fisheries and wildlife, the public access board, and all other programs under the control of the
1924 department of fish and game; provided further, that the purpose of those assessments shall be to
1925 cover appropriate administrative costs of the department, including but not limited to payroll,
1926 personnel, legal and budgetary costs; and provided further, that the amount and contribution
1927 from each division or program shall be determined by the commissioner of fish and game;
1928 provided further, that the department shall file a report with the secretary of administration and
1929 finance, the chairs of the house and senate committee on ways and means, the chairs of the joint
1930 committee on environment, natural resources and agriculture on or before April 30, 2012,
1931 detailing a plan for a long term funding solution for issues pertaining to repairs and maintenance
1932 of dams throughout the commonwealth; and provider further, that the report shall include, but
1933 not be limited too, the feasibility of a revolving loan program and utilization of seaport bonds
1934 $658,880

1935 2300-0101 For a division of ecological restoration and riverways protection program,
1936 for the promotion of public access to rivers and wetland restoration, including grants to public
1937 and nonpublic entities; provided, that the positions funded in this item shall not be subject to
1938 chapter 31 of the General Laws $410,000

1939 2310-0200 For the administration of the division of fisheries and wildlife, including
1940 expenses of the fisheries and wildlife board, the administration of game farms and wildlife
1941 restoration projects, for wildlife research and management, the administration of fish hatcheries,
1942 the improvement and management of lakes, ponds and rivers, for fish and wildlife restoration
1943 projects, the commonwealth's share of certain cooperative fisheries and wildlife programs and

1944 for certain programs reimbursable under the federal Aid to Fish and Wildlife Restoration Act;
1945 provided, that funds may be expended for the natural heritage and endangered species program
1946 $9,900,019

1947 Inland Fisheries and Game Fund 100%

1948 2310-0306 For the hunter safety training program $406,510

1949 Inland Fisheries and Game Fund 100%

1950 2310-0300 For the operation of the natural heritage and endangered species program
1951 $150,000

1952 2310-0316 For the purpose of land containing wildlife habitat and for the costs of the
1953 division of fisheries and wildlife directly related to the administration of the wildlands stamp
1954 program pursuant to sections 2A and 2C of chapter 131 of the General Laws; provided, that
1955 funds shall not be expended from this item in the AA object class for the compensation of state
1956 employees assigned to any item $1,000,000

1957 Inland Fisheries and Game Fund 100%

1958 2310-0317 For the waterfowl management program established pursuant to section 11
1959 of chapter 131 of the General Laws $45,000

1960 Inland Fisheries and Game Fund 100%

1961 2320-0100 For the administration of the public access board, including the
1962 maintenance, operation, and improvements of public access land and water areas; provided, that

1963 positions funded in this item shall not be subject to chapter 31 of the General Laws

1964 $411,746

1965 2330-0100 For the operation of the division of marine fisheries, including expenses of
1966 the Annisquam river marine research laboratory, marine research programs, a commercial
1967 fisheries program, a shellfish management program, including coastal area classification,
1968 mapping and technical assistance and for the operation of the Newburyport shellfish purification
1969 plant and shellfish classification program; provided, that funds shall be expended on a
1970 recreational fisheries program to be reimbursed by federal funds; provided further, that the
1971 division shall continue to develop strategies to improve federal regulations governing the
1972 commercial fishing industry so as to promote sustainable fisheries; provided further, that the
1973 commissioner shall develop a management plan to enable the Newburyport shellfish purification
1974 plant to accept for treatment those shellfish harvested by valid permit holders from waters not
1975 meeting the requirements for open status for acceptable water quality as a result of heavy rainfall
1976 pursuant to the national shellfish sanitation program guide for the control of molluscan shellfish;
1977 and provided further than $400,000 shall be spent for the operation of the Newburyport shellfish
1978 purification plant $4,355,647

1979 2330-0150 For the operation and maintenance of the Newburyport shellfish
1980 purification plant; provided, that the division of marine fisheries may expend not more than
1981 $100,000 from revenue collected from fees generated by operations; and provided further, that
1982 the division shall submit a report detailing the revenues collected and expended and shellfish
1983 volume increase realized from the acceptance of shellfish from rainfall closures to the executive
1984 office of environmental affairs, the executive office for administration and finance, and the house
1985 and senate committee on ways and means by June 30, 2012 $100,000

1986 2330-0120 For the division of marine fisheries for a program of enhancement and
1987 development of marine recreational fishing and related programs and activities, including the
1988 cost of equipment maintenance, staff and the maintenance and updating of data $515,754

1989 2330-0121 For the division of marine fisheries to utilize reimbursable federal
1990 sportfish restoration funds to further develop marine recreational fishing and related programs,
1991 including the costs of activities that increase public access for marine recreational fishing,
1992 support research on artificial reefs and otherwise provide for the development of marine
1993 recreational fishing; provided, that the division of marine fisheries may expend revenues up to
1994 $204,989 collected from federal sportfish restoration funds and from the sale of materials which
1995 promote marine recreational fishing $204,989

1996 2330-0300 For the administration and operation of the saltwater fishing permit
1997 program, in accordance with chapter 161 of the acts of 2009 $491,761

1998 Marine Recreational Fisheries Development

1999 Fund 100%

2000 Department of Agricultural Resources.

2001 2511-0100 For the operation of the department of agricultural resources, including the
2002 division of administration, the expenses of the board of agriculture, the division of dairy services,
2003 division of regulatory services, the division of animal health, the division of agricultural
2004 technical assistance, the division of crop management and inspectional services, including a
2005 program of laboratory services at the University of Massachusetts Amherst, the pesticides board
2006 and the division of agricultural development and fairs; provided, that no less than $200,000 shall

2007 be expended to enhance the buy local effort in western, central, northeastern and southern
2008 Massachusetts $4,400,108

2009 2511-0105 For the purchase of supplemental foods for the emergency food assistance
2010 program within the feeding America nationally-certified food bank system of Massachusetts;
2011 provided, that the funds appropriated herein shall reflect the feeding America allocation formula
2012 to benefit the 4 regional food banks in the commonwealth; and provided further, that the
2013 department may assess an administrative charge not to exceed 2 per cent of the total
2014 appropriation herein $11,500,000

2015 2511-3002 For the integrated pest management program$50,000

2016 Department of Conservation and Recreation.

2017 2800-0100 For the operation of the department of conservation and recreation;
2018 provided, that said department shall enter into an interagency service agreement with the
2019 department of state police to provide police coverage on department of conservation and
2020 recreation properties and parkways; provided further, that the department of state police shall
2021 reimburse said department of conservation and recreation for costs incurred by said department
2022 including, but not limited to, vehicle maintenance and repairs, the operation of department of
2023 state police buildings and other related costs; provided further, that notwithstanding any general
2024 or special law to the contrary, all offices and positions of the division performing construction
2025 activities for the department of conservation and recreation shall be subject to classification
2026 under sections 45 to 50, inclusive, of chapter 30 of the General Laws; provided further, that
2027 notwithstanding section 3B of chapter 7 of the General Laws, the department shall establish or
2028 renegotiate fees, licenses, permits, rents and leases, and adjust or develop other revenue sources

2029 to fund the maintenance, operation and administration of the department; provided further, that
2030 an annual report shall be submitted to the house and senate committees on ways and means
2031 regarding fee adjustments not later than February 15, 2012; provided further, that funds shall be
2032 expended for the cleanup of Pilayella algae; provided further, that no funds shall be expended
2033 from this item for personnel overtime costs; and provided further, that any employee paid from
2034 this item as of August 1, 2004, that was included in the report required from said item in chapter
2035 149 of the acts of 2004, and any employees assigned to that item after August 1, 2004, shall not
2036 be paid from any other item of appropriation; provided further, that the department shall file a
2037 report with the secretary of administration and finance, the chairs of the house and senate
2038 committee on ways and means, the chairs of the joint committee on environment, natural
2039 resources and agriculture on or before April 30, 2012, detailing a plan for a long term funding
2040 solution for issues pertaining to repairs and maintenance of seawalls throughout the
2041 commonwealth; and provider further, that the report shall include, but not be limited too, the
2042 feasibility of a revolving loan program and utilization of seaport bonds $3,308,980

2043 2800-0101 For the watershed management program to operate and maintain
2044 reservoirs, watershed lands and related infrastructure of the department and the office of water
2045 resources in the department of conservation and recreation; provided, that the amount of the
2046 payment shall be charged to the General Fund and shall not be included in the amount of the
2047 annual determination of fiscal year charges to the Massachusetts Water Resources Authority
2048 assessed to the authority under the General Laws; provided further, that the department shall
2049 continue to make payments pursuant to chapter 307 of the acts of 1987 for the use of certain
2050 land; and provided further, that the department shall continue to make payments pursuant to

2051 chapter 616 of the acts of 1957, as amended by section 89 of chapter 801 of the acts of 1963
2052 $1,002,565

2053 2800-0401 For a program to provide stormwater management for all properties and
2054 roadways under the care, custody and control of the department of conservation and recreation;
2055 provided, that the department shall implement a stormwater management program in compliance
2056 with federal and state stormwater management requirements; provided further, that the
2057 department shall inventory all stormwater infrastructure, assess its stormwater practices, analyze
2058 long term capital and operational needs and develop a stormwater management plan to comply
2059 with federal and state regulatory requirements; and provided further, that in order to protect
2060 public safety and to protect water resources for water supply, recreational and ecosystem uses,
2061 the department shall immediately implement interim stormwater management practices
2062 including, but not limited to, street sweeping, inspection and cleaning of catch basins and
2063 emergency repairs to roadway drainage $391,237

2064 2800-0501 For the operation of the beaches, pools and spray pools under the control
2065 of the department of conservation and recreation; provided, that the seasonal hires of the
2066 department of conservation and recreation's parks, beaches, pools and spray pools be paid from
2067 this item; provided further, that all beaches, pools and spray pools shall remain open and staffed
2068 from Memorial Day through Labor Day; provided further, that the beaches, pools and spray
2069 pools shall be fully maintained; provided further, that no funds from this item shall be expended
2070 for year-round seasonal employees; provided further, that seasonal employees who are hired
2071 before the second Sunday before Memorial Day and whose employment continues beyond the
2072 Saturday following Labor Day and who received health insurance benefits in fiscal year 2011
2073 shall continue to receive such benefits in fiscal year 2012 during the period of their seasonal

2074 employment; provided further, that notwithstanding section 1 of chapter 31 of the General Laws,
2075 seasonal positions funded by this item shall be positions requiring the services of an incumbent,
2076 on either a full-time or less than full-time basis beginning not earlier than April 1 and ending not
2077 later than November 30, or beginning not earlier than September 1 and ending not later than
2078 April 30; provided further, that no expenditures shall be made from this item other than for the
2079 purposes identified in this item; and provided further, that notwithstanding said section 1 of said
2080 chapter 31, seasonal positions funded by this item shall not be filled by an incumbent for more
2081 than 8 months within a 12-month period $11,611,671

2082 2800-0700 For the office of dam safety; provided, that the department shall, in
2083 collaboration with the department of environmental protection and the department of fish and
2084 game, establish and maintain a comprehensive inventory of all dams, and develop a coordinated
2085 permitting and regulatory approach to dam removal for stream restoration and public safety; and
2086 provided further, that the department shall file a report with the house and senate committees on
2087 ways and means not later than December 16, 2011, that shall include, but not be limited to, the
2088 following: (a) the number of staff that are assigned from this item and their job title; (b) the
2089 number of dam inspections that are scheduled for fiscal year 2012; and (c) the number of dams
2090 that are in need of repair or replacement $290,151

2091 2810-0100 For the operation of the department's state and urban parks; provided, that
2092 funds appropriated in this item shall be used to operate all of the division's parks, parkways,
2093 boulevards, roadways, bridges, and related appurtenances under the care, custody and control of
2094 the division, flood control activities of the division, reservations, campgrounds, beaches and
2095 pools and for the oversight of rinks, to protect and manage the division's lands and natural
2096 resources, including the forest and parks conservation services and the bureau of forestry

2097 development; provided further, that the crossing guards located at department of conservation
2098 and recreation intersections shall continue to perform the duties where state police previously
2099 performed such duties; provided further, that no funds from this item shall be made available for
2100 payment to true seasonal employees; provided further, that the rinks under the control of the
2101 department shall remain open and staffed for the full rink season; provided further, that the
2102 department may issue grants to public and nonpublic entities from this item; and provided
2103 further, that the department shall file quarterly reports with the house and senate committees on
2104 ways and means relative to the staffing levels at all state and urban parks, which shall include,
2105 but not be limited to, the following: (a) the number of staff assigned to each park; (b) the total
2106 number of visitors to each park; and (c) the total acreage of each park $41,550,075

2107 2810-2041 For the division of state parks and recreation which may expend not more
2108 than $5,229,030 from revenue collected from fees charged by the division, including revenues
2109 collected from campsite reservation transactions from the automated campground reservation
2110 and registration program for additional expenses, upkeep and improvements to the parks and
2111 recreation system and for the personnel costs of seasonal employees; provided, that no funds
2112 from this item shall be expended for the costs of full-time equivalent personnel; provided further,
2113 that for the purpose of accommodating timing discrepancies between the receipt of retained
2114 revenues and related expenditures, the division may incur expenses and the comptroller may
2115 certify for payment amounts not to exceed the lower of this authorization or the most recent
2116 revenue estimate as reported in the state accounting system; provided further, that no
2117 expenditures made in advance of the receipts shall be permitted to exceed 75 per cent of the
2118 amount of revenues projected by the first quarterly statement required by section 1B; provided
2119 further, that the comptroller shall notify the house and senate committees on ways and means at

2120 the time subsequent quarterly statements are published of the variance between actual and
2121 projected receipts in each such quarter and the implications of that variance for expenditures
2122 made; and provided further, that the division may issue grants to public and nonpublic entities
2123 from this item $5,229,030

2124 2820-0101 For the costs associated with the department's urban park rangers specific
2125 to the security of the state house; provided, that funds appropriated in this item shall only be
2126 expended for the costs of security and urban park rangers at the state house $1,327,967

2127 2820-1000 For the division of urban parks and recreation which may expend not more
2128 than $200,000 from revenue collected pursuant to section 34B of chapter 92 of the General Laws
2129 $200,000

2130 2820-1001 For the division of urban parks and recreation which may expend not more
2131 than $50,000 from revenue collected for the operation and maintenance of the division's
2132 telecommunications system from revenues received from the Massachusetts Water Resources
2133 Authority, the Massachusetts Convention Center Authority, the division of highways, the Central
2134 Artery/Ted Williams Tunnel Project, the department of state police and quasi-public and private
2135 entities through a system of user fees and other charges established by the commissioner of
2136 conservation and recreation; provided, that nothing in this item shall impair or diminish the
2137 rights of access and utilization of all current users of the system under agreements previously
2138 entered into; and provided further, that this item may be reimbursed by political subdivisions of
2139 the commonwealth and private entities for direct and indirect costs expended by the division to
2140 maintain the telecommunications system $50,000

2141 2820-2000 For the operation of street lighting and the expenses of maintaining the
2142 parkways of the department of conservation and recreation; provided, that the department of
2143 conservation and recreation shall take all measures to further ensure that said department's street
2144 lighting efforts are efficient and cost effective; and provided further, that said department shall
2145 implement a plan to achieve efficiencies and reduce lighting costs $3,115,033

2146 2820-3001 For the division of urban parks and recreation which may expend not more
2147 than $1,000,000 from revenue collected from skating rink fees and rentals for the operation and
2148 maintenance, including personnel costs, of 4 rinks between September 1, 2011, and April 30,
2149 2012, for an extended rink season; provided, that when assigning time for the use of its rinks, the
2150 division shall give priority to those which qualify under applicable state and federal law as
2151 nonprofit organizations or as a public school $1,000,000

2152 2820-4420 For the operation and maintenance of the Ponkapoag golf course;
2153 provided, that the division of urban parks and recreation may expend not more than $1,098,011
2154 from revenue collected from fees generated by the golf course; provided further, that for the
2155 purposes of accommodating discrepancies between the receipt of retained revenue and related
2156 expenditures, the division may incur expenses and the comptroller may certify for payment
2157 amounts not to exceed the lower of this authorization or the most recent revenue estimate as
2158 reported in the state accounting system; and provided further, notwithstanding section 1 of
2159 chapter 31 of the General Laws, seasonal positions funded by this account shall be positions
2160 requiring the services of an incumbent on either a full-time or less than a full-time basis
2161 beginning not earlier than April 1 and ending not later than November 30 $1,098,011

2162 2820-4421 For the operation and maintenance of the Leo J. Martin golf course;
2163 provided, that the division of urban parks and recreation may expend not more than $824,790
2164 from revenue collected from fees generated by the golf course; provided further, that for the
2165 purposes of accommodating discrepancies between the receipt of retained revenue and related
2166 expenditures, the division may incur expenses and the comptroller may certify for payment
2167 amounts not to exceed the lower of this authorization or the most recent revenue estimate as
2168 reported in the state accounting system; and provided further, notwithstanding section 1 of
2169 chapter 31 of the General Laws, seasonal positions funded by this account shall be positions
2170 requiring the services of an incumbent on either a full-time or less than a full-time basis
2171 beginning not earlier than April 1 and ending not later than November 30 $824,790

2172 Department of Energy Resources.

2173 7006-1001 For the residential conservation service program under chapter 465 of the
2174 acts of 1980, and the commercial and apartment conservation service program pursuant to
2175 section 11A of chapter 25A of the General Law; provided, that the assessments levied for fiscal
2176 year 2012 pursuant to chapter 465 of the acts of 1980 shall be made at a rate sufficient to
2177 produce the amount expended from this item as well as the associated fringe benefit costs for
2178 personnel paid from this item $203,112

2179 7006-1003 For the operation of the department of energy resources; provided, that
2180 notwithstanding any general or special law to the contrary, the amount assessed under section
2181 11H of chapter 25A of the General Laws shall be equal to the amount expended from this item as
2182 well as the associated fringe benefit costs for personnel paid from this item and shall include the

2183 associated fringe benefit costs for personnel paid from this item and for the residential
2184 conservation services program $3,100,434

2185 Department of Early Education and Care.

2186 3000-1000 For the administration of the department of early education and care and
2187 the costs of field operations and licensing provided through the department; provided, that the
2188 department shall report on the first business day of each month to the joint committee on
2189 education, the joint committee on children, families and persons with disabilities, the house and
2190 senate committees on ways and means, and the secretary of administration and finance on the
2191 unduplicated number of children on waiting lists for state-subsidized early education and care
2192 programs and services, including supportive child care services; provided further, that
2193 notwithstanding chapter 66A of the General Laws, the department of early education and care,
2194 the lead agencies of community partnership councils, the child care resource and referral
2195 agencies, the department of elementary and secondary education, the department of transitional
2196 assistance, the department of children and families and the department of public health may
2197 share with each other personal data regarding the parents and children who receive services
2198 provided under early education and care programs administered by the commonwealth for
2199 waitlist management, program implementation and evaluation, reporting, and policy
2200 development purposes; provided further, that the department shall issue monthly reports detailing
2201 the number and average cost of voucher and contracted slots funded by the department by
2202 category of eligibility, including children who have been the subject of supported 51A cases,
2203 children referred by or transitioning from the department of children and families and children of
2204 income-eligible families; provided further, that said reports shall include the number of
2205 recipients subject to subsection (f) of section 110 of chapter 5 of the acts of 1995; provided

2206 further, that the department shall issue a report by February 15, 2012 detailing the feasibility of
2207 centralizing the following responsibilities provided through item 3000-2000 in fiscal year 2011
2208 with the department: program coordination and support, voucher management, outreach to hard-
2209 to-reach populations, intake and eligibility services for families seeking financial assistance to
2210 enroll in early education and care programs, resource and referral for families with disabilities in
2211 child care programs, and walk-in services for homeless families; provided further, that the
2212 department shall issue a report to the house and senate committees on ways and means and the
2213 executive office for administration and finance not later than February 15, 2012 detailing the
2214 projected fiscal year 2012 caseload for children who have been the subject of supported 51A
2215 cases, children of families who are eligible for child care as entitled under said section 110 of
2216 said chapter 5 and children whose families are income-eligible; provided further, that this report
2217 shall include the anticipated cost of contracts and vouchers to fund said contracts; provided
2218 further, that the department shall report not later than September 1, 2011, to the joint committee
2219 on education and the house and senate committees on ways and means, on efficiencies and cost
2220 savings realized in the department's accounts in fiscal year 2011 and anticipated cost savings in
2221 fiscal year 2012; provided further, that the report shall include, but not be limited to, an itemized
2222 accounting of services transferred between items, original cost of those services, all transition
2223 costs or expenditures and total cost savings realized; and provided further, that the report shall
2224 include an accounting of federal ARRA funding expended for the services and transition costs
2225 $11,683,491

2226 3000-2000 For regional administration and coordination of services provided by child
2227 care resource and referral agencies $5,933,862

2228 3000-2050 For the administration of the Children's Trust Fund; provided, that the
2229 department shall not exercise any supervision or control with respect to the board $1,026,106

2230 3000-3050 For supportive early education and care services; provided, that funds
2231 from this item shall only be expended for early education and care costs of children with active
2232 cases at the department of children and families; provided further, that the department of early
2233 education and care, in collaboration with the department of children and families, shall maintain
2234 a centralized list detailing the number of children eligible for services in this item, the number of
2235 supportive slots filled, and the number of supportive slots available; provided further, that no
2236 waiting list for the services shall exist; provided further, that funds may be used to provide
2237 services during a transition period of 6 months for families upon the closure of their case;
2238 provided further, that all children eligible for services under this item shall receive those
2239 services; provided further, that if the department determines that available appropriations for this
2240 program will be insufficient to meet projected expenses, the commissioner shall file with the
2241 house and senate committees on ways and means and the secretary of administration and finance,
2242 a report detailing the amount of appropriation needed to address such deficiency; and provided
2243 further, that the commissioner of early education and care may transfer funds to this item from
2244 items 3000-1000, 3000-4050 and 3000-4060, as necessary, pursuant to an allocation plan, which
2245 shall detail by object class the distribution of the funds to be transferred and which the
2246 commissioner shall file with the house and senate committees on ways and means 30 days before
2247 the transfer $77,448,576

2248 3000-4050 For financial assistance for families currently involved with or
2249 transitioning from transitional aid to families with dependent children to enroll in an early
2250 education and care program; provided, that early education and care shall be available to former

2251 participants who are working for up to 1 year after termination of their benefits; provided further,
2252 that post-transitional early education and care benefits shall be provided to participants who are
2253 working for up to 1 year after the transitional period; provided further, that the department shall
2254 issue monthly reports detailing the number and average cost of voucher and contracted slots
2255 funded from this item and item 3000-3050; provided further, that the department may provide
2256 early education and care benefits to parents who are under 18 years of age, who are currently
2257 enrolled in a job training program, and who would qualify for benefits under chapter 118 of the
2258 General Laws but for the deeming of the grandparents' income; provided further, that all teens
2259 eligible for year-round, full-time early education and care services shall be participating in
2260 school, education, work and training-related activities or a combination thereof for at least the
2261 minimum number of hours required by regulations; provided further, that recipients shall not be
2262 charged fees for care provided under this item; provided further, that early education and care
2263 slots funded from this item shall be distributed geographically in a manner that provides fair and
2264 adequate access to early education and care for all eligible individuals; provided further, that
2265 informal early education and care benefits may be funded from this item; provided further, that
2266 not more than $2 per child per hour shall be paid for the services; provided further, that the
2267 commissioner of early education and care may transfer funds to this item from items 3000-1000
2268 and 3000-4060, as necessary, pursuant to an allocation plan, which shall detail by object class the
2269 distribution of the funds to be transferred and which the commissioner shall file with the house
2270 and senate committees on ways and means at least 30 days before the transfer; and provided
2271 further, that not more than 3 per cent of any item may be transferred in fiscal year 2012
2272 $133,371,287

2273 3000-4060 For income-eligible early education and care programs; provided, that teen
2274 parents at risk of becoming eligible for transitional aid to families with dependent children may
2275 be paid from this item; provided further, that informal early education and care benefits for
2276 families meeting income-eligibility criteria may be funded from this item; provided further, that
2277 not more than $2 per child per hour shall be paid for the services; provided further, that early
2278 education and care slots funded from this item shall be distributed geographically in a manner
2279 that provides fair and adequate access to early education and care for all eligible individuals;
2280 provided further, that the department may expend funds from this item on grants to support
2281 inclusive learning environments; provided further, that the commissioner of early education and
2282 care may transfer funds to this item from items 3000-1000 and 3000-4050, as necessary,
2283 pursuant to an allocation plan, which shall detail by object class the distribution of the funds to
2284 be transferred and which the commissioner shall file with the house and senate committees on
2285 ways and means at least 30 days before the transfer; provided further, that not more than 3 per
2286 cent of any item may be transferred in fiscal year 2012; provided further, that said plan shall be
2287 forwarded to the house and senate chairs of the joint committee on education, the chairs of the
2288 house and senate committees on ways and means, and the secretary of administration and
2289 finance; and provided further, that any payment made under any such grant with a school district
2290 shall be deposited with the treasurer of such city, town, or regional school district and held as a
2291 separate account and shall be expended by the school committee of such city, town, or regional
2292 school district without municipal appropriation, notwithstanding any general or special law to the
2293 contrary $237,397,940

2294 3000-5000 For grants to head start programs; provided, that funds from this item may
2295 be expended on early head start programs $7,500,000

2296 3000-5075 For the Massachusetts Universal Pre-Kindergarten Program; provided, that
2297 funds from this item shall be expended on grants to improve the quality of and expand access to
2298 preschool programs and services to children from the age of 2 years and 9 months until they are
2299 kindergarten eligible; provided further, that in awarding grant funds under this program,
2300 preference shall be given to establishing preschool classrooms in towns and cities with schools
2301 and districts at risk of or determined to be under-performing in accordance with sections 1J and
2302 1K of chapter 69 of the General Laws, schools and districts which have been placed in the
2303 accountability status of identified for improvement, corrective action, or restructuring pursuant to
2304 departmental regulations or which have been designated commonwealth priority schools or
2305 commonwealth pilot schools pursuant to said regulations, schools or districts with a high
2306 percentage of students scoring in levels 1 and 2 on the MCAS exams or programs which serve
2307 children not less than 50 per cent of whom are from families earning at or below 85 per cent of
2308 the state median income; provided further, that funds may also be used to leverage and enhance
2309 community-wide capacity building efforts within statewide parameters established by the board;
2310 provided further, that any newly-funded programs designated as Massachusetts Universal Pre-
2311 Kindergarten Program participants shall have been accredited by the National Association for the
2312 Education of Young Children, the New England Association of Schools and Colleges, the
2313 National Association of Family Child Care or a Child Development Associate credential or
2314 higher; provided further, that programs receiving grant funds may use the funds to enhance
2315 teacher and staff quality and compensation, enhance program ability to interpret and use
2316 assessment data effectively, enhance developmentally-appropriate practice, incorporate ancillary
2317 services into the program, facilitate or provide access to wrap-around services for working
2318 families or to increase capacity to expand access to age-eligible children on the centralized

2319 waitlist maintained by the department; provided further, that preference shall be given in
2320 awarding grants to those programs which demonstrate affordability for middle class and working
2321 class parents according to standards to be developed by the department; and provided further,
2322 that any payment made under any such grant with a school district shall be deposited with the
2323 treasurer of such city, town or regional school district and held as a separate account and shall be
2324 expended by the school committee of such city, town or regional school district without
2325 municipal appropriation, notwithstanding any general or special law to the contrary
2326 $7,500,000

2327 3000-6075 For early childhood mental health consultation services in early education
2328 and care programs in the commonwealth; provided, that preference shall be given to those
2329 services designed to limit the number of expulsions and suspensions from said programs; and
2330 provided further, that eligible recipients for such grants shall include community partnership
2331 councils, municipal school districts, regional school districts, educational collaboratives, head
2332 start programs, licensed child care providers, child care resource and referral centers and other
2333 qualified entities $750,000

2334 3000-7000 For statewide neonatal and postnatal home parenting education and home
2335 visiting programs for at-risk newborns to be administered by the Children's Trust Fund;
2336 provided, that such services shall be made available statewide to parents under the age of 21
2337 years; and provided further, that notwithstanding any general or special law to the contrary,
2338 priority for such services shall be given to low-income parents $10,463,346

2339 3000-7050 For the coordinated family and community engagement grant program,
2340 which shall establish a statewide network of supports for early education; provided, that the

2341 department shall distribute the grants no later than August 31, 2011, in order to allow a full year
2342 of service for families involved in these programs; provided, that supports funded through this
2343 item shall include, but not be limited to, curriculum development, child assessment systems,
2344 activities that encourage providers to obtain associate and bachelor degrees, payment of fees and
2345 direct assistance to programs seeking accreditation by agencies approved by the board, and
2346 professional development courses; provided further, that eligible recipients for such grants shall
2347 include, but not be limited to, community partnership councils, municipal school districts,
2348 regional school districts, educational collaboratives, head start programs, school readiness and
2349 family support programs, licensed child care providers, and child care resource and referral
2350 centers; provided further, that supports funded through this item shall be in alignment with the
2351 quality requirements of the Massachusetts Universal Pre-Kindergarten Program and the
2352 development of the quality rating and improvement system; provided further, that the
2353 department shall encourage and support early childhood education and care providers to obtain
2354 associate and bachelor degrees through professional development programs, including, but not
2355 limited to, the building careers program model; provided further, that the department shall take
2356 steps to streamline activities and programs funded through this line item; provided further, that
2357 funds shall be expended for the home-based parenting, family literacy, and school readiness
2358 program known as the parent-child home program; and provided further, that the department
2359 may expend funds from the item on grants for supplemental services for children with
2360 individualized education $18,986,633

2361 3000-7070 For Reach Out and Read, a research-proven, pediatric literacy
2362 intervention, which trains doctors and nurse practitioners to provide advice to parents on reading
2363 aloud to children and books for children living in poverty and in underperforming school

2364 districts through programs established in community health centers, medical practices, and
2365 hospitals; provided further, that the funds distributed through Reach Out and Read program shall
2366 be contingent upon a match of not less than $1 in private or corporate contributions for every $1
2367 in state grant funding $500,000

2368 EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES.

2369 Office of the Secretary.

2370 4000-0050 For the operation of the personal care attendant quality workforce council
2371 established under section 29 of chapter 118G of the General Laws $167,708

2372 4000-0300 For the operation of the executive office of health and human services,
2373 including the operation of the managed care oversight board; provided, that the executive office
2374 shall provide technical and administrative assistance to agencies under the purview of the
2375 secretariat receiving federal funds; provided further, that the Executive Office of Health and
2376 Human Services and its agencies, when contracting for services on the islands of Martha's
2377 Vineyard and Nantucket, shall take into consideration the increased costs associated with the
2378 provision of goods, services and housing on said islands; provided further, that the executive
2379 office shall monitor the expenditures and completion timetables for systems development
2380 projects and enhancements undertaken by all agencies under the purview of the secretariat, and
2381 shall ensure that all measures are taken to make such systems compatible with one another for
2382 enhanced interagency interaction; provided further, that the executive office shall continue to
2383 develop and implement the common client identifier; provided further, that the executive office
2384 shall ensure that any collaborative assessments for children receiving services from multiple
2385 agencies within the secretariat shall be performed within existing resources; provided further,

2386 that funds appropriated in this item shall be expended for administrative and contracted services
2387 related to the implementation and operation of programs authorized by chapter 118E of the
2388 General Laws; provided further, that in consultation with the division of health care finance and
2389 policy, no rate increase shall be provided to existing Medicaid provider rates without taking all
2390 measures possible under Title XIX of the Social Security Act to ensure that rates of payment to
2391 providers do not exceed the rates that are necessary to meet only those costs which must be
2392 incurred by efficiently and economically operated providers in order to provide services of
2393 adequate quality; provided further, that funds may be expended for the operation of the office of
2394 health equity within the executive office of health and human services; provided further, that
2395 expenditures for the purposes of each item appropriated for programs authorized by chapter
2396 118E of the General Laws shall be accounted for in the Massachusetts management accounting
2397 and reporting system not more than 10 days after the expenditures have been made by the
2398 Medicaid management information system; provided further, that no expenditures shall be made
2399 that are not federally reimbursable, including those related to Titles XIX or XXI of the Social
2400 Security Act or the MassHealth demonstration waiver approved under section 1115(a) of said
2401 Social Security Act or the community first section 1115 demonstration waiver, whether made by
2402 the executive office or another commonwealth entity, except as specifically authorized herein, or
2403 unless made for cost containment efforts, the purposes and amounts of which have been
2404 submitted to the executive office of administration and finance and the house and senate
2405 committees on ways and means 30 days prior to making such expenditures; provided further, that
2406 the executive office of health and human services may continue to recover provider
2407 overpayments made in the current and prior fiscal years through the Medicaid management
2408 information system, and that these recoveries shall be considered current fiscal year expenditure

2409 refunds; provided further, that the executive office may collect directly from a liable third party
2410 any amounts paid to contracted providers under chapter 118E of the General Laws for which the
2411 executive office later discovers another third party is liable if no other course of recoupment is
2412 possible; provided further, that not less than $250,000 shall be expended on a statewide program
2413 of technical assistance to community health centers to be provided by a state primary care
2414 association qualified under Section 330(f)(l) of the United States Public Health Service Act at 42
2415 USC 254c(f)(l); provided further, that no funds shall be expended for the purpose of funding
2416 interpretive services directly or indirectly related to a settlement or resolution agreement with the
2417 office of civil rights or any other office, group or entity; provided further, that interpretive
2418 services currently provided shall not give rise to enforceable legal rights for any party or to an
2419 enforceable entitlement to interpretive services; provided further, that notwithstanding any
2420 general or special law to the contrary, the executive office shall require the commissioner of
2421 mental health to approve any prior authorization or other restriction on medication used to treat
2422 mental illness in accordance with written policies, procedures and regulations of the department
2423 of mental health; provided further, that not later than November 1, 2011, the executive office of
2424 health and human services shall submit a report to the house and senate committees on ways and
2425 means detailing the methodology used for projecting MassHealth enrollment and utilization in
2426 fiscal year 2012 and evaluating the accuracy of the caseload and utilization projection
2427 methodologies used to project caseload and utilization in fiscal year 2011 and fiscal year 2012;
2428 provided further, that notwithstanding any general or special law to the contrary, the state
2429 Medicaid office is hereby authorized to conduct a trial to determine the effectiveness of various
2430 fraud management tools to identify potential fraud prior to payment; provided further, any such
2431 trial may test innovative technologies to improve medical fraud detection and evaluate the

2432 efficacy of, among things, a real time, pro-active model to identify specific suspicious provider
2433 billing patterns, document the results of any potential fraud findings and estimated savings to
2434 benefit the commonwealth associated with such a fraud detection system; and provided further,
2435 that any projection of deficiency in items 4000-0430, 4000-0500, 4000-0600, 4000-0700, 4000-
2436 0870, 4000-0875, 4000-0880, 4000-0890, 4000-0895, 4000-0950, 4000-0990, 4000-1400 or
2437 4000-1405 shall be reported to the house and senate committees on ways and means not less than
2438 90 days before the projected exhaustion of funding; and provided further, that any unexpended
2439 balance in these accounts shall revert to the General Fund on June 30, 2012; provided further,
2440 that funds shall be provided in an amount not less than the total appropriated in item 1599-2009
2441 in section 2 of chapter 182 in the acts of 2008 $83,734,473

2442 4000-0301 For the costs of MassHealth provider and member audit and utilization
2443 review activities including, but not limited to, eligibility verification, disability evaluations,
2444 provider financial and clinical audits, and initiatives intended to enhance program integrity
2445 $1,736,425

2446 4000-0320 For the executive office of health and human services which may expend
2447 for medical care and assistance rendered in the current year an amount not to exceed
2448 $225,000,000 from the monies received from recoveries and collections of any current or prior
2449 year expenditures; provided, that notwithstanding any general or special law to the contrary, the
2450 balance of any personal needs accounts collected from nursing and other medical institutions
2451 upon a medical assistance member's death and held by the executive office for more than 3 years
2452 may be credited to this item; and provided further, that no funds from this item shall be used for
2453 the purposes of item 4000-0300 $225,000,000

2454 4000-0430 For the CommonHealth program to provide primary and supplemental
2455 medical care and assistance to disabled adults and children under sections 9A, 16 and 16A of
2456 chapter 118E of the General Laws; provided, that funds may be expended from this item for
2457 health care services provided to the recipients in prior fiscal years; provided further, that the
2458 executive office shall maximize federal reimbursement for state expenditures made on behalf of
2459 such adults and children; provided further, that children shall be determined eligible for the
2460 medical care and assistance if they meet the disability standards as defined by the executive
2461 office, which shall be no more restrictive than the standards in effect on July 1, 1996; and
2462 provided further, that the executive office shall process CommonHealth applications within 45
2463 days of receipt of a completed application or within 90 days if a determination of disability is
2464 required $130,439,637

2465 4000-0500 For health care services provided to medical assistance recipients under
2466 the executive office's primary care clinician/mental health and substance abuse plan or through a
2467 health maintenance organization under contract with the executive office and for MassHealth
2468 benefits provided to children, adolescents and adults under clauses (a) to (d), inclusive, and
2469 clause (h) of subsection (2) of section 9A of chapter 118E of the General Laws and section 16C
2470 of said chapter 118E; provided, that no funds shall be expended from this item for children and
2471 adolescents under clause (c) of said subsection (2) of said section 9A of said chapter 118E whose
2472 family incomes, as determined by the executive office, exceed 150 per cent of the federal
2473 poverty level; provided further, that the executive office shall maintain the fiscal year 2011
2474 overall reimbursement rate for the commonwealth's only medical respite program for the
2475 homeless; provided further, that expenditures from this item shall be made only for the purposes
2476 expressly stated herein; provided further, that the executive office shall maximize federal

2477 reimbursements for state expenditures made to these providers; and provided further, that funds
2478 may be expended from this item for health care services provided to the recipients in prior fiscal
2479 years……..…$3,875,835,669

2480 Executive Office of Elder Affairs.

2481 4000-0600 For health care services provided to MassHealth members who are
2482 seniors, and for the operation of the senior care options program under section 9D of chapter
2483 118E of the General Laws; provided, that funds may be expended from this item for health care
2484 services provided to these recipients in prior fiscal years; provided further, that funds shall be
2485 expended for the community choices initiative; provided further, that no payment for special
2486 provider costs shall be made from this item without the prior written approval of the secretary of
2487 administration and finance; provided further, that benefits for this demonstration project shall not
2488 be reduced below the services provided in fiscal year 2011; provided further, that the eligibility
2489 requirements for this demonstration project shall not be more restrictive than those established in
2490 fiscal year 2011; provided further, that the executive office of health and human services shall
2491 submit a report to the house and senate committees on ways and means detailing the projected
2492 costs and the number of individuals served by the community choices initiative in fiscal year
2493 2012 delineated by the federal poverty level; provided further, that notwithstanding any general
2494 or special law to the contrary, funds shall be expended from this item for the purpose of
2495 maintaining a personal needs allowance of $72.80 per month for individuals residing in nursing
2496 homes and rest homes who are eligible for MassHealth, Emergency Aid to the Elderly Disabled
2497 and Children program or Supplemental Security Income; provided further that effective July 1,
2498 2011 for the fiscal year ending June 30, 2012, the division of health care finance and policy shall
2499 establish nursing facility MassHealth rates that are $12 million in payments above the payments

2500 made to nursing facilities for the fiscal year ended 2011 for the purpose of recognizing the
2501 Medicaid share of the nursing home assessment established by section 25 of Chapter 118G of the
2502 General Laws; provided further, that funds shall be expended from this item to implement the
2503 provisions of section 2 of chapter 211 of the acts of 2006, the pre-admission counseling and
2504 assessment program, which shall be implemented on a statewide basis through aging and
2505 disability resource consortia; provided further, that notwithstanding any general or special law to
2506 the contrary, for any nursing home or non-acute chronic disease hospital that provides kosher
2507 food to its residents, the executive office of elder affairs, in consultation with the division of
2508 health care finance and policy, in recognition of the unique special innovative program status
2509 granted by the executive office of health and human services, shall continue to make the standard
2510 payment rates established in fiscal year 2006 to reflect the high dietary costs incurred in
2511 providing kosher food; provided further, that not less than $2,800,000 shall be expended as fiscal
2512 year 2012 incentive payments to nursing facilities meeting the criteria determined by the
2513 MassHealth Nursing Facility Pay for Performance Program in 114.2 CMR 6.07 and that have
2514 established and participated in a cooperative effort in each qualifying nursing facility between
2515 representatives of employees and management, that is focused on implementing that criteria and
2516 improving the quality of services available to MassHealth members; provided further that the
2517 MassHealth agency shall adopt regulations and procedures necessary to carry out section; and
2518 provided further, that notwithstanding any general or special law to the contrary, nursing facility
2519 rates effective July 1, 2011 may be developed using the costs of calendar year
2520 2005……..$2,520,402,264

2521 4000-0640 For nursing facility Medicaid rates; provided, that notwithstanding any
2522 general or special law to the contrary, in fiscal year 2012 the division of health care finance and

2523 policy shall establish nursing facility Medicaid rates that cumulatively total $288,500,000 more
2524 than the annual payment rates established by the division under the rates in effect as of June 30,
2525 2002; provided further, that an amount for expenses related to the collection and administration
2526 of section 25 of chapter 118G of the General Laws shall be transferred to the division of health
2527 care finance and policy; and provided further, that the payments made pursuant to this item shall
2528 be allocated in an amount sufficient to implement section 622 of chapter 151 of the acts of 1996
2529 $288,500,000

2530 Executive Office of Health and Human Services.

2531 4000-0700 For health care services provided to medical assistance recipients under
2532 the executive office's health care indemnity/third party liability plan and medical assistance
2533 recipients not otherwise covered under the executive office's managed care or senior care plans,
2534 and for MassHealth benefits provided to children, adolescents and adults under clauses (a) to (d),
2535 inclusive and clause (h) of subsection (2) of section 9A of chapter 118E of the General Laws and
2536 section 16C of said chapter 118E; provided, that no payments for special provider costs shall be
2537 made from this item without the prior written approval of the secretary of administration and
2538 finance; provided further, that no funds shall be expended from this item for children and
2539 adolescents under clause (c) of said subsection (2) of said section 9A of said chapter 118E whose
2540 family incomes, as determined by the executive office, exceed 150 per cent of the federal
2541 poverty level; provided further, that children who have aged out of the custody of the department
2542 of children and families shall be eligible for benefits until they reach age 21; provided further,
2543 that funds shall be expended from this item for members who qualify for early intervention
2544 services; provided further, that funds may be expended from this item for health care services
2545 provided to the recipients in prior fiscal years; provided further, that the executive office shall

2546 maximize federal reimbursements for state expenditures made to these providers; provided
2547 further, that the executive office shall not, in fiscal year 2012, fund programs relating to case
2548 management with the intention of reducing length of stay for neonatal intensive care unit cases;
2549 provided further, that notwithstanding the foregoing, funds may be expended from this item for
2550 the purchase of third party insurance including, but not limited to, Medicare for any medical
2551 assistance recipient; provided further, that the executive office may reduce MassHealth
2552 premiums or copayments or offer other incentives to encourage enrollees to comply with
2553 wellness goals; and provided further, that funds may be expended from this item for activities
2554 relating to disability determinations or utilization management and review, including patient
2555 screenings and evaluations, regardless of whether such activities are performed by a state
2556 agency, contractor, agent or provider $2,026,206,633

2557 4000-0870 For health care services provided to adults participating in the medical
2558 assistance program pursuant to clause (g) of subsection (2) of section 9A of chapter 118E of the
2559 General Laws; provided, that funds may be expended from this item for health care services
2560 provided to the recipients in prior fiscal years $157,016,626

2561 4000-0875 For the provision of benefits to eligible women who require medical
2562 treatment for either breast or cervical cancer in accordance with section
2563 1902(a)(10)(A)(ii)(XVIII) of the Breast and Cervical Cancer Prevention and Treatment Act of
2564 2000, Public Law 106-354, and in accordance with section 10D of chapter 118E of the General
2565 Laws; provided, that the executive office shall provide those benefits to women whose income,
2566 as determined by the executive office, does not exceed 250 per cent of the federal poverty level,
2567 subject to continued federal approval; provided further, that eligibility for benefits shall be
2568 extended solely for the duration of the cancerous condition; provided further, that before the

2569 provision of any benefits covered by this item, the executive office shall require screening for
2570 either breast or cervical cancer through the comprehensive breast and cervical cancer early
2571 detection program operated by the department of public health, in accordance with item 4570-
2572 1512 of section 2D; and provided further, that funds may be expended from this item for health
2573 care services provided to these recipients in prior fiscal years $4,770,999

2574 4000-0880 For MassHealth benefits under clause (c) of subsection (2) of section 9A
2575 of chapter 118E of the General Laws and section 16C of said chapter 118E for children and
2576 adolescents whose family incomes as determined by the executive office are above 150 per cent
2577 of the federal poverty level; provided, that funds may be expended from this item for health care
2578 services provided to these children and adolescents in prior fiscal years $207,173,987

2579 4000-0890 For the cost of health insurance subsidies paid to employees and
2580 employers of small businesses in the insurance reimbursement program under section 9C of
2581 chapter 118E of the General Laws; provided, that funds may be expended from this item for
2582 health care services provided to these persons in prior fiscal years $38,181,956

2583 4000-0895 For the healthy start program to provide medical care and assistance to
2584 pregnant women and infants residing in the commonwealth pursuant to section 10E of chapter
2585 118E of the General Laws; provided, that funds may be expended from this item for health care
2586 services provided to these persons in prior fiscal years $13,154,576

2587 4000-0950 For the purposes of administrative and program expenses associated with
2588 the children's behavioral health initiative, in accordance with the settlement agreement in the
2589 case of Rosie D. et al. v. Romney, United States District Court for the District of Massachusetts
2590 civil action No. 01-30199-MAP, to provide comprehensive, community-based behavioral health

2591 services to children suffering from severe emotional disturbances; provided, that funds may be
2592 expended from this item for health care services provided to these persons in prior fiscal years;
2593 provided further, that the secretary of health and human services shall report quarterly to the
2594 house and senate committees on ways and means relative to implementation of the initiative; and
2595 provided further, that such quarterly reports shall include, but not be limited to, details of the
2596 implementation plan, results of the scheduled plan to date, including a schedule detailing
2597 commencement of services and associated costs by service type, an analysis of compliance with
2598 the terms of the settlement agreement to date, a detailed itemization of services and service
2599 utilization by service type, geographical location and the age of the member receiving the
2600 service, data detailing the time that elapses between a member's request for services and
2601 commencement of an initial assessment for services, the time to complete the initial assessment
2602 and the time that elapses between initial assessment for services and commencement of services
2603 and a quarterly update of whether projected expenditures are likely to exceed the amount
2604 appropriated herein $214,743,708

2605 4000-0990 For the children's medical security plan to provide primary and preventive
2606 health services for uninsured children from birth through age 18; provided, that the executive
2607 office shall prescreen enrollees and applicants for Medicaid eligibility; provided further, that no
2608 applicant shall be enrolled in the program until the applicant has been denied eligibility for the
2609 MassHealth program; provided further, that the MassHealth benefit request shall be used as a
2610 joint application to determine the eligibility for both MassHealth and the children's medical
2611 security plan; provided further, that the executive office shall maximize federal reimbursements
2612 for state expenditures made on behalf of the children; provided further, that the executive office
2613 shall expend all necessary funds from this item to ensure the provision of the maximum benefit

2614 levels for this program, as authorized by section 10F of chapter 118E of the General Laws;
2615 provided further, that the maximum benefit levels for this program shall be made available only
2616 to those children who have been determined by the executive office to be ineligible for
2617 MassHealth benefits; and provided further, that funds may be expended from this item for health
2618 care services provided to these persons in prior fiscal years $12,600,000

2619 4000-1400 For the purposes of providing MassHealth benefits to persons with a
2620 diagnosis of human immunodeficiency virus with incomes up to 200 per cent of the federal
2621 poverty level; provided, that funds may be expended from this item for health care services
2622 provided to these persons in prior fiscal years $18,541,135

2623 4000-1405 For the operation of a program of preventive and primary care for
2624 chronically unemployed persons who are not receiving unemployment insurance benefits and
2625 who are not eligible for medical assistance but who are determined by the executive office of
2626 health and human services to be long-term unemployed; provided, that such persons shall meet
2627 the eligibility requirements of the MassHealth program established in section 9A of chapter 118E
2628 of the General Laws; provided further, that persons eligible under subsection (7) of section 16D
2629 of said chapter 118E shall also be eligible to receive benefits under this item; provided further,
2630 that the income of such persons shall not exceed 100 per cent of the federal poverty level;
2631 provided further, that the eligibility requirements shall not exclude from eligibility persons who
2632 are employed intermittently or on a non-regular basis; provided further, that the provision of care
2633 to such persons under this program may, taking into account capacity, continuity of care, and
2634 geographic considerations, be restricted to certain providers; provided further, that the secretary
2635 may limit or close enrollment if necessary in order to ensure that expenditures from this item do
2636 not exceed the amount appropriated herein; provided further, that no such limitation shall be

2637 implemented unless the secretary has given 90 days' notice to the house and senate committees
2638 on ways and means and the joint committee on health care financing; and provided further, that
2639 funds may be expended from this item for health care services provided to recipients in prior
2640 fiscal years $389,757,408

2641 4000-1420 For the purposes of making payment to the federal Centers for Medicare
2642 and Medicaid Services in compliance with Title XIX of the Social Security Act $211,370,985

2643 4000-1700 For the provision of information technology services within the executive
2644 office of health and human services $82,571,886

2645 Office for Refugees and Immigrants.

2646 4003-0122 For a citizenship for new Americans program to assist legal permanent
2647 residents of the commonwealth in becoming citizens of the United States; provided, that the
2648 office for refugees and immigrants shall administer the program; provided further, that the
2649 program funded by this item shall provide assistance to persons who are within 3 years of
2650 eligibility to become citizens of the United States; provided further, that services shall be
2651 designed to include: ESOL/civics classes, citizenship application assistance, interview
2652 preparation and support services including, but not limited to, interpretation and referral services;
2653 provided further, that persons who would qualify for benefits under chapter 118A of the General
2654 Laws but for their status as legal non-citizens shall be given highest priority for services; and
2655 provided further, that persons who currently receive state-funded benefits which could be
2656 replaced, in whole or in part, by federally-funded benefits if these persons become citizens, shall
2657 be given priority for services $237,500

2658 Division of Health Care Finance and Policy.

2659 4100-0060 For the operation of the division of health care finance and policy and the
2660 administration of the Health Safety Net Trust Fund established in section 36 of chapter 118G of
2661 the General Laws; provided, that notwithstanding any general or special law to the contrary, the
2662 assessment to acute hospitals authorized pursuant to section 5 of said chapter 118G for the
2663 estimated expenses of the division shall include in fiscal year 2012 the estimated expenses,
2664 including indirect costs, of the division and shall be equal to the amount appropriated in this item
2665 less amounts projected to be collected in fiscal year 2012 from: (1) filing fees; (2) fees and
2666 charges generated by the division's publication or dissemination of reports and information; and
2667 (3) federal financial participation received as reimbursement for the division's administrative
2668 costs; provided further, that the assessed amount shall not be less than 55 per cent of the total
2669 expenses appropriated for the division and the health safety net office; provided further, for the
2670 purposes of supporting the division's expanded role in developing health care policies that
2671 benefit government entities, providers, purchasers, and consumers, the division shall assess
2672 surcharge payors as defined in section 34 of said chapter 118G, not less than 10 per cent of the
2673 total estimated expenses appropriated for the division and the health safety net office, including
2674 indirect costs, in fiscal year 2012, less amounts projected to be collected in fiscal year 2012
2675 from: (1) filing fees; (2) fees and charges generated by the division's publication or
2676 dissemination of reports and information; and (3) federal financial participation received as
2677 reimbursement for the division's administrative costs; provided further, that the assessment on
2678 surcharge payors shall be calculated in a manner similar to the assessment authorized under
2679 section 38 of said chapter 118G, and shall be collected in a manner consistent with the provisions
2680 of said chapter 118G and deposited in the General Fund; provided further, that the division shall
2681 promulgate regulations requiring all hospitals receiving payments from the Health Safety Net

2682 Trust Fund to report to the division the following utilization information: the number of inpatient
2683 admissions and outpatient visits by age category, income category, diagnostic category, and
2684 average charge per admission; provided further, that the division shall submit quarterly reports to
2685 the house and senate committees on ways and means compiling this data; provided further, that
2686 the division, in consultation with the executive office of health and human services, shall not
2687 promulgate any increase in Medicaid provider rates without taking all measures possible under
2688 Title XIX of the Social Security Act or any successor federal statute to ensure that rates of
2689 payment to providers do not exceed such rates as are necessary to meet only those costs incurred
2690 by efficiently and economically operated providers in order to provide services of adequate
2691 quality; provided further, that the division shall meet the reporting requirements of section 25 of
2692 chapter 203 of the acts of 1996; provided further, that funds may be expended for the purposes of
2693 a survey and study of the uninsured and underinsured in the commonwealth, including the health
2694 insurance needs of the residents of the commonwealth; provided further, that this study shall
2695 examine the overall impact of programs administered by the executive office of health and
2696 human services on the uninsured, the underinsured, and the role of employers in assisting their
2697 employees in affording health insurance pursuant to section 23 of chapter 118G of the General
2698 Laws; provided further, that the division shall publish annual reports on the financial condition
2699 of hospitals and other health care providers through the Health Benchmarks project website, in
2700 collaboration with the executive office of health and human services, the office of the attorney
2701 general, and the University of Massachusetts; provided further, that the division shall submit to
2702 the house and senate committees on ways and means and the joint committee on health care
2703 financing not later than December 8, 2011 a report detailing utilization of the Health Safety Net
2704 Trust Fund; provided further, that the report shall include: (1) the number of persons in the

2705 commonwealth whose medical expenses were billed to the Health Safety Net Trust Fund in fiscal
2706 year 2011; (2) the total dollar amount billed to the Health Safety Net Trust Fund in fiscal year
2707 2011; (3) the demographics of the population using the Health Safety Net Trust Fund; and (4) the
2708 types of services paid for out of the Health Safety Net Trust Fund in fiscal year 2011; provided
2709 further, that the division shall include in the report an analysis on hospitals' responsiveness to
2710 enrolling eligible individuals into the MassHealth program upon the date of service rather than
2711 charging those individuals to the Health Safety Net Trust Fund; provided further, that the
2712 division shall include in the report possible disincentives the state could provide to hospitals to
2713 discourage such behavior; provided further, that funds shall be expended for the operation of the
2714 Health Care Quality and Cost Council established per section 16K of chapter 6A of the General
2715 Laws to promote high-quality, cost-effective, patient-centered care; provided further, that
2716 notwithstanding any general or special law or rule or regulation to the contrary, the division shall
2717 not allow any exceptions to the usual and customary charge defining rule as defined in 114.3
2718 CMR 31.02, for the purposes of drug cost reimbursement to eligible pharmacy providers for
2719 publicly-aided and/or industrial accident patients; provided further, that the division is hereby
2720 authorized to change the pricing standard used by the division when determining the rate of
2721 payment to pharmacy providers for prescribed drugs for publicly-aided and/or industrial accident
2722 patients if such a change would financially benefit the commonwealth; provided further, that
2723 within 6 months of the publication date of the federal upper limits for multiple source drugs by
2724 the federal Centers for Medicare and Medicaid Services, the division shall submit a report to the
2725 secretary of administration and finance and the house and senate committees on ways and means
2726 on the savings realized by the MassHealth Pharmacy Program for the first 3 months that the
2727 federal upper limits for multiple source drugs are in place; provided further, that using this data,

2728 the division shall estimate the program savings for the remainder of fiscal year 2012; provided
2729 further, that the division, after consultation with the secretary of health and human services and
2730 the chairs of the senate and house committees on ways and means, may adjust pharmacy
2731 dispensing fees for multiple source prescription drugs to compensate for any reduction as a result
2732 of the upper limits implemented under the Deficit Reduction Act of 2005; provided further, that
2733 the division shall examine the factors that contribute to the cost increases of the health care
2734 delivery system and strategies employed by the provider community to reduce cost growth;
2735 provided further, that in preparing its report, the division shall conduct a public hearing on the
2736 matter; and provided further, that the division shall submit its findings to the joint committees on
2737 health care financing and the house and senate committees on ways and means not later than
2738 February 16, 2012 $21,157,507

2739 4100-0061 For the division of health care finance and policy for the development,
2740 operations, and maintenance of an All Payer Claims Database; provided, that the division may
2741 expend an amount not to exceed $4,000,000 from amounts paid to the division for any and all
2742 fees paid for health data information and from any federal financial participation associated with
2743 the collection and administration of health care claims data $4,000,000

2744 4100-0360 For the health care quality and cost council established in section 16K of
2745 chapter 6A of the General Laws; provided, that the council may expend an amount not to exceed
2746 $100,000 from the monies received from the sale of data reports $100,000

2747 OFFICE OF DISABILITIES AND COMMUNITY SERVICES.

2748 Massachusetts Commission for the Blind.

2749 4110-0001 For the office of the commissioner $965,851

2750 4110-1000 For the community services program; provided, that the Massachusetts
2751 commission for the blind shall work in collaboration with the Massachusetts commission for the
2752 deaf and hard of hearing to provide assistance and services to the deaf-blind community through
2753 the deaf-blind community access network; provided further that $50,000 be expended for
2754 assistive technologies $3,911,398

2755 4110-1010 For aid to the adult blind; provided, that funds may be expended from this
2756 item for burial expenses incurred in the prior fiscal year and for sheltered workforce employee
2757 retirement benefits $8,351,643

2758 4110-2000 For the turning 22 program of the commission; provided, that the
2759 commission shall work in conjunction with the department of developmental services to secure
2760 the maximum amount of federal reimbursements available for the care of turning 22 clients
2761 $10,704,159

2762 4110-3010 For a program of vocational rehabilitation for the blind in cooperation
2763 with the federal government; provided, that no funds from federal vocational rehabilitation
2764 grants or state appropriation shall be deducted for pensions, group health and life insurance, or
2765 any other such indirect costs of federally reimbursed state employees $3,008,118

2766 Massachusetts Rehabilitation Commission.

2767 4120-1000 For the operation of the commission; provided, that the commissioner
2768 shall report quarterly to the house and senate committees on ways and means and the secretary of
2769 administration and finance on the number of clients served and the amount expended on each
2770 type of service; provided further, that upon the written request of the commissioner of revenue,
2771 the commission shall provide lists of individual clients to whom or on behalf of whom payments

2772 have been made for the purpose of verifying eligibility and detecting and preventing fraud, error
2773 and abuse in the programs administered by the commission; and provided further, that the lists
2774 shall include client names and social security numbers and payee names and other identification,
2775 if different from a client's $408,720

2776 4120-2000 For vocational rehabilitation services operated in cooperation with the
2777 federal government; provided, that no funds from the federal vocational rehabilitation grant or
2778 state appropriation shall be deducted for pensions, group health and life insurance and any other
2779 such indirect cost of the federally-reimbursed state employees; and provided further, that the
2780 commissioner, in making referrals to service providers, shall take into account the client's place
2781 of residence and the geographic proximity of the nearest provider to the residence $10,013,228

2782 4120-3000 For employment assistance services; provided, that vocational evaluation
2783 and employment services for severely disabled adults may be provided. $2,428,315

2784 4120-4000 For independent living assistance services; provided further that $50,000
2785 be expended for assistive technologies $10,950,074

2786 4120-4001 For the housing registry for the disabled $80,000

2787 4120-4010 For the turning 22 program of the commission $791,208

2788 4120-5000 For homemaking services $4,340,799

2789 4120-6000 For head injured services; provided, that the commission shall work with
2790 the executive office of health and human services to maximize federal reimbursement for clients
2791 receiving head injured services $11,171,360

2792 Massachusetts Commission for the Deaf and Hard of Hearing.

2793 4125-0100 For the operation of and services provided by the Massachusetts
2794 commission for the deaf and hard of hearing; provided further that $50,000 be expended for
2795 assistive technologies $5,010,393

2796 Soldiers' Home in Massachusetts.

2797 4180-0100 For the maintenance and operation of the Soldiers' Home in
2798 Massachusetts located in the city of Chelsea, including a specialized unit for the treatment of
2799 Alzheimer's disease patients; provided, that graduates from the LPN school of nursing shall
2800 work in state-operated facilities for at least 1 year; and provided further, that no fee, assessment
2801 or other charge shall be imposed upon or required of any person for any outpatient treatment,
2802 admission or hospitalization which exceeds the amount of fees charged in fiscal year 2011
2803 $25,940,788

2804 4180-1100 For the Soldiers' Home in Massachusetts which may expend not more
2805 than $370,000 in revenues for facility maintenance and patient care, including personnel costs;
2806 provided, that 60 per cent of all revenues generated pursuant to section 2 of chapter 90 of the
2807 General Laws through the purchase of license plates with the designation VETERAN by eligible
2808 veterans of the commonwealth, upon compensating the registry of motor vehicles for the cost
2809 associated with the license plates, shall be deposited into and for the purposes of this retained
2810 revenue account of the Soldiers' Home; provided further, that the Soldiers' Home may accept
2811 gifts, grants, donations and bequests; and provided further, that notwithstanding any general or
2812 special law to the contrary, for the purpose of accommodating timing discrepancies between the
2813 receipt of retained revenues and related expenditures, the Soldiers' Home may incur expenses
2814 and the comptroller may certify for payment amounts not to exceed the lower of this

2815 authorization or the most recent revenue estimate as reported in the state accounting system,
2816 prior appropriation continued $370,000

2817 Soldiers' Home in Holyoke.

2818 4190-0100 For the maintenance and operation of the Soldiers' Home in Holyoke,
2819 including the adult day care program, the Maguder House and the Chapin Mansion; provided,
2820 that no fee, assessment or other charge shall be imposed upon or required of any person for any
2821 outpatient treatment, admission or hospitalization which exceeds the amount of fees charged in
2822 fiscal year 2011; and provided further, that the rates of the co-payments and the procedures for
2823 their administration shall be determined annually by the solders' home superintendent
2824 $19,774,292

2825 4190-0101 For the Soldiers' Home in Holyoke which may expend for its operation an
2826 amount not to exceed $5,000 from the licensing of the property for placement of aerial antennas
2827 $5,000

2828 4190-0102 For the Soldiers' Home in Holyoke which may expend for the outpatient
2829 pharmacy program an amount not to exceed $110,000 from co-payments which it may charge to
2830 users of the program; provided, that the rates of the co-payments and the procedures for their
2831 administration shall be determined annually by the soldiers' home superintendent…
2832 $110,000

2833 4190-0200 For the Soldiers' Home in Holyoke which may expend not more than
2834 $35,000 from fees collected from veterans in its care for the purposes of providing television and
2835 telephone services to residents; provided, that fees from the use of telephones and televisions
2836 shall only be expended for payments to vendors for said services; and provided further, that

2837 notwithstanding any general or special law to the contrary, for the purpose of accommodating
2838 timing discrepancies between the receipt of retained revenues and related expenditures, the
2839 soldiers' home may incur expenses and the comptroller may certify for payment amounts not to
2840 exceed the lower of this authorization or the most recent revenue estimate as reported in the state
2841 accounting system $35,000

2842 4190-1100 For the Soldiers' Home in Holyoke which may expend not more than
2843 $250,000 for facility maintenance and patient care, including personnel costs; provided, that 40
2844 per cent of all revenues generated pursuant to section 2 of chapter 90 of the General Laws
2845 through the purchase of license plates with the designation VETERAN by eligible veterans of the
2846 commonwealth, upon compensating the registry of motor vehicles for the cost associated with
2847 the license plates, shall be deposited into and for the purposes of this retained revenue account of
2848 the Soldiers' Home; provided further, that the Soldiers' Home may accept gifts, grants, donations
2849 and bequests; and provided further, that notwithstanding any general or special law to the
2850 contrary, for the purpose of accommodating timing discrepancies between the receipt of retained
2851 revenues and related expenditures, the Soldiers' Home may incur expenses and the comptroller
2852 may certify for payment amounts not to exceed the lower of this authorization or the most recent
2853 revenue estimate as reported in the state accounting system, prior appropriation continued
2854 $250,000

2855 OFFICE OF CHILDREN, YOUTH AND FAMILY SERVICES.

2856 Department of Youth Services.

2857 4200-0010 For the administration of the department of youth services; provided, that
2858 the department shall continue to collaborate with the department of elementary and secondary

2859 education in order to align curriculum at the department of youth services with the statewide
2860 curriculum frameworks and to ease the reintegration of youth from facilities at the department of
2861 youth services into regular public school settings; provided further, that the department shall
2862 continue to execute its education funding initiative; and provided further, that the commissioner
2863 of youth services, in conjunction with the department of elementary and secondary education,
2864 shall submit a report on progress made and projected needs in fiscal years 2012 and 2013 to the
2865 house and senate committees on ways and means by December 1, 2011 $4,141,463

2866 4200-0100 For supervision, counseling and other community-based services provided
2867 to committed youths in nonresidential care programs of the department; provided, that the
2868 commissioner may transfer up to 7 per cent of the amount appropriated in this item to items
2869 4200-0200 and 4200-0300; and provided further, that 30 days before any such transfer is made,
2870 the commissioner shall file with the secretary of administration and finance and the house and
2871 senate committees on ways and means a plan showing the amounts to be transferred and the
2872 reason for the proposed transfer $21,498,016

2873 4200-0200 For pretrial detention programs, including purchase-of-service and state-
2874 operated programs; provided, that the commissioner may transfer up to 7 per cent of the amount
2875 appropriated herein to items 4200-0100 and 4200-0300; and provided further, that 30 days before
2876 any transfer is made, the commissioner shall file with the secretary of administration and finance
2877 and the house and senate committees on ways and means a plan showing the amounts to be
2878 transferred and the reason for the proposed transfer $18,256,369

2879 4200-0300 For secure facilities, including purchase-of-service and state operated
2880 programs incidental to the operations of the facilities; provided, that funds shall be expended to

2881 address the needs of the female population; provided further, that funds shall be expended to
2882 address suicide prevention; provided further, that the commissioner may transfer up to 7 per cent
2883 of the amount appropriated in this item to items 4200-0100 and 4200-0200; and provided further,
2884 that 30 days before any such transfer is made, the commissioner shall file with the secretary of
2885 administration and finance and the house and senate committees on ways and means a plan
2886 showing the amounts to be transferred and the reason for the proposed transfer $96,421,853

2887 4200-0500 For enhanced salaries for teachers at the department of youth services
2888 $2,500,000

2889 Department of Transitional Assistance.

2890 4400-1000 For the central administration of the department of transitional assistance;
2891 provided, that all costs associated with verifying disability for all programs of the department
2892 shall be paid from this item; provided further, that the department shall submit on a monthly
2893 basis to the house and senate committees on ways and means and the secretary of administration
2894 and finance a status report on program expenditures, savings and revenues, error rate
2895 measurements and public assistance caseloads and benefits; provided further, that the department
2896 shall collect all out-of-court settlement restitution payments; provided further, that the restitution
2897 payments shall include, but not be limited to, installment and lump sum payments; provided
2898 further, that notwithstanding any general or special law to the contrary, unless otherwise
2899 expressly provided, federal reimbursements received for the purposes of the department,
2900 including reimbursements for administrative, fringe and overhead costs, for the current fiscal
2901 year and prior fiscal years, shall be credited to the General Fund; provided further, that an
2902 application for assistance under chapter 118 of the General Laws shall be deemed an application

2903 for assistance under chapter 118E of the General Laws; provided further, that if assistance under
2904 said chapter 118 is denied, the application shall be transmitted by the department to the executive
2905 office of health and human services for a determination of eligibility under said chapter 118E;
2906 provided further, that the department shall, to the extent feasible within the appropriation
2907 provided, provide for extended office hours; and provided further, that the department shall
2908 accomplish the staffing of these extended office hours to the maximum extent possible through
2909 the use of flex-time that will allow workers to modify their working hours to accommodate their
2910 specific personal and family needs $53,097,438

2911 4400-1001 For programs to increase the commonwealth's participation rate in the
2912 supplemental nutrition assistance program and other federal nutrition programs; provided, that
2913 the work of department employees paid for from this item shall be restricted to processing
2914 supplemental nutrition assistance program applications; provided further, that the department
2915 shall not require supplemental nutrition assistance program applicants to provide re-verification
2916 of eligibility factors previously verified and not subject to change; provided further, that
2917 notwithstanding any general or special law to the contrary, the department shall require only 1
2918 signature from supplemental nutrition assistance program applicants; provided further, that the
2919 department shall fund a unit staffed by department employees to respond to supplemental
2920 nutrition assistance program inquiries, and arrange for and conduct telephone interviews for
2921 initial supplemental nutrition assistance program applications from this item; provided further,
2922 that the department shall fund a system to image and catalogue eligibility documents
2923 electronically from this item; provided further, that funds may be expended for supplemental
2924 nutrition assistance program outreach; and provided further, that the department shall report to

2925 the house and senate committees on ways and means not later than December 1, 2011 on the
2926 status of these programs $2,933,683

2927 4400-1025 For domestic violence specialists at local area offices $748,734

2928 4400-1100 For the payroll of the department's caseworkers; provided, that only
2929 employees of bargaining unit 8 shall be paid from this item $57,535,677

2930 4401-1000 For employment and training services, including support services, for
2931 recipients of benefits provided under the transitional aid to families with dependent children
2932 program; provided, that funds from this item may be expended on former recipients of the
2933 program for up to 1 year after termination of their benefits; provided further, that the young
2934 parents program shall receive no less than the amount expended in the previous fiscal year;
2935 provided further, that the DTA works internship program shall receive no less than the amount
2936 expended in the previous fiscal year; provided further, that funds shall be provided for learning
2937 disability assessments through the University of Massachusetts; provided further, that funds may
2938 be expended for trauma informed employment services, including Project SAFE; provided
2939 further, that the department may expend funds for vocational specialists staffed by the university
2940 of Massachusetts; provided further, that the department shall expend no less than $3,000,000 for
2941 providers with whom the department entered into service agreements with in fiscal year 2011 as
2942 procured under the Competitive Integrated Employment Services program; and provided further,
2943 that certain parents who have not yet reached the age of 18 years, including those who are
2944 ineligible for transitional aid to families with dependent children and who would qualify for
2945 benefits under chapter 118 of the General Laws but for the deeming of the grandparents' income,
2946 shall be eligible to receive services $6,689,934

2947 4403-2000 For a program of transitional aid to families with dependent children;
2948 provided, that notwithstanding any general or special law to the contrary, benefits under the
2949 program of transitional aid to families with dependent children shall be paid only to citizens of
2950 the United States and to non-citizens for whom federal funds may be used to provide benefits;
2951 provided further, that notwithstanding any general or special law or any provisions of this act to
2952 the contrary, no benefit under this item shall be made available to illegal or undocumented
2953 aliens; provided further, that the need standard shall be equal to the standard in effect in fiscal
2954 year 2011 unless the department determines that a reduction in the monthly payment standard
2955 should be implemented before the end of the fiscal year to keep program expenditures within the
2956 amounts appropriated in this item; provided further, that the payment standard shall be equal to
2957 the need standard; provided further, that the payment standard for families who do not qualify for
2958 an exempt category of assistance under subsection (e) of section 110 of chapter 5 of the acts of
2959 1995, or any successor statute, shall be 2.75 per cent below the otherwise applicable payment
2960 standard, in fiscal year 2012, pursuant to the state plan required under the Personal
2961 Responsibility and Work Opportunity Reconciliation Act of 1996, and pursuant to said act and
2962 not withstanding section 218 of chapter 149 of the acts of 2004, or any other special or general
2963 law to the contrary, the recipients defined in said section 218 whose youngest child of record is
2964 of the age at which full time schooling is mandatory or older shall meet the federal standard of
2965 30 hours per week of work-related activity; provided further, that the department shall notify
2966 parents under the age of 20 receiving benefits from the program of the requirements found in
2967 clause (2) of subsection (i) of said section 110 of said chapter 5 of the acts of 1995, or any
2968 successor statute; provided further, that a $40 per month rent allowance shall be paid to all
2969 households incurring a rent or mortgage expense and not residing in public housing or subsidized

2970 housing; provided further, that benefits under this program shall not be available to those
2971 families in which a child has been removed from the household pursuant to a court order after a
2972 care and protection hearing under chapter 119 of the General Laws, nor to adult recipients
2973 otherwise eligible for transitional aid to families with dependent children but for the temporary
2974 removal of the dependent child or children from the home by the department of children and
2975 families in accordance with department procedures; provided further, that notwithstanding
2976 section 2 of chapter 118 of the General Laws, or any other general or special law to the contrary,
2977 the department shall render aid to pregnant women with no other eligible dependent children
2978 only if it has been medically verified that the child is expected to be born within the month the
2979 payments are to be made or within the 3 month period after the month of payment, and who, if
2980 the child had been born and was living with such woman in the month of payment would be
2981 categorically and financially eligible for transitional aid to families with dependent children
2982 benefits; provided further, that certain families that suffer a reduction in benefits due to a loss of
2983 earned income and participation in retrospective budgeting may receive a supplemental benefit to
2984 compensate them for the loss; provided further, that the department shall report to the house and
2985 senate committees on ways and means and the joint committee on children, families and persons
2986 with disabilities 90 days before any changes to the disability standards are proposed; provided
2987 further, that no funds from this item shall be expended by the department for child care or
2988 transportation services for the employment and training program; provided further, that no funds
2989 from this item shall be expended by the department for family reunification benefits or informal
2990 child care; provided further, that the department shall provide oral and written notification to all
2991 recipients of their child care benefits at the time of application and on a semi-annual basis;
2992 provided further, that the notification shall include the full range of child care options available,

