

HOUSE No. 3451

The Commonwealth of Massachusetts



DEVAL L. PATRICK
GOVERNOR

OFFICE OF THE GOVERNOR
COMMONWEALTH OF MASSACHUSETTS
· , MA
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TIMOTHY P. MURRAY
LIEUTENANT GOVERNOR

May 3, 2013

To the Honorable Senate and House of Representatives,

I am filing for your consideration a bill entitled “An Act Making Appropriations for the Fiscal Year 2013 to Provide for Supplementing Certain Existing Appropriations and for Certain Other Activities and Projects.”

The legislation that I am filing includes supplemental funding requests totaling \$119.3 million (\$107.5 million after accounting for offsetting revenues). The bill includes funding for costs associated with snow and ice removal; deficiencies at the Committee for Public Counsel Services; costs associated with several special elections held this spring; and summer jobs for at-risk youth, among others.

Several of the fiscal year 2013 supplemental funding items are time-sensitive. Accordingly, I request their prompt enactment.

This legislation also includes technical corrections to previously enacted legislation and a few policy matters, including a provision prohibiting charging extra fees for electronic tax filing, a consumer protection measure that will also encourage more electronic filing.

Sufficient revenues are estimated to be available to finance these appropriations. I urge your prompt and favorable consideration of this bill.

Respectfully submitted

Deval L. Patrick,
Governor

HOUSE No. 3451

Message from His Excellency the Governor submitting requests for making appropriations for the fiscal year 2013 to provide for supplementing certain existing appropriations and for certain other activities and projects. Ways and Means.

The Commonwealth of Massachusetts

In the Year Two Thousand Thirteen

An Act making appropriations for the fiscal year 2013 to provide for supplementing certain existing appropriations and for certain other activities and projects.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to make supplemental appropriations for fiscal year 2013, and to make other changes in law, each of which is immediately needed for important public purposes, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public health.

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

1 SECTION 1. To provide for supplementing certain items in the general appropriation act
2 and other appropriation acts for fiscal year 2013, the sums set forth in section 2 are hereby
3 appropriated from the General Fund unless specifically designated otherwise in this act or in
4 those appropriation acts, for the several purposes and subject to the conditions specified in this
5 act or in those appropriation acts, and subject to the laws regulating the disbursement of public
6 funds for the fiscal year ending June 30, 2013. These sums shall be in addition to any amounts
7 previously appropriated and made available for the purposes of those items.

8 SECTION 2.

9 JUDICIARY

10 Board of Bar Examiners.

11 0321-0100.....\$18,681

12 Committee on Public Counsel Service.

13 0321-1510.....\$16,829,206

14	0321-1520.....	\$1,400,000
15	SECRETARY OF THE COMMONWEALTH	
16	Office of the Secretary of the Commonwealth.	
17	0521-0000.....	\$12,000,000
18	TREASURER AND RECEIVER GENERAL	
19	Office of the Treasurer and Receiver General.	
20	0610-2000.....	\$500,000
21	0611-1000.....	\$50,000
22	0612-0105.....	\$200,000
23	EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE	
24	Group Insurance Commission.	
25	1108-5200.....	\$11,600,000
26	Human Resource Division.	
27	1750-0300.....	\$347,000
28	EXECUTIVE OFFICE OF LABOR AND WORKFORCE DEVELOPMENT	
29	Department of Workforce Development.	
30	7002-0012.....	\$10,000,000
31	EXECUTIVE OFFICE OF EDUCATION	
32	Department of Elementary and Secondary Education.	
33	7061-9010.....	\$8,000,000
34	EXECUTIVE OFFICE FOR PUBLIC SAFETY AND SECURITY	
35	Office of the Chief Medical Examiner.	
36	8000-0122.....	\$250,000
37	Emergency Management Agency.	
38	8800-0001.....	\$641,750

39 Department of Corrections.
40 8900-0001.....\$1,800,000

41 SECTION 2A. To provide for certain unanticipated obligations of the commonwealth, to
42 provide for an alteration of purpose for current appropriations, and to meet certain requirements
43 of law, the sum set forth in this section is hereby appropriated from the General Fund unless
44 specifically designated otherwise in this section, for the several purposes and subject to the
45 conditions specified in this section, and subject to the laws regulating the disbursement of public
46 funds for the fiscal year ending June 30, 2013. This sum shall be in addition to any amounts
47 previously appropriated and made available for the purposes of this item.

