

HOUSE No. 4504

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, October 9, 2014.

The committee on Ways and Means, to whom was referred the message from His Excellency the Governor submitting requests for making appropriations for the fiscal year 2014 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 4301), reports, in part, recommending that the accompanying bill (House, No. 4504) ought to pass [Total appropriation: \$77,846,680.00].

For the committee,

BRIAN S. DEMPSEY.

HOUSE No. 4504

The Commonwealth of Massachusetts

In the Year Two Thousand Fourteen

An Act making appropriations for the fiscal year 2014 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 2014, 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 convenience.

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
2 act and other appropriation acts for fiscal year 2014, 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, 2014. These sums shall be in addition to any amounts
7 previously appropriated and made available for the purposes of those items. These sums shall be
8 made available until June 30, 2015.

9 SECTION 2.

10 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

11 *Office of the Secretary of Administration and Finance.*

12 1599-0026.....\$200,000

13 EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

14 *Department of Veterans' Services.*

15 1410-0010\$500,000

16 *Department of Public Health.*

17 4510-0110\$150,000

18 4510-0600\$190,000

19 EXECUTIVE OFFICE OF LABOR AND WORKFORCE DEVELOPMENT

20 *Department of Career Services.*

21 7003-1206\$200,000

22 EXECUTIVE OFFICE OF EDUCATION

23 *Department of Elementary and Secondary Education.*

24 7010-0005.....\$100,000

25 7061-9412.....\$1,000,000

26 SHERIFFS

27 *Franklin Sheriff's Department.*

28 8910-0108\$15,000

29 SECTION 2A. To provide for certain unanticipated obligations of the commonwealth, to
30 provide for alterations of purpose for current appropriations and to meet certain requirements of
31 law, the sums set forth in this section are hereby appropriated from the General Fund unless
32 specifically designated otherwise in this section, for the several purposes and subject to the
33 conditions specified in this section and subject to the laws regulating the disbursement of public
34 funds for the fiscal year ending June 30, 2014. These sums shall be in addition to any amounts
35 previously appropriated and made available for the purposes of those items. These sums shall be
36 made available until June 30, 2015.

37 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

38 *Office of the Secretary of Administration and Finance.*

39 1599-3765 For a reserve to reimburse municipalities' share of costs related to extreme or
40 severe weather events; provided, that municipalities shall first submit a plan to the secretary of
41 administration and finance on how the funds will be used; provided, that the comptroller shall
42 transfer funds made available in this item to municipalities for this purpose upon the written
43 request of the secretary of administration and finance.....\$5,000,000

44 1599-6732 For a reserve for the executive office for administration and finance, which
45 shall continue for a period of 3 years to audit Other Post Employment Benefit Trust Funds or
46 other similar funds of certain cities and towns as otherwise provided in statute; provided, that
47 funds from this item shall be used for said audits by the public employee retirement
48 administration commission in accordance with section 21 of chapter 32 of the General
49 Laws.....\$25,000

50 1599-8910 For a reserve for operations at the sheriffs' facilities; provided, that any
51 spending from this account shall be used solely for costs associated with the annual operations of
52 the sheriffs' departments and not for capital projects; and provided further, that the secretary of
53 administration and finance may transfer amounts from the reserve to a sheriff's department only
54 if the secretary of administration and finance (a) has verified a deficiency in fiscal year 2014 for
55 that department's operations with the office of the comptroller, and (b) has determined, in
56 consultation with the house and senate committees on ways and means, that the amounts
57 transferred to the sheriff's department are necessary to support its operations.....\$6,813,877

58 SECTION 2C.I. For the purpose of making available in fiscal year 2015 balances of
59 appropriations which otherwise would revert on June 30, 2014, the unexpended balances of the
60 maintenance appropriations listed below, not to exceed the amount specified below for each
61 item, are hereby re-appropriated for the purposes of and subject to the conditions stated for the
62 corresponding item in section 2 of chapter 38 of the acts of 2013; provided, however, for items
63 which do not appear in section 2 of the general appropriation act, the amounts in this section are
64 re-appropriated for the purposes of and subject to the conditions stated for the corresponding
65 item in section 2 in prior appropriation acts. The unexpended balances of all appropriations in
66 the Massachusetts management accounting and reporting system with a secretariat code of 01 or
67 17, are hereby re-appropriated for the purposes of and subject to the conditions stated for the
68 corresponding item pursuant section 2 of chapter 38 of the acts of 2013 or section 2A of chapter
69 194 of the acts of 2011. The sums re-appropriated in this section shall be in addition to any
70 amounts available for said purposes.