2993 including center-based child care, family-based child care and in-home relative child care;
2994 provided further, that the notification shall detail available child care benefits for current and
2995 former recipients, including employment and training benefits and transitional benefits; provided
2996 further, that the notice shall further advise recipients of the availability of supplemental nutrition
2997 assistance program benefits; provided further, that in promulgating, amending or rescinding its
2998 regulations with respect to eligibility for, or levels of benefits under the program, the department
2999 shall take into account the amounts available to it for expenditure by this item so as not to exceed
3000 the appropriation; provided further, that notwithstanding any general or special law to the
3001 contrary, 60 days before promulgating any eligibility or benefit changes, the commissioner shall
3002 file with the house and senate committees on ways and means and with the clerks of the senate
3003 and house of representatives a detailed and comprehensive report setting forth the text of, basis
3004 and reasons for the proposed changes; provided further, that the report shall state exactly which
3005 components of the current benefit package shall be altered and the department's assessment of
3006 the effects of such benefit or eligibility changes upon recipient families and the number of
3007 families affected by the benefit changes; provided further, that the report shall outline all steps
3008 that the department has taken to avoid or mitigate any such benefit changes; provided further,
3009 that the report shall detail the savings realized by any such changes to benefits or eligibility; and
3010 provided further that no benefit changes shall go into effect prior to January 17, 2012
3011 $312,838,539

3012 4403-2007 For a nutritional benefit program for low-income workers; provided, that
3013 benefits shall be provided only to those for whom receiving these benefits will improve the work
3014 participation rate under the federal program of temporary assistance for needy families
3015 $900,000

3016 4403-2119 For the provision of structured settings as provided in subsection (i) of
3017 section 110 of chapter 5 of the acts of 1995, or any successor statute, for parents under the age of
3018 20 who are receiving benefits under the transitional aid to families with dependent children
3019 program $6,577,740

3020 4405-2000 For the state supplement to the supplemental security income program for
3021 the aged and disabled, including a program for emergency needs for supplemental security
3022 income recipients; provided, that the expenses of special grants recipients residing in rest homes,
3023 as provided in section 7A of chapter 118A of the General Laws, may be paid from this item;
3024 provided further, that the department, in collaboration with the executive office of health and
3025 human services, may fund an optional supplemental living arrangement category under the
3026 supplemental security income program that makes payments to persons living in assisted living
3027 residences certified under chapter 19D of the General Laws who meet the income and clinical
3028 eligibility criteria established by the department and the office; provided further, that the optional
3029 category of payments shall only be administered in conjunction with the Medicaid group adult
3030 foster care benefit; and provided further, that reimbursements to providers for services rendered
3031 in prior fiscal years may be expended from this item $224,656,525

3032 4408-1000 For a program of cash assistance to certain residents of the
3033 commonwealth, entitled emergency aid to the elderly, disabled and children found by the
3034 department to be eligible for the aid under chapter 117A of the General Laws and regulations
3035 promulgated by the department and subject to the limitations of appropriation therefore;
3036 provided, that benefits under this item shall only be provided to residents who are citizens of the
3037 United States or qualified aliens or non-citizens otherwise permanently residing in the United
3038 States under color of law and shall not be provided to illegal or undocumented aliens; provided

3039 further, that the individual shall not be subject to sponsor income deeming or related restrictions;
3040 provided further, that the payment standard shall equal the payment standard in effect under the
3041 general relief program in fiscal year 1991; provided further, that the department may provide
3042 benefits to persons age 65 or older who have applied for benefits under chapter 118A of the
3043 General Laws, to persons suffering from a medically-determinable impairment or combination of
3044 impairments which is expected to last for a period as determined by department regulations and
3045 which substantially reduces or eliminates such individuals' capacity to support themselves and
3046 which has been verified by a competent authority, to certain persons caring for a disabled person,
3047 to otherwise eligible participants in the vocational rehabilitation program of the Massachusetts
3048 rehabilitation commission and to dependent children who are ineligible for benefits under both
3049 chapter 118 of the General Laws and the separate program created by section 210 of chapter 43
3050 of the acts of 1997 and parents or other caretakers of dependent children who are ineligible under
3051 said chapter 118 and under said separate program; provided further, that no ex-offender, person
3052 over age 45 without a prior work history or person in a residential treatment facility shall be
3053 eligible for benefits under this program unless the person otherwise meets the eligibility criteria
3054 described in this item and defined by regulations of the department; provided further, that no
3055 person incarcerated in a correctional institution shall be eligible for benefits under the program;
3056 provided further, that no funds shall be expended from this item for the payment of expenses
3057 associated with any medical review team, other disability screening process or costs associated
3058 with verifying disability for this program; provided further, that the department shall adopt
3059 emergency regulations under chapter 30A of the General Laws to implement the changes to this
3060 program required by this item promptly and within the appropriation; provided further, that in
3061 initially implementing the program for this fiscal year, the department shall include all eligibility

3062 categories permitted in this item at the payment standard in effect for the former general relief
3063 program in fiscal year 1991; provided further, that in promulgating, amending or rescinding its
3064 regulations with respect to eligibility or benefits, including the payment standard, medical
3065 benefits and any other benefits under this program, the department shall take into account the
3066 amounts available to it for expenditure by this item so as not to exceed the amount appropriated
3067 in this item; provided further, that the department may promulgate emergency regulations under
3068 chapter 30A of the General Laws to implement these eligibility or benefit changes or both;
3069 provided further, that nothing in this item shall be construed as creating any right accruing to
3070 recipients of the former general relief program; provided further, that reimbursements collected
3071 from the Social Security Administration on behalf of former clients of the emergency aid to the
3072 elderly, disabled and children program or unprocessed payments from the program that are
3073 returned to the department shall be credited to the General Fund; provided further, that
3074 notwithstanding any general or special law to the contrary, the funds made available in this item
3075 shall be the only funds available for the program, and the department shall not spend funds for
3076 the program in excess of the amount made available in this item; provided further, that
3077 notwithstanding any general or special law to the contrary, 60 days before promulgating any
3078 eligibility or benefit changes, the commissioner shall file with the house and senate committees
3079 on ways and means and with the clerks of the senate and house of representatives a detailed and
3080 comprehensive report setting forth the text of, basis and reasons for the proposed changes;
3081 provided further, that the report shall state exactly which components of the current benefit
3082 package shall be altered and the department's assessment of the effects of such benefit or
3083 eligibility changes upon recipient families and the number of families affected by the benefit
3084 changes; provided further, that the report shall outline all steps that the department has taken to

3085 avoid or mitigate any such benefit changes; provided further, that the report shall detail the
3086 savings realized by any such changes to benefits or eligibility; and provided further that no
3087 benefit changes shall go into effect prior to January 17, 2012 $88,958,966

3088 OFFICE OF HEALTH SERVICES.

3089 Department of Public Health.

3090 4510-0020 For the department of public health; which may expend not more than
3091 $375,000 in revenues collected from fees charged by the food protection programs for program
3092 costs of the Department's Food Protection Program; provided, that notwithstanding any general
3093 or special law to the contrary, for the purpose of accommodating timing discrepancies between
3094 the receipt of retained revenue and related expenditures, the department may incur expenses and
3095 the comptroller may certify for payment amounts not to exceed the lesser of this authorization or
3096 the most recent revenue estimate as reported in the state accounting system
3097 ……..375,000

3098 4510-0025 For the department of public health, which may expend not more than
3099 $889,889 for a school-based sealant program known as the SEAL Program from revenues
3100 collected from MassHealth and other third party reimbursement for preventive oral health
3101 procedures; provided, that funds may be expended from this item for the costs of personnel; and
3102 provided further, that for the purpose of accommodating timing discrepancies between the
3103 receipt of retained revenues and related expenditures, the department may incur expenses and the
3104 comptroller may certify for payment amounts not to exceed the lower of this authorization or the
3105 most recent revenue estimate as reported in the state accounting system $889,889

3106 4510-0040 For the department of public health, which may expend for the regulation
3107 of all pharmaceutical and medical device companies that market their products in the
3108 commonwealth an amount not to exceed $421,539 from fees assessed under chapter 111N of the
3109 General Laws; provided, that for the purpose of accommodating timing discrepancies between
3110 the receipt of retained revenues and related expenditures, the department may incur expenses and
3111 the comptroller may certify for payment amounts not to exceed the lower of this authorization or
3112 the most recent revenue estimate as reported in the state accounting system $421,539

3113 4510-0100 For the administration and operation of the department, including the
3114 personnel support of programmatic staff within the department, including the health statistics
3115 program, and the operation of the registry of vital records and statistics; provided, that the
3116 department shall make every effort to obtain maximum federal financial participation, including
3117 grants, relating to its programs; provided further, that the department shall give specific
3118 consideration to additional monies available pursuant to the Patient Protection and Affordability
3119 Act of 2010, Public Law 111-148 and the Health Care and Education Reconciliation Act of
3120 2010, Public Law 111-152; and provided further, that the department shall file a report with the
3121 house and senate committees on ways and means detailing the grants for which it has applied and
3122 received approval not later than February 1, 2012 $13,644,748

3123 4510-0110 For community health center services $713,949

3124 4510-0600 For an environmental and community health hazards program, including
3125 control of radiation and nuclear hazards, consumer products protection, food and drugs, lead
3126 poisoning prevention in accordance with chapter 482 of the acts of 1993, lead-based paint
3127 inspections in day care facilities, inspection of radiological facilities, licensing of x-ray

3128 technologists and the administration of the bureau of environmental health assessment pursuant
3129 to chapter 111F of the General Laws, the 'Right-to-Know' law; provided, that the department
3130 shall file a report with the house and senate committees on ways and means, the joint committee
3131 on public health, and the joint committee on health care financing on the status of local health
3132 inspections of food establishments, consistent with the department of public health food safety
3133 regulations and a report on the current waiting list for indoor air inspections by October 3, 2011
3134 $3,099,632

3135 4510-0615 The department may expend not more than $180,000 from assessments
3136 collected under section 5K of chapter 111 of the General Laws for services provided to monitor,
3137 survey and inspect nuclear power reactors; provided further, that not less than $90,000 shall be
3138 expended to the C-10 Research & Education Foundation of Newburyport for the purposes of
3139 providing radiological monitoring of the six Massachusetts communities within the plume
3140 exposure emergency planning zone of Seabrook Nuclear Power Plant; provided, that the
3141 department may expend not more than $1,354,791 from fees collected from licensing and
3142 inspecting users of radioactive material within the commonwealth under licenses presently
3143 issued by the Nuclear Regulatory Commission; provided further, that the revenues may be used
3144 for the costs of both programs, including the compensation of employees; and provided further,
3145 that for the purpose of accommodating timing discrepancies between the receipt of retained
3146 revenues and related expenditures, the department may incur expenses and the comptroller may
3147 certify for payment amounts not to exceed the lower of this authorization or the most recent
3148 revenue estimate as reported in the state accounting system $1,624,791

3149 4510-0710 For the operation of the division of health care quality and the office of
3150 patient protection; provided, that the division shall be responsible for assuring the quality of

3151 patient care provided by the commonwealth's health care facilities and services, and for
3152 protecting the health and safety of patients who receive care and services in nursing homes, rest
3153 homes, clinical laboratories, clinics, institutions for the mentally retarded and the mentally ill,
3154 hospitals and infirmaries, including the inspection of ambulance services; provided further, that
3155 investigators shall conduct investigations of abuse, neglect, mistreatment and misappropriation;
3156 provided further, that all investigators in the division of health care quality responsible for the
3157 investigations shall receive training by the Medicaid fraud control unit in the office of the
3158 attorney general; provided further, that the division shall continue a comprehensive training,
3159 education and outreach program for nursing home administrators and managers and other
3160 supervisory personnel in long-term care to improve the quality of care in long-term care
3161 facilities; provided further, that the program shall promote the use of best practices, models of
3162 quality care giving and the culture of workforce retention within the facilities and shall focus on
3163 systemic ways to reduce deficiencies; provided further, that services funded through this item
3164 shall include, but not be limited to: education, training, intervention, support, surveillance and
3165 evaluation; and provided further, that the department shall report to the house and senate
3166 committees on ways and means on the results of the program not later than January 13, 2012 and
3167 the report shall include, but not be limited to, the following information: (a) the number of
3168 individuals trained; (b) the facilities and cities and towns in which these professionals work; (c)
3169 an evaluation of the impact of the program on best practices, models of quality care giving and
3170 the culture of workforce retention within the facilities and any recommendations, if needed, for
3171 improving upon these areas; (d) an evaluation of the education, training, intervention, support
3172 and surveillance services funded through this item and any recommendations, if needed, for
3173 improving upon these services; and (e) an evaluation of any changes in the quality of care in

3174 long-term care facilities due to the program, including the number of patients affected by such
3175 changes $5,992,959

3176 4510-0712 For the department of public health; provided, that the department may
3177 expend not more than $457,671 in revenues collected from the licensure of health facilities for
3178 program costs of the division of health care quality; provided further, that the department may
3179 expend not more than $877,402 from revenues collected from individuals applying for
3180 emergency medical technician licensure and recertification; and provided further, that
3181 notwithstanding any general or special law to the contrary, for the purpose of accommodating
3182 timing discrepancies between the receipt of retained revenue and related expenditures, the
3183 department may incur expenses and the comptroller may certify for payment amounts not to
3184 exceed the lesser of this authorization or the most recent revenue estimate as reported in the state
3185 accounting system $1,335,073

3186 4510-0721 For the operation and administration of the board of registration in
3187 nursing; provided, that the board shall prepare an annual report detailing the total number of
3188 cases referred to and investigated by the board, the resolution of these cases, the approximate
3189 number of cases assigned to each investigator and any increases or decreases in cases referred to
3190 the board in the previous 6 months; provided further, that the board shall submit the report to the
3191 house and senate committees on ways and means, the joint committee on health care financing,
3192 the joint committee on public health and the commissioner of public health; provided further,
3193 that the board shall prepare a compilation of cases involving preventable medical error that
3194 resulted in harm to a patient or health care provider for the purpose of assisting health care
3195 providers, hospitals and pharmacies to modify their practices and techniques to avoid error; and
3196 provided further, that the board shall submit the compilation to the house and senate committees

3197 on ways and means, the joint committee on health care financing, the joint committee on public
3198 health and the commissioner of the department of public health by January 4, 2012, and shall
3199 make the compilation widely available, including by electronic means, to the public and to all
3200 hospitals, pharmacies and health care providers doing business in the commonwealth
3201 $795,800

3202 4510-0722 For the operation and administration of the board of registration in
3203 pharmacy; provided, that the board shall prepare an annual report detailing the total number of
3204 cases referred to and investigated by the board, the resolution of these cases, the approximate
3205 number of cases assigned to each investigator and any increases or decreases in cases referred to
3206 the board in the previous 6 months; provided further, that the board shall submit the report to the
3207 house and senate committees on ways and means, the joint committee on health care financing,
3208 the joint committee on public health and the commissioner of the department of public health;
3209 provided further, that the board shall prepare a compilation of cases involving preventable
3210 medical error that resulted in harm to a patient or health care provider for the purpose of assisting
3211 health care providers, hospitals and pharmacies to modify their practices and techniques to avoid
3212 error; and provided further, that the board shall submit the compilation to the house and senate
3213 committees on ways and means, the joint committee on health care financing, the joint
3214 committee on public health and the commissioner of the department of public health by January
3215 4, 2012, and shall make the compilation widely available, including by electronic means, to the
3216 public and to all hospitals, pharmacies and health care providers doing business in the
3217 commonwealth $194,806

3218 4510-0723 For the operation and administration of the board of registration in
3219 medicine and the committee on acupuncture; provided, that the board of registration in medicine

3220 shall prepare an annual report addressing its activities with respect to licensing, enforcement, law
3221 and policy, patient safety and other relevant topics including, but not limited to: (a) the total
3222 number of cases referred to and reviewed by the board; (b) the resolution of such cases; (c) the
3223 approximate number of cases assigned to each investigator; (d) any increases or decreases in
3224 cases referred to the board in the previous 6 months; and (e) a compilation of cases from its
3225 patient care assessment program describing incidents involving preventable medical error that
3226 resulted in harm to a patient or health care provider for the purpose of assisting the providers,
3227 hospitals and pharmacies to modify their practices and techniques to avoid error and any other
3228 relevant topics; provided further, that the board shall submit the report to the house and senate
3229 committees on ways and means, the joint committee on health care financing and the joint
3230 committee on public health by January 4, 2012, and shall make the compilation widely available,
3231 including by electronic means, to the public; and provided further, that the board shall
3232 promulgate rules and regulations to coordinate their patient care assessment program with the
3233 boards of registration in nursing and pharmacy $997,001

3234 4510-0725 For the operation and administration of certain health boards of
3235 registration, including the boards of registration in dentistry, nursing home administrators,
3236 physician assistants, perfusionists, genetic counselors and respiratory care $273,383

3237 4510-0726 For the board of registration in medicine, including the physician profiles
3238 program; provided, that the board may expend revenues not to exceed $300,000 from new
3239 revenues associated with increased license and renewal fees $300,000

3240 4510-0790 For regional emergency medical services; provided, that no funds shall be
3241 expended in the AA object class; and provided further, that the regional emergency medical

3242 services councils, designated under 105 CMR 170.101 and the C-MED medical emergency
3243 communications centers that were in existence on January 1, 1992, shall remain the designated
3244 councils and C-MED communications centers $931,959

3245 4510-0810 For a statewide sexual assault nurse examiner program and pediatric
3246 sexual assault nurse examiner program for the care of victims of sexual assault; provided, that
3247 funds shall be expended to support children's advocacy centers; and provided further, that the
3248 program shall operate under specific statewide protocols and by an on-call system of nurse
3249 examiners $3,160,740

3250 4512-0103 For human immunodeficiency virus and acquired immune deficiency
3251 syndrome services and programs and related services for persons affected by the associated
3252 conditions of viral hepatitis and sexually transmitted infections; provided, that particular
3253 attention shall be paid to direct funding proportionately to each of the demographic groups
3254 afflicted by HIV/AIDS and associated conditions; and provided further, that no funds from this
3255 item shall be expended for disease research in fiscal year 2012 $33,597,810

3256 4512-0106 For the department of public health which may expend for the human
3257 immunodeficiency virus and acquired immune deficiency syndrome drug assistance program an
3258 amount not to exceed $1,500,000 from revenues received from pharmaceutical manufacturers
3259 participating in the section 340B rebate program of the Public Health Service Act, administered
3260 by the federal Health Resources and Services Administration and Office of Pharmacy Affairs
3261 $1,500,000

3262 4512-0200 For the division of substance abuse services, including a program to
3263 reimburse driver alcohol education programs for services provided for court adjudicated indigent

3264 clients; provided, that programs shall receive the same percentage of funding in fiscal year 2012
3265 as received in fiscal year 2011; and provided further, that not less than $125,000 shall be
3266 expended for Self Esteem Boston's substance abuse direct service prevention, and provider
3267 training programs $75,310,802

3268 4512-0201 For substance abuse step-down recovery services, otherwise known as
3269 level B beds and services, and other critical recovery services with severely reduced capacity;
3270 provided, that no funds shall be expended in the AA object class; and provided further, that the
3271 department shall submit quarterly to the house and senate committees on ways and means a
3272 report on the number of individuals served by the step-down recovery services program
3273 $4,800,000

3274 4512-0225 For the department of public health which may expend not more than
3275 $1,000,000 for a compulsive gamblers' treatment program from unclaimed prize money held in
3276 the State Lottery Fund for more than 1 year from the date of the drawing when the unclaimed
3277 prize money was won, and from the proceeds of a multi-jurisdictional lottery game under
3278 subsection (e) of section 24A of chapter 10 of the General Laws; provided, that the state
3279 comptroller shall transfer the amount to the General Fund; and provided further, that
3280 notwithstanding any general or special law to the contrary, for the purpose of accommodating
3281 timing discrepancies between the receipt of retained revenue and related expenditures, the
3282 department may incur expenses and the comptroller may certify for payment amounts not to
3283 exceed the lesser of this authorization or the most recent revenue estimate as reported in the state
3284 accounting system $1,000,000

3285 4512-0500 For dental health services; provided, that funds shall be expended to
3286 maintain a program of dental services for the developmentally disabled; and provided further,
3287 that the department shall submit to the house and senate committees on ways and means a
3288 quarterly report on the number of children served by this dental health services program and the
3289 number of children waiting to be served by the program; and provided further, that funds shall be
3290 expended for the Forsyth Institute's Center for Children's Oral Health $1,395,761

3291 4513-1000 For the provision of family health services; provided, that funds shall be
3292 provided for comprehensive family planning services, including HIV counseling and testing,
3293 community-based health education and outreach services provided by agencies certified as
3294 comprehensive family planning agencies; and provided further, that funds may be expended for
3295 the Massachusetts birth defects monitoring program $3,959,311

3296 4513-1002 For women, infants and children's, WIC, nutrition services in addition to
3297 funds received under the federal nutrition program; provided, that all new WIC cases, in excess
3298 of fiscal year 1991 caseload levels, shall be served in accordance with priority categories 1
3299 through 7, as defined by the state WIC program $10,266,617

3300 4513-1012 For the department of public health, which may expend not more than
3301 $24,510,000 from revenues received from the federal cost-containment initiatives including, but
3302 not limited to, infant formula rebates; provided, that for the purpose of accommodating timing
3303 discrepancies between the receipt of retained revenues and related expenditures, the department
3304 may incur expenses and the comptroller may certify for payment amounts not to exceed the
3305 lesser of this authorization or the most recent revenue estimate as reported in the state accounting
3306 system $24,510,000

3307 4513-1020 For the early intervention program; provided, that the department shall
3308 report quarterly to the house and senate committees on ways and means the total number of units
3309 of service purchased and the total expenditures for the units of service paid by the department,
3310 the executive office of health and human services and third party payers for early intervention
3311 services for the following services categories: home visit, center-based individual, child-focused
3312 group, parent-focused group, and screening and assessment; provided further, that the
3313 department shall make all reasonable efforts to secure third party and Medicaid reimbursements
3314 for the services funded in this item; provided further, that funds from this item shall be expended
3315 to provide respite services to families of children enrolled in early intervention programs who
3316 have complex care requirements, multiple disabilities and extensive medical and health needs;
3317 provided further, that priority shall be given to low and moderate income families; provided
3318 further, that the department shall submit to the house and senate committees on ways and means
3319 a report on the number of families served by the program and the amount of funds appropriated
3320 in this item granted to qualified families not later than February 2, 2012; provided further, that no
3321 claim for reimbursement made on behalf of an uninsured person shall be paid from this item until
3322 the program receives notice of a denial of eligibility for the MassHealth program from the
3323 executive office of health and human services; provided further, that MassHealth shall fully
3324 reimburse the Department of Public Health for all costs incurred for the transportation of
3325 MassHealth members who participate in the early intervention program; provided further, that
3326 nothing in this item shall give rise to or shall be construed as giving rise to enforceable legal
3327 rights to any such services or an enforceable entitlement to the early intervention services funded
3328 in this item; provided further, that the department shall provide written notification to the senate
3329 and house committees on ways and means 90 days prior to any change to its current eligibility

3330 criteria; and provided further, that these funds may be used to pay for current and prior year
3331 claims $23,991,404

3332 4513-1026 For the provision of statewide and community-based suicide prevention,
3333 intervention, post-intervention and surveillance activities and the implementation of a statewide
3334 suicide prevention plan; provided, that funds shall be expended for a program to address elder
3335 suicide behavior and attempts with the geriatric mental health services program within the
3336 department of elder affairs; provided further, that funds shall be expended for a veterans in crisis
3337 hotline; provided further, that the hotline shall be for the use of veterans who seek counseling
3338 programs operated by the department of veterans affairs or concerned family members of those
3339 veterans so that they may be directed towards the programs and services offered by their local or
3340 regional Veterans Administration office; and provided further, that the hotline shall be staffed by
3341 counselors or outreach programs contracted by the department and trained in issues of mental
3342 health counseling and veterans services $3,569,444

3343 4513-1111 For the promotion of health and disease prevention including, but not limited
3344 to, the following programs: breast cancer prevention; diabetes screening and outreach; ovarian
3345 cancer screening; a statewide STOP stroke program and ongoing stroke prevention and
3346 education; hepatitis C prevention and management; multiple sclerosis screening, information,
3347 education and treatment programs and the Multiple Sclerosis Home Living Navigating Key
3348 Services program administered by the Central New England Chapter of the National Multiple
3349 Sclerosis Society; colorectal cancer prevention; prostate cancer screening, education and
3350 treatment with a particular focus on African American males; osteoporosis education;
3351 maintenance of the Amyotrophic Lateral Sclerosis registry created pursuant to section 25A of
3352 chapter 111 of the General Laws; and maintenance of the statewide lupus database; and provided

3353 further, that funds may be expended for the operation of the Betsy Lehman Center for patient
3354 safety……..$3,400,000

3355 4513-1130 For domestic violence and sexual assault prevention and victim services,
3356 including batterers' intervention and services for immigrants and refugees; provided, that funds
3357 shall be expended for rape prevention and victim services, including the statewide Spanish
3358 language hotline; and provided further, that funds shall be expended for intervention services for
3359 crisis housing for sexual violence and intimate partner violence in the gay, lesbian, bisexual and
3360 transgender community $4,907,970

3361 4516-0263 For the department of public health; provided, that said department may
3362 expend not more than $1,112,974 in revenues from various blood lead testing fees collected from
3363 insurers and individuals for the purpose of conducting such tests; and provided further, that
3364 notwithstanding any general or special law to the contrary, for the purpose of accommodating
3365 timing discrepancies between the receipt of retained revenues and related expenditures, the
3366 department may incur expenses and the comptroller may certify for payment amounts not to
3367 exceed the lesser of this authorization or the most recent revenue estimate as reported in the state
3368 accounting system $1,112,974

3369 4516-1000 For the administration of the center for laboratory and communicable
3370 disease control, including the division of communicable venereal diseases, the division of
3371 tuberculosis control and the state laboratory institute; provided, that the department shall give
3372 priority to the analysis of samples used in the prosecution of controlled substances offenses;
3373 provided further, that funds shall be expended for an eastern encephalitis testing program and for
3374 tuberculosis testing and treatment services; provided further, that no funds appropriated in this

3375 item shall be expended for administrative, space or energy expenses of the department not
3376 directly related to personnel or programs funded in this item; and provided further, that funds
3377 from this item may be expended for the purchase of equipment for the drug laboratory at the
3378 state laboratory institute $12,263,002

3379 4516-1010 For state matching funds required by the Pandemic and All-Hazards
3380 Preparedness Act $2,277,134

3381 4516-1022 For the department of public health, which may expend not more than
3382 $250,619 generated by fees collected from insurers for tuberculosis tests performed at the state
3383 laboratory institute; provided further, that revenues collected may be used to supplement the
3384 costs of said laboratory; and provided further, that for the purpose of accommodating timing
3385 discrepancies between the receipt of retained revenues and related expenditures, the department
3386 may incur expenses and the comptroller may certify for payment amounts not to exceed the
3387 lesser of this authorization or the most recent revenue estimate as reported in the state accounting
3388 system $250,619

3389 4518-0200 For the department of public health which may expend not more than
3390 $415,275 generated by fees collected from the following services provided at the registry of vital
3391 records and statistics: amendments of vital records, requests for vital records not issued in person
3392 at the registry, requests for heirloom certificates and research requests performed by registry staff
3393 at the registry; provided, that revenues so collected may be used for all program costs, including
3394 the compensation of employees; provided further, that the registrar of vital records and statistics
3395 shall exempt from payment of a fee any person requesting a verification of birth for the purpose
3396 of establishing eligibility for Medicaid; and provided further, that for the purpose of

3397 accommodating timing discrepancies between the receipt of retained revenues and related
3398 expenditures, the department may incur expenses and the comptroller may certify for payment
3399 amounts not to exceed the lesser of this authorization or the most recent revenue estimate as
3400 reported in the state accounting system $415,275

3401 4530-9000 For teenage pregnancy prevention services; provided, that applications for
3402 such funds shall be administered through the department upon receipt and approval of
3403 coordinated community service plans to be evaluated in accordance with guidelines issued by the
3404 department; provided further, that portions of the grants may be used for state agency purchases
3405 of designated services identified by the community service plans; provided further, that funding
3406 shall be expended on those communities with the highest teen birth rates according to an annual
3407 statistical estimate conducted by the department; provided further, that funds shall be expended
3408 on programming directed at children under the care of the department of children and families
3409 who are at high risk for teenage pregnancy; and provided further, that the department shall
3410 collaborate with the department of children and families on this programming $2,378,410

3411 4570-1502 For the purposes of implementing a proactive statewide infection
3412 prevention and control program $251,281

3413 4580-1000 For the operation of the universal immunization program; provided, that
3414 no funds appropriated in this item shall be expended for administrative or energy expenses of the
3415 department not directly related to programs funded in this item; and provided further, that
3416 notwithstanding any general or special law to the contrary, the costs of purchasing and
3417 distributing childhood vaccines for children in this item may be assessed, in an amount not less
3418 than the amount assessed in fiscal year 2011, on surcharge payers under section 38 of chapter

3419 118G of the General Laws and may be collected in a manner consistent with said chapter 118G
3420 $50,024,589

3421 4590-0250 For school health services and school-based health centers in public and
3422 non-public schools; provided, that services shall include, but not be limited to: (a) strengthening
3423 the infrastructure of school health services in the areas of personnel and policy development,
3424 programming and interdisciplinary collaboration; (b) developing linkages between school health
3425 services programs and community health providers; (c) incorporating health education programs,
3426 including tobacco prevention and cessation activities in school curricula and in the provision of
3427 school based health services; and (d) incorporating obesity prevention programs, including
3428 nutrition and wellness programs, in school curricula to address the nutrition and lifestyle habits
3429 needed for healthy development; provided further, that the services shall meet standards and
3430 eligibility guidelines established by the department in consultation with the department of
3431 elementary and secondary education; provided further, that funding may be expended to address
3432 the recommendations of the commission on gay, lesbian, bisexual and transgender youth,
3433 established in section 67 of chapter 3 of the General Laws, for the reduction of health disparities
3434 for gay, lesbian bisexual and transgendered youth; and provided further, that the department shall
3435 expend the same percentage of funds for the school nurse programs as those expended in fiscal
3436 year 2011; and provided further, that funds may be expended for the Massachusetts Model of
3437 Community Coalitions. $11,597,967

3438 4590-0300 For smoking prevention and cessation programs $4,485,983

3439 4590-0912 For the department of public health, which may expend an amount not to
3440 exceed $15,962,194 from reimbursements collected for western Massachusetts hospital services,

3441 subject to the approval of the commissioner of public health; provided, that such revenues may
3442 be expended for the purpose of hospital-related costs, including personnel, capital expenditures,
3443 DD object class chargebacks and motor vehicle replacement; provided further, that all revenues
3444 expended shall be pursuant to schedules submitted to the secretary of administration and finance
3445 and the house and senate committees on ways and means; provided further, that notwithstanding
3446 any general or special law to the contrary, the western Massachusetts hospital shall be eligible to
3447 receive and retain full payment under the medical assistance program administered by the
3448 executive office of health and human services pursuant to chapter 118E of the General Laws for
3449 all goods and services provided by the hospital in accordance with all federal requirements;
3450 provided further, that notwithstanding any general or special law to the contrary, the western
3451 Massachusetts hospital shall reimburse the General Fund for a portion of employee benefit
3452 expenses, according to a schedule submitted by the commissioner of public health and approved
3453 by the secretary of administration and finance; provided further, that such reimbursement shall
3454 not exceed 10 per cent of total personnel costs for the hospital; provided further, that for the
3455 purpose of accommodating timing discrepancies between the receipt of retained revenues and
3456 related expenditures, the department may incur expenses and the comptroller may certify for
3457 payment amounts not to exceed the lesser of this authorization or the most recent revenue
3458 estimate as reported in the state accounting system; and provided further, that no funds
3459 appropriated herein shall be expended for administrative, space or energy expenses of the
3460 department not directly related to personnel or programs funded in this item $16,212,194

3461 4590-0913 For the department of public health which may expend not more than
3462 $499,827 for payments received for those services provided by the Lemuel Shattuck hospital to
3463 inmates of county correctional facilities; provided, that for the purpose of accommodating timing

3464 discrepancies between the receipt of retained revenues and related expenditures, the department
3465 may incur expenses and the comptroller may certify for payment amounts not to exceed the
3466 lesser of this authorization or the most recent revenue estimate as reported in the state accounting
3467 system $499,827

3468 4590-0915 For the maintenance and operation of Tewksbury hospital, Massachusetts
3469 hospital school, Lemuel Shattuck hospital and the hospital bureau, including the state office of
3470 pharmacy services; provided, that no funds appropriated in this item shall be expended for
3471 administrative, space or energy expenses of the department not directly related to personnel or
3472 programs funded in this item; provided further, that reimbursements received for medical
3473 services provided at the Lemuel Shattuck hospital to inmates of county correctional facilities not
3474 managed by private health care vendors shall be credited to item 4590-0903 of section 2B;
3475 provided further, that the Massachusetts hospital school shall maintain not less than 120 beds for
3476 clients in its inpatient setting; and provided further, that notwithstanding any general or special
3477 law to the contrary, the department shall seek to obtain federal financial participation for care
3478 provided to inmates of the department of correction and of county correctional facilities who are
3479 treated at the public health hospitals $139,037,382

3480 4590-0917 For the department of public health, which may expend an amount not to
3481 exceed $4,046,265 from payments received from the vendor managing health services for state
3482 correctional facilities for inmate medical services provided by the Lemuel Shattuck hospital;
3483 provided further, that the payments may include capitation payments, fee for service payments,
3484 advance payments and other compensation arrangements established by contract between the
3485 vendor and the hospital; and provided further, that notwithstanding any general or special law to
3486 the contrary, for the purpose of accommodating timing discrepancies between the receipt of

3487 retained revenues and related expenditures, the department may incur expenses and the
3488 comptroller may certify for payment amounts not to exceed the lower of this authorization or the
3489 most recent revenue estimate as reported in the state accounting system $4,046,265

3490 4590-1503 For the pediatric palliative care program established in section 24K of
3491 chapter 111 of the General Laws $788,452

3492 4590-1506 For a competitive grant program to be administered by the department of
3493 public health to support the establishment of a comprehensive youth violence prevention
3494 program; provided, that eligibility shall be determined by the criteria set forth in item 4590-1506
3495 of section 2 of chapter 182 of the acts of 2008; provided further, that no grants shall be awarded
3496 to law enforcement agencies; provided further, that funds shall be considered one-time and
3497 grants may not annualize in fiscal year 2013; provided further, that no grant funds shall be
3498 expended on food or beverages; provided further, that the department of public health shall
3499 report to the house and senate committees on ways and means and the executive office of
3500 administration and finance not later than November 1, 2011, detailing the grant amount awarded
3501 to each recipient and a description of each grant; and provided further, that each grant recipient
3502 shall provide the department of public health with a comprehensive list of best practices that
3503 have been instituted as a result of these grants $1,500,000

3504 4590-1507 For matching grants to the Massachusetts Alliance of Boys & Girls Clubs, the
3505 Alliance of Massachusetts YMCAs, the YWCA organizations, nonprofit community centers, and
3506 youth development programs; provided, that the department of public health shall award the full
3507 amount of each grant to each organization previously included in the youth-at-risk grants, upon
3508 commitment of matching funds from such organizations; provided further, that each organization

3509 previously included in the youth-at-risk grants shall receive in fiscal year 2012 a grant amount
3510 not less than that received in fiscal year 2011; and provided further, that any allocation less than
3511 $2,000,000 to a recipient of a youth-at-risk grant must be distributed equally between said
3512 recipient's member organizations…...$1,700,000

3513 OFFICE OF CHILDREN, YOUTH AND FAMILY SERVICES.

3514 Department of Children and Families.

3515 4800-0015 For central and area office administration; provided, that the associated
3516 expenses of employees whose AA and DD object class costs are paid from item 4800-1100 shall
3517 be paid from this item; provided further, that no funds shall be expended from this item for the
3518 compensation of unit 8 employees; provided further, that the department shall not place a child
3519 or adolescent referred by, or discharged from, the care of the department of mental health until
3520 the latter department forwards an assessment and recommendation as to whether the child or
3521 adolescent may be appropriately placed in foster care or, if due to severe emotional disturbance,
3522 is more appropriate for group care; provided further, that if placement of a child with someone
3523 other than a parent becomes necessary, the department shall place the highest priority on
3524 identifying a family resource within the child's kinship or family circle and shall provide
3525 services and support to partner with the family resource in meeting the child's needs; provided
3526 further, that the department, in consultation with the department of mental health, shall assist the
3527 latter department in making such assessments and recommendations; provided further, that
3528 unless otherwise authorized, all funds, including federal reimbursements received by the
3529 department, shall be credited to the General Fund; provided further, that the department and the
3530 department of early education and care shall provide standards for early education and care

3531 placements made through the supportive child care program; provided further, that the
3532 department of children and families, in collaboration with the department of early education and
3533 care, shall maintain a centralized list detailing the number of children eligible for supportive
3534 child care services, the number of supportive slots filled and the number of supportive slots
3535 available; provided further, that notwithstanding any general or special law to the contrary, the
3536 department shall not reduce recoupment amounts recommended by the state auditor; provided
3537 further, that by October 3, 2011, the department shall issue draft revised regulations for public
3538 comment which shall ensure that the department maintains an independent, timely and fair
3539 administrative hearings system and shall issue final regulations by December 1, 2011; provided
3540 further, that not later than October 1, 2011, the department shall; (a) revise its procedures to
3541 ensure that newly requested administrative hearings are scheduled and decided upon on a timely
3542 basis; and (b) submit to the joint committee on children, families and persons with disabilities a
3543 plan for eliminating its backlog of administrative hearing requests; provided further, that the plan
3544 shall identify the number of fair hearing requests that were pending as of July 1, 2011, and shall
3545 set quarterly benchmarks for elimination of the backlog; provided further, that the department
3546 shall submit quarterly reports to the joint committee on children, families, and persons with
3547 disabilities on the status of the backlog; provided further, that the department shall employ not
3548 less than 1 full-time board-certified physician; provided further, that the department shall employ
3549 not less than 4 full-time board certified or board eligible child psychiatrists to serve the area
3550 offices; provided further, that hiring and supervision shall be done in conjunction with the
3551 department of mental health; provided further, that such physicians shall collaborate with the
3552 department's social workers; provided further, that not later than February 15, 2012, the
3553 department shall provide to the house and senate committees on ways and means and the joint

3554 committee on children and families a report detailing the number of medical and psychiatric
3555 personnel currently employed by or under contract with the department; provided further, that
3556 the report shall include the number of foster care reviews conducted by the department and the
3557 average length of time in which each review is completed; provided further, that the report shall
3558 contain the number of the department's contracts reviewed by the state auditor and the number of
3559 corrective action plans issued; provided further, that the report shall also include the number of
3560 corrective action plans entered into by the department; provided further, that the report shall
3561 include the number of social workers and supervisors who have earned a bachelors' or masters'
3562 degree in social work; provided further, that the report shall include the total number of social
3563 workers and the total number of social workers holding licensure, by level; provided further, that
3564 the department shall file a report on the first business day of each month to the senate and house
3565 committees on ways and means and the joint committee on children and families on the caseload
3566 of the department; provided further, that caseloads provided in this report shall include:
3567 residential placements, group care, foster care, therapeutic foster care, adoption, guardianship,
3568 51A reports, substantiated 51A reports, the number of children who die in the care and custody
3569 of the department, the number of children currently eligible for supportive child care and the
3570 number of children presently receiving supportive child care, and the number of medical and
3571 psychiatric consultation requests made by the department's social workers; provided further, that
3572 the report shall include the number of approved foster care placements; provided further, that the
3573 report shall also include the number of children in psychiatric hospitals and community-based
3574 acute treatment programs who remain hospitalized beyond their medically-necessary stay while
3575 awaiting placement and the number of days each case remains in placement beyond that which is
3576 medically-necessary; provided further, that the report shall include the number of children under

3577 the department of children and families care and custody who are being served in medical or
3578 psychiatric care provided through other publicly-funded sources; provided further, that the report
3579 shall also contain the number of children served by supervised visitation centers and the number
3580 of those children who are reunified with their families; provided further, that the report shall
3581 contain information on the total number of children served, their ages, the number of children
3582 served in each service plan, the number of children in out-of-home placements and the number of
3583 placements each child has had before receiving an out-of-home placement; provided further, that
3584 the report shall also contain, for each area office, the number of kinship guardianship subsidies
3585 provided in the month covered by the report, and the number of kinship guardianship subsidies
3586 provided in that month for which federal reimbursement was received; provided further, that the
3587 report shall also contain, for each area office, the total spending on services other than case
3588 management services provided to families for the purposes of keeping a child with his parents or
3589 reunifying the child with his parents, spending by type of the service, and the unduplicated
3590 number of families that receive the services; provided further, that the report shall also contain
3591 for each area office, the total number of families in the month residing in shelter paid for by the
3592 department, a list of where the families are sheltered, the total cost and average cost per family of
3593 those shelters, and a description of how the department determines who does or does not qualify
3594 for shelter; provided further, that the report shall include, for each area office, broken down by
3595 type of service, the number of requests for voluntary services, whether the request was approved
3596 or denied, the reasons for denying the service, and what, if any, referrals were made for services
3597 by other agencies or entities; provided further, that the report shall also contain the number of
3598 families receiving multiple 51A reports within a 10-month period, the number of cases reopened
3599 within 6 months of being closed and the number of children who return home and then re-enter

3600 an out-of-home placement within 6 months; provided further, that not later than November 1,
3601 2011, the department shall submit a report to the house and senate committees on ways and
3602 means and the chairs of the joint committee on children and families that includes any rules,
3603 regulations, or guidelines established by the department to carry out its duties pursuant to chapter
3604 119 of the General Laws, including, but not limited to (a) criteria used to determine whether a
3605 child has been abused or neglected; (b) guidelines for removal of a child from the home; and (c)
3606 standards to determine what reasonable efforts are made to keep a child in the home; provided
3607 further, that the commissioner of the department of children and families may transfer funds
3608 between items 4800-0038, 4800-0040 and 4800-0041, for services only and no transfers shall be
3609 made for administrative costs, as necessary, pursuant to an allocation plan, which shall detail, by
3610 object class, the distribution of the funds to be transferred and which the commissioner shall file
3611 with the house and senate committees on ways and means 15 days prior to any such transfer; and
3612 provided further, that not more than 5 per cent of any item shall be transferred in fiscal year 2012
3613 $63,677,819

3614 4800-0016 For the department of children and families which may expend for the
3615 operation of the transitional employment program an amount not to exceed $2,000,000 from
3616 revenues collected from various state, county and municipal government entities, as well as state
3617 authorities, for the costs related to the provision of services by the participants and the overhead
3618 costs and expenses incurred by the not-for-profit managing agent selected by the commissioner
3619 for administering the program; provided, that notwithstanding any general or special law to the
3620 contrary, the commissioner of the department of children and families may enter into a contract
3621 with Roca, Inc., a not-for-profit community-based agency, to manage the transitional
3622 employment program and to provide services to participants from the aging out population,

3623 parolees, probationers, youth service releases, or other community residents considered to have
3624 employment needs $2,000,000

3625 4800-0025 For foster care review services $2,824,059

3626 4800-0036 For a sexual abuse intervention network program to be administered in
3627 conjunction with the district attorneys $697,508

3628 4800-0038 For guardianship, foster care, adoption, family preservation, and kinship
3629 services provided by the department of children and families; provided, that services funded
3630 through this item shall include shelter services, substance abuse treatment, young parent
3631 programs, parent aides, education and counseling services, foster care, adoption and
3632 guardianship subsidies, tiered reimbursements used to promote the foster care placement of
3633 children with special medical and social needs, assessment of the appropriateness of adoption for
3634 children in the care of the department for more than 12 months, protective services provided by
3635 partnership agencies, targeted recruitment and retention of foster families, respite care services,
3636 post-adoption services, support services for foster, kinship and adoptive families and juvenile
3637 firesetter programs; provided further, that funding shall be expended on children's advocacy
3638 centers, services for child victims of sexual abuse and assault; provided further, that funds may
3639 be expended on programs that received funding in fiscal year 2011; and, provided further, that a
3640 children's advocacy center shall be established in Bristol County $242,507,069

3641 4800-0040 For family preservation and reunification; provided, that services shall
3642 include family support and stabilization services provided by the department; and provided
3643 further, that no funds shall be expended from this item for the compensation of administrative
3644 employees and associated administrative costs of the department $39,750,000

3645 4800-0041 For congregate care services; provided, that funds may be expended from
3646 this item to provide intensive community-based services, including intensive in-home support
3647 and stabilization services, to children who would otherwise be placed in residential settings; and
3648 provided further, that the department shall oversee area review teams that shall evaluate the
3649 feasibility of maintaining the child in the community in this manner wherever possible before
3650 recommending placement in a residential setting $192,364,169

3651 4800-0091 For the department of children and families which may expend not more
3652 than $2,058,735 in federal reimbursements received under Title IV-E of the Social Security Act
3653 during fiscal year 2012 for the purposes of developing a training institute for professional
3654 development at the department of children and families with the University of Massachusetts
3655 Medical School and Salem State College; provided, that for the purposes of accommodating
3656 discrepancies between the receipt of retained revenues and related expenditures, the department
3657 may incur expenses and the comptroller may certify for payment amounts not to exceed the
3658 lesser of this authorization or the most recent revenue estimate as reported in the state accounting
3659 system; and provided further, that notwithstanding section 1 or any other general or special law
3660 to the contrary, federal reimbursements received in excess of $2,058,735 shall be credited to the
3661 General Fund $2,058,735

3662 4800-0151 For a program to provide alternative overnight non-secure placements for
3663 status offenders and nonviolent delinquent youths up to the age of 17 in order to prevent the
3664 inappropriate use of juvenile cells in police stations for such offenders, in compliance with the
3665 federal Juvenile Justice and Delinquency Prevention Act of 1974, as amended; provided, that the
3666 programs which provide the alternative non-secure placements shall collaborate with the
3667 appropriate county sheriff's office to provide referrals of those offenders and delinquent youths

3668 to any programs within the sheriff's office designed to positively influence youths or reduce, if
3669 not altogether eliminate, juvenile crime $276,243

3670 4800-1100 For the AA and DD object class costs of the department's social workers;
3671 provided, that funds shall be directed toward mitigating social worker caseloads in those area
3672 offices furthest above the statewide weighted caseload standard and toward achieving a social
3673 worker caseload ratio of 18 to 1 statewide; and provided further, that only employees of
3674 bargaining unit 8 as identified in the Massachusetts personnel administrative reporting and
3675 information system shall be paid from this item $159,452,441

3676 4800-1400 For shelters and support services for people at risk of domestic violence
3677 and for the operation of the New Chardon Street homeless shelter; provided, that the department
3678 shall pursue the establishment of public-private partnership agreements established for family
3679 stabilization services funded from sources other than the commonwealth; provided further, that
3680 services shall include supervised visitation programs, and scattered site transitional housing
3681 programs, including programs to assist victims of domestic violence in finding and maintaining
3682 permanent housing; provided further, that participants in battered women's programs shall be
3683 provided with information regarding local transitional housing resources; provided further, that
3684 funding shall be made available to enhance counseling services for children who have witnessed
3685 domestic violence; provided further, that funding shall be made available for emergency shelters
3686 for substance abusing battered women; provided further, that funding shall be made available for
3687 a statewide domestic violence hotline; provided further, that the department shall continue to
3688 provide any match funding required by federal program regulations; and provided further, that
3689 domestic violence prevention specialists shall be funded from this item $20,125,062

3690 OFFICE OF HEALTH SERVICES.

3691 Department of Mental Health.

3692 5011-0100 For the operation of the department of mental health $26,747,749

3693 5042-5000 For child and adolescent services, including the costs of psychiatric and
3694 related services provided to children and adolescents determined to be medically-ready for
3695 discharge from acute hospital units or mental health facilities and who are experiencing
3696 unnecessary delays in being discharged due to the lack of more appropriate settings; provided,
3697 that for the purpose of funding those services, the commissioner of mental health may allocate
3698 funds from the amount appropriated in this item to other departments within the executive office
3699 of health and human services; and provided further, that the department shall not refer or
3700 discharge a child or adolescent to the custody or care of the department of children and families
3701 until the department of mental health forwards its assessment and recommendation as to whether
3702 the child or adolescent is appropriate for foster care or, due to severe emotional disturbance, is
3703 more appropriate for group care $71,773,509

3704 5046-0000 For adult mental health and support services; provided, that the
3705 department shall allocate funds in an amount not to exceed $5,000,000 from item 5095-0015 to
3706 this item, as necessary, pursuant to allocation plans submitted to the house and senate
3707 committees on ways and means 30 days prior to any such transfer, for residential and day
3708 services for clients formerly receiving care at department facilities; provided further, that the
3709 Department of Mental Health is authorized to utilize one time trust fund monies in an amount not
3710 greater than $5,558,637, to expand community services, provided that said services shall include,
3711 but not be limited to, residential, clinical and support services to appropriately discharge an adult

3712 to the community and to provide them with services necessary to manage their illness and
3713 support recovery; provided further, that of said trust fund monies, $558,637 shall be expended on
3714 clubhouse services; provided further, that said funds shall not be expended until the department
3715 of mental health submits a report to the house and senate committees on ways and means and the
3716 joint committee on mental health and substance abuse services detailing the number of
3717 individuals to be discharged, the facilities from which they will be discharged and the specific
3718 community based services that will be developed to assist them in the community provided
3719 further, that the same level of funding be expended in fiscal year 2012 as expended in the prior
3720 fiscal year for jail diversion programs in municipalities that provide equal matching funds from
3721 other public or private sources; and provided further, that the department shall report to the house
3722 and senate committees on ways and means on the distribution of funds per adult and child
3723 planning population and the types of services received in each region for fiscal year 2012, not
3724 later than February 1, 2012 $323,197,164

3725 5046-2000 For homelessness services $20,134,424

3726 5046-4000 For the department of mental health which may expend not more than
3727 $125,000 in revenue collected from occupancy fees charged to the tenants in the creative housing
3728 option in community environments, the CHOICE program authorized by chapter 167 of the acts
3729 of 1987; provided, that all fees collected under that program shall be expended for the routine
3730 maintenance and repair of facilities in the CHOICE program $125,000

3731 5047-0001 For emergency service programs and acute inpatient mental health care
3732 services; provided, that the department shall continue an interagency service agreement with the
3733 executive office of health and human services for the purchase of services and for such other

3734 services as the agreement may provide; provided further, that the department shall require a
3735 performance specification to be developed for safe aftercare options for adults upon release from
3736 acute inpatient mental health care services; and provided further, that the emergency service
3737 programs shall take all reasonable steps to identify and invoice the third party insurer of all
3738 persons serviced by the programs $35,122,197

3739 5055-0000 For forensic services provided by the department; provided, that funds
3740 may be expended for Juvenile Court Clinics $8,097,163

3741 5095-0015 For the operation of hospital facilities and community-based mental health
3742 services; provided, that in order to comply with the decision in Olmstead v. L.E. 527 U.S. 581
3743 and to enhance care within available resources to clients served by the department, the
3744 department shall take steps to consolidate or close psychiatric hospitals managed by the
3745 department and shall endeavor within available resources to discharge clients residing in the
3746 inpatient facilities to residential services in the community when the following criteria are met:
3747 (a) the client is deemed clinically suited for a more integrated setting; (b) community residential
3748 service capacity and resources available are sufficient to provide each client with an equal or
3749 improved level of service; and (c) the cost to the commonwealth of serving the client in the
3750 community is less than or equal to the cost of serving the client in inpatient care; provided
3751 further, that any client transferred to another inpatient facility as the result of a facility closure
3752 shall receive a level of care that is equal to or better than the care that had been received at the
3753 closed facility; and provided further, that the department may allocate funds in an amount not to
3754 exceed $5,000,000 from this item to item 5046-0000, as necessary, under allocation plans
3755 submitted to the house and senate committees on ways and means 30 days before any transfer,
3756 for residential and day services for clients formerly receiving inpatient care at the centers and

3757 facilities; provided further, that the department shall file a report with the secretary of
3758 administration and finance and the chairs of the house and senate committees on ways on or
3759 before December 31, 2011, detailing the procedure, implementation and timing for the closure of
3760 any existing inpatient hospital beds and shall include a determination of the capacity in the
3761 inpatient public mental health system to effectively and appropriately meet the needs of
3762 individuals suffering from mental illness and whether individuals are receiving timely access to
3763 state hospital beds $128,500,803

3764 Department of Developmental Services.

3765 5911-1003 For the administration and operations of the department of developmental
3766 services; provided, that the department shall not charge user fees for transportation or community
3767 day services; provided further, that the department shall submit a report on the number of
3768 applicants and the number of residents estimated and the feasible costs of serving those
3769 applicants and potential applicants to the house and senate committees on ways and means no
3770 later than January 3, 2012, detailing associated service costs by type; and provided further, that
3771 the department shall not charge fees for eligibility determination for services provided by the
3772 department or for applications of requests for transfer of guardianship $60,672,283

3773 5911-2000 For transportation costs associated with the adult services program;
3774 provided, that the department shall provide transportation on the basis of priority of need as
3775 determined by the department $11,641,431

3776 5920-2000 For vendor-operated, community-based, residential adult services,
3777 including intensive individual supports; provided, that the commissioner of the department of
3778 developmental services shall transfer funds from this item to item 5920-2010, as necessary,

3779 pursuant to an allocation plan, which shall detail, by object class, the distribution of said funds to
3780 be transferred and which the commissioner shall file with the house and senate committees on
3781 ways and means 15 days before any such transfer; and provided further, that not more than
3782 $5,000,000 shall be transferred from this item in fiscal year 2012 $751,797,120

3783 5920-2002 For court monitor costs in compliance with the terms of the Rolland
3784 settlement agreement, dated June 16, 2008, Civil Action No. 98-30208-KPN, filed in the United
3785 States District Court of Massachusetts in order to provide active services for class members
3786 $400,000

3787 5920-2010 For state-operated, community-based, residential services for adults,
3788 including community-based health services; provided, that the department shall maximize
3789 federal reimbursement, whenever possible under federal regulation, for the direct and indirect
3790 costs of services provided by the employees funded in this item $164,790,661

3791 5920-2025 For community-based day and work programs for adults $124,267,971

3792 5920-3000 For respite services and intensive family supports; provided, that the
3793 department shall pursue the highest rates of federal reimbursement possible for such services
3794 $41,004,298

3795 5920-3010 For contracted support services for families with autistic children through
3796 the autism division at the department of developmental services; provided, that funds shall be
3797 expended for the purposes of providing services under the Children's Autism Spectrum Disorder
3798 Waiver; provided further, that the department shall expend not less than $3,000,000 on the
3799 Children's Autism Spectrum Disorder Waiver; provided further, that at a minimum, this waiver
3800 shall include children with autism spectrum disorder ages 0 to 8, inclusive, including children

3801 with autism spectrum disorder ages 0 to 3, inclusive, receiving services through the department
3802 of public health's early intervention program; provided further, that the income eligibility for the
3803 waiver shall not be any lower than MassHealth standard income eligibility for children; provided
3804 further, that the department shall take all steps necessary to ensure that eligible children with
3805 autism immediately begin to receive services pursuant to such waiver; provided further, that the
3806 department shall immediately file any waiver amendments necessary to comply with the
3807 requirements of this item with the Centers for Medicare and Medicaid services; provided further,
3808 that the department shall report to the house and senate committees on ways and means, the joint
3809 committee on education and the joint committee on children, families and persons with
3810 disabilities on the number of contracted support services provided for families with autistic
3811 children under this item and the costs associated with such services, not later than January 4,
3812 2012; and provided further, that such report shall include, but not be limited to, the services
3813 provided by the Children's Autism Spectrum Disorder Waiver, with information regarding the
3814 number of children enrolled in the waiver and receiving services, linguistic and cultural
3815 diversity, age, gender and geographic representation of the applicants and the children enrolled
3816 in the program, and department plans to continue to assess the demand for waiver services, any
3817 executive office of health and human services plans to expand the waiver for children on the
3818 autism spectrum of all ages in the future and any other information determined relevant by the
3819 department; and provided further, that the department shall submit copies of any amended waiver
3820 to the house and senate committees on ways and means, the joint committee on education and
3821 the joint committee on children, families and persons with disabilities upon submission of the
3822 amendment $4,621,177

3823 5920-5000 For services to clients of the department who turn 22 years of age during
3824 state fiscal year 2012; provided, that the department shall report to the house and senate
3825 committees on ways and means not later than January 4, 2012, on the use of any funds
3826 encumbered or expended from this item including, but not limited to the number of clients served
3827 in each region and the types of services purchased in each region $5,000,000

3828 5930-1000 For the operation of facilities for individuals with intellectual disabilities;
3829 provided, that the department shall maximize federal reimbursement, whenever possible under
3830 federal regulation, for the direct and indirect costs of services provided by the employees funded
3831 in this item; and provided further, that the department may allocate funds from this item to items
3832 5920-2000, 5920-2010, and 5920-2025, as necessary, under allocation plans submitted to the
3833 house and senate committees on ways and means 30 days before any transfer, for residential and
3834 day services for clients formerly receiving inpatient care at ICF/MRs; provided, that the
3835 department shall report on all efforts to comply with the provisions of the Olmstead decision, the
3836 enhancement of care within available resources to clients served by the department and the steps
3837 taken to consolidate or close intermittent care facilities for persons with intellectual and
3838 developmental disabilities, in this item called ICF/MRs, provided further, that the department
3839 shall submit a progress report to the joint committee on children, families and persons with
3840 disabilities and the house and senate committees on ways and means on such initiatives by
3841 December 1, 2011, including both past actions and proposed future actions$142,156,836

3842 5982-1000 For the department of developmental services which may expend not more
3843 than $150,000 accrued through the sale of milk and other farm-related and forestry products at
3844 the Templeton Developmental Center for program costs of the center, including supplies,
3845 equipment, and maintenance of the facility; provided, that notwithstanding any general or special

3846 law to the contrary and for the purpose of accommodating timing discrepancies between the
3847 receipt of retained revenues and related expenditures, the department may incur expenses and the
3848 comptroller may certify for payment amounts not to exceed the lower of this authorization or the
3849 most recent revenue estimate therefore as reported in the state accounting system $150,000

3850 Board of Library Commissioners.

3851 7000-9101 For the operation of the board of library commissioners $914,448

3852 7000-9401 For state aid to regional public libraries; provided, that the board of library
3853 commissioners may provide quarterly advances of funds for purposes authorized by clauses (1)
3854 and (2) of section 19C of chapter 78 of the General Laws, as it considers proper, to regional
3855 public library systems throughout each fiscal year, in compliance with the office of the
3856 comptroller's regulations on state grants, 815 CMR 2.00; provided further, that notwithstanding
3857 any general or special law to the contrary, in calculating the fiscal year 2012 distribution of
3858 funds appropriated in this item, the board of library commissioners shall employ population
3859 figures used to calculate the fiscal year 2010 distribution; and provided further, that
3860 notwithstanding any general or special law to the contrary, the library of the commonwealth shall
3861 receive not less than thirty-five and nine tenths cents for each resident of the commonwealth
3862 $9,131,475

3863 7000-9402 For the talking book library at the Worcester public library $421,143

3864 7000-9406 For the Braille and talking book library at Watertown, including the
3865 operation of the machine lending agency $2,241,016

3866 7000-9501 For state aid to public libraries; provided, that notwithstanding any general
3867 or special law to the contrary, no city or town shall receive any money under this item in any
3868 year when the appropriation of the city or town for free public library services is below an
3869 amount equal to 102.5 per cent of the average of the appropriations for free public library service
3870 for the 3 years immediately preceding; provided further, that notwithstanding any general or
3871 special law to the contrary, the board of library commissioners may grant waivers in excess of
3872 the waiver limit set forth in the second paragraph of section 19A of chapter 78 of the General
3873 Laws in fiscal year 2012 for a period of not more than 1 year; provided further, that
3874 notwithstanding any general or special law to the contrary, of the amount by which this item
3875 exceeds the amount appropriated in chapter 194 of the acts of 1998, funds shall be distributed
3876 under the guidelines of the municipal equalization grant program, the library incentive grant
3877 program and the nonresident circulation offset program; provided further, that any payment
3878 made under this item shall be deposited with the treasurer of the city or town and held in a
3879 separate account and shall be expended by the public library of that city or town without
3880 appropriation, notwithstanding any general or special law to the contrary $6,823,657

3881 7000-9506 For the technology and automated resource sharing networks
3882 $1,929,238

3883 EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT

3884 Office of the Secretary.

3885 7002-0010 For the operation of the office of the secretary of housing and economic
3886 development; provided, that agencies within the executive office may, with the prior approval of

3887 the secretary, streamline and improve administrative operations pursuant to interdepartmental
3888 service agreements $421,473

3889 7002-0012 For a youth-at-risk program targeted at reducing juvenile delinquency in
3890 high risk areas; provided, that these funds may be expended for the development and
3891 implementation of a year-round employment program for at-risk youth as well as existing year-
3892 round employment programs; provided further, that $500,000 of these funds shall be matched by
3893 private organizations; and provided further, that funds shall be available for expenditure through
3894 September 1, 2012…….. $2,000,000

3895 7002-0017 For the provision of information technology services within the executive
3896 office of housing and economic development, including the homeless management information
3897 system $2,161,747

3898 Department of Housing and Community Development.

3899 7004-0001 For the commission on Indian affairs $103,457

3900 7004-0099 For the operation of the department of housing and community
3901 development; provided, that notwithstanding any general or special law to the contrary, the
3902 department may make expenditures for the purposes of the department against federal grants for
3903 certain direct and indirect costs under a cost overhead allocation plan approved by the
3904 comptroller; provided further, that the comptroller shall maintain an account on the
3905 Massachusetts management accounting and reporting system for the purpose of making these
3906 expenditures; provided further, that expenditures made against the account shall not be subject to
3907 appropriation and may include the cost of personnel; provided further, that notwithstanding any
3908 general or special law, rule, or regulation to the contrary, the department may conduct annual

3909 verifications of household income levels based upon state tax returns for the purposes of
3910 administering the state and federal housing subsidy programs funded in items 7004-9009, 7004-
3911 9014, 7004-9019, 7004-9020 of section 2D; provided further, that as a condition of eligibility or
3912 continued occupancy by an applicant or a tenant, the department may require disclosure of the
3913 social security number of an applicant or tenant and members of the applicant's or tenant's
3914 household for use in verification of income eligibility; provided further, that the department may
3915 deny or terminate participation in subsidy programs for failure by an applicant or a tenant to
3916 provide a social security number for use in verification of income eligibility; provided further,
3917 that the department may also consult with the department of revenue, the department of
3918 transitional assistance or any other state or federal agency to conduct this income verification;
3919 provided further, that notwithstanding any general or special law to the contrary, these state
3920 agencies shall consult and cooperate with the department and furnish any information in the
3921 possession of the agencies including, but not limited to, tax returns and applications for public
3922 assistance or financial aid; provided further, that for the purposes of conducting this income
3923 verification, the director of the department may enter into an interdepartmental service
3924 agreement with the commissioner of revenue to utilize the department of revenue's wage
3925 reporting and bank match system for the purpose of verifying the income and eligibility of
3926 participants in federally assisted housing programs and that of members of the participants'
3927 households; provided further, that for the purposes of clarification only, notwithstanding section
3928 12 of chapter 490 of the acts of 1980, the department may authorize neighborhood housing
3929 services corporations to retain, re-assign and reloan funds received in repayment of loans made
3930 under the neighborhood housing services rehabilitation program; and provided further, that the
3931 department shall, not later than September 1, 2011, reaffirm regulations clarifying that a

3932 household that otherwise qualifies for any preference or priority for state subsidized housing or
3933 rental assistance based on homeless or at-risk status shall retain that preference or priority
3934 notwithstanding receipt of rental assistance that is intended to be temporary including, but not
3935 limited to, any temporary or bridge subsidies provided with state or federal funds; provided
3936 further, that not less than $100,000 shall be expended to the town of Holbrook for a one-time
3937 community action grant which will fund an upgrade to town facilities; provided further, that not
3938 less than $175,000 shall be expended annually for provisions of emergency services that provide
3939 domestic violence intervention, workforce development, housing assistance, foreclosure
3940 prevention assistance, operation of food vouchers, winter coats for kids and holiday dinners
3941 operated by Community Action Programs Inter-City, Inc. for the communities of Chelsea,
3942 Revere and Winthrop $6,742,317

3943 7004-0100 For the operations of the homeless shelter and services unit, including the
3944 compensation of caseworkers and support personnel $4,970,557

3945 7004-0101 For certain expenses of the emergency assistance program pursuant to
3946 section 30 of chapter 23B of the General Laws as follows: (i) contracted family shelters; (ii)
3947 congregate emergency housing programs; (iii) short-term housing assistance; provided, that
3948 eligibility shall be limited to families with income at or below 115 per cent of the 2009 or a later-
3949 issued higher federal poverty level; provided further, however, that any family whose income
3950 exceeds 115 per cent of the federal poverty level while the family is receiving assistance funded
3951 by this item shall not become ineligible for assistance due to exceeding the income limit for a
3952 period of 6 months from the date that the 115 per cent level was exceeded; provided further, that
3953 funds shall be expended for homelessness prevention services and resources for families who
3954 have incomes at or below 115 per cent of the federal poverty limit and include a child under age

3955 21 or a pregnant woman; provided further, that such prevention services shall be administered by
3956 community action agencies and other community based organizations, shall be provided on first-
3957 come, first-serve basis and shall include landlord/tenant mediation, legal assistance to prevent
3958 eviction, housing search services stabilization services; provided further, that those families that
3959 shall be eligible for assistance through a temporary emergency family shelter shall include (a)
3960 families that are at risk of domestic abuse in their current housing situation; (b) families that,
3961 through no fault of their own, are homeless due to fire or natural disaster; and (c) those families
3962 with a head of household 21 years and younger which shall be served through the young families
3963 congregate housing program; provided further, that families may receive temporary assistance
3964 from this item to compensate for timing placement issues with item 7004-0108; provided further,
3965 temporary assistance under this item shall be terminated upon the offer of housing assistance
3966 under 7004-0108; provided further, a family may not decline an offer for housing assistance
3967 provided that the offer adequately accommodates the size of the family and the new housing
3968 placement shall not result in a job loss for the client; provided further, any family that declines an
3969 adequate offer of housing assistance shall become ineligible for housing assistance from this
3970 item; provided further, however, that any family receiving temporary emergency family shelter
3971 benefits pursuant to section 30 of chapter 23B as of June 30, 2011, shall not become ineligible
3972 for temporary emergency family shelter benefits; provided, that such families in which the head
3973 of household is more than 21 years of age shall transfer to the short-term housing transition
3974 program as such assistance becomes available, and such families in which the head of household
3975 is not more than 21 years of age shall transfer to a young families congregate housing facility as
3976 such facilities become available; provided further, that the department shall establish reasonable
3977 requirements for such families to escrow a portion of their income; provided further, that the

3978 escrowed funds shall be exempt from otherwise applicable asset limits; provided further, that the
3979 family may withdraw the amount placed in escrow upon transition to permanent housing or
3980 losing eligibility for shelter services; provided further, that benefits under this item shall be
3981 provided only to residents who are citizens of the United States or aliens lawfully admitted for
3982 permanent residence or otherwise permanently residing under color of law in the United States;
3983 provided further, that the department shall take all steps necessary to enforce regulations to
3984 prevent abuse in the emergency assistance program; provided further, that no emergency
3985 assistance expenditures shall be paid from this item unless explicitly authorized; provided
3986 further, that eligible households who are approved for shelter placement shall be placed in
3987 shelters, regardless if they are placed through this line item or any other, as close as possible to
3988 their home community unless a household requests otherwise; provided further, that if the closest
3989 available placement is not within 20 miles of the household's home community, the household
3990 shall be transferred to an appropriate shelter within 20 miles of its home community at the
3991 earliest possible date unless the household requests otherwise; provided further, that eligibility
3992 for shelter by an otherwise eligible family shall not be impaired by prior receipt of any non-
3993 shelter benefit; provided further, that the department shall make every effort to ensure that
3994 children receiving services from this item shall continue attending school in the community in
3995 which they lived prior to receiving services funded from this item; provided further, that should a
3996 family with a child under the age of 3 be placed in a hotel or motel, the department of housing
3997 and community development shall ensure that the hotel or motel provides a crib for each child
3998 under the age of 3 that meets all state and federal safety codes; provided further, that
3999 notwithstanding any other general or special law to the contrary, the department shall
4000 immediately provide shelter for up to 30 days to families who appear to be eligible for such

4001 shelter based on statements provided by the family and any other information in the possession
4002 of the department, but who need additional time to obtain any third-party verifications
4003 reasonably required by the department; provided further, that shelter benefits received under the
4004 preceding proviso shall not render a family ineligible under any regulation providing that a
4005 family who previously received shelter is ineligible for shelter benefits for a period of 12
4006 months; provided further, that families receiving such shelter benefits who are found not to be
4007 eligible for continuing shelter benefits shall be eligible for aid pending a timely appeal pursuant
4008 to chapter 23B of the General Laws; provided further, that the department shall not impose
4009 unreasonable requirements for third-party verification and shall accept verifications from the
4010 family whenever reasonable; provided further, that the department shall use its best efforts to
4011 ensure that a family placed by the emergency assistance program shall be provided with access
4012 to refrigeration and basic cooking facilities; provided further, that in promulgating, amending or
4013 rescinding regulations with respect to eligibility or benefits under this program, the department
4014 shall take into account the amounts available to it for expenditure in this item so as not to exceed
4015 the amount appropriated in this item; provided further, that notwithstanding any general or
4016 special law to the contrary, 60 days before promulgating any such eligibility or benefit changes,
4017 the undersecretary shall file with the house and senate committees on ways and means and the
4018 clerks of the senate and house of representatives a determination by the secretary of housing and
4019 economic development that available appropriations for the program will be insufficient to meet
4020 projected expenses and a report setting forth such proposed changes; provided further, that in
4021 fiscal year 2012, no such determination and report shall be filed prior to December 5, 2011;
4022 provided further, that all of this item shall be subject to appropriation and, in the event of a
4023 deficiency, nothing in this item shall give rise to or shall be construed as giving rise to any

4024 enforceable right or entitlement to services in excess of the amounts appropriated in this item;
4025 provided further, that any amounts appropriated in this item may be transferred to item 7004-
4026 0108 upon the approval of the secretary of administration and finance and the chairs of house
4027 and senate committees on ways and means; provided further, that any transfer of funds shall not
4028 leave this item in a projected deficit; provided further, that not less than $3,500,000 shall be
4029 expended to directly reduce the usage of shelter, including hotels and motels, by the emergency
4030 assistance program; provided further, that funds shall be used to transition families served by the
4031 program to more rapidly move them into temporary or permanent sustainable housing; provided
4032 further, that the department shall develop a strategic plan detailing the expenditure of these funds
4033 and shall submit the plan to the office of administration and finance and the house and senate
4034 committees on ways and means not later than August 16, 2011; provided further, that the
4035 department shall submit quarterly reports to the house and senate committees on ways and
4036 means, detailing the number of families transitioned from shelter benefits to affordable,
4037 subsidized or otherwise assisted housing through this program; provided further, that no funds
4038 shall be expended for personnel or administrative costs; provided further, that no funds shall be
4039 expended for costs associated with the homeless management information system; provided
4040 further, that the quarterly report shall also contain the same data required in item 4403-2120 of
4041 section 2 of chapter 139 of the acts of 2006; provided further, said report shall include the
4042 number of families served with transitional housing or short-term housing assistance, the nature
4043 of such assistance provided, the average, minimum and maximum cost per family of such
4044 assistance, the number of families served who required further assistance at a later date, the type
4045 of assistance later required and provided and the current housing stability of each family who
4046 received transitional housing or short-term housing assistance within the prior 18 months

4047 including those served through item 7004-0108; and provided further, the Department of
4048 Housing and Community Development shall notify local school departments of the placement of
4049 a family in its district within five days of placement$97,797,200

4050 7004-0102 For the homelessness program to assist individuals who are homeless or in
4051 danger of becoming homeless, including assistance to organizations which provide shelter,
4052 transitional housing and services that help individuals avoid entry into shelter or successfully exit
4053 shelter; provided, that no organization providing services to the homeless shall receive less than
4054 an average per bed/per night rate of $12.92; provided further, that the department may allocate
4055 funds to other agencies for the purposes of this program; and provided further, that no funds shall
4056 be expended for costs associated with the homeless management information system
4057 $37,292,852

4058 7004-0104 For the home and healthy for good program operated by the Massachusetts
4059 Housing and Shelter Alliance for the purpose of reducing the incidence of chronic homelessness
4060 in the commonwealth; provided, that the Massachusetts Housing and Shelter Alliance shall be
4061 solely responsible for the administration of this program; provided further, that the
4062 Massachusetts Housing and Shelter Alliance shall file a report with the clerks of the house and
4063 senate, the undersecretary of the department of housing and community development and the
4064 chairs of the house and senate committees on ways and means not later than March 1, 2012, the
4065 number of people served, the average cost per participant, the demographics of those served,
4066 whether participants have previously received government services and any projected cost-
4067 savings in other state-funded programs $1,200,000

4068 7004-0108 For a program of short-term housing assistance for (i) families that would
4069 otherwise be eligible for temporary emergency family shelter pursuant to section 30 of chapter
4070 23B of the General Laws and all other applicable statutory and regulatory requirements and (ii)
4071 for families where the head of household is 21 years of age or younger provided such families
4072 have successfully exited a young parents congregate shelter as described in line item 7004-0101;
4073 provided further, that the assistance may include, but shall not be limited to: payments of rent
4074 and utility arrears; a portion of the household's monthly rent, first month's rent, last month's
4075 rent, security deposit, utility charges, extraordinary medical bills so long as such assistance will
4076 maintain housing; (iii) immediate temporary housing arrangements, so long as such assistance
4077 will maintain housing for the family; provided further, that assistance towards a portion of the
4078 households' monthly rent shall be an eligible use of funds hereunder only in the event that the
4079 monthly rent for the housing does not exceed 80% of the fair market rent for such housing, as
4080 determined in accordance with the U.S. Department of Housing and Urban Development;
4081 provided further, that the administering agency shall be able to allow for a higher monthly rent in
4082 the event that a household transitioning to housing pursuant to this line item from another time-
4083 limited assistance program would be displaced due to the restriction on fair market rent or if the
4084 administering agency has been unable to find a feasible rental property in a reasonable amount of
4085 time due to the lack of safe available rental housing in the region; provided further, that eligible
4086 families shall not pay more than 35% of household income towards rent utilities; provided
4087 further, that a family's eligibility for such assistance shall not exceed a period of 36 successive
4088 months; provided further, that such payments shall not exceed (1) $4,000 for the initial 12 month
4089 period for which the family receives assistance hereunder, or (2) if assistance is used for a
4090 portion of the household's monthly rent and utility costs, the difference between 35% of