48 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

49 Reserves

50 1599-1973 For the cost of hired and leased equipment, vehicle repair and sand, salt and
51 other control chemicals used for snow and ice control.....\$55,687,495

52 Commonwealth Transportation Fund.....100%

53 Clarify Bid Exemption from Public Records Law

54 SECTION 3. Section 7 of chapter 4 of the General Laws, as appearing in the 2010
55 Official Edition, is hereby amended by striking out, in lines 165 to 170, the words “the time for
56 the opening of bids in the case of proposals or bids to be opened publicly, and until the time for
57 the receipt of bids or proposals has expired in all other cases; and inter-agency or intra-agency
58 communications made in connection with an evaluation process for reviewing bids or proposals,
59 prior to a decision to enter into negotiations with or to award a contract to, a particular person”
60 and inserting in place thereof the following words:- a contract has been executed or, in the case
61 of a real estate transaction, all closing documents have been executed, or a decision has been
62 made to terminate the procurement process; and inter-agency or intra-agency communications
63 made in connection with an evaluation process for reviewing bids or proposals until a contract
64 has been executed or, in the case of a real estate transaction, all closing documents have been
65 executed, or a decision has been made to terminate the procurement process.

66 Clarify Clean Energy Center Bonding Authority

67 SECTION 4. (A) Section 3 of chapter 23J of the General Laws, as appearing in the 2010
68 Official Edition, is hereby amended by striking out, in lines 170 and 171, the words “and (31) to
69 administer the trust fund in accordance with section 9” and inserting in place thereof the
70 following words:-

71 (31) to administer the trust fund in accordance with section 9; and

72 (32) to borrow and repay money by issuing bonds or notes of the center, to apply their
73 proceeds in furtherance of its purposes under this chapter and to pledge or assign or create
74 security interests in any revenues, receipts or other assets or funds of the center to secure bonds
75 or notes, including without limitation amounts received or held in the Massachusetts Renewable
76 Energy Trust Fund established pursuant to section 9.

77 (B) Subsection (g) of section 9 of said chapter 23J, as so appearing, is hereby amended by
78 striking out the last paragraph and inserting in place thereof the following paragraph:-

79 The amounts collected pursuant to section 20 of chapter 25 shall be impressed with a
80 trust for the benefit of the trust fund. To facilitate the center's ability to issue bonds and notes
81 secured by amounts in the trust fund, the commonwealth shall covenant with the holders of those
82 bonds and notes that the amounts collected under said section 20 of said chapter 25 shall not be
83 diverted from the trust fund and that the rates of the mandatory charges under said section 20 of
84 said chapter 25 shall not be reduced while any such bonds or notes are outstanding. In
85 furtherance of the public purposes of the trust fund, income derived from the investment of
86 amounts collected under said section 20 of said chapter 25 shall be expended by the center as
87 provided in subsection (a) and, in the discretion of the center, in furtherance of the public
88 purposes of the center and for the costs of departments and agencies that support or are otherwise
89 consistent with the purposes of the trust fund.

90 PRIM to Invest HCST Funds

91 SECTION 5. Section 4 of chapter 29D of the General Laws, as appearing in the 2010
92 Official Edition, is hereby amended by striking out, in lines 68 to 74, the words "The executive
93 director may invest and reinvest such funds held by the trust, subject to the approval or
94 ratification of the board by a vote of 5 of the 7 trustees, and the board may, subject to such a vote
95 of 5 of 7 trustees, (1) employ any qualified bank, trust company, corporation, firm or person,
96 including the Pension Reserves Investment Trust Fund, to make any or all of such investments,
97 to manage the funds or to advise it on investments, and (2)" and inserting in place thereof the
98 following:- The board shall employ the Pension Reserves Investment Trust Fund to make these
99 investments, to manage the funds and to advise the board on investments. The board may,.

100 Technical Changes to Community Development Tax Credit

101 SECTION 6. (A) Subsection (b) of section 6M of chapter 62 of the General Laws, as
102 appearing in section 29 of chapter 238 of the acts of 2012, is hereby amended by striking out the
103 definition of "Taxpayer" and inserting in place thereof the following definition:-

104 "Taxpayer", a taxpayer subject to the personal income tax under this chapter.