71 TREASURER AND RECEIVER GENERAL

72 0612-0105\$650,000

73 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

74 *Office of the Secretary of Administration and Finance.*

75 1599-0026\$1,757,095

76 1599-0027\$2,000,000

77 1599-1705\$399,034

78	1599-2013	\$341,623
79	1599-3557	\$250,000
80	1599-7104	\$4,000,000
81	EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS	
82	<i>Department of Environmental Protection.</i>	
83	2200-0100	\$970,000
84	<i>Department of Fish and Game.</i>	
85	2330-0100	\$124,517
86	EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT	
87	<i>Office of the Secretary of Housing and Economic Development.</i>	
88	7002-0035	\$69,000
89	EXECUTIVE OFFICE OF EDUCATION	
90	<i>Executive Office of Education.</i>	
91	7009-6402	\$127,849
92	EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY	
93	<i>Office of the Chief Medical Examiner.</i>	
94	8000-0106	\$600,000
95	<i>Department of Fire Services</i>	
96	8324-0000	\$72,000
97	<i>Military Division.</i>	
98	8700-0001	\$100,000

99 SECTION 2C.II. For the purpose of making available in fiscal year 2015 balances of
100 retained revenue and intragovernmental chargeback authorizations which otherwise would revert
101 on June 30, 2014, the unexpended balances of the authorizations listed below, not to exceed the
102 amount specified below for each item, are hereby re-authorized for the purposes of and subject to
103 the conditions stated for the corresponding item in section 2 or 2B of the general appropriation
104 act for fiscal year 2014; provided, however, for items which do not appear in section 2 or 2B of

105 the general appropriation act, the amounts in this section are re-authorized for the purposes of
106 and subject to the conditions stated for the corresponding item in section 2, 2A, or 2B in prior
107 appropriation acts. Amounts in this section are re-authorized from the fund or funds designated
108 for the corresponding item in section 2 or 2B of the general appropriation act; however, for items
109 which do not appear in section 2 or 2B of the general appropriation act, the amounts in this
110 section are re-authorized from the fund or funds designated for the corresponding item in section
111 2, 2A, or 2B of this act or in prior appropriation acts. The sums re-authorized in this section
112 shall be in addition to any amounts available for those purposes.

113 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

114 *Human Resources Division.*

115 1750-0102\$250,000

116 1750-0601\$300,000

117 EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY

118 *Office of the Chief Medical Examiner.*

119 8000-0122\$200,000

120 SECTION 3. Subsection (a) of section 216 of chapter 6 of the General Laws, inserted by
121 section 3 of chapter 48 of the acts of 2014, is hereby amended by striking out the second and
122 third sentences and inserting in place thereof the following 2 sentences:- The task force shall also
123 be co-chaired by up to 4 current or former elected officials to be appointed by the governor and
124 shall include at least 1 member of the federal congressional delegation, who shall serve on the
125 task force through at least the first full year of a new gubernatorial administration. The task force
126 shall consist of the following members: the secretary of public safety and security or a designee;
127 the adjutant general of the Massachusetts national guard or a designee; the commander of the
128 Massachusetts army national guard or a designee; the commander of the Massachusetts air
129 national guard or a designee; the secretary of housing and economic development or a designee;
130 the secretary of labor and workforce development or a designee; the secretary of energy and
131 environmental affairs or a designee; the secretary of education or a designee; the secretary of
132 administration and finance or a designee; the secretary of the Massachusetts Department of
133 Transportation or a designee; the chief executive officer of the Massachusetts Port Authority or a
134 designee; the secretary of health and human services or a designee; the secretary of the
135 department of veterans services or a designee; the president and chief executive officer of
136 Massachusetts Development Finance Agency or a designee; 2 representatives from the defense
137 sector appointed by the governor; 2 representatives from institutions of higher education
138 appointed by the governor; 2 members of the senate, 1 of whom shall be the chair of the joint
139 committee on veterans and federal affairs and 1 of whom shall be appointed by the minority

140 leader; and 2 members of the house of representatives, 1 of whom shall be the chair of the joint
141 committee on veterans and federal affairs and 1 of whom shall be appointed by the minority
142 leader.

143 SECTION 4. The introductory paragraph of section 4A of chapter 7 of the General Laws,
144 as so appearing, is hereby amended by adding the following sentence:- The executive office shall
145 also include an office of access and opportunity.

146 SECTION 5. Said section 4A of said chapter 7, as so appearing, is hereby further
147 amended by inserting after paragraph (e) the following paragraph:-

148 (f) The office of access and opportunity shall be headed by an assistant secretary for
149 access and opportunity who shall be appointed by the secretary with the approval of the
150 governor. The assistant secretary shall be a person who has at least 5 years experience in the area
151 of civil rights or diversity and inclusion efforts. The office shall: (1) promote non-discrimination
152 and equal opportunity in all aspects of executive agency decision-making and operations,
153 including but not limited to, employment activity, procurement activity, policymaking and
154 implementation and access to executive agency services; (2) review and recommend
155 improvements to executive agency programs, activities and services to ensure that said programs,
156 activities and services are administered in a non-discriminatory manner; (3) review and
157 recommend improvements to executive agency programs, activities and services to foster
158 economic opportunity for all persons; and (4) with the approval of the secretary, take
159 administrative actions, including but not limited to, promulgating administrative bulletins and
160 other policy guidance to promote and ensure nondiscrimination and equal opportunity in the
161 policies, services, programs and activities of executive agencies. The office shall report annually
162 the results of its effort to the chairs of the joint committee on state administration and regulatory
163 oversight.