4091 household income and the monthly cost of rent and utilities for such housing; provided further,
4092 that assistance shall be reduced by (1) 5% for each of the next 12 month periods for which the
4093 family receives assistance hereunder, or (2) such lesser amount as maintains the eligible family's
4094 contribution towards rent and utilities at not more than 35% of household income; provided
4095 further, that a family that exceeds the income eligibility criteria pursuant to section 30 of chapter
4096 23B of the General Laws shall be eligible for continued assistance hereunder so long as they
4097 meet the requirements of their housing stabilization plan and do not exceed 50 per cent of area
4098 median income; provided further, that the continued eligibility of the family shall be determined
4099 on an annual basis; provided further, that benefits under this item shall be provided only to
4100 residents who are citizens of the United States or aliens lawfully admitted for permanent
4101 residence or otherwise permanently residing under color of law in the United States; provided
4102 further, that the department shall take all steps necessary to enforce regulations to prevent abuse
4103 in the short-term housing transition program including a wage match agreement with the
4104 department of revenue; provided further, that a family that would otherwise be eligible for
4105 temporary emergency family shelter that applies for assistance and is directed to this program
4106 shall have housing made immediately available to them or be able to access shelter if no other
4107 viable option exists until an apartment is available for the family to rent utilizing benefits
4108 hereunder; provided further, that assistance received under this program shall render a family
4109 that did not make a good faith effort to secure an apartment or did not make a good faith effort to
4110 follow their housing stabilization plan ineligible for benefits pursuant to section 30 of chapter
4111 23B and short-term housing transition benefits for a period of no more than 24 months from the
4112 later of the date upon which the family exits a temporary emergency family shelter or a monthly
4113 rental assistance payments is made to or on behalf of the family or 12 months for a family that

4114 received assistance only for rent arrears, utility charges or extraordinary medical bills, provided
4115 further, that no family with a head of household who is over the age of 60 years or disabled will
4116 be denied emergency family shelter benefits because of participation in this program or failure to
4117 meet the goals established in a housing stabilization plan; provided further, that the department,
4118 as a condition of continued eligibility for assistance pursuant to this program, may require
4119 disclosure of social security numbers by all members of a family in the Massachusetts short-term
4120 housing transition program for use in verification of income with other agencies, departments
4121 and executive offices; provided further, that any family in which a member of the family shall
4122 fail to provide a social security number for use in verifying the family's income and eligibility
4123 shall no longer be eligible to receive benefits from the short-term housing transition program;
4124 provided further, that the department shall administer the short-term housing transition program
4125 through the following agencies unless and until administering agencies are otherwise procured
4126 by the department: Berkshire Housing Development Corp., Central Massachusetts Housing
4127 Alliance, Community Teamwork, Inc., Housing Assistance Corp., Franklin County Housing and
4128 Redevelopment Authority, Hap, Inc., Metropolitan Boston Housing Partnership, South
4129 Middlesex Opportunity Council, Inc., and South Shore Housing Development Corporation and
4130 RCAP Solutions, Inc; provided further, that the department of housing and community
4131 development shall reallocate financing based on performance based statistics from under-
4132 performing service providers to above average service providers in order to move as many
4133 families from hotel, motels, or shelters into more sustainable housing; provided further, that the
4134 department shall use funds provided for this program for stabilization workers to focus efforts on
4135 housing retention, and link households to supports including job training, education, job search,
4136 and childcare opportunities available and may enter into agreements with other public and

4137 private agencies for the provision of such services, and that a stabilization worker shall be
4138 assigned to each household; provided further, that all of this item shall be subject to
4139 appropriation and, in the event of a deficiency, nothing in this item shall give rise to or shall be
4140 construed as giving rise to any enforceable right or entitlement to services in excess of the
4141 amounts appropriated in this item; and provided further, that the department shall issues rules
4142 and regulations for the short-term housing transition program $38,561,732

4143 7004-3036 For housing services and counseling; provided, that funds shall be
4144 expended as grants to 9 regional housing consumer education centers operated by the regional
4145 nonprofit housing authorities; provided further, that the grants shall be through a competitive
4146 application process under criteria created by the department; provided further, that the
4147 department shall submit annual reports to the secretary of administration and finance, the house
4148 and senate committees on ways and means and the joint committee on housing detailing all
4149 expenditures of the program, including each regional housing consumer education center, the
4150 total number of persons who received information and referral services, the costs for such
4151 services rendered per consumer and the identification of consumer issues and trends; provided
4152 further, that the department shall report to the house and senate committees on ways and means
4153 not later than March 1, 2012 on possible savings and efficiencies that may be realized through
4154 the consolidation of said services; and provided further, that no funds shall be expended from
4155 this item in the AA object class for the compensation of state employees $1,495,996

4156 7004-3045 For a tenancy preservation program for neutral party consultation services
4157 in eviction cases before the housing court department of the Massachusetts trial court for
4158 individuals with disabilities and for families that contain individuals with disabilities if the
4159 disability is directly related to the reason for eviction $250,000

4160 7004-4314 For the expenses of a service coordinators program established by the
4161 department to assist tenants residing in housing developed pursuant to sections 39 and 40 of
4162 chapter 121B of the General Laws to meet tenancy requirements in order to maintain and
4163 enhance the quality of life in that housing $350,401

4164 7004-9005 For subsidies to housing authorities and nonprofit organizations including
4165 funds for deficiencies caused by certain reduced rentals in housing for the elderly, handicapped,
4166 veterans and relocated persons under sections 32 and 40 of chapter 121B of the General Laws;
4167 provided, that notwithstanding any general or special law to the contrary, all housing authorities
4168 operating elderly public housing shall offer first preference for elderly public housing units
4169 which are vacant on the effective date of this act, and thereafter, to those persons 60 years of age
4170 or older as of June 30, 2011, receiving rental assistance from the Massachusetts rental voucher
4171 program; provided further, that the department may expend funds appropriated in this item for
4172 deficiencies caused by certain reduced rentals which may be anticipated in the operation of
4173 housing authorities for the first quarter of the subsequent fiscal year; provided further, that no
4174 monies shall be expended from this item for the purpose of reimbursing the debt service reserve
4175 included in the budgets of housing authorities; provided further, that no funds shall be expended
4176 from this item in the AA object class for the compensation of state employees; provided further,
4177 that the amount appropriated in this item shall be considered to meet any and all obligations
4178 under said sections 32 and 40 of said chapter 121B; provided further, that any new reduced rental
4179 units developed in fiscal year 2012 eligible for subsidies under this item shall not cause any
4180 annualization that results in an amount exceeding the amount appropriated in this item; and
4181 provided further, that all funds in excess of normal utilities, operations and maintenance costs
4182 may be expended for capital repairs; and provided further, that the administration shall make

4183 every attempt to direct efforts toward rehabilitating local housing authority family units requiring
4184 $10,000 or less in repairs $62,500,000

4185 7004-9024 For a program of rental assistance for low-income families and elderly
4186 persons through mobile and project-based vouchers; provided, that rental assistance shall only be
4187 paid under a program to be known as the Massachusetts rental voucher program; provided
4188 further, that the income of the households shall not exceed 200 per cent of the federal poverty
4189 level; provided further, that the department may award mobile vouchers to eligible households
4190 currently occupying project-based units that shall expire due to the nonrenewal of project-based
4191 rental assistance contracts; provided further, that the department, as a condition of continued
4192 eligibility for vouchers and voucher payments, may require disclosure of social security numbers
4193 by participants and members of participants' households in the Massachusetts rental voucher
4194 program for use in verification of income with other agencies, departments and executive offices;
4195 provided further, that any household in which a participant or member of a participant's
4196 household shall fail to provide a social security number for use in verifying the household's
4197 income and eligibility shall no longer be eligible for a voucher or to receive benefits from the
4198 voucher program; provided further, that the vouchers shall be in varying dollar amounts and shall
4199 be set by the department based on considerations, including, but not limited to, family size,
4200 composition, income level and geographic location; provided further, that notwithstanding any
4201 general or special law to the contrary, the monthly dollar amount of each voucher shall be the
4202 department-approved total monthly rent of the unit less the monthly amount paid for rent by the
4203 household; provided further, that notwithstanding any general or special law to the contrary, the
4204 use of rent surveys shall not be required in determining the amounts of the mobile vouchers or
4205 the project-based units; provided further, that any household which is proven to have caused

4206 intentional damage to its rental unit in an amount exceeding 2 month's rent during any 1-year
4207 lease period shall be terminated from the program; provided further, that notwithstanding any
4208 general or special law to the contrary, a mobile voucher whose use is or has been discontinued
4209 shall be re-assigned within 90 days; provided further, that the department shall pay agencies
4210 $32.50 per voucher per month for the costs of administering the program; provided further, that
4211 subsidies shall not be reduced for the cost of accommodating the cost of the inspections;
4212 provided further, that notwithstanding any general or special law to the contrary, each household
4213 holding a project-based voucher shall pay at least 30 per cent but not more than 40 per cent of its
4214 income as rent, and each household holding a mobile voucher shall pay at least 30 per cent but
4215 not more than 40 per cent of its income as rent; provided further, that the department shall
4216 establish the amounts of the mobile vouchers and the project-based vouchers so that the
4217 appropriation in this item is not exceeded by payments for rental assistance and administration;
4218 provided further, that the department shall not enter into commitments which shall cause it to
4219 exceed the appropriation set forth in this item; provided further, that the households holding
4220 mobile vouchers shall have priority for occupancy of the project-based dwelling units in the
4221 event of a vacancy; provided further, that the department may impose certain obligations for
4222 each participant in the Massachusetts rental voucher program through a 12-month contract which
4223 shall be executed by the participant and the department; provided further, that such obligations
4224 may include, but shall not be limited to, job training, counseling, household budgeting and
4225 education, as defined in regulations promulgated by the department and to the extent these
4226 programs are available; provided further, that each participant shall be required to undertake and
4227 meet these contractually established obligations as a condition for continued eligibility in the
4228 program; provided further, that for continued eligibility, each participant shall execute this 12-

4229 month contract on or before September 1, 2011, if the participant's annual eligibility
4230 recertification date occurs between June 30, 2011 and September 1, 2011, and otherwise on or
4231 before the annual eligibility recertification date; provided further, that any participant who is
4232 over the age of 60 years or who is disabled may be exempted from any obligations unsuitable
4233 under particular circumstances; provided further, that no funds shall be expended from this item
4234 in the AA object class for the compensation of state employees; provided further, that the
4235 department may assist housing authorities, at their written request, in the immediate
4236 implementation of a homeless prevention program utilizing alternative housing resources
4237 available to them for low-income families and the elderly by designating participants in the
4238 Massachusetts rental voucher program as at risk of displacement by public action through no
4239 fault of their own; provided further, that participating local housing authorities may take all steps
4240 necessary to enable them to transfer mobile voucher program participants from the
4241 Massachusetts rental voucher program into another housing subsidy program; and provided
4242 further, that the department of housing and community development shall strive to avoid a
4243 reduction in the value of the Massachusetts rental voucher from its value as of June 30, 2011
4244 $36,000,000

4245 7004-9030 For the transitional rental assistance program established under section 16
4246 of chapter 179 of the acts of 1995; provided, that notwithstanding any general or special law to
4247 the contrary, the transitional rental assistance shall be in the form of mobile vouchers; provided
4248 further, that the vouchers shall be in varying dollar amounts set by the department based on
4249 considerations including, but not limited to, household size, composition, household income and
4250 geographic location; provided further, that any household which is proven to have caused
4251 intentional damages to its rental unit in an amount exceeding 2 months' rent during any 1 year

4252 shall be terminated from the program; provided further, that the department shall pay agencies
4253 that administer this program an allowance not to exceed $25 per voucher per month for the costs
4254 of administration; provided further, that notwithstanding any general or special law to the
4255 contrary, there shall be no maximum percentage applicable to the amount of income paid for rent
4256 by each household holding a mobile voucher, but each household shall be required to pay not
4257 less than 25 per cent of its net income, as defined in regulations promulgated by the department,
4258 for units if payment of utilities is not provided by the unit owner, or not less than 30 per cent of
4259 its income for units if payment of utilities is provided by the unit owner; provided further, that
4260 payments for the transitional rental assistance may be provided in advance; provided further, that
4261 the department shall establish the amounts of the mobile vouchers so that the appropriation in
4262 this item is not exceeded by payments for rental assistance and administration; provided further,
4263 that the department shall not enter into commitments which will cause it to exceed the
4264 appropriation set forth in this item; provided further, that the amount of a rental assistance
4265 voucher payment for an eligible household shall not exceed the rent less the household's
4266 minimum rent obligation; provided further, that the word rent, as used in this item, shall mean
4267 payments to the landlord or owner of a dwelling unit under a lease or other agreement for a
4268 tenant's occupancy of the dwelling unit, but shall not include payments made by the tenant
4269 separately for the cost of heat, cooking fuel and electricity; provided further, that the department
4270 shall submit an annual report to, the secretary of administration and finance, and the house and
4271 senate committees on ways and means detailing expenditures, the number of outstanding rental
4272 vouchers and the number and types of units leased; provided further, that consistent with chapter
4273 179 of the acts of 1995, the amount appropriated in this item shall not annualize to more than

4274 $4,000,000 in fiscal year 2013; and provided further, that the program shall provide funding for
4275 not more than 800 mobile vouchers $3,450,000

4276 7004-9033 For rental subsidies to eligible clients of the department of mental health;
4277 provided, that the department shall establish the amounts of such subsidies so that payment
4278 thereof and of any other commitments from this item shall not exceed the amount appropriated
4279 herein $4,000,000

4280 7004-9315 The department of housing and community development may expend for
4281 the administration and monitoring of the low-income housing tax credit and local administration
4282 programs an amount not to exceed $2,323,853 from revenue collected from fees collected under
4283 Executive Order No. 291, pertaining to low-income housing tax credits, for the costs of
4284 administering and monitoring the programs, including the costs of personnel, subject to the
4285 approval of the director of the department; provided, that notwithstanding any general or special
4286 law to the contrary and for the purpose of accommodating timing discrepancies between the
4287 receipt of retained revenues and related expenditures, the department may incur expenses and the
4288 comptroller may certify for payment amounts not to exceed the lower of this authorization or the
4289 most recent revenue estimate as reported in the state accounting system $2,323,853

4290 7004-9316 For a program to provide assistance for homeless families moving into
4291 subsidized or private housing and families at risk of becoming homeless due to a significant
4292 reduction of income or increase in expenses; provided, that the amount of financial assistance
4293 shall not exceed $2,500 per family; provided further, that funds may be used for security
4294 deposits, first and last month's rent, electric, gas, sewer and water utility payments for utility
4295 arrearages incurred on or after December 1, 2007; provided further, that assistance shall be

4296 administered by the department through contracts with the regional non-profit housing agencies;
4297 provided further, that no assistance shall be provided to any family with an income in excess of
4298 50 per cent of the area median income; provided further, that prior to authorizing a residential
4299 assistance payment for a family, the non-profit housing agency shall make a finding that the
4300 family experienced a significant reduction of income or increase in expenses and has secured
4301 new income or a change in circumstances and that the payment will enable the family to retain
4302 its current housing, obtain new housing or otherwise avoid homelessness; provided further, that
4303 in making these findings the agency shall, unless the facts of the case warrant otherwise, apply a
4304 presumption that the payment will enable a family to retain its housing, obtain new housing or
4305 otherwise avoid homelessness if the family is paying less than or equal to 50 per cent of its
4306 income for that housing; provided further, that a family who is paying more than 50 per cent of
4307 its income for its housing shall be provided a fair opportunity to establish that a residential
4308 assistance payment will enable it to retain its housing, obtain new housing or otherwise avoid
4309 homelessness; provided further, that residential assistance payments may be made through direct
4310 vendor payments according to standards to be established by the department; provided further,
4311 that the agencies shall establish a system for referring families approved for residential assistance
4312 payments who the agencies determine would benefit from these services to existing community-
4313 based programs that provide additional housing stabilization supports, including assistance in
4314 obtaining housing subsidies and locating alternative housing that is safe and affordable for those
4315 families; provided further, that the program shall be administered under guidelines established by
4316 the department; and provided further, that the department shall provide a status report to the
4317 secretary of administration and finance and the house and senate committees on ways and means
4318 not later than March 1, 2012, that includes, but is not limited to, all program expenditures, the

4319 number of recipients of the funds, the housing status of the recipients before and after receiving
4320 assistance, the purposes for which each family used the assistance, the administrative costs and
4321 other related costs of the program, including whether such recipient resided or continues to
4322 reside in state or federal public housing and any other information necessary to determine the
4323 effectiveness of the program $260,000

4324 Office of Consumer Affairs and Business Regulation.

4325 7006-0000 For the office of the director of consumer affairs and business regulation,
4326 including expenses of an administrative services unit $770,019

4327 7006-0043 For the office of consumer affairs which may expend for the
4328 administration and enforcement of the home improvement contractor program an amount not to
4329 exceed $500,000 from the revenue collected from fees for the registration and renewal of home
4330 improvement contractor registrations under section 11 of chapter 142A of the General Laws;
4331 provided, that notwithstanding any general or special law to the contrary, for the purpose of
4332 accommodating timing discrepancies between the receipt of revenues and related expenditures,
4333 the department may incur expenses and the comptroller may certify for payment the amounts not
4334 to exceed the lower of this authorization or the most recent revenue estimate, as reported in the
4335 state accounting system $500,000

4336 Division of Banks.

4337 7006-0010 For the operation of the division of banks; provided, that notwithstanding
4338 any general or special law to the contrary, the division shall assess 100 per cent of the amount
4339 appropriated in this item, and the associated fringe benefits costs for personnel paid from this

4340 item, upon financial institutions which the division currently regulates under section 2 of chapter
4341 167 of the General Laws $13,203,351

4342 7006-0011 For the costs incurred by the division of banks associated with licensure of
4343 loan originators pursuant to chapter 255F of the General Laws; provided, that the division may
4344 expend revenues in an amount not to exceed $2,650,000 from the revenue received from
4345 administrative fees associated with the licensure fees and from civil administrative penalties
4346 pursuant to said chapter 255F; provided further, that the division may expend from such revenue
4347 an amount to be determined by the commissioner of banks as grants for the operation of a
4348 program for best lending practices, first-time homeowner counseling for non-traditional loans
4349 and 10 or more foreclosure education centers pursuant to section 16 of chapter 206 of the acts of
4350 2007, and that the grants shall be awarded through a competitive application process under
4351 criteria created by the division and that no funds shall be expended from this item in the AA
4352 object class for the compensation of state employees for such program; and provided further, that
4353 notwithstanding any general or special law to the contrary, for the purpose of accommodating
4354 timing discrepancies between the receipt of revenues and related expenditures, the commissioner
4355 may incur expenses and the comptroller may certify for payment the amounts not to exceed the
4356 lower of this authorization or the most recent revenue estimate, as reported in the state
4357 accounting system $2,650,000

4358 Division of Insurance.

4359 7006-0020 For the operation of the division of insurance, including the expenses of
4360 the board of appeal on motor vehicle policies and bonds and the associated fringe benefits costs
4361 for personnel paid from this item and certain other costs of supervising motor vehicle liability

4362 insurance and the expenses of the fraudulent claims board; provided, that the positions of counsel
4363 I and counsel II shall not be subject to chapter 31 of the General Laws; provided further, that
4364 notwithstanding any general or special law to the contrary, 100 per cent of the amount
4365 appropriated in this item, and the associated fringe costs of personnel paid from this item, shall
4366 be assessed upon the institutions which the division currently regulates under general or special
4367 laws or regulations, except for licensed business entity producers; provided further, that the
4368 assessment shall be in addition to any and all assessments currently assessed upon the institutions
4369 $11,731,274

4370 7006-0029 For the operation of the health care access bureau of the division of
4371 insurance; provided, that under section 7A of chapter 26 of the General Laws, the full amount
4372 appropriated in this item, as well as the associated fringe benefits costs for personnel paid from
4373 this item, shall be assessed upon the carriers licensed under chapters 175, 176A, 176B and 176G
4374 of the General Laws $1,100,000

4375 Division of Professional Licensure.

4376 7006-0040 For the operation and administration of the division of professional
4377 licensure; provided, that of the funds appropriated in this item, sufficient monies shall be
4378 expended for the reduction of case backlog at the boards of registration; provided further, that the
4379 division shall at all times employ not less than 2 hearing officers to facilitate the processing of
4380 cases pending before the various boards; and provided further, that the position of investigator of
4381 radio and television technicians shall not be subject to chapter 31 of the General Laws
4382 $2,272,285

4383 7006-0110 For the operation of the state racing commission $1,540,878

4384 7006-0140 For distribution to each city and town within which racing meetings are
4385 conducted under section 18D of chapter 58 of the General Laws $1,150,000

4386 7006-0151 For the division of professional licensure which may expend for the
4387 oversight of proprietary schools an amount not to exceed $540,123; provided, that no
4388 expenditures made in advance of the receipts shall be permitted to exceed 50 per cent of the
4389 amount of revenues projected by the first quarterly statement required by section 1B
4390 $540,123

4391 Division of Standards.

4392 7006-0060 For the operation of the division of standards $741,007

4393 7006-0066 For the support of the division of standards' municipal inspection efforts;
4394 provided, that up to 15 per cent of the amount appropriated herein may be expended for
4395 administrative costs of the division $160,372

4396 7006-0067 For the division of standards; provided, that the division may expend for
4397 enforcement of weights and measures laws an amount not to exceed $58,751 from revenues
4398 received from item pricing violations collected through municipal inspection efforts, and from
4399 weights and measures fees and fines collected from cities and towns $58,751

4400 7006-0068 For the division of standards; provided, that the division may expend an
4401 amount not to exceed $360,000 from revenue received from license fees assessed to owners of
4402 motor vehicle repair shops $360,000

4403 Department of Telecommunications and Cable.

4404 7006-0071 For the operation of the department of telecommunications and cable;
4405 provided, that notwithstanding the second sentence of section 7 of chapter 25C of the General
4406 Laws, the assessments levied for fiscal year 2012 under this section shall be made at a rate
4407 sufficient to produce 100 per cent of the amount appropriated in this item, and the associated
4408 fringe benefits costs for personnel paid from this item $2,708,411

4409 Department of Business Development.

4410 7007-0300 For the operation of the Massachusetts office of business development,
4411 which shall include the operation and support of capital grants programs, including the
4412 Massachusetts Opportunity Relocation and Expansion Jobs Capital Program established in
4413 chapter 123 of the acts of 2006, and for marketing and promoting the commonwealth in order to
4414 attract and retain targeted businesses and industries $1,624,028

4415 7007-0500 For the operation and maintenance of the Massachusetts Biotechnology
4416 Research Institute for the purpose of promoting the commercialization of new, academic-based
4417 research and development, and raising the scientific awareness of the communities of the
4418 commonwealth $200,000

4419 7007-0800 For a grant for the state match for a small business development center;
4420 provided, that no funds shall be expended from this item until such time as the United States
4421 Small Business Administration has made a payment or has executed a contract to pay the
4422 University of Massachusetts at Amherst for the operation of the center; provided further, that the
4423 funds expended from this item shall not exceed 25 per cent of the gross operating cost of said
4424 center; provided further, that not more than $300,000 of the amount appropriated herein shall be
4425 expended for the purpose of operating federal procurement technical assistance services within

said center; provided further, that the services shall include, but not be limited to, assisting businesses in securing federal contracts, obtaining contract financing, generating responses to requests-for-proposals, interpreting bid documents, providing educational workshops and seminars and for the electronic identification and tracking of federal bid opportunities; provided further, that funds expended for the purpose of operating federal procurement technical assistance services within said center shall be subject to the receipt of matching funds from federal or private sources, including the United States Department of Defense; and provided further, that quarterly expenditure reports shall be filed with the house and senate committees on ways and means $704,286

7007-0801 For microlending grants of up to $100,000 to be issued to established Community Development Financial Institutions making direct microenterprise and small business loans to borrowers on a regional basis, as well as providing technical assistance to applicants and borrowers in order to foster business establishment and success; provided, that the funds will be used to support the eligible organization's lending and technical assistance activities …….. $200,000

7007-0951 For the operation of the Commonwealth Zoological Corporation pursuant to chapter 92B of the General Laws; provided, that funds appropriated in this item shall be expended for the purposes of promoting private fundraising, achieving self-sufficiency and serving as a catalyst for urban economic development and job opportunities for local residents; provided further, that the corporation shall take all steps necessary to increase the amount of private funding available for the operation of the zoos; provided further, that funding in this item may not be transferred through interdepartmental service agreements; provided further, that the corporation shall report to the house and senate committees on ways and means not later than

4449 February 1, 2012, on the status of, and amounts collected from, the private fundraising and
4450 enhanced revenue efforts identified in the draft Massachusetts Zoos Business and Operations
4451 Plan, dated December 1996; and provided further, that not less than $750,000 shall be expended
4452 on a matching program to encourage private and corporate donations to support the Franklin
4453 Park Zoo and Stone Zoo $3,500,000

4454 Massachusetts Marketing Partnership.

4455 7008-0900 For the operation of the Massachusetts office of travel and tourism;
4456 provided, that the office shall be the official and lead agency to facilitate and attract major sports
4457 events and championships in the commonwealth; provided further, that the office shall be the
4458 official and lead agency to facilitate motion picture production and development within the
4459 commonwealth; provided further, that funds appropriated within this item shall also be used for
4460 financial assistance to local tourist councils pursuant to section 14 of chapter 23A of the General
4461 Laws; and provided further, that not less than $200,000 shall be expended as grants for the Bay
4462 State Games $1,988,167

4463 Massachusetts Tourism Fund 100%

4464 7008-1000 For assistance to regional tourist councils under section 14 of chapter 23A
4465 of the General Laws; provided, that notwithstanding any general or special law or rule or
4466 regulation to the contrary, each of the councils may expend an amount not to exceed 20 per cent
4467 of the funds appropriated in this item for the cost of administrative services $6,000,000

4468 Massachusetts Tourism Fund 100%

4469 7008-1300 For the operation of the Massachusetts International Trade

4470 Office.....$100,000

4471 Massachusetts Tourism Fund 100%

4472 EXECUTIVE OFFICE OF LABOR AND WORKFORCE DEVELOPMENT.

4473 Office of the Secretary.

4474 7002-0100 For the operation of the executive office of labor and workforce

4475 development, including the divisions under the control of the department; provided, that not later

4476 than January 3, 2012, the director of workforce development shall submit to the house and senate

4477 committees on ways and means a report describing the job training services, including labor

4478 exchange, skills training and remedial education services related thereto which have been

4479 provided during the course of the fiscal year, systems for delivery, the costs and the sources of

4480 revenue for such services $726,875

4481 7002-0170 For the provision of information technology services within the executive

4482 office of labor and workforce development $240,284

4483 Department of Labor Standards.

4484 7002-0200 For the operation of the department of labor standards; provided, that the

4485 division may employ staff not subject to chapter 31 of the General Laws for a program to

4486 evaluate asbestos levels in public schools and other public buildings; proved further, that

4487 $278,747 shall be made available to fund the Division of Apprentice Training $2,022,215

4488 7002-0201 For the department of labor standards; provided, that the division may

4489 expend an amount not to exceed $452,850 received from fees authorized under section 3A of

4490 chapter 23 of the General Laws and civil fines issued under section 197B of chapter 111 of the
4491 General Laws, section 46R of chapter 140 of the General Laws and section 6F1/2 of chapter 149
4492 of the General Laws $452,850

4493 7002-0500 For the operation and administrative expenses of the division of industrial
4494 accidents; provided, that said division shall submit a report not later than February 1, 2012 to the
4495 house and senate committees on ways and means detailing the scope, objective and results of
4496 grant recipients' safety training program; provided further, that the General Fund shall be
4497 reimbursed the amount appropriated in this item and for associated indirect and direct fringe
4498 benefit costs from assessments levied pursuant to section 65 of chapter 152 of the General Laws
4499 $19,106,544

4500 7002-0900 For the operation of the division of labor relations $1,809,882

4501 7002-0901 For the division of labor relations which may expend for the operation of
4502 the division an amount not to exceed $100,000 from fees collected under section 3B of chapter 7
4503 of the General Laws or section 6 of chapter 150 of the General Laws; provided, that the first
4504 $100,000 of such fees collected by the division shall be deposited into the General Fund and any
4505 fees collected in excess of $200,000 shall be deposited into the General Fund; and provided
4506 further, that notwithstanding any general or special law to the contrary, for the purpose of
4507 accommodating discrepancies between the receipt of retained revenues and related expenditures,
4508 the department may incur expenses and the comptroller may certify for payment amounts not to
4509 exceed the lower of this authorization or the most recent revenue estimate, as reported in the
4510 state accounting system $100,000

4511 Department of Career Services.

4512 7003-0605 For the operation and maintenance of the Massachusetts Manufacturing
4513 Extension Partnership for the purpose of maintaining and promoting manufacturing as an integral
4514 part of the economy of the commonwealth and for programs designed to assist small and mid-
4515 sized manufacturing companies $325,000

4516 7003-0702 For the Massachusetts Service Alliance to administer State Service Corps
4517 grants and provide training and support to volunteer and service organizations; provided, that not
4518 less than $250,000 shall be expended for the New England Farm Workers Council; provided
4519 further, that not less than $250,000 shall be expended for the Urban League of Eastern
4520 Massachusetts; provided further, that programs that develop, promote and protect Latino
4521 businesses and communities in Massachusetts that were funded in the fiscal year 2010 general
4522 appropriations act shall receive the same level of funding as appropriated to said program in item
4523 7003-0702 in chapter 27 of the acts of 2009; and provided further, that programs supporting and
4524 promoting cultural heritage and diversity and education, career development and employment
4525 service programs in the city of Boston in the city of Boston that were funded in the fiscal year
4526 2009 general appropriations act shall receive 50 per cent of the amount appropriated to said
4527 program in item 7003-0702 in the chapter 182 of the acts of 2008
4528 ……...… $1,350,000

4529 7003-0803 For the one-stop career centers $4,994,467

4530 EXECUTIVE OFFICE OF EDUCATION.

4531 Office of the Secretary of Education.

4532 7009-1700 For the operation of information technology services within the executive
4533 office of education $7,800,454

4534 7009-6379 For the operation of the office of the secretary of education; provided, that
4535 agencies within the executive office may, with the prior approval of the secretary, streamline and
4536 improve administrative operations under interdepartmental service agreements $726,986

4537 Department of Elementary and Secondary Education.

4538 7010-0005 For the operation of the department of elementary and secondary
4539 education $12,767,009

4540 7010-0012 For grants to cities, towns and regional school districts for payments of
4541 certain costs and related expenses for the program to eliminate racial imbalance established
4542 under section 12A of chapter 76 of the General Laws; provided, that funds shall be made
4543 available for payment for services rendered by METCO, Inc. and Springfield public schools;
4544 provided further, that the secretary of education., shall report, no later than July 1, 2012, to the
4545 house and senate committees on ways and means on student achievement growth by METCO
4546 students relative to their peers in both sending and receiving districts and on the academic
4547 success of former METCO students who attended two and four year public colleges and
4548 universities in the commonwealth relative to their peers from both sending and receiving districts
4549 at said public institutions of higher education; including enrollment in remedial coursework,
4550 grade point averages, and college graduation rates; and provided further, that METCO, Inc., shall
4551 make available to the secretary of education information necessary to complete said report
4552 $17,642,582

4553 7010-0020 For the Bay State Reading Institute; provided, that the program shall be
4554 administered under contract to Middlesex Community College in programmatic collaboration
4555 with Framingham State College and Fitchburg State College; provided further, that the Institute

4556 shall provide literacy based intervention in schools and districts at risk of or determined to be
4557 underperforming in accordance with sections 1J and 1K of chapter 69 of the General Laws; and
4558 provided further, that funds appropriated in this item for this initiative may be expended through
4559 June 30, 2013 $400,000

4560 7010-0033 For literacy and early literacy programs; provided, that these programs
4561 shall provide ongoing evaluation of the outcomes thereof and shall document the outcomes
4562 annually to the department and to the house and senate committees on ways and means
4563 $3,147,940

4564 7030-1005 For Reading Recovery, a one-to-one, early intervention, individual tutorial
4565 literacy program designed as a pre-special education referral and short-term intervention for
4566 children who are at risk of failing to read in the first grade; provided, that said program shall
4567 provide ongoing documentation and evaluation of results $400,000

4568 7027-1004 For English language acquisition professional development to improve the
4569 academic performance of English language learners and effectively implement sheltered English
4570 immersion as outlined in chapter 71A of the General Laws; provided, that the department shall
4571 only approve professional development courses and offerings with proven, replicable results in
4572 improving teacher performance, and which shall have demonstrated the use of best practices, as
4573 determined by the department, including data comparing pre-training and post-training
4574 knowledge; provided further, that the department shall, not later than February 15, 2012, provide
4575 a report on the number of educators who have received such training since passage of said
4576 chapter 71A, the estimated number who need such additional training, and a review and analysis
4577 of the most effective types of professional development and the most common gaps in the

4578 knowledge base of educators implementing English immersion and teaching English language
4579 acquisition, along with legislative or regulatory recommendations of the department; provided
4580 further, that said report shall be provided to the secretary of administration and finance, the
4581 senate president, the speaker of the house, the chairs of the house and senate committees on ways
4582 and means and the house and senate chairs of the joint committee on education; provided further,
4583 that funds may be expended through August 31, 2012; and provided further, that no funds shall
4584 be expended for personnel costs $364,937

4585 7028-0031 For the expenses of school age children in institutional schools under
4586 section 12 of chapter 71B of the General Laws; provided, that the department may provide
4587 special education services to eligible inmates in county houses of correction; provided further,
4588 that the department of youth services shall continue to collaborate with the department of
4589 elementary and secondary education in order to align curriculum at the department of youth
4590 services with the statewide curriculum frameworks and to ease the reintegration of youth from
4591 facilities at the department of youth services into regular public school settings; and provided
4592 further, that the department of elementary and secondary education, in conjunction with the
4593 commissioner of youth services, shall submit a report on progress made to the house and senate
4594 committees on ways and means not later than December 1, 2011 $7,345,373

4595 7030-1002 For kindergarten expansion grants to provide grant awards to continue
4596 quality enhancement of existing full-day kindergarten classrooms and to encourage transition of
4597 half-day kindergarten classrooms into full-day kindergarten classrooms; provided, that the
4598 department shall administer a grant program to encourage the voluntary expansion of high
4599 quality, full-day kindergarten education throughout the commonwealth; provided further, that
4600 grants funded through this appropriation shall not annualize to more than $18,000 per classroom

4601 in subsequent fiscal years; provided further, that preference shall be given to grant applicants
4602 with high percentages of students scoring in levels 1 or 2 on the Massachusetts comprehensive
4603 assessment system exam, and schools districts which serve free or reduced lunch to at least 35
4604 per cent of its students, as determined by the department based on available data; provided
4605 further, that any grant funds distributed from this item shall be deposited with the treasurer of
4606 such city, town or regional school district and held in a separate account and shall be expended
4607 by the school committee of such city, town or regional school district without further
4608 appropriation, notwithstanding any general or special law to the contrary; provided further, that
4609 such program shall supplement and shall not supplant currently funded local, state and federal
4610 programs at the school or district; provided further, that not later than January 17, 2012, the
4611 department shall report to the house and senate committees on ways and means on the total
4612 number of grants requested and awarded; provided further, that the report shall detail common
4613 factors associated with both successful and unsuccessful applications and shall include the total
4614 number of full-day and half-day kindergarten classrooms projected to be in operation in public
4615 schools in fiscal year 2012; provided further, that the commissioner of elementary and secondary
4616 education shall have discretion to grant funds for new programs to transition from half-day to
4617 full-day kindergarten; provided further, that all kindergarten programs previously funded through
4618 community partnership councils at the department of early education and care may receive grants
4619 from this item in amounts equal to the amounts they received in fiscal year 2011; and provided
4620 further, that no funds shall be expended for personnel costs $22,948,947

4621 7035-0002 For the provision and improvement of adult basic education services,
4622 including reading, writing and mathematics; provided, that grants shall be distributed to a diverse
4623 network of organizations which have demonstrated commitment and effectiveness in the

4624 provision of such services, and that are selected competitively by the department of elementary
4625 and secondary education; provided further, that such grants shall support the successful transition
4626 of students from other adult basic education programs to community college certificate and
4627 degree-granting programs; provided further, that such grants shall be contingent upon
4628 satisfactory levels of performance as defined and determined by the department; provided
4629 further, that in no case shall grants be considered an entitlement to a grant recipient; provided
4630 further, that the department shall consult with the community colleges and other service
4631 providers in establishing and implementing content, performance and professional standards for
4632 adult basic education programs and services; and provided further, that no funds shall be
4633 expended for personnel costs at the department of elementary and secondary education
4634 $27,702,108

4635 7035-0006 For reimbursements to regional school districts for the transportation of
4636 pupils; provided, that notwithstanding any general or special law to the contrary, the
4637 commonwealth's obligation shall not exceed the amount appropriated in this item; provided
4638 further, that the department of elementary and secondary education shall report to the house and
4639 senate committees on ways and means no later than February 1, 2012, on the cost of providing
4640 100% reimbursement for out-of-district transportation expenses to communities hosting
4641 homeless families in hotels and motels $40,521,000

4642 7035-0007 For reimbursements to cities, towns, regional vocational or county
4643 agricultural school districts, independent vocational school, or collaboratives for certain
4644 expenditures for transportation of nonresident pupils to any approved vocational-technical
4645 program of any regional or county agricultural school district, city, town, independent school or
4646 collaborative pursuant to section 8A of chapter 74 of the General Laws; provided, that should the

4647 amount appropriated herein be insufficient to fully fund said section 8A of said chapter 74, initial
4648 reimbursements made by the department of elementary and secondary education may be pro-
4649 rated by the department to all eligible cities, towns, regional vocational or county agricultural
4650 school districts, independent vocational school, or collaboratives; and provided further, that upon
4651 a determination by the department that the funds appropriated in this item are insufficient to meet
4652 the commonwealth's full obligation under said section 8A, the department shall, within 10 days,
4653 notify the secretary of administration and finance, the house and senate chairs of the joint
4654 committee on education and the chairs of the house and senate ways and means committees of
4655 the amount needed to fully fund said obligation $400,000

4656 7051-0015 For operating funds to distribute food for the Massachusetts emergency
4657 food assistance program $1,000,000

4658 7053-1909 For reimbursements to cities and towns for partial assistance in the
4659 furnishing of lunches to school children, including partial assistance in the furnishing of lunches
4660 to school children as authorized by section 6 of chapter 348 of the acts of 1948 as inserted by
4661 chapter 538 of the acts of 1951, and for supplementing funds allocated for the special milk
4662 program; provided, that notwithstanding any general or special law to the contrary, payments so
4663 authorized in the aggregate for partial assistance in the furnishing of lunches to school children
4664 shall not exceed the required state revenue match contained in Public Law 79-396, as amended,
4665 cited as the National School Lunch Act and in the regulations implementing the act
4666 $5,426,986

4667 7053-1925 For the school breakfast program for public and nonpublic schools and for
4668 grants to improve summer food programs during the summer school vacation period; provided,

4669 that funds shall be expended for the summer food service outreach program and the school
4670 breakfast outreach program; provided further, that within the summer food program, priority
4671 shall be given to extending such programs for the full summer vacation period and promoting
4672 increased participation in such programs; provided further, that the department of elementary and
4673 secondary education shall solicit proposals from returning sponsors and school food authorities
4674 in time for implementation of such grant program during the summer of 2012; provided further,
4675 that such grants shall only be awarded to sponsors who can demonstrate their intent to offer full
4676 summer programs or increase participation; provided further, that the department shall require
4677 sufficient reporting from each grantee to measure the success of such grant program; provided
4678 further, that the department shall select grantees for the program authorized by this item not later
4679 than March 30, 2012; provided further, that funds shall be expended for the universal school
4680 breakfast program in which all children in schools receiving funds under the program shall be
4681 provided free, nutritious breakfasts at no cost to them; provided further, that subject to
4682 regulations of the board that specify time and learning standards, breakfasts shall be served
4683 during regular school hours; provided further, that participation shall be limited to those
4684 elementary schools mandated to serve breakfast under section 1C of chapter 69 of the General
4685 Laws where 60 per cent or more of the students are eligible for free or reduced-price meals under
4686 the federally-funded school meals program; provided further, that the department shall select
4687 school sites for programs authorized by this item not later than November 16, 2011, and shall
4688 report to the house and senate committees on ways and means on the preliminary results of these
4689 grants not later than January 7, 2012; provided further, that nothing in the universal school
4690 breakfast program shall give rise to enforceable legal rights in any party or enforceable
4691 entitlement to services; and provided further, that the department shall select grantees for the

4692 program authorized by this item not later than March 30, 2012, prior appropriation continued
4693 $4,121,215

4694 7061-0008 For school aid to cities, towns, regional school districts, counties
4695 maintaining agricultural schools, independent vocational schools and independent agricultural
4696 and technical schools to be distributed under chapters 70 and 76 of the General Laws and section
4697 3 $3,990,812,680

4698 7061-0012 For the reimbursement of extraordinary special education costs under
4699 section 5A of chapter 71B of the General Laws; provided, that reimbursements shall be prorated
4700 so that expenses of this item do not exceed the amount appropriated in this item; provided
4701 further, that upon receipt by the department of elementary and secondary education of required
4702 special education cost reports from school districts, the department shall reimburse districts
4703 based on fiscal year 2011 claims; provided further, that the department may expend funds to
4704 continue and expand voluntary residential placement prevention programs between the
4705 department of elementary and secondary education and other departments within the executive
4706 office of health and human services that develop community-based support services for children
4707 and their families; provided further, that the department shall make no less than $6,500,000
4708 available to the department of developmental services for the voluntary residential placement
4709 prevention; provided further, that the department shall expend funds to provide books in
4710 accessible synthetic audio format made available through the federal NIMAS-NIMAC book
4711 repository for the outreach and training of teachers and students for the use of NIMAS-NIMAC
4712 and human speech audio digital textbooks; provided further, that the department shall expend
4713 funds for the costs of borrowing audio textbooks by special education students; provided further,
4714 that funds may be expended for the monitoring and follow-up activities of the department's

4715 complaint management system, review and approval of local educational agency applications,
4716 and local school districts' compliance with the part B requirements of the federal Special
4717 Education Law, known as the Individuals with Disabilities Education Act, in the provision of
4718 special education and related services to children with disabilities; provided further, that funds
4719 may be expended to administer the reimbursements funded herein; provided further, that funds
4720 may be expended to reimburse districts for extraordinary increases in costs incurred during fiscal
4721 year 2012 which would be reimbursable under said section 5A of said chapter 71B; provided
4722 further, that reimbursements for current year costs shall be limited to school districts which
4723 experience increases of greater than 25 per cent from costs reimbursable under said section 5A of
4724 said chapter 71B and incurred during fiscal year 2011 to costs reimbursable under said section
4725 5A of said chapter 71B and incurred during fiscal year 2012 or other cases of extraordinary
4726 hardship where special education costs increase in relationship to total district costs as the
4727 department may define through regulation or guidelines; provided further, that reimbursements
4728 for current year costs shall be allocated as one-time grants and shall not decrease reimbursements
4729 in the following fiscal year; provided further, that the department shall conduct audits of fiscal
4730 year 2011 claims; provided further, that if the claims are found to be inaccurate, the department
4731 shall recalculate the fiscal year 2012 reimbursement amount and adjust the third and fourth
4732 quarter payments to the districts to reflect the new reimbursement amount; and provided further,
4733 that the department shall file a report with the house and senate committees on ways and means
4734 not later than February 15, 2012, on the results of the audit $213,119,160

4735 7061-0029 For the office of school and district accountability, established in section
4736 55A of chapter 15 of the General Laws; provided, that notwithstanding said 55A of said chapter

4737 15 of the General Laws, the office shall perform not less than 20 school district audits for fiscal
4738 year 2012 $939,083

4739 7061-0033 For a reserve to assist towns negatively impacted by shortfalls in federal
4740 impact aid for the education of children in families employed by the federal government on
4741 military reservations located within the town's limits; provided, that any grants provided under
4742 this item shall be expended by a school committee without further appropriation $1,300,000

4743 7061-9010 For fiscal year 2012 reimbursements to certain cities, towns and regional
4744 school districts of charter school tuition and the per pupil capital needs component included in
4745 the charter school tuition amount for commonwealth charter schools, as calculated under
4746 subsections (ff) and (gg) of section 89 of chapter 71 of the General Laws; provided, that
4747 notwithstanding said subsection (ff) of said section 89 of said chapter 71 or any other general or
4748 special law to the contrary, the per pupil capital needs component of the commonwealth charter
4749 school tuition rate for fiscal year 2012 shall be $893; and provided further, that if the amount
4750 appropriated is insufficient to fully fund all reimbursements required by said section 89 of said
4751 chapter 71, the department shall fully reimburse the cost of such per pupil capital needs
4752 component and shall prorate the tuition reimbursements calculated under said subsection (gg) of
4753 said section 89 of said chapter 71; and provided further, that the Department may retain not more
4754 than one percent of tuition payments to charter schools for the administration of the charter
4755 school program $73,215,427

4756 7061-9200 For the education technology program $861,405

4757 7061-9400 For student and school assessment including the administration of the
4758 Massachusetts comprehensive assessment system exam established by the board of elementary

4759 and secondary education pursuant to sections 1D and 1I of chapter 69 of the General Laws and
4760 for grants to school districts to develop portfolio assessments for use in individual classrooms as
4761 an enhancement to student assessment; provided, that as much as is practicable, especially in the
4762 case of students whose performance is difficult to assess using conventional methods, such
4763 instruments shall include consideration of work samples and projects and shall facilitate
4764 authentic and direct gauges of student performance; provided further, that such portfolio
4765 assessments shall not replace the statewide standardized assessment based on the curriculum
4766 frameworks; provided further, that all school assessments shall center on the academic standards
4767 embodied in the curriculum frameworks and shall involve gauges which shall be relevant and
4768 meaningful to students, parents, teachers, administrators and taxpayers pursuant to the first
4769 paragraph of section 1L of said chapter 69; and provided further, that notwithstanding any
4770 general or special law to the contrary, assessment of proficiency in English shall be administered
4771 in English $24,362,278

4772 7061-9404 For grants to cities, towns and regional school districts to provide targeted
4773 remediation programs for students in the classes of 2003 to 2016, inclusive, scoring in level 1 or
4774 2 on the Massachusetts comprehensive assessment system, MCAS, exam established by the
4775 board of elementary and secondary education pursuant to the provisions of sections 1D and 1I of
4776 said chapter 69 of the General Laws; provided, that the department and districts shall ensure that
4777 services are available to students with disabilities; provided further, that in awarding remediation
4778 funds, preference may be given to schools and districts at risk of or determined to be under-
4779 performing in accordance with said sections 1J and 1K of said chapter 69; provided further, that
4780 the purpose of this program shall be to improve students' performance on the MCAS exam
4781 through replication of services and educational strategies with proven results as determined by

4782 the department of elementary and secondary education; provided further, that such programs
4783 shall supplement currently funded local, state and federal programs at the school or district;
4784 provided further, that funds shall be expended for a competitive grant program to fund academic
4785 support and college transition services to be implemented in fiscal year 2012, and operated by
4786 public institutions of higher learning or by public-private partnerships in the commonwealth, for
4787 students in the graduating classes of 2003 to 2014, inclusive, who may have completed all other
4788 high school requirements but have not yet obtained a competency determination as defined in
4789 said section 1D of said chapter 69 as measured by the MCAS assessment instrument authorized
4790 by said section 1I of said chapter 69, but who are working to pass the English, math, and
4791 Science, Technology, and Engineering MCAS tests, obtain a competency determination and earn
4792 a high school diploma; provided further, that for the purpose of the programs, appropriated funds
4793 may be expended through August 31, 2012, to allow for summer remediation programs;
4794 provided further, that not less than $200,000 shall be expended for JFY Networks for the
4795 purposes of enhancing student performance and addressing achievement gaps through the use of
4796 instructional software, teacher training, and support; provided further, that funds shall be
4797 expended for competitive grants to fund Pathways programs targeting students in the graduating
4798 classes of 2003-2015, instituted by local school districts, public institutions of higher education
4799 and qualified public and private educational services organizations and One Stop Career Centers
4800 including, but not limited to, school-to-work connecting activities, creating worksite learning
4801 experiences for students as an extension of the classroom, outreach programs for students who
4802 will need post-twelfth grade remediation to attain the skills necessary to pass MCAS and
4803 counseling programs to educate parents and high school students on post-twelfth grade
4804 remediation options; provided further, that funds shall be expended for a competitive grant

4805 program, guidelines for which shall be developed by the department of elementary and
4806 secondary education, for intensive remediation programs in communities with students in the
4807 graduating classes of 2003 to 2016, inclusive, who have not obtained a competency
4808 determination or have scored in levels 1 or 2 on either the English or math MCAS exams or level
4809 1 on Science, Technology and Engineering MCAS; provided further, that the department of
4810 elementary and secondary education may give preference for such assistance to those districts
4811 with a high percentage of high school students scoring in level 1 on the MCAS exam in English,
4812 math and Science, Technology and Engineering; provided further, that eligible applicants shall
4813 include individual high schools, and those institutions which shall have partnered with a high
4814 school or group of high schools; provided further, that no district shall receive a grant from this
4815 appropriation until the district submits to the department of elementary and secondary education
4816 a comprehensive district plan pursuant to the provisions of said section 1I of said chapter 69, to
4817 improve performance of all student populations including, but not limited to, students with
4818 disabilities; provided further, that any evaluation will examine the likelihood and efficiency of
4819 replication of these programs and practices in school districts with a large percentage of English
4820 language learners; provided further, that these funds may be expended for professional
4821 development related to these programs; provided further, that the department shall issue a report
4822 not later than February 2, 2012, as a condition of continued funding under this account, in
4823 collaboration with the department of higher education, describing MCAS support programs for
4824 the graduating classes of 2003 to 2016, inclusive, funded by items this item and 7027-0019,
4825 school to work accounts, institutions of public higher education and other sources, including
4826 federal sources; provided further, that such report shall include, but not be limited to, the number
4827 of students eligible to participate in such programs, the number of students participating in such

4828 programs, the number of students who have passed the MCAS assessment and obtained a
4829 competency determination through these programs but not met local graduation requirements
4830 and the number of students who have passed the MCAS assessment and obtained a competency
4831 determination through these programs and met local graduation requirements; provided further,
4832 that said report shall be provided to the chairs of the house and senate ways and means
4833 committees and the house and senate chairs of the joint committee on education; provided
4834 further, that any grant funds distributed from this item to a city, town or regional school district
4835 shall be deposited with the treasurer of such city, town or regional school district and held in a
4836 separate account and shall be expended by the school committee of such city, town or regional
4837 school district without further appropriation, notwithstanding any general or special law to the
4838 contrary; and provided further, that no funds shall be expended for personnel costs
4839 $9,575,175

4840 7061-9408 For targeted intervention to schools and districts at risk of or determined to
4841 be underperforming under sections 1J and 1K of chapter 69 of the General Laws, schools and
4842 districts which have been placed in the accountability status of identified for improvement,
4843 corrective action or restructuring pursuant to departmental regulations, or which have been
4844 designated commonwealth priority schools or commonwealth pilot schools pursuant to said
4845 regulations; provided, that no money shall be expended in any school or district that fails to file a
4846 comprehensive district plan pursuant to the provisions of section 1I of said chapter 69; provided
4847 further, that the department shall only approve reform plans with proven, replicable results in
4848 improving student performance; provided further, that in carrying out the provisions of this item,
4849 the department may contract with school support specialists, turnaround partners and such other
4850 external assistance as is needed in the expert opinion of the commissioner, to successfully turn

4851 around failing school and district performance; provided further, that no funds shall be expended
4852 on targeted intervention unless the department shall have approved, as part of the comprehensive
4853 district improvement plan, a professional development plan which addresses the needs of the
4854 district as determined by the department; provided further, that eligible professional development
4855 activities for purposes of this item shall include, but not be limited to: professional development
4856 among teachers of the same grade levels and teachers of the same subject matter across grade
4857 levels, professional development focused on improving the teacher's content knowledge in the
4858 field or subject area in which the teacher is practicing, professional development which provides
4859 teachers with research based strategies for increasing student success, professional development
4860 teaching the principles of data driven instruction and funding which helps provide common
4861 planning time for teachers within a school and within the school district; provided further, that
4862 preference in the awarding of such funds shall be given to professional development in math and
4863 English content skills; provided further, that funds from any targeted intervention grant may be
4864 used to partially offset the cost of said professional development and common planning time;
4865 provided further, that funds may be expended for the purchase of instructional materials pursuant
4866 to section 57 of chapter 15 of the General Laws; provided further, that no funds shall be
4867 expended on instructional materials except where the purchase of such materials is part of a
4868 comprehensive plan to align the school or district curriculum with the Massachusetts curriculum
4869 frameworks; provided further, that preference in distributing funds shall be made for proposals
4870 which coordinate reform efforts within all schools of a district in order to prevent conflicts
4871 between multiple reforms and interventions among the schools; provided further, that funds may
4872 be expended for the commonwealth pilot school initiative established by the board in November
4873 2006; provided further, that the department shall issue a report not later than February 2, 2012,

4874 and annually thereafter, describing and analyzing all intervention and targeted assistance efforts
4875 funded by this item; provided further, that such report shall include, but not be limited to: the
4876 number of school and school districts eligible to receive such assistance, the number of students
4877 attending school in said districts, the nature and type of intervention activities funded through
4878 this item, by school and school district, the number of teachers in professional development
4879 funded in part through this item, the number of districts with curricula or professional
4880 development systems aligned with the Massachusetts curriculum frameworks and the number
4881 that are undertaking that effort with grants funded by this item, the number of outside vendors
4882 with whom the department has contracted to provide intervention and turnaround services, the
4883 amount each vendor has received and the results obtained in each instance, the number of
4884 students who have passed the MCAS assessment and obtained a competency determination
4885 through these programs before, and during, the period of intervention and turnaround and any
4886 other data relative to the successes achieved or challenges faced by the effort to turn around
4887 schools, along with any legislative or budgetary recommendations for improving the initiative
4888 and increasing the success of all intervention efforts; provided further, that said report shall
4889 include an analysis of the number of districts with curriculum plans not aligned to the
4890 Massachusetts curriculum frameworks, along with any legislative and regulatory
4891 recommendations to address the issue; provided further, that the report shall be provided to the
4892 secretary of administration and finance, the senate president, the speaker of the house, the chairs
4893 of the house and senate ways and means committees and the house and senate chairs of the joint
4894 committee on education; provided further, that no funds shall be expended on recurring school or
4895 school district expenditures unless the department and school district have developed a long-term
4896 plan to fund such expenditures from the district's operational budget; provided further, that for

4897 the purpose of this item, appropriated funds may be expended through August 31, 2012, to allow
4898 for intervention and school and district improvement planning in the summer months; and
4899 provided further, that any funds distributed from this item to a city, town or regional school
4900 district shall be deposited with the treasurer of such city, town or regional school district and
4901 held in a separate account and shall be expended by the school committee of such city, town or
4902 regional school district without further appropriation, notwithstanding any general or special law
4903 to the contrary; and provided further, that in carrying out the provisions of this item, the
4904 department may contract with vendors that have an established record of working with schools to
4905 target and enhance middle school academic support services, provided the department shall give
4906 priority to programs that have the capacity to serve not less than 25% of a district's middle
4907 school population, make available documentation of a minimum of $1 in private sector local or
4908 federal funds for every $1 in state funds, extend the learning day for students on site in the same
4909 building where students attend school during the day by a minimum of 10 hours per school
4910 week, provided further, said programs shall have conducted at least one independent longitudinal
4911 study demonstrating gains in student performance in any of the following areas; MCAS scores,
4912 school attendance, student grades, or long-term high school graduation rates, teach students in
4913 groups with ratios no larger than one to eighteen, integrate an extended school faculty which
4914 includes an on-site leader, and further, said program shall develop data sharing agreements and
4915 MOUs with middles schools to ensure the timely and effective sharing of grade progress and
4916 other formative or diagnostic measurement of student progress $7,692,193

4917 7061-9412 For grants to cities, towns and regional school districts for the purpose of
4918 planning for and implementing expanded learning time in the form of longer school days or
4919 school years at selected schools; provided, that implementation grants shall only be provided

4920 under this item to schools and districts which submitted qualifying applications which were
4921 approved by the department in fiscal year 2011 and which include a minimum of an additional
4922 300 hours on a mandatory basis for all children attending that school; provided further, that in
4923 approving expanded learning time implementation grant applications, preference shall be given
4924 to districts with high poverty rates or a high percentage of students scoring in levels 1 or 2 on the
4925 Massachusetts comprehensive assessment system, those districts with proposals that have the
4926 greatest potential for district-wide impact, those districts that plan to utilize partnerships with
4927 community-based organizations and institutions of higher education and those districts with
4928 proposals that include a comprehensive restructuring of the entire school day or year to
4929 maximize the use of the additional learning time; provided further, that the department shall
4930 approve implementation proposals that include an appropriate mix of additional time spent on
4931 core academics, additional time spent on enrichment opportunities such as small group tutoring,
4932 homework help, music, arts, sports, physical activity, health and wellness programs, project-
4933 based experiential learning and additional time for teacher preparation or professional
4934 development; provided further, that the department shall only approve implementation proposals
4935 that assume not more than $1,300 per pupil per year in future state appropriations of expanded
4936 learning time implementation funds; provided further, that in extraordinary cases the department
4937 may exceed the $1,300 per pupil per year limit; provided further, that the department shall
4938 review all qualified proposals and award approved grants not later than August 16, 2011;
4939 provided further, that in carrying out the provisions of this item, funds may be expended by the
4940 department to support the impact and effectiveness of the program; provided further, that the
4941 department shall issue an annual report, not later than February 2, 2012, on the implementation
4942 of plans in all participating districts; provided further, that the report shall include, but not be

4943 limited to, the names of schools and school districts participating, the number of students
4944 attending these schools and the nature and type of changes made in participating schools as a
4945 result of this program; provided further, that the report shall also include an anticipated budget
4946 for this program for the next fiscal year and a breakdown of the distribution of the $1,300 per
4947 student by school; provided further, that said report shall be provided to the secretary of
4948 administration and finance, the senate president, the speaker of the house, the chairs of the house
4949 and senate committees on ways and means and the house and senate chairs of the joint
4950 committee on education; provided further, that for this item, appropriated funds may be
4951 expended through August 31, 2012, to allow for planning and implementation during the
4952 summer months; provided further, that any grant funds distributed from this item to a city, town,
4953 or regional school district shall be deposited with the treasurer of such city, town or regional
4954 school district and held in a separate account and shall be expended by the school committee of
4955 such city, town or regional school district without further appropriation, notwithstanding any
4956 general or special law to the contrary; and provided further, that no funds shall be expended for
4957 personnel costs at the department of elementary and secondary education $13,918,030

4958 7061-9600 For a discretionary grant pilot program with the purpose of providing
4959 monies to school districts and state public institutions of higher education partnering together to
4960 offer inclusive concurrent enrollment programs for students with disabilities as defined in section
4961 1 of chapter 71B of the General Laws between the ages of 18 and 22, inclusive; provided, that
4962 the grant program will be limited to students who are considered to have severe disabilities and,
4963 in the case of students ages 18 to 19, shall be limited to students with severe disabilities who
4964 have been unable to achieve the competency determination necessary to pass the Massachusetts
4965 comprehensive assessment system exam; provided further, that said students with disabilities

4966 shall be offered enrollment in credit and noncredit courses that include nondisabled students,
4967 including enrollment in noncredit courses and credit bearing courses in audit status for students
4968 who may not meet course prerequisites and requirements, and that the partnering school districts
4969 will provide supports, services and accommodations necessary to facilitate a student's
4970 enrollment; provided further, that the department, in consultation with the department of higher
4971 education, shall develop guidelines to ensure that the grant program promotes civic engagement
4972 and mentoring of faculty in state institutions of higher education, and supports college success,
4973 work success, participation in student life of the college community and provision of a free
4974 appropriate public education in the least restrictive environment; provided further, that the
4975 department, in consultation with the department of higher education, shall develop strategies and
4976 procedures to help sustain and replicate the existing inclusive concurrent enrollment programs
4977 initiated through this pilot program, including, but not limited to: provision of funds to retain
4978 employment specialists and assist students in meeting competitive employment and other
4979 transition-related goals, and adoption of procedures and funding mechanisms to ensure that new
4980 partnerships of institutions of higher education and school districts providing inclusive
4981 concurrent enrollment programs fully utilize the models and expertise developed in existing
4982 partnerships; provided further that the department shall develop a mechanism to encourage
4983 existing and new partnerships to expand capacity to respond to individual parents that request an
4984 opportunity for their children to participate in the inclusive concurrent enrollment initiative; and
4985 provided further that tuition for courses shall be waived by the institutes of higher education for
4986 students enrolled through this grant program; provided further, that funds may be distributed to
4987 the department of higher education in order to increase the capacity of public institutions of
4988 higher education to include students with severe disabilities in the concurrent enrollment pilot

4989 program; provided further, that funds may be allocated to the department of elementary and
4990 secondary education to provide training and technical assistance to school districts for program
4991 implementation; provided further, that the department of elementary and secondary education, in
4992 consultation with the department of higher education, shall report to the house and senate
4993 committees on ways and means, the joint committee on education and the joint committee on
4994 higher education on the discretionary grant program not later than February 15, 2012; provided
4995 further, that no funds shall be expended for personnel employed by the department of elementary
4996 and secondary education; and provided further, that for the purpose of this item, appropriated
4997 funds may be expended through August 31, 2012 $400,000

4998 7061-9601 For the department of elementary and secondary education; provided that
4999 the department shall expend funds not to exceed $1,265,038 for teacher preparation and
5000 certification from fees relating to such service; provided further, that notwithstanding any
5001 general or special law to the contrary, for the purpose of accommodating timing discrepancies
5002 between the receipt of revenues and related expenditures, the department may incur expenses and
5003 the comptroller shall certify for payments amounts not to exceed the amount of appropriation
5004 $1,367,409

5005 7061-9611 For grants or subsidies for after-school and out-of-school programs;
5006 provided, that preference shall be given to after-school proposals developed collaboratively by
5007 public and non-public schools and private community based programs; provided further, that the
5008 department of elementary and secondary education shall fund only those applications which
5009 contain accountability systems and measurable outcomes, under guidelines to be determined by
5010 the department in consultation with the department of early education and care; provided further,
5011 that applicants shall detail funds received from all public sources for existing after-school and

5012 out-of-school programs and the types of programs and type of students served by the funds;
5013 provided further, that funds may be directed to increase comprehensive after-school and out-of-
5014 school time programming to school age children and youth during the school year and the
5015 summer, including but not limited to 21st century community learning centers programs;
5016 provided further, that funds from this item may be used for a variety of activities, including but
5017 not limited to: (1) academic tutoring and homework centers where content is linked to and based
5018 on the curriculum guidelines promulgated by said department; (2) programs which improve the
5019 health of students, including physical activities, athletics, nutrition and health education and
5020 exercise; (3) art, theater, and music programs developed in collaboration with the Massachusetts
5021 cultural council, local cultural councils or cultural organizations in the Commonwealth funded
5022 by the Massachusetts cultural council; (4) enrichment activities not otherwise provided during
5023 the school day; (5) advanced study for the gifted and talented; and (6) community service
5024 programs; provided further, that funds shall be expended for services that actively include
5025 children with disabilities in after-school programs that also serve non-disabled children and
5026 services that include children where English is a second language, including but not limited to:
5027 increased per-child reimbursement rates, additional staff, technical assistance, training and
5028 transportation; provided further, that the department of elementary and secondary education shall
5029 consult the executive office of health and human services and the department of early education
5030 and care to maximize the provision of wrap-around services and to coordinate programs and
5031 services for children and youth during after-school and out-of-school time programs; provided
5032 further, that the department shall select grant recipients not later than September 30, 2011, and
5033 shall report on the preliminary results of said grants not later than February 15, 2012, to the
5034 secretary of administration and finance, the house and senate chairs of the joint committee on

5035 education and the chairs of the house and senate committees on ways and means; provided
5036 further, that for the purpose of this item, appropriated funds may be expended through August
5037 31, 2012, to allow for implementation of said programs during the summer months; and provided
5038 further, funds shall be expended to convene regional networks, to work with the department of
5039 elementary and secondary education and the department of early education and care to support
5040 the implementation of school-community partnerships and to submit a report by October 15,
5041 2011, to the general court and the administration making recommendations on how to enhance
5042 school-community partnerships and positive outcomes for children and youth through funding as
5043 provided in this item $1,500,000

5044 7061-9614 For the alternative education grant program established pursuant to section 1N
5045 of chapter 69 of the General Laws; provided, that the commissioner shall allocate funds for both
5046 subsections (a) and (b) of said section 1N of said chapter 69; and provided further, that no funds
5047 shall be expended for personnel costs….....$146,140

5048 7061-9619 For the purpose of funding the Benjamin Franklin Institute of Technology;
5049 provided, that the institute shall have access to the Massachusetts education computer system;
5050 and provided further, that the institute may join the state buying consortium $1

5051 7061-9626 For grants and contracts with YouthBuild programs for the purposes of
5052 providing comprehensive YouthBuild services.....$1,300,000

5053 7061-9634 For a transfer of this item to the Mass Mentoring Partnership, which shall
5054 be responsible for administering a competitive statewide grant program for public and private
5055 agencies to start or expand youth mentoring programs according to current best practices and for
5056 purposes including advancing academic performance, self-esteem, social competence and

5057 workforce development; provided, that the department of elementary and secondary education
5058 shall transfer the amount appropriated in this item to the Mass Mentoring Partnership for the
5059 purpose of these grants; provided further, that in order to be eligible to receive funds from this
5060 item, each public or private agency shall provide a matching amount equal to $1 for every $1
5061 disbursed from this item; and provided further, that the Mass Mentoring Partnership shall submit
5062 a report detailing the impact of grants, expenditure of funds and the amount and source of
5063 matching funds raised to the department of elementary and secondary education $250,000

5064 7061-9804 For teacher content training in math and science; provided, that said
5065 training shall include math specialist and Massachusetts test for educator licensure preparation;
5066 provided further, that not less than $400,000 shall be expended on a program which shall provide
5067 advanced placement math, science and English teacher training in at least 40 school districts,
5068 provided that such program shall provide a matching amount of at least $400,000 in private
5069 funding; and provided further, that the department shall deliver to the legislature an independent
5070 evaluation of the program and its impact on student achievement, particularly as it relates to
5071 closing achievement gaps; provided further, that funds from this item shall be expended on
5072 content based professional development in math and science, with a focus on increasing the
5073 content knowledge of elementary and middle school math and science teachers in districts with a
5074 high percentage of students scoring in level 1 or 2 on the math or science Massachusetts
5075 comprehensive assessment system exams, or in districts which are at risk of or determined to be
5076 underperforming in accordance with sections 1J and 1K of chapter 69 of the General Laws;
5077 provided further, that such professional development courses shall demonstrate proven,
5078 replicable results in improving teacher and student performance, and shall demonstrate the use of
5079 best practices, as determined by the department, including data comparing pre-training and post-

5080 training content knowledge; provided further, that the department shall report, not later than
5081 February 15, 2012, on the number of educators provided content training under this item, the
5082 estimated number of math and science teachers currently teaching without certification and any
5083 legislative or regulatory recommendations necessary to make middle school and elementary
5084 math and science education more rigorous and data driven; provided further, that said report
5085 shall be provided to the secretary of administration and finance, the senate president, the speaker
5086 of the house, the chairs of the house and senate ways and means committees and the house and
5087 senate chairs of the joint committee on education; provided further, that no funds shall be
5088 expended for personnel costs; and provided further, that for the purpose of this item,
5089 appropriated funds may be expended through August 31, 2012 $753,227

5090 7061-9810 For regional bonus aid pursuant to M.G.L. Chapter 71 Section
5091 16(D)(g)……$300,000

5092 Department of Higher Education.

5093 7066-0000 For the operation of the department of higher education; provided, that the
5094 department shall recommend savings proposals that permit institutions of public higher
5095 education to achieve administrative and program cost reductions, resource re-allocation and
5096 program re-assessment and to utilize resources otherwise available to such institutions; and
5097 provided further, that in order to meet the estimated costs of employee fringe benefits provided
5098 by the commonwealth on account of employees of the Massachusetts State College Building
5099 Authority and the University of Massachusetts Building Authority, and in order to meet the
5100 estimated cost of heat, light, power and other services, if any, to be furnished by the
5101 commonwealth to projects of these authorities, the boards of trustees of the state colleges and the

5102 University of Massachusetts shall transfer to the General Fund from the funds received from the
5103 operations of the projects such costs, if any, as shall be incurred by the commonwealth for these
5104 purposes in the current fiscal year, as determined by the appropriate building authority, verified
5105 by the commissioner of higher education and approved by the secretary of administration and
5106 finance$1,657,950

5107 7066-0005 For the commonwealth's share of the cost of the compact for education
5108 $82,620

5109 7066-0009 For the New England board of higher education $367,500

5110 7066-0015 For the community college workforce training incentive grant program
5111 established in section 15F of chapter 15A of the General Laws $1,250,000

5112 7066-0016 For a program of financial aid to support the matriculation of certain
5113 persons at public and private institutions of higher learning; provided, that only persons in the
5114 custody of the department of children and families under a care and protection petition upon
5115 reaching the age of 18, or persons in the custody of the department matriculating at such an
5116 institution at an earlier age, shall qualify for such aid; provided further, that no such person shall
5117 be required to remain in the custody of the department beyond age 18 to qualify for such aid;
5118 provided further, that this aid shall not exceed $6,000 per recipient per year; and provided
5119 further, that this aid shall be granted after exhausting all other sources of financial support
5120 $1,075,299

5121 7066-0019 For the department of higher education to support the dual enrollment
5122 program allowing qualified high school students to take college courses; provided, that public

5123 higher education institutions may offer courses in high schools in addition to courses offered at
5124 the institutions or online if the number of students is sufficient $750,000

5125 7066-0020 For the nursing and allied health workforce development initiative, to
5126 develop and support strategies that increase the number of public higher education faculty
5127 members and students who participate in programs that support careers in fields related to
5128 nursing and allied health; provided, that the amount appropriated in this item shall be transferred
5129 to the Massachusetts Nursing and Allied Health Workforce Development Trust Fund established
5130 in section 33 of chapter 305 of the acts of 2008; provided further, that funds shall be transferred
5131 to the Trust Fund according to an allotment schedule adopted by the executive office for
5132 administration and finance; and provided further, that the department of higher education shall
5133 provide monthly expenditure reports to the executive office for administration and finance and
5134 the house and senate committees on ways and means. $635,250

5135 7066-0021 For reimbursements to public institutions of higher education for foster
5136 and adopted child fee waivers under section 19 of chapter 15A of the General Laws; provided,
5137 that no funds shall be distributed from this line item prior to certification by the state and
5138 community colleges and the University of Massachusetts of the actual amount of tuition and fees
5139 waived for foster and adopted children attending public institutions of higher education under
5140 said section 19 of said chapter 15A that would otherwise have been retained by the campuses,
5141 according to procedures and regulations promulgated by the board of higher education
5142 $935,400

5143 7066-0024 For the school of excellence program at the Worcester Polytechnic
5144 Institute; provided, that every effort shall be made to recruit and serve equal numbers of male

5145 and female students; provided further, that sending districts of students attending the Institute
5146 shall not be required to expend any funds for the cost of these students while in attendance at the
5147 Institute; provided further, that the Massachusetts Academy of Mathematics and Science shall
5148 provide professional development activities at the school located at Worcester Polytechnic
5149 Institute, including salary and benefits for master teachers and visiting scholars; provided further,
5150 that the academy shall file a report with the joint committee on education and the house and
5151 senate committees on ways and means no later than February 1, 2012, detailing the professional
5152 development activities; and provided further, that the department of elementary and secondary
5153 education shall provide a subsidy to the Worcester Polytechnic Institute to operate a school of
5154 excellence in mathematics and science $1,300,000

5155 7066-0025 For the performance management set aside incentive fund for the University
5156 of Massachusetts, the state universities, and the community colleges; provided, that these funds
5157 shall be distributed by the department of higher education to public institutions of higher
5158 education through a competitive grant process based on priorities determined by the department
5159 in pursuit of goals articulated in the commonwealth's Vision
5160 Project……$2,500,000

5161 7070-0065 For a scholarship program to provide financial assistance to Massachusetts
5162 students enrolled in and pursuing a program of higher education in any approved public or
5163 independent college, university, school of nursing, or any other approved institution furnishing a
5164 program of higher education; provided, that funds from this item may be expended on the
5165 administration of the scholarship program; provided further, that the commissioner of higher
5166 education, in coordination with the Massachusetts state scholarship office, shall adopt
5167 regulations governing the eligibility and the awarding of financial assistance; provided further,

5168 that the board shall continue to administer all programs funded in this item at an amount not less
5169 than that expended in fiscal year 2010; and provided further, that funds from this item shall be in
5170 addition to $1,000,000 made available by the Massachusetts Education Finance Authority in
5171 fiscal year 2012 for a program of needs-based financial assistance for Massachusetts residents
5172 enrolled in and pursuing a program of higher education at the University of Massachusetts, the
5173 state universities, or the community colleges $87,607,756