105 (B) Clause (4) of subsection (c) of said section 6M of said chapter 62, as so appearing, is
106 hereby further amended by striking out the word “fiscal” and inserting in place thereof the
107 following word:- taxable.

108

109 (C) Said section 6M of said chapter 62, as so appearing, is hereby further amended by
110 striking out subsections (f) to (k), inclusive, and inserting in place thereof the following 6
111 subsections:-

112 (e) The total of all tax credits available to a taxpayer that makes a qualified investment
113 under this section shall not exceed \$1,000,000 in any 1 taxable year. No tax credit shall be
114 allowed to a taxpayer that makes a qualified investment of less than \$1,000.

115 (f) A taxpayer that makes a qualified investment shall be allowed a refundable credit, to
116 be computed as provided in this subsection, against the taxes imposed by this chapter. If the
117 amount of the credit allowed under this subsection exceeds the taxpayer’s tax liability, the
118 commissioner shall treat the excess as an overpayment and shall pay the taxpayer the amount of
119 the excess, without interest. Alternatively, at the option of the taxpayer, a taxpayer entitled to a
120 credit under this subsection for a taxable year may carry over and apply against the taxpayer’s
121 tax liability for any one or more of the succeeding 5 taxable years, the portion, as reduced from
122 year to year, of the credit which exceeds the tax for the taxable year. If the taxpayer elects to
123 carry over a credit balance, however, then the credit refund provision allowed by this subsection
124 shall not apply. The credit shall be equal to 50 per cent of the total qualified investments made
125 by the taxpayer, subject to the limits described in subsection (e). The department shall issue a
126 certification to the taxpayer after the taxpayer makes a qualified investment. This certification
127 shall be acceptable as proof that the expenditures related to that investment qualify as a qualified
128 investment for purposes of the credit allowed under this section.

129 (g) The credit allowable under this section shall be allowed for the taxable year in which
130 a qualified investment is made.

131 (h) Community investment tax credits allowed to a pass-through entity such as a
132 partnership or a limited liability company taxed as a partnership shall be passed through to the
133 persons designated as partners, members or owners, respectively, pro rata or pursuant to an
134 executed agreement among the persons designated as partners, members or owners documenting
135 an alternative distribution method without regard to their sharing of other tax or economic
136 attributes of the entity.

137 (i) The department shall authorize the tax credits under this section. The total value of
138 the tax credits authorized under this section, together with section 38EE of chapter 63, shall not
139 exceed \$3,000,000 in taxable year 2014 and \$6,000,000 in each of taxable years 2015 to 2019,
140 inclusive.

141 (j) The commissioner, in consultation with the department, shall adopt regulations to
142 carry out the tax credit established in this section.

143 (D) Subsection (b) of section 38EE of chapter 63 of the General Laws, as appearing in
144 section 35 of said chapter 238, is hereby amended by inserting before the definition of
145 “Community development corporation” the following definition:-

146 “Commissioner”, the commissioner of revenue or the commissioner’s duly authorized
147 representative.

148 (E) The definition of “community investment tax credit” in said subsection (b) of said
149 section 38EE of said chapter 63, as so appearing, is hereby amended by striking out the letter
150 “(c)” and inserting in place thereof the following letter:- (d).

151 (F) Subsection (b) of said section 38EE of said chapter 63, as so appearing, is hereby
152 amended by striking out the definition of “Taxpayer” and inserting in place thereof the following
153 definition:-

154 “Taxpayer”, a taxpayer subject to an excise under this chapter.

155 (G) Clause (4) of subsection (c) of said section 38EE of said chapter 63, as so appearing,
156 is hereby further amended by striking out the word “fiscal” and inserting in place thereof the
157 following word:- taxable.

158 (H) Said section 38EE of said chapter 63, as so appearing, is hereby further amended by
159 striking out subsections (e) to (i), inclusive, and inserting in place thereof the following 5
160 subsections:-

161 (e) The total of all tax credits available to a taxpayer that makes a qualified investment
162 under this section shall not exceed \$1,000,000 in any 1 taxable year. No tax credit shall be
163 allowed to a taxpayer that makes a qualified investment of less than \$1,000.