5174 7077-0023 For a contract with the Tufts School of Veterinary Medicine; provided,
5175 that funds appropriated in this item shall be expended under a tuition remission plan as approved
5176 by the commissioner of higher education, for supportive veterinary services provided to the
5177 commonwealth; provided further, that prior year costs may be paid from this item; provided
5178 further, that funds appropriated in this item shall support bioterrorism prevention research related
5179 to diseases that can be transmitted from animals to humans, in consultation with Massachusetts
5180 emergency authorities $2,000,000

5181 7520-0424 For a health and welfare reserve for eligible personnel employed at the
5182 community and state colleges. $5,581,664

5183 University of Massachusetts.

5184 7100-0200 For the operation of the University of Massachusetts; provided, that
5185 notwithstanding any general or special law to the contrary, the university may establish and
5186 organize auxiliary organizations, subject to policies, rules and regulations adopted by the board,
5187 to provide essential functions which are integral to the educational mission of the university;
5188 provided further, that notwithstanding any general or special law to the contrary, the university
5189 may enter into leases of real property without prior approval of the division of capital asset

5190 management and maintenance; provided further, that the University of Massachusetts shall
5191 expend funds, for the operation of the Massachusetts Office of Public Collaboration at the
5192 University of Massachusetts Boston, for capital lease payments from the University of
5193 Massachusetts to the Massachusetts Development Finance Agency and for annual operations of
5194 the advanced technology and manufacturing center in Fall River; and provided further, that funds
5195 may be expended for the UMass Extension, and for the statewide 4-H program $417,982,753

5196 State Colleges.

5197 7109-0100 For Bridgewater State College $33,860,038

5198 7110-0100 For Fitchburg State College $23,467,616

5199 7112-0100 For Framingham State College $21,266,256

5200 7113-0100 For the Massachusetts College of Liberal Arts $12,559,859

5201 7114-0100 For Salem State College $34,614,021

5202 7115-0100 For Westfield State College $20,139,642

5203 7116-0100 For Worcester State College $19,941,794

5204 7117-0100 For the Massachusetts College of Art $13,405,202

5205 7118-0100 For the Massachusetts Maritime Academy $12,330,691

5206 Community Colleges.

5207 7502-0100 For Berkshire Community College $7,988,207

5208 7503-0100 For Bristol Community College $13,885,391

5209 7504-0100 For Cape Cod Community College $9,823,796

5210 7505-0100 For Greenfield Community College $7,805,699

5211 7506-0100 For Holyoke Community College $16,074,594

5212 7507-0100 For Massachusetts Bay Community College $11,859,106

5213 7508-0100 For Massasoit Community College $17,376,153

5214 7509-0100 For Mount Wachusett Community College $11,007,508

5215 7510-0100 For Northern Essex Community College $16,305,635

5216 7511-0100 For North Shore Community College, including the post-secondary
5217 programs of the Essex Agricultural and Technical Institute operated by North Shore Community
5218 College $17,629,907

5219 7512-0100 For Quinsigamond Community College $12,980,557

5220 7514-0100 For Springfield Technical Community College $21,070,398

5221 7515-0100 For Roxbury Community College $9,729,356

5222 7515-0121 For the Reggie Lewis Track and Athletic Center at Roxbury Community
5223 College; provided, that the college may expend an amount not to exceed $529,843 received from
5224 fees, rentals and facility expenses associated with the running and operation of national track
5225 meets, high school track meets, high school dual meets, Roxbury Community College athletic
5226 events, other special athletic events, conferences, meetings and programs; and provided further,

5227 that only expenses for contracted services associated with these events and for the capital needs
5228 of the facility shall be funded from this item $529,843

5229 7516-0100 For Middlesex Community College $17,121,183

5230 7518-0100 For Bunker Hill Community College; $17,496,631

5231 EXECUTIVE OFFICE OF PUBLIC SAFETY AND HOMELAND SECURITY.

5232 Office of the Secretary.

5233 8000-0000 For the office of the secretary, including the administration of the
5234 committee on criminal justice and the highway safety bureau to provide matching funds for a
5235 federal planning and administration grant pursuant to 23 U.S.C. section 402 and the costs
5236 associated with the implementation of chapter 228 of the acts of 2000; provided, that the
5237 secretary shall, to the fullest extent consistent with the duties of the office, prioritize the
5238 development and implementation of a real-time data-sharing system between federal, state and
5239 municipal law enforcement to facilitate interdepartmental cooperation and assistance; and
5240 provided further, that the secretary may enter into an agreement with a state college or university
5241 to provide for the expansion of a comprehensive law enforcement and emergency response
5242 training program for local, state and federal criminal justice and homeland security professionals,
5243 subject to the receipt of federal matching funds…….……$1,905,427

5244 8000-0038 For the operation of a witness protection program pursuant to chapter
5245 263A of the General Laws $94,245

5246 8000-0202 For the purchase and distribution of sexual assault evidence collection kits
5247 $86,882

5248 8000-1700 For the provision of information technology services within the executive
5249 office of public safety and security $17,803,749

5250 8910-0003 For 2 regional behavioral evaluation and stabilization units to provide
5251 forensic mental health services within existing physical facilities for incarcerated persons in the
5252 care of correctional facilities in the commonwealth; provided, that 1 unit shall be located in
5253 Hampden county to serve the needs of incarcerated persons in the care of Berkshire, Franklin,
5254 Hamden, Hampshire, and Worcester counties; provided further, that 1 unit shall be located in
5255 Middlesex County to serve the needs of incarcerated persons in the care of Barnstable, Bristol,
5256 Dukes, Essex, Nantucket, Middlesex, Norfolk, Plymouth, and Suffolk counties; provided further,
5257 that the services of the units shall be made available to incarcerated persons in the care of the
5258 department of correction; provided further, that the Massachusetts sheriffs' association, in
5259 conjunction with the department of correction, shall prepare a report that shall include, but not be
5260 limited to: (a) the number of incarcerated persons in facilities located in counties that were
5261 provided services in each unit; (b) the number of incarcerated persons in department of
5262 correction facilities that were provided services in each unit; (c) the alleviation in caseload at
5263 Bridgewater state hospital associated with fewer incarcerated persons in the care of counties
5264 being attended to at the hospital; and (d) the estimated and projected cost-savings in fiscal year
5265 2012 to the sheriff departments and the department of correction associated with the regional
5266 units; provided further, that the report shall be submitted to the house and senate committees on
5267 ways and means not later than March 15, 2012; and provided further, that the department of
5268 mental health shall maintain monitoring and quality review functions of the units $1,886,335

5269 Chief Medical Examiner.

5270 8000-0105 For the operation of the office of the chief medical examiner, established
5271 pursuant to chapter 38 of the General Laws; provided, that the agency shall submit a report to the
5272 house and senate committees on ways and means not later than January 17, 2012 detailing the
5273 caseload of the office; and provided further, that the report shall include, but not be limited to,
5274 the number of toxicology tests, the reduction of turnaround time of toxicology tests and the
5275 reduction of the case backlog, the number of autopsies performed, the number of cases under the
5276 office's jurisdiction, the number of external exams performed, the number of cases determined to
5277 be homicides, and the number of cremations performed under the office's jurisdiction in 2010
5278 and 2011 $7,210,507

5279 8000-0122 For the office of the chief medical examiner, which may expend for its
5280 operations an amount not to exceed $1,860,000 in revenues collected from fees for services
5281 provided by the chief medical examiner; provided, that notwithstanding any general or special
5282 law to the contrary, for the purposes of accommodating timing discrepancies between the receipt
5283 of retained revenues and related expenditures, the agency may incur expenses and the
5284 comptroller may certify for payment amounts not to exceed the lower of this authorization or the
5285 most recent revenue estimate as reported in the state accounting system $1,860,000

5286 State Police Crime Laboratory.

5287 8000-0106 For the operation and related costs of the state police crime laboratory;
5288 provided, that the analysis of narcotic drug synthetic substitutes, poisons, drugs, medicines, and
5289 chemicals shall be funded in this item in order to support the law enforcement efforts of the
5290 district attorneys, the state police and municipal police departments; provided further, that the
5291 practices and procedures of the state police crime laboratory shall be informed by the

5292 recommendations of the Forensic Sciences Advisory Board; and provided further, that the
5293 agency shall report to the house and senate committees on ways and means and the joint
5294 committee on public safety and homeland security not later than December 30, 2011, concerning,
5295 but not limited to, the number of cases introduced to the CODIS database, the number of
5296 confirmations attained from the CODIS database, and the number of cases referred to a district
5297 attorney delineated by county $12,993,541

5298 Department of Criminal Justice Information Services.

5299 8000-0110 For the operation of the department of criminal justice information
5300 services, including criminal justice information services, criminal offender record information
5301 services, firearms support services and victim services; provided, that funds may be expended for
5302 the purpose of enabling local housing authorities' access to criminal offender record information
5303 when qualifying applicants for state-assisted housing $2,531,924

5304 Sex Offender Registry.

5305 8000-0125 For the operation of the sex offender registry, including, but not limited to,
5306 the costs of maintaining a computerized registry system and the classification of persons subject
5307 to the registry; provided, that notwithstanding any general or special law to the contrary, that the
5308 registration fee paid by convicted sex offenders under section 178Q of chapter 6 of the General
5309 Laws shall be retained and expended by the sex offender registry board $3,379,442

5310 Department of State Police.

5311 8100-0000 For the administration and operation of the department of state police;
5312 provided, that the department shall expend funds from this item for the purpose of maximizing

5313 federal grants for the operation of a counter-terrorism unit and the payment of overtime for state
5314 police officers; provided further, that the department shall maintain the division of field services
5315 which shall include, but not be limited to, the bureau of metropolitan district operations;
5316 provided further, that not fewer than 40 officers may be provided to the department of
5317 conservation and recreation for the purpose of patrolling the watershed property of the
5318 department of conservation and recreation; provided further, that funds shall be expended from
5319 this item for the administration and operation of an automated fingerprint identification system
5320 and the motor carrier safety assistance program; provided further, that not fewer than 5 officers
5321 shall be provided to the disabled persons protection commission for the purpose of investigating
5322 cases of criminal abuse; provided further, that the department shall enter into an interagency
5323 agreement with the department of conservation and recreation to provide police coverage on
5324 department properties and parkways; provided further, that the creation of a new or the
5325 expansion of the existing statewide communications network shall include the office of law
5326 enforcement in the executive office of energy and environmental affairs at no cost to, or
5327 compensation from, that office; provided further, that there shall be a study submitted to the
5328 house and senate committees on ways and means not later than January 31, 2012, on traffic
5329 details worked by the department of state police, including troops A, B, C, D, E, F, and H, over
5330 the last year, which shall detail, on a monthly basis: the total number of hours worked on traffic
5331 details by state police officers, the total amount paid to state police officers for traffic details, the
5332 standard hourly rates for traffic details done by state police officers and the city or town in which
5333 traffic details are performed by state police officers; provided further, that funds may be
5334 expended for a new state police class; provided further, that not less than $1,000,000 shall be
5335 expended for the payroll costs of the state police directed patrols; provided further, that any

5336 community that was selected to receive earmarked funds for directed patrols in fiscal year 2008
5337 shall receive 100 percent of the amount so earmarked in fiscal year 2012; and provided further,
5338 that the department may expend funds from this item for the administration of budgetary,
5339 procurement, fiscal, human resources, payroll and other administrative services of the office of
5340 the chief medical examiner, the municipal police training committee and the criminal history
5341 systems board…….$227,725,459

5342 8100-0006 For private police details; provided, that the department may expend up to
5343 $27,500,000 in revenues collected from fees charged for private police details and for the costs
5344 of administering such details; and provided further, that notwithstanding any general or special
5345 law to the contrary, the department may incur, and the comptroller may certify for payment,
5346 expenses and liabilities during fiscal year 2012 to be charged to this item in an amount not to
5347 exceed the lower of this authorization or the most recent revenue estimate as reported in the state
5348 accounting system for the purposes stated in this item to accommodate the delayed receipt of
5349 revenues authorized to be retained in this item during fiscal year 2012 $27,500,000

5350 8100-0011 For the department of state police, which may expend an amount not to
5351 exceed $3,100,000 for certain police activities provided pursuant to agreements authorized in this
5352 item; provided, that for fiscal year 2012, the colonel of state police may enter into service
5353 agreements with the commanding officer or other person in charge of a military reservation of
5354 the United States located in the Massachusetts Development Finance Agency, established in
5355 chapter 23G of the General Laws; provided further, that such agreements shall establish the
5356 responsibilities pertaining to the operation and maintenance of police services including, but not
5357 limited to: (a) provisions governing payment to the department for the cost of regular salaries,
5358 overtime, retirement, and other employee benefits; and (b) provisions governing payment to the

5359 department for the cost of furnishings and equipment necessary to provide such police services;
5360 provided further, that the department may charge any recipients of police services for the cost of
5361 such services, as authorized by this item; provided further, that the department may retain the
5362 revenue so received and expend such revenue as necessary pursuant to this item to provide the
5363 agreed level of services; provided further, that the colonel may enter into service agreements as
5364 may be necessary to enhance the protection of persons, as well as assets and infrastructure
5365 located within the commonwealth, from possible external threat or activity; provided further, that
5366 such agreements shall establish the responsibilities pertaining to the operation and maintenance
5367 of police services including, but not limited to: (a) provisions governing payment to the
5368 department for the cost of regular salaries, overtime, retirement, and other employee benefits;
5369 and (b) provisions governing payment to the department for the cost of equipment necessary to
5370 provide such police services; provided further, that the department may charge any recipients of
5371 police services for the cost of such services, as authorized by this item; provided further, that the
5372 department may retain the revenue so received and expend such revenue as necessary pursuant to
5373 this item to provide the agreed level of services; provided further, that the colonel may expend
5374 from this item costs associated with joint federal and state law enforcement activities from
5375 federal reimbursements received therefore; and provided further, that notwithstanding any
5376 general or special law to the contrary, for the purposes of accommodating discrepancies between
5377 the receipt of retained revenues and related expenditures, the department may incur expenses and
5378 the comptroller may certify for payment amounts not to exceed the lower of this authorization or
5379 the most recent revenue estimate as reported in the state accounting system $3,100,000

5380 8100-0012 For the department of state police, which may expend for the costs of
5381 security services provided by state police officers, including overtime and administrative costs,

5382 an amount not to exceed $1,050,000 from fees charged for these services; provided, that
5383 notwithstanding any general or special law to the contrary, for the purpose of accommodating
5384 timing discrepancies between the receipt of retained revenues and related expenditures, the
5385 department may incur expenses and the comptroller may certify for payment amounts not to
5386 exceed the lower of this authorization or the most recent revenue estimate therefore as reported
5387 in the state accounting system$1,050,000

5388 8100-0020 For the department of state police, which may expend an amount not to
5389 exceed $35,000 in fees charged for the use of the statewide telecommunications system for the
5390 maintenance of the system $35,000

5391 8100-0101 For the department of state police, which may expend for the Governor's
5392 Auto Theft Strike Force an amount not to exceed $57,500 from fees for services performed
5393 through the auto etching program and from assessments upon the insurance industry
5394 $57,500

5395 8100-0111 For a grant program to be known as the Senator Charles E. Shannon, Jr.
5396 Community Safety Initiative, to be administered by the executive office of public safety and
5397 security, to support regional, multidisciplinary approaches to combat gang violence through
5398 coordinated programs for prevention and intervention, coordinated law enforcement, including
5399 regional gang task forces and regional crime mapping strategies, focused prosecutions and
5400 reintegration strategies for ex-convicts; provided, that the secretary of public safety and security
5401 shall distribute grant funds through a competitive grant program that gives preference to
5402 applications that: (a) demonstrate high levels of youth violence, gang problems and substance
5403 abuse in a region; (b) demonstrate a commitment to regional, multijurisdictional strategies to

5404 deal with such community safety issues, including written commitments for municipalities, law
5405 enforcement agencies, community-based organizations and government agencies to work
5406 together; (c) clearly outline a comprehensive plan for municipalities to work with law
5407 enforcement, community-based organizations and government agencies to address gang activity;
5408 (d) make a written commitment to match grant funds with a 25 per cent match provided by either
5409 municipal or private contributions; and (e) identify a local governmental unit to serve as fiscal
5410 agent; provided further, that clusters of municipalities, in partnership with nonprofit
5411 organizations and other agencies, including district attorney's offices, may apply for such funds;
5412 provided further, that such funds shall be considered one-time and grants awarded to public
5413 agencies and shall not annualize into fiscal year 2013 or subsequent years; provided further, that
5414 administrative costs for successful grant applications shall not exceed 3 per cent of the value of
5415 the grant; provided further, that no grants shall be awarded to the department of state police;
5416 provided further, that no grant funds shall be expended on food or beverages; provided further,
5417 that the executive office of public safety and security shall publish guidelines and an application
5418 for the competitive portion of the grant program not later than August 16, 2011; provided further,
5419 that awards shall be made to applicants not later than December 15, 2011; and provided further,
5420 that the executive office of public safety and security may expend not more than $100,000 of the
5421 sum appropriated in this item for its costs in administering the program…….$3,000,000

5422 8100-0515 For the expenses of training and equipping additional state police recruit
5423 training troops $2,500,000

5424 Municipal Police Training Committee.

5425 8200-0200 For the operation of veteran, reserve, and in-service training programs
5426 conducted by the municipal police training committee; provided, that under no circumstances
5427 shall any expenditures authorized by this item be charged to item 8200-0222; provided further,
5428 that no less than $25,000 be provided for towns in Worcester County hosting municipal police
5429 training academies; and provided further, that no expenditures shall be made, on or after the
5430 effective date of this act, which would cause the commonwealth's obligation for the purpose of
5431 this item to exceed the amount appropriated in this
5432 item…….....….$2,500,378

5433 8200-0222 For the municipal police training committee, which may collect and
5434 expend an amount not to exceed $900,000 for the purposes of providing training to new recruits;
5435 provided, that the committee shall charge $2,500 per recruit for the training; provided further,
5436 that notwithstanding any general or special law to the contrary, the committee shall charge a fee
5437 of $2,500 per person for training programs operated by the committee for all persons who begin
5438 training on or after July 1, 2011; provided further, that the fee shall be retained and expended by
5439 the committee; provided further, that the trainee, or, if the trainee is a recruit, the municipality in
5440 which the recruit shall serve, shall provide the fee in full to the committee no later than the first
5441 day of orientation for the program in which such trainee or recruit has enrolled; provided further,
5442 that no recruit or person shall begin training unless the municipality or the person has provided
5443 the fee in full to the committee; provided further, that for recruits of municipalities, upon the
5444 completion of the program, the municipality shall deduct the fee from the recruit's wages in 23
5445 equal monthly installments, unless otherwise negotiated between the recruit and the municipality
5446 in which the recruit shall serve; provided further, that if a recruit withdraws from the training
5447 program before graduation, the committee shall refund the municipality in which the recruit was

5448 to have served a portion of the fee according to the following schedule: if a recruit withdraws
5449 from the program before the start of week 2, 75 per cent of the payment shall be refunded; if a
5450 recruit withdraws from the program after the start of week 2 but before the start of week 3, 50
5451 per cent of the fee shall be refunded; if a recruit withdraws from the program after the start of
5452 week 3 but before the start of week 4, 25 per cent of the fee shall be refunded; if a recruit
5453 withdraws after the start of week 4, the fee shall not be refunded; provided further, that a recruit
5454 who withdraws from the program shall pay the municipality in which he was to have served the
5455 difference between the fee and the amount forfeited by the municipality according to the
5456 schedule; provided further, that the schedule shall also apply to trainees other than recruits who
5457 enroll in the program; provided further, that no expenditures shall be charged to this item that are
5458 not directly related to new recruit training; provided further, that no expenditures shall be
5459 charged to this item that are related to chief, veteran, in-service, or reserve training, or any
5460 training not directly related to new recruits; provided further, that the committee shall submit a
5461 report on the status of recruit training, including the number of classes, start and end dates of
5462 each class, total number of recruits enrolled and graduating in each class, cost per recruit and
5463 cost per class for fiscal years 2011 and 2012; provided further, that the report shall be submitted
5464 to the house and senate committees on ways and means not later than January 3, 2012; and
5465 provided further, that for the purposes of accommodating discrepancies between the receipt of
5466 retained revenues and related expenditures, the committee may incur expenses and the
5467 comptroller may certify for payments not to exceed the lower of this authorization or the most
5468 recent revenue estimate as reported in the state accounting system $900,000

5469 Department of Public Safety.

5470 8311-1000 For the administration of the department of public safety, including the
5471 division of inspections, the board of building regulations and standards, and the architectural
5472 access board; provided, that the department may charge fees for permitting the operation of
5473 amusement devices and to support the department's participation in the National Council for
5474 Amusement and Recreational Equipment Safety; provided further, that the department may
5475 charge fees for amusement operator certification; provided further, that the salaries of the
5476 commissioner and the deputy commissioner of the department of public safety shall be paid from
5477 this item; provided further, that a doctor's certificate from another state shall be accepted as
5478 evidence of an eye examination; provided further, that the department shall employ not less than
5479 42 full-time equivalent elevator inspectors, including an additional engineer inspector; provided
5480 further, that such additional engineer inspectors' duties shall include, but not be limited to,
5481 administering pipefitter license examinations; provided further, that such an additional engineer
5482 inspector and elevator inspectors shall be regular state employees compensated from the AA
5483 object class of this item; provided further, that such additional engineer inspector position shall
5484 be in addition to any such positions added during fiscal year 1995; provided further, that the
5485 division shall develop reasonable rules or promulgate regulations for the granting of hardship fee
5486 exemptions to certain owners or persons in control of a building or domicile in which an elevator
5487 is operated; provided further, that the division shall report to the house and senate committees on
5488 ways and means on the elevator inspection backlog not later than October 3, 2011; provided
5489 further, that the division shall develop and maintain an electronic database that shall include, but
5490 not be limited to, the location and a categorical classification of buildings in which inspections
5491 are conducted; provided further, that the division shall inspect all elevators in the state house and
5492 the McCormack office building; and provided further, that the board of building regulations and

5493 standards shall expend funds from this item for the purpose of providing for the limited use of
5494 first-class mail to send Construction Supervisor License notifications to those who are unable to
5495 access notifications via e-mail……..$4,604,082

5496 8315-1020 For the department of public safety, which may expend not more than
5497 $5,500,000 in revenues collected from fees for annual elevator and amusement park ride
5498 inspections; provided, that funds shall be expended for the operation of the department and for
5499 the purposes of addressing the existing elevator inspection backlog; provided further, that the
5500 committee shall maintain the existing level of elevator inspectors to further manage the existing
5501 elevator inspection backlog; provided further, that funds shall be expended for escalator
5502 inspections; provided further, that the department shall make efforts to employ inspectors that
5503 will perform overnight and weekend inspections as their regular work shift; provided further, that
5504 the department shall provide a full waiver of the inspection fee for an individual who requires a
5505 wheelchair lift as a medical necessity and whose annual income does not exceed the maximum
5506 allowable federal SSI benefit, or $7,236 a year, whichever is greater; and provided further, that
5507 notwithstanding any general or special law to the contrary, for the purpose of accommodating
5508 timing discrepancies between the receipt of retained revenues and related expenditures, the
5509 department may incur expenses and the comptroller may certify for payment amounts not to
5510 exceed the lower of this authorization or the most recent revenue estimate as reported in the state
5511 accounting system $5,500,000

5512 8315-1025 For the department of public safety, which may collect and expend an
5513 amount not to exceed $90,182 for the purposes of providing state building code training and
5514 courses for instruction; provided, that the agency may charge fees for the classes and education
5515 materials associated with administering training; and provided further, that for the purposes of

5516 accommodating discrepancies between the receipt of retained revenues and related expenditures,
5517 the department may incur expenses and the comptroller may certify for payment amounts not to
5518 exceed the lower of this authorization or the most recent revenue estimate as reported in the state
5519 accounting system. $90,182

5520 Department of Fire Services.

5521 8324-0000 For the administration of the department of fire services, including the
5522 state fire marshal's office, the hazardous materials emergency response program, the board of
5523 fire prevention regulations, under section 4 of chapter 22D of the General Laws, the expenses of
5524 the fire safety commission, and the Massachusetts firefighting academy, including the
5525 Massachusetts fire training council certification program, municipal and non-municipal fire
5526 training, and expenses of the council; provided, that the fire training program shall use the split
5527 days option; provided further, that the amount allocated for programs providing information
5528 about the fire risks caused by smoking, the regional dispatch center, critical incident stress
5529 intervention programs and fire department training academies listed in item 8324-0000 of section
5530 2 of chapter 182 of the acts of 2008 shall be allocated to each program in fiscal year 2012;
5531 provided further, that the amount allocated for critical incident stress management residential
5532 services in item 8000-0000 of said section 2 of said chapter 182 shall be allocated to the program
5533 in fiscal year 2012; provided further, that the amount allocated for hazardous material response
5534 teams specifically listed in item 8324-0000 of said section 2 of said chapter 182 shall be
5535 allocated to each program in fiscal year 2012 and shall not be reduced by more than 57 per cent;
5536 provided further, that notwithstanding any general or special law to the contrary, 100 per cent of
5537 the amount appropriated in this item for the administration of the department of fire services, the
5538 state fire marshal's office and the Massachusetts firefighting academy, shall be assessed upon

5539 insurance companies writing fire, homeowners multiple peril or commercial multiple peril
5540 policies on property situated in the commonwealth and paid within 30 days after receipt of notice
5541 of such assessment from the commissioner of insurance; provided further, that notwithstanding
5542 any general or special law to the contrary, 100 per cent of the amount appropriated in this item
5543 for the operation of the hazardous materials emergency response program shall be assessed upon
5544 insurance companies writing commercial multiple peril, non-liability portion, policies on
5545 property situated in the commonwealth and commercial auto liability policies as referenced in
5546 line 5.1 and line 19.4, respectively, in the most recent annual statement on file with the
5547 commissioner of insurance; and provided further, that not more than 10 per cent of the amount
5548 designated for the arson prevention program shall be expended for the administrative cost of the
5549 program…….$16,644,000

5550 8324-0304 For the department of fire services; provided, that the department may
5551 expend for the purposes of enforcement and training an amount not to exceed $8,500 from
5552 revenue generated under chapter 148A of the General Laws $8,500

5553 Military Division.

5554 8700-0001 For the operation of the military division, including the offices of the
5555 adjutant general and state quartermaster, the operation of the armories, the camp Curtis Guild
5556 rifle range and certain national guard aviation facilities; provided, that notwithstanding chapter
5557 30 of the General Laws, certain military personnel in the military division may be paid salaries
5558 according to military pay grades; provided further, that the division may expend funds
5559 appropriated in this item for the administration of budgetary, procurement, fiscal, human
5560 resources, payroll and other administrative services; and provided further, that the adjutant

5561 general shall maintain a roster of Massachusetts veterans as directed by section 15 of chapter 33
5562 of the General Laws $7,801,491

5563 8700-1140 For the military division, which may expend for the costs of national
5564 guard missions and division operations an amount not to exceed $1,400,000 from fees charged
5565 for the non-military rental or use of armories and from reimbursements generated by national
5566 guard missions $1,400,000

5567 8700-1150 For reimbursement of the costs of the Massachusetts national guard tuition
5568 and fee waivers under section 19 of chapter 15A of the General Laws; provided, that no funds
5569 shall be distributed from this item prior to certification by the state and community colleges and
5570 the University of Massachusetts of the actual amount of tuition and fees waived for national
5571 guard members attending public institutions of higher education under said section 19 of said
5572 chapter 15A that would otherwise have been retained by the campuses, according to procedures
5573 and regulations promulgated by the military division of the Massachusetts national guard;
5574 provided further, that funds from this item may be expended through August 31, 2012 for the
5575 reimbursement of the tuition and fees waived for classes taken during the summer months;
5576 provided further, that the military division of the Massachusetts national guard and the board of
5577 higher education shall issue a joint report not later than February 15, 2012 on the implementation
5578 of this waiver; provided further, that the report shall be submitted to the secretary of
5579 administration and finance, the chairs of the house and senate committees on ways and means,
5580 the house and senate chairs of the joint committee on veterans and federal affairs and the house
5581 and senate chairs of the joint committee on higher education; and provided further, that the
5582 military division may expend funds from this item for administrative services $3,600,000

5583 8700-1160 For life insurance premiums under section 88B of chapter 33 of the
5584 General Laws $1,040,000

5585 Massachusetts Emergency Management Agency.

5586 8800-0001 For the operations of the Massachusetts emergency management agency;
5587 provided, that expenditures from this item shall be contingent upon the prior approval of the
5588 proper federal authorities $1,361,395

5589 8800-0100 For the nuclear safety preparedness program of the Massachusetts
5590 emergency management agency; provided, that the costs of the program, including fringe
5591 benefits and indirect costs, shall be assessed upon Nuclear Regulatory Commission licensees
5592 operating nuclear power generating facilities in the commonwealth; provided further, that the
5593 department of public utilities shall develop an equitable method of apportioning such
5594 assessments among such licensees; and provided further, that such assessments shall be paid
5595 during the current fiscal year as provided by the department $429,268

5596 8800-0200 For the Radiological Emergency Response Program; provided, that the
5597 cost of the program, including associated fringe benefits and indirect costs, shall be assessed on
5598 electric companies in the commonwealth which own, in whole or in part, or purchase power
5599 from, nuclear power plants located outside the commonwealth whose nuclear power plant areas,
5600 as defined in section 2B of chapter 639 of the acts of 1950, include communities located within
5601 the commonwealth and shall be credited to the General Fund; provided further, that the
5602 department of public utilities shall develop an equitable method of apportioning such
5603 assessments among the licensees; provided further, that such assessments shall be paid during the
5604 current fiscal year as provided by the department; and provided further, that for the purposes of

5605 this item, electric companies shall mean all persons, firms, associations and private corporations
5606 which own or operate works or a distributing plant for the manufacture and sale or distribution
5607 and sale of electricity within the commonwealth, but shall not include municipalities or
5608 municipal light plants $280,753

5609 Department of Correction.

5610 8900-0001 For the operation of the commonwealth's department of correction;
5611 provided, that before closing any correctional facility, the commissioner of corrections and the
5612 secretary of public safety and security shall report to the house and senate committees on ways
5613 and means and public safety and homeland security on the per-inmate cost of incarceration in the
5614 closing facility, and the per-inmate cost in the facilities to which inmates will be moved;
5615 provided further, the commissioner of corrections and the secretary of public safety and security
5616 shall report to the house and senate committees on ways and means and public safety and
5617 homeland security before January 1 of each year the point score compiled by the department of
5618 corrections objective classification system for all prisoners confined in each prison operated by
5619 the department; provided further, that the amount allocated for programs for incarcerated
5620 mothers in item 8900-0001 of section 2 of Chapter 131 of the Acts of 2010 shall be consistent
5621 with 8900-0001 of section 2 of Chapter 61 of the Acts of 2007 relative to MCI-Cedar Junction;
5622 provided further, that the department shall expend not less than $500,000 for cities and towns
5623 hosting facilities; provided further, that the department of corrections shall expend funds for the
5624 operation of the Massachusetts Alcohol and Substance Abuse Center; and provided further, that
5625 in an effort to monitor and reduce current levels of over-classification, the department of
5626 correction shall provide quarterly reports to the joint committee on public safety and the house

5627 and senate committees on ways and means with data on the number of prisoners at each security
5628 level……$520,143,025

5629 8900-0010 For prison industries and farm services; provided, that the commissioner
5630 of correction or designee shall determine the cost of manufacturing motor vehicle registration
5631 plates and certify to the comptroller the amounts to be transferred from the Commonwealth
5632 Transportation Fund to the General Fund $2,082,694

5633 8900-0011 For the prison industries and farm services program, which may expend
5634 for the operation of the program an amount not to exceed $2,600,000 from revenues collected
5635 from the sale of products, for materials, supplies, equipment, maintenance of facilities and
5636 compensation of employees of the program; provided, that all expenditures from this item shall
5637 be subject to chapter 29 of the General Laws and recorded on the Massachusetts management
5638 accounting and reporting system $2,600,000

5639 8900-0045 For the department of correction, which may expend for the operation of
5640 the department, including personnel-related expenses, an amount not to exceed $1,000,000 from
5641 revenues received from federal inmate reimbursements; provided, that $900,000 from these
5642 reimbursements shall not be available for expenditure and shall be deposited in the General Fund
5643 before the retention by the department of any of these reimbursements; and provided further, that
5644 notwithstanding any general or special law to the contrary, for the purpose of accommodating
5645 timing discrepancies between the receipt of retained revenues and related expenditures, the
5646 department may incur expenses and the comptroller may certify for payment amounts not to
5647 exceed the lower of this authorization or the most recent revenue estimate as reported in the state
5648 accounting system $1,000,000

5649 8900-1100 For re-entry programs at the department of correction intended to reduce
5650 recidivism rates; provided, that said programs shall be in addition to those provided in fiscal year
5651 2006; provided further, that the department shall report to the house and senate committees on
5652 ways and means not later than January 20, 2012 on re-entry programming at the department of
5653 correction; and provided further that the report shall include information on the type of programs
5654 provided and the recidivism rate of the offenders who successfully complete the programs
5655 $550,139

5656 Parole Board.

5657 8950-0001 For the operation of the parole board $16,986,537

5658 8950-0002 For the victim and witness assistance program of the parole board under
5659 chapter 258B of the General Laws $212,130

5660 8950-0008 For the operation of the parole board's sex offender management program
5661 and the supervision of high-risk offenders; provided, that the parole board may expend an
5662 amount not to exceed $600,000 from revenues collected from fees charged for parolee
5663 supervision; provided, that the parole board shall file a report with the house and senate
5664 committees on ways and means not later than February 1, 2012, which shall include, but not be
5665 limited to, the number of parolees participating in the program and the re-incarceration rate of
5666 participating parolees $600,000

5667 Sheriffs.

5668 Hampden Sheriff's Department.

5669 8910-0102 For the operation of the Hampden sheriff's department; provided, that for
5670 the purpose of maximizing bed capacity and re-entry capability throughout the commonwealth,
5671 the sheriff's department shall submit reports, utilizing standardized reporting definitions
5672 developed mutually with the department of correction, on caseload, admissions, classification,
5673 releases, and recidivism of all pre-trial, sentenced, and federal inmates; provided further, that the
5674 department shall submit these reports on a quarterly basis beginning in the quarter ended
5675 September 30, 2011, due no later than 30 days after the last day of each quarter; provided further,
5676 that each sheriff's department shall also report, in a format developed jointly by the
5677 Massachusetts sheriffs' association and the department of correction, on the fiscal year 2010 and
5678 fiscal year 2011 total costs per inmate by facility and security level no later than August 1, 2011;
5679 and provided further, that the sheriff's department shall submit all reports directly to the
5680 executive office for administration and finance, the house and senate committees on ways and
5681 means, the joint committee on public safety, and the Massachusetts sheriffs' association
5682 $64,209,988

5683 8910-1000 For the Hampden sheriff's department, which may expend for prison
5684 industries programs an amount not to exceed $2,251,900 from revenues collected from the sale
5685 of products, for materials, supplies, equipment, maintenance of facilities, reimbursement for
5686 community service projects and compensation of employees of the program; and provided
5687 further, that all expenditures from this item shall be subject to chapter 29 of the General Laws
5688 and recorded on the Massachusetts management accounting and reporting system $2,251,900

5689 8910-2222 For the Hampden sheriff's department, which may expend for the
5690 operation of the department an amount not to exceed $600,000 from federal inmate
5691 reimbursements; provided, that $312,000 from the reimbursements shall not be available for

5692 expenditure and shall be deposited into the General Fund before the retention by the department
5693 of any of these reimbursements; and provided further, that notwithstanding any general or special
5694 law to the contrary, for the purpose of accommodating timing discrepancies between the receipt
5695 of retained revenues and related expenditures, the department may incur expenses and the
5696 comptroller may certify for payment amounts not to exceed the lower of this authorization or the
5697 most recent revenue estimate as reported in the state accounting system $600,000

5698 Worcester Sheriff's Department.

5699 8910-0105 For the operation of the Worcester sheriff's department; provided, that for
5700 the purpose of maximizing bed capacity and re-entry capability throughout the commonwealth,
5701 the sheriff's department shall submit reports, utilizing standardized reporting definitions
5702 developed mutually with the department of correction, on caseload, admissions, classification,
5703 releases, and recidivism of all pre-trial, sentenced, and federal inmates; provided further, that the
5704 department shall submit these reports on a quarterly basis beginning in the quarter ended
5705 September 30, 2011, due no later than 30 days after the last day of each quarter; provided further,
5706 that each sheriff's department shall also report, in a format developed jointly by the
5707 Massachusetts sheriffs' association and the department of correction, on the fiscal year 2010 and
5708 fiscal year 2011 total costs per inmate by facility and security level no later than August 1, 2011;
5709 and provided further, that the sheriff's department shall submit all reports directly to the
5710 executive office for administration and finance, the house and senate committees on ways and
5711 means, the joint committee on public safety, and the Massachusetts sheriffs' association
5712 $39,729,986

5713 Middlesex Sheriff's Department.

5714 8910-0107 For the operation of the Middlesex sheriff's department; provided, that for
5715 the purpose of maximizing bed capacity and re-entry capability throughout the commonwealth,
5716 the sheriff's department shall submit reports, utilizing standardized reporting definitions
5717 developed mutually with the department of correction, on caseload, admissions, classification,
5718 releases, and recidivism of all pre-trial, sentenced, and federal inmates; provided further, that the
5719 department shall submit these reports on a quarterly basis beginning in the quarter ended
5720 September 30, 2011, due no later than 30 days after the last day of each quarter; provided further,
5721 that each sheriff's department shall also report, in a format developed jointly by the
5722 Massachusetts sheriffs' association and the department of correction, on the fiscal year 2010 and
5723 fiscal year 2011 total costs per inmate by facility and security level no later than August 1, 2011;
5724 and provided further, that the sheriff's department shall submit all reports directly to the
5725 executive office for administration and finance, the house and senate committees on ways and
5726 means, the joint committee on public safety, and the Massachusetts sheriffs' association
5727 $58,708,427

5728 8910-0160 For a retained revenue account for the Middlesex sheriff's department for
5729 reimbursements from the federal government for costs associated with the incarceration of
5730 federal inmates at the Billerica house of correction; provided, that the department may expend
5731 for the operation of the department an amount not to exceed $850,000 from revenues collected
5732 from the incarceration of federal inmates; provided further, that notwithstanding any general or
5733 special law to the contrary, for the purpose of accommodating timing discrepancies between the
5734 receipt of retained revenues and related expenditures, the department may incur expenses and the
5735 comptroller may certify for payment amounts not to exceed the lower of this authorization or the
5736 most recent revenue estimate therefore as reported in the state accounting system; and provided

5737 further, that all expenditures from this item shall be subject to chapter 29 of the General Laws
5738 and recorded on the Massachusetts management accounting and reporting system $850,000

5739 8910-1100 For the Middlesex sheriff's department, which may expend for the
5740 operation of a prison industries program an amount not to exceed $75,000 from revenues
5741 collected from the sale of products, for materials, supplies, equipment, maintenance of facilities
5742 and compensation of employees of the program; and provided further, that all expenditures from
5743 this item shall be subject to chapter 29 of the General Laws and recorded in the Massachusetts
5744 management accounting and reporting system $75,000

5745 Hampshire Sheriff's Department.

5746 8910-0110 For the operation of the Hampshire sheriff's department; provided, that for
5747 the purpose of maximizing bed capacity and re-entry capability throughout the commonwealth,
5748 the sheriff's department shall submit reports, utilizing standardized reporting definitions
5749 developed mutually with the department of correction, on caseload, admissions, classification,
5750 releases, and recidivism of all pre-trial, sentenced, and federal inmates; provided further, that the
5751 department shall submit these reports on a quarterly basis beginning in the quarter ended
5752 September 30, 2011, due no later than 30 days after the last day of each quarter; provided further,
5753 that each sheriff's department shall also report, in a format developed jointly by the
5754 Massachusetts sheriffs' association and the department of correction, on the fiscal year 2010 and
5755 fiscal year 2011 total costs per inmate by facility and security level no later than August 1, 2011;
5756 and provided further, that the sheriff's department shall submit all reports directly to the
5757 executive office for administration and finance, the house and senate committees on ways and

5758 means, the joint committee on public safety, and the Massachusetts sheriffs' association

5759 $11,559,175

5760 8910-1112 For the Hampshire sheriff's department, which may expend for the

5761 operation of the Hampshire county regional lockup at the Hampshire county jail an amount not

5762 to exceed $158,068 in revenue; provided, that the sheriff shall enter into agreements to provide

5763 detention services to various law enforcement agencies and municipalities and shall determine

5764 and collect fees for those detentions from the law enforcement agencies and municipalities

5765 $158,068

5766 Berkshire Sheriff's Department.

5767 8910-0145 For the operation of the Berkshire sheriff's department; provided, that for

5768 the purpose of maximizing bed capacity and re-entry capability throughout the commonwealth,

5769 the sheriff's department shall submit reports, utilizing standardized reporting definitions

5770 developed mutually with the department of correction, on caseload, admissions, classification,

5771 releases, and recidivism of all pre-trial, sentenced, and federal inmates; provided further, that the

5772 department shall submit these reports on a quarterly basis beginning in the quarter ended

5773 September 30, 2011, due no later than 30 days after the last day of each quarter; provided further,

5774 that each sheriff's department shall also report, in a format developed jointly by the

5775 Massachusetts sheriffs' association and the department of correction, on the fiscal year 2010 and

5776 fiscal year 2011 total costs per inmate by facility and security level no later than August 1, 2011;

5777 and provided further, that the sheriff's department shall submit all reports directly to the

5778 executive office for administration and finance, the house and senate committees on ways and

5779 means, the joint committee on public safety, and the Massachusetts sheriffs' association

5780 $14,108,413

5781 8910-0445 For the Berkshire sheriff's department, which may expend an amount not

5782 to exceed $250,000 from revenues generated from the operation of the Berkshire county

5783 communication center's 911 dispatch operations and other law enforcement related activities,

5784 including the Berkshire county sheriff prison industries program; provided, that all expenditures

5785 from this item shall be subject to chapter 29 of the General Laws and recorded on the

5786 Massachusetts management accounting and reporting system $250,000

5787 8910-0446 For the Berkshire sheriff's department, which may expend an amount not

5788 to exceed $500,000 from revenues collected from Berkshire County public schools; provided,

5789 that funds shall be expended for the operation of the Juvenile Resource Center; provided further,

5790 that notwithstanding any general or special law to the contrary, for the purpose of

5791 accommodating timing discrepancies between the receipt of retained revenues and related

5792 expenditures, the sheriff's office may incur expenses and the comptroller may certify for

5793 payment amounts not to exceed the lower of this authorization or the most recent revenue

5794 estimate, as reported in the state accounting system; and provided further, that expenditures from

5795 this item shall be subject to chapter 29 of the General Laws and recorded on the Massachusetts

5796 management accounting and reporting system $500,000

5797 Franklin Sheriff's Department.

5798 8910-0108 For the operation of the Franklin sheriff's department; provided, that for

5799 the purpose of maximizing bed capacity and re-entry capability throughout the commonwealth,

5800 the sheriff's department shall submit reports, utilizing standardized reporting definitions

5801 developed mutually with the department of correction, on caseload, admissions, classification,
5802 releases, and recidivism of all pre-trial, sentenced, and federal inmates; provided further, that the
5803 department shall submit these reports on a quarterly basis beginning in the quarter ended
5804 September 30, 2011, due no later than 30 days after the last day of each quarter; provided further,
5805 that each sheriff's department shall also report, in a format developed jointly by the
5806 Massachusetts sheriffs' association and the department of correction, on the fiscal year 2010 and
5807 fiscal year 2011 total costs per inmate by facility and security level no later than August 1, 2011;
5808 and provided further, that the sheriff's department shall submit all reports directly to the
5809 executive office for administration and finance, the house and senate committees on ways and
5810 means, the joint committee on public safety, and the Massachusetts sheriffs' association
5811 $8,671,430

5812 8910-0188 For the Franklin sheriff's department, which may expend for the operation
5813 of the department an amount not to exceed $2,100,000 from revenues received from any state or
5814 federal inmate reimbursements; provided, that notwithstanding any general or special law to the
5815 contrary, for the purpose of accommodating timing discrepancies between the receipt of retained
5816 revenues and related expenditures, the department may incur expenses and the comptroller may
5817 certify for payment amounts not to exceed the lower of this authorization or the most recent
5818 revenue estimate therefore as reported in the state accounting system $2,100,000

5819 Essex Sheriff's Department.

5820 8910-0619 For the operation of the Essex sheriff's department; provided, that for the
5821 purpose of maximizing bed capacity and re-entry capability throughout the commonwealth, the
5822 sheriff's department shall submit reports, utilizing standardized reporting definitions developed

5823 mutually with the department of correction, on caseload, admissions, classification, releases, and
5824 recidivism of all pre-trial, sentenced, and federal inmates; provided further, that the department
5825 shall submit these reports on a quarterly basis beginning in the quarter ended September 30,
5826 2011, due no later than 30 days after the last day of each quarter; provided further, that each
5827 sheriff's department shall also report, in a format developed jointly by the Massachusetts
5828 sheriffs' association and the department of correction, on the fiscal year 2010 and fiscal year
5829 2011 total costs per inmate by facility and security level no later than August 1, 2011; and
5830 provided further, that the sheriff's department shall submit all reports directly to the executive
5831 office for administration and finance, the house and senate committees on ways and means, the
5832 joint committee on public safety, and the Massachusetts sheriffs' association $43,356,922

5833 8910-6619 For the Essex sheriff's department, which may expend for the operation of
5834 the department an amount not to exceed $2,000,000 from revenues received from federal inmate
5835 reimbursements; provided, that $150,000 from the reimbursements shall not be available for
5836 expenditure and shall be deposited quarterly into the General Fund before the retention by the
5837 department of any of these revenues as certified by the comptroller; provided further, that the
5838 quarterly payments shall total $600,000 in fiscal year 2012; provided further, that said sheriff
5839 may expend from this item costs associated with joint federal and state law enforcement
5840 activities from federal reimbursements received; and provided further, that notwithstanding any
5841 general or special law to the contrary, for the purpose of accommodating timing discrepancies
5842 between the receipt of retained revenues and related expenditures, the department may incur
5843 expenses and the comptroller may certify for payment amounts not to exceed the lower of this
5844 authorization or the most recent revenue estimate as reported in the state accounting system
5845 $2,000,000

5846 Massachusetts Sheriff's Association.

5847 8910-7100 For the Massachusetts Sheriffs Association, which may expend for its
5848 operation an amount not to exceed $344,790 in revenue collected from voluntary contributions
5849 from all sheriffs; provided, that the sheriffs shall appoint persons to serve as executive director,
5850 assistant executive director and research director and other staff positions as necessary for the
5851 purpose of coordination and standardization of services and programs, the collection and analysis
5852 of data related to incarceration and recidivism and generation of reports, technical assistance and
5853 training to ensure standardization in organization, operations, and procedures; provided further,
5854 that this staff shall not be subject to section 45 of chapter 30 of the General Laws or chapter 31
5855 of the General Laws and shall serve at the will and pleasure of a majority of sheriffs; provided
5856 further, that the executive director of the association shall submit a report that shows the amounts
5857 of all grants awarded to each sheriff in fiscal year 2011; and provided further, that the report
5858 shall be submitted to the house and senate committees on ways and means not later than
5859 February 1, 2012 $344,790

5860 Barnstable Sheriff's Department.

5861 8910-8200 For the operation of the Barnstable sheriff's department; provided, that for
5862 the purpose of maximizing bed capacity and re-entry capability throughout the commonwealth,
5863 the sheriff's department shall submit reports, utilizing standardized reporting definitions
5864 developed mutually with the department of correction, on caseload, admissions, classification,
5865 releases, and recidivism of all pre-trial, sentenced, and federal inmates; provided further, that the
5866 department shall submit these reports on a quarterly basis beginning in the quarter ended
5867 September 30, 2011, due no later than 30 days after the last day of each quarter; provided further,

5868 that each sheriff's department shall also report, in a format developed jointly by the
5869 Massachusetts sheriffs' association and the department of correction, on the fiscal year 2010 and
5870 fiscal year 2011 total costs per inmate by facility and security level no later than August 1, 2011;
5871 and provided further, that the sheriff's department shall submit all reports directly to the
5872 executive office for administration and finance, the house and senate committees on ways and
5873 means, the joint committee on public safety, and the Massachusetts sheriffs' association
5874 $21,517,391

5875 8910-8210 For the Barnstable sheriff's department, which may expend for the
5876 operation of the department an amount not to exceed $250,000 from revenues received from
5877 federal inmate reimbursements; provided, that notwithstanding any general or special law to the
5878 contrary, for the purpose of accommodating timing discrepancies between the receipt of retained
5879 revenues and related expenditures, the department may incur expenses and the comptroller may
5880 certify for payment amounts not to exceed the lower of this authorization or the most recent
5881 revenue estimate as reported in the state accounting system $250,000

5882 Bristol Sheriff's Department.

5883 8910-8300 For the operation of the Bristol sheriff's department; provided, that for the
5884 purpose of maximizing bed capacity and re-entry capability throughout the commonwealth, the
5885 sheriff's department shall submit reports, utilizing standardized reporting definitions developed
5886 mutually with the department of correction, on caseload, admissions, classification, releases, and
5887 recidivism of all pre-trial, sentenced, and federal inmates; provided further, that the department
5888 shall submit these reports on a quarterly basis beginning in the quarter ended September 30,
5889 2011, due no later than 30 days after the last day of each quarter; provided further, that each

5890 sheriff's department shall also report, in a format developed jointly by the Massachusetts
5891 sheriffs' association and the department of correction, on the fiscal year 2010 and fiscal year
5892 2011 total costs per inmate by facility and security level no later than August 1, 2011; and
5893 provided further, that the sheriff's department shall submit all reports directly to the executive
5894 office for administration and finance, the house and senate committees on ways and means, the
5895 joint committee on public safety, and the Massachusetts sheriffs' association $27,202,704

5896 8910-8310 For the Bristol sheriff's department, which may expend for the operation
5897 of the department an amount not to exceed $8,000,000 from revenues received from federal
5898 inmate reimbursements; provided, that notwithstanding any general or special law to the
5899 contrary, for the purpose of accommodating timing discrepancies between the receipt of retained
5900 revenues and related expenditures, the department may incur expenses and the comptroller may
5901 certify for payment amounts not to exceed the lower of this authorization or the most recent
5902 revenue estimate as reported in the state accounting system $8,460,000

5903 Dukes Sheriff's Department.

5904 8910-8400 For the operation of the Dukes sheriff's department; provided, that for the
5905 purpose of maximizing bed capacity and re-entry capability throughout the commonwealth, the
5906 sheriff's department shall submit reports, utilizing standardized reporting definitions developed
5907 mutually with the department of correction, on caseload, admissions, classification, releases, and
5908 recidivism of all pre-trial, sentenced, and federal inmates; provided further, that the department
5909 shall submit these reports on a quarterly basis beginning in the quarter ended September 30,
5910 2011, due no later than 30 days after the last day of each quarter; provided further, that each
5911 sheriff's department shall also report, in a format developed jointly by the Massachusetts

5912 sheriffs' association and the department of correction, on the fiscal year 2010 and fiscal year
5913 2011 total costs per inmate by facility and security level no later than August 1, 2011; and
5914 provided further, that the sheriff's department shall submit all reports directly to the executive
5915 office for administration and finance, the house and senate committees on ways and means, the
5916 joint committee on public safety, and the Massachusetts sheriffs' association $2,453,748

5917 Nantucket Sheriff's Department.

5918 8910-8500 For the operation of the Nantucket sheriff's department; provided, that for
5919 the purpose of maximizing bed capacity and re-entry capability throughout the commonwealth,
5920 the sheriff's department shall submit reports, utilizing standardized reporting definitions
5921 developed mutually with the department of correction, on caseload, admissions, classification,
5922 releases, and recidivism of all pre-trial, sentenced, and federal inmates; provided further, that the
5923 department shall submit these reports on a quarterly basis beginning in the quarter ended
5924 September 30, 2011, due no later than 30 days after the last day of each quarter; provided further,
5925 that each sheriff's department shall also report, in a format developed jointly by the
5926 Massachusetts sheriffs' association and the department of correction, on the fiscal year 2010 and
5927 fiscal year 2011 total costs per inmate by facility and security level no later than August 1, 2011;
5928 and provided further, that the sheriff's department shall submit all reports directly to the
5929 executive office for administration and finance, the house and senate committees on ways and
5930 means, the joint committee on public safety, and the Massachusetts sheriffs' association
5931 $747,844

5932 Norfolk Sheriff's Department.

5933 8910-8600 For the operation of the Norfolk sheriff's department provided, that for the
5934 purpose of maximizing bed capacity and re-entry capability throughout the commonwealth, the
5935 sheriff's department shall submit reports, utilizing standardized reporting definitions developed
5936 mutually with the department of correction, on caseload, admissions, classification, releases, and
5937 recidivism of all pre-trial, sentenced, and federal inmates; provided further, that the department
5938 shall submit these reports on a quarterly basis beginning in the quarter ended September 30,
5939 2011, due no later than 30 days after the last day of each quarter; provided further, that each
5940 sheriff's department shall also report, in a format developed jointly by the Massachusetts
5941 sheriffs' association and the department of correction, on the fiscal year 2010 and fiscal year
5942 2011 total costs per inmate by facility and security level no later than August 1, 2011; and
5943 provided further, that the sheriff's department shall submit all reports directly to the executive
5944 office for administration and finance, the house and senate committees on ways and means, the
5945 joint committee on public safety, and the Massachusetts sheriffs' association $23,980,272

5946 8910-8610 For the Norfolk sheriff's department, which may expend for the operation
5947 of the department an amount not to exceed $1,200,000 from revenues received from federal
5948 inmate reimbursements; provided, that notwithstanding any general or special law to the
5949 contrary, for the purpose of accommodating timing discrepancies between the receipt of retained
5950 revenues and related expenditures, the department may incur expenses and the comptroller may
5951 certify for payment amounts not to exceed the lower of this authorization or the most recent
5952 revenue estimate as reported in the state accounting system $2,500,000

5953 Plymouth Sheriff's Department.

5954 8910-8700 For the operation of the Plymouth sheriff's department; provided, that for
5955 the purpose of maximizing bed capacity and re-entry capability throughout the commonwealth,
5956 the sheriff's department shall submit reports, utilizing standardized reporting definitions
5957 developed mutually with the department of correction, on caseload, admissions, classification,
5958 releases, and recidivism of all pre-trial, sentenced, and federal inmates; provided further, that the
5959 department shall submit these reports on a quarterly basis beginning in the quarter ended
5960 September 30, 2011, due no later than 30 days after the last day of each quarter; provided further,
5961 that each sheriff's department shall also report, in a format developed jointly by the
5962 Massachusetts sheriffs' association and the department of correction, on the fiscal year 2010 and
5963 fiscal year 2011 total costs per inmate by facility and security level no later than August 1, 2011;
5964 and provided further, that the sheriff's department shall submit all reports directly to the
5965 executive office for administration and finance, the house and senate committees on ways and
5966 means, the joint committee on public safety, and the Massachusetts sheriffs' association
5967 $24,810,825

5968 8910-8710 For the Plymouth sheriff's department, which may expend for the
5969 operation of the department an amount not to exceed $16,000,000 from revenues received from
5970 federal inmate reimbursements; provided, that notwithstanding any general or special law to the
5971 contrary, for the purpose of accommodating timing discrepancies between the receipt of retained
5972 revenues and related expenditures, the department may incur expenses and the comptroller may
5973 certify for payment amounts not to exceed the lower of this authorization or the most recent
5974 revenue estimate as reported in the state accounting system $16,000,000

5975 Suffolk Sheriff's Department.

5976 8910-8800 For the operation of the Suffolk sheriff's department; provided, that for the
5977 purpose of maximizing bed capacity and re-entry capability throughout the commonwealth, the
5978 sheriff's department shall submit reports, utilizing standardized reporting definitions developed
5979 mutually with the department of correction, on caseload, admissions, classification, releases, and
5980 recidivism of all pre-trial, sentenced, and federal inmates; provided further, that the department
5981 shall submit these reports on a quarterly basis beginning in the quarter ended September 30,
5982 2011, due no later than 30 days after the last day of each quarter; provided further, that each
5983 sheriff's department shall also report, in a format developed jointly by the Massachusetts
5984 sheriffs' association and the department of correction, on the fiscal year 2010 and fiscal year
5985 2011 total costs per inmate by facility and security level no later than August 1, 2011; and
5986 provided further, that the sheriff's department shall submit all reports directly to the executive
5987 office for administration and finance, the house and senate committees on ways and means, the
5988 joint committee on public safety, and the Massachusetts sheriffs' association $88,042,732

5989 8910-8810 For the Suffolk sheriff's department, which may expend for the operation
5990 of the department an amount not to exceed $8,000,000 from revenues received from federal
5991 inmate reimbursements; provided, that notwithstanding any general or special law to the
5992 contrary, for the purpose of accommodating timing discrepancies between the receipt of retained
5993 revenues and related expenditures, the department may incur expenses and the comptroller may
5994 certify for payment amounts not to exceed the lower of this authorization or the most recent
5995 revenue estimate as reported in the state accounting system $8,000,000

5996 Department of Elder Affairs.

5997 9110-0100 For the operation of the executive office of elder affairs and regulation of
5998 assisted living facilities; provided, that the executive office of elder affairs shall report annually
5999 to the house and senate committees on ways and means the number of assisted living units
6000 certified and the total revenues generated from application and certification fees for such units
6001 $1,994,374

6002 9110-1455 For the costs of the drug insurance program authorized by section 39 of
6003 chapter 19A of the General Laws; provided, that amounts received by the executive office of
6004 elder affairs' vendor as premium revenue for this program may be retained and expended by the
6005 vendor for the purposes of the program; provided further, that funds shall be expended for the
6006 operation of the pharmacy outreach program established in section 4C of chapter 19A of the
6007 General Laws; provided further, that notwithstanding any general or special law to the contrary,
6008 unless otherwise prohibited by state or federal law, prescription drug coverage or benefits
6009 payable by the executive office of elder affairs and the entities with which it has contracted for
6010 administration of the subsidized catastrophic drug insurance program pursuant to said section 39
6011 of chapter 19A, shall be the payer of last resort for this program for eligible persons with regard
6012 to any other third-party prescription coverage or benefits available to such eligible persons;
6013 provided further, that the executive office shall notify the house and senate committees on ways
6014 and means not less than 90 days in advance of any action to limit or cap the number of enrollees
6015 in the program; provided further, that this program shall be subject to appropriation and, in fiscal
6016 year 2012, expenditures shall not be more than the amount authorized in this item; provided
6017 further, that no action shall be taken to expand the benefits of the program, extend benefits to
6018 additional populations or reduce cost sharing in the program without approval of the general
6019 court; provided further, that the executive office shall submit drafts of legislation required to

6020 implement such actions for review and analysis by the general court; provided further, that any
6021 cost savings to this item realized pursuant to the Patient Protection and Affordability Act of
6022 2010, Public Law 111-148 and the Health Care and Education Reconciliation Act of 2010,
6023 Public Law 111-152, shall be used to expand coverage and benefits available under this program
6024 upon the prior written approval of the secretary of administration and finance; provided further,
6025 that notification shall be given to the house and senate committees on ways and means at least 30
6026 days prior to any coverage or benefits expansions; provided further, that the executive office
6027 shall seek to obtain maximum federal funding for discounts on prescription drugs available to the
6028 executive office and to prescription advantage enrollees; provided further, that the executive
6029 office shall take steps for the coordination of benefits with the Medicare prescription drug benefit
6030 created pursuant to the federal Medicare Prescription Drug Improvement and Modernization Act
6031 of 2003 to ensure that Massachusetts residents take advantage of this benefit; provided further,
6032 that the executive office shall provide assistance for prescription drug costs to enrollees who
6033 qualify for Medicare Part D as well as assistance for premiums, deductibles, payments, and co-
6034 payments required by the Part D or Medicare Advantage plans, or by other plans which provide
6035 creditable prescription drug coverage as defined by section 104 of the Medicare Modernization
6036 Act, and which provide coverage of the cost of prescription drugs actuarially equal to or better
6037 than that provided by Medicare Part D; provided further, that a person shall also be eligible to
6038 enroll in the program at any time within a year after reaching age 65; and provided further, that
6039 the executive office shall allow those who meet the program eligibility criteria to enroll in the
6040 program at any time during the year $21,602,546

6041 9110-1500 For the provision of enhanced home care services, including case
6042 management to elders who meet the eligibility requirements of the home care program and need

6043 services above the level customarily provided under the program to remain safely at home,
6044 including elders previously enrolled in the managed care in housing, enhanced community
6045 options, and chronic care enhanced services programs; provided, that the secretary shall actively
6046 seek to obtain federal financial participation for all services provided to seniors who qualify for
6047 Medicaid benefits under the section 1915C waiver; provided further, that the executive office
6048 shall collect income data on persons receiving services provided in this item; provided further,
6049 that the executive office shall submit a report to the house and senate committees on ways and
6050 means detailing the population served by this item delineated by both 2011 federal poverty
6051 income levels and 2011 social security income standards; provided further, that the report shall
6052 be submitted not later than February 1, 2012; and provided further, that the executive office shall
6053 submit a report not later than October 14, 2011, to the house and senate committees on ways and
6054 means which shall include the number of individuals on a waiting list for these services on
6055 October 1, 2011, compared to the number of individuals on a waiting list on July 1, 2011
6056 $45,789,340

6057 9110-1604 For the operation of the supportive senior housing program at state or
6058 federally-assisted housing sites; provided, that funds shall be expended to fund existing sites
6059 $4,014,802

6060 9110-1630 For the operation of the elder home care program, including contracts with
6061 aging service access points or other qualified entities for the home care program, home care,
6062 health aides, home health and respite services, geriatric mental health services, and other services
6063 provided to the elderly; provided, that sliding-scale fees shall be charged to qualified elders;
6064 provided further, that the secretary of elder affairs may waive collection of sliding-scale fees in
6065 cases of extreme financial hardship; provided further, that not more than $11,500,000 in

6066 revenues accrued from sliding-scale fees shall be retained by the individual home care
6067 corporations without re-allocation by the executive office of elder affairs, and shall be expended
6068 for the purposes of the home care program, consistent with guidelines to be issued by the
6069 executive office; provided further, that the executive office shall report quarterly to the house
6070 and senate committees on ways and means on the receipt and expenditure of revenues accrued
6071 from the sliding-scale fees; provided further, that the executive office shall report quarterly to the
6072 house and senate committees on ways and means and the executive office for administration and
6073 finance on the amount expended from this item for purchase of service expenditures by category
6074 of service as set forth in 651 C.M.R. 3.01 and 651 C.M.R. 3.06; provided further, that no rate
6075 increase shall be awarded in fiscal year 2012 which would cause a reduction in client services or
6076 the number of clients served; provided further, that no funds shall be expended from this item to
6077 pay for salary increases for direct service workers who provide state-funded homemaker and
6078 home health aid services which would cause a reduction in client services; and provided further,
6079 that funding shall be expended for provider training and outreach for LGBT elders and
6080 caregivers; and provided further, that the secretary of elder affairs may transfer an amount not to
6081 exceed 3 per cent of the funds appropriated in this item to item 9110-1633 for case management
6082 services and the administration of the home care program $97,780,898

6083 9110-1633 For the operation of the elder home care case management program,
6084 including contracts with aging service access points, or other qualified entities for home care
6085 case management services and the administration of the home care corporations funded through
6086 item 9110-1630 and item 9110-1500; provided, that such contracts shall include the costs of
6087 administrative personnel, home care case managers, travel, rent and other costs deemed
6088 appropriate by the executive office of elder affairs; provided further, that no funds appropriated

6089 in this item shall be expended for the enhancement of management information systems; and
6090 provided further, that the secretary of elder affairs may transfer an amount not to exceed 3 per
6091 cent of the funds appropriated herein to item 9110-1630 $35,738,377

6092 9110-1636 For the elder protective services program, including, but not limited to,
6093 protective services case management, guardianship services, the statewide elder abuse hotline,
6094 money management services, and the elder-at-risk program$16,250,554

6095 9110-1660 For congregate and shared housing services for the elderly $1,503,617

6096 9110-1700 For residential assessment and placement programs for homeless
6097 elders……..$136,000

6098 9110-1900 For the elder nutrition program $6,275,328

6099 9110-2500 For the Massachusetts department of elder affairs, which may expend not
6100 more than $750,000 from revenues from federal reimbursements received for the purpose of
6101 operating the Veterans Independence Plus Initiative, a joint initiative of the United States
6102 Department of Veterans' Affairs and the United States Administration on Aging $750,000

6103 9110-9002 For grants to the councils on aging and for grants to or contracts with non-
6104 public entities which are consortia or associations of councils on aging; provided, that
6105 notwithstanding the foregoing, all monies appropriated in this item shall be expended in
6106 accordance with the distribution schedules for formula and incentive grants established by the
6107 secretary of elder affairs; and provided further, that such distribution schedules shall be
6108 submitted to the house and senate committees on ways and means $8,254,327

6109 LEGISLATURE.

6110 Senate.

6111 9500-0000 For the operation of the senate $17,350,256

6112 9510-0000 For expenses incurred by the senate related to the joint committee on
6113 redistricting, prior appropriation continued $750,000

6114 House of Representatives.

6115 9600-0000 For the operation of the house of representatives $34,324,791

6116 9610-0000 For expenses incurred by the house of representatives related to the joint
6117 committee on redistricting, prior appropriation continued $750,000

6118 Joint Legislative Expenses.

6119 9700-0000 For the joint operations of the legislature $7,733,424

6120 SECTION 2B.

6121 SECTION 2B Notwithstanding any general or special law to the contrary, the agencies
6122 listed in this section may expend the amounts listed in this section for the provision of services to
6123 agencies listed in section 2. All expenditures made under this section shall be accompanied by a
6124 corresponding transfer of funds from an account listed in section 2 to the Intragovernmental
6125 Service Fund, established by section 2Q of chapter 29 of the General Laws. All revenues and
6126 other inflows shall be based on rates published by the seller agency that are developed in
6127 accordance with cost principles established by the United States Office of Management and
6128 Budget Circular A-87, "Cost Principles for State, Local and Indian Tribal Governments." All
6129 rates shall be published within 30 days of the enactment of this section. No expenditures shall be

6130 made from the Intragovernmental Service Fund which would cause that fund to be in deficit at
6131 the close of fiscal year 2012. All authorizations in this section shall be charged to the
6132 Intragovernmental Service Fund and shall not be subject to section 5D of chapter 29 of the
6133 General Laws. Any balance remaining in that fund at the close of fiscal year 2012 shall be
6134 transferred to the General Fund.