164 (f) A taxpayer that makes a qualified investment shall be allowed a refundable credit, to
165 be computed as provided in this subsection, against the taxes imposed by this chapter. If the
166 amount of the credit allowed under this subsection exceeds the taxpayer’s tax liability, the
167 commissioner shall treat the excess as an overpayment and shall pay the taxpayer the amount of
168 the excess, without interest. Alternatively, at the option of the taxpayer, a taxpayer entitled to a
169 credit under this subsection for a taxable year may carry over and apply against the taxpayer’s
170 tax liability for any 1 or more of the succeeding 5 taxable years, the portion, as reduced from
171 year to year, of the credit which exceeds the tax for the taxable year. If the taxpayer elects to
172 carry over a credit balance, however, then the credit refund provision allowed by this subsection
173 shall not apply. The credit shall be equal to 50 per cent of the total qualified investments made
174 by the taxpayer, subject to the limits described in subsection (e). The department shall issue a
175 certification to the taxpayer after the taxpayer makes a qualified investment. This certification

176 shall be acceptable as proof that the expenditures related to that investment qualify as a qualified
177 investment for purposes of the credit allowed under this section.

178 (g) The credit allowable under this section shall be allowed for the taxable year in which
179 a qualified investment is made.

180 (h) Community investment tax credits allowed to a pass-through entity such as a
181 partnership or a limited liability company taxed as a partnership shall be passed through to the
182 persons designated as partners, members or owners, respectively, pro rata or under an executed
183 agreement among the persons designated as partners, members or owners documenting an
184 alternative distribution method without regard to their sharing of other tax or economic attributes
185 of the entity.

186 (i) The department shall authorize the tax credits under this section. The total value of
187 the tax credits authorized under this section, together with section 6M of chapter 62, shall not
188 exceed \$3,000,000 in taxable year 2014 and \$6,000,000 in each of taxable years 2015 to 2019,
189 inclusive.

190 (I) Said chapter 238 is hereby further amended by striking out sections 82 and 83 and
191 inserting in place thereof the following section:-

192 Section 82. The office of commonwealth performance, accountability and transparency,
193 in consultation with the department of housing and community development and the
194 commissioner of revenue, shall review the community investment tax credit in section 6M of
195 chapter 62 and section 38EE of chapter 63 of the General Laws and report on the estimate of the
196 anticipated foregone revenue from the tax credit, whether this tax credit achieves the desired
197 outcome and stated public policy purpose of the tax credit, and if the tax credit is the most cost
198 effective means of achieving this public policy purpose and whether the tax credit should be
199 subject to a recapture if certain conditions are not met. Not later than March 1, 2015, the office
200 of commonwealth performance, accountability and transparency shall file a report, together with
201 any recommendations regarding whether there should be legislative changes to the tax credit or
202 whether the goals of the tax credit can better be served through other means, with the governor
203 and with the clerks of the house and senate, who shall forward the report to the joint committee
204 on revenue, the joint committee on economic development and emerging technologies, the joint
205 committee on community development and small businesses, and the house and senate
206 committees on ways and means.

207 Prohibit Charges for Electronic Tax Filing

208 SECTION 7. Chapter 62C of the General Laws is hereby amended by adding the
209 following section:-

210 Section 90. (a) For purposes of this section, the following terms have the specified
211 meanings:

212 "Return", a tax document which the commissioner has authorized to be filed
213 electronically.

214 "Electronic filing", filing a tax document by the use of computer technology, including
215 transmission through the Internet.

216 "Software company", a developer or vendor of tax preparation software.

217 "Tax", any tax of the commonwealth or other matter administered by the commissioner
218 under this chapter or any other law.

219 "Tax document", a return, report, or any other document relating to a tax.

220 "Tax return preparer", any person or entity that prepares for compensation, or that
221 employs or engages 1 or more persons to prepare for compensation, any authorized tax
222 document. For purposes of this section, the term "tax return preparer" also includes a payroll
223 service.

224 "Tax preparation software", a computer software program intended for tax return
225 preparation purposes. For purposes of this section, the term "tax preparation software" includes,
226 but is not limited to, a prewritten or standardized software program downloaded onto a tax return
227 preparer's or taxpayer's computer, or an online tax preparation application or service.