6135 OFFICE OF THE SECRETARY OF STATE.

6136 0511-0003 For the costs of providing electronic and other publications purchased
6137 from the state bookstore, for commission fees, notary fees and for direct access to the secretary‘s
6138 computer library $16,000

6139 0511-0235 For the costs of obsolete records destruction incurred by the office of the
6140 secretary of state; provided, that state agencies, including the judicial branch, may be charged for
6141 the destruction of their obsolete records by the records center where appropriate; provided
6142 further, that the secretary of state may expend revenues not to exceed $100,000 of the funds
6143 received for the costs of the obsolete record destruction; and provided further, that the fees shall
6144 be charged on an equitable basis $100,000

6145 TREASURER AND RECEIVER GENERAL.

6146 0699-0018 For the cost of debt service for the fiscal year ending June 30, 2012 for the
6147 clean energy investment program and other projects or programs for which an agency has
6148 committed to fund the associated debt service; provided, that the treasurer may charge other
6149 appropriations and federal grants for the cost of the debt service $6,217,722

6150 OFFICE OF THE STATE COMPTROLLER.

6151 1000-0005 For the cost of the single state audit for the fiscal year ending June 30,
6152 2012; provided, that the comptroller may charge other appropriations and federal grants for the
6153 cost of the audit $850,000

6154 1000-0008 For the costs of operating and managing the MMARS and New MMARS
6155 accounting system for fiscal year 2012 $2,730,000

6156 EXECUTIVE OFFICE OF ADMINISTRATION AND FINANCE.

6157 Office of the Secretary.

6158 1100-1701 For the cost of information technology services provided to agencies of
6159 the executive office of administration and finance $21,973,602

6160 DIVISION OF CAPITAL ASSET MANAGEMENT AND MAINTENANCE.

6161 1102-3224 For the costs for the Leverett Saltonstall building lease and occupancy
6162 payments; provided, that the division of capital asset management and maintenance shall submit
6163 to the house and senate committees on ways and means on or before the first of each month
6164 beginning July 1, 2011 a monthly report on the agencies that currently, or will during fiscal year
6165 2012 occupy space in the Saltonstall building, their rental costs, utility costs, parking space
6166 allocation, floor space, lease dates, all services included in the lease and all services that the
6167 agencies are obligated to fund beyond the lease payments; and provided further, that the report
6168 shall include both estimated payments and prior expenditures $11,217,734

6169 Bureau of State Office Buildings.

6170 1102-3333 For the operation and maintenance of state buildings, including
6171 reimbursement for overtime expenses, materials and contract services purchased in performing

6172 renovations and related services for agencies occupying state buildings or for services rendered
6173 to approved entities using state facilities $165,000

6174 1102-3336 For the operation and maintenance of the space in the Hurley state office
6175 building occupied by the division of unemployment assistance $3,133,900

6176 Reserves.

6177 1599-2040 For the payment of prior year deficiencies based upon schedules provided
6178 to the house and senate committees on ways and means; provided, that the comptroller may
6179 charge departments' current fiscal year appropriations and transfer to such items amounts
6180 equivalent to the amounts of any prior year deficiency, subject to the conditions stated in this
6181 item; provided further, that the comptroller shall only assess chargebacks to those current fiscal
6182 year appropriations when the account to which the chargeback is applied is the same account to
6183 which the prior year deficiency pertains or, if there is no such account, to the current fiscal year
6184 appropriation for the general administration of the department that administered the account to
6185 which the prior year deficiency pertains; provided further, that no chargeback shall be made
6186 which would cause a deficiency in any current fiscal year item; provided further, that the
6187 comptroller shall report with such schedule a detailed reason for the prior year deficiency on all
6188 chargebacks assessed that exceed $1,000 including the amount of the chargeback, the item and
6189 object class charged; and provided further, that the comptroller shall report on a quarterly basis
6190 on all chargebacks assessed, including the amount of the chargeback, the item, object class
6191 charged and the reason for the prior year deficiency $10,000,000

6192 1599-3100 For the cost of the commonwealth's employer contributions to the
6193 Unemployment Compensation Fund and the Medical Security Trust Fund; provided, that the

6194 secretary of administration and finance shall authorize the collection, accounting and payment of
6195 such contributions; and provided further, that in executing these responsibilities the comptroller
6196 may charge, in addition to individual appropriation accounts, certain non-appropriated funds in
6197 amounts that are computed on the same basis as the commonwealth's contributions are
6198 determined, including expenses, interest expense or related charges $34,000,000

6199 Division of Human Resources.

6200 1750-0101 For the cost of goods and services rendered in administering training
6201 programs, including the cost of training unit staff; provided, that the division shall charge to
6202 other items for the cost of participants enrolled in programs sponsored by the division or to state
6203 agencies employing such participants; provided further, that the division may collect from
6204 participating state agencies a fee sufficient to cover administrative costs of the commonwealth's
6205 performance recognition programs and to expend such fees for goods and services rendered in
6206 the administration of these programs; and provided further, that the division may charge and
6207 collect from participating state agencies a fee sufficient to cover administrative costs and expend
6208 such fees for goods and services rendered in the administration of information technology
6209 services related to the human resources compensation management system program
6210 $282,628

6211 1750-0105 For the cost of workers' compensation paid to public employees;
6212 provided, that the secretary of administration and finance shall charge other items or state
6213 agencies for costs incurred on behalf of these state agencies; provided further, that the secretary
6214 may transfer workers' compensation-related fringe benefit assessments from federal grants and
6215 trust accounts to this item; provided further, that no funds shall be expended from this item that

6216 would cause the item to be deficient; provided further, that the secretary shall provide projected
6217 costs of workers‘ compensation costs incurred by agencies in fiscal year 2012 to the house and
6218 senate committees on ways and means no later than March 2, 2012; provided further, that in
6219 accordance with chapter 177 of the acts of 2001, the secretary of administration and finance shall
6220 charge state agencies in fiscal year 2012 as provided in this item for workers‘ compensation
6221 costs, including related administrative expenses incurred on behalf of the employees of the
6222 agencies; provided further, that administrative expenses shall be allocated; provided further, that
6223 the personnel administrator shall administer the charges on behalf of the secretary, and may
6224 establish such rules and procedures as deemed necessary to implement this item; provided
6225 further, that the personnel administrator shall: (1) notify agencies regarding the chargeback
6226 methodology to be used in fiscal year 2012; (2) notify agencies of the amount of their estimated
6227 workers compensation charges for the fiscal year; and (3) require agencies to encumber funds in
6228 an amount sufficient to meet the estimated charges; provided further, that the estimated charges
6229 for each agency in the fiscal year shall be not less than the amount of the actual workers‘
6230 compensation costs, including related administrative expenses, incurred by each such agency in
6231 fiscal year 2012 and may include such additional amounts as the human resources division finds
6232 necessary under regulations adopted under this item; provided further, that the division may
6233 adopt a program of incentives for agencies to reduce agencies‘ claims; provided further, that for
6234 any agency that fails within 30 days of the effective date of this act to encumber funds sufficient
6235 to meet the estimated charges, the comptroller shall so encumber funds on behalf of that agency;
6236 provided further, that the personnel administrator shall: (1) determine the amount of the actual
6237 workers‘ compensation costs incurred by each agency in the preceding month, including related
6238 administrative expenses; (2) notify each agency of the amounts; and (3) charge the amounts to

6239 each agency‘s accounts as estimates of the costs to be incurred in the current month; provided
6240 further, that notwithstanding any general or special law to the contrary, any balance remaining in
6241 the Intergovernmental Service Fund, at the close of fiscal year 2012 shall be transferred to the
6242 General Fund; provided further, that any unspent balance at the close of fiscal year 2012 in an
6243 amount not to exceed 5 per cent of the amount authorized shall remain in the Intergovernmental
6244 Service Fund and is hereby re-authorized for expenditures for such item in fiscal year 2013;
6245 provided further, that the personnel administrator may expend in fiscal year 2012 for hospital,
6246 physician, benefit, and other costs related to workers‘ compensation for employees of state
6247 agencies, including administrative expenses; and provided further, that such expenditures may
6248 include payments for medical services provided to claimants in prior fiscal years, as well as
6249 compensation benefits and associated costs for prior fiscal years $57,040,378

6250 1750-0106 For the workers‘ compensation litigation unit, including the costs of
6251 personnel $684,091

6252 1750-0600 For the cost of core human resources administrative processing functions
6253 $2,500,000

6254 1750-0601 The human resources division may, on behalf of the division, the
6255 comptroller's office and the Information technology division, charge and collect from
6256 participating state agencies a fee sufficient to cover administrative costs and expend such fees for
6257 goods and services rendered in the administration of the human resources compensation
6258 management system program $6,773,950

6259 Operational Services Division.

6260 1775-0800 For the purchase, operation and repair of certain vehicles and for the cost
6261 of operating and maintaining all vehicles that are leased by other agencies, including the costs of
6262 personnel $7,600,000

6263 1775-1000 For printing, photocopying, and related graphic art or design work,
6264 including all necessary incidental expenses and liabilities; provided, that the secretary for
6265 administration and finance shall charge to other items of appropriation within the agencies of the
6266 executive branch for such services, including the costs of personnel $1,000,000

6267 Information Technology Division.

6268 1790-0200 For the cost of computer resources and services provided by the
6269 information technology division in accordance with the policies, procedures and rates approved
6270 by the secretary for administration and finance, including the purchase, lease or rental of
6271 telecommunications lines, services and equipment, that are centrally billed to the
6272 commonwealth; provided, that the secretary shall charge other items of appropriation for the cost
6273 of the resources and services; provided further, that notwithstanding any general or special law to
6274 the contrary, charges for the cost of computer resources and services provided by the bureau of
6275 computer services for the design, development, and production of reports and information related
6276 to the analysis, development and production of appropriations bills and other legislation shall not
6277 be charged to any item of appropriation of the executive office for administration and finance,
6278 the house of representatives, the senate or any joint legislative account in fiscal year 2012;
6279 provided further, that the bureau shall submit quarterly reports to the house and senate
6280 committees on ways and means summarizing the total charges, payments and services provided
6281 for the preceding quarter from each department charged to this item; provided further, that the

6282 reports shall include, but not be limited to, a delineation of the rates charged to each department
6283 as approved by the secretary for administration and finance for each service performed by the
6284 division; provided further, that the secretary for administration and finance shall establish
6285 regulations, procedures and a schedule of fees including, but not limited to, the development and
6286 distribution of forms and instructions, including the costs of personnel; and provided further, that
6287 any unspent balance at the close of fiscal year 2012 in an amount not to exceed 5 per cent of the
6288 amount authorized shall remain in the Intergovernmental Service Fund and may be expended for
6289 the item in fiscal year 2013 $66,377,703

6290 1790-0400 For the purchase, delivery, handling of and contracting for supplies,
6291 postage and related equipment and other incidental expenses provided pursuant to section 51 of
6292 chapter 30 of the General Laws $2,349,000

6293 EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS.

6294 2000-1701 For the cost of information technology services provided to agencies of
6295 the executive office of energy and environment $4,789,108

6296 EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES.

6297 Office of the Secretary.

6298 4000-0102 For the cost of transportation services for health and human services
6299 clients and the operation of the health and human services transportation office $8,086,443

6300 4000-0103 For the costs of core administrative functions performed within the
6301 executive office of health and human services; provided, that the secretary of the executive office
6302 of health and human services may, notwithstanding any general or special law to the contrary,

6303 identify administrative activities and functions common to the separate agencies, departments,
6304 offices, divisions, and commissions within the executive office and may designate such functions
6305 as core administrative functions in order to improve administrative efficiency and preserve fiscal
6306 resources; provided further, that common functions that may be designated core administrative
6307 functions include human resources, financial management and leasing and facility management;
6308 provided further, that all employees performing functions so designated may be employed by the
6309 executive office, and the executive office shall charge the agencies, departments, offices,
6310 divisions and commissions for such services; provided further, that upon the designation of a
6311 function as a core administrative function, the employees of each agency, department, office or
6312 commission who perform such core administrative functions may be transferred to the executive
6313 office of health and human services; provided further, that the reorganization shall not impair the
6314 civil service status of any such transferred employee who immediately before the effective date
6315 of this act either holds a permanent appointment in a position classified under chapter 31 of the
6316 General Laws or has tenure in a position by reason of section 9A of chapter 30 of the General
6317 Laws; and provided further, that nothing in this item shall impair or change an employee's status,
6318 rights, or benefits under chapter 150E of the General Laws $20,003,583

6319 4000-1701 For the cost of information technology services provided to agencies of
6320 the executive office of health and human services $31,441,744

6321 Massachusetts Commission for the Deaf and Hard of Hearing.

6322 4125-0122 For the costs of interpreter services provided by commission staff;
6323 provided, that the costs of personnel may be charged to this item; and provided further, that for
6324 the purpose of accommodating discrepancies between the receipt of retained revenues and

6325 related expenditures, the commission may incur expenses and the comptroller may certify for
6326 payment amounts not to exceed the lower of this authorization or the most recent revenue
6327 estimate as reported in the state accounting system $250,000

6328 Department of Public Health.

6329 4510-0108 For the costs of pharmaceutical drugs and services provided by the state
6330 office for pharmacy services, in this section called SOPS; provided, that SOPS shall notify in
6331 writing all agencies listed below of their obligations under this item by July 15, 2011; provided
6332 further, that SOPS shall continue to be the sole provider of pharmacy services for the following
6333 agencies currently under SOPS: the department of public health, the department of mental health,
6334 the department of developmental services, the department of correction, the department of youth
6335 services, the sheriff's departments of Bristol, Essex, Franklin, Hampden, Hampshire, and
6336 Plymouth, and the Soldiers Homes in Holyoke and Chelsea; provided further, that SOPS shall
6337 become the sole provider of pharmacy services to the following agencies currently not being
6338 serviced by SOPS: the sheriff's departments of Worcester, Middlesex, Berkshire, Suffolk,
6339 Norfolk, Barnstable and Dukes; provided further, that SOPS shall be the sole provider of
6340 pharmacy services for all said agencies and all costs for pharmacy services shall be charged by
6341 this item; provided further, that said agencies shall not charge or contract with any other
6342 alternative vendor for pharmacy services other than SOPS; provided further, that SOPS shall
6343 develop an implementation plan to transition the following agencies within the current fiscal
6344 year: the sheriff's departments of Worcester, Middlesex, Berkshire, Suffolk, Norfolk, Barnstable
6345 and Dukes; provided further, that SOPS shall validate previously-submitted pharmacy
6346 expenditures including HIV Drug Assistance Program drug reimbursements during fiscal year
6347 2012; provided further, that SOPS shall continue to work to reduce medication costs, provide

6348 standardized policies and procedures in a clinically responsible manner, provide comprehensive
6349 data analysis and improve the quality of clinical services; provided further, that SOPS shall
6350 report to the house and senate committees on ways and means not later than April 16, 2012
6351 detailing the projected savings realized by each transitioning agency in comparison to their
6352 pharmacy costs in fiscal year 2011 and their projected savings for fiscal year 2013; and provided
6353 further, that the report shall also provide recommendations for the inclusion of other entities that
6354 may realize cost savings by joining SOPS $47,865,393

6355 4590-0901 For the costs of medical services provided at public health hospitals
6356 pursuant to a schedule of services and fees approved by the commissioner of public health,
6357 which may be expended for the purposes of hospital related costs, including, but not limited to,
6358 capital repair and the maintenance and motor vehicle replacement; provided, that
6359 notwithstanding any general or special law to the contrary, for the purpose of accommodating
6360 timing discrepancies between the receipt of retained revenue and related expenditures, the
6361 department may incur expenses and the comptroller may certify for payment amounts not to
6362 exceed the lower of this authorization or the most recent revenue estimate as reported in the state
6363 accounting system $150,000

6364 4590-0903 For the costs of medical services provided at the department of public
6365 health Lemuel Shattuck hospital to inmates of the county correctional facilities; provided, that
6366 the costs shall be charged to items 8910-0102, 8910-0105, 8910-0107, 8910-0108, 8910-0110,
6367 8910-0145, 8910-0619, 8910-8200, 8910-8300, 8910-8400, 8910-8500, 8910-8600, 8910-8700
6368 and 8910-8800 of section 2 pursuant to the provisions thereof; provided further, that
6369 expenditures from this item shall be for hospital-related costs including, but not limited to,
6370 capital repair and the maintenance and motor vehicle replacement; and provided further, that

6371 notwithstanding any general or special law to the contrary, for the purpose of accommodating
6372 timing discrepancies between the receipt of retained revenue and related expenditures, the
6373 department may incur expenses and the comptroller may certify for payment amounts not to
6374 exceed the lower of this authorization or the most recent revenue estimate thereof as reported in
6375 the state accounting system $3,800,000

6376 Department of Developmental Services.

6377 5948-0012 For a program providing alternatives to residential placements for children
6378 with mental retardation, including the costs of intensive home-based supports, provided in item
6379 7061-0012 of section 2 $6,500,000

6380 EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT.

6381 Office of the Secretary.

6382 7002-0018 For the cost of information technology services provided to agencies of
6383 the executive office of housing and economic development $3,649,696

6384 EXECUTIVE OFFICE OF LABOR AND WORKFORCE DEVELOPMENT.

6385 Office of the Secretary.

6386 7002-0171 For the cost of information technology services provided to agencies of
6387 the executive office of labor and workforce development $19,041,430

6388 EXECUTIVE OFFICE OF EDUCATION.

6389 Office of the Secretary.

6390 7009-1701 For the cost of information technology services provided to agencies of
6391 the executive office of education $1,837,477

6392 EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY.

6393 8000-1701 For the cost of information technology services provided to agencies of
6394 the executive office of public safety and security $11,462,348

6395 State Police.

6396 8100-0002 For the costs of overtime associated with requested police details;
6397 provided, that for the purpose of accommodating discrepancies between the receipt of revenues
6398 and related expenditures, the department may incur expenses and the comptroller may certify for
6399 payment amounts not to exceed the lower of this authorization or the most recent revenue
6400 estimate thereof as reported in the state accounting system $33,000,000

6401 8100-0003 For the costs associated with the use of the statewide telecommunications
6402 system for the maintenance of the system $156,375

6403 Military Division.

6404 8700-1145 For the costs of utilities and maintenance and for the implementation of
6405 energy conservation measures with regard to the state armories $300,000

6406 Department of Correction.

6407 8900-0021 For the cost of products produced by the prison industries and farm
6408 program and for the cost of services provided by inmates, including the costs of moving, auto
6409 repair, culinary and renovation and construction services; provided, that the costs for renovation

6410 and construction services shall not exceed the amount established by the operational services
6411 division; and provided further, that such revenues may also be expended for materials, supplies,
6412 equipment, maintenance of facilities and compensation of employees and for the inmate
6413 employment and training program $6,050,000

6414 SECTION 2D.

6415 SECTION 2D. The amounts set forth in this section are hereby appropriated from the
6416 General Federal Grants Fund. Federal funds received in excess of the amount appropriated in this
6417 section shall be expended only in accordance with section 6B of chapter 29 of the General Laws.
6418 The amount of any unexpended balance of federal grant funds received prior to June 30, 2011,
6419 and not included as part of an appropriation item in this section, is hereby made available for
6420 expenditure during fiscal year 2012, in addition to any amount appropriated in this section.

6421 JUDICIARY.

6422 Supreme Judicial Court.

6423 0320-1700 For the purposes of a federally funded grant entitled, CIP Basic Grant
6424 $240,000

6425 0320-1701 For the purpose of a federally funded grant entitled, CIP Data Sharing
6426 Grant $107,860

6427 0320-1703 For the purpose of a federally funded grant entitled, CIP Training Grant
6428 $198,000

6429 Committee for Public Counsel Services.

6430 0320-1800 For the purpose of a federally funded grant entitled, Innocence Project and
6431 Wrongful Conviction $229,290

6432 DISTRICT ATTORNEYS.

6433 Northern District Attorney.

6434 8000-4620 For the purposes of a federally funded grant entitled, Violence Against
6435 Women Act $49,538

6436 Eastern District Attorney.

6437 0340-0305 For the purposes of a federally funded grant entitled, Enhanced Youthful
6438 Diversion $63,738

6439 0340-0371 For the purposes of a federally funded grant entitled, Enhanced Vertical
6440 Prosecution $125,000

6441 Middle District Attorney.

6442 0840-0110 For the purposes of a federally funded grant entitled, Victims of Crime
6443 Act $47,349

6444 8000-4620 For the purposes of a federally funded grant entitled, Violence Against
6445 Women Act $13,420

6446 Hampden District Attorney.

6447 0340-0590 For the purposes of a federally funded grant entitled, Community Oriented
6448 Policing Services $229,305

6449 Plymouth District Attorney.

6450 0340-0821 For the purposes of a federally funded grant entitled, Brockton's Promise-
6451 Youth Mentoring $34,621

6452 0340-0823 For the purposes of a federally funded grant entitled, Internet Sexual
6453 Predator Grant $43,194

6454 0340-0825 For the purposes of a federally funded grant entitled, ARRA-Justice
6455 Assistance Grant Local Solicitation $275,000

6456 Cape and Islands District Attorney.

6457 8000-4620 For the purposes of a federally funded grant entitled, Violence Against
6458 Women Act $55,000

6459 Berkshire District Attorney.

6460 8100-2639 For the purposes of a federally funded grant entitled, Internet Crimes
6461 Against Children - ARRA $38,626

6462 District Attorneys' Association.

6463 0340-2112 For the purposes of a federally funded grant entitled, Community Oriented
6464 Policing Services $25,000

6465 8000-4620 For the purposes of a federally funded grant entitled, Violence Against
6466 Women Act $44,150

6467 8000-4804 For the purposes of a federally funded grant entitled, Highway Safety
6468 Division $42,058

6469 SECRETARY OF STATE.

6470 0521-0800 For the purpose of a federally funded grant entitled, Election Assistance
6471 for Disabled Individuals $700,041

6472 0526-0114 For the purposes of a federally funded grant entitled, Historic Preservation
6473 Survey and Planning $908,000

6474 ATTORNEY GENERAL.

6475 0810-0026 For the purposes of a federally funded grant entitled, Crime Victim
6476 Compensation $1,000,000

6477 Victim and Witness Assistance Board.

6478 0840-0109 For the purposes of a federally funded grant entitled, Victim of Crimes
6479 Assistance Program – ARRA . $310,000

6480 0840-0110 For the purposes of a federally funded grant entitled, Victims of Crime
6481 Assistance Programs . $7,593,010

6482 0840-4611 For the purposes of a federally funded grant entitled, Byrne Federal Grant
6483 . $307,500

6484 0840-4620 For the purposes of a federally funded grant entitled, VAWA Federal
6485 Grant . $274,050

6486 MASSACHUSETTS DEVELOPMENT DISABILITIES COUNCIL.

6487 1100-1703 For the purposes of a federally funded grant entitled, Implementation of the
6488 Federal Developmental Disabilities $1,840,016

6489 Massachusetts Office on Disability.

6490 1107-2450 For the purposes of a federally funded grant entitled, Client Assistance
6491 Program $239,000

6492 Department of Revenue.

6493 1201-0109 For the purposes of a federally funded grant entitled, Access and
6494 Visitation - Parent Education Program $222,169

6495 1201-0126 For the purposes of a federally funded grant entitled, Family Centered
6496 Services for Unwed Parents in the IVD Caseload $149,511

6497 1201-0128 For the purposes of a federally funded grant entitled, CSE Modification
6498 Grant $91,748

6499 1201-0412 For the purposes of federally funded grants entitled, Child Support
6500 Enforcement Grants, Child Support IVD Companion account to CSE Demonstration Grants
6501 $660,788

6502 EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS.

6503 Office of the Secretary.

6504 2000-0141 For the purposes of a federally funded grant entitled, Coastal Zone
6505 Management and Development . $2,501,914

6506 2000-0142 For the purposes of a federally funded grant entitled, CZ Coastal Hazards.
6507 $48,584

6508 2000-0180 For the purposes of a federally funded grant entitled, Battlefield Protection
6509 – National Parks. $42,126

6510 2000-0186 For the purposes of a federally funded grant entitled, Aquatic Nuisance
6511 Species Management Plan . $67,895

6512 2000-0248 For the purposes of a federally funded grant entitled, National Estuary
6513 Program - Operation . $620,520

6514 2000-0550 For the purposes of a federally funded grant entitled, Pollution Prevention
6515 . $31,700

6516 2000-9735 For the purposes of a federally funded grant entitled, Buzzards Bay
6517 Estuary Program . $713,828

6518 2030-0013 For the purposes of a federally funded grant entitled, Fisheries
6519 Enforcement $950,000

6520 2030-9701 For the purposes of a federally funded grant entitled, Safe Boating
6521 Program $1,601,038

6522 Department of Public Utilities.

7006-9002 For the purposes of a federally funded grant entitled, Pipeline Security $895,466

Department of Environmental Protection.

2200-9706 For the purposes of a federally funded grant entitled, Water Quality Management Planning $653,422

2200-9712 For the purposes of a federally funded grant entitled, Cooperative Agreement-Leaking Underground Storage Tanks $1,032,829

2200-9717 For the purposes of a federally funded grant entitled, D.O.D. Environment Restoration Program for Department of Defense $1,494,183

2200-9724 For the purposes of a federally funded grant entitled, Superfund Block Grant $924,699

2200-9728 For the purposes of a federally funded grant entitled, Brownfields Assessment Program - Multi-Site Cooperative Agreement. $225,000

2200-9731 For the purposes of a federally funded grant entitled, Brownfield Response $1,440,520

2200-9732 For the purposes of a federally funded grant entitled, Brownfield Support Team – Statewide $851,492

2230-9702 For the purposes of a federally funded grant entitled, Air, Water and Hazardous Waste Management Regulatory Programs $17,346,657

6542 2230-9712 For the purposes of a federally funded grant entitled, FY09 Exchange
6543 Network – NPDES $163,058

6544 2230-9713 For the purposes of a federally funded grant entitled, Exchange Network
6545 $1,890

6546 2230-9714 For the purposes of a federally funded grant entitled, FY ’10 Exchange
6547 Network $150,000

6548 2240-9762 For the purposes of a federally funded grant entitled, Reimbursement to
6549 Operators to Small Water Systems for Training and Certification $164,265

6550 2240-9773 For the purposes of a federally funded grant entitled, Technical Assistance
6551 and Training for Drinking Water $39,868

6552 2240-9775 For the purposes of a federally funded grant entitled, Special Set Aside
6553 $96,249

6554 2240-9776 For the purposes of a federally funded grant entitled, EQE-RP9776-
6555 FEM9613491 $44,250

6556 2250-9712 For the purposes of a federally funded grant entitled, Clean Air Act-Fine
6557 Particulate Matter Air Monitoring $465,737

6558 2250-9716 For the purposes of a federally funded grant entitled, Ambient Air Toxics
6559 Pilot Project. $41,606

6560 2250-9726 For the purposes of a federally funded grant entitled, Homeland Security
6561 Co-op Agreement $1,252,085

6562 2250-9729 For the purposes of a federally funded grant entitled, Composting and
6563 Recycling $17,000

6564 2250-9730 For the purposes of a federally funded grant entitled, Air Toxic Spatial
6565 Trends $42,000

6566 2250-9731 For the purposes of a federally funded grant entitled, Diesel EMM
6567 Reduction Project $352,941

6568 2250-9732 For the purposes of a federally funded grant entitled, Underground Storage
6569 $697,745

6570 2290-3000 For the purposes of a federally funded grant entitled, State Clean Diesel
6571 Grant Program$15,978

6572 2290-4000 For the purposes of a federally funded grant entitled, ARRA LUST Trust
6573 Fund Program $437,347

6574 Department of Fish and Game.

6575 2300-0113 For the purposes of a federally funded grant entitled, NRCS Emergency
6576 Watershed Protection Program $25,000

6577 2300-0114 For the purposes of a federally funded grant entitled, USFWS Partnership
6578 Program $30,000

6579 2300-0115 For the purposes of a federally funded grant entitled, US Fish and Wildlife
6580 Service Eastern Brook Trout Joint Venture $90,000

6581 2300-0116 For the purposes of a federally funded grant entitled, Riverways - Natural
6582 Resource Conservation Services Wildlife Habitat Incentive Program $149,832

6583 2300-0117 For the purposes of a federally funded grant entitled, USFWS – Coastal
6584 Program $30,000

6585 2300-0179 For the purposes of a federally funded grant entitled, National Coastal
6586 Wetland Conservation$300,000

6587 2310-0115 For the purposes of a federally funded grant entitled, Land Owner
6588 Incentive Program – Tier I $65,000

6589 2310-0116 For the purposes of a federally funded grant entitled, Land Owner
6590 Incentive Program – Tier II $200,000

6591 2310-0117 For the purposes of a federally funded grant entitled, Chronic Wasting
6592 Disease $60,000

6593 2310-0120 For the purposes of a federally funded grant entitled, NE Cottontail
6594 Initiative $120,000

6595 2330-9222 For the purposes of a federally funded grant entitled, Clean Vessel
6596 $850,000

6597 2330-9712 For the purposes of a federally funded grant entitled, Commercial
6598 Fisheries Statistics $150,000

6599 2330-9713 For the purposes of a federally funded grant entitled, Right Whale
6600 Conservation $420,000

6601 2330-9714 For the purposes of a federally funded grant entitled, Commercial

6602 Fisheries Extension $4,000

6603 2330-9721 For the purposes of a federally funded grant entitled, Anadromous

6604 Fisheries Management . $41,000

6605 2330-9725 For the purposes of a federally funded grant entitled, Boating

6606 Infrastructure .$100,000

6607 2330-9730 For the purposes of a federally funded grant entitled, Interstate Fisheries

6608 Management Support . $240,000

6609 2330-9732 For the purposes of a federally funded grant entitled, ACCSP

6610 Implementation Strategic Plan . $125,000

6611 2330-9736 For the purposes of a federally funded grant entitled, Marine Fisheries

6612 Institute . $600,000

6613 2330-9738 For the purposes of a federally funded grant entitled, Red Tide Economic

6614 Relief .$800,000

6615 2330-9739 For the purposes of a federally funded grant entitled, Turtle

6616 Disengagement . $850,000

6617 2330-9742 For the purposes of a federally funded grant entitled, Age and Growth

6618 Segment One .$250,000

6619 Department of Agricultural Resources.

6620 2511-0310 For the purposes of a federally funded grant entitled, Pesticide
6621 Enforcement . $379,993

6622 2511-0400 For the purposes of a federally funded grant entitled, Cooperative Pest
6623 Survey Program . $195,280

6624 2511-0401 For the purposes of a federally funded grant entitled, Cooperative
6625 Pesticide Record keeping Program . $10,000

6626 2511-0972 For the purposes of a federally funded grant entitled, Farmland Protection
6627 . $5,954,859

6628 2511-1025 For the purposes of a federally funded grant entitled, Country of Origin
6629 Labeling . $112,877

6630 2515-1002 For the purposes of a federally funded grant entitled, Animal Disease
6631 Surveillance Homeland Security $24,750

6632 2515-1004 For the purposes of a federally funded grant entitled, Scrapie Disease
6633 Surveillance and Flock Certification $5,460

6634 2515-1008 For the purposes of a federally funded grant entitled, Highly Pathogenic
6635 Avian Influenza . $70,000

6636 2516-9002 For the purposes of a federally funded grant entitled, Development of
6637 Institutional Marketing . $468,783

6638 2516-9003 For the purposes of a federally funded grant entitled, Farmer‘s Market
6639 Coupon Program . $488,348

6640 2516-9004 For the purposes of a federally funded grant entitled, Senior Farmers
6641 Market Nutrition Program . $570,760

6642 2516-9007 For the purposes of a federally funded grant entitled, Organic Certification
6643 Cost-Share Program . $47,000

6644 Department of Conservation and Recreation.

6645 2800-9707 For the purposes of a federally funded grant entitled, National Flood
6646 Insurance Program . $184,000

6647 2800-9710 For the purposes of a federally funded grant entitled, FEMA Flood Map
6648 Modernization Effort $110,000

6649 2800-9722 For the purposes of a federally funded grant entitled, Heritage Landscape
6650 Atlas NCPTT Grant $10,000

6651 2800-9726 For the purposes of a federally funded grant entitled, FEMA National Dam
6652 Safety Program . $105,959

6653 2800-9729 For the purposes of a federally funded grant entitled, US Dept of
6654 Education Rehabilitation Grand . $168,151

6655 2820-9702 For the purposes of a federally funded grant entitled, Rural Community
6656 Fire Protection . $77,000

6657 2820-9704 For the purposes of a federally funded grant entitled, NRCS Wildlife
6658 Habitat Incentives Program . $19,510

6659 2820-9705 For the purposes of a federally funded grant entitled, Animal and Plant
6660 Health Inspections. $6,305,485

6661 2821-9705 For the purposes of a federally funded grant entitled, Urban and
6662 Community Forestry Program . $256,666

6663 2821-9709 For the purposes of a federally funded grant entitled, Forestry
6664 Stewardship, Forest Legacy and Conservation Education $1,103,207

6665 2821-9711 For the purposes of a federally funded grant entitled, State Fire Assistance
6666 Grant . $308,124

6667 2821-9713 For the purposes of a federally funded grant entitled, Wildland Urban
6668 Interface Fuels Management .$334,857

6669 2821-9715 For the purposes of a federally funded grant entitled, Creating Buy Local
6670 Model – Stewardship Redesign $247,862

6671 2821-9726 For the purposes of a federally funded grant entitled, Forest Health
6672 Management - US Forest Service $112,160

6673 2821-9800 For the purposes of a federally funded grant entitled, ARAA – USFS
6674 Native Species Ecological Restoration $53,828

6675 2821-9801 For the purposes of a federally funded grant entitled, ARRA – USFS
6676 Southeast Mass Fuel Mitigation . $348,697

6677 2821-9802 For the purposes of a federally funded grant entitled, USFS ALB Area
6678 Watershed Flood Control Reservoir Maintenance Funds $1,211,125

6679 2830-9705 For the purposes of a federally funded grant entitled, SUASCO Watershed
6680 Flood Control Reservoir . $3,507

6681 2840-9709 For the purposes of a federally funded grant entitled, Waquoit Bay
6682 National Estuarine Research Reserve Consolidated Funding $716,055

6683 2850-9701 For the purposes of a federally funded grant entitled, Recreational Trails
6684 Program . $1,091,652

6685 2850-9702 For the purposes of a federally funded grant entitled, Mount Greylock
6686 TCSP . $572,007

6687 Department of Energy Resources.

6688 7006-7016 For the purposes of a federally funded grant entitled, Stripper Oil Wel
6689 $25,000

6690 7006-7060 For the purposes of a federally funded grant entitled, Energy Efficiency
6691 Expand Trust $293,080

6692 7006-7061 For the purposes of a federally funded grant entitled, Energy Resources
6693 Credit $227,112

6694 7006-9300 For the purposes of a federally funded grant entitled, Massachusetts Save
6695 Energy Now $250,000

6696 7006-9303 For the purposes of a federally funded grant entitled, SEP Advance Energy
6697 Codes $68,000

6698 7006-9720 For the purposes of a federally funded grant entitled, State Heating Oil and
6699 Propane Program $22,228

6700 7006-9730 For the purposes of a federally funded grant entitled, State Energy
6701 Program II - September $605,000

6702 7006-9743 For the purposes of a federally funded grant entitled, State Energy Plan
6703 $100,000

6704 7006-9800 For the purposes of a federally funded grant entitled, Energy Ramp Up
6705 $10,016,055

6706 7006-9801 For the purposes of a federally funded grant entitled, Energy Assistance
6707 Planning $257,480

6708 7006-9803 For the purposes of a federally funded grant entitled, Energy Efficiency
6709 and Conservation Block Grant Program $1,269,469

6710 7006-9804 For the purposes of a federally funded grant entitled, ARRA - Save
6711 Energy Now $24,431

6712 EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES.

6713 Office of the Secretary.

6714 4000-0024 For the purposes of a federally funded grant entitled, Consumer Assistance
6715 Program Grant$185,722

6716 4000-0323 For the purposes of a federally funded grant entitled, Personal and Home
6717 Care Aid State Training Program $738,993

6718 4000-0544 For the purposes of a federally funded grant entitled, CHIPRA Quality
6719 Demonstration Grant $2,666,404

6720 4000-0748 For the purposes of a federally funded grant entitled, Money Follow's the
6721 Person $49,976

6722 4000-7590 For the purposes of a federally funded grant entitled, USDA – School
6723 Nutrition Grant $145,800

6724 4000-9058 For the purposes of a federally funded grant entitled, My Child
6725 $1,875,000

6726 4000-9401 For the purposes of a federally funded grant entitled, Community Mental
6727 Health Services $8,050,963

6728 Office for Refugees and Immigrants.

6729 4003-0801 For the purposes of a federally funded grant entitled, Targeted Assistance
6730 Program $335,000

6731 4003-0803 For the purposes of a federally funded grant entitled, Refugee School
6732 Impact $421,375

6733 4003-0804 For the purposes of a federally funded grant entitled, Refugee Targeted
6734 Assistance Grant $612,539

6735 4003-0805 For the purposes of a federally funded grant entitled, Refugee
6736 Resettlement Program $1,269,656

6737 4003-0806 For the purposes of a federally funded grant entitled, Refugee Cash,
6738 Medical and Administration $7,900,000

6739 4003-0811 For the purposes of a federally funded grant entitled, Massachusetts
6740 Refugee Entrepreneurship Program (REAP) $250,705

6741 4003-0812 For the purposes of a federally funded grant entitled, Services to Older
6742 Refugees $215,000

6743 4003-0813 For the purposes of a federally funded grant entitled, A Cuban-Haitian
6744 Initiative for Entry into Viable Employment (ACHIEVE) $195,000

6745 4003-0814 For the purposes of a federally funded grant entitled, Massachusetts
6746 Refugee Preventative Health Project (MRPHP) $200,000

6747 4003-0815 For the purposes of a federally funded grant entitled, Massachusetts
6748 Wilson/Fish Program (MWFP) $3,465,070

6749 Massachusetts Commission for the Blind.

6750 4110-3020 For the purposes of a federally funded grant entitled, Vocational
6751 Rehabilitation; provided, that no funds shall be deducted for pensions, group health and life
6752 insurance or any other such indirect costs of federally reimbursed state employees $150,000

6753 4110-3021 For the purposes of a federally funded grant entitled, Basic Support Grant
6754 for the Blind $7,933,592

6755 4110-3023 For the purposes of a federally funded grant entitled, Independent Living -
6756 Adaptive Housing $65,550

6757 4110-3026 For the purposes of a federally funded grant entitled, Independent Living -
6758 Services to Older Blind Americans $775,000

6759 4110-3027 For the purposes of a federally funded grant entitled, Rehabilitation
6760 Training $20,000

6761 4110-3028 For the purposes of a federally funded grant entitled, Supported
6762 Employment for the Blind $111,000

6763 Massachusetts Rehabilitation Commission.

6764 4120-0020 For the purposes of a federally funded grant entitled, Vocational
6765 Rehabilitation; provided, that no funds shall be deducted for pensions, group health and life
6766 insurance or any other such indirect cost of federally reimbursed state employees $44,148,383

6767 4120-0021 For the purposes of a federally funded grant entitled, ARRA - Basic
6768 Vocational Rehabilitation Support $522,825

6769 4120-0040 For the purposes of a federally funded grant entitled, Vocational
6770 Rehabilitation and Comprehensive Systems of Personnel Development Training $92,700

6771 4120-0187 For the purposes of a federally funded grant entitled, Supported
6772 Employment Program $485,611

6773 4120-0191 For the purposes of a federally funded grant entitled, Informed Members
6774 Planning and Assessing Choices Together (IMPACT) $177,829

6775 4120-0511 For the purposes of a federally funded grant entitled, Disability
6776 Determination Services $45,262,721

6777 4120-0603 For the purposes of a federally funded grant entitled, Innovation Strategies
6778 for Transition Youth with Disabilities $401,787

6779 4120-0608 For the purposes of a federally funded grant entitled, Traumatic Brain
6780 Injury (TBI) Implementation Grant $256,304

6781 4120-0760 For the purposes of a federally funded grant entitled, Independent Living
6782 $1,554,180

6783 4120-0761 For the purposes of a federally funded grant entitled, ARRA – State
6784 Independent Living Services $163,780

6785 4120-0762 For the purposes of a federally funded grant entitled, ARRA – Centers for
6786 Independent Living Recovery Act $794,196

6787 4120-0768 For the purposes of a federally funded grant entitled, Assistive
6788 Technology Act $505,715

6789 Department of Veterans' Services.

6790 1410-0054 For the purposes of a federally funded grant entitled, Non-Urban
6791 Homeless Veterans Reintegration $200,000

6792 1410-0055 For the purposes of a federally funded grant entitled, Urban Homeless
6793 Veterans Reintegration $300,000

6794 1410-0056 For the purposes of a federally funded grant entitled, Veterans' Workforce
6795 Investment Program $500,000

6796 Department of Transitional Assistance.

6797 4400-1998 For the purposes of a federally funded grant entitled, DoD Supplemental
6798 Nutrition Assistance Program $1,000,000

6799 4400-3067 For the purposes of a federally funded grant entitled, Food Stamp
6800 Employment and Training $2,100,000

6801 4400-3068 For the purposes of a federally funded grant entitled, Reaching
6802 Underserved Elderly and Working Poor in SNAP $100,000

6803 4400-3069 For the purposes of a federally funded grant entitled, Full Employment
6804 Food Stamp Cash-Out $15,000

6805 4400-3064 For the purposes of a federally funded grant entitled, SNAP Education
6806 $3,000,000

6807 4400-3080 For the purposes of a federally funded grant entitled, SNAP healthy
6808 Incentive Pilot $2,696,689

6809 Department of Public Health.

6810 4500-1000 For the purposes of a federally funded grant entitled, Preventive Health
6811 Services Block Grant $2,708,393

6812 4500-1030 For the purposes of a federally funded grant entitled, Strengthening Public
6813 Health Infrastructure $1,960,128

6814 4500-1050 For the purposes of a federally funded grant entitled, Rape Prevention and
6815 Education $813,484

6816 4500-1051 For the purposes of a federally funded grant entitled, Sexual Assault
6817 Services Program $198,380

6818 4500-1054 For the purposes of a federally funded grant entitled, Sexual Assault
6819 Services Program $198,380

6820 4500-1060 For the purposes of a federally funded grant entitled, Rape Prevention
6821 Program Planning and Evaluation Capacity Building $100,000

6822 4500-1065 For the purposes of a federally funded grant entitled, State Partnership to
6823 Improve Minority Health $140,000

6824 4500-1066 For the purposes of a federally funded grant entitled, 2010 Oil and
6825 Hazardous Material State Partnership Grant Program $140,000

6826 4500-2000 For the purposes of a federally funded grant entitled, Maternal and Child
6827 Health Services Block Grant $11,921,902

6828 4502-1012 For the purposes of a federally funded grant entitled, Cooperative Health
6829 Statistics System $490,482

6830 4510-0109 For the purposes of a federally funded grant entitled, State Loan
6831 Repayment Project $350,000

6832 4510-0111 For the purposes of a federally funded grant entitled, ARRA – State Loan
6833 Repayment Program $100,000

6834 4510-0113 For the purposes of a federally funded grant entitled, Office of Rural
6835 Health $188,929

6836 4510-0115 For the purposes of a federally funded grant entitled, ARRA State Primary
6837 Care Offices $42,701

6838 4510-0118 For the purposes of a federally funded grant entitled, Primary Care
6839 Cooperative Agreement $110,923

6840 4510-0119 For the purposes of a federally funded grant entitled, Rural Hospital
6841 Flexibility Program $320,300

6842 4510-0219 For the purposes of a federally funded grant entitled, Small Rural Hospital
6843 Improvement Program $81,000

6844 4510-0221 For the purposes of a federally funded grant entitled, Targeted Oral Health
6845 Services $160,000

6846 4510-0222 For the purposes of a federally funded grant entitled, Massachusetts Oral
6847 Health Workforce in New Sites II $411,411

6848 4510-0400 For the purposes of a federally funded grant entitled, Medicare and
6849 Medicaid Survey and Certification $10,049,537

6850 4510-0404 For the purposes of a federally funded grant entitled, Bioterrorism
6851 Hospital Preparedness. $8,141,118

6852 4510-0406 For the purposes of a federally funded grant entitled, Emergency System
6853 for Advance Registration of Volunteer Health Professionals (ESAR-VHP) $200,000

6854 4510-0408 For the purposes of a federally funded grant entitled, Medical Malpractice
6855 and Patient Safety $926,080

6856 4510-0409 For the purposes of a federally funded grant entitled, Massachusetts
6857 System for Advance Registration for Volunteer Health Professionals -MSAR $200,000

6858 4510-0500 For the purposes of a federally funded grant entitled, Clinical Laboratory
6859 Improvement Amendments $310,881

6860 4510-0609 For the purposes of a federally funded grant entitled, NRC Security
6861 Inspections $19,373

6862 4510-0619 For the purposes of a federally funded grant entitled, FDA Inspection of
6863 Food Establishments $340,704

6864 4510-0626 For the purposes of a federally funded grant entitled, Statewide
6865 Surveillance of Health Concerns and Toxic Algae Blooms $149,939

6866 4510-0636 For the purposes of a federally funded grant entitled, Childhood Lead
6867 Paint Poisoning Prevention $600,000

6868 4510-0639 For the purposes of a federally funded grant entitled, Food Protection
6869 Rapid Response Team$494,582

6870 4510-0640 For the purposes of a federally funded grant entitled, Massachusetts Food
6871 Protection Task Force Conference $5,000

6872 4510-0641 For the purpose of a federally funded grant entitled, Harold Rogers Drug
6873 Monitoring Program $52,269

6874 4510-0643 For the purpose of a federally funded grant entitled, FY 10 Rogers Drug
6875 Monitoring Enhancement of IT $200,000

6876 4510-9014 For the purposes of a federally funded grant entitled, Mammography
6877 Quality Standards Act Inspections. $224,394

6878 4510-9043 For the purposes of a federally funded grant entitled, Demonstration
6879 Program to Conduct Toxic Waste Site Health Impact Assessments $402,895

6880 4510-9048 For the purposes of a federally funded grant entitled, Indoor Radon
6881 Development Program $155,000

6882 4510-9053 For the purposes of a federally funded grant entitled, BEACHES
6883 Environmental Assessment $263,742

6884 4510-9055 For the purposes of a federally funded grant entitled, Assessment &
6885 Planning to Develop Climate Change Programs $120,000

6886 4510-9056 For the purposes of a federally funded grant entitled, National
6887 Environmental Public Health Tracking $950,844

6888 4512-0102 For the purposes of a federally funded grant entitled, Sexually Transmitted
6889 Disease Control $1,566,298

6890 4512-0178 For the purposes of a federally funded grant entitled, ARRA Immunization
6891 $5,679,847

6892 4512-0179 For the purposes of a federally funded grant entitled, Vaccination
6893 Assistance Project $1,146,270

6894 4512-0180 For the purposes of a federally funded grant entitled, Epidemiology and
6895 Lab Surveillance $34,836

6896 4512-0181 For the purposes of a federally funded grant entitled, Meningococcal Virus
6897 Protection $301,237

6898 4512-0182 For the purposes of a federally funded grant entitled, ARRA Preventing
6899 Healthcare Associated Infections $301,237

6900 4512-0184 For the purposes of a federally funded grant entitled, Viral Hepatitis
6901 Prevention Services Integration into Existing Programs $211,202

6902 4512-0185 For the purposes of a federally funded grant entitled, ARRA – IT - ELC
6903 $211,202

6904 4512-0186 For the purposes of a federally funded grant entitled, Building and
6905 Strengthening Epidemiology, Laboratory and Health Information System Capacity
6906 $838,673

6907 4512-9065 For the purposes of a federally funded grant entitled, State Outcomes
6908 Measurement and Management System $150,000

6909 4512-9067 For the purposes of a federally funded grant entitled, Massachusetts
6910 Screening and Brief Intervention $700,000

6911 4512-9068 For the purposes of a federally funded grant entitled, Massachusetts
6912 Collaborative for Action, Leadership, and Learning. $523,251

6913 4512-9069 For the purposes of a federally funded grant entitled, Substance Abuse
6914 Prevention and Treatment Block Grant $38,255,001

6915 4512-9070 For the purposes of a federally funded grant entitled, Promoting Safe and
6916 Stable Families $500,000

6917 4512-9072 For the purposes of a federally funded grant entitled, Access to Recovery
6918 $3,352,000

6919 4512-9426 For the purposes of a federally funded grant entitled, Uniform Alcohol and
6920 Drug Abuse Data Collection $82,227

6921 4513-0111 For the purposes of a federally funded grant entitled, Housing
6922 Opportunities - People with AIDS $146,000

6923 4513-1123 For the purposes of a federally funded grant entitled, Adult Viral Hepatitis
6924 Prevention Coordinator $118,608

6925 4513-9007 For the purposes of a federally funded grant entitled, Nutritional Status of
6926 Women, Infants, and Children (WIC) $97,011,530

6927 4513-9018 For the purposes of a federally funded grant entitled, Augmentation and
6928 Evaluation of Established Health Education – Risk Reduction HIV Grant $8,805,373

6929 4513-9020 For the purposes of a federally funded grant entitled, Expanded &
6930 Integrated HIV Testing $929,301

6931 4513-9021 For the purposes of a federally funded grant entitled, Program for Infants
6932 and Toddlers with Handicaps $8,019,076

6933 4513-9022 For the purposes of a federally funded grant entitled, Prevention Disability
6934 State-Based Project $279,600

6935 4513-9023 For the purposes of a federally funded grant entitled, Mass HIV/AIDS
6936 National Behavioral Surveillance $402,617

6937 4513-9024 For the purposes of a federally funded grant entitled, Expanded and
6938 Integrated HIV Testing (Cycle II) $922,802

6939 4513-9027 For the purposes of a federally funded grant entitled, MassCare -
6940 Community AIDS Resource Enhancement $879,806

6941 4513-9030 For the purposes of a federally funded grant entitled, Planning a
6942 Comprehensive Primary Care System for All MA Children and Youth $100,000

6943 4513-9037 For the purposes of a federally funded grant entitled, Ryan White
6944 Comprehensive AIDS Resources $20,481,053

6945 4513-9038 For the purposes of a federally funded grant entitled, Shelter Plus Care -
6946 Worcester $298,836

6947 4513-9039 For the purposes of a federally funded grant entitled, HIV/AIDS
6948 Surveillance Enhancing Laboratory Reporting $89,628

6949 4513-9040 For the purposes of a federally funded grant entitled, AIDS Surveillance
6950 and Seroprevalance Project $972,637

6951 4513-9046 For the purposes of a federally funded grant entitled, Congenital
6952 Anomalies Center of Excellence $1,000,000

6953 4513-9051 For the purposes of a federally funded grant entitled, Rural Domestic
6954 Violence and Children Victimization Project $164,047

6955 4513-9060 For the purposes of a federally funded grant entitled, Residential Fire
6956 Injury Prevention, Intervention and Surveillance $7,109

6957 4513-9066 For the purposes of a federally funded grant entitled, Universal Newborn
6958 Hearing Screening - Enhancement Project $300,000

6959 4513-9071 For the purposes of a federally funded grant entitled, Early Hearing
6960 Detection and Intervention (EHDI) Tracking and Research $194,579

6961 4513-9076 For the purposes of a federally funded grant program entitled, Early
6962 Childhood Comprehensive Systems $140,000

6963 4513-9077 For the purposes of a federally funded grant entitled, Emergency Medical
6964 Services for Children Partnership II $130,000

6965 4513-9083 For the purposes of a federally funded grant entitled, Massachusetts Youth
6966 Suicide Prevention Program $625,000

6967 4513-9085 For the purposes of a federally funded grant entitled, Massachusetts
6968 Pregnancy Risk $173,064

6969 4513-9088 For the purposes of a federally funded grant entitled, Helping Hands for
6970 Infants and their Families $475,000

6971 4513-9091 For the purposes of a federally funded grant entitled, AR NHI Health
6972 Disparities (READY) $149,364

6973 4513-9092 For the purposes of a federally funded grant entitled, Addressing Asthma
6974 From a Public Health Perspective $508,880

6975 4513-9093 For the purposes of a federally funded grant entitled, Massachusetts
6976 LAUNCH $850,000

6977 4513-9096 For the purposes of a federally funded grant entitled, ACA Maternal,
6978 Infant, and Early Childhood Home Visiting Program $1,776,000

6979 4513-9097 For the purposes of a federally funded grant entitled, Healthy Homes Tech
6980 Studies$333,024

6981 4514-1007 For the purposes of a federally funded grant entitled, WIC/MIS
6982 $104,765

6983 4514-1008 For the purposes of a federally funded grant entitled, WIC Enhanced
6984 Referral and Family Support Project $5,000

6985 4515-0115 For the purposes of a federally funded grant entitled, Tuberculosis Control
6986 Project $1,567,826

6987 4515-0121 For the purposes of a federally funded grant entitled, Tuberculosis
6988 Epidemiological Studies Consortium $265,778

6989 4515-0204 For the purposes of a federally funded grant entitled, Strengthening
6990 Surveillance for Infectious Disease $420,000

6991 4515-0205 For the purposes of a federally funded grant entitled, HIV Training
6992 through Prevention Training Centers $524,970

6993 4515-0206 For the purposes of a federally funded grant entitled, Health Literacy and
6994 Oral Health Status of African Refugees $513,560

6995 4515-0207 For the purposes of a federally funded grant entitled, Health, Training and
6996 Technical Assistance to Refugee Serving Agencies $374,929

6997 4515-1124 For the purposes of a federally funded grant entitled, Adult Viral Hepatitis
6998 Prevention Coordinator $56,660

6999 4516-1021 For the purposes of a federally funded grant entitled, Public Health
7000 Preparedness and Response for Bioterrorism $14,285,663

7001 4518-0505 For the purposes of a federally funded grant entitled, Tech Data -
7002 Massachusetts Birth/Infant Death File Linkage and Analysis $52,513

7003 4518-0514 For the purposes of a federally funded grant entitled, National Violent
7004 Death Reporting System $287,569

7005 4518-0534 For the purposes of a federally funded grant entitled, Public Health Injury
7006 Surveillance and Prevention $738,946

7007 4518-1000 For the purposes of a federally funded grant entitled, Procurement of
7008 Information for the National Death Index $27,500

7009 4518-1002 For the purposes of a federally funded grant entitled, Massachusetts Death
7010 File - Social Security Administration $33,000

7011 4518-1003 For the purposes of a federally funded grant entitled, Massachusetts Birth
7012 Records - Social Security Administration $212,075

7013 4518-9023 For the purposes of a federally funded grant entitled, Census of Fatal
7014 Occupational Injuries $47,192

7015 4518-9030 For the purpose of a federally funded grant entitled, Public Health Injury
7016 Surveillance and Prevention Program$10,378

7017 4518-9033 For the purposes of a federally funded grant entitled, Teen Dating
7018 Violence Prevention $16,767

7019 4518-9041 For the purposes of a federally funded grant entitled, Surveillance Work
7020 Related to Amputations and Carpal Tunnel $145,944

7021 4518-9044 For the purposes of a federally funded grant entitled, MA Citizen
7022 Verification for Federal Employment $40,000

7023 4518-9045 For the purposes of a federally funded grant entitled, MA Integration of
7024 Chronic Disease - ARRA $98,859

7025 4570-1509 For the purposes of a federally funded grant entitled, Massachusetts
7026 Cardiovascular Disease Prevention. $1,194,522

7027 4570-1512 For the purposes of a federally funded grant entitled, National Cancer
7028 Prevention Control $4,979,553

7029 4570-1513 For the purposes of a federally funded grant entitled, Colorectal Cancer
7030 Screening $1,000,000

7031 4570-1514 For the purposes of a federally funded grant entitled, MA Wise Woman
7032 $900,000

7033 4570-1516 For the purposes of a federally funded grant entitled, Paul Coverdell Acute
7034 Stroke Registry $600,000

7035 4570-1517 For the purposes of a federally funded grant entitled, Nutrition Obesity

7036 $1,000,152

7037 4570-1520 For the purposes of a federally funded grant entitled, Massachusetts

7038 Integration of Chronic Disease $2,531,966

7039 4570-1521 For the purposes of a federally funded grant entitled, 901 ARRA

7040 Component 1-MA Integration of Chronic Disease $223,434

7041 4570-1522 For the purposes of a federally funded grant entitled, 901 ARRA

7042 Component 2-MA Integration of Chronic Disease $278,516

7043 4570-1523 For the purposes of a federally funded grant entitled, 901 ARRA

7044 Component 3-MA Integration of Chronic Disease $180,803

7045 4570-1525 For the purposes of a federally funded grant entitled, FDA – 10 – Tobacco

7046 $432,389

7047 4570-1526 For the purposes of a federally funded grant entitled, Demonstrating

7048 Capacity for Cancer Control $175,000

7049 4570-1527 For the purposes of a federally funded grant entitled, Personal

7050 Responsibility Education (PREP) $575,610

7051 4570-1529 For the purposes of a federally funded grant entitled, MA Support for

7052 Pregnant Teens and Women $1,648,438

7053 Department of Children and Families.

7054 4800-0005 For the purposes of a federally funded grant entitled, Children's Justice
7055 Act $332,603

7056 4800-0007 For the purposes of a federally funded grant entitled, The Family Violence
7057 Prevention and Support Services Act $1,868,196

7058 4800-0009 For the purposes of a federally funded grant entitled, Chafee Foster Care
7059 Independence Program Title IV-E $2,996,999

7060 4800-0013 For the purposes of a federally funded grant entitled, Promoting Safe and
7061 Stable Families Program $4,928,994

7062 4800-0085 For the purposes of a federally funded grant entitled, Educational &
7063 Training Voucher Program $1,004,749

7064 4899-0001 For the purposes of a federally funded grant entitled, Title IV-B Child
7065 Welfare Services $4,423,131

7066 4899-0022 For the purposes of a federally funded grant entitled, Child Abuse and
7067 Neglect Prevention and Treatment $501,268

7068 Department of Mental Health.

7069 5012-9121 For the purposes of a federally funded grant entitled, Project for
7070 Assistance in Transition from Homelessness $1,768,195

7071 5012-9160 For the purposes of a federally funded grant entitled, Jail Diversion and
7072 Trauma Recovery $412,500

7073 5012-9161 For the purposes of a federally funded grant entitled, Community Re-entry
7074 for Women Program $67,227

7075 5012-9163 For the purposes of a federally funded grant entitled, CCP Crisis
7076 Counseling $71,445

7077 5012-9164 For the purposes of a federally funded grant entitled, DIG 2011
7078 $132,937

7079 5046-9102 For the purposes of a federally funded grant entitled, Shelter Plus Care
7080 Program $201,120

7081 5047-9102 For the purposes of a federally funded grant entitled, Comprehensive
7082 Mental Health Services for Children and their Families. $392,523

7083 Department of Developmental Services.

7084 5947-0012 For the purposes of a federally funded grant entitled, Life Span Federal
7085 Grant $89,903

7086 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION.

7087 6440-0088 For the purposes of a federally funded grant entitled, Perform Registry
7088 Info Management System $137,426

7089 6440-0089 For the purposes of a federally funded grant entitled, Commercial Vehicle
7090 Information Systems and Networks $2,278,878

7091 6440-0090 For the purposes of a federally funded grant entitled, CDL Information
7092 System Enhancement $1,337,816

7093 6440-0097 For the purposes of a federally funded grant entitled, Commercial Drivers
7094 License Information System $94,282

7095 6440-0098 For the purposes of a federally funded grant entitled, Safety Data
7096 Improvement Program $325,908

7097 6440-0099 For the purposes of a federally funded grant entitled, Real ID
7098 Demonstration Program $1,098,276

7099 6642-0018 For the purposes of a federally funded grant entitled, Section 5311 Non-
7100 Urbanized Area Formula Program $3,477,592

7101 6642-0020 For the purposes of a federally funded grant entitled, Section 5316 Job
7102 Access and Reverse Commute $3,570,460

7103 6642-0023 For the purposes of a federally funded grant entitled, Section 5303 and
7104 5304 Metropolitan Transportation Planning $4,900,710

7105 6642-0026 For the purposes of a federally funded grant entitled, Section 5317 New
7106 Freedom Operating Segment $2,734,306

7107 6642-0028 For the purposes of a federally funded grant entitled, Intermodal
7108 Transportation Center $5,568,318

7109 6642-0049 For the purposes of a federally funded grant entitled, Section 56310
7110 Special Needs for Elderly Individuals $2,866,287

7111 6830-3250 For the purposes of a federally funded grant entitled, Statewide Airport
7112 Systems Plan $84,645

7113 EXECUTIVE OFFICE OF LABOR AND WORKFORCE DEVELOPMENT.

7114 7002-1625 For the purposes of a federally funded grant entitled, Veterans Workforce
7115 Investment Program FY11 $757,412

7116 7002-4203 For the purposes of a federally funded grant entitled, Occupational
7117 Substance and Health Administration Statistical Survey $73,345

7118 7002-4204 For the purposes of a federally funded grant entitled, Adult Blood Lead
7119 Levels Surveillance $195,000

7120 7002-4212 For the purposes of a federally funded grant entitled, Asbestos Licensing
7121 and Monitoring $108,000

7122 7002-4213 For the purposes of a federally funded grant entitled, Lead Licensing and
7123 Monitoring $360,000

7124 7002-4215 For the purposes of a federally funded grant entitled, Occupational Illness
7125 and Injury $86,707

7126 7002-6621 For the purposes of a federally funded grant entitled, Department of
7127 Workforce Development Administrative Services & Technology $18,170,477

7128 7002-6624 For the purposes of a federally funded grant entitled, Unemployment
7129 Insurance Administration $79,000,000

7130 7002-6626 For the purposes of a federally funded grant entitled, Employment Service
7131 Programs Administration $16,269,778

7132 7002-6627 For the purposes of a federally funded grant entitled, Occupational
7133 Substance and Health Administration On-site Consultation Program $1,413,000

7134 7002-6628 For the purposes of a federally funded grant entitled, Disabled Veterans
7135 Outreach $1,600,000

7136 7002-6629 For the purposes of a federally funded grant entitled, Local Veterans
7137 Employment Representative $2,100,000

7138 7002-6646 For the purposes of a federally funded grant entitled, WIA Recovery Act
7139 Employer Services $4,500,000

7140 7002-9701 For the purposes of a federally funded grant entitled, Federal Bureau of
7141 Labor Statistics Grant $2,569,258

7142 7003-1010 For the purposes of a federally funded grant entitled, Trade Expansion Act
7143 Program $18,541,849

7144 7003-1630 For the purposes of a federally funded grant entitled, Adult Activities –
7145 Workforce Investment Act Title I - Adult Activities $21,077,233

7146 7003-1631 For the purposes of a federally funded grant entitled, Youth Formula
7147 Grants – Workforce Investment Act Title I - Youth Formula Grants$24,370,973

7148 7003-1632 For the purposes of a federally funded grant entitled, Dislocated Workers
7149 – Workforce Investment Act Title I - Dislocated Workers $28,612,463

7150 7003-1633 For the purposes of a federally funded grant entitled, Work Incentive
7151 Grant Access to Employment for All $450,000

7152 7003-1640 For the purposes of a federally funded grant entitled, WIA Recovery Act
7153 Adult Workers. $4,500,000

7154 7003-1642 For the purposes of a federally funded grant entitled, WIA Recovery Act
7155 Dislocated Workers $14,000,000

7156 7003-1645 For the purposes of a federally funded grant entitled, ARRA State Energy
7157 Sector Partnership $2,014,295

7158 7003-1651 For the purposes of a federally funded grant entitled, WIA Recovery Act
7159 Youth Workers $12,000,000

7160 7003-2013 For the purposes of a federally funded grant entitled, Mine Safety and
7161 Health Training $65,651

7162 Department of Housing and Community Development.

7163 4400-0705 For the purposes of a federally funded grant entitled, Emergency Shelter
7164 Grants $2,900,000

7165 4400-0707 For the purposes of a federally funded grant entitled, Continuum of Care
7166 $6,000,000

7167 4400-9404 For the purposes of a federally funded grant entitled, McKinney Shelter
7168 Plus Care $3,400,000

7169 7004-0305 For the purposes of a federally funded grant entitled, Lead Hazard Control
7170 $469,982

7171 7004-2030 For the purposes of a federally funded grant entitled, Weatherization
7172 Assistance for Low Income Persons; provided, that, consistent with applicable federal
7173 regulations and the state plan, the department of housing and community development may
7174 provide monthly payments in advance to participating agencies $7,111,922

7175 7004-2031 For the purposes of a federally funded grant entitled, Weatherization
7176 Assistance for Low Income $10,395,482

7177 7004-2033 For the purposes of a federally funded grant entitled, Low Income Home
7178 Energy Assistance Program; provided, that consistent with applicable federal regulations and the
7179 state plan, the department of housing and community development shall provide monthly
7180 payments in advance to participating agencies. $210,212,673

7181 7004-2034 For the purposes of a federally funded grant entitled, Community Services
7182 Block Grant; provided, that consistent with applicable federal regulations and the state plan, the
7183 department of housing and community development may provide monthly payments in advance
7184 to participating agencies $16,486,827

7185 7004-2361 For the purposes of a federally funded grant entitled, Section 8 Substantial
7186 Rehabilitation Administrative Fee $248,455

7187 7004-2363 For the purposes of a federally funded grant entitled, Section 8
7188 Administrative Fee Housing Voucher $3,201,079

7189 7004-2364 For the purposes of a federally funded grant entitled, Section 8
7190 Administrative Fee Moderate Rehabilitation $183,097

7191 7004-2365 For the purposes of a federally funded grant entitled, Section 8
7192 Administrative Fee New Construction $381,179

7193 7004-3037 For the purposes of a federally funded grant entitled, Small Cities
7194 Community Development Block Grant Program; provided, that consistent with applicable
7195 federal regulations and the state plan, the department of housing and community development
7196 may provide monthly payments in advance to participating agencies $36,934,589

7197 7004-3038 For the purposes of a federally funded grant entitled, Neighborhood
7198 Stabilization $9,824,139

7199 7004-3041 For the purposes of a federally funded grant entitled, Community
7200 Development Block Grant – ARRA $2,000,000

7201 7004-3051 For the purposes of a federally funded grant entitled, Homeless Prevention
7202 and Rapid Rehousing Program $5,607,300

7203 7004-9009 For the purposes of a federally funded grant entitled, Section 8 Substantial
7204 Rehabilitation Program; provided, that the department of housing and community development
7205 may provide monthly payments in advance to participating agencies $9,446,234

7206 7004-9014 For the purposes of a federally funded grant entitled, Section 8 Federal
7207 Housing Voucher Program; provided, that the department of housing and community
7208 development may provide monthly payments in advance to participating agencies $229,653,571

7209 7004-9019 For the purposes of a federally funded grant entitled, Section 8 Moderate
7210 Rehabilitation; provided, that the department of housing and community development may
7211 provide monthly payments in advance to participating agencies $9,460,745

7212 7004-9020 For the purposes of a federally funded grant entitled, Section 8 New
7213 Construction Program; provided, that the department of housing and community development
7214 may provide monthly payments in advance to participating agencies $6,746,500

7215 7004-9028 For the purposes of a federally funded grant entitled, Home Investment
7216 Partnerships; provided, that, consistent with applicable federal regulations and the state plan, the
7217 department of housing and community development may provide monthly payments in advance
7218 to participating agencies $15,000,000

7219 7004-9039 For the purposes of a federally funded grant entitled, Home Technical
7220 Assistance $107,298

7221 7004-9051 For the purposes of a federally funded grant entitled, Shelter Plus Care-
7222 Lowell; provided, that, consistent with applicable federal regulations and the state plan, the
7223 department of housing and community development may provide monthly payments in advance
7224 to participating agencies $79,000

7225 7004-9313 For the purposes of a federally funded grant entitled, ARRA – Tax Credit
7226 Exchange Program $22,928,537

7227 7004-9314 For the purposes of a federally funded grant entitled, ARRA – Tax Credit
7228 Assistance Program $14,901,408

7229 EXECUTIVE OFFICE OF EDUCATION.

7230 Department of Early Education and Care.

7231 3000-0708 For the purposes of a federally funded grant entitled, Head Start
7232 Collaboration. $175,000

7233 3000-2009 For the purposes of a federally funded grant entitled, ARRA – Child Care
7234 Discretionary Funds $3,569,912

7235 3000-9002 For the purposes of a federally funded grant entitled, Child Abuse
7236 Prevention and Treatment Activities $577,476

7237 Department of Elementary and Secondary Education.

7238 7010-9706 For the purposes of a federally funded grant entitled, Common Core Data
7239 Project $355,000

7240 7032-0217 For the purposes of a federally funded grant entitled, Robert C. Byrd
7241 Honors Scholarship Program — Distribution $811,500

7242 7035-0166 For the purposes of a federally funded grant entitled, Even Start Family
7243 Literacy — Distribution $899,644

7244 7035-0210 For the purposes of a federally funded grant entitled, Advanced Placement
7245 Fee Program $250,000

7246 7038-0107 For the purposes of a federally funded grant entitled, Adult Basic
7247 Education – Distribution $10,122,643

7248 7038-9004 For the purposes of a federally funded grant entitled, School Based
7249 Programs Distribution $396,319

7250 7043-1001 For the purposes of a federally funded grant entitled, Title I Grants to
7251 Local Educational Agencies $224,208,043

7252 7043-1004 For the purposes of a federally funded grant entitled, Migrant Education

7253 $1,673,173

7254 7043-1005 For the purposes of a federally funded grant entitled, Title I Neglected and

7255 Delinquent Children $1,975,418

7256 7043-2001 For the purposes of a federally funded grant entitled, Teacher and

7257 Principal Training and Recruiting $49,768,717

7258 7043-2002 For the purposes of a federally funded grant entitled, Enhancing Education

7259 through Technology $1,413,323

7260 7043-2003 For the purposes of a federally funded grant entitled, Title I Math and

7261 Science Partnerships $2,128,970

7262 7043-3001 For the purposes of a federally funded grant entitled, English Language

7263 Acquisition $12,776,615

7264 7043-4001 For the purposes of a federally funded grant entitled, Safe and Drug Free

7265 Schools and Communities $4,322,352

7266 7043-4002 For the purposes of a federally funded grant entitled, After School

7267 Learning Centers $18,776,307

7268 7043-6001 For the purposes of a federally funded grant entitled, Grants for State

7269 Assessments and Related Activities $7,655,840

7270 7043-6501 For the purposes of a federally funded grant entitled, Education for

7271 Homeless Children/Youth $970,684

7272 7043-7001 For the purposes of a federally funded grant entitled, Special Education
7273 Grants $282,381,862

7274 7043-7002 For the purposes of a federally funded grant entitled, Preschool Grants
7275 $9,735,461

7276 7043-8001 For the purposes of a federally funded grant entitled, Vocational
7277 Education Basic Grants $18,934,258

7278 7043-8002 For the purposes of a federally funded grant entitled, Technical
7279 Preparation Education $1,160,000

7280 7044-0020 For the purposes of a federally funded grant entitled, Project Focus
7281 Academy $2,076,363

7282 7048-0229 For the purposes of a federally funded grant entitled, Promoting Science
7283 Based Approaches – Prevent Teen Pregnancy $8,379

7284 7048-1500 For the purposes of a federally funded grant entitled, High School
7285 Graduation Initiative $3,000,000

7286 7048-1616 For the purposes of a federally funded grant entitled, College Access
7287 Challenge Grant Program $935,684

7288 7048-2700 For the purposes of a federally funded grant entitled, Teacher Incentive
7289 Grant $7,678,269

7290 7048-7323 For the purposes of a federally funded grant entitled, Striving Readers
7291 Comprehensive Literacy Grant $150,000

7292 7048-9200 For the purposes of a federally funded grant entitled, Statewide
7293 Longitudinal Data Systems Grant $2,332,414

7294 7048-9414 For the purposes of a federally funded grant entitled, MSIX Data Quality
7295 Grants $66,666

7296 7053-2008 For the purposes of a federally funded grant entitled, Fresh Fruit & Veggie
7297 $2,081,281

7298 7053-2010 For the purposes of a federally funded grant entitled, Child Nutrition Grant
7299 St. Program Review $1,093,325

7300 7053-2112 For the purposes of a federally funded grant entitled, Special Assistance
7301 Funds $155,833,146

7302 7053-2117 For the purposes of a federally funded grant entitled, Child Care Program
7303 $51,545,189

7304 7053-2119 For the purposes of a federally funded grant entitled, NSLP Equipment
7305 Grant $346,140

7306 7053-2126 For the purposes of a federally funded grant entitled, Temporary
7307 Emergency Food Assistance $690,200

7308 7053-2202 For the purposes of a federally funded grant entitled, Special Summer
7309 Food Service Program for Children $5,490,849

7310 7062-0008 For the purposes of a federally funded grant entitled, Office of School
7311 Lunch Programs — Child Care Program Administration $2,520,000

7312 Department of Higher Education.

7313 7066-1574 For the purposes of a federally funded grant entitled, Improving Teacher
7314 Quality Grants $1,500,000

7315 7066-6033 For the purposes of a federally funded grant entitled, Gaining Early
7316 Awareness and Readiness for Undergraduate Programs $3,500,000

7317 7070-0017 For the purposes of a federally funded grant entitled, Leveraging
7318 Educational Assistance Program— Department of Higher Education 966,853

7319 7100-0215 For the purposes of a federally funded grant entitled, Food Response
7320 Network $52,188

7321 7110-1182 For the purposes of a federally funded grant entitled, National Science
7322 Foundation $75,000

7323 7110-6019 For the purposes of a federally funded grant entitled, Upward Bound
7324 Payroll and Benefits - Fitchburg State College $365,000

7325 7110-6030 For the purposes of a federally funded grant entitled, Expanding Horizons
7326 Student Support Services - Fitchburg State College $240,000

7327 7110-6048 For the purposes of a federally funded grant entitled, Special Education
7328 Personnel Preparation - Fitchburg State College $10,000

7329 7116-6270 For the purposes of a federally funded grant entitled, National Science
7330 Foundation Recovery Act Research Support $15,000

7331 7410-3093 For the purposes of a federally funded grant entitled, Polymer Building
7332 Construction - University of Massachusetts Amherst $832,264

7333 7411-3092 For the purposes of a federally funded grant entitled, Massachusetts
7334 Rehabilitation Council – Interagency Service Agreement $80,000

7335 7611-8003 For the purposes of a federally funded grant entitled, Medicaid
7336 Infrastructure $25,743

7337 EXECUTIVE OFFICE OF PUBLIC SAFETY AND HOMELAND SECURITY.

7338 Office of the Secretary.

7339 8000-0088 For the purposes of a federally funded grant entitled, Bulletproof Vest
7340 Federal Receipt $300,000

7341 8000-2015 For the purposes of a federally funded grant entitled, ARRA Justice
7342 Assistant Grant $600,000

7343 8000-4603 For the purposes of a federally funded grant entitled, Juvenile Justice
7344 Delinquency and Prevention Act $1,000,000

7345 8000-4608 For the purposes of a federally funded grant entitled, Drug-Free Schools
7346 and Communities Act of 1986 $100,000

7347 8000-4610 For the purposes of a federally funded grant entitled, Statistical Analysis
7348 Center $60,000

7349 8000-4611 For the purposes of a federally funded grant entitled, Byrne Justice
7350 Assistance $4,000,000

7351 8000-4619 For the purposes of a federally funded grant entitled, Title V

7352 $75,000

7353 8000-4620 For the purposes of a federally funded grant entitled, Stop Violence

7354 Against Women Formula Grants Program $2,000,000

7355 8000-4623 For the purposes of a federally funded grant entitled, Criminal History

7356 Improvement $200,000

7357 8000-4624 For the purposes of a federally funded grant entitled, Prisoner Substance

7358 Abuse Treatment $100,000

7359 8000-4639 For the purposes of a federally funded grant entitled, Justice Loan

7360 Repayment Grant $130,000

7361 8000-4640 For the purposes of a federally funded grant entitled, Hampden Reentry

7362 Grant $225,000

7363 8000-4692 For the purposes of a federally funded grant entitled, State Homeland

7364 Security Program $20,000,000

7365 8000-4693 For the purposes of a federally funded grant entitled, Project Safe

7366 Neighborhood. $200,000

7367 8000-4694 For the purposes of a federally funded grant entitled, Homeland Urban

7368 Areas $7,500,000

7369 8000-4695 For the purposes of a federally funded grant entitled, Homeland Security

7370 Buffer Zone Protection $1,200,000

7371 8000-4696 For the purposes of a federally funded grant entitled, Transportation
7372 Security Grant $10,000,000

7373 8000-4697 For the purposes of a federally funded grant entitled, Homeland Security
7374 Interoperable Communication. $8,000,000

7375 8000-4699 For the purposes of a federally funded grant entitled, Homeland Citizen
7376 Corp $295,000

7377 8000-4700 For the purposes of a federally funded grant entitled, Homeland Medical
7378 Response $400,000

7379 8000-4701 For the purposes of a federally funded grant entitled, Homeland Port
7380 Security $2,000,000

7381 8000-4702 For the purposes of a federally funded grant entitled, Homeland
7382 Interoperable Communications $500,000

7383 8000-4703 For the purposes of a federally funded grant entitled, Homeland
7384 Catastrophic Preparation $2,000,000

7385 8000-4705 For the purposes of a federally funded grant entitled, Homeland
7386 Emergency Management Preparation $4,000,000

7387 8000-4706 For the purposes of a federally funded grant entitled, Homeland
7388 Emergency Operations Center $50,000

7389 8000-4804 For the purposes of a federally funded grant entitled, Highway Safety
7390 Grant $16,000,000

7391 8000-4840 For the purposes of a federally funded grant entitled, 2006 Enforcing
7392 Underage Drinking Laws $300,000

7393 8000-4841 For the purposes of a federally funded grant entitled, Fatality Analysis
7394 Reporting $100,000

7395 8000-4843 For the purposes of a federally funded grant entitled, Increased Endorsed
7396 Motorcyclists $29,416

7397 8000-4844 For the purposes of a federally funded grant entitled, Increased Blood
7398 Alcohol Reporting $32,012

7399 8000-6613 For the purposes of a federally funded grant entitled, Juvenile
7400 Accountability II $700,000

7401 Department of State Police.

7402 8100-0209 For the purposes of a federally funded grant entitled, Region 1 Training
7403 Academy Motor Carrier Safety Assistance $194,904

7404 8100-0210 For the purposes of a federally funded grant entitled, FMCSA New
7405 Entrant Audit $602,422

7406 8100-2010 For the purposes of a federally funded grant entitled, Federal Motor
7407 Carrier Safety Basic Grant $7,317

7408 8100-2011 For the purposes of a federally funded grant entitled, FMCSA Basic Grant
7409 $2,585,000

7410 8100-2020 For the purposes of a federally funded grant entitled, FMCSA High
7411 Priority (Seat Belt) $9,700

7412 8100-2021 For the purposes of a federally funded grant entitled, FMCSA High
7413 Priority (Safety Admin Data Improve) $15,000

7414 8100-2058 For the purposes of a federally funded grant entitled, New England State
7415 Police Administrator‘s Conference - Regional Investigation $4,867,198

7416 8100-2639 For the purposes of a federally funded grant entitled, ARRA ICAC Task
7417 Force $152,200

7418 8100-2640 For the purposes of a federally funded grant entitled, Internet Crimes
7419 Against Children Continuation $7,000

7420 8100-2641 For the purposes of a federally funded grant entitled, Internet Crimes
7421 Against Children Data System $460,448

7422 8100-9706 For the purposes of a federally funded grant entitled, Cannabis Eradication
7423 Controlled Substance Prosecution DEA Cooperative Agreement $50,753

7424 8100-9747 For the purposes of a federally funded grant entitled, Forensic DNA
7425 Backlog Reduction Program FY09 $64,650

7426 8100-9748 For the purposes of a federally funded grant entitled, FY10 Forensic DNA
7427 Backlog Reduction Program $521,383

7428 8100-9749 For the purposes of a federally funded grant entitled, Coverdell Forensics
7429 Science Improvement $165,187

7430 Department of Fire Services.

7431 8324-1505 For the purposes of a federally funded grant entitled, USFA/NFA State

7432 Fire Training Program$28,000

7433 Military Division.

7434 8700-0006 For the purposes of a federally funded grant entitled, Methuen National

7435 Guard Readiness Center $9,647,217

7436 8700-1001 For the purposes of a federally funded grant entitled, Army National

7437 Guard Facilities Programs Cooperative Agreement $15,872,100

7438 8700-1002 For the purposes of a federally funded grant entitled, Army National

7439 Guard Environmental Programs Cooperative Agreement $3,149,000

7440 8700-1003 For the purposes of a federally funded grant entitled, Army National

7441 Guard Security Cooperative Agreement $1,410,800

7442 8700-1004 For the purposes of a federally funded grant entitled, Army National

7443 Guard Electronic Security Cooperative Agreement $200,000

7444 8700-1005 For the purposes of a federally funded grant entitled, Army National

7445 Guard Communications and Information Management Cooperative Agreement $2,435,400

7446 8700-1007 For the purposes of a federally funded grant entitled, Army National

7447 Guard Sustainable Ranges Cooperative Agreement $669,000

7448 8700-1010 For the purposes of a federally funded grant entitled, Army National

7449 Guard Antiterrorism Cooperative Agreement $100,000

7450 8700-1021 For the purposes of a federally funded grant entitled, Air National Guard
7451 Facilities Operations and Maintenance Cooperative Agreement $7,717,457

7452 8700-1022 For the purposes of a federally funded grant entitled, Air National Guard
7453 Environment Cooperative Agreement $70,100

7454 8700-1023 For the purposes of a federally funded grant entitled, Air National Guard
7455 Security Cooperative Agreement $1,594,000

7456 8700-1024 For the purposes of a federally funded grant entitled, Air National Guard
7457 Fire Protection Cooperative Agreement $2,101,600

7458 8700-1040 For the purposes of a federally funded grant entitled, Air National Guard
7459 Distributed Learning Program Cooperative Agreement $150,000

7460 8700-2001 For the purposes of a federally funded grant entitled, Natick National
7461 Guard Readiness Center $9,716,000

7462 8700-9021 For the purposes of a federally funded grant entitled, Army National
7463 Guard Energy Reduction Projects ARRA $150,000

7464 Massachusetts Emergency Management Agency.

7465 8800-0011 For the purposes of a federally funded grant entitled, Severe Repetitive
7466 Loss Grant $449,568

7467 8800-0012 For the purposes of a federally funded grant entitled, Pre-Disaster
7468 Mitigation Competitive Grant$88,417

7469 8800-0042 For the purposes of a federally funded grant entitled, Hazardous Materials

7470 Transportation Act $458,003

7471 8800-0048 For the purposes of a federally funded grant entitled, Flood Mitigation

7472 Assistance Program $1,331,702

7473 8800-0064 For the purposes of a federally funded grant entitled, Hazard Mitigation

7474 1364 $3,081,784

7475 8800-0087 For the purposes of a federally funded grant entitled, Pre-Disaster

7476 Mitigation Competitive Grant$5,313,314

7477 8800-1642 For the purposes of a federally funded grant entitled, May 2006 Floods

7478 FEMA $1,796,396

7479 8800-1701 For the purposes of a federally funded grant entitled, April 2007 Storm

7480 FEMA $1,875,846

7481 8800-1813 For the purposes of a federally funded grant entitled, December 2008 Ice

7482 Storm FEMA $4,845,557

7483 8800-1895 For the purposes of a federally funded grant entitled, March 2010 Floods

7484 FEMA $14,296,039

7485 Department of Correction.

7486 8903-9003 For the purposes of a federally funded grant entitled, Second Chance Act

7487 Family Based Substance Abuse Treatment Grant $140,545

7488 8903-9009 For the purposes of a federally funded grant entitled, Second Chance Act
7489 New Clean Green Energy Training Program $382,780

7490 8903-9709 For the purposes of a federally funded grant entitled, Grants to States for
7491 Workplace and Community Transition Training for Incarcerated Youth Offenders $153,894

7492 EXECUTIVE OFFICE OF ELDER AFFAIRS.

7493 Office of the Secretary.

7494 9110-1074 For the purposes of a federally funded grant entitled, Older Americans
7495 Assistance - Title III and Title VII $9,500,703

7496 9110-1076 For the purposes of a federally funded grant entitled, Medicare Enrollment
7497 Assistance Program ADRC $22,262

7498 9110-1077 For the purposes of a federally funded grant entitled, National Family
7499 Caregiver Support Program $2,469,373

7500 9110-1095 For the purposes of a federally funded grant entitled, Health Information
7501 Counseling and Assistance $1,128,491

7502 9110-1150 For the purposes of a federally funded grant entitled, Empowering Older
7503 People $252,514

7504 9110-1169 For the purposes of a federally funded grant entitled, ARRA - Chronic
7505 Disease Self Management $1,140,273

7506 9110-1173 For the purposes of a federally funded grant entitled, Older Americans Act
7507 - Title III Nutritional Program $14,289,338

7508 9110-1178 For the purposes of a federally funded grant entitled, Community Service
7509 Employment Program $2,983,508

7510 9110-1180 For the purposes of a federally funded grant entitled, 2007 Mippa
7511 Outreach to Lis/Msp $15,051

7512 9110-1182 For the purposes of a federally funded grant entitled, 2008 Mippa
7513 Outreach to Lis/Msp $11,048

7514 9110-3000 For the purposes of a federally funded grant entitled, Senior Medicare
7515 Patrol Integration $193,895

7516 9110-3031 For the purposes of a federally funded grant entitled, ADRC Strategic
7517 Planning $250,000

7518 9110-3037 For the purposes of a federally funded grant entitled, Massachusetts
7519 Community Living Program $500,000

7520 9110-3200 For the purposes of a federally funded grant entitled, Community Based
7521 Alzheimer Care Project $250,000

7522 9110-3300 For the purposes of a federally funded grant entitled, MA Next Generation
7523 Performance Outcome Measurement Project $111,505

7524 SECTION 2E.

7525 SECTION 2E. The sums set forth in this section are hereby appropriated from the
7526 General Fund unless specifically designated otherwise in this section, for the purposes and
7527 subject to the conditions specified in this section and subject to the laws regulating the

7528 disbursement of public funds for the fiscal year ending June 30, 2012. Items in this section shall
7529 not be subject to allotment under section 9B of chapter 29 of the General Laws or reduction
7530 under section 9C of said chapter 29, without express authorization from the general court.
7531 Notwithstanding section 19A of said chapter 29, any transfer under this section shall be made by
7532 the comptroller in accordance with a transfer schedule to be developed for each item by the
7533 comptroller, after consulting with the appropriate agency secretary, the secretary of
7534 administration and finance and the state treasurer. The schedule for each appropriation shall
7535 provide for transfers in increments considered appropriate to meet the cash flow needs of each
7536 fund and all transfers under the schedule shall be completed not later than June 30, 2012. Not
7537 later than 7 days after the schedules receive final approval by the comptroller, they shall be
7538 reported to the house and senate committees on ways and means.