228 (b) A tax return preparer or a software company shall not charge a separate fee for the
229 electronic filing of authorized tax documents. A software company shall not offer a version of its
230 tax software that charges a separate fee for the electronic filing of authorized tax documents and
231 another version of the same tax software that does not, and shall not charge different prices for 2
232 otherwise substantially equivalent versions of tax preparation software, 1 of which enables
233 electronic filing of tax documents and another of which does not.

234 (c) A tax return preparer or software company that violates this section shall be liable for
235 a civil penalty of \$500 for the first violation and \$1,000 for each succeeding violation. The civil
236 penalties imposed by this section may be assessed to, collected, and paid by the tax return
237 preparer or software company in the same manner as taxes under section 26..

238 (d) In addition to subsection (c), and notwithstanding whether any penalty under
239 subsection (c) is imposed, the commissioner may decline to approve any tax preparation software
240 for use by any taxpayer or tax return preparer if the commissioner concludes that the software
241 fails to comply with this section.

242 Multiple Licenses for Farmer-Winery or –Brewery

243 SECTION 8. The ninth paragraph of section 12 of chapter 138 of the General Laws, as
244 so appearing, is hereby amended by adding the following sentence:- Nothing in this section shall
245 limit the ability of a farmer-winery licensed under section 19B or a farmer-brewery licensed
246 under section 19C to hold or have an interest in a license under section 18 and 1 or more licenses
247 under this section.

248 Require DCAMM/DOER Approval to Lease State Land for Agency Power Purchase
249 Agreements

250 SECTION 9. Section 137 of chapter 164 of the General Laws, inserted by section 22 of
251 chapter 209 of the acts of 2012, is hereby amended by striking out clauses (ii) and (iii) and
252 inserting the in place thereof the following 2 clauses:- (ii) the disposition of municipal or, with
253 the prior written approval of the commissioner of energy resources and the commissioner of
254 capital asset management and maintenance, state real property by lease, easement or license for
255 renewable energy shall not require competitive bidding when part of a power purchase
256 agreement or a net metering agreement in a program organized and administered under this
257 section; (iii) with the prior written approval of the commissioner of energy resources and the
258 commissioner of capital asset management and maintenance, an agency, executive office,
259 department, board, commission, bureau, division or authority of the commonwealth, including
260 the executive, legislative and judicial branches of the commonwealth, may, on behalf of the
261 commonwealth, dispose of real property, by lease, easement or license, which is part of a power
262 purchase agreement or net metering agreement in a program organized and administered under
263 this section, including, but not limited to, construction of renewable energy projects on state
264 property.

265 Exempt State from Probate Court Filing Fees

266 SECTION 10. (A) Section 4B of chapter 262 of the General Laws, as amended by
267 section 116 of chapter 93 of the acts of 2011, is hereby further amended by adding the following
268 sentence :- No fee under this section shall be charged to the commonwealth or a state agency,
269 but if an action initiated by the commonwealth or a state agency results in the appointment of a
270 fiduciary with control over the assets of an estate, then any such fees normally chargeable to an
271 estate shall be deferred until the fiduciary is duly appointed and authorized to expend the assets
272 of the estate.

273

274 (B) Section 40 of said chapter 262, as appearing in section 60 of chapter 140 of the acts
275 of 2012, is hereby amended by striking out the last paragraph and inserting in place thereof the
276 following paragraph:-

277

278 No fee under this section shall be charged for the issuance of a temporary restraining
279 order against a spouse related to a complaint for divorce or separate support, for the filing of a
280 complaint for support of spouse or child pursuant to section 32F of chapter 209, for the filing of
281 a complaint for abuse protection, for the filing of a petition to appoint a guardian, for the filing of
282 a petition to remove a guardian, for the filing of a petition to expand, modify, limit the powers of
283 a guardian, for the filing of a petition to resign as guardian, for the filing of a petition to
284 terminate a guardianship, for the filing of a petition for disabled abuse, elderly abuse, dispense
285 with consent to adoption, the appointment of a guardian, the resignation or termination of a
286 guardian or conservator, the resignation of any fiduciary, to expand, modify or limit the powers
287 of a guardian, grandparent visitation, payment of deposits, for leave to bring suit on a bond, or
288 for registration of foreign custody decree. No fee under this section shall be charged to the
289 commonwealth or a state agency, but if an action initiated by the commonwealth or a state
290 agency results in the appointment of a fiduciary with control over the assets of an estate, then any
291 such fees normally chargeable to an estate shall be deferred until the fiduciary is duly appointed
292 and authorized to expend the assets of the estate.