7539 ADMINISTRATION AND FINANCE.

7540 1599-6152 For an operating transfer to the State Retiree Benefits Trust Fund,
7541 established pursuant to section 24 of chapter 32A of the General Laws $414,325,940

7542 HEALTH AND HUMAN SERVICES.

7543 Office of the Secretary of Health and Human Services.

7544 1595-1068 For an operating transfer to the MassHealth provider payment account in
7545 the Medical Assistance Trust Fund, established under section 2QQQ of chapter 29 of the General
7546 Laws; provided, that these funds may be expended only for services provided during state or
7547 federal fiscal year 2012, and no amounts previously or subsequently transferred into the Medical
7548 Assistance Trust Fund may be expended on payments described in the section 1115
7549 demonstration waiver for services provided during state fiscal year 2012, or payments described

7550 in the state plan for services provided during federal fiscal year 2012; provided further, that all
7551 payments from the Medical Assistance Trust Fund shall be subject to the availability of federal
7552 financial participation, shall be made only in accordance with federally-approved payment
7553 methods, shall be consistent with federal funding requirements and all federal payment limits as
7554 determined by the secretary of health and human services and shall be subject to the terms and
7555 conditions of an agreement with the executive office of health and human services; provided
7556 further, that any increase in payment made from the trust fund totaling an amount greater than
7557 $251,000,000 in fiscal year 2012 shall be made only after the secretary of health and human
7558 services certifies that any increase in payments from the trust fund shall not exceed the
7559 negotiated limit for section 1115 waiver spending; provided further, that the secretary of health
7560 and human services shall notify, in writing, the house and senate committees on ways and means
7561 and the joint committee on health care financing of any increases in payments within 15 days;
7562 and provided further, that the secretary of health and human services shall make a payment of up
7563 to $308,050,000 from the Medical Assistance Trust Fund to the Cambridge Public Health
7564 Commission for dates of service in state and federal fiscal year 2012, only after the Cambridge
7565 Public Health Commission transfers up to $154,025,000 of its funds to the Medical Assistance
7566 Trust Fund using a federally permissible source of funds which shall fully satisfy the nonfederal
7567 share of such payment$394,025,000

7568 1595-1069 Notwithstanding any general or special law to the contrary, the
7569 comptroller shall transfer up to $500,000 from the General Fund to the Health Insurance
7570 Technology Trust Fund for the purpose of administering the Medicaid Electronic Health Record
7571 Incentive Payment program; provided, that all payments from the Health Insurance Technology
7572 Trust Fund shall be subject to the availability of federal financial participation $500,000

7573 1595-5819 For an operating transfer to the Commonwealth Care Trust Fund,
7574 established under section 2OOO of chapter 29 of the General Laws; provided, that up to
7575 $15,000,000 shall be transferred from the Commonwealth Care Trust Fund to the Health Safety
7576 Net Trust Fund, established under section 36 of chapter 118G of the General Laws; provided
7577 further, that transfers from this item shall fund only the costs of the health safety net incurred
7578 between July 1, 2011 and December 31, 2011; provided further, that the hospital fiscal year 2011
7579 payment amount to each hospital shall be funded by the Health Safety Net Trust Fund; provided
7580 further, that payments may be made either as safety net care payments under the
7581 commonwealth's section 1115 waiver, or as an adjustment to Title XIX service rate payments, or
7582 a combination thereof; provided further, that the executive office of health and human services
7583 and the health safety net office may use other federally permissible funding mechanisms
7584 available for public service hospitals, as defined in 114.1 CMR 36.02, to reimburse up to
7585 $70,000,000 of uncompensated care at the hospitals using sources distinct from the funding
7586 made available to the Health Safety Net Trust Fund; provided further that for the purpose of this
7587 line item, Massachusetts nonprofit disproportionate share hospitals with a Medicare payer mix
7588 percentage greater than 45% of Total Gross Patient Service Revenue using FY09 403 cost report
7589 data shall be defined as a public service hospital; further provided public service hospitals
7590 qualifying under this line item shall receive an equal payment of the amount of surplus public
7591 service hospital safety net care payment monies from public service hospitals qualifying under
7592 114.1 CMR 36.02; further provided that these funds may only be disbursed if allowed by the
7593 Commonwealth's 1115 Medicaid waiver; provided further, that the secretary of administration
7594 and finance, in consultation with the secretary of health and human services and the executive
7595 director of the commonwealth health insurance connector authority, shall on a quarterly basis

7596 evaluate the revenue needs of the health safety net program funded by the Health Safety Net
7597 Trust Fund and the Commonwealth Care subsidized health insurance program funded by the
7598 Commonwealth Care Trust Fund, and if necessary, transfer monies between these funds for the
7599 purpose of ensuring that sufficient revenues are available to support projected program
7600 expenditures; provided further, that the secretary of administration and finance shall report any
7601 transfers made between the Health Safety Net Trust Fund and the Commonwealth Care Trust
7602 Fund to the house and senate committees on ways and means and the joint committee on
7603 healthcare financing within 30 days of the proposed transfer; provided further, that
7604 notwithstanding any general or special law to the contrary, if the secretary of administration and
7605 finance determines that amounts transferred from the General Fund to the Commonwealth Care
7606 Trust Fund are not needed to support the costs of the Commonwealth Care and Commonwealth
7607 Care Bridge subsidized health insurance programs in fiscal year 2012, the secretary of
7608 administration and finance shall notify the comptroller and the house and senate committees on
7609 ways and means of this determination and the comptroller shall transfer such amounts from the
7610 Commonwealth Care Trust Fund back to the General Fund; and provided further, that up to
7611 $2,500,000 shall be applied for the purpose of providing small business health insurance
7612 wellness subsidies pursuant to section 7A of Chapter 176Q of the General Laws $363,505,911

7613 1595-5820 For an operating transfer to the Commonwealth Care Trust Fund,
7614 established under section 2OOO of chapter 29 of the General Laws; provided, that up to
7615 $15,000,000 shall be transferred from the Commonwealth Care Trust Fund to the Health Safety
7616 Net Trust Fund, established under section 36 of chapter 118G of the General Laws; provided
7617 further, that transfers from this item shall fund only the costs of the health safety net incurred
7618 between January 1, 2012 and June 30, 2012; provided further, that no funds shall be expended

7619 from this item until the Secretary of Health and Human Services certifies to the Secretary of
7620 Administration and Finance and the House and Senate Committees on Ways and Means that the
7621 Division of Health Care Finance and Policy has successfully implemented a claims adjudication
7622 system for both inpatient and outpatient claims in accordance with provisions of Chapter 58 of
7623 the acts of 2006; provided further, that said Secretary shall also report on all measures
7624 undertaken to recover invalid payments made to health care safety net providers in prior fiscal
7625 years; provided further, that the hospital fiscal year 2011 payment amount to each hospital shall
7626 be funded by the Health Safety Net Trust Fund; provided further, that payments may be made
7627 either as safety net care payments under the commonwealth's section 1115 waiver, or as an
7628 adjustment to Title XIX service rate payments, or a combination thereof; provided further, that
7629 the executive office of health and human services and the health safety net office may use other
7630 federally permissible funding mechanisms available for public service hospitals, as defined in
7631 114.1 CMR 36.02, to reimburse up to $70,000,000 of uncompensated care at the hospitals using
7632 sources distinct from the funding made available to the Health Safety Net Trust Fund; provided
7633 further, that the secretary of administration and finance, in consultation with the secretary of
7634 health and human services and the executive director of the commonwealth health insurance
7635 connector authority, shall on a quarterly basis evaluate the revenue needs of the health safety net
7636 program funded by the Health Safety Net Trust Fund and the Commonwealth Care subsidized
7637 health insurance program funded by the Commonwealth Care Trust Fund, and if necessary,
7638 transfer monies between these funds for the purpose of ensuring that sufficient revenues are
7639 available to support projected program expenditures; provided further, that the secretary of
7640 administration and finance shall report any transfers made between the Health Safety Net Trust
7641 Fund and the Commonwealth Care Trust Fund to the house and senate committees on ways and

7642 means and the joint committee on healthcare financing within 30 days of the proposed transfer;
7643 provided further, that notwithstanding any general or special law to the contrary, if the secretary
7644 of administration and finance determines that amounts transferred from the General Fund to the
7645 Commonwealth Care Trust Fund are not needed to support the costs of the Commonwealth Care
7646 and Commonwealth Care Bridge subsidized health insurance programs in fiscal year 2012, the
7647 secretary of administration and finance shall notify the comptroller and the house and senate
7648 committees on ways and means of this determination and the comptroller shall transfer such
7649 amounts from the Commonwealth Care Trust Fund back to the General Fund; and provided
7650 further, that up to $2,500,000 shall be applied for the purpose of providing small business health
7651 insurance wellness subsidies pursuant to section 7A of Chapter 176Q of the General Laws
7652 $363,505,911

7653 TRANSPORTATION.

7654 Department of Transportation.

7655 1595-6368 For an operating transfer to the Massachusetts Transportation Trust Fund,
7656 established under section 4 of chapter 6C of the General Laws; provided, that the Massachusetts
7657 Department of Transportation shall expend $100,000 for the purposes of conducting a study to
7658 include field research, surveys, market studies, and other research methods as needed, to identify
7659 and determine additional recurring revenues through the leasing or disposition of commonwealth
7660 right-of-ways or other land, property, or interests therein, on the property of the Massachusetts
7661 Bay Transportation Authority and associated railroad or transportation related property of the
7662 commonwealth, inclusive of its rights-of-way, whether in use for rail, alternative access or
7663 abandoned; said study to be for the purpose of maximizing revenue to the commonwealth from

7664 installing utility and communication infrastructure including, but not limited to: utility pipelines,
7665 conduits, ditches, wires, poles, transmission lines, or transmission facilities for cellular phone
7666 devices, broadband, internet and wireless under existing agreements or permits or such
7667 agreements or permits or under existing laws, provided that such use does not interfere with the
7668 public use of the property for Massachusetts Bay Transportation Authority or other purposes.
7669 Said study shall be completed by February 1, 2012 and copies transmitted to the house and
7670 senate committees on ways and means and the joint committee on transportation $180,126,756

7671 Commonwealth Transportation Fund 100%

7672 1595-6369 For an operating transfer to the Massachusetts Bay Transportation
7673 Authority pursuant to clause (1) of subsection (d) of section 2ZZZ of chapter 29 of the General
7674 Laws $160,000,000

7675 Commonwealth Transportation Fund 100%

7676 1595-6370 For an operating transfer to the regional transit authorities organized under
7677 chapter 161B of the General Laws or predecessor statutes pursuant to clause (2) of subsection (d)
7678 of section 2ZZZ of chapter 29 of the General Laws $15,000,000

7679 Commonwealth Transportation Fund 100%

7680 1595-6379 For the operation of the motor vehicle insurance merit rating board,
7681 including the rent, related parking and utility expenses of the board; provided, that the amount
7682 appropriated in this item, and the associated fringe benefits, shall be borne by insurance
7683 companies doing motor vehicle insurance business within the commonwealth, under section 183
7684 of chapter 6 of the General Laws; and provided further, that notwithstanding any general or

7685 special law to the contrary, no safe driver insurance plan shall require the payment of an unsafe
7686 driver point surcharge for the first offense for non-criminal motor vehicle traffic violations as
7687 described in chapter 90C of the General Laws $8,106,972

7688 Commonwealth Transportation Fund……..100%

7689 7066-0035 For the support of the science, technology, engineering, and mathematics
7690 grant fund established by section 2MMM of chapter 29 of the General Laws……...$500,000

7691 SECTION 3 LOCAL AID DISTRIBUTIONS.

7692 SECTION 3. Notwithstanding any general or special law to the contrary, for the fiscal
7693 year ending June 30, 2012 the distribution to cities and towns of the balance of the State Lottery
7694 Fund, as paid from the General Fund in accordance with clause (c) of the second paragraph of
7695 section 35 of chapter 10 of the General Laws, and additional funds from the General Fund shall
7696 be $833,980,293 and shall be apportioned to the cities and towns in accordance with this section.

7697 Notwithstanding section 2 of chapter 70 of the General Laws or any other general or
7698 special law to the contrary, except for section 12B of chapter 76 and section 89 of chapter 71 of
7699 the General Laws, for fiscal year 2012 the total amounts to be distributed and paid to each city
7700 and town from item 7061-0008 of section 2 shall be as set forth in the following lists. The
7701 specified amounts to be distributed from said item 7061-0008 of said section 2 shall be in full
7702 satisfaction of the amounts due under chapter 70 of the General Laws.

7703 For fiscal year 2012, the foundation budget categories for each district shall be calculated
7704 in the same manner as in fiscal year 2011. The target local share shall be calculated using the
7705 same methodology used in fiscal year 2011. Preliminary local contribution shall be the

7706 municipality's fiscal year 2011 minimum required local contribution, increased or decreased by
7707 the municipal revenue growth factor; provided, that if a municipality's preliminary contribution
7708 as a percentage of its foundation budget is more than 5 percentage points lower than the target
7709 local share, the preliminary contribution shall be recalculated using the municipality's revenue
7710 growth factor plus 1 percentage point; and if a municipality's preliminary contribution as a
7711 percentage of its foundation budget is more than 10 percentage points lower than the target local
7712 share, the preliminary contribution shall be recalculated using the municipality's revenue growth
7713 factor plus 2 percentage points. Minimum required local contribution for fiscal year 2012 shall
7714 be, for any municipality with a fiscal year 2012 preliminary contribution greater than its fiscal
7715 year 2012 target contribution, the preliminary local contribution reduced by 20 per cent of the
7716 gap between the preliminary local contribution and the target local contribution. Required local
7717 contribution shall be allocated among the districts to which a municipality belongs in direct
7718 proportion to the foundation budgets for the municipality's pupils at each of those districts. For
7719 fiscal year 2012, "prior year aid" shall be the sum of: (a) fiscal year 2011 state-appropriated
7720 chapter 70 aid; and (b) state fiscal stabilization fund allocations as distributed by the department
7721 of elementary and secondary education. For fiscal year 2012, the "foundation aid increment"
7722 shall be the difference between: (a) the positive difference between a district's foundation budget
7723 and its required district contribution; and (b) prior year aid. Chapter 70 aid for fiscal year 2012
7724 shall be the sum of prior year aid plus the foundation aid increment, if any. No non-operating
7725 district shall receive chapter 70 aid in an amount greater than the district's foundation budget. If
7726 there is a conflict between the language of this section and the distribution listed below, the
7727 distribution below shall control.

7728 The department of elementary and secondary education shall not consider health care
7729 costs for retired teachers to be part of net school spending for any district in which such costs
7730 were not considered part of net school spending in fiscal year 1994. No payments to cities, towns
7731 or counties maintaining an agricultural school pursuant to this section shall be made after
7732 November 30 of the fiscal year until the commissioner of revenue certifies acceptance of the
7733 prior fiscal year's annual financial reports submitted pursuant to section 43 of chapter 44 of the
7734 General Laws. Advance payments shall be made for some or all of periodic local reimbursement
7735 or assistance programs to any city, town, regional school district or independent agricultural and
7736 technical school that demonstrates an emergency cash shortfall, as certified by the commissioner
7737 of revenue and approved by the secretary of the executive office for administration and finance,
7738 pursuant to guidelines established by the secretary.

	Municipality	Chapter 70	Unrestricted General Government Aid
7739			
7740	ABINGTON	7,244,034	1,543,567
7741	ACTON	5,188,231	1,097,608
7742	ACUSHNET	6,039,807	1,189,719
7743	ADAMS	0	1,837,004
7744	AGAWAM	17,494,998	2,890,703
7745	ALFORD	0	11,011
7746	AMESBURY	8,422,786	1,526,501
7747	AMHERST	5,813,638	6,605,976

7748	ANDOVER	6,928,057	1,402,081
7749	AQUINNAH	0	1,833
7750	ARLINGTON	6,880,580	5,952,940
7751	ASHBURNHAM	0	623,876
7752	ASHBY	0	343,578
7753	ASHFIELD	93,413	145,672
7754	ASHLAND	4,877,035	1,061,106
7755	ATHOL	0	2,077,367
7756	ATTLEBORO	28,992,951	4,476,414
7757	AUBURN	6,495,648	1,343,805
7758	AVON	816,707	543,847
7759	AYER	264,744	594,009
7760	BARNSTABLE	7,184,728	1,650,493
7761	BARRE	7,483	705,700
7762	BECKET	76,563	71,258
7763	BEDFORD	2,806,434	900,733
7764	BELCHERTOWN	13,251,261	1,335,093

7765	BELLINGHAM	8,028,300	1,331,436
7766	BELMONT	5,571,323	1,771,704
7767	BERKLEY	3,805,913	477,426
7768	BERLIN	500,103	158,198
7769	BERNARDSTON	11,308	228,218
7770	BEVERLY	6,730,266	4,582,242
7771	BILLERICA	17,375,576	4,569,149
7772	BLACKSTONE	84,251	1,074,007
7773	BLANDFORD	42,726	99,633
7774	BOLTON	0	154,921
7775	BOSTON	205,414,453	148,660,757
7776	BOURNE	4,684,058	1,150,250
7777	BOXBOROUGH	1,294,018	197,930
7778	BOXFORD	1,534,312	381,442
7779	BOYLSTON	430,543	268,772
7780	BRAINTREE	12,154,000	4,490,072
7781	BREWSTER	887,884	309,819

7782	BRIDGEWATER	36,107	2,857,894
7783	BRIMFIELD	1,175,223	305,924
7784	BROCKTON	139,582,640	16,429,406
7785	BROOKFIELD	1,303,088	387,422
7786	BROOKLINE	6,932,850	4,981,754
7787	BUCKLAND	0	240,260
7788	BURLINGTON	5,124,986	2,054,906
7789	CAMBRIDGE	8,643,123	16,856,874
7790	CANTON	3,838,238	1,682,666
7791	CARLISLE	790,228	172,130
7792	CARVER	9,573,059	1,146,273
7793	CHARLEMONT	61,250	137,157
7794	CHARLTON	21,176	1,136,799
7795	CHATHAM	648,563	118,090
7796	CHELMSFORD	9,880,853	3,982,596
7797	CHELSEA	52,765,195	6,444,403
7798	CHESHIRE	298,092	482,025

7799	CHESTER	125,551	141,268
7800	CHESTERFIELD	121,562	108,334
7801	CHICOPEE	53,628,470	9,035,592
7802	CHILMARK	0	2,943
7803	CLARKSBURG	1,749,835	285,445
7804	CLINTON	10,497,286	1,847,116
7805	COHASSET	1,659,487	403,698
7806	COLRAIN	0	226,462
7807	CONCORD	1,998,997	910,291
7808	CONWAY	592,554	140,234
7809	CUMMINGTON	73,684	65,458
7810	DALTON	212,902	892,749
7811	DANVERS	4,269,013	2,234,836
7812	DARTMOUTH	8,983,576	1,978,014
7813	DEDHAM	3,651,265	2,565,951
7814	DEERFIELD	1,026,593	376,874
7815	DENNIS	0	427,332

7816	DEVENS	308,588	0
7817	DIGHTON	0	606,730
7818	DOUGLAS	8,368,517	572,620
7819	DOVER	601,536	150,941
7820	DRACUT	17,732,219	2,749,229
7821	DUDLEY	0	1,401,958
7822	DUNSTABLE	4,392	192,992
7823	DUXBURY	4,387,890	695,530
7824	EAST BRIDGEWATER	10,108,452	1,174,518
7825	EAST BROOKFIELD	75,665	227,567
7826	EAST LONGMEADOW	9,130,786	1,135,782
7827	EASTHAM	315,916	116,902
7828	EASTHAMPTON	7,568,672	2,205,513
7829	EASTON	9,192,536	1,718,309
7830	EDGARTOWN	422,688	52,267
7831	EGREMONT	0	49,508
7832	ERVING	408,645	52,739

7833	ESSEX	0	192,114
7834	EVERETT	42,993,143	5,420,954
7835	FAIRHAVEN	7,217,965	1,769,396
7836	FALL RIVER	93,795,275	18,698,842
7837	FALMOUTH	4,846,696	1,087,838
7838	FITCHBURG	40,477,603	6,696,216
7839	FLORIDA	529,427	39,056
7840	FOXBOROUGH	8,348,710	1,168,759
7841	FRAMINGHAM	22,024,861	7,806,597
7842	FRANKLIN	26,857,636	1,938,859
7843	FREETOWN	353,070	745,088
7844	GARDNER	18,037,844	3,325,039
7845	GEORGETOWN	5,095,019	562,104
7846	GILL	0	190,859
7847	GLOUCESTER	5,755,585	3,133,846
7848	GOSHEN	96,111	62,773
7849	GOSNOLD	16,414	1,646

7850	GRAFTON	8,559,644	1,226,876
7851	GRANBY	4,455,570	692,822
7852	GRANVILLE	1,247,466	125,803
7853	GREAT BARRINGTON	0	595,495
7854	GREENFIELD	9,957,403	2,491,144
7855	GROTON	3,201	607,821
7856	GROVELAND	0	571,169
7857	HADLEY	733,207	356,121
7858	HALIFAX	2,645,042	712,283
7859	HAMILTON	0	527,184
7860	HAMPDEN	0	539,848
7861	HANCOCK	190,460	44,301
7862	HANOVER	5,967,516	1,662,196
7863	HANSON	31,588	1,004,818
7864	HARDWICK	0	365,295
7865	HARVARD	1,718,626	1,162,031
7866	HARWICH	1,735,977	337,990

7867	HATFIELD	753,311	244,835
7868	HAVERHILL	35,966,744	7,711,930
7869	HAWLEY	28,250	33,958
7870	HEATH	0	65,651
7871	HINGHAM	5,553,035	1,238,357
7872	HINSDALE	104,683	174,710
7873	HOLBROOK	4,597,787	1,157,772
7874	HOLDEN	0	1,500,208
7875	HOLLAND	890,143	158,375
7876	HOLLISTON	6,546,693	1,215,118
7877	HOLYOKE	67,536,867	7,969,057
7878	HOPEDALE	5,815,295	511,659
7879	HOPKINTON	5,472,035	616,393
7880	HUBBARDSTON	14,817	353,458
7881	HUDSON	9,208,854	1,564,697
7882	HULL	3,610,471	1,662,898
7883	HUNTINGTON	214,868	270,427

7884	IPSWICH	2,559,500	1,259,557
7885	KINGSTON	4,014,844	753,151
7886	LAKEVILLE	49,190	642,026
7887	LANCASTER	0	750,048
7888	LANESBOROUGH	799,588	270,670
7889	LAWRENCE	145,883,335	15,406,602
7890	LEE	1,918,169	488,670
7891	LEICESTER	9,381,227	1,362,409
7892	LENOX	1,131,215	418,241
7893	LEOMINSTER	41,456,131	4,490,816
7894	LEVERETT	267,006	140,059
7895	LEXINGTON	7,051,517	1,202,550
7896	LEYDEN	0	64,606
7897	LINCOLN	718,511	534,185
7898	LITTLETON	3,503,626	557,764
7899	LONGMEADOW	4,109,266	1,096,268
7900	LOWELL	121,658,718	19,764,069

7901	LUDLOW	13,097,378	2,397,042
7902	LUNENBURG	4,522,545	829,777
7903	LYNN	118,211,280	17,568,191
7904	LYNNFIELD	3,799,686	816,068
7905	MALDEN	44,091,112	9,844,375
7906	MANCHESTER	0	174,499
7907	MANSFIELD	17,873,614	1,750,267
7908	MARBLEHEAD	4,548,961	893,530
7909	MARION	431,669	177,050
7910	MARLBOROUGH	14,405,503	4,271,401
7911	MARSHFIELD	13,567,053	1,699,837
7912	MASHPEE	4,200,511	288,692
7913	MATTAPOISETT	526,956	318,023
7914	MAYNARD	3,534,280	1,232,737
7915	MEDFIELD	5,620,214	1,137,437
7916	MEDFORD	10,836,793	9,517,872
7917	MEDWAY	9,898,504	957,302

7918	MELROSE	7,323,565	4,024,121
7919	MENDON	24,883	320,659
7920	MERRIMAC	0	660,204
7921	METHUEN	38,823,822	4,266,346
7922	MIDDLEBOROUGH	17,008,329	1,934,578
7923	MIDDLEFIELD	18,050	41,714
7924	MIDDLETON	1,483,356	429,332
7925	MILFORD	16,702,939	2,396,675
7926	MILLBURY	6,566,950	1,389,477
7927	MILLIS	4,248,061	821,522
7928	MILLVILLE	58,499	319,617
7929	MILTON	5,504,287	2,521,257
7930	MONROE	79,784	14,428
7931	MONSON	7,259,850	1,024,283
7932	MONTAGUE	0	1,124,542
7933	MONTEREY	0	36,279
7934	MONTGOMERY	21,042	68,097

7935	MOUNT WASHINGTON	32,776	23,522
7936	NAHANT	440,741	296,479
7937	NANTUCKET	1,334,173	62,171
7938	NATICK	7,062,013	2,990,066
7939	NEEDHAM	6,991,720	1,369,789
7940	NEW ASHFORD	179,597	15,938
7941	NEW BEDFORD	111,804,538	18,050,411
7942	NEW BRAINTREE	0	103,584
7943	NEW MARLBOROUGH	0	45,953
7944	NEW SALEM	0	81,413
7945	NEWBURY	0	406,371
7946	NEWBURYPORT	3,143,161	2,001,229
7947	NEWTON	13,504,221	4,611,231
7948	NORFOLK	3,234,875	752,484
7949	NORTH ADAMS	13,418,958	3,481,174
7950	NORTH ANDOVER	6,124,740	1,608,071
7951	NORTH ATTLEBOROUGH	19,528,781	2,257,483

7952	NORTH BROOKFIELD	4,129,763	625,244
7953	NORTH READING	6,459,260	1,393,231
7954	NORTHAMPTON	6,843,064	3,448,824
7955	NORTHBOROUGH	3,311,175	875,253
7956	NORTHBRIDGE	14,034,106	1,656,314
7957	NORTHFIELD	0	283,498
7958	NORTON	12,147,905	1,630,853
7959	NORWELL	3,008,400	841,158
7960	NORWOOD	4,808,800	3,649,810
7961	OAK BLUFFS	613,641	57,066
7962	OAKHAM	0	150,544
7963	ORANGE	5,117,899	1,268,097
7964	ORLEANS	237,642	134,783
7965	OTIS	0	28,541
7966	OXFORD	9,764,153	1,613,477
7967	PALMER	10,519,240	1,573,636
7968	PAXTON	0	424,607

7969	PEABODY	18,663,598	5,664,152
7970	PELHAM	216,311	124,902
7971	PEMBROKE	12,794,990	1,319,012
7972	PEPPERELL	0	1,171,128
7973	PERU	73,500	89,614
7974	PETERSHAM	418,743	89,957
7975	PHILLIPSTON	0	144,740
7976	PITTSFIELD	36,909,419	6,774,785
7977	PLAINFIELD	51,024	39,366
7978	PLAINVILLE	2,519,174	595,290
7979	PLYMOUTH	21,778,007	3,074,658
7980	PLYMPTON	566,871	186,155
7981	PRINCETON	0	232,324
7982	PROVINCETOWN	258,041	108,536
7983	QUINCY	20,959,018	14,983,027
7984	RANDOLPH	11,895,024	4,078,589
7985	RAYNHAM	0	892,264

7986	READING	9,488,181	2,543,818
7987	REHOBOTH	0	817,945
7988	REVERE	40,735,334	8,071,697
7989	RICHMOND	330,519	84,892
7990	ROCHESTER	1,705,807	333,266
7991	ROCKLAND	10,022,160	2,074,337
7992	ROCKPORT	1,271,798	343,349
7993	ROWE	67,651	3,091
7994	ROWLEY	0	423,746
7995	ROYALSTON	0	141,068
7996	RUSSELL	168,465	193,796
7997	RUTLAND	0	725,867
7998	SALEM	18,522,267	5,412,881
7999	SALISBURY	0	495,790
8000	SANDISFIELD	0	27,191
8001	SANDWICH	6,376,393	884,410
8002	SAUGUS	3,888,392	2,878,748

8003	SAVOY	499,039	90,917
8004	SCITUATE	4,832,136	1,578,512
8005	SEEKONK	4,272,118	965,577
8006	SHARON	6,562,832	1,098,429
8007	SHEFFIELD	13,886	191,163
8008	SHELBURNE	4,663	205,203
8009	SHERBORN	499,848	169,965
8010	SHIRLEY	0	1,029,497
8011	SHREWSBURY	18,511,623	2,185,815
8012	SHUTESBURY	571,885	133,065
8013	SOMERSET	4,104,261	1,203,502
8014	SOMERVILLE	19,108,128	19,770,620
8015	SOUTH HADLEY	7,546,619	2,049,338
8016	SOUTHAMPTON	2,425,096	499,982
8017	SOUTHBOROUGH	2,654,636	343,199
8018	SOUTHBRIDGE	17,230,163	2,760,518
8019	SOUTHWICK	0	989,791

8020	SPENCER	8,131	1,774,784
8021	SPRINGFIELD	275,403,995	29,705,191
8022	STERLING	0	543,998
8023	STOCKBRIDGE	0	78,217
8024	STONEHAM	3,327,888	2,916,235
8025	STOUGHTON	12,860,747	2,512,733
8026	STOW	0	330,325
8027	STURBRIDGE	2,351,516	607,924
8028	SUDBURY	4,206,945	1,098,406
8029	SUNDERLAND	826,903	396,605
8030	SUTTON	5,102,475	612,529
8031	SWAMPSCOTT	2,564,463	1,015,680
8032	SWANSEA	4,715,991	1,473,767
8033	TAUNTON	45,565,026	6,599,741
8034	TEMPLETON	0	1,094,201
8035	TEWKSBURY	12,317,499	2,183,935
8036	TISBURY	380,594	76,942

8037	TOLLAND	0	14,503
8038	TOPSFIELD	1,025,939	481,291
8039	TOWNSEND	0	1,031,249
8040	TRURO	245,466	23,606
8041	TYNGSBOROUGH	6,960,249	758,313
8042	TYRINGHAM	35,721	9,963
8043	UPTON	12,582	417,765
8044	UXBRIDGE	8,948,989	1,079,683
8045	WAKEFIELD	4,794,886	2,643,470
8046	WALES	725,004	185,338
8047	WALPOLE	7,106,855	1,999,825
8048	WALTHAM	7,068,165	7,535,082
8049	WARE	8,103,542	1,354,696
8050	WAREHAM	12,225,154	1,552,495
8051	WARREN	0	709,926
8052	WARWICK	0	99,794
8053	WASHINGTON	11,237	74,114

8054	WATERTOWN	3,234,244	5,233,952
8055	WAYLAND	3,144,868	709,290
8056	WEBSTER	9,554,369	1,942,812
8057	WELLESLEY	7,202,028	1,016,492
8058	WELLFLEET	146,323	45,864
8059	WENDELL	0	136,751
8060	WENHAM	0	336,112
8061	WEST BOYLSTON	2,804,550	625,194
8062	WEST BRIDGEWATER	2,441,892	513,118
8063	WEST BROOKFIELD	201,348	382,187
8064	WEST NEWBURY	0	232,501
8065	WEST SPRINGFIELD	18,857,776	2,812,239
8066	WEST STOCKBRIDGE	0	76,294
8067	WEST TISBURY	0	145,748
8068	WESTBOROUGH	4,206,047	909,295
8069	WESTFIELD	32,546,677	4,939,735
8070	WESTFORD	15,861,400	1,667,573

8071	WESTHAMPTON	442,420	113,705
8072	WESTMINSTER	0	513,668
8073	WESTON	2,419,859	293,515
8074	WESTPORT	4,154,597	954,650
8075	WESTWOOD	3,777,085	572,463
8076	WEYMOUTH	25,510,253	6,842,039
8077	WHATELY	236,718	105,305
8078	WHITMAN	112,364	1,900,068
8079	WILBRAHAM	0	1,148,402
8080	WILLIAMSBURG	415,779	237,562
8081	WILLIAMSTOWN	895,366	749,163
8082	WILMINGTON	10,186,107	1,951,163
8083	WINCHENDON	11,115,275	1,320,096
8084	WINCHESTER	6,241,118	1,160,984
8085	WINDSOR	47,361	81,486
8086	WINTHROP	5,157,850	3,307,962
8087	WOBURN	6,256,312	4,697,651

8088 WORCESTER 201,135,279 32,608,533

8089 WORTHINGTON 49,000 98,563

8090 WRENTHAM 3,538,923 731,568

8091 YARMOUTH 4,574 990,716

8092 Total Municipal 3,359,222,997 833,980,293

8093 Regional School District Chapter 70 Unrestricted General Government Aid

8094 ACTON BOXBOROUGH

8095 6,969,133 0

8096 ADAMS CHESHIRE 9,835,636 0

8097 AMHERST PELHAM 9,169,067 0

8098 ASHBURNHAM WESTMINSTER 9,935,704 0

8099 ASSABET VALLEY 3,066,115 0

8100 ATHOL ROYALSTON 16,971,310 0

8101 AYER SHIRLEY 7,844,036 0

8102 BERKSHIRE HILLS 2,657,478 0

8103 BERLIN BOYLSTON 871,873 0

8104 BLACKSTONE MILLVILLE 10,511,449 0

8105	BLACKSTONE VALLEY	7,614,352	0
8106	BLUE HILLS	3,819,759	0
8107	BRIDGEWATER RAYNHAM	20,050,371	0
8108	BRISTOL COUNTY	2,949,242	0
8109	BRISTOL PLYMOUTH	9,860,864	0
8110	CAPE COD	2,020,767	0
8111	CENTRAL BERKSHIRE	8,335,894	0
8112	CHESTERFIELD GOSHEN	716,930	0
8113	CONCORD CARLISLE	1,786,194	0
8114	DENNIS YARMOUTH	6,403,644	0
8115	DIGHTON REHOBOTH	12,192,746	0
8116	DOVER SHERBORN	1,359,555	0
8117	DUDLEY CHARLTON	23,487,058	0
8118	ESSEX COUNTY	4,002,896	0
8119	FARMINGTON RIVER	384,305	0
8120	FRANKLIN COUNTY	3,268,850	0
8121	FREETOWN LAKEVILLE	10,359,748	0

8122	FRONTIER	2,704,790	0
8123	GATEWAY	5,553,533	0
8124	GILL MONTAGUE	5,967,929	0
8125	GREATER FALL RIVER	13,916,182	0
8126	GREATER LAWRENCE	19,868,513	0
8127	GREATER LOWELL	21,736,787	0
8128	GREATER NEW BEDFORD	22,674,551	0
8129	GROTON DUNSTABLE	10,278,973	0
8130	HAMILTON WENHAM	3,252,691	0
8131	HAMPDEN WILBRAHAM	11,105,799	0
8132	HAMPSHIRE	3,082,948	0
8133	HAWLEMONT	603,737	0
8134	KING PHILIP	7,025,455	0
8135	LINCOLN SUDBURY	2,513,855	0
8136	MANCHESTER ESSEX	2,106,931	0
8137	MARTHAS VINEYARD	2,691,760	0
8138	MASCONOMET	4,686,999	0

8139	MENDON UPTON	11,857,016	0
8140	MINUTEMAN	2,129,172	0
8141	MOHAWK TRAIL	5,809,394	0
8142	MONTACHUSETT	12,901,222	0
8143	MOUNT GREYLOCK	1,648,423	0
8144	NARRAGANSETT	9,607,394	0
8145	NASHOBA	6,128,165	0
8146	NASHOBA VALLEY	3,097,434	0
8147	NAUSET	3,204,119	0
8148	NEW SALEM WENDELL	621,347	0
8149	NORFOLK COUNTY	1,028,147	0
8150	NORTH MIDDLESEX	19,505,168	0
8151	NORTH SHORE	1,530,490	0
8152	NORTHAMPTON SMITH	885,640	0
8153	NORTHBORO SOUTHBORO	2,721,210	0
8154	NORTHEAST METROPOLITAN	7,985,945	0
8155	NORTHERN BERKSHIRE	4,195,758	0

8156	OLD COLONY	3,159,799	0
8157	OLD ROCHESTER	1,959,917	0
8158	PATHFINDER	4,923,562	0
8159	PENTUCKET	12,521,127	0
8160	PIONEER	3,971,891	0
8161	QUABBIN	16,073,093	0
8162	QUABOAG	8,393,766	0
8163	RALPH C MAHAR	5,254,840	0
8164	SHAWSHEEN VALLEY	5,600,595	0
8165	SILVER LAKE	6,927,073	0
8166	SOMERSET BERKLEY	3,120,169	0
8167	SOUTH MIDDLESEX	2,652,751	0
8168	SOUTH SHORE	3,614,091	0
8169	SOUTHEASTERN	12,628,459	0
8170	SOUTHERN BERKSHIRE	1,798,896	0
8171	SOUTHERN WORCESTER	9,400,370	0
8172	SOUTHWICK TOLLAND	8,183,967	0

8173	SPENCER EAST BROOKFIELD	13,236,949	0
8174	TANTASQUA	7,482,919	0
8175	TRI COUNTY	5,198,118	0
8176	TRITON	8,111,651	0
8177	UPISLAND	781,612	0
8178	UPPER CAPE COD	2,848,175	0
8179	WACHUSETT	22,389,331	0
8180	WHITMAN HANSON	23,464,624	0
8181	WHITTIER	6,819,485	0
8182			
8183	Total Regional	631,589,683	0.00
8184	Total State	3,990,812,680	833,980,293

8185 SECTION 4. Clause (20) of subsection (a) of section 172 of chapter 6 of the General
8186 Laws, as appearing in section 21 of chapter 256 of the acts 2010, is hereby amended by striking
8187 out the figure "183" and inserting in place thereof the following words:- 57A of chapter 6C.

8188 SECTION 5. Section 183 of said chapter 6 is hereby repealed.

8189 SECTION 6. Section 18½ of chapter 6A of the General Laws is hereby amended by
8190 striking out, in lines 12 and13, as appearing in the 2008 Official Edition, the words "the registry
8191 of motor vehicles, the merit rating board".

8192 SECTION 7. Chapter 6C of the General Laws is hereby amended by inserting after
8193 section 57 the following section:-

8194 Section 57A. (a) There shall be within the registry of motor vehicles a motor vehicle
8195 insurance merit rating board, in this section called the merit rating board. The merit rating board
8196 shall consist of the registrar of motor vehicles, who shall serve as chair, the commissioner of
8197 insurance and the attorney general or her designee. The merit rating board shall appoint a
8198 director, who shall not be subject to chapter 31. The merit rating board shall formulate and
8199 administer a plan for the compiling, gathering and disseminating of information, including
8200 operator records and histories, and other data as it deems necessary or appropriate pertaining to
8201 motor vehicle accidents, claims under motor vehicle policies and motor vehicle violations in
8202 order to facilitate the implementation and operation of the safe driver insurance plan provided in
8203 section 113B of chapter 175.

8204 (b) The plan shall include a system for the gathering and maintaining of this information
8205 and for its prompt and efficient dissemination to insurance companies making inquiry with
8206 respect to the motor vehicle accident, motor vehicle insurance claim and motor vehicle violation
8207 record of any owner or operator insured by or applying for insurance from that insurer. These
8208 records and data disseminated by the plan shall be used exclusively for motor vehicle insurance
8209 purposes and criminal law enforcement purposes. Whoever disseminates or uses records or data
8210 disseminated under such plan contrary to this section shall be punished by a fine of not more

8211 than $1,000 for each offense or by imprisonment in a jail or house of correction for not more
8212 than 1 year, or by both such fine and imprisonment.

8213 (c) The merit rating board shall have access to criminal offender record information for
8214 the purpose of developing the plan. The department of criminal justice information services shall
8215 certify the merit rating board and each insurance company doing motor vehicle insurance
8216 business within the commonwealth for access to criminal offender record information pertaining
8217 to violations of chapter 90 by its insureds. The merit rating board and each such company shall
8218 comply with the regulations of the department of criminal justice information services and be
8219 subject to sections 172 to 178, inclusive, of chapter 6.

8220 (d) The merit rating board may expend for expenses and for legal, investigative, clerical
8221 and other assistance amounts appropriated for those purposes. All costs of administration and
8222 operation of the merit rating board shall be borne by insurance companies doing motor vehicle
8223 insurance business within the commonwealth. The commissioner of insurance shall apportion
8224 estimated costs among all such companies and shall assess them for those costs on a fair and
8225 reasonable basis. These estimated costs shall be paid to the commissioner within 30 days after
8226 the date of the notice from the commissioner of these estimated costs. The commissioner shall
8227 subsequently apportion actual costs among all such companies and shall make assessment
8228 adjustments for any variation between estimated and actual costs on a fair and reasonable basis.
8229 These estimated and actual costs shall include an amount equal to indirect costs as determined by
8230 the secretary of administration and finance and shall also include the cost of fringe benefits as
8231 established by the secretary of administration and finance.

8232 SECTION 8. The first paragraph of section 4A of chapter 7 of the General Laws, as
8233 appearing in the 2008 Official Edition, is hereby amended by adding the following sentence:-
8234 The executive office shall also include an office of commonwealth performance, accountability
8235 and transparency.

8236 SECTION 9. Said section 4A of said chapter 7 is hereby amended by striking out, in line
8237 74, as so appearing, the word "secretary" and inserting in place thereof the following word:-
8238 governor.

8239 SECTION 10. The first paragraph of paragraph (d) of said section 4A of said chapter 7,
8240 as so appearing, is hereby further amended by adding the following sentence:- The division may
8241 also offer information technology services to the authorities, constitutional offices, municipalities
8242 and other political subdivisions of the commonwealth.

8243 SECTION 11. Said section 4A of said chapter 7, as amended by section 8 of chapter 56
8244 of the acts of 2010, is hereby further amended by adding the following paragraph:-

8245 (e) The office of commonwealth performance, accountability, and transparency shall be
8246 headed by an assistant secretary for commonwealth performance, accountability and
8247 transparency, to be appointed by the secretary. The office shall: (1) execute a performance
8248 management program throughout the executive department, including within statutory limits for
8249 each agency defining missions, creating measurable goals, establishing strategies for achieving
8250 them, and relating them to budget development; (2) monitor and review federal grant
8251 applications made on behalf of the commonwealth and coordinate efforts to maximize federal
8252 revenue opportunities and oversight of compliance with federal reporting requirements; (3)
8253 ensure transparency of the commonwealth's administration and finance activities, including the

8254 operation of the searchable website required by section 14C; (4) establish and maintain a central
8255 intake unit for reports of fraud, waste and abuse; (5) establish and maintain an economic
8256 forecasting and analysis unit to coordinate all spending and revenue forecasting by state
8257 agencies; (6) perform the executive office's duties for privatization contracts under section 54;
8258 (7) reduce and simplify paperwork of stage agencies and departments by, wherever possible,
8259 adopting uniform forms or federal forms when they are more shorter than the corresponding state
8260 form; (8) implement and streamline electronic paperwork options to better facilitate public
8261 interaction with state agencies; and (9) collaborate with other state agencies, authorities and other
8262 entities to carry out these purposes.

8263 SECTION 12. Section 4D of said chapter 7 is hereby amended by striking out the figure
8264 "4", inserted by section 9 of said chapter 56, and inserting in place thereof the following figure:-
8265 2.

8266 SECTION 13. Section 53 of said chapter 7 is hereby amended by striking out, in line 27,
8267 the word “legal”, as appearing in the 2008 Official Edition, and inserting in place thereof the
8268 following words:- information technology, legal.

8269

8270 SECTION 14. Section 58 of said chapter 7, inserted by section 2 of chapter 56 of the acts
8271 of 2010, is hereby amended by striking out the words “59 to 61” and inserting in place thereof
8272 the following words:- 59 to 62.

8273 SECTION 15. Said section 58 of said chapter 7, inserted by said section 2 of chapter 56,
8274 is hereby amended by inserting after the definition of "Certified business enterprise" and
8275 "certified business" the following definition:-

8276 "Disadvantaged business enterprise" or "DBE", a disadvantaged business enterprise as
8277 defined in the regulations of the federal Department of Transportation.

8278 SECTION 16. Said section 58 of said chapter 7, inserted by said section 2 of chapter 56,
8279 is hereby further amended by inserting after the definition of "State purchasing agent" the
8280 following definition:-

8281 "Unified certification program" or "UCP", the program, created as required by
8282 regulations of the federal Department of Transportation, which requires recipients of that
8283 Department 's financial assistance that are operating DBE programs to participate in a UCP. The
8284 UCP is designated by the commonwealth under federal regulation to require that an applicant
8285 apply only once for a DBE certification which shall be honored by all recipients in the
8286 commonwealth.

8287 SECTION 17. Said chapter 7 is hereby further amended by adding the following section:-

8288 Section 62. (a) There shall be established and set up a separate account to be known as
8289 the Unified Certification Program Trust Fund, in this section called the trust fund. The state
8290 purchasing agent shall expend funds in the trust fund, without further appropriation, exclusively
8291 for the operation of the UCP.

8292 (b) Funds received from the federal government by the following state and regional
8293 authorities and municipal and regional airports, in this section collectively called the participants,
8294 and any others that take part in the UCP, for the purpose of operating the UCP, shall be deposited
8295 in the trust: the Massachusetts Department of Transportation, the Massachusetts Bay
8296 Transportation Authority, the Massachusetts Port Authority, the Berkshire Regional Transit
8297 Authority, the Brockton Area Transit Authority, the Cape Cod Regional Transit Authority, the

8298 Greater Attleboro-Taunton Regional Transit Authority, the Lowell Regional Transit Authority,
8299 the Merrimack Valley Regional Transit Authority, the Montachusett Regional Transit Authority,
8300 the Pioneer Valley Regional Transit Authority, the Southeastern Regional Transit Authority, the
8301 Worcester Regional Transit Authority, Barnstable municipal airport, Martha's Vineyard airport,
8302 Nantucket memorial airport, and New Bedford regional airport. The methodology used in
8303 determining the allocation of payments due from each participant shall be determined pursuant to
8304 a formula, subject to modification from time to time, that is established by and between the
8305 Massachusetts Department of Transportation, the participants and the federal Department of
8306 Transportation, consistent with applicable federal laws and regulations.

8307

8308

8309 SECTION 24. Chapter 10 of the General Laws is hereby amended by inserting after
8310 section 35PP, inserted by section 8 of chapter 454 of the acts of 2010, the following 2 sections:-

8311 Section 35RR. There shall be established and set up on the books of the commonwealth a
8312 separate fund to be known as the Health Information Technology Trust Fund, in this section
8313 called the fund. There shall be credited to the fund revenues from federal reimbursements under
8314 the Health Information Technology for Economic and Clinical Health Act and any other federal
8315 reimbursements, grants, premiums, gifts or other contributions from any source received for or in
8316 the support of the health care provider incentive payment program and for the promotion of
8317 electronic health record adoption and health information exchange in the commonwealth. The
8318 secretary of health and human services shall be the fund's trustee, and shall expend the fund,
8319 without further appropriation, for incentive payments to eligible Medicaid health care providers

8320 in the commonwealth for the adoption, implementation, upgrade or meaningful use of certified
8321 electronic health record technology, and to support the planning, implementation and operating
8322 costs of administering these payments. The secretary may certify for payment amounts in
8323 anticipation of federal revenues collected for the corresponding quarter during the previous fiscal
8324 year. For the purpose of accommodating timing discrepancies between the receipt of revenues
8325 and related expenditures, the secretary may incur expenses, after written approval from the
8326 secretary of administration and finance, and the comptroller shall certify for payment, amounts
8327 not to exceed the recent revenue estimate as certified by the MassHealth director, as reported in
8328 the state accounting system.

8329 Section 35SS. There shall be established and set up on the books of the commonwealth a
8330 separate fund to be known as the Build America Bonds Subsidy Trust Fund, in this section called
8331 the fund. There shall be credited to the fund payments received from the United States Treasury
8332 for subsidies related to tax credit bonds issued by the commonwealth under the Build America
8333 Bonds program. The state treasurer shall be the fund's trustee, and shall expend from the fund,
8334 without further appropriation, for the purpose of paying debt service related to the Build America
8335 Bonds. The comptroller may, without further appropriation, transfer from any available
8336 appropriation any amount determined by the comptroller to have been withheld by the federal
8337 government from a Build America Bond subsidy payment.

8338 SECTION 25. Section 6 of chapter 14 of the General Laws, as appearing in the 2008
8339 Official Edition, is hereby amended by inserting the following clause:-

8340 9. Shall, on the first business day of each month, publish a report of policy issues under
8341 development which shall be accessible on the department website. Said report shall include all

8342 draft directives and technical information releases under consideration by the department for
8343 issuance in the current and following months, including a brief description of the issue covered
8344 by each draft directive or technical information release and the reason for the draft directive or
8345 technical information release.

8346 No directive shall be released before it has been listed in two successive reports,
8347 excepting emergency circumstances. Emergency circumstances shall be defined as those
8348 instances in which the delayed issuance of said directive would significantly harm taxpayer
8349 compliance or oversight. Should emergency circumstances require the release of a directive
8350 before it has been listed in two successive reports, the department shall publish an emergency
8351 report of policy issues under development on its website. A directive listed in an emergency
8352 report may be released not sooner than 7 calendar days after the publication of said report.

8353 SECTION 25A. Section 15E of chapter 15A of the General Laws, as amended by section
8354 26 of chapter 189 of the acts of 2010, is hereby amended by striking out the second paragraph
8355 and inserting in place thereof the following paragraph:—

8356 Subject to appropriation, the commonwealth shall contribute funds to each institution's
8357 recognized foundation in an amount necessary to match private contributions in the current fiscal
8358 year to the institutions or a foundation's endowment or capital outlay program based on the
8359 following matching formula: subject to appropriation, the commonwealth's contribution shall be
8360 equal to $1 for every $2, privately contributed to the university's board of trustees or a
8361 foundation; $1 for every $2, or $1 dollar for such greater number of dollars as may be established
8362 by the board of higher education, privately contributed to each state university's board of trustees
8363 or foundation; and $1 for every $2, or $1 for such greater number of dollars as may be

8364 established by the board of higher education, privately contributed to each community college's
8365 board of trustees or foundation.

8366 SECTION 25B. Said section 15E of said chapter 15A is hereby further amended by
8367 striking out the fourth paragraph.

8368 SECTION 26. Chapter 18 of the General Laws, as appearing in the 2008 Official Edition,
8369 is hereby amended by inserting after section 5H the following new sections:—

8370 Section 5I. Notwithstanding any general or special law to the contrary, eligible recipients
8371 of direct cash assistance shall not use direct cash assistance funds for the purchase of alcoholic
8372 beverages, lottery tickets or tobacco products. An eligible recipient of direct cash assistance who
8373 makes a purchase in violation of this section shall reimburse the department for such purchase.

8374 Section 5J. Notwithstanding any general or special law to the contrary, an individual or
8375 store owner shall not accept direct cash assistance funds held on electronic benefit transfer cards
8376 for the purchase of alcoholic beverages, lottery tickets, or tobacco products. An individual or
8377 store owner who knowingly accepts electronic benefit transfer cards in violation of this section
8378 shall be punished by a fine of not more than $500 for the first offense, a fine of not less than
8379 $500 nor more than $1,000 for the second offense, and a fine of not less than $1,000 for the third
8380 or subsequent offense.

8381 Section 5K. Notwithstanding any general or special law to the contrary, whoever
8382 embezzles, steals or obtains by fraud any funds, assets or property provided by the department of
8383 transitional assistance and whoever receives, conceals or retains such funds, assets or property
8384 for his own interest knowing such funds, assets or property have been embezzled, stolen or
8385 obtained by fraud shall, if such funds, assets or property are of a value of $100 or more, be

8386 punished by a fine of not more than $25,000 or by imprisonment in a jail or house of correction
8387 for not more than 5 years, or both such fine and imprisonment, or if such funds, assets or
8388 property are of a value of less than $100, by a fine of not more than $1,000 or by imprisonment
8389 in a jail or house of correction for not more than 1 year, or both such fine and imprisonment.

8390 SECTION 27. Section 1 of chapter 21 of the General Laws, as so appearing, is hereby
8391 amended by striking out the fourth paragraph and inserting in place thereof the following
8392 paragraph:-

8393 The department of conservation and recreation shall consist of a division of state parks
8394 and recreation and a division of water supply protection. Each division shall be under the
8395 administrative supervision of a director and shall be under the supervision and control of the
8396 commissioner of the department of conservation and recreation. The division of water supply
8397 protection shall have control over the watershed systems in accordance with chapter 92A½. The
8398 division of state parks and recreation shall have control over the state parks, forests, parkways,
8399 waterways, rinks, pools, beaches and other recreational lands and facilities outside of the
8400 watershed systems as defined in section 1 of chapter 92A½.

8401 SECTION 28. Section 8 of chapter 21A of the General Laws, as so appearing, is hereby
8402 amended by striking out, in lines 43 and 44, the words "division of urban parks and recreation,
8403 a".

8404 SECTION 29. Subsection (o) of section 3A of chapter 21E of the General Laws, as so
8405 appearing, is hereby amended by striking out the second sentence and inserting in place thereof
8406 the following 2 sentences:- In each year the department shall determine a minimum audit number
8407 of all sites for which annual compliance assurance fees are required to be paid pursuant to

8408 section 3B. In determining this number, the department shall take into account the need for
8409 audits to ensure a high level of compliance with this chapter and the Massachusetts Contingency
8410 Plan, and the need to target audit resources in the most efficient and effective manner.

8411

8412 SECTION 30. Chapter 22 of the General Laws is hereby amended by inserting the
8413 following section:-

8414 Section 21. (a) The commissioner or his designee may, as an alternative to initiating
8415 criminal proceedings, issue a written notice of violation, which shall be a written warning or
8416 citation to assess civil monetary fines of not more than $5,000, for violations of the following
8417 statutes or of regulations adopted under these statutes. In addition to the commissioner or his
8418 designee, the following individuals may also issue such warnings or citations:

8419 (1) section 13A of this chapter: an inspector assigned to the building division or a
8420 designee of the Massachusetts architectural access board;

8421 (2) section 1, 2 or 64 of chapter 105;

8422 (3) section 205A of chapter 140: an inspector assigned to the building division or the
8423 engineering division of the department;

8424 (4) section 3V, 9 or 50 of chapter 143: an inspector assigned to the building division of
8425 the department;

8426 (5) section 71 or 71D of chapter 143: an inspector assigned to the elevator division of the
8427 department;

8428 (6) section 71R of chapter 143: a designee of the recreational tramway board;

8429 (7) any of sections 5 to 41, inclusive, of sections 53 to 54A, inclusive, of sections 70 to
8430 80, inclusive, or of section 89, of chapter 146: an inspector assigned to the engineering division
8431 of the department;

8432 (8) section 57 or 60 of chapter 147; and

8433 (9) the regulations of the state building code governing licensing of construction
8434 supervisors under clause (i) of section 94 of chapter 143: an inspector assigned to the building
8435 division of the department.

8436 (b) The commissioner may promulgate rules and regulations for the administration and
8437 enforcement of this section.

8438 (c) The individual issuing the notice of violation shall indicate on the notice that it is for:
8439 (1) a written warning; (2) a violation of the specified statute in subsection (a); or (3) a violation
8440 of a specified regulation.

8441 (d) A person who receives a notice of violation may appeal to a hearing officer
8442 designated by the secretary of public safety and security within 30 days after receipt of the
8443 notice. All appeal hearings shall be held in accordance with the standard rules governing
8444 informal adjudicatory proceedings adopted under section 9 of chapter 30A.

8445 (e) A person who receives notice of a violation and fails to: (1) pay the fines assessed
8446 within 30 days after receipt of the notice; or (2) appeal within the 30 days; or (3) appear at a
8447 scheduled appeal hearing, shall be deemed responsible for the violation as stated in the notice.
8448 The finding of responsibility shall be admissible as evidence and considered prima facie

8449 evidence of responsibility for the violation in any civil proceeding regarding the violation, in any
8450 proceeding to suspend or revoke a license, permit or certificate, and in any criminal proceeding.

8451

8452 SECTION 31. Section 2H of chapter 29 of the General Laws, as appearing in the 2008
8453 Official Edition, is hereby amended by adding the following paragraph:-

8454 The proceeds of a one-time settlement or judgment for the commonwealth, the net value
8455 of which is $10,000,000 or more, shall also be deposited in the fund.

8456

8457 SECTION 32. Section 2RR of chapter 29 of the General Laws, as so appearing, is hereby
8458 amended by inserting after the word "Training", in line 3, the following word:- Trust.

8459 SECTION 33. Subsection (b) of said section 2RR of said chapter 29, as most recently
8460 amended by section 96 of chapter 3 of the acts of 2011, is hereby further amended by striking out
8461 the introductory sentence and inserting in place thereof the following sentence:- The director of
8462 the department of career services shall be the trustee of the fund and, without further
8463 appropriation, shall make expenditures from the fund for the following purposes:.

8464 SECTION 34. Said chapter 29 is hereby further amended by inserting after section 5G
8465 the following section:-

8466 Section 5H. Notwithstanding any general or special law to the contrary, the department of
8467 the state treasurer shall report by September 30 to the state comptroller, the executive office for
8468 administration and finance and the house and senate committees on ways and means the value of
8469 all property assumed abandoned, as defined by chapter 200A, in the previous fiscal year;

8470 provided, however, that beginning October 31 and quarterly thereafter the department of the state
8471 treasurer shall, within 15 days, certify to the state comptroller the amount collected in abandoned
8472 property revenues for the previous quarter. The department of the state treasurer shall certify by
8473 October 31, the amount of actual receipts of abandoned property for the previous fiscal year, and
8474 beginning in fiscal year 2013, the comptroller shall transfer 75 per cent of the growth in
8475 abandoned property revenue that exceeds the amount collected during the previous fiscal year to
8476 the Commonwealth Stabilization Fund established by section 2H; provided, however, that said
8477 transfer shall be made prior to the certification of the consolidated net surplus for the previous
8478 fiscal year as provided in section 5C.

8479

8480 SECTION 35. Said chapter 29 is hereby further amended by inserting after section 29J,
8481 inserted by section 21 of chapter 131 of the acts of 2010, the following section:-

8482 Section 29K. (a) Each state authority shall: (1) if it receives more than $500,000 in any
8483 year from the commonwealth, arrange for an independent financial audit of those funds,
8484 according to rules and regulations promulgated by the secretary of administration and finance.
8485 Each such audit shall be filed with the state auditor for examination, review and comment; (2)
8486 establish an audit committee that shall meet independently of management, retain an independent
8487 auditor, and hear the results of the annual audit; (3) establish a compensation committee that
8488 shall meet independently of management and shall evaluate and establish executive
8489 compensation, including benefits. In establishing executive compensation, the committee shall
8490 conduct an analysis of comparable compensation for similar officers of state government, other
8491 authorities, and private-sector employers with similar functions and responsibilities. No

8492 executive of a state authority shall be compensated for sick, vacation or other leave time to an
8493 extent greater than state employees, nor be granted severance pay after removal for cause, nor be
8494 granted severance pay in excess of 3 months' salary if removed other than for cause; and (4)
8495 prepare an annual financial report which shall disclose the salaries of its executive director,
8496 officers, senior management, and other highly compensated employees.

8497 (b) The commonwealth shall not subsidize the pension and other post-employment
8498 benefits of non-commonwealth retirees. The secretary of administration and finance shall adopt
8499 regulations to ensure that state authorities and other independent entities that participate in the
8500 state retirement system or the group insurance commission, as determined by the comptroller, are
8501 not subsidized by state appropriation, and that the public employee retiree administration
8502 commission and the group insurance commission shall charge them the full actuarial value of
8503 their liabilities.

8504 (c) The secretary of administration and finance may promulgate rules and regulations to
8505 carry out the provisions of this section.

8506 SECTION 35A. (a) Notwithstanding any general or special law to the contrary, there
8507 shall be established a tax expenditure commission that shall review and evaluate tax
8508 expenditures, as defined in section 1 of chapter 29 of the General Laws, and make
8509 recommendations to the General Court on the effectiveness, timeliness, and cost benefit of tax
8510 expenditures. The commission shall consider the public policy objectives behind tax
8511 expenditures, the metrics for measuring success in meeting those objectives, and the need for
8512 additional reporting, sunset or clawback provisions. The commission shall file a report of its
8513 findings with the General Court by April 30, 2012, which shall include any recommendations

8514 regarding tax expenditures that should be repealed or modified and any changes to the ongoing
8515 evaluation of tax expenditures and criteria for evaluating proposals for new tax expenditures.

8516 The commission shall be comprised of the secretary of administration and finance or the
8517 secretary's designee, who shall serve as chair; the state auditor or the auditor's designee; the state
8518 treasurer and receiver general or the treasurer's designee; the minority leader of the house of
8519 representatives or the house leader's designee; the minority leader of the senate or the senate
8520 leader's designee; the chair of the house committee on ways and means or the chair's designee;
8521 the chair of the senate committee on ways and means or the chair's designee; the house and
8522 senate chairs of the joint committee on revenue or their respective designees; and 4 persons
8523 appointed by the governor who shall have an expertise in economics or tax policy, 1 of whom
8524 shall be a representative from the associated industries of Massachusetts, 1 of whom shall be a
8525 representative from the Boston chamber of commerce, 1 of whom shall be a representative from
8526 the Massachusetts budget and policy center, and 1 of whom shall be a representative from the
8527 University of Massachusetts.

8528 SECTION 35B. (a) Each agency of the commonwealth shall file a progress report with
8529 the executive office of housing and economic development for each project for which a
8530 development subsidy has been granted, no later than December 31, 2011. The report shall
8531 include the following information: (1) the application tracking number; (2) the name, street and
8532 mailing addresses, phone number and chief officer of the granting body; (3) the name, street and
8533 mailing addresses, phone number, and chief officer of the recipient corporation; (4) the value and
8534 source of each subsidy, including TIF, annually and cumulative; (5) a list of all other
8535 development subsidies which the applicant has been granted by state or local agencies within the
8536 commonwealth; (6) the value of committed private investment and the value of the actual private

8537 investment; (7) a summary of the number of jobs committed, created, and lost, broken down by
8538 full-time, part- time and temporary positions, and by wage groups; (8) the type and amount of
8539 health care coverage provided to the employees at the project site, including any costs borne by
8540 the employees; (9) the comparison of the total employment in the commonwealth by the
8541 recipient's corporate parent on the date of the application and the date of the report, broken down
8542 by full-time, part-time and temporary positions; (10) a statement as to whether the use of the
8543 development subsidy during the previous fiscal year has reduced employment at any other site
8544 controlled by the recipient corporation or its corporate parent, within or without of the
8545 commonwealth as a result of automation, merger, acquisition, corporate restructuring or other
8546 business activity; and (11) a signed certification by the chief officer of the recipient corporation
8547 as to the accuracy of the progress report.

8548 (b) The executive office of housing and economic development shall compile and publish
8549 all data from the progress reports in both written and electronic form, including to a reporting
8550 web site maintained by the office. The information in the reports shall be included as part of the
8551 searchable website administered by the secretary of administration and finance and shall be
8552 submitted to the clerks of the senate and house of representatives on or before April 30, 2012.

8553 SECTION 36. Section 22C of chapter 32 of the General Laws, as appearing in the 2008
8554 Official Edition, is hereby amended by striking out, in line 29, the words "on June 30, 2025" and
8555 inserting in place thereof the following words:- by June 30, 2040.

8556 SECTION 37. Subdivision (1) of said section 22C of said chapter 32 is hereby further
8557 amended by striking out the last paragraph, as amended by section 23 of chapter 27 of the acts of
8558 2009, and inserting in place thereof the following paragraph:-

8559 Notwithstanding any general or special law to the contrary, appropriations or transfers
8560 made to the Commonwealth's Pension Liability Fund in fiscal years 2012 to 2017, inclusive,
8561 shall be made in accordance with the following funding schedule: $1,478,000,000 in fiscal year
8562 2012, $1,552,000,000 in fiscal year 2013, $1,630,000,000 in fiscal year 2014, $1,727,000,000 in
8563 fiscal year 2015, $1,831,000,000 in fiscal year 2016, and $1,941,000,000 in fiscal year 2017.
8564 Notwithstanding subdivision (1), any adjustments to these amounts based on the next triennial
8565 funding schedule shall be limited to increases in the schedule amounts for each of the specified
8566 years.

8567 SECTION 38. Section 19 of chapter 32A of the General Laws, as appearing in the 2008
8568 Official Edition, is hereby amended by inserting after the word "Effective", in line 1, the
8569 following words:- January 1 and.

8570 SECTION 39. Said section 19 of said chapter 32A, as so appearing, is hereby further
8571 amended by inserting after the word "rate", in line 10, the following words:- in effect.

8572 SECTION 40. Section 24 of said chapter 32A, as so appearing, is hereby amended by
8573 inserting after the word “system”, in line 16, the following words:- and for depositing, investing
8574 and disbursing amounts transferred to it under paragraph (d).

8575 SECTION 41. Said section 24 of said chapter 32A, as so appearing, is hereby further
8576 amended by striking out paragraph (d) and inserting in place thereof the following paragraph: -

8577 (d) Upon authorization by the board, any political subdivision, municipality, county or
8578 agency or authority of the commonwealth may participate in the fund using procedures and
8579 criteria to be adopted by the board.

8580 SECTION 42. Section 18 of chapter 32B of the General Laws is hereby repealed.

8581 SECTION 43. Said chapter 32B is hereby amended by striking out section 18A, as
8582 appearing in the 2008 Official Edition, and inserting in place thereof the following section:-

8583 Section 18B. (a) All retirees, their spouses and dependents insured or eligible to be
8584 insured under this chapter, if enrolled in Medicare Part A at no cost to the retiree, spouse or
8585 dependents or eligible for coverage thereunder at no cost to the retiree, spouse or dependents,
8586 shall be required to transfer to a Medicare health plan offered by the governmental unit under
8587 section 11C or section 16, if the benefits under the plan and Medicare Part A and Part B together
8588 shall be of comparable actuarial value to those under the retiree's existing coverage, but a retiree
8589 or spouse who has a dependent who is not enrolled or eligible to be enrolled in Medicare Part A
8590 at no cost shall not be required to transfer to a Medicare health plan if a transfer requires the
8591 retiree or spouse to continue the existing family coverage for the dependent in a plan other than a
8592 Medicare health plan offered by the governmental unit.

8593 (b) Each retiree shall provide the governmental unit, in such form as the governmental
8594 unit shall prescribe, such information as is necessary to transfer to a Medicare health plan. If a
8595 retiree does not submit the information required, he shall no longer be eligible for his existing
8596 health coverage. The governmental unit may from time to time request from a retiree, a retiree's
8597 spouse or a retiree's dependent, proof, certified by the federal government, of eligibility or
8598 ineligibility for Medicare Part A and Part B coverage.

8599 (c) The governmental unit shall pay any Medicare Part B premium penalty assessed by
8600 the federal government on the retiree, spouse or dependent as a result of enrollment in Medicare
8601 Part B at the time of transfer.

8602 SECTION 44. Said chapter 32B is hereby further amended by striking out section 20, as
8603 so appearing, and inserting in place thereof the following section:-

8604 Section 20. (a) A city, town, district, county or municipal lighting plant that accepts this
8605 section may establish a separate fund, to be known as an Other Post-Employment Benefits
8606 Liability Trust Fund, and may appropriate amounts to be credited to the fund. Any interest or
8607 other income generated by the fund shall be added to and become part of the fund. Amounts that
8608 a governmental unit receives as a sponsor of a qualified retiree prescription drug plan under 42
8609 U.S.C. section 1395w-132 may be added to and become part of the fund. All monies held in the
8610 fund shall be segregated from other funds and shall not be subject to the claims of any general
8611 creditor of the city, town, district, county or municipal lighting plant.

8612 (b) The custodian of the fund shall be (i) a designee appointed by the board of a
8613 municipal lighting plant, or (ii) the treasurer of any other governmental unit or (iii) if designated
8614 by the city, town, district, county or municipal lighting plant in the same manner as acceptance
8615 prescribed in this section, the Health Care Security Trust board of trustees established under
8616 section 4 of chapter 29D, provided that the board of trustees accepts the designation. The
8617 custodian may employ an outside custodial service to hold the monies in the fund. Monies in the
8618 fund shall be invested and reinvested by the custodian consistent with the prudent investor rule
8619 established in chapter 203C, and may, with the approval of the Health Care Security Trust Board
8620 of Trustees, be invested in the State Retiree Benefits Trust Fund established by section 24 of
8621 chapter 32A.

8622 (c) This section may be accepted in a city having a Plan D or Plan E charter by vote of
8623 the city council; in any other city by vote of the city council and approval of the mayor; in a town

8624 by vote of the town at a town meeting; in a district by vote of the governing board; in a
8625 municipal lighting plant by vote of the board; and in a county by vote of the county
8626 commissioners.