293 Extend Pension System Study Deadline

294 SECTION 11. Section 62 of chapter 176 of the acts of 2012 is hereby amended by
295 striking out the words “January 11”, inserted by section 5 of chapter 435 of the acts of 2012, and
296 inserting in place thereof the following words:- June 30.

297 CHIA Assessment Revenue

298 SECTION 12. Item 4100-0060 of section 2 of chapter 139 of the acts of 2012 is hereby
299 amended by inserting after the words “acts of 1997” the following words:- ; provided further,
300 that assessment revenue received after June 30, 2013 for assessments billed in fiscal 2013 shall
301 be credited toward fiscal 2013 revenue receipts.

302 DSTI Revenue

303 SECTION 13. Item 1595-1067 of section 2E of said chapter 139 is hereby amended by
304 inserting after the words “nonfederal share of such payment” the following words:- ; provided
305 further, that upon certification from the secretary of administration and finance the comptroller
306 shall credit up to \$11,213,334 in transfers made by the Cambridge Public Health Commission
307 received after June 30, 2013, toward fiscal year 2013 revenue receipts.

308 Worcester Courthouse Transfer

309 SECTION 14. (a) Notwithstanding sections 33 to 37, inclusive, of chapter 7C of the
310 General Laws, section 20 of chapter 304 of the acts of 2008, or any other general or special law
311 to the contrary, the commissioner of capital asset management and maintenance may convey a

312 certain parcel of state-owned land with the buildings thereon located in the city of Worcester to
313 the city of Worcester. The parcel and buildings are located at 2 Main street.

314 (b) As consideration for the conveyance described in subsection (a), the city of Worcester
315 shall pay the commonwealth \$1 at the time of the conveyance. Upon any subsequent sale or
316 lease of the property or any portion thereof by city of Worcester, the city shall pay half of the net
317 proceeds of any such sale or lease to the Commonwealth.

318 (c) The city of Worcester shall bear all costs that the commissioner finds necessary or
319 appropriate for the transaction authorized by this section, including without limitation all costs
320 for legal work, survey, title and the preparation of plans and specifications.

321 (d) Except as provided in subsection (b), the city of Worcester shall be exempt from any
322 requirement to repay any grants or other funding received by the city of Worcester pursuant to
323 any programs administered by or through the commonwealth and used by the city to prepare the
324 property described in subsection (a) for sale or lease.

325 MassHealth Transferability

326 SECTION 15. Notwithstanding any general or special law to the contrary, the secretary
327 of health and human services, with the written approval of the secretary of administration and
328 finance, may authorize transfers of surplus among items 4000-0320, 4000-0430, 4000-0500,
329 4000-0600, 4000-0700, 4000-0870, 4000-0875, 4000-0880, 4000-0890, 4000-0895, 4000-0950,
330 4000-0990, 4000-1400, 4000-1405 and 4000-1420 of section 2 of chapter 139 of the acts of 2012
331 for the purpose of reducing any deficiency in these items, but any such transfer shall be made not
332 later than August 30, 2013.

333 Storm Costs Transferability

334 SECTION 16. Notwithstanding any general or special law to the contrary, the secretary
335 of administration and finance may transfer funds from item 1599-1711 to item 1599-1710 of
336 section 2 of chapter 139 of the acts of 2012. The secretary shall notify the house and senate
337 committees on way and means in writing not less than 10 days before directing the comptroller
338 to make any such transfer.

339 Validate UMass Collective Bargaining Agreements

340 SECTION 17. The salary adjustments and other economic benefits authorized by the
341 following collective bargaining agreements shall be effective for the purposes of section 7 of
342 chapter 150E of the General Laws:

343 (a) between the University of Massachusetts and the International Brotherhood of
344 Teamsters, Local 25 (Unit B33), for the Boston campus;

345 (b) between the University of Massachusetts and the American Federation of Teachers,
346 Local 1895, AFL-CIO, Faculty Federation (Units D80 and D81), for the Dartmouth campus; and

347 (c) between the University of Massachusetts and the Federation of Maintenance and
348 Custodial Employees, MFT, AFT, AFL-CIO (Unit D83), for the Dartmouth campus.