8627 (d) Nothing in this section shall affect the validity of any action, taken before July 1,
8628 2011, by any city or town to authorize the contributory retirement system of which the
8629 employees of the city or town are members to be the custodian of such a fund.

8630 (e) Every city, town, district, county and municipal lighting plant shall annually submit to
8631 the public employee retirement administration commission, on or before December 31, a
8632 summary of its other post-employment benefits cost and obligations and all related information
8633 required under Government Accounting Standards Board standard 45, in this subsection called
8634 "GASB 45", covering the last fiscal or calendar year for which this information is available. On
8635 or before June 30 of the following year, the public employee retirement administration
8636 commission shall notify any entity submitting this summary of any concerns that the commission
8637 may have or any areas in which the summary does not conform to the requirements of GASB 45
8638 or other standards that the commission may establish. The public employee retirement
8639 administration commission shall file a summary report of the information received under this
8640 subsection with the chairs of the house and senate committees on ways and means, the secretary
8641 of administration and finance, and the board of trustees of the Health Care Security Trust.

8642 SECTION 45. Said chapter 32B of the General Laws, as so appearing, is hereby further
8643 amended by inserting the following section:—

8644 Section 19A. (a) Notwithstanding the provisions of this chapter or any other general or
8645 special law to the contrary, an appropriate public authority of a political subdivision which has

8646 undertaken to provide health insurance coverage to its subscribers by acceptance of any other
8647 section of this chapter may include, as part of the health plans that it offers to its subscribers, co-
8648 payments, deductibles, tiered provider network co-payments and other plan design features that
8649 are no greater in dollar amount than the co-payments, deductibles, tiered provider network co-
8650 payments and other plan design features offered by the commission pursuant to section 4 or 4A
8651 of chapter 32A in a plan with the largest subscriber enrollment. For purposes of this section, the
8652 term "subscribers" shall mean employees, retirees, surviving spouses and dependents of the
8653 political subdivision and may include employees, retirees, surviving spouses and dependents of a
8654 district who previously received health insurance benefits through the political subdivision
8655 accepting this section; and, for the purposes of this section, "point of service" shall mean a plan
8656 offered by an appropriate public authority and shall be considered to fall within a preferred
8657 provider organization class. This section shall take effect in a political subdivision upon its
8658 acceptance in the following manner: in a county, except Worcester county, by a vote of the
8659 county commissioners; in a city having Plan D or a Plan E charter, by majority vote of the city
8660 council and approval by the manager; in any other city, by majority vote of the city council and
8661 approval by the mayor; in a town, by vote of the board selectmen; in a regional school district, by
8662 vote of the regional district school committee; and in all other districts, by vote of the registered
8663 voters of the district at a district meeting.

8664 (b) Upon acceptance of this section, the appropriate public authority shall evaluate its
8665 health insurance coverage and determine the cost savings that may be realized after the first year
8666 of implementation of plan design changes or upon transfer of its subscribers to the commission.
8667 The appropriate public authority shall then notify its insurance advisory committee, or such
8668 committee's regional or district equivalent, of the estimated savings and provide any reports or

8669 other documentation with respect to the determination of said savings as requested by the
8670 insurance advisory committee. Upon the agreement by the insurance advisory committee as to
8671 the estimated cost savings, the appropriate public authority shall deposit 10 per cent of the
8672 estimated cost savings into an escrow account.

8673 (c) The appropriate public authority shall convene a meeting with a representative from
8674 each of the collective bargaining units to which the authority provides coverage and a retiree
8675 representative, hereafter called the public employee committee, and submit the proposal for plan
8676 design changes or a transfer to the commission. The proposal shall include details of changes to
8677 current plan design features and a cost savings estimate. The appropriate public authority and the
8678 public employee committee shall have 30 days to discuss the details of the proposal put forth by
8679 the appropriate public authority and negotiate the use of the 10 per cent cost savings realized by
8680 the governmental unit; provided, however, that the savings shall only be used for health related
8681 programs in the first year of implementation of plan design or transfer to the commission;
8682 provided further, that a percentage of the savings must address costs incurred by retirees as a
8683 result of the implementation of this section. At the conclusion of the 30 day period, and upon
8684 consent to the plan design proposal by the public employee committee, as submitted by the
8685 appropriate public authority or modified during the meeting, the 10 per cent savings deposited in
8686 escrow shall be disbursed in accordance with the terms of the agreement. If no agreement is
8687 reached between the parties, then the original plan design proposal or proposal to transfer to the
8688 commission submitted by the appropriate public authority shall be implemented by the
8689 appropriate public authority who shall establish an HRA to offset costs for high utilizers and
8690 retirees to be funded by 20 per cent of the estimated cost savings established under subsection
8691 (c).

8692 (d) An appropriate public authority may increase the dollar amounts for co-payments,
8693 deductibles, tiered provider network co-payments and other plan design features; provided that
8694 such features do not exceed other plan design features offered by the commission pursuant to
8695 section 4 or 4A of chapter 32A in a plan with the largest subscriber enrollment. Nothing herein
8696 shall prohibit an appropriate public authority from including in its health plans higher co-
8697 payments, deductibles or tiered provider network co-payments or other plan design features than
8698 those authorized by the preceding paragraphs of this section; provided, however, such higher co-
8699 payments, deductibles, tiered provider network co-payments and other plan design features may
8700 be included only after the governmental unit has satisfied any bargaining obligations pursuant to
8701 chapter 150E.

8702 (e) The decision to accept and implement the provisions of this section shall not be
8703 subject to bargaining pursuant to chapter 150E or section 19 of chapter 32B. Nothing in this
8704 section shall preclude the implementation of plan design changes pursuant to this section in
8705 communities that have adopted section 19 of this chapter or by the governing board of a joint
8706 purchasing group established pursuant to section 12.

8707 (f) Nothing in this section shall relieve an appropriate public authority from providing
8708 health insurance coverage to a subscriber to whom it has an obligation to provide coverage under
8709 any other provision of this chapter.

8710 (g) After a meeting with public employee committee has adjourned, the appropriate
8711 public authority who has elected to transfer its subscribers shall notify the commission that it will
8712 transfer all subscribers for whom it provides health insurance coverage to the commission. The
8713 notice shall be provided to the commission by the appropriate public authority on or before

8714 December 1 of each year and the transfer of subscribers to the commission shall take effect on
8715 the following July 1. On the effective date of the transfer, the health insurance of all subscribers,
8716 including elderly governmental retirees previously governed by section 10B of chapter 32A and
8717 retired municipal teachers previously governed by section 12 of chapter 32A, shall be provided
8718 through the commission for all purposes and governed under this section. As of the effective date
8719 and for the duration of this transfer, subscribers transferred to the commission's health insurance
8720 coverage shall receive group health insurance benefits determined exclusively by the
8721 commission and the coverage shall not be subject to collective bargaining, except for
8722 contribution ratios which shall be determined by a written agreement between the appropriate
8723 public authority of a governmental unit and the collective bargaining units pursuant to this
8724 chapter and chapter 150E.

8725 Subscribers transferred to the commission who are eligible or become eligible for
8726 Medicare coverage shall transfer to Medicare coverage, as prescribed by the commission. In the
8727 event of transfer to Medicare, the political subdivision shall pay any Medicare part B premium
8728 penalty assessed by the federal government on retirees, spouses and dependents as a result of
8729 enrollment in Medicare part B at the time of transfer into the Medicare health benefits
8730 supplement plan. For each subscriber's premium and the political subdivision's share of that
8731 premium, the subscriber and the political subdivision shall furnish to the commission, in such
8732 form and content as the commission shall prescribe, all information the commission deems
8733 necessary to maintain subscribers' and covered dependents' health insurance coverage. The
8734 appropriate public authority of the political subdivision shall perform such administrative
8735 functions and process such information as the commission deems necessary to maintain those
8736 subscribers' health insurance coverage including, but not limited to, family and personnel status

8737 changes, and shall report all changes monthly to the commission. In the event that a political
8738 subdivision transfers subscribers to the commission under this section, subscribers may be
8739 withdrawn from commission coverage at 3 year intervals from the date of transfer of subscribers
8740 to the commission.

8741 The decision and notice to withdraw shall be made by October 1 of the year prior to the
8742 effective date of withdrawal. All withdrawals shall be effective on July 1 following the political
8743 subdivision's notice to the commission and the political subdivision shall abide by all
8744 commission requirements for effectuating such withdrawal, including the notice requirements in
8745 this subsection. In the event a political subdivision withdraws from commission coverage under
8746 this section, such withdrawal shall be binding on all subscribers, including those subscribers
8747 who, prior to the transfer to the commission, received coverage from the commission under
8748 sections 10B and 12 of chapter 32A and, after withdrawal from the commission, those
8749 subscribers who received coverage from the commission under said sections 10B and 12 of said
8750 chapter 32A shall not pay more than 25 per cent of the cost of their health insurance premiums.

8751 In the event of withdrawal from the commission, the political subdivision and public
8752 employee unions shall return to governance of negotiations of health insurance under chapter
8753 150E and this chapter.

8754 (h) To the extent authorized under chapter 32A, the commission shall provide group
8755 coverage of subscribers' health claims incurred after transfer to the commission. The claim
8756 experience of those subscribers shall be maintained by the commission in a single pool and
8757 combined with the claim experience of all covered state employees and retirees and their covered

8758 dependents, including those subscribers who previously received coverage under sections 10B
8759 and 12 of chapter 32A.

8760 Notwithstanding any general or special law to the contrary, a political subdivision that
8761 self-insures its group health insurance plan under section 3A and has a deficit in its claims trust
8762 fund at the time of transferring its subscribers to the commission and the deficit is attributable to
8763 a failure to accrue claims which had been incurred but not paid may capitalize the deficit and
8764 amortize the amount over 10 fiscal years in 10 equal amounts, or on a schedule providing for a
8765 more rapid amortization. Except as provided otherwise herein, subscribers eligible for health
8766 insurance coverage pursuant to this section shall be subject to all of the terms, conditions,
8767 schedule of benefits and health insurance carriers as employees and dependents as defined by
8768 section 2 and commission regulations. The commission shall determine all matters relating to
8769 subscribers' group health insurance rights, responsibilities, costs and payments, excluding
8770 contribution ratios, and obligations, including, but not limited to, the manner and method of
8771 payment, schedule of benefits, eligibility requirements and choice of health insurance carriers
8772 and these matters shall be determined exclusively by the commission and shall not be subject to
8773 collective bargaining. The commission may issue rules and regulations consistent with this
8774 section and shall provide public notice of any proposed rules and regulations and notice of
8775 thereof at the request of interested parties, together with an opportunity to review those rules and
8776 regulations and an opportunity to comment on those proposed rules and regulations in writing
8777 and at a public hearing; provided, however, that the commission shall not be subject to chapter
8778 30A.

8779 The commission shall negotiate and purchase health insurance coverage for subscribers
8780 transferred under subsection (e) and shall promulgate regulations, policies and procedures for

8781 coverage of the transferred subscribers. The schedule of benefits available to transferred
8782 subscribers shall be determined by the commission pursuant to chapter 32A. The commission
8783 shall offer those subscribers the same choice as to health insurance carriers and benefits as those
8784 provided to state employees and retirees. The political subdivision's contribution to the cost of
8785 health insurance coverage for transferred subscribers shall be as determined under this section,
8786 and shall not be subject to the provisions on contributions in said chapter 32A. Any change to the
8787 premium contribution ratios shall become effective on July 1 of each year, with notice to the
8788 commission of such change not later than January 15 of the same year.

8789 A political subdivision that transfers subscribers to the commission shall pay the
8790 commission for all costs of its subscribers' coverage, including administrative expenses, and the
8791 governmental unit's cost of subscribers' premium. The commission shall determine on a periodic
8792 basis the amount of premium which the political subdivision shall pay to the commission. If the
8793 political subdivision unit fails to pay all or a portion of these costs according to the timetable
8794 determined by the commission, the commission may inform the state treasurer who shall issue a
8795 warrant in the manner provided by section 20 of chapter 59 requiring the respective political
8796 subdivision to pay into the treasury of the commonwealth as prescribed by the commission the
8797 amount of the premium and administrative expenses attributable to the political subdivision. The
8798 state treasurer shall recoup any past due costs from the political subdivision's cherry sheet under
8799 section 20A of chapter 58 and transfer that money to the commission. If a governmental unit
8800 fails to pay to the commission the costs of coverage for more than 90 days and the cherry sheet
8801 provides an inadequate source of payment, the commission may, at its discretion, cancel the
8802 coverage of subscribers of the political subdivision. If the cancellation of coverage is for
8803 nonpayment, the political subdivision shall provide all subscribers health insurance coverage

8804 under plans which are the actuarial equivalent of plans offered by the commission in the
8805 preceding year until there is an agreement with the public employee committee providing for
8806 replacement coverage.

8807 The commission may charge the political subdivision an administrative fee, which shall
8808 not be more than 1 per cent of the cost of total premiums for the political subdivision, to be
8809 determined by the commission which shall be considered as part of the cost of coverage for
8810 purposes of determining the contributions of the political subdivision and its employees to the
8811 cost of health insurance coverage by the commission.

8812 (i) If there is a withdrawal from the commission under this section, all retirees, their
8813 spouses and dependents insured or eligible to be insured by the political subdivision, if enrolled
8814 in Medicare part A at no cost to the retiree, spouse or dependents, shall be required to be insured
8815 by a Medicare extension plan offered by the political subdivision under section 11C or section
8816 16. A retiree shall provide the political subdivision, in such form as the political subdivision shall
8817 prescribe, such information as is necessary to transfer to a Medicare extension plan. If a retiree
8818 does not submit the information required, the retiree shall no longer be eligible for the retiree's
8819 existing health insurance coverage. The political subdivision may from time to time request from
8820 a retiree, a retiree's spouse and dependents, proof certified by the federal government of the
8821 retiree's eligibility or ineligibility for Medicare part A and part B coverage. The political
8822 subdivision shall pay the Medicare part B premium penalty assessed by the federal government
8823 on those retirees, spouses and dependents as a result of enrollment in Medicare part B at the time
8824 of transfer into the Medicare health benefits supplement plan.

8825 SECTION 46. Section 35A of chapter 62C of the General Laws, as appearing in the 2008
8826 Official Edition, is hereby amended by adding the following subsection:-

8827 (f) For purposes of this section, the term “audit days” shall mean the time period during
8828 which a taxpayer is under audit. The penalty established in this section shall not be imposed if
8829 the department takes more than 18 months, measured by 548 audit days, to issue a proposed
8830 assessment. The counting of audit days begins with the date that the commissioner issues a letter
8831 notifying a taxpayer that the taxpayer has been selected for an audit of the taxpayer’s return, but
8832 any day for which the taxpayer has requested additional time beyond the meeting date or
8833 response date set forth by the commissioner shall not be counted as an audit day up until the date
8834 the requested meeting takes place or the date the requested information has been substantially
8835 provided. If there is an interruption in the counting of audit days due to a delay requested by the
8836 taxpayer, the counting of days shall resume once the delayed meeting has taken place or the date
8837 the requested information has been substantially provided. The commissioner shall provide at
8838 least 30 days notice in setting a meeting date and provide a taxpayer with at least 60 days to
8839 respond to a request for information.

8840 SECTION 47. Section 19C of chapter 78 of the General Laws is hereby amended by
8841 striking out, in lines 34 and 35, as so appearing, the words “last recourse for reference and
8842 research services for the commonwealth” and inserting in place thereof the following words:-
8843 the commonwealth for reference and research services.

8844 SECTION 48. Section 34O of chapter 90 of the General Laws, as so appearing, is hereby
8845 amended by striking out, in line 120, the words "one hundred and eighty-three of chapter six"
8846 and inserting in place thereof the following words:- 57A of chapter 6C.

8847

8848 SECTION 49. Chapter 91 of the General Laws is hereby amended by inserting after
8849 section 18B the following section:-

8850 Section 18C. Notwithstanding any general or special law to the contrary, the department
8851 may issue a general license authorizing small-scale docks, piers, and similar structures, but not
8852 commercial marinas or large-scale docks, piers or similar structures, in tidelands, great ponds,
8853 rivers and streams, otherwise subject to individual licensing under sections 12, 12A, 13, 14, 18
8854 and 19. The licensee shall comply with all general license performance standards to be issued as
8855 regulations by the department. Proponents of projects eligible for such a general license shall
8856 certify their compliance with its terms and conditions to the department and shall pay all
8857 applicable fees required by this chapter, before beginning construction. In addition, the following
8858 provisions of this chapter shall not apply to a general license issued under this section:

8859 (a) The first two paragraphs of section 18 shall not apply to projects subject to a general
8860 license, except that the project proponent shall submit to the planning board of the city or town
8861 where the work is to be performed the proposed use, the location, dimensions and limits and
8862 mode of work to be performed, before its certification to the department.

8863 (b) The first sentence of the third paragraph of section 18 shall not apply to projects
8864 subject to a general license, except that the project proponent shall specify by metes, bounds and
8865 otherwise the location, dimensions, and limits and mode of performing the work in its
8866 certification to the department.

8867 (c) The second sentence of the third paragraph of section 18 shall not apply to projects
8868 subject to a general license, except that any changes in use or structural alteration of a licensed

8869 structure or fill, whether the structure or fill first was licensed before, on or after the effective
8870 date of this section, shall require a new certification for projects eligible for certification or a
8871 license for structures which are ineligible for the general license, in accordance with the
8872 provisions and procedures established in this chapter and the general license.

8873 (d) The sixth paragraph of section 18 shall not apply to projects subject to a general
8874 license, except that before certification, the project proponent shall give notice to the selectmen
8875 of the town or the mayor of the city and the conservation commission of the town or city where
8876 the work is to be performed and published at the same time in a newspaper or newspapers having
8877 a circulation in the area affected by the project, at the expense of the proponent.

8878 (e) The seventh and eighth paragraphs of section 18 shall not apply to projects subject to
8879 a general license.

8880 (f) The ninth paragraph of section 18 shall not apply to projects subject to a general
8881 license, except that the project proponent shall submit a plan of the work or structure to the
8882 department in its certification. The general license for these projects shall be void unless, within
8883 60 days after certification, the certification and the accompanying plan are recorded in the
8884 registry of deeds for the county or district where the work is to be performed. Work or change in
8885 use shall not commence until the certification is recorded and the department has received
8886 notification of the recordation.

8887 (g) The tenth paragraph of section 18 shall not apply to projects subject to a general
8888 license, except that the project proponent shall submit a certification by the clerk of the affected
8889 municipalities that the work to be performed or changed in use is not in violation of local zoning
8890 ordinances and by-laws in its certification to the department.

8891 (h) The eleventh paragraph of section 18 shall not apply to projects subject to a general
8892 license, except that these assessments shall be paid by the project proponent in its certification to
8893 the department.

8894 (i) Section 20 shall not apply to projects subject to a general license, except that the
8895 project proponent shall submit to the department plans of any proposed work to be performed
8896 and a copy of any legislative grant in its certification to the department.

8897 (j) The department shall promulgate regulations to implement this section. The
8898 regulations shall protect the public rights in tidelands in accordance with this chapter.

8899

8900 SECTION 50. Section 25 of chapter 118E of the General Laws, as appearing in the 2008
8901 Official Edition, is hereby amended by striking out, in lines 73, 75 and 79, the figure "$3" and
8902 inserting in place thereof in each instance the following figure:- $5.

8903 SECTION 51. Section 6 of chapter 118H of the General Laws, as so appearing, is hereby
8904 amended by striking out, in lines 11 to 16, the words "a copayment toward the purchase of each
8905 pharmaceutical product and for use of emergency room services in acute care hospitals for
8906 nonemergency conditions equal to that required of enrollees in the MassHealth program, as
8907 described in clause (5) of section 25 of chapter 118E", and inserting in place thereof the
8908 following words:- copayments equal to those required of enrollees in the MassHealth program.

8909 SECTION 52. Section 27 of said chapter 149, as so appearing, is hereby amended by
8910 striking out the last paragraph and inserting in place thereof the following paragraph:-

8911 An employee claiming to be aggrieved by a violation of this section may, 90 days after
8912 the filing of a complaint with the attorney general, or sooner if the attorney general assents in
8913 writing, and within 3 years after the violation, institute and prosecute in his own name and on his
8914 own behalf, or for himself and for others similarly situated, a civil action for injunctive relief, for
8915 any damages incurred and for any lost wages and other benefits. An employee so aggrieved who
8916 prevails in such an action shall, if said violation is willful, be awarded treble damages, as
8917 liquidated damages, for any lost wages and other benefits and shall also be awarded the costs of
8918 the litigation and reasonable attorneys' fees; provided, however, that an employee so aggrieved
8919 and who prevails in such an action if the violation is not willful, shall be awarded damages as
8920 determined by the court for any lost wages and other benefits; and the employee shall also be
8921 awarded the costs of the litigation and reasonable attorneys' fees.

8922 SECTION 53. Section 27F of said chapter 149, as so appearing, is hereby amended by
8923 striking out the last paragraph and inserting in place thereof the following paragraph:-

8924 An employee claiming to be aggrieved by a violation of this section may, 90 days after
8925 the filing of a complaint with the attorney general, or sooner if the attorney general assents in
8926 writing, and within 3 years after the violation, institute and prosecute in his own name and on his
8927 own behalf, or for himself and for others similarly situated, a civil action for injunctive relief, for
8928 any damages incurred and for any lost wages and other benefits. An employee so aggrieved who
8929 prevails in such an action shall, if said violation is willful, be awarded treble damages, as
8930 liquidated damages, for any lost wages and other benefits and shall also be awarded the costs of
8931 the litigation and reasonable attorneys' fees; provided, however, that an employee so aggrieved
8932 and who prevails in such an action if the violation is not willful, shall be awarded damages as

8933 determined by the court for any lost wages and other benefits; and the employee shall also be
8934 awarded the costs of the litigation and reasonable attorneys' fees.

8935 SECTION 54. Section 27G of said chapter 149, as so appearing, is hereby amended by
8936 striking out the last paragraph and inserting in place thereof the following paragraph:-

8937 An employee claiming to be aggrieved by a violation of this section may, 90 days after
8938 the filing of a complaint with the attorney general, or sooner if the attorney general assents in
8939 writing, and within 3 years after the violation, institute and prosecute in his own name and on his
8940 own behalf, or for himself and for others similarly situated, a civil action for injunctive relief, for
8941 any damages incurred, and for any lost wages and other benefits. An employee so aggrieved who
8942 prevails in such an action shall, if said violation is willful, be awarded treble damages, as
8943 liquidated damages, for any lost wages and other benefits and shall also be awarded the costs of
8944 the litigation and reasonable attorneys' fees; provided, however, that an employee so aggrieved
8945 and who prevails in such an action if the violation is not willful, shall be awarded damages as
8946 determined by the court for any lost wages and other benefits; and the employee shall also be
8947 awarded the costs of the litigation and reasonable attorneys' fees.

8948 SECTION 55. Section 27H of said chapter 149, as so appearing, is hereby amended by
8949 striking out the last paragraph and inserting in place thereof the following paragraph:-

8950 An employee claiming to be aggrieved by a violation of this section may, 90 days after
8951 the filing of a complaint with the attorney general, or sooner if the attorney general assents in
8952 writing, and within 3 years after the violation, institute and prosecute in his own name and on his
8953 own behalf, or for himself and for others similarly situated, a civil action for injunctive relief, for
8954 any damages incurred and for any lost wages and other benefits. An employee so aggrieved who

8955 prevails in such an action shall, if said violation is willful, be awarded treble damages, as
8956 liquidated damages, for any lost wages and other benefits and shall also be awarded the costs of
8957 the litigation and reasonable attorneys' fees; provided, however, that an employee so aggrieved
8958 and who prevails in such an action if the violation is not willful, shall be awarded damages as
8959 determined by the court for any lost wages and other benefits; and the employee shall also be
8960 awarded the costs of the litigation and reasonable attorneys' fees.

8961 SECTION 56. Section 150 of said chapter 149, as so appearing, is hereby amended by
8962 striking out the last paragraph and inserting in place thereof the following paragraph:-

8963 An employee claiming to be aggrieved by a violation of sections 33E, 148, 148A, 148B,
8964 150C, 152, 152A or 159C or section 19 of chapter 151 may, 90 days after the filing of a
8965 complaint with the attorney general, or sooner if the attorney general assents in writing, and
8966 within 3 years after the violation, institute and prosecute in his own name and on his own behalf,
8967 or for himself and for others similarly situated, a civil action for injunctive relief, for any
8968 damages incurred, and for any lost wages and other benefits. An employee so aggrieved who
8969 prevails in such an action shall, if said violation is willful, be awarded treble damages, as
8970 liquidated damages, for any lost wages and other benefits and shall also be awarded the costs of
8971 the litigation and reasonable attorneys' fees; provided, however, that an employee so aggrieved
8972 and who prevails in such an action if the violation is not willful, shall be awarded damages as
8973 determined by the court for any lost wages and other benefits; and the employee shall also be
8974 awarded the costs of the litigation and reasonable attorneys' fees.

8975 SECTION 57. Section 113B of chapter 175 of the General Laws, as so appearing, is
8976 hereby amended by striking out, in line 160, the words "183 of chapter 6" and inserting in place
8977 thereof the following words:- 57A of chapter 6C.

8978 SECTION 58. Said chapter 175 is hereby further amended by striking out section 168, as
8979 most recently amended by section 154 of chapter 240 of the acts of 2010, and inserting in place
8980 thereof the following section:-

8981 Section 168. (a) As used in this section the following words shall, unless the context
8982 clearly requires otherwise, have the following meanings:-

8983 "Home state", with respect to an insured: (1) the state in which an insured maintains its
8984 principal place of business or, in the case of an individual, the individual's principal residence; or
8985 (2) if 100 per cent of the risk is located out of the state referred to in clause (a)(1), the state to
8986 which the greatest percentage of the insured's taxable premium for that insurance contract is
8987 allocated.

8988 "State", any state of the United States, the District of Columbia, the commonwealth of
8989 Puerto Rico, Guam, the Northern Mariana Islands, the Virgin Islands and American Samoa.

8990 "Unauthorized company", an insurer not licensed to engage in the business of insurance
8991 in the commonwealth of Massachusetts.

8992 "Unauthorized insurance", any property and casualty insurance permitted to be placed
8993 with an unauthorized company eligible to accept such insurance.

8994 (b) The commissioner may, upon the payment of the fee prescribed by section 14, issue
8995 to any suitable person of full age, a license to act as a special insurance broker to negotiate,

8996 continue or renew contracts of insurance against any of the hazards specified in any of the
8997 clauses of section 47 excepting the fifteenth clause thereof, and except accident and health,
8998 workers' compensation, compulsory motor vehicle liability and life insurance on property or
8999 interests in this commonwealth with an unauthorized company upon the following conditions: (i)
9000 The applicant for the license shall file with the commissioner a written application as prescribed
9001 by section 162L which shall be executed on oath by the applicant and kept on file by the
9002 commissioner. If the commissioner is satisfied that the applicant is trustworthy and competent,
9003 he shall issue the license, subject to suspension or revocation at the pleasure of the
9004 commissioner, which shall expire 1 year from its date, unless sooner suspended or revoked as
9005 aforesaid. (ii) The license may, in the discretion of the commissioner, be renewed for each
9006 succeeding year, upon the payment of the fee prescribed by section 14, without requiring anew
9007 the detailed information specified by section 162L. (iii) Whenever the person named in such
9008 license shall procure any insurance in such unauthorized company for an insured whose home
9009 state is the commonwealth, he shall in every case execute, and within 20 days thereafter, file
9010 with the commissioner an affidavit stating that the full amount of insurance required to protect
9011 the subject property or interest of said insured is not procurable, after a diligent effort has been
9012 made to do so, from among companies admitted to transact insurance in the commonwealth
9013 against the hazard or hazards involved, and that the amount of insurance procured in such
9014 unauthorized company is only the excess over the amount so procurable from such admitted
9015 companies. Said affidavit shall have force and effect for 1 year only from the date thereof or
9016 expiration of the policy, whichever comes later. (iv) The affidavit shall not be required in
9017 connection with a transaction with an exempt commercial risk or policyholder as defined in
9018 section 224, if the commercial risk or policyholder acknowledges in writing its understanding,

9019 that: (1) the company from which insurance is procured is not admitted to transact insurance in
9020 the commonwealth; and (2) in the event of the insolvency of the company, a loss shall not be
9021 paid by the Massachusetts Insurers Insolvency Fund under chapter 175D.

9022 (c) Any insurance policy procured under this section shall contain the following
9023 disclosure notice to the policyholder: This policy is insured by a company which is not admitted
9024 to transact insurance in the commonwealth, is not supervised by the commissioner of insurance
9025 and, in the event of an insolvency of such company, a loss shall not be paid by the Massachusetts
9026 Insurers Insolvency Fund under chapter 175D. The commissioner may, by regulation, amend the
9027 foregoing disclosure notice. Each licensed special insurance broker shall maintain a copy of the
9028 acknowledgement for inspection by the commissioner with respect to all policies of insurance so
9029 procured by the licensee for exempt commercial risks or policyholders. Such licensed person
9030 shall not be required to file such affidavit if one relative to the same property or interests has
9031 been filed within the preceding 12 months by any broker licensed under this section, nor to offer
9032 any portion of such insurance to any company not possessed of net cash assets of at least
9033 $200,000, nor to one which has within the preceding 12 months been in an impaired condition,
9034 nor shall such licensed person procure any such insurance on said property or interests from any
9035 unauthorized company unless (a) such company is possessed of net cash assets of at least
9036 $300,000 computed on the basis fixed by sections 10 to 12, inclusive, and on the form prescribed
9037 by section 25, and has satisfied the commissioner that its officers and directors are of good
9038 repute and competent to manage an insurance company and that the management of the company
9039 is carrying out its insurance contracts in good faith and has filed with the commissioner an
9040 examination report of the affairs of the company completed within the previous 3 years and
9041 made by the proper supervisory official of its home state, and has made a deposit of not less than

9042 $400,000 with the state treasurer or with the proper board or officer of some other state of the
9043 United States in accordance with the terms and conditions hereinafter specified; (b) such
9044 company has filed a financial statement on a form satisfactory to the commissioner and conforms
9045 to and maintains the financial requirements specified in subparagraph (i) of paragraph (D) of
9046 subsection (1) of section 20A; or (c) such company is an eligible alien unauthorized insurer, as
9047 defined in section 168A. Such deposit shall be made in exclusive trust for the benefit and
9048 security of all its policyholders in the United States including obligees of bonds executed by such
9049 company as surety, and when made with the state treasurer may be made in the securities and
9050 subject to the limitations specified in sections 63 and 66, or in cash or in such other securities as
9051 the commissioner may approve; provided, however, that bonds need not be accepted by the state
9052 treasurer unless in registered form and of denominations satisfactory to him, and shall not be
9053 returned to the company until it has ceased to transact business in the commonwealth nor until
9054 the commissioner is satisfied that the company is under no obligation to such policyholders or
9055 obligees in the United States for whose benefit such deposit was made, nor until he has given his
9056 written consent to such return; provided, further, that the commissioner may, in any case,
9057 authorize in writing the return to the company of any excess of any deposit made under this
9058 section over the amount required thereby, if he is satisfied that such return shall not be
9059 prejudicial to the interests of such policyholders or obligees.

9060 (d) Each person so licensed shall keep a separate account of the business done under the
9061 license, a certified copy of which account he shall forthwith file with the commissioner, showing
9062 the exact amount of such insurance placed for each person whose home state is the
9063 commonwealth, the gross premium charged thereon, the companies in which the same is placed,
9064 the date of the policies and the term thereof, and also a report in the same detail of all such

9065 policies cancelled, with the gross return premiums thereon, and shall annually, in January, file
9066 with the state treasurer a sworn statement of the gross premiums charged for insurance procured
9067 or placed and the gross return premiums on such insurance cancelled under such license during
9068 the year ending on December 31 last preceding. At the time of filing such statement each person
9069 licensed as a special insurance broker shall pay to the commonwealth a fee, less such return
9070 premiums so reported, as follows:

9071 (1) Where the insurance covers properties, risks or exposures located or to be performed
9072 in the commonwealth and not in any other state, an amount equal to 4 percent of such gross
9073 premiums.

9074 (2) Where the insurance covers properties, risks or exposures located or to be performed
9075 both in and outside of the commonwealth, (i) an amount equal to 4 per cent of such gross
9076 premiums allocated to the commonwealth, plus (ii) an amount equal to the portion of the
9077 premiums allocated to other states or territories on the basis of the tax rates and fees applicable to
9078 properties, risks or exposures located or to be performed outside of the commonwealth.

9079 (3) To the extent that other states where portions of the insured properties, risks or
9080 exposures are located have failed to enter into a compact or reciprocal allocation procedure with
9081 the commonwealth, the net premium tax collected shall be retained by the commonwealth.

9082 (e) Notwithstanding subsections (b), (c), and (d) above, the commissioner may enter
9083 into a cooperative agreement, reciprocal agreement or compact with another state or states in
9084 order to: facilitate the collection, allocation and disbursement of insurance premium fees and
9085 taxes attributable to the placement of unauthorized insurance; provide for uniform methods of
9086 allocation and reporting among unauthorized insurance risk classifications; and share

9087 information among states related to unauthorized insurance premium fees and taxes. The
9088 commissioner may also enter into other cooperative agreements with surplus lines stamping
9089 offices and other similar entities located in other states related to the capturing and processing of
9090 insurance premium and tax data.The commissioner is authorized to participate in any
9091 clearinghouse established pursuant to any such agreement or agreements for the purpose of
9092 collecting and disbursing to reciprocal states any funds collected pursuant to clause (3) of
9093 subsection (d) applicable to properties, risks or exposures located or to be performed outside of
9094 the commonwealth.

9095 (f) A person licensed under this section who negotiates, continues or renews any such
9096 contracts of insurance in any unauthorized foreign company, and who neglects to make and file
9097 the affidavit and statements required by this section, or who wilfully makes a false affidavit or
9098 statement, or who negotiates, continues or renews any such contracts of insurance after the
9099 revocation or during the suspension of his license, shall forfeit his license if not previously
9100 revoked and be punished by a fine of not less than $100 nor more than $500 or by imprisonment
9101 in a jail or house of correction for not more than 1 year, or by both such fine and imprisonment.

9102 Nothing in this section shall be deemed to amend or modify any of the provisions of, or
9103 any of the exemptions specified in, section 160.

9104 A license to act as a special insurance broker may, upon the payment of the fees
9105 prescribed by section 14, be issued to any association, as defined in section 1 of chapter 182, for
9106 the purpose of acting as a special insurance broker, subject to the conditions specified in section
9107 172A.

9108 The commissioner may, upon the payment of the fees prescribed by section 14, issue to a
9109 partnership, a license to act as a special insurance broker subject to the conditions specified in
9110 section 173.

9111 A license to act as a special insurance broker may, upon the payment of the fees
9112 prescribed by section 14, be issued to any corporation, subject to the conditions specified in
9113 section 174.

9114 (g) The commissioner may promulgate regulations as necessary to implement this
9115 section.

9116 SECTION 59. Chapter 211D of the General Laws is hereby amended by striking out
9117 sections 1 to 2A, inclusive, as so appearing, and inserting the following 4 sections:-

9118 Section 1. There shall be a committee for public counsel services, hereinafter referred to
9119 as the committee, to plan, oversee, and coordinate the delivery of criminal and certain
9120 noncriminal legal services by all salaried public counsel, bar advocate and other assigned counsel
9121 programs and private attorneys serving on a per case basis. The committee shall consist of 15
9122 persons, 2 of whom shall be appointed by the governor, 2 of whom shall be appointed by the
9123 president of the senate, 2 of whom shall be appointed by the speaker of the house of
9124 representatives and 9 of whom shall be appointed by the justices of the supreme judicial court.
9125 Said court shall request and give appropriate consideration to nominees for the 9 positions from
9126 the Massachusetts Bar Association, county bar associations, the Boston Bar Association and
9127 other appropriate bar groups including, but not limited to, the Massachusetts Black Lawyers'
9128 Association, Women's Bar Association and the Massachusetts Association of Women Lawyers.
9129 Each member of the committee shall be appointed for a term of 3 years and shall serve until a

9130 successor in office has been appointed and qualified. A vacancy on the committee shall be filled
9131 by the person or justices who made the initial appointment to the unexpired term. Members of
9132 the committee may be removed for cause by the justices of the supreme judicial court. While
9133 serving on the committee, no member shall be assigned or appointed to represent indigent
9134 defendants before any court of the commonwealth except in noncriminal or delinquency
9135 proceedings where such assignments or appointments shall not exceed 500 billable hours. No
9136 member of the committee shall receive any compensation for the member's services, but each
9137 member shall be reimbursed for actual expenses incurred in attending the committee meetings.

9138 The provisions of chapter 268A shall apply to all members, officers and employees of the
9139 committee, except that the committee may enter into a contract pursuant to the provisions of
9140 sections 3 or 6 although a member of the committee may have an interest or involvement in any
9141 such matter; provided, however, that such interest and involvement is disclosed in advance to the
9142 other members of the committee and recorded in the minutes of the committee and filed with the
9143 state ethics commission; and provided, further, that no member having an interest or involvement
9144 in any contract under section 3 may participate in any particular matter, as defined in section 1 of
9145 chapter 268A, relating to such contract.

9146 Section 2. The committee for public counsel shall establish a definition of "indigency"
9147 for the purposes of this chapter and uniform standards and procedures for the determination by
9148 the courts of the commonwealth that (1) a person is indigent and is unable to obtain counsel or
9149 (2) said indigent person has the ability to pay a reduced fee for the appointment of counsel. Said
9150 definition and standards, and any amendments thereto, shall be subject to the approval of the
9151 supreme judicial court and shall be used by the courts of the commonwealth in determining
9152 assignment of cases to the committee pursuant to section 5. In the formulation of said definition,

9153 standards and procedures, the committee shall incorporate the reporting system operated by the
9154 commissioner of transitional assistance for the purpose of verifying financial eligibility of
9155 participants in state or federally funded programs.

9156 Section 2A. (a) There shall be an indigency verification officer at each court. The
9157 commissioner of probation shall ensure that a probation officer is staffed at each court to oversee
9158 indigency verification. The responsibility for indigency verification may be assigned to the chief
9159 probation officer assigned to the court or another probation officer as the commissioner deems
9160 necessary to effectuate the provisions of this section.

9161 (b) Notwithstanding any general or special law to the contrary, a person claiming
9162 indigency under the provisions of section 2 shall execute a waiver authorizing the court's
9163 probation officer responsible for indigency verification to obtain the person's wage and tax
9164 information from the department of revenue, the department of transitional assistance and any
9165 other information from the registry of motor vehicles that the court may find useful in verifying
9166 the person's claim of indigency. The waiver shall authorize the indigency verification officer to
9167 conduct any further re-assessment required by this section.

9168 (c) It shall be the responsibility of the indigency verification officer assigned to each
9169 court to ensure that a person claiming to be indigent meets the definition of indigency under
9170 section 2. A person seeking the appointment of counsel shall be interviewed by the indigency
9171 verification officer before the appointment of counsel. The officer conducting the interview shall
9172 explain to the person seeking appointment of counsel (1) the definition of indigency, (2) the
9173 process used to verify his information with other state agencies, and (3) the consequences of
9174 misrepresenting his financial information in applying for the appointment of counsel. The officer

9175 conducting the interview shall prepare an initial written indigency intake report that shall record
9176 the results of the interview and the officer's recommendation on whether or not the person
9177 seeking appointment of counsel is indigent. The person seeking appointment of counsel and the
9178 officer conducting the interview shall sign the indigency intake report. In signing the report, the
9179 person seeking appointment of counsel shall certify under the pains and penalties of perjury that
9180 the information contained therein is true and that they have not concealed any information
9181 relevant to their financial status. All statements contained in the report shall be deemed material
9182 statements. The initial report shall be presented to a judge who may adopt or reject the
9183 recommendations in the report, either in whole or in part.

9184 (d) Any appointment of counsel by the court is at all times subject to verification of
9185 indigency by the indigency verification officer assigned to each court. Not later than 3 business
9186 days after the appointment of counsel, the indigency verification officer shall complete a final
9187 report of the financial circumstances of the person for whom counsel was appointed to ensure
9188 that such person continues to meet the definition of indigency. In preparing the final report, the
9189 indigency verification officer shall access wage and tax information in the possession of the
9190 department of revenue and the department of transitional assistance and such other information
9191 relevant to the verification of indigency in the possession of the registry of motor vehicles. Said
9192 departments shall provide such information to the indigency verification officer or the chief
9193 probation officer upon request. Upon completion of the final report, the indigency verification
9194 officer shall prepare a written report of the officer's findings. The indigency verification officer
9195 shall sign the report, certifying that the person for whom counsel was appointed either continues
9196 to meet or no longer meets the definition of indigency. The report shall be filed with the case
9197 papers and shall be presented to the judge presiding at the person's next court appearance. If,

9198 upon receipt of the report, a judge finds that the person for whom counsel was appointed no
9199 longer meets the definition of indigency, the judge shall revoke the appointment of counsel and
9200 allow such person a reasonable continuance to obtain new counsel; provided further that if the
9201 judge determines that the revocation would have a materially adverse effect on the interests of
9202 the person for whom counsel was appointed, the judge shall permit the retention of counsel and
9203 shall require the person for whom counsel was appointed to pay a fee for counsel and court costs
9204 at the same rate of compensation as the counsel fees established in section 11. Not later than 6
9205 months after the appointment of counsel, and every 6 months thereafter, the indigency
9206 verification officer shall conduct a further re-assessment of the financial circumstances of the
9207 person for whom counsel was appointed to ensure that the person continues to meet the
9208 definition of indigency and shall prepare, sign and file a written report certifying that the person
9209 either continues to meet, or no longer meets, the definition of indigency.

9210 (e) If a criminal defendant is charged with a second or further offense while continuing to
9211 be represented by court-appointed counsel for a previously charged offense, the court, in its
9212 discretion, shall determine whether any further determination of indigency, other than the bi-
9213 annual re-assessments required by the defendant's representation for the first offense, need be
9214 undertaken. Upon completion of a re-assessment, the indigency verification officer shall prepare
9215 a written report of the officer’s findings. The indigency verification officer shall sign the report,
9216 certifying that the defendant either continues to meet or does not continue to meet the definition
9217 of indigency. The report shall be filed with the case papers and shall be presented to the judge
9218 presiding at the defendant's next court appearance. If, upon receipt of the report, a judge finds
9219 that the defendant no longer meets the definition of indigency, the judge shall revoke the
9220 appointment of counsel and allow the defendant a reasonable continuance to obtain new counsel.

9221 (f) If the court finds that a person has materially misrepresented or omitted information
9222 concerning the person's property or assets for purposes of determining indigency, and that such
9223 person does not meet the definition of indigency, the court shall immediately terminate any
9224 assignment or appointment of counsel made under chapter 211D and shall assess costs of not less
9225 than $1000 against such person.

9226 (g) A person provided counsel under this chapter shall be assessed a counsel fee of $150,
9227 which the indigency verification officer may waive only upon a determination in the officer's
9228 final report that the person is unable to pay the fee within 180 days. If, upon the bi-annual re-
9229 assessment of the person's indigency, the indigency verification officer concludes that the person
9230 is able to pay the counsel fee of which the person obtained a waiver, the waiver shall be invalid
9231 and the officer shall re-impose the counsel fee. Payment of any reduced fee by an indigent
9232 person for the appointment of counsel or any fees collected pursuant to paragraph (d) of this
9233 section shall be made to the probation department of the appointing court and shall be forwarded
9234 to the state treasurer who shall deposit such in the general fund.

9235 (h) The court may authorize a person for whom counsel was appointed to perform
9236 community service in lieu of payment of the counsel fee. A person seeking to work off his
9237 counsel fee in community service shall perform 5 hours of community service for each $50 he
9238 owes in legal counsel fees. Notwithstanding any general or special law, rule or regulation to the
9239 contrary, a court proceeding shall not be terminated and the person shall not be discharged if he
9240 owes any portion of the legal counsel fee imposed by this section. The clerk shall not release any
9241 bail posted on such court proceeding until the legal counsel fee is satisfied in accordance with
9242 this chapter.

9243 (i) The clerk of the court shall, within 60 days of appointment after counsel, report to the
9244 department of revenue, the and the registry of motor vehicles the amount of any legal counsel fee
9245 owed by the person for whom counsel was appointed under this chapter. The department of
9246 revenue shall intercept the fee from tax refunds due to persons who have not paid it.

9247 The registrar of motor vehicles shall place a lien in the amount of any portion of the legal
9248 counsel fee owed by the person for whom counsel was appointed upon the title of any motor
9249 vehicle owned in whole or in part by him. If the person for whom counsel was appointed does
9250 not own a motor vehicle the registry of motor vehicles shall not issue or renew such person's
9251 driver's license or motor vehicle registration for any vehicle subsequently purchased by such
9252 person. The registry of motor vehicles shall not release the lien or issue or renew the license or
9253 motor vehicle registration until it receives notification from the clerk of the court that the fee has
9254 been collected or worked off in community service.

9255 (j) The office of the commissioner of probation shall submit quarterly reports to the house
9256 and senate committees on ways and means detailing the effectiveness of the procedures
9257 implemented pursuant to this section to verify an individual's claim of indigency. The report
9258 shall include, but not limited to, the number of individuals determined to be indigent, number of
9259 individuals determined not to be indigent, number of individuals found to have concealed or
9260 otherwise misrepresented information relevant to his financial status, number of individuals
9261 found to no longer qualify for appointment of counsel upon any re-assessment of indigency
9262 required by this section, revenue generated through collection of indigent client fees, the average
9263 indigent client fee that each court division collects per case, recommendations to improve the
9264 procedures for verifying eligibility for counsel and other pertinent information to ascertain the

9265 effectiveness of verification procedures. The information within such report shall be delineated
9266 by court division.

9267 Section 2B. Notwithstanding any other provision of law, a criminal defendant charged
9268 with a misdemeanor or a violation of a municipal ordinance or bylaw, on motion of the
9269 commonwealth, the defendant, or on the court's own motion, shall not be appointed counsel if
9270 the judge, at arraignment, informs such defendant on the record that, if the defendant is convicted
9271 of such offense, his sentence shall not include any period of incarceration. For good cause, that
9272 judge or another judge of the same court may later revoke such determination on the record and
9273 appoint counsel, and on the request such counsel shall be entitled to a continuance to conduct
9274 any necessary discovery and to prepare adequately for trial. Any such determination or
9275 revocation by a judge shall be endorsed upon the docket of the case.

9276 SECTION 60. Section 5 of said chapter 211D, as so appearing, is hereby amended by
9277 striking out, in lines 10 and 11, the word “probation” and inserting in place thereof, in each
9278 instance, the following words:- indigency verification.

9279 SECTION 61. Said chapter 211D is hereby further amended by striking out section 6, as
9280 so appearing, and inserting in place thereof the following section:-

9281 Section 6. (a) In carrying out its duties as prescribed in section 5, the committee shall
9282 establish a public defender division which shall utilize committee staff attorneys. This division
9283 shall include a unit to be known as the Roxbury defenders unit, which shall represent clients as
9284 assigned pursuant to this chapter in the Roxbury division of the district court department and
9285 shall also include a unit to be known as the youth advocacy project. The public defender division
9286 shall be assigned to represent indigent defendants in all criminal cases; provided, however, that

9287 the division shall not be assigned to: (i) represent more than 1 defendant in any matter before
9288 any court on the same case or arising out of the same incident; (ii) represent a defendant in any
9289 case in which there is a conflict of interest with any of its clients; or (iii) represent any child
9290 alleged to be delinquent, except in such cases which may result in exposure to adult incarceration
9291 or commitment to the department of youth services until the age of 21, and except in cases
9292 charging delinquency by conduct which would be punishable by imprisonment in the state prison
9293 if committed by an adult and except in the Boston and Bristol county divisions of the juvenile
9294 court department or in the Roxbury division of the district court department. Private counsel who
9295 have been certified to accept assignments in such cases shall also be eligible to provide
9296 representation to persons thus charged.

9297 (b) The committee shall also supervise and maintain a system for the appointment of
9298 private counsel and establish a private counsel division which shall include a children and family
9299 law program and a mental health unit. The committee shall enter into contractual agreements
9300 with any state, county or local bar association or voluntary charitable group, corporation or
9301 association, including bar advocate groups, for the purpose of providing such counsel. The
9302 committee may also contract with such other organized groups of attorneys as may be formed to
9303 afford representation to indigent defendants and may appoint and compensate private attorneys,
9304 on a case-by-case basis, as counsel for indigents entitled to representation. Neither individuals
9305 nor members nor participants in any group, corporation or association with whom the committee
9306 may contract under this paragraph shall be considered to be or have any rights as state
9307 employees.

9308 (i) The private counsel division shall be assigned for all persons accused of crimes
9309 entitled to counsel who, through their inability to pay for counsel, shall have counsel appointed

9310 to them, but who, pursuant to the provisions of subparagraph (a) of this section are not to be
9311 represented by the public counsel division.

9312 (ii) The private counsel division shall also be assigned to represent persons in such other
9313 proceedings as the chief counsel shall determine to be necessary.

9314 SECTION 62. Said chapter 211D is hereby further amended by striking out section 6A,
9315 as so appearing, and inserting in place thereof the following section:-

9316 Section 6A. In carrying out its duties as prescribed in sections 5 and 6, the committee
9317 shall establish a children and family law program which shall, upon the court's appointment,
9318 provide representation to indigent persons in children and family law cases. Nothing herein shall
9319 be construed to limit the system as established in sections 5 and 6 of this chapter, whereby the
9320 court appoints certified private counsel to represent children and parents in children and family
9321 law cases.

9322 SECTION 63. Said chapter 211D is hereby further amended by striking out section 11, as
9323 so appearing, and inserting in place thereof the following section:-

9324 Section 11. (a) The rates of compensation payable to all counsel, who are appointed or
9325 assigned to represent indigents within the private counsel division of the committee in
9326 accordance with the provisions of paragraph (b) of section 6, shall, subject to appropriation, be as
9327 follows: for homicide cases the rate of compensation shall be $100 per hour; for superior court
9328 non-homicide cases, including sexually dangerous person cases, the rate of compensation shall
9329 be $60; for district court cases and children in need of services cases the rate of compensation
9330 shall be $50 per hour; for children and family law cases, care and protection cases, sex offender
9331 registry cases and mental health cases the rate of compensation shall be $50 per hour. These rates

9332 of compensation shall be reviewed periodically at public hearings held by the committee at
9333 appropriate locations throughout the state, and notice shall be given to all state, county and local
9334 bar associations and other interested groups, of such hearings by letter and publication in
9335 advance of such hearings. This periodic review shall take place not less than once every 3 years.

9336 (b) The committee shall set an annual cap on billable hours not in excess of 1650 hours.
9337 Counsel appointed or assigned to represent indigents within the private counsel division shall not
9338 be paid for any time billed in excess of the annual limit of billable hours. It shall be the
9339 responsibility of private counsel to manage their billable hours.

9340 (c) Any counsel who is appointed or assigned to represent indigents within the private
9341 counsel division, except any counsel appointed or assigned to represent indigents within the
9342 private counsel division in a homicide case, shall be prohibited from accepting any new
9343 appointment or assignment to represent indigents after that counsel has billed 1350 billable hours
9344 during any fiscal year.

9345 SECTION 64. Said chapter 211D is hereby further amended by striking out section 12, as
9346 amended by section 88 of chapter 27 of the acts of 2009, and inserting in place thereof the
9347 following section:-

9348 Section 12. (a) The committee shall establish policies and procedures to provide fair
9349 compensation to private counsel and vendors, which shall include a remedy for an attorney
9350 aggrieved by the amount of payment. The committee shall also establish an audit and oversight
9351 department to monitor billing and private attorney and vendor compensation. All private attorney
9352 invoices shall be processed for payment within 30 days of receipt by the chief counsel, excluding
9353 any bills held for review or audit. Bills shall be submitted to the committee within 60 days of the

9354 conclusion of a case or, if the case is pending at the end of the fiscal year, within 30 days after
9355 the end of such fiscal year. The amount of payment for invoices received by the chief counsel
9356 more than 60 days but less than 90 days after the final disposition of the case or more than 30
9357 days but less than 60 days after the end of the fiscal year shall be reduced by 10 per cent. Bills
9358 submitted after such date need not be processed for payment within 30 days. For all bills not
9359 submitted to the committee within 90 days after the conclusion of a case or, if the case is pending
9360 at the end of the fiscal year, within 60 days after the end of the fiscal year, those bills so
9361 submitted after such date shall not be processed for payment; provided, however, that the chief
9362 counsel may authorize the payment of such bills either in whole or in part upon a determination
9363 that the delay was due to extraordinary circumstances beyond the control of the attorney.

9364 (b) Bills shall be submitted to the committee for services provided under sections 27A to
9365 27G, inclusive, of chapter 261 within 60 days of the last date of service or, if the case is pending
9366 at the end of the fiscal year, within 30 days after the end of such fiscal year. The amount of
9367 payment for invoices received by the chief counsel more than 60 days but less than 90 days after
9368 the last date of service or more than 30 days but less than 60 days after the end of the fiscal year
9369 shall be reduced by 10 per cent. For all bills not submitted to the committee within 90 days after
9370 the last date of service or, if the case is pending at the end of the fiscal year, within 60 days after
9371 the end of the fiscal year, those bills so submitted after such date shall not be processed for
9372 payment; provided, however, that the chief counsel may authorize the payment of such bills
9373 either in whole or in part upon a determination that the delay was due to extraordinary
9374 circumstances beyond the control of the vendor.

9375 (c) The committee may further prescribe such policies and procedures for payment as it
9376 deems appropriate; provided, however, that the committee may impose interest and penalties,

9377 where appropriate, upon overpayment of the private attorney and vendor bills recovered from
9378 vendors and private attorneys.

9379 SECTION 65. Section 34E of chapter 221 of the General Laws, as amended by section
9380 67 of chapter 239 of the acts of 2010, is hereby further amended by striking out the last
9381 paragraph and inserting in place thereof the following paragraph:-

9382 The committee shall be eligible for federal funds and may accept any and all gifts,
9383 donation, grants, contributions, appropriations, which many be received from any source, public
9384 or private; to be held, used, or expended, for any or all purposes and duties of the committee, in
9385 accordance with the terms and conditions of any such grant. The committee may enter into
9386 contracts to provide or receive services with any federal or state entity, with any group or
9387 individual, whether for profit or non profit or with any voluntary or charitable group, association
9388 or organization including any bar association or foundation. Any such donations, funds,
9389 contributions, or grants shall be deposited in the Mental Health Legal Advisors Committee Trust.

9390 SECTION 66. Chapter 221 of the General Laws is hereby amended by striking out
9391 section 88, as most recently amended by section 96 of chapter 27 of the acts of 2009, and
9392 inserting in place thereof the following section:

9393 Section 88. Upon request of the presiding justice or any party, the stenographer shall
9394 furnish a transcript of his notes, or any part thereof, taken at a trial or hearing, for which he shall
9395 be paid by the party requesting it at the rate of $3 per page for the original and $1 per page for
9396 each additional copy ordered at the same time. If requested by any party, the stenographer shall
9397 furnish an electronic reproduction at an amount not to exceed $5 for each electronic reproduction
9398 requested. All electronic reproductions shall be in an open source format as specified by the

9399 office of transcription services. Additional paper copies, if so requested by an indigent person or
9400 counsel for an indigent person, shall be paid at 10 cents per page. In the event that daily copy is
9401 ordered by the presiding justice or any party, the rate shall be $4 and 50 cents per page for the
9402 original copy and $1 and 50 cents per page for each additional copy; provided that, if requested
9403 by any party, the stenographer shall furnish an electronic reproduction at an amount not to
9404 exceed $5 for each electronic reproduction. Additional paper copies, if so requested by an
9405 indigent person or counsel for an indigent person, shall be paid at 10 cents per page. If transcript
9406 is ordered by the presiding justice or, in a criminal case, by the district attorney, payment
9407 therefor at the same rate shall be made by the administrative office of the trial court upon a
9408 voucher approved by the presiding justice and, in a criminal case, the charges of transcripts
9409 furnished to said justice and to the district attorney shall be taxed like other expenses. If the
9410 presiding justice orders that a statement given to the police be transcribed, all parties shall
9411 receive a copy, and payment therefor shall be at the same rate and made by the administrative
9412 office of the trial court upon a voucher approved by the presiding justice.

9413 SECTION 67. Subsection (h) of section 1 of chapter 703 of the acts of 1963, as most
9414 recently amended by section 78 of chapter 189 of the acts of 2010, is hereby amended by striking
9415 out paragraph (h) and inserting in place thereof the following paragraph:-

9416 (h) “State college”, any public institution of higher education listed in section 5 of
9417 chapter 15A of the General Laws, except the University of Massachusetts and its campuses.

9418 SECTION 68. Section 44 of chapter 85 of the acts of 1994, as most recently amended by
9419 sections 1 and 2 of chapter 164 of the acts of 2009, is hereby further amended by inserting after
9420 the words "Horseneck Beach State Reservation" the following words:- , Officer's Quarters at Fort

9421 Revere in the town of Hull, Gatekeeper's House at Maudslay State Park, Gates House at
9422 Wachusett Mountain State Reservation, Blue Farmhouse and garage and associated barns 3, 4
9423 and 5 at 215 Cold Spring Road and Red Farmhouse and shed at 220 Cold Spring Road at
9424 Spectacle Pond in the town of Sandisfield, the McKay House at Willowdale State Forest, 57
9425 Dedham Street, Hyde Park district of the city of Boston, Speedway Administration Building,
9426 Brighton district of the city of Boston, the Police Substation on Furnace Brook Parkway in the
9427 city of Quincy, the Compressor Building at Quincy Quarries in the Blue Hills Reservation, any
9428 of the Peddocks Cottages on Peddocks Island in the Boston Harbor Islands National Park Area, 3
9429 Wompatuck Cottages in Wompatuck State Park, Stress House 1 at Neponset River Reservation,
9430 and notwithstanding any general or special law to the contrary, the Schooner Ernestina and a
9431 portion of the New Bedford State Pier to provide sufficient berthing space.

9432 SECTION 69. Sections 3A of chapter 175 of the acts of 1998 is hereby repealed.

9433 SECTION 70. Section 20A of said chapter 175 is hereby repealed.

9434 SECTION 70A. Section 25 of said chapter 175 is hereby repealed.

9435 SECTION 71. Section 43 of chapter 206 of the acts of 1998 is hereby amended by
9436 striking out the first sentence and inserting in place thereof the following 2 sentences:- The
9437 department of environmental protection shall perform a targeted audit of a significant number of
9438 sites at which an activity and use limitation has been implemented in order to ensure that
9439 response actions not overseen or conducted by the department are performed in compliance with
9440 chapter 21E and regulations adopted under that chapter. In determining this number, the
9441 department shall take into account the need for audits to ensure a high level of compliance with

9442 this said chapter 21E and the Massachusetts Contingency Plan and the need to target audit
9443 resources in the most efficient and effective manner.

9444 SECTION 72. Subsection (2) of section 95 of chapter 173 of the acts of 2008 is hereby
9445 amended by striking out the figure "2012" and inserting in place thereof the following figure:-
9446 2013.

9447

9448 SECTION 73. Section 23 of chapter 5 of the acts of 2009 is hereby amended by striking
9449 out the figure "2011", inserted by section 115 of chapter 131 of the acts of 2010, and inserting in
9450 place thereof the following figure:- 2012.

9451 SECTION 74. The first sentence of section 152 of chapter 25 of the acts of 2009 is
9452 hereby amended by striking out the figure "2011" and inserting in place thereof the following
9453 figure:- 2013.

9454 SECTION 75. Section 195 of chapter 131 of the acts of 2010 is hereby amended by
9455 striking out the figure "2011" and inserting in place thereof the following figure:- 2012.

9456 SECTION 76. Section 124 of chapter 359 of the acts of 2010 is hereby amended by
9457 striking out the words "and June 30, 2011" and inserting in place thereof the following words:- ,
9458 June 30, 2011 and June 30, 2012.

9459 SECTION 77. Notwithstanding any general or special law to the contrary, the term of
9460 the sitting members of the committee for public counsel services shall expire 60 days after the
9461 effective date of this act. The governor, the senate president, the speaker of the house of
9462 representatives and the justices of the supreme judicial court shall make their appointments to the

9463 committee within said 60 days. Nothing in this section shall preclude the reappointment of a
9464 sitting member of the committee.

9465 SECTION 78. Notwithstanding the provisions of section 41C of chapter 7 and any
9466 general or special law to the contrary, in the interest of providing immediate and cost-effective
9467 office space, the committee for public counsel services established under chapter 211D of the
9468 General Laws may lease buildings and land owned by a county, city or town, or public and
9469 private entity to provide suitable quarters and space for committee personnel and necessary
9470 related activities such as parking. The chief counsel shall be responsible for negotiating leases
9471 between the committee and other parties, subject to the approval of the division of capital asset
9472 management and maintenance. No payments for rent shall exceed the prevailing rent a
9473 commercial establishment would pay for comparable space in that geographic area, excluding
9474 that portion of said prevailing rent attributable to property taxes. Every county, city, or town
9475 which receives rental payments pursuant to this section shall submit a schedule to the committee
9476 and the division detailing the cost of maintenance, repairs, utilities and debt service on the rented
9477 facilities.

9478 SECTION 79. The committee for public counsel services shall compile a report detailing
9479 the committee's proposal to have the public defender division handle 20 per cent of indigent
9480 person cases assigned to the committee by the beginning of fiscal year 2013. The report shall be
9481 submitted to the house and senate committees on ways and means on or before September 30,
9482 2011.

9483 SECTION 80. The commissioner of probation shall examine the costs and feasibility of
9484 establishing an indigency verification system that would determine whether a person is indigent

9485 pursuant to section 2A of chapter 211D of the General Laws the same day of a person's claim of
9486 indigency. The commissioner shall report the costs associated with the implementation of such a
9487 system and any other recommendations to the house and senate committees on ways and means
9488 on or before December 31, 2011.

9489 SECTION 81. Notwithstanding any general or special law to the contrary, the district
9490 attorneys of the counties of the commonwealth shall endeavor to allow for a 3 day period of time
9491 between the date of a criminal event and the date of the arraignment subsequent to the event in
9492 order to consider whether to utilize the provisions of section 70C of chapter 277 of the General
9493 Laws in district court cases where the defendant is not in custody and the charges do not involve
9494 violence.

9495 The district attorney of each county of the commonwealth and the committee for public
9496 counsel services shall file an annual report on the number of times each made a motion under
9497 said section 70C of chapter 277 to the house and senate committees on ways and means. The
9498 committee for public counsel services shall indicate whether such motions were filed by counsel
9499 under the public defender division or by counsel under the private defender division.

9500

9501 SECTION 82. Notwithstanding any general or special law to the contrary, nursing
9502 facility and resident care facility rates effective July 1, 2011 under section 7 of chapter 118G of
9503 the General Laws may be developed using the costs of calendar year 2005.

9504

9505 SECTION 83. Notwithstanding any general or special law to the contrary, in hospital
9506 fiscal year 2012, the office of the inspector general may continue to expend funds from the
9507 Health Safety Net Trust Fund, established by section 36 of chapter 118G of the General Laws,
9508 for costs associated with maintaining a pool audit unit within the office. The unit shall continue
9509 to oversee and examine the practices in all hospitals including, but not limited to, the care of the
9510 uninsured and the resulting free charges. The inspector general shall submit a report to the house
9511 and senate committees on ways and means on the results of the audits and any other completed
9512 analyses not later than March 1, 2012. For the purposes of these audits, allowable free care
9513 services shall be defined pursuant to said chapter 118G and any regulations adopted thereunder.

9514 SECTION 84. Notwithstanding any general or special law to the contrary, upon receiving
9515 a written request from the secretary of administration and finance, the comptroller shall transfer
9516 to the General Fund the unexpended balance of a fund, trust fund or other separate account, in
9517 existence on April 1, 2010, whether established administratively or by law, including a separate
9518 account established under section 6 of chapter 6A of the General Laws or section 4F of chapter 7
9519 of the General Laws; provided, however, that the secretary and comptroller shall report to the
9520 house and senate committees on ways and means 45 days prior to any such transfer. The request
9521 shall certify that the secretary, in consultation with the comptroller, has determined this balance
9522 not to be necessary for the purposes for which it was made available.

9523 SECTION 85. Notwithstanding section 1 of chapter 29D of the General Laws or any
9524 other general or special law to the contrary, all payments received by the commonwealth in fiscal
9525 year 2012 pursuant to the master settlement agreement in Commonwealth of Massachusetts v.
9526 Philip Morris, Inc. et. al., Middlesex Superior Court, No. 95-7378, shall be deposited in the
9527 General Fund. Notwithstanding section 3 of said chapter 29D to the contrary, the comptroller

9528 shall transfer 100 per cent of the earnings generated in fiscal year 2011 from the Health Care
9529 Security Trust, as certified under subsection (f) of said section 3 of said chapter 29D, to the
9530 General Fund.

9531

9532 SECTION 86. Notwithstanding section 1 of chapter 29D of the General Laws or any
9533 other general or special law to the contrary, 10 per cent of all payments received by the
9534 commonwealth in fiscal year 2013 under the master settlement agreement in Commonwealth of
9535 Massachusetts v. Philip Morris, Inc. et. al., Middlesex Superior Court, No. 95-7378, shall be
9536 deposited in the State Retiree Benefits Trust Fund, and the balance of funds received in fiscal
9537 year 2013 shall be deposited in the General Fund. The amount of these payments to be deposited
9538 in the State Retiree Benefits Trust Fund shall be increased by 10 percentage points in fiscal year
9539 2014 and in each subsequent fiscal year until the amount to be deposited reaches 100 per cent of
9540 the payments.

9541 SECTION 87. Notwithstanding any general or special law to the contrary, the nursing
9542 home assessment established by subsection (b) of section 25 of chapter 118G of the General
9543 Laws shall be sufficient in the aggregate to generate $220,000,000 in fiscal year 2012.

9544

9545 SECTION 88. Notwithstanding any general or special law to the contrary, the amounts
9546 transferred pursuant to subdivision (1) of section 22C of chapter 32 of the General Laws shall be
9547 made available for the commonwealth's Pension Liability Fund established by section 22 of said
9548 chapter 32. The amounts transferred pursuant to said subdivision (1) of said section 22C of said
9549 chapter 32 shall meet the commonwealth's obligations pursuant to said section 22C of said

9550 chapter 32, including retirement benefits payable by the state employees' and the state teachers'
9551 retirement systems, for the costs associated with a 3 per cent cost-of-living adjustment pursuant
9552 to section 102 of said chapter 32, for the reimbursement of local retirement systems for
9553 previously authorized cost-of-living adjustments pursuant to said section 102 of said chapter 32
9554 and for the costs of increased survivor benefits pursuant to chapter 389 of the acts of 1984. The
9555 state board of retirement and each city, town, county and district shall verify these costs, subject
9556 to the rules adopted by the state treasurer. The state treasurer may make payments upon a
9557 transfer of funds to reimburse certain municipalities for pensions to retired teachers, including
9558 any other obligations which the commonwealth has assumed on behalf of any retirement system
9559 other than the state employees' or state teachers' retirement systems and also including the
9560 commonwealth's share of the amounts to be transferred pursuant to section 22B of said chapter
9561 32 and the amounts to be transferred pursuant to clause (a) of the last paragraph of section 21 of
9562 chapter 138 of the General Laws. All payments for the purposes described in this section shall be
9563 made only pursuant to distribution of monies from the fund, and any distribution and the
9564 payments for which distributions are required shall be detailed in a written report filed quarterly
9565 by the secretary of the executive office for administration and finance with the house and senate
9566 committees on ways and means and the joint committee on public service in advance of this
9567 distribution. Distributions shall not be made in advance of the date on which a payment is
9568 actually to be made. The state board of retirement may expend an amount for the purposes of the
9569 board of higher education's optional retirement program pursuant to section 40 of chapter 15A of
9570 the General Laws. To the extent that the amount transferred pursuant to said subdivision (1) of
9571 said section 22C of said chapter 32 exceeds the amount necessary to adequately fund the annual
9572 pension obligations, the excess amount shall be credited to the Pension Reserves Investment

9573 Trust Fund, established by subdivision (8) of section 22 of said chapter 32, for the purpose of
9574 reducing the unfunded pension liability of the commonwealth.

9575 SECTION 89. (a) Notwithstanding any general or special law to the contrary, the
9576 Department of Transportation may incur liabilities and make expenditures in fiscal year 2012 in
9577 excess of funds available to the department for snow and ice removal; provided, that such
9578 expenditures are approved by the secretary of transportation in consultation with the secretary of
9579 administration and finance; provided, further, that no expenses shall be made in excess of funds
9580 available until $50,000,000 has been expended for snow and ice removal in fiscal year 2012;
9581 provided, further, that the negative balance of funds available for snow and ice removal shall not
9582 exceed $30,000,000 at any time; provided, further, that the state comptroller may certify for
9583 payment invoices in excess of funds available to the department; and provided, further, that any
9584 such payment that would result in a deficiency shall be pre-approved by the secretary of
9585 transportation in consultation with the secretary of administration and finance.

9586 (b) The department shall, on or before May 1, 2012, report to the executive office for
9587 administration and finance and the house and senate committees on ways and means the total
9588 amounts budgeted and expended for snow and ice removal; provided that the department shall
9589 seek appropriations, as required, to cure deficiencies resulting from the removal of snow and ice
9590 for the fiscal year ending June 30, 2012.

9591 SECTION 90. The commissioner of transitional assistance, in consultation with the
9592 commissioner of revenue, shall examine the feasibility of implementing an electronic monitoring
9593 system to prevent the purchase of alcohol, tobacco products, firearms and lottery tickets through

9594 the use of electronic benefit transfer cards. The cost and feasibility of implementing such system
9595 shall be reported to the house and senate committees on ways and means.

9596 SECTION 91. Notwithstanding any general or special law to the contrary, changes made
9597 to health insurance benefits pursuant to sections 21 and 22 of chapter 32B of the General Laws
9598 shall not be inconsistent with any collective bargaining agreement in effect as of July 1, 2011. If
9599 specific dollar amount limits on co-payments, deductibles or other specified plan design features
9600 are included in the body of a collective bargaining agreement that is in effect on the date of
9601 enactment of sections 21 and 22 of said chapter 32B, changes to those specific dollar amount
9602 limits for subscribers covered by that collective bargaining agreement shall not be authorized
9603 until the initial term stated in that agreement has ended.

9604 SECTION 92. The inspector general is authorized and directed to expend funds from the
9605 Health Safety Net Trust Fund, established in section 36 of chapter 118G of the General Laws, to
9606 conduct a study and review of the Massachusetts Medicaid program. The study shall include,
9607 but not be limited to, a review of the program's eligibility requirements, utilization, claims
9608 administration and compliance with federal mandates. The inspector general shall report any
9609 preliminary findings to the secretary of health and human services and the house and senate
9610 committees on ways and means on or before October 1, 2011, and issue a final report on or
9611 before March 1, 2012.

9612 SECTION 93. (a) Notwithstanding any general or special law to the contrary, the
9613 comptroller shall, on or before June 30, 2012, transfer $200,000,000 to the General Fund from
9614 the Commonwealth Stabilization Fund; provided, however, the comptroller shall instead transfer
9615 a lesser amount if the secretary of administration and finance so requests in writing. The

9616 comptroller, in consultation with the secretary of administration and finance, may take the
9617 overall cash flow needs of the commonwealth into consideration in determining the timing of
9618 any transfer of funds. The comptroller shall provide a schedule of transfers to the secretary of
9619 administration and finance and to the house and senate committees on ways and means.

9620 (b) Notwithstanding clause (a) of section 5C of chapter 29 of the General Laws or any
9621 other general or special law to the contrary, during fiscal year 2012 the comptroller shall not
9622 transfer 0.5 per cent of the total revenue from taxes in the preceding fiscal year to the
9623 Commonwealth Stabilization Fund, as required by said clause (a). However, upon written
9624 certification by the secretary of administration and finance that there are sufficient funds to make
9625 some or all of the transfer required under said clause (a), the comptroller shall so transfer the
9626 amount certified. The comptroller in consultation with the secretary may take the overall cash
9627 flow needs of the commonwealth into consideration in determining the timing of any transfer of
9628 funds under this subsection. The comptroller shall provide a schedule of transfers to the secretary
9629 of administration and finance and to the house and senate committees on ways and means.

9630 (c) Notwithstanding any general or special law to the contrary, the comptroller shall, on
9631 or before June 30, 2012, transfer the interest earned from the Commonwealth Stabilization Fund
9632 during fiscal year 2012 to the General Fund.

9633

9634 SECTION 94. Notwithstanding section 35J of chapter 10 of the General Laws or any
9635 other general or special law to the contrary, the formula for application of funds provided in said
9636 section 35J shall not apply in fiscal year 2012.

9637

9638 SECTION 95. (a) Notwithstanding any general or special law to the contrary, the
9639 department of environmental protection shall transfer $3,000,000 of funds previously
9640 appropriated or loans repaid as a result of item 1231-1020 of section 2 of chapter 151 of the acts
9641 of 1996, as amended by section 54 of chapter 365 of the acts of 1996, to the General Fund on
9642 account of fiscal year 2012.

9643 (b) Notwithstanding any general or special law to the contrary, the Massachusetts
9644 Housing Finance Agency shall, on or before June 30, 2012, transfer not more than $5.4 million
9645 of loan repayment proceeds received under section 27 of chapter 23B of the General Laws to the
9646 comptroller to be credited to the General Fund on account of fiscal year 2012.

9647

9648 SECTION 97. Notwithstanding section 279 of chapter 149 of the acts of 2004, for the
9649 Daley Memorial Rink Property, this parcel of land as particularly described on a plan entitled
9650 "Lease Plan Newton Country Day School of the Sacred Heart, Nonantum Road, Newton, Mass.,"
9651 dated November 15, 2007, and prepared by Harry R. Feldman, Inc., there shall be an option for
9652 renewal or extension for operations and maintenance services for an additional 20 years with the
9653 Boston Academy of the Sacred Heart, Inc., d/b/a Newton Country Day School. The division of
9654 capital asset and management, in consultation with the commissioner of the department of
9655 conservation and recreation, may make minor revisions to this plan for the parcel of land, may
9656 amend the current lease, and may sign the lease or lease extension without any further approval
9657 of the general court.

9658

9659 SECTION 98. Notwithstanding section 53 of chapter 118E of the General Laws or any
9660 other general or special law to the contrary, the secretary of health and human services may
9661 manage the MassHealth program within the appropriated levels in items 4000-0430, 4000-0500,
9662 4000-0600, 4000-0700, 4000-0870, 4000-0875, 4000-0880, 4000-0890, 4000-0895, 4000-0950,
9663 4000-0990, 4000-1400 and 4000-1405 by restructuring benefits to the extent permitted by
9664 federal law.

9665 SECTION 99. Notwithstanding any general or special law to the contrary, the secretary
9666 of health and human services may make expenditures for which federal reimbursement is
9667 unavailable for (1) the equivalent of MassHealth Standard benefits for children under age 21 who
9668 are in the care or custody of the department of youth services or the department of children and
9669 families, and (2) dental benefits provided to clients of the department of developmental services
9670 who are age 21 or over.

9671

9672 SECTION 100. (a) Notwithstanding section 53 of chapter 118E of the General Laws, for
9673 fiscal year 2012, the executive office of health and human services may determine the extent to
9674 which to include within its covered services for adults the federally-optional dental services that
9675 were included in its state plan or demonstration program in effect on January 1, 2002 and the
9676 dental services that were covered for adults in the MassHealth basic program as of January 1,
9677 2002.

9678 (b) Notwithstanding subsection (a) of section 6 of chapter 118H of the General Laws, for
9679 fiscal year 2012, medically necessary dental services covered through health insurance plans
9680 procured by the board of the Commonwealth Health Insurance Connector Authority for any

9681 resident with a household income that does not exceed 100 per cent of the federal poverty level
9682 shall include preventative procedures but shall exclude those categories of services that are not
9683 provided through MassHealth.

9684

9685 SECTION 101. Notwithstanding any general or special law to the contrary, the
9686 executive office of health and human services, acting in its capacity as the single state agency
9687 under Title XIX of the Social Security Act and as the principal agency for all of the agencies
9688 within the executive office and other federally-assisted programs administered by the executive
9689 office, may enter into interdepartmental services agreements with the University of
9690 Massachusetts Medical School to perform activities that the secretary of health and human
9691 services, in consultation with the comptroller, determines appropriate and within the scope of the
9692 proper administration of said Title XIX and other federal funding provisions to support the
9693 programs and activities of the executive office. The activities may include: (1) providing
9694 administrative services including, but not limited to, providing the medical expertise to support
9695 or administer utilization management activities, determining eligibility based on disability,
9696 supporting case management activities and similar initiatives; (2) providing consulting services
9697 related to quality assurance, program evaluation and development, integrity and soundness and
9698 project management; and (3) providing activities and services for the purpose of pursuing federal
9699 reimbursement or avoiding costs, third-party liability and recouping payments to third parties.
9700 Federal reimbursement for any expenditures made by the University of Massachusetts Medical
9701 School relative to federally-reimbursable services the University provides under these
9702 interdepartmental service agreements or other contracts with the executive office shall be
9703 distributed to the University and recorded distinctly in the state accounting system. The secretary

9704 may negotiate contingency fees for activities and services related to pursuing federal
9705 reimbursement or avoiding costs and the comptroller shall certify these fees and pay them upon
9706 the receipt of this revenue, reimbursement or demonstration of costs avoided. Contracts for
9707 contingency fees shall not exceed 3 years and shall not be renewed without prior review and
9708 approval by the executive office for administration and finance. The secretary shall not pay
9709 contingency fees in excess of $40,000,000 for state fiscal year 2012; provided, however,
9710 contingency fees paid to the University of Massachusetts Medical School under an interagency
9711 service agreement for recoveries related to the special disability workload projects shall be
9712 excluded from that $40,000,000 limit for fiscal year 2012. The secretary of health and human
9713 services shall submit to the secretary of administration and finance and the senate and house
9714 committees on ways and means a quarterly report detailing the amounts of the agreements, the
9715 ongoing and new projects undertaken by the university, the amounts expended on personnel and
9716 the amount of federal reimbursement and recoupment payments that the university collected.

9717

9718 SECTION 102. Notwithstanding any general or special law to the contrary, on or before
9719 October 1, 2011 and without further appropriation, the comptroller shall transfer from the
9720 General Fund to the Health Safety Net Trust Fund, established in section 36 of chapter 118G of
9721 the General Laws, in this section called the fund, the greater of $45,000,000 or one-twelfth of the
9722 total expenditures to hospitals and community health centers required pursuant to this act, for the
9723 purposes of making initial gross payments to qualifying acute care hospitals for the hospital
9724 fiscal year beginning October 1, 2011. These payments shall be made to hospitals before, and in
9725 anticipation of, the payment by hospitals of their gross liability to the fund. The comptroller shall
9726 transfer from the fund to the General Fund on or before June 30, 2012, the amount of the transfer

9727 authorized by this section and any allocation of that amount as certified by the director of the
9728 health safety net office.

9729 SECTION 103. (a) Notwithstanding any general or special law to the contrary, after
9730 complying with clause (a) of section 5C of chapter 29 of the General Laws, the comptroller shall
9731 dispose of the consolidated net surplus in the budgetary funds for fiscal year 2011 as follows: (i)
9732 the comptroller shall transfer $10,000,000 from the General Fund to the Massachusetts Life
9733 Sciences Investment Fund established by section 6 of chapter 23I of the General Laws; and (ii)
9734 the remaining balance shall be transferred from the General Fund to the Commonwealth
9735 Stabilization Fund.

9736 (b) All transfer pursuant to this section shall be made from the undesignated fund
9737 balances in the budgetary funds proportionally from the undesignated fund balances; provided,
9738 however, that no such transfer shall cause a deficit in any of the funds.

9739 SECTION 104. Notwithstanding any general or special law to the contrary, the
9740 department of corrections shall reprocure all food, commissary and medical services provided at
9741 all institutions. The department shall solicit new bids for such services in accordance with
9742 applicable state law and may utilize alternative procurement methods including, but not limited
9743 to, specialized vendor prequalification, cooperative procurements, competitive negotiations and
9744 brand name solicitations; provided, further, that in executing the reprocurement of such services,
9745 the department shall notify the sheriffs in each of the departments of the county sheriffs who may
9746 elect to participate in the reprocurement for such services.

9747 SECTION 105. (a) The University of Massachusetts Boston, through its office of dispute
9748 resolution, shall conduct a study of the effectiveness of community mediation to broaden public

9749 access to dispute resolution. The study shall inform state-level planning and decision-making to
9750 support and build upon existing infrastructure and enable investment in sustainable community
9751 mediation programming within the commonwealth in the coming years.

9752 (b) For purposes of this study, "community mediation" shall mean mediation service
9753 programs of a private non-profit or public agency that: (a) use trained community volunteers and
9754 serve the public regardless of ability to pay; (b) promote collaborative community relationships
9755 and public awareness; and (c) provide a dispute resolution forum and alternative to the judicial
9756 system at any stage of a conflict. The study shall include, but not be limited to:

9757 (i) a review of community mediation research, studies and data within Massachusetts and
9758 other states and countries in order to identify cost savings and economic, social, health and
9759 environmental benefits from community mediation, in some or all of the following areas: civil
9760 small claims and consumer disputes; family, divorce, child custody and visitation disputes;
9761 permanency/open adoption cases; landlord-tenant disputes and housing foreclosure cases;
9762 neighborhood conflicts around noise and property boundaries; school-related disputes; minor
9763 criminal and victim-offender restorative justice cases; interpersonal workplace disputes; and
9764 large-group disputes around public policy, environmental, and community issues;

9765 (ii) A review and assessment of the historic and current legislative and public funding
9766 structures for community mediation within Massachusetts;

9767 (iii) A review of successful models for public funding of community mediation in other
9768 states and recommendations for potential applicability to Massachusetts;

9769 (iv) Preliminary design of a state-of-the-art performance-based community mediation
9770 funding framework within Massachusetts for state appropriations, government grants and private
9771 foundation awards that support programming where there is an identifiable public nexus;

9772 (v) Recommendations for the infrastructure and resources needed to oversee and
9773 administer such a funding framework, and recommendations for implementation steps and
9774 timeframes; and

9775 (vi) Recommendations for the establishment of an inter-governmental and cross-sector
9776 advisory committee to oversee implementation and administration of community mediation
9777 funding and programming.

9778 (c) The study shall be completed and submitted to the chairs of the house and senate ways
9779 and means committees and the secretary of administration and finance on or before January 1,
9780 2012.

9781 SECTION 106. Whenever the term "division of urban parks and recreation" appears in
9782 any statute, regulation, contract, or other document, it shall be taken to mean the division of state
9783 parks and recreation.

9784 SECTION 107. (a) Notwithstanding sections 40E to 40I, inclusive, of chapter 7 of the
9785 General Laws or any other general or special law to the contrary, in order to facilitate the reuse
9786 of the properties identified in subsection (b) and to generate non-tax revenues for the
9787 commonwealth, the commissioner of capital asset management and maintenance, hereafter
9788 known as the commissioner, may sell, lease for terms up to 99 years including all renewals and
9789 extensions or otherwise grant, convey or transfer to purchasers or lessees an interest in any of
9790 those properties, or portions thereof, subject to this section and on the terms and conditions that

9791 the commissioner considers appropriate. The commissioner shall dispose of each property, or
9792 portions thereof, using appropriate competitive bidding processes and procedures. At least 30
9793 days before the date on which bids, proposals or other offers to purchase or lease a property, or
9794 any portion thereof, are due, the commissioner shall place a notice in the central register
9795 published by the state secretary under section 20A of chapter 9 of the General Laws stating the
9796 availability of the property, the nature of the competitive bidding process and other information
9797 that he considers relevant, including the time, place and manner for the submission of bids and
9798 proposals and the opening of the bids or proposals.

9799 (b) This section shall apply to the following properties:

9800 (1) Those certain parcels of land located in the town of Belchertown at 47 State street, or
9801 portions thereof, containing approximately 5.4 acres, together with any buildings or structures
9802 thereon, known as the John Patrick center.

9803 (2) That certain parcel of land located in the city of New Bedford at 593 Kempton street,
9804 together with any buildings and structures thereon, formerly known as the Bristol county jail,
9805 described in book 2659, page 15 recorded with the Bristol county registry of deeds, and further
9806 shown on New Bedford assessors map 57, lot 201.

9807 (3) That certain parcel of land located in the city of New Bedford at 5 Sycamore street,
9808 together with any buildings and structures thereon, formerly known as the New Bedford armory.
9809 Prior to sale, lease, grant, or conveyance of the subject property, the Commissioner shall enter
9810 into a historical covenant agreement with the Massachusetts Historical Commission.

9811 (4) Those certain parcels of land located in the city of Northampton behind the property
9812 used as a department of mental health center for children and families at 78 Pomeroy terrace, or

9813 portions thereof, containing approximately 6 acres, together with any buildings and structures
9814 thereon, used as a department of mental health center for children and families.

9815 (5) Those certain parcels of land located in the town of Oak Bluffs between the
9816 northeasterly side of Eastville avenue and the southeasterly side of Temahigan avenue, or
9817 portions thereof, containing approximately 1.7 acres, together with any buildings and structures
9818 thereon, used as a mental health center, described in book 303, page 516 recorded with the
9819 Dukes county registry of deeds and shown on the Oak Bluffs assessors map 4, lot 151.

9820 (6) Those certain parcel of lands located in the city of Taunton on Stanley avenue or
9821 portions thereof, containing approximately .32 acres, together with any buildings and structures
9822 thereon.

9823 (c) The exact boundaries of the parcels described in subsection (b) shall be determined by
9824 the commissioner of capital asset management and maintenance after completion of a survey.

9825 (d) Notwithstanding any general or special law to the contrary, the grantee or lessee of
9826 any property identified in subsection (b) shall be responsible for all costs and expenses including,
9827 but not limited to, costs associated with any engineering, surveys, appraisals and deed
9828 preparation related to the conveyances and transfers authorized in this section as such costs may
9829 be determined by the commissioner of capital asset management and maintenance.

9830 (e) The commissioner may retain or grant rights of way or easements for access, egress,
9831 utilities and drainage across any of the parcels and across other commonwealth property
9832 contiguous to any of the parcels, and the commonwealth may accept from a developer such
9833 rights of way or easements in roadways or across any of the parcels to be conveyed or transferred

9834 for access, egress, drainage and utilities as the commissioner considers necessary and appropriate
9835 to carry out this section.

9836 (f) No agreement for the sale, lease, transfer or other disposition of the properties listed in
9837 subsection (b), and no deed executed by or on behalf of the commonwealth, shall be valid unless
9838 the agreement or deed contains the following certification, signed by the commissioner:—

9839 "The undersigned certifies under penalties of perjury that I have fully complied with
9840 Section ____ of Chapter ___ of the Acts of ____ in connection with the property described in
9841 this document."

9842 (g) Each parcel shall be conveyed or leased without warranties or representations by the
9843 commonwealth. Notwithstanding any general or special law to the contrary, the proceeds of all
9844 conveyances and transfers under this section shall be deposited in the General Fund.

9845 (h) Notwithstanding sections 40F to 40J, inclusive, of chapter 7 of the General Laws, or
9846 any other general or special law to the contrary, the commissioner of capital asset management
9847 and maintenance may transfer care, custody and control of a portion of the state-owned land
9848 described in subsection (b)(8) from the department of mental health to the department of state
9849 police.

9850 (i) Notwithstanding sections 40E to 40I, inclusive, of chapter 7 of the General Laws or
9851 any other general or special law to the contrary, the commissioner of capital asset management
9852 and maintenance may sell, lease for a term up to 99 years, including all renewals and extensions,
9853 or otherwise grant, convey or transfer to the town of Belchertown, for nominal consideration, a
9854 parcel of land containing approximately 2.2 acres located adjacent to the John Patrick center at
9855 47 State street. The exact boundaries of the parcel shall be determined by the commissioner of

9856 capital asset management and maintenance after completion of a survey. The parcel shall be used
9857 by the town of Belchertown for recreational activities and facilities.

9858 (1) If for any reason the parcel described in subsection (i) ceases to be used solely for the
9859 purposes described in subsection (i), the commissioner of capital asset management and
9860 maintenance may, after giving notice and an opportunity to the town of Belchertown, cause title
9861 to the parcel to revert to the commonwealth.

9862 (2) The town of Belchertown shall be responsible for all costs and expenses including,
9863 but not limited to, costs associated with any engineering, surveys, appraisals and deed
9864 preparation related to the conveyance authorized in this section as such costs may be determined
9865 by the commissioner of capital asset management and maintenance.

9866 (3) The commissioner may retain or grant rights of way or easements for access, egress,
9867 utilities and drainage across the parcel and across other commonwealth property contiguous to
9868 the parcel, and the commonwealth may accept from the town such rights of way or easements in
9869 roadways or across the parcel to be conveyed or transferred for access, egress, drainage and
9870 utilities as the commissioner considers necessary and appropriate to carry out this section.

9871 (4) The parcel shall be conveyed without warranties or representations by the
9872 commonwealth. Notwithstanding any general or special law to the contrary, the proceeds of all
9873 conveyances and transfers under this section shall be deposited in the General Fund.

9874 (j) Notwithstanding any general or special law to the contrary, prior to offering either of
9875 the properties described in subsections (b)(2) and (3) of this section for disposition, the division
9876 of capital asset management and maintenance shall notify the city of New Bedford in writing of
9877 its intention to dispose of either or both of these properties and shall offer to sell, lease for terms

9878 up to 99 years including all renewals and extensions or otherwise grant, convey or transfer to the
9879 city an interest in either of those properties, or portions thereof, and shall enter into negotiations
9880 with the city to sell, lease for terms up to 99 years including all renewals and extensions or
9881 otherwise grant, convey or transfer to the city an interest in either of those properties, or portions
9882 thereof, if the division receives written notice from the city of an interest in either property or
9883 any portion thereof within ninety days of the date of the city's receipt of the division's written
9884 notice.

9885 SECTION 107A. Notwithstanding any special or general law to the contrary, Section 6(l)
9886 of Chapter 64 H of the Massachusetts General Laws, as appearing in the 2010 Official Edition,
9887 by adding, in line 10, after the term 'suction machines,', the following: 'including physician-
9888 prescribed, medically necessary breast pumps,.

9889 SECTION 112. Section 37 of said chapter 62C, as so appearing, is hereby amended by
9890 striking out, in lines 4-6, inclusive, the words 'three years from the last day for filing the return
9891 for such tax, determined without regard to any extension of time' and inserting in place thereof
9892 the following words:— 3 years after the date the return was filed or the date it was required to
9893 be filed, whichever occurs later.

9894 SECTION 113. Section 112 shall be effective retroactively to all open tax periods as of
9895 the effective date this act. This amendment shall not open a tax period that had already closed
9896 prior to the amendment's effective date.

9897 SECTION 114. Section 32 of chapter 59 of the General Laws, as appearing in the 2008
9898 Official Edition, is hereby amended by inserting the following sentence on line 32, after word,
9899 'duties.':— However, nothing in this section shall prevent a person who submitted that

9900 information, or his designated representative, from inspecting or being provided a copy of the
9901 submission upon request.

9902 SECTION 114A. Section 52B of chapter 59 of the General Laws, as appearing in the
9903 2008 Official Edition, is hereby amended by inserting the following sentence at the end of the
9904 paragraph:— Nothing in this section shall prevent a person who submitted that information, or
9905 his designated representative, from inspecting or being provided a copy of the submission upon
9906 request.

9907 SECTION 114B. Section 60 of chapter 59 of the General Laws, as appearing in the 2008
9908 Official Edition, is hereby amended by inserting the following sentence on line 32, after word,
9909 'duties.':— However, nothing in this section shall prevent a person who submitted that
9910 information, or his designated representative, from inspecting or being provided a copy of the
9911 submission upon request.

9912 SECTION 115. Clause (2) of subsection(o) of section 6 of Chapter 62 is hereby amended
9913 by inserting at the end thereof the following:—

9914 Said regulations shall provide that when the Board of Food and Agriculture determines
9915 that an error has been made in calculating the trigger price or in reporting or collecting data used
9916 in the calculation of the trigger price or the tax credit, the commissioner shall recalculate, with or
9917 without amendments, the trigger price or tax credit.

9918 SECTION 116. Subsection (b) of section 38Z of chapter 63 is hereby amended by
9919 adding at the end thereof the following:—

9920 Said regulations shall provide that when the Board of Food and Agriculture determines
9921 that an error has been made in calculating the trigger price or in reporting or collecting data used
9922 in the calculation of the trigger price or the tax credit, the commissioner shall recalculate, with or
9923 without amendments, the trigger price or tax credit.

9924 SECTION 117. Section 30 of chapter 64C of the General Laws, as appearing in the 2008
9925 Official Edition, is hereby amended by striking out the fourth paragraph and inserting in place
9926 thereof the following paragraph:—

9927 Every such stamper who has complied with the provisions of this chapter and, to the
9928 extent applicable, the provisions of section 3A of chapter 64H, and chapter 94F, including the
9929 pertinent rules and regulations made thereunder, may withhold and retain from each payment to
9930 be made by him for such stamps, as compensation for service rendered in compliance with the
9931 aforementioned provisions, the following amounts. The compensation for service rendered, in
9932 the case of encrypted cigarette excise stamps purchased and not returned for an abatement shall
9933 be, (1) with respect to a roll of 1,200 encrypted stamps, $12 per roll; and (2) in every annual
9934 twelve-month period beginning July 1 with respect to a roll of 30,000 encrypted stamps, $600
9935 per roll for the first fifty rolls purchased by a stamper and $200 per roll for each additional roll of
9936 30,000 encrypted stamps purchased in excess of fifty. The compensation for service rendered
9937 shall be $1.85 for each 600 non-encrypted cigarette excise adhesive stamps purchased and not
9938 returned for an abatement, and a proportionate amount for any fraction thereof.

9939 SECTION 118. Section 117 shall take effect with regard to purchases of stamps on or
9940 after January 1, 2012.

9941 SECTION 119. Notwithstanding any general or special law to the contrary, the executive
9942 office of administration and finance shall report on fiscal year 2011 expenditures for
9943 communication access services including, but not limited to, American Sign Language,
9944 Computer Communication Access Realtime translation, and Braille from all agencies in the
9945 executive branch. The report shall be submitted to the house and senate ways and means
9946 committees on or before December 31, 2011, and shall include the number of people served,
9947 month of services and cost per month.

9948 SECTION 120. Section 41 of chapter 161A of the General Laws, as appearing in the
9949 2008 Official Edition, is hereby amended by inserting at the end thereof the following
9950 subsection:— (f) to sell electricity to the divisions within the Massachusetts Department of
9951 Transportation.

9952 SECTION 121. Notwithstanding any general or special law to the contrary, the secretary
9953 of the Massachusetts Department of Transportation, in consultation with the commissioner of the
9954 division of capital asset management, shall study and assess the current market value of real
9955 property under the ownership, possession and control of the Massachusetts Department of
9956 Transportation, including but not limited to, any land or buildings previously owned by the
9957 Massachusetts turnpike authority, and determine whether such assets are surplus to the operation
9958 of the Massachusetts Department of Transportation, as defined by section 1 of chapter 6C. The
9959 department shall submit the results of the study to the executive office of administration and
9960 finance and the house and senate committees on ways and means on or before July 1, 2012.

9961 SECTION 122. Section 2 of Chapter 111N of the General Laws, as appearing in the 2008
9962 Official Edition, is hereby amended by striking the section.

9963 SECTION 123. Section 7(a) of chapter 236 of the acts of 1988 is hereby amended by
9964 adding at the end of the fourth sentence the following:—

9965 ; provided, however, that any monies or interest thereon received by the Trust Fund
9966 pursuant to section 287 of chapter 110 of the acts of 1993 may be subject to appropriation if a
9967 report of the monies received and expenditures funded by such receipts is not filed with the
9968 clerks of the House and Senate on or before December 31 of each year.

9969 SECTION 124. Section 114 of chapter 169 of the Acts of 2008 is hereby amended by
9970 striking out the number '2011' and inserting in place thereof the following number:— 2016.

9971 SECTION 125. Chapter 111 of the General Laws is hereby amended by striking out
9972 section 25I, as appearing in the 2008 Official Edition, and inserting in place thereof the
9973 following section:—

9974 Section 25I. The department, in conjunction with the board of registration in pharmacy
9975 and the division of medical assistance, shall establish and implement methods to reduce
9976 medication waste in facilities licensed by the departments of public health, mental health and
9977 corrections. The department shall establish such methods, based on its review, that are
9978 determined to be effective in reducing waste without imposing unreasonable costs on the health
9979 care delivery system. Such methods may be based on, but not be limited to, the following: (1)
9980 current technology, standards and reimbursement mechanisms for dispensing and distributing
9981 medications to facilities; (2) other states' requirements for limiting prescription drug waste and
9982 any cost savings realized; (3) the commonwealth's standards for the return and re-dispensing of
9983 patient-specific schedule VI prescription drugs; and (4) possible incentive mechanisms to

9984 prevent the creation of prescription drug waste. The department shall promulgate regulations to
9985 implement this section.

9986 SECTION 126. The fifth paragraph of section 70E of said chapter 111, as so appearing, is
9987 hereby amended by adding the following subsection:—

9988 (p) to obtain from the facility in charge of the patient's care, upon discharge, any bulk
9989 medications that were prescribed for the patient during the patient's stay including, but not
9990 limited to, aerosol inhalers, topical products such as creams and powders eye drops, insulins and
9991 special order items, provided that any such items are patient specific and personal and would not
9992 otherwise be used in the treatment of another patient. Upon discharge from the hospital, these
9993 bulk items shall be considered the personal property of the patient and at the prescribing
9994 physician's discretion may include in discharge orders that the patient be provided with the
9995 specific bulk products that were used in the hospital with use directions. The department shall
9996 promulgate regulations to implement this section.

9997 SECTION 127. The department of public health, in consultation with the board of
9998 registration in pharmacy shall, as shall provide to the joint committee on health care financing
9999 and the joint committee on public health, on or before April 1, 2012 a report and legislative
10000 recommendations relative to issues of implementation of the programs established under
10001 subsection p of section 70E of chapter 111 and section 25I of chapter 111, including, but not
10002 limited to: savings and costs related to the implementation of the programs established and
10003 recommendations related to penalties for violations of subsection p of section 70E of chapter 111
10004 and section 25I of chapter 111.

10005 SECTION 128. Notwithstanding any general or special law to the contrary, the
10006 department of public health, in consultation with the department of environmental protection,
10007 shall make an investigation and study regarding the issue of pharmaceutical drug waste and its
10008 effect on the environment in the Commonwealth. The department shall report on the following:
10009 (1) the estimated quantity of pharmaceutical drug waste in the Commonwealth; (2) the quantity
10010 of such waste that may be recovered prior to disposal; (3) the methods and techniques used in
10011 other states or local governments to reduce the amount of pharmaceutical drug waste, and
10012 identify model programs used to recover or recycle such waste; and (4) the efforts of
10013 pharmaceutical drug industry to mitigate waste through consumer support or take-back
10014 programs. The department shall make recommendations, consistent with its report, regarding: (1)
10015 the feasibility of expanding a drug recycling program similar to that prescribed in section 25I of
10016 chapter 111 to all consumers; (2) the feasibility of adopting similar programs adopted by other
10017 states or local governments to reduce drug waste; and (3) the feasibility of the department
10018 assisting municipal governments to establish local programs to reduce such waste. The
10019 department shall make its report and recommendations together with legislation to implement
10020 those recommendations by filing the same with the clerks of the senate and house not later than
10021 July 31, 2012.

10022 SECTION 129. Notwithstanding any general or special law or regulation to the contrary,
10023 a special commission hereafter referred to as the commission, is hereby established for the
10024 purpose of investigating and studying the incidence and impacts in the commonwealth of Lyme
10025 disease and other tick-borne diseases, including but not limited to anaplasmosis, babesiosis,
10026 bartonellosis, and ehrlichiosis.

10027 Said study shall include, but not be limited to, a cost-benefit analysis of: (i) conducting a
10028 Lyme disease public health clinical screening study in high risk regions; (ii) developing
10029 education materials and training resources for detecting signs and symptoms of tick-borne
10030 illnesses in school-aged populations, to be used by clinical providers and school health personnel
10031 (iii) statewide surveillance and testing for tick-borne diseases in both Ixodes scapularis (black-
10032 legged deer tick) and Amblyomma americanum (Lone Star) ticks, and (iv) educating the medical
10033 community about research on all aspects of Lyme, both acute and chronic. The commission shall
10034 also investigate the availability of grants and federal funds for the study of Lyme disease and
10035 other tick-borne diseases to determine if future action is feasible and warranted to support Lyme
10036 and tick-borne diseases research in the Commonwealth. (v) The Commission shall review
10037 mandatory reporting procedures to promote improved compliance both for CDC-positive and
10038 clinically diagnosed cases of Lyme disease and associated tick-borne co-infections.

10039 Said commission shall consist of: 3 members of the Senate, 1 of whom shall be appointed
10040 by the Senate Minority Leader; 3 members of the House of Representatives, 1 of whom shall be
10041 appointed by the House Minority Leader; the Commissioner of the Department of Public Health
10042 or a designee; the Commissioner of the Division of Health Care Finance and Policy or a
10043 designee, 3 members of local boards of health from different Lyme endemic areas of the state;
10044 the Director of the State Laboratory Institute or a designee; the State Epidemiologist or a
10045 designee; and 4 members to be appointed by the Governor, 1 of whom shall be a physician
10046 specialized in infectious disease, 1 of whom shall be a professional member of the International
10047 Lyme and Associated Diseases Society, and 2 members who shall be considered experts in the
10048 treatment or research of Lyme disease. Additionally, there shall be 4 public members, 2 of whom
10049 shall be patients or family members of patients; and 2 shall be members of Lyme and other tick-

10050 borne diseases organizations representing diverse regions across the state. One patient shall be
10051 appointed by the Senate, one patient by the House of Representatives and the 2 members of
10052 Lyme & other tick-borne diseases organizations shall be appointed by the Governor.

10053 Said commission shall report to the Senate and House of Representatives the results of its
10054 investigation and study, together with drafts of legislation, if any, necessary to carry its
10055 recommendations into effect, by filing the same with the clerks of the Senate and House of
10056 Representatives, who shall forward the same to the Joint Committee on Public Health and the
10057 House and Senate Committees on Ways and Means by April 1, 2012.

10058 SECTION 130. Notwithstanding any general or special law to the contrary, any
10059 unexpended and unencumbered balances of appropriations on June 30, 2011 shall be distributed
10060 to cities and towns in accordance with the distribution of the balance of the State Lottery Fund,
10061 as stipulated in section 3 of this act; provided however, the distribution authorized herein shall be
10062 equal to 50% of the aggregate balances of appropriations on June 30, 2011, or $65,000,000,
10063 whichever is less. The distribution authorized in this section shall be executed not later than
10064 October 31, 2011.

10065 SECTION 131. Section 2 of chapter 32B of the General Laws is hereby amended by
10066 inserting, in line 5, as so appearing, after the word 'and' the following words:— joint purchasing
10067 groups established pursuant to section 12 of this chapter, and.

10068 SECTION 132. Said section 2 of said chapter 32B of the General Laws is hereby further
10069 amended by adding the following definitions:—

10070 ‘Health care flexible spending account’, a federally recognized tax exempt health benefit
10071 program that allows an employee to set aside a portion of earnings to pay for qualified expenses
10072 as established in an employer’s benefit plan.

10073 ‘Health reimbursement arrangement’ or ‘HRA’, a federally recognized tax exempt health
10074 benefit program funded solely by an employer to reimburse employees for qualified medical
10075 expenses.

10076 SECTION 133. Chapter 32B of the General Laws, as so appearing, is hereby amended by
10077 adding the following sections:—

10078 Section 21. An appropriate public authority of a political subdivision which has
10079 undertaken to provide health insurance coverage to its subscribers by acceptance of any section
10080 of this chapter shall conduct an enrollment audit not less than once every 2 years. Said
10081 enrollment shall be completed in order to ensure that members are appropriately eligible for
10082 coverage.

10083 Section 22. An appropriate public authority of a political subdivision which has
10084 undertaken to provide health insurance coverage to its subscribers by acceptance of any section
10085 of this chapter shall provide health care flexible spending accounts to allow certain subscribers to
10086 set aside a portion of earnings to pay for qualified expenses including, but not limited to,
10087 inpatient and outpatient copayments, calendar year deductibles, office visit copayments and
10088 prescription drug copayments.

10089 SECTION 134. Section 92 of Chapter 71 of the General Laws, as appearing in the 2008
10090 Official Edition, is hereby amended by adding after subsection (p), the following subsections:—

10091 (q) A school committee operating an Innovation School that is a virtual public school
10092 may vote to allow students who do not reside in the district to enroll in said school pursuant to
10093 chapter 76, section 12B, provided that such vote and policy is consistent with department of
10094 elementary and secondary education regulations governing enrollment at such schools; provided
10095 further, that any student so enrolled shall have no right to attend any other school operated by
10096 said school committee. Notwithstanding subsection (b), an Innovation School that is a virtual
10097 public school may receive each school year from the school committee less than the same per
10098 pupil allocation as any other district school receives.

10099 SECTION 135. Section 4F 1/2. There shall be established and set up a separate account,
10100 to be known as the Commonwealth Performance, Accountability, and Transparency Trust, in this
10101 section called the trust. The secretary of administration and finance shall expend funds in the
10102 trust without further appropriation to support the purposes of the office of commonwealth
10103 performance, accountability, and transparency, established by paragraph (f) of section 4A. The
10104 comptroller shall annually transfer to the trust, from the indirect costs charged under section 5D
10105 of chapter 29, an amount determined by the secretary for these purposes, not exceeding $500,000
10106 plus the one-time costs of any technology determined by the secretary.

10107 SECTION 136. Notwithstanding the provisions of any general or special law to the
10108 contrary, the department of conservation and recreation may enter into a lease agreement or
10109 agreements with the North Randolph Little League for property currently under the care and
10110 control of the department, the land adjacent to the existing North Randolph Little League field
10111 off High Street near the former Nike Missile site in the town of Randolph. The term of any such
10112 lease agreement shall be for not less than 20 years. All costs, fees and expenses relating to the
10113 care and maintenance for such property shall be paid by the lessee.

10114 SECTION 137. Section 12 of chapter 11 of the General Laws, as appearing in the 2008
10115 Official Edition, is hereby amended by striking out the first sentence and inserting in place
10116 thereof the following sentences:

10117 The department of the state auditor shall audit the accounts, programs, activities and
10118 functions directly related to the aforementioned accounts of all departments, offices,
10119 commissions, institutions, and activities of the commonwealth, including those of districts and
10120 authorities created by the general court, and including those of the income tax division of the
10121 department of revenue, and for said purpose the authorized officers and employees of said
10122 department of the state auditor shall have access to such accounts at reasonable times and said
10123 department may require the production of books, documents, vouchers, and other records
10124 relating to any matter within the scope of such audit or an audit authorized by section 13, except
10125 tax returns. In determining the audit frequency of a covered entity, the department shall consider
10126 the materiality, risk, and complexity of the entity's activities as well as the nature and extent of
10127 prior audit findings. Each entity may be audited separately, as a part of a larger organizational
10128 entity, or as a part of an audit covering multiple entities; however, in no event will an entity be
10129 audited less than once every three years and shall be subject to audit as often as the state auditor
10130 determines it necessary.

10131 SECTION 138. Notwithstanding any general law to the contrary, the secretary of the
10132 Massachusetts Department of Transportation, in consultation with the commissioner of the
10133 division of capital asset management, shall study and assess the current market value of real
10134 property under the ownership, possession and control of the Massachusetts Department of
10135 Transportation, including but not limited to, any land or buildings previously owned by the

10136 Massachusetts turnpike authority, and determine whether such assets are surplus to the operation
10137 of the Massachusetts Department of Transportation, as defined by section 1 of chapter 6C.

10138 SECTION 139. A Special Commission shall be established to study and make
10139 recommendations concerning functional overlaps and other redundancies among state agencies
10140 and opportunities to promote efficiency and accountability in state government. The Commission
10141 shall identify ways to eliminate such overlaps and redundancies and make such other
10142 recommendations as the commission deems appropriate, with the goal of reducing costs to the
10143 state and enhancing the quality and accessibility of state services to the public. The Commission
10144 shall consider merging or consolidating state agencies and programs if such action would reduce
10145 costs without adversely impacting the quality of services. The Commission shall also seek to
10146 identify opportunities to maximize revenues, such as federal grants and matching funds.

10147 SECTION 140. Members of the Commission shall be determined as follows: (1) Three
10148 members to be appointed by the Speaker of the House; (2) Two members to be appointed by the
10149 House Minority Leader; (3) Three members to be appointed by the Senate President; (4) Two
10150 members to be appointed by the Senate Minority Leader; (5) One member to be appointed by the
10151 State Auditor; (6) One member to be appointed by the State Treasurer; (7) Five members to be
10152 appointed by the Governor. The Commission shall be bipartisan and may include members of the
10153 General Court, members of the executive branch, members of the judicial branch, or outside
10154 experts. The Speaker of the House and the Senate President shall determine which two members
10155 of the Commission will serve as co-chairpersons.

10156 SECTION 141 The Commission may hold hearings and invite testimony from experts
10157 and the public. The Commission shall review and identify best practices learned from

10158 undertaking similar efforts in other states, such as Connecticut's Commission on Enhancing
10159 Agency Outcomes which reported its findings and recommendations in December, 2010.

10160 SECTION 142. The agency head and staff of each state agency under consideration by
10161 the Commission shall ensure that any data, information or materials that the Commission
10162 requests for purposes of its review and deliberations are provided to the Commission in a timely
10163 manner.

10164 SECTION 143. Section 45 of chapter 30 of the General Laws is hereby amended by
10165 inserting in subsection (1), after the words "…and legislative branches…", the following:—
10166 "…in the state ethics commission…".

10167 SECTION 144. Notwithstanding any general or special law to the contrary, there shall be
10168 a commission to study the feasibility of providing home mortgage refinancing assistance to non-
10169 delinquent homeowners. The commission shall consist of the following members: the executive
10170 director of Massachusetts Housing Finance Agency, who shall serve as chair of the commission;
10171 the treasurer of the commonwealth, or his appointee; the senate chair of the joint committee on
10172 financial services; the house chair of the joint committee on financial services; a member to be
10173 appointed by the house minority leader; a member to be appointed by the senate minority leader;
10174 a representative of the Massachusetts credit union league; and a representative of the
10175 Massachusetts bankers association. The commission shall conduct a comprehensive review and
10176 evaluation of providing refinancing assistance for residents of the Commonwealth who, due in
10177 part to a loss of income, a depreciation in the value of their real estate, or the current refinancing
10178 exposure criteria as established by the Federal National Mortgage Association and the Federal
10179 Home Loan Mortgage Corporation, are unable to refinance at a lower market interest rate. The

10180 commission's study shall include, but may not be limited to, the feasibility of establishing a fund
10181 encumbered by the commonwealth to be pledged to the Massachusetts Housing Finance Agency
10182 as a mortgage refinance guarantee. The commission shall submit its findings and
10183 recommendations, together with drafts of legislation or regulations necessary to carry those
10184 recommendations into effect by filing the same with the governor, the clerks of the house of
10185 representatives and senate, and the joint committee on financial services, not later than
10186 December 31, 2012.

10187 SECTION 145. The definition of 'Regular compensation' in section 1 of chapter 32 of the
10188 General Laws, as most recently amended by section 23 of chapter 131 of the acts of 2010, is
10189 hereby further amended by striking out the second sentence in the third paragraph and replacing
10190 it with the following new sentence:— After September 1, 2011, faculty, librarians and
10191 administrators in public higher education who are eligible for the state employees' retirement
10192 system shall not be prohibited from participating in the optional retirement program pursuant to
10193 the provisions of chapter 15A section 40.

10194 SECTION 146. Section 40 of chapter 15A of the general laws is hereby amended by
10195 inserting in the first sentence of subsection 2(b)(i) after the word 'writing' the following :— , or
10196 in another form acceptable to the council,' first sentence of subsection 2(b)(ii) after the word
10197 "writing" the following:— ", or in another form acceptable to the council," Said section 40 is
10198 hereby further amended by inserting in the first sentence of subsection 2(b)(iii) after the word
10199 "writing" the following:— ", or in another form acceptable to the council,".

10200 SECTION 147. Clause Eighteenth of section 7 of chapter 4 of the General Laws, as
10201 appearing in the 2008 Official Edition, is hereby amended by striking out, in lines 87-92, the

10202 words ‘Legal holiday’ shall also include, with respect to Suffolk county only, March seventeenth
10203 and June seventeenth, or the day following when said days occur on Sunday; provided, however,
10204 that the words ‘legal holiday’ as used in section forty-five of chapter one hundred and forty-nine
10205 shall not include March seventeenth, or the day following when said day occurs on Sunday” and
10206 inserting in place thereof the following words:— ‘Legal holiday' shall also include, with respect
10207 to Suffolk county only, Evacuation Day, on March seventeenth, and Bunker Hill Day, on June
10208 seventeenth, or the day following when said days occur on Sunday; provided, however, that all
10209 state and municipal agencies, authorities, quasi-public entities or other offices located in Suffolk
10210 county shall be open for business and appropriately staffed on Evacuation Day, on March
10211 seventeenth, and Bunker Hill Day, on June seventeenth, and that section forty-five of chapter one
10212 hundred and forty-nine shall not apply to Evacuation Day, on March seventeenth, and Bunker
10213 Hill Day, on June seventeenth, or the day following when said days occur on Sunday.

10214 SECTION 148. M.G.L. Ch. 18C, sec 6, line 3 is amended and clarified in line 3 by
10215 striking after the word ‘and’ the word ‘relevant’ and replacing it with the following:—
10216 unrestricted access to all electronic information systems.

10217 SECTION 149. Section 27C of chapter 261 of the General Laws, as appearing in the
10218 2008 Official Edition, is hereby amended by adding the following subsection:—

10219 (6) If the court makes a finding that the applicant could reasonably pay part of the normal
10220 fees and costs or extra fees and costs, the court may assess a reasonable partial payment towards
10221 said fees or costs and a date by which same is to be paid by the applicant. The court shall not
10222 order partial payment without first holding a hearing thereon, and if there is an appeal pursuant
10223 to section 27D following such an order, the court shall, within 3 days, set forth its written

10224 findings and reasons justifying the order of partial payment, which document shall be part of the
10225 record on appeal.

10226 SECTION 150. Chapter 262 of the General Laws , as appearing in the 2008 Official
10227 Edition, is hereby amended by inserting at the end thereof the following section:—

10228 Section 65. For all fees, fines, costs, assessments and other monies collected by any
10229 department of the trial court and payable to the commonwealth under this chapter, the trial court
10230 may accept payment by credit card.

10231 SECTION 151. Section 128 of Chapter 27 of the Acts of 2009 is hereby amended by
10232 striking subsection (a) and inserting the following new subsection in place thereof:—

10233 (a) Notwithstanding any general or special law to the contrary, any successor agreement
10234 to the current collective bargaining agreement for employees of the state police executed by the
10235 Commonwealth, acting by and through the secretary of administration and finance, and the State
10236 Police Association of Massachusetts shall not include benefits for any regular full-time member
10237 of the state police hired on or after July 1, 2009 pursuant to the career incentive pay program
10238 established pursuant to section 108L of chapter 41 of the General Laws. Nothing in this section
10239 shall preclude regular full-time members of the state police otherwise eligible for participation in
10240 the career incentive pay program established pursuant to said section 108L of said chapter 41
10241 from participating in the program. Any new educational career incentive benefit agreed to by the
10242 State Police Association of Massachusetts and the Commonwealth for regular full-time members
10243 of the state police hired on or after July 1, 2009 shall be subject to appropriation.

10244 SECTION 151A. Section 128 of chapter 27 of the acts of 2009 is hereby amended by
10245 striking out subsection (c).

10246 SECTION 151B. There shall be established a commission to investigate and report on
10247 current funding levels and municipal contractual obligations established by section 108L of
10248 chapter 41, known as the police career incentive pay program. The commission shall be
10249 composed of 7 members, 1 appointed by the speaker of the house of representatives, 1 appointed
10250 by the senate president, 1 appointed by the minority leader of the house of representatives, 1
10251 appointed by the minority leader of the senate, the secretary of the executive office public safety
10252 and security, a representative from the Massachusetts chiefs of police association and a
10253 representative from the Massachusetts municipal association. The commission shall file a report
10254 with its findings and any legislative recommendations with the house and senate clerks on or
10255 before April 30, 2012.

10256 SECTION 152. Notwithstanding clause (xxiii) of the third paragraph of section 9 of
10257 chapter 211B of the General Laws or any other general or special law to the contrary, the chief
10258 justice for administration and management may, from the effective date of this act through April
10259 30, 2012, transfer funds from any item of appropriation within the trial court, except items 0339-
10260 1001 and 0339-1003, to any other item of appropriation within the trial court, except items 0339-
10261 1001 and 0339-1003. These transfers shall be made in accordance with schedules submitted to
10262 the house and senate committees on ways and means. The schedule shall include the following:
10263 (1) the amount of money transferred from any item of appropriation to another; (2) the reason for
10264 the necessity of the transfer; and (3) the date on which the transfer is to be completed. A transfer
10265 under this section shall not occur until 10 days after the revised funding schedules have been
10266 submitted in written form to the house and senate committees on ways and means.

10267 SECTION 153. Section 15lll of Chapter 6 of the General Laws, as appearing in the
10268 Official 2010 Edition, is hereby amended by striking the word “October” and inserting in place
10269 thereof the following word:— May.

10270 SECTION 154. Section 7A of chapter 271 of the General Laws, as appearing in the 2008
10271 Official Edition, is hereby amended, by inserting at line 36, after the word ‘bazaar’, the
10272 following:— , except that the sponsoring organization may retain, at a reasonable fee, non-
10273 members to assist in the operation of such raffle or bazaar, including providing paid dealers and
10274 game supervisors to insure that the rules of the game are properly administered and complied
10275 with, so long as only qualified members of the sponsoring organization handle the funds
10276 collected and disbursed at the raffle or bazaar.

10277 SECTION 155. Section 1 of chapter 176O of the General laws, as appearing in the 2008
10278 Official Edition, is hereby amended by striking out the second sentence and inserting in place
10279 thereof the following sentence:— Unless otherwise noted, the term “carrier” shall not include
10280 any entity to the extent it offers a policy, certificate or contract that does not qualify as creditable
10281 coverage as defined in section 1 of chapter 111M.

10282 Section 21(b)(1) of chapter 176O of the General Laws, as amended by Section 40 of
10283 chapter 288 of the Acts of 2010, is hereby amended by striking out the words ‘provided,
10284 however, that “carrier” shall include an entity that offers a policy, certificate or contract that
10285 provides coverage solely for dental care services or visions care services’ and inserting in place
10286 thereof the following words:— provided, however, that “carrier” shall not include any entity to
10287 the extent it offers a policy, certificate or contract that does not qualify as creditable coverage as
10288 defined in section 1 of chapter 111M.

10289 SECTION 156. Section 16, Chapter 6A of the General Laws, as appearing in the 2006
10290 Official Edition, is hereby amended by inserting the following paragraph:—

10291 The secretary of the Executive Office of Administration & Finance Services shall
10292 develop standards to identify, earmark and recruit with intent to hire qualified applicants with
10293 disabilities; said standard shall apply to all vendors providing direct services under multiyear
10294 contracts or grants funded by agencies with the Secretariat; Standards shall include a
10295 commitment toward hiring people with disabilities, training all employees involved in hiring
10296 decision on the requirements of the Americans with Disabilities Act, and annual reporting on
10297 progress toward achieving employment goals.

10298 SECTION 157. Section 222 of chapter 111, as so appearing, is hereby further amended
10299 by adding at the end thereof the following:— The provisions of subsections (a) and (b)
10300 shall become effective sixty days after the promulgation of regulations by the Department of
10301 Public Health.

10302 SECTION 158. There shall be no less than 3 dental chairs for persons with disabilities at
10303 the proposed mental health facility situated in Worcester.

10304 SECTION 159. Notwithstanding the division of health care finance and policy shall,
10305 within eight months of the passage of this act, develop regulations to ensure the following: i) that
10306 Medicare-like claims editing is fully and effectively implemented and used to determine
10307 reimbursements from the Health Safety Net Trust Fund; and ii) that claims editing is effectively
10308 used to reduce the occurrence of payments for medically unnecessary services, medically
10309 unlikely events, and duplicate services.

10310 SECTION 160. Notwithstanding the office of Medicaid shall, within eight months of the
10311 passage of this act, develop regulations to ensure that incentives or regulations are implemented
10312 to increase competition among MassHealth managed care organizations, reduce the size of some
10313 provider networks offered by managed care organizations, and/or to reduce cost of managed
10314 care organizations.

10315 SECTION 161. Notwithstanding any general or special law to the contrary, in hospital
10316 fiscal year 2012, the office of the inspector general may expend funds from the Health Safety
10317 Net Trust Fund, established by section 36 of chapter 118G of the General Laws, for the costs
10318 associated with conducting an audit of the Commonwealth's Medicaid program. The inspector
10319 general may examine the practices utilized in all hospitals including, but not limited to, the care
10320 of the insured receiving health care services reimbursed pursuant to the Commonwealth's
10321 Medicaid system. The inspector general shall submit a report to the house and senate
10322 committees on ways and means containing the findings of any audits so conducted and any other
10323 completed analyses not later than April 1, 2012. For the purposes of such audits, health care
10324 services shall be defined pursuant to said chapter 118G and any regulations adopted there under.

10325 SECTION 162. Section 3 of chapter 175H of the General Laws, as appearing in the 2008
10326 Official Edition, is hereby amended by inserting at the end thereof the following two
10327 paragraphs:—

10328 This section shall not apply to a discount, rebate, free product voucher or other reduction
10329 in out of pocket expenses, including but not limited to co-payments and deductibles on a
10330 prescription drug, biologic or vaccine provided by a pharmaceutical manufacturing company, as
10331 defined in section 1 of chapter 111N, that is made available to an individual, if such is provided

10332 directly or electronically to the individual or through a so-called ‘point of sale’ or “mail-in”
10333 rebate, or through similar means; provided however, that a pharmaceutical manufacturing
10334 company shall neither exclude nor favor any individual pharmacy or restricted network of
10335 pharmacies in the design of such discount, rebate, free product voucher or other expense
10336 reduction offer to an individual; provided further, that this section does not negate the need for a
10337 written prescription as otherwise required by law, nor is it intended to constrain a carrier or a
10338 health maintenance organization, as defined in chapter 118G, with regard to how its plan design
10339 will treat such discounts, rebates, free product voucher or other reduction in out of pocket
10340 expenses, including but not limited to co-payments and deductibles.

10341 For purposes of the Federal Health Insurance Portability and Accountability Act of 1996
10342 and regulations issued there under, nothing in this section shall be deemed to require or allow the
10343 use or disclosure of health information in any manner that does not otherwise comply with such
10344 Act or such regulations.

10345 SECTION 163. Subsection (d) of section 6 of chapter 176J of the General Laws, as
10346 inserted by section 29 of chapter 288 of the acts of 2010 is hereby amended by adding the
10347 following sentence: The commissioner shall have discretion to apply waivers to the presumptive
10348 disapproval process requirements under section 6 to carriers who receive 80% or more of its
10349 income from government programs.

10350 SECTION 164. Subsection (a) of section 11 of chapter 176J of the General Laws, as
10351 inserted by section 32 of chapter 288 of the acts of 2010 is hereby amended by adding the
10352 following sentence: The commissioner shall have discretion to apply waivers to the 12%

10353 requirement under section 11 to carriers who receive 80% or more of its income from
10354 government programs.

10355 SECTION 165. Subsection (a) of section 33 of chapter 288 of the acts of 2010is hereby
10356 amended by adding the following sentence: The commissioner shall have discretion to apply
10357 waivers to the 12% requirement under section 33 to carriers who receive 80% or more of its
10358 income from government programs.

10359 SECTION 166 Subsection (e)(3) of section 9D of Chapter 118E of the General Laws is
10360 hereby amended by inserting after said subsection the following paragraph:—

10361 Notwithstanding any provision of law to the contrary, the executive office of health and
10362 human services shall direct MassHealth to provide each beneficiary age 65 and over with an
10363 annual notice of the options for enrolling in voluntary programs including Program of All
10364 Inclusive Care for the Elderly (PACE) plans, Senior Care Options (SCO) plans, Frail Elder
10365 Home and Community Based Waiver Program or any other voluntary elected benefit to which
10366 they are entitled to supplement or replace their MassHealth benefits. Provided that MassHealth
10367 receives approval from the Centers for Medicare and Medicaid Services, MassHealth shall
10368 arrange that such annual notice include the names and contact information for the program
10369 providers, general contact information for MassHealth and a general description of the benefits
10370 of joining particular programs in clear and simple language and method to request for the same
10371 information in a language other than English. Such notice shall include a method for the
10372 beneficiary to indicate interest in receiving additional information for any programs identified as
10373 of interest to them. A draft of the proposed language and format for providing information to
10374 beneficiaries will be circulated to the providers contracted to provide each of these programs for

10375 review and comment prior to finalization. In addition, the division will work with the program
10376 providers and other appropriate stakeholders to assess whether and to what extent barriers to
10377 program enrollment shall be alleviated through modifications to the program and or the
10378 enrollment process. The executive office of health and human services shall establish rules and
10379 regulations on or before December 31, 2011.

10380 SECTION 167. Notwithstanding the provisions of any general or special law to the
10381 contrary, the division of medical assistance and the division of health care finance and policy
10382 shall make no changes prior to December 31, 2011 in the clinical eligibility or level of
10383 reimbursement paid to providers of adult day health services for basic and complex levels of
10384 care.

10385 The executive office of health and human services is further directed to implement a
10386 temporary moratorium effective with the passage of this legislation on the acceptance and
10387 approval of applications for (i) enrollment of new adult day health providers and (ii) expansion
10388 of the certified capacity of already approved adult day health providers as provided in 130
10389 C.M.R. 404.400 et seq. This moratorium shall not apply to Programs of All-Inclusive Care for
10390 the Elderly (PACE) as established in 42 US Code Section 1894.

10391 Such moratorium shall remain in effect until such time as the Secretary of Health and
10392 Human Services and the Secretary of Elder Affairs jointly complete a comprehensive study in
10393 consultation with representatives of House and Senate Ways and Means Committee, the Joint
10394 Committee on Elder Affairs and the Joint Committee on Health Care Financing as well as the
10395 Massachusetts Adult Day Services Association and other interested parties. The study shall make
10396 recommendations regarding licensure and other means to ensure an appropriate level of high

10397 quality adult day health care. In addition the study shall make recommendations updating the
10398 basis for the current rate structure by developing a model for imputing actual costs into the rate
10399 structure and the overall financing structure of Adult Day Services. In addition the study shall
10400 asses the current manner of categorizing clients as basic or complex. The study shall also assess
10401 the commonwealth's current and future adult day health services needs and recommend needed
10402 changes these needs require.

10403 The final study and recommendations shall be reported to the House and Senate
10404 committees on ways & means, the joint committee on elder affairs and the joint committee on
10405 health care financing no later than December 31, 2011. If that date is not met, the moratorium
10406 shall stay in effect until 90 days after the report is submitted.

10407 The division of medical assistance and the division of health care finance and policy shall
10408 take immediate steps, on the enactment of this legislation, to terminate reimbursement for the
10409 Health Promotion and Prevention level of care pursuant to a transition plan developed by the
10410 division of medical assistance for affected members.

10411 Notwithstanding the provision of any general or special law to the contrary, the division
10412 of health care financing and policy and the division of medical assistance shall collect any
10413 outstanding cost reports from adult day health programs and shall review said cost reports and
10414 take any action as required or allowed by 114 C.M.R. 10.04.

10415 SECTION 168. Notwithstanding any general or special law to the contrary, in fiscal years
10416 2012, the division of health care finance and policy shall allocate $1,000,000 from the Health
10417 Safety Net Trust Fund for a Fishing Partnership Health Plan Corporation demonstration project
10418 under subsection (d) of section 18 of chapter 118G of the General Laws; provided, however, that

10419 all current members in the Fishing Partnership Health Plan shall make every effort to enroll in
10420 other health insurance programs including but not limited to Commonwealth Care Choice,
10421 Commonwealth Care, and MassHealth; and provided further this funding shall be made available
10422 to individuals that prove ineligible for all other insurance products available in the
10423 Commonwealth.

10424 SECTION 169. (a) Notwithstanding any general or special law to the contrary and except
10425 as provided in subsection (b), an eligible individual pursuant to section 3 of chapter 118H of the
10426 General Laws shall not include a person who is not eligible to receive federally-funded benefits
10427 under sections 401, 402 or 403 of the Personal Responsibility and Work Opportunity
10428 Reconciliation Act of 1996, Pub. L. No. 104-193, as amended, for fiscal year 2012.

10429 (b) Notwithstanding any general or special law to the contrary, the secretary of
10430 administration and finance, the secretary of health and human services and the executive director
10431 of the health insurance connector authority may, in their discretion and subject only to the terms
10432 and conditions in this subsection, establish or designate a health insurance plan in which a person
10433 who is not eligible to receive federally-funded benefits under said sections 401, 402 or 403 of the
10434 Personal Responsibility and Work Opportunity Reconciliation Act of 1996, Public Law 104-193,
10435 as amended, but who is an eligible individual pursuant to said section 3 of said chapter 118H
10436 may enroll for the period including July 1, 2011 to December 31, 2011, inclusive, provided
10437 however, that only those persons that enrolled in the health insurance plan established pursuant
10438 to section 31 of chapter 65 if the acts of 2009 shall be eligible to enroll in the plan authorized by
10439 this section.

10440 The plan may be contracted for selectively from the health plans that contracted in fiscal
10441 year 2011 to provide insurance coverage to commonwealth care or MassHealth enrollees.
10442 Notwithstanding any general or special law to the contrary, the secretary of administration and
10443 finance, the secretary of health and human services and the executive director of the
10444 commonwealth health insurance connector authority may, in their discretion and subject only to
10445 the terms and conditions in this subsection, make payments from the Commonwealth Care Trust
10446 Fund established in section 2OOO of chapter 29 of the General Laws to operate the plan using
10447 resources in the trust fund, provided these payments from the said fund shall include savings
10448 from the procurement of the Commonwealth Care, increased cigarette tax revenue and any
10449 surpluses from the Commonwealth Care Trust Fund. Total state expenditures for providing
10450 coverage to all such persons, net of enrollee contributions and any federal financial participation,
10451 shall not exceed $25,000,000 for the year 2012. Total state expenditures for providing coverage
10452 to all such persons, net of enrollee contributions and any federal financial participation, shall not
10453 exceed resources available in the trust fund not required to fund coverage of commonwealth
10454 care; provided that this shall not result in a reduction of services to commonwealth care
10455 enrollees. To the extent that additional federal financial participation becomes available for
10456 paying the costs of such coverage, the secretary of administration and finance may direct the
10457 comptroller to make such amounts available from the General Fund for the purpose of paying for
10458 the costs of such coverage. If the secretary of administration and finance, the secretary of health
10459 and human services and the executive director of the commonwealth health insurance connector
10460 authority determine that the projected costs of enrolling eligible individuals in such coverage in
10461 fiscal year 2012 will exceed funds in the trust fund that are available for this program, they may
10462 limit enrollment in such coverage. If the secretary of administration and finance, the secretary of

10463 health and human services and the executive director of the commonwealth health insurance
10464 connector authority are unable to establish, reauthorize or designate a health insurance plan
10465 under this section, the secretary of administration and finance may direct the comptroller to
10466 transfer up to $20,000,000 from the Commonwealth Care Trust Fund to the Health Safety Net
10467 Trust Fund for the cost of health care services.

10468 SECTION 170. A local board of health in a city or town with a population of more than
10469 150,000 residents may not prohibit smoking bars licensed to operate as of January 1, 2011, as
10470 long as they continue to comply with applicable state and local laws in effect as of January 1,
10471 2011.

10472 SECTION 171. Section 188 of chapter 149 of the General Laws, as appearing in the 2008
10473 Official Edition, is hereby amended by inserting, in line 14, after the word 'individual' the
10474 following words:— , who is a resident of the Commonwealth of Massachusetts,.

10475 SECTION 172. Section 6 of Chapter 176J, as amended by Section 29 of Chapter 288 of
10476 the Acts of 2010 is hereby amended by striking subsection (c) in its entirety and replacing it with
10477 the following new language:—

10478 (c) Notwithstanding any general or special law to the contrary, the commissioner may
10479 require carriers offering small group health insurance plans, including carriers licensed under
10480 chapters 175, 176A, 176B or 176G, to file all changes to small group product base rates and to
10481 small group rating factors at least 90 days before their proposed effective date. The
10482 commissioner shall disapprove any proposed changes to base rates that are excessive, inadequate
10483 or unreasonable in relation to the benefits charged. The commissioner shall disapprove any
10484 change to small group rating factors that is discriminatory or not actuarially sound. The

10485 determination of the commissioner shall be supported by sound actuarial assumptions and
10486 methods, which shall be provided in writing to the carrier. Rate filing materials submitted for
10487 review by the division shall be deemed confidential and exempt from the definition of public
10488 records in clause Twenty-sixth of section 7 of chapter 4. The commissioner shall adopt
10489 regulations to carry out this section.

10490 Section 6 of Chapter 176J, as amended by Section 29 of Chapter 288 of the Acts of 2010
10491 is further amended by striking subsection (f) in its entirety and replacing it with the following
10492 new language:—

10493 (f) If the commissioner disapproves the rate submitted by a carrier the commissioner shall
10494 notify the carrier in writing no later than 60 days prior to the proposed effective date of the
10495 carrier's rate. If the commissioner fails to issue a written decision 60 prior to the proposed
10496 effective date of the rate, the carrier's proposed base rates shall be deemed approved. If the
10497 carrier's proposed based rate has been disapproved, the carrier may submit a request for hearing
10498 with the division of insurance within 10 days of such notice of disapproval. The division must
10499 schedule a hearing within 10 days of receipt. The commissioner shall issue a written decision
10500 within 30 days after the conclusion of the hearing.

10501 SECTION 173. Section 139 of chapter 164 of the General Laws is hereby amended by
10502 striking subsection (f) and inserting in place thereof, the following:—

10503 (f) The aggregate net metering capacity of facilities that are not net metering facilities of
10504 a municipality or other governmental entity or an agricultural entity shall not exceed 1 per cent
10505 of the distribution company's peak load. The aggregate net metering capacity of net metering
10506 facilities of a municipality or other governmental entity shall not exceed 2 per cent of the

10507 distribution company's peak load. The maximum amount of generating capacity eligible for net
10508 metering by a municipality or other governmental entity shall be 10 megawatts. The aggregate
10509 net metering capacity of net metering facilities of an agricultural entity shall not exceed 1 per
10510 cent of the distribution company's peak load. The maximum amount of generating capacity
10511 eligible for net metering by an agricultural entity shall be 5 megawatts. For the purpose of
10512 calculating the aggregate capacity, the capacity of a solar net metering facility shall be 80 per
10513 cent of the facility's direct current rating at standard test conditions and the capacity of a wind
10514 net metering facility shall be the nameplate rating.

10515 SECTION 174. The executive office of public safety and security shall evaluate and
10516 report on the current status of the Senator Charles E. Shannon Community Safety Initiative. The
10517 report shall include, but not be limited to, an assessment of the current disbursement process of
10518 funds and the feasibility of prioritizing community-based organizations in addition to precluding
10519 such funds from being used for police overtime. The executive office of public safety and
10520 security shall file said report with the joint committee on public safety along with any necessary
10521 recommendations on or before December 31, 2011.

10522 SECTION 175. Section 33B of chapter 119 of the General Laws, as so appearing, is
10523 hereby amended by adding at the end thereof, the following:—

10524 All state agencies that use the Assessment for Safe and Appropriate Placement (ASAP)
10525 instrument shall 1) consult with relevant experts to revise the assessment instrument based on
10526 evidence-based practice; 2) create a process for keeping the instrument current with evolving
10527 best practice standards; and, 3) ensure that all relevant staff are informed about the ASAP and
10528 have appropriate training in how to make referrals and incorporate ASAP results into their case

10529 management and treatment planning. The Massachusetts Adolescent Sex Offender Coalition
10530 (MASOC) shall provide training staff in partnership with the department on the revised and
10531 updated ASAP Referral Form.

10532 SECTION 176. (a) Notwithstanding any general or special law to the contrary, the
10533 MassHealth program within the executive office of health and human services shall: (i) continue
10534 to implement the state option provided by section 1902(ee) of the Social Security Act, 42 U.S.C.
10535 section 1396a(ee), to verify the citizenship or nationality of individuals declaring to be United
10536 States citizens or nationals; and (ii) register for the federal Systematic Alien Verification for
10537 Entitlements, or SAVE system, to verify the immigration status of applicants presenting an alien
10538 admission number or alien file number.

10539 Consistent with federal and state law and notwithstanding (a)(ii) of this section, the
10540 registration of the MassHealth program for the SAVE system may be incorporated into a system
10541 for the executive office of health and human services and all agencies organized therein, to
10542 determine common eligibility standards for applicants, provided that such system shall include
10543 registration for the SAVE system. Nothing in this section shall be construed to prevent the
10544 development of a system of common eligibility standards that includes additional agencies
10545 outside the executive office of health and human services, provided that such system shall
10546 include registration for the SAVE system.

10547 (b) Annually, on or before February 1, or as further developments warrant, the executive
10548 office of health and human services or the executive office of administration and finance shall
10549 report to the senate and house committees on ways and means the status of efforts to implement
10550 a system to determine common eligibility standards for applicants.

10551 (c) Annually, on or before February 1, the executive office of health and human services
10552 shall report to the senate and house committees on ways and means and the executive office for
10553 administration and finance the amount of money recovered from recipients, providers or other
10554 vendors who fraudulently received benefits or payments under chapter 118E of the General
10555 Laws.

10556 SECTION 177. Notwithstanding any general or special law to the contrary, to prevent
10557 fraud and misuse of public assistance benefits, the department of transitional assistance shall
10558 continue to:

10559 (1) consistent with federal and state law, require all applicants for benefits to declare
10560 in writing under penalty of perjury whether the individual is a citizen of the United States and if
10561 not whether the individual meets applicable immigration status requirements; provided, however,
10562 that noncitizens shall be required to provide documentation from the United States Department
10563 of Homeland Security or such other documents as the department determines constitutes
10564 reasonable evidence of required immigration status; provided further, that consistent with federal
10565 and state law, the state shall provide a reasonable opportunity to submit evidence of required
10566 immigration status and will not delay, deny, reduce or terminate benefits on the basis of
10567 immigration status until such verification is provided; provided further, that the department of
10568 transitional assistance shall use the federal Systematic Alien Verification for Entitlements or
10569 SAVE system to verify the immigration status of any noncitizen whose documentation includes
10570 an alien registration number to determine whether the individual meets noncitizen requirements
10571 for benefit eligibility purposes and shall verify the social security number of each individual
10572 seeking benefits, citizens as well as noncitizens, in accordance with procedures established by
10573 the Social Security Administration;

10574 (2) implement data matching with the department of revenue, the department of
10575 children and families, the division of unemployment assistance and any other relevant state
10576 agencies to verify financial and categorical eligibility criteria;

10577 (3) cooperate fully with the food and nutrition service of the United States
10578 Department of Agriculture in pursuing and prosecuting vendor fraud;

10579 (4) refer all credible reports of fraud received from its fraud hotline or any other
10580 source to the bureau of special investigations for investigation in accordance with protocols for
10581 prioritizing cases;

10582 (5) pursue, to the fullest extent possible, consistent with protocols for prioritizing
10583 cases, administrative disqualification penalties for instances of Supplemental Nutrition
10584 Assistance Program and cash assistance fraud; and

10585 (6) report annually to the senate and house committees on ways and means and the
10586 executive office for administration and finance the amount of money recovered by the
10587 department from those who received benefits fraudulently and the number of recipients who
10588 were issued partial or lifetime disqualifications.

10589 SECTION 178. Consistent with federal and state law, and to prevent fraud and misuse of
10590 unemployment benefits, the division of unemployment assistance shall continue to:

10591 (1) maintain interagency agreements with the United States Social Security
10592 Administration and the United States Citizenship and Immigration Service within the
10593 Department of Homeland Security to utilize a primary verification system to determine
10594 citizenship or work authorization at the time of new claim filings through the SAVE system;

10595 (2) require noncitizen claimants to provide their alien registration number; provided,
10596 however, that the division of unemployment assistance shall verify claimant information and
10597 alien registration number with the United States Citizenship and Immigration Service within the
10598 Department of Homeland Security;

10599 (3) require noncitizen claimants who cannot provide an alien registration number
10600 during the new claim process to send copies of any official documents they have that authorize
10601 them to work in the United States to the division of unemployment assistance;

10602 (4) institute a secondary verification process for claims for which a non-citizen does
10603 not have an alien registration number or if primary verification does not establish satisfactory
10604 status, using division staff to review the documents and transmit pertinent information from the
10605 documents for verification with the United States Citizenship and Immigration Service within the
10606 Department of Homeland Security;

10607 (5) flag expiration dates of work authorizations or in the unemployment insurance
10608 system if such dates exist; and

10609 (6) report annually to the senate and house committees on ways and means and the
10610 executive office for administration and finance the amount of money recovered by the division of
10611 unemployment assistance from those who received benefits fraudulently as well as the numbers
10612 of recipients who were issued disqualifications.

10613 SECTION 179. (a) Notwithstanding any general or special law to the contrary, an
10614 applicant for the MassGrant program administered by the department of higher education office
10615 of grant assistance shall complete the Free Application for Federal Student Aid or other federal
10616 student loan program that verifies both financial and citizenship eligibility.

10617 (b) The secretary of education shall continue to report annually to the senate and house
10618 committees on ways and means and the executive office for administration and finance the
10619 amount of money recovered by the department of education from those who received assistance
10620 fraudulently and the number of recipients who were issued partial or lifetime disqualifications.

10621 SECTION 180. (a)(1) Notwithstanding any general or special law to the contrary, the
10622 department of housing and economic development shall continue to direct local housing
10623 authorities to:

10624 (i) require an applicant to provide the local housing authority with access to reliable
10625 and reasonably obtainable documentation verifying the accuracy of information provided by an
10626 applicant on an application form or otherwise necessary at the time of determining final
10627 eligibility and qualification; provided, however, that income of applicants shall be verified by the
10628 procedure set forth in paragraph (2); provided further, that if the local housing authority has
10629 verified any information when making a preliminary determination of eligibility for the
10630 applicant, the local housing authority shall reverify that information on its final determination of
10631 eligibility and qualification; and provided further, that nonreceipt of requested documentation,
10632 without good cause established by the applicant, shall be cause for determining that the applicant
10633 is unqualified;

10634 (ii) require an applicant to provide the names and current addresses of all landlords
10635 or housing providers for the applicant and the applicant's household members during the 5 years
10636 immediately preceding the application to the date of the final determination; provided, however,
10637 that if after request the local housing authority has failed to receive a reference from a landlord
10638 or a housing provider, it shall notify the applicant of nonreceipt and the local housing authority

10639 shall request that the applicant use his best efforts to cause his landlord or housing provider to
10640 submit the reference to the local housing authority; provided further, that in the event that the
10641 applicant uses his best efforts but is unsuccessful, the applicant shall cooperate with the local
10642 housing authority in securing information from other sources relative to the tenancy; and
10643 provided further, that nonreceipt of a reference from a landlord or housing provider shall be
10644 cause for determining an applicant unqualified unless the applicant can show that he has used
10645 best efforts to secure the reference and that he has complied with reasonable requests for
10646 cooperation in securing other information;

10647 (iii) obtain criminal offender record information for each applicant and, if necessary,
10648 check public records, credit reports, other sources of public information and other reliable
10649 sources; provided, however, that the local housing authority may conduct a home visit, which
10650 shall be scheduled reasonably in advance; and provided further, that observations by the person
10651 making such a visit shall be promptly reduced to writing and placed in the applicant's file; and

10652 (iv) obtain information regarding eligibility or qualification from interviews with the
10653 applicant and with others from telephone conversations, letters or other documents and from
10654 other oral or written materials; provided, however, that all such information received shall be
10655 recorded in the applicant's file, including the date of its receipt, the identity of the source and the
10656 person receiving the information.

10657 (2) The local housing authority shall assess financial eligibility by reviewing the
10658 applicant’s net household income. In reviewing the applicant’s financial status, the local housing
10659 authority shall assess net household income pursuant to regulations and guidelines promulgated
10660 by the department of housing and community development.

10661 (b) The secretary of housing and economic development shall report annually to the
10662 senate and house committees on ways and means and the executive office for administration and
10663 finance the amount of money recovered by the department from those who received assistance
10664 fraudulently and the number of recipients who were issued partial or lifetime disqualifications.

10665 SECTION 181. (a)Notwithstanding any general or special law to the contrary, the house
10666 and senate committees on post audit and oversight shall conduct a joint hearing during each
10667 session of the General Court to consider the operation of, and compliance with, citizenship
10668 verification measures for the receipt of public assistance benefits. The committees may invite the
10669 secretaries of health and human services, administration and finance, education, labor and
10670 workforce development and housing and economic development, and any other relevant agency
10671 representative, to testify as to the agency's activity, including, but not limited to, (1) compliance
10672 with the federal Systematic Alien Verification for Entitlements, or SAVE system; (2)
10673 development of a system of common eligibility standards; (3) prevention of fraud and misuse of
10674 public benefits, including the amount of money recovered from those who received benefits
10675 fraudulently and the number of recipients who were issued disqualifications; (5) the status of
10676 interagency agreements; (6) and areas of difficulty in enforcing citizenship verification measures,
10677 including the net cost of such measures. The committee shall inform the membership of the
10678 General Court of the findings of the hearing by filing a report with the clerks of the house and
10679 senate.

10680 (b)Notwithstanding any general or special law to the contrary, the house and senate
10681 committees on post audit and oversight shall, on or before July 31, 2011, conduct a joint hearing
10682 to consider the Commonwealth's participation in the Secure Communities program, as
10683 established by the U.S. Department of Homeland Security Immigration and Customs

10684 Enforcement. The committees shall invite testimony from the attorney general; the secretaries of
10685 administration and finance, public safety and security, and health and human services; the chief
10686 information officer of the Commonwealth; the director of the office for refugees and immigrants;
10687 the director of the division of local mandates within the office of the auditor; representatives of
10688 the Massachusetts Sherriff's Association; Massachusetts District Attorney's Association; the
10689 Massachusetts Office for Victim Assistance and other individuals or organizations with expertise
10690 in the administration of federal policies related to immigration, public safety and civil rights. The
10691 committees shall evaluate the potential impact on state and local governments of participation in
10692 the Secure Communities program on (1) costs associated with participation in the program,
10693 including but not limited to, potential costs related to personnel, equipment, training, detention,
10694 and community education (2) administration and functioning of the law enforcement and
10695 criminal justice systems (3) outreach and communications strategies between law enforcement
10696 and local communities (4) access to public services for impacted populations, including but not
10697 limited to, children, victims of domestic and sexual violence, seniors and persons with
10698 disabilities. The committees shall inform the membership of the General Court of the findings of
10699 the hearing by filing a report with the clerks of the house and senate no later than August 31,
10700 2011.

10701 SECTION 182. Sections 64, 65 and 66 of chapter 131 of the acts of 2010 are hereby
10702 repealed.

10703 SECTION 183. Section 4 shall take effect on May 4, 2012.

10704 SECTION 184. Section 78 is hereby repealed.

10705 SECTION 185. Section 109 shall take effect on July 1, 2012.

10706 SECTION 186. Except as otherwise specified, this act shall take effect on July 1, 2011.