164 SECTION 6. Subsection (d) of section 8 of chapter 15D of the General Laws, as
165 amended by section 4 of chapter 77 of the acts of 2013, is hereby further amended by adding
166 after the words "information check" the following:- every 3 years in accordance with regulations
167 established by the department, provided that applicants for employment in any department
168 licensed, funded or approved program who are subject to a fingerprint-based check of the state
169 and national criminal history databases for the same employer that is approved or licensed under
170 chapter 19B or chapter 71B shall submit to a fingerprint-based check in accordance with
171 regulations established by the department; provided further, that no person who is deemed
172 suitable by the department shall be subject to more than 1 fingerprint-based check every 3 years
173 for the purpose of maintaining employment with the same employer that is licensed, approved or
174 funded under this chapter or chapters 19B and 71B, and shall not be subject to duplicative
175 fingerprint-based checks for the same employer unless an exception described in the
176 department's regulations applies. The department will only determine whether an applicant is
177 suitable for association with a department licensed, funded or approved program.

178 SECTION 7. Subsection (a) of section 13 of chapter 17 of the General Laws, as amended
179 by section 2 of chapter 258 of the acts of 2014, is hereby further amended by striking out the
180 figure “10” and inserting in place thereof the following figure:- 13.

181 SECTION 8. Section 1 of chapter 23 of the General Laws, as appearing in the 2012
182 Official Edition, is hereby amended by inserting after the word “director”, in line 11, the
183 following words:- and each department may, with the approval of the secretary of labor and
184 workforce development, adopt regulations under chapter 30A.

185 SECTION 9. The first sentence of section 21A of chapter 24 of the General Laws,
186 inserted by section 42 of chapter 165 of the acts of 2014, is hereby amended by inserting after
187 the words “secretary of energy and environmental affairs” the following words:- and the
188 chancellor of the University of Massachusetts at Amherst.

189 SECTION 10. The second sentence of said section 21A of said chapter 24, as so inserted,
190 is hereby amended by striking out the words “and the chancellor of the University of
191 Massachusetts at Amherst” and inserting in place thereof the following words:- shall be housed
192 at the University of Massachusetts at Amherst and.

193

194 SECTION 11. Chapter 29 of the General Laws is hereby amended by adding the
195 following section:-

196 Section 2LLLL. There shall be established upon the books of the commonwealth a
197 separate fund to be known as the Logan Airport Health Study Trust Fund to be expended,
198 without prior appropriation, by the department of public health. The fund shall consist of monies
199 allocated by the Massachusetts Port Authority or any other public or private entity to the
200 department of public health for the purpose of conducting public health activities associated with
201 the Logan Airport Health Study, conducted pursuant to chapter 159 of the acts of 2000. The
202 commissioner shall make necessary expenditures from the fund for administration and project
203 management activities as well as for direct support to community health centers within the study
204 area. The department may incur expenses and the comptroller may certify for payment amounts
205 in anticipation of expected receipts, but no expenditure shall be made from the fund that would
206 cause the fund to be in deficit at the close of a fiscal year. Monies deposited in the fund that are
207 unexpended at the end of the fiscal year shall not revert to the General Fund.

208 SECTION 12. Section 4 of chapter 30B of the General Laws, as amended by section 61
209 of chapter 165 of the acts of 2014, is hereby further amended by striking out, in line 9, the figure
210 “\$25,000” and inserting in place thereof the following figure:- \$35,000.

211 SECTION 13. Chapter 32B of the General Laws is hereby amended by striking out
212 section 20, as appearing in the 2012 Official Edition, and inserting in place thereof the following
213 2 sections:-

214 Section 20. (a) As used in this section and section 20A, the following words shall have
215 the following meanings, unless the context clearly requires otherwise:

216 "Chief executive officer", the mayor in a city and the board of selectmen in a town unless
217 some other municipal office is designated to be the chief executive officer under a local charter,
218 the county commissioners in a county and the governing board, commission or committee in a
219 district or other governmental unit.

220 "Commission", the public employee retirement administration commission established
221 under section 49 of chapter 7.

222 "GASB", the Governmental Accounting Standards Board.

223 "Governing body", the legislative body in a city or town, the county commissioners in a
224 county, the regional district school committee in a regional school district, or the district meeting
225 or other appropriating body in any other governmental unit.

226 "Governmental unit", any political subdivision of the commonwealth, which for the
227 purposes of this section shall include a local housing or redevelopment authority, regional
228 council of government established under section 20 of chapter 34B and educational collaborative
229 as defined by section 4E of chapter 40.

230 "Other Post-Employment Benefits Liability Trust Fund" or "OPEB Fund", a trust fund
231 established by a governmental unit under this section for the deposit of gifts, grants and
232 appropriations and other funds for the benefit of retired employees and their dependents, the
233 payment of required contributions of the unit to the group health insurance benefits provided to
234 employees and their dependents after retirement and the reduction and elimination of the
235 unfunded liability of the unit for such benefits.

236 "OPEB Fund board of trustees", an independent board of trustees selected by the
237 governmental unit with investing authority for the OPEB Fund.

238 "OPEB investing authority" or "investing authority", the trustee or board of trustees
239 designated by the governmental unit to invest and reinvest the OPEB Fund using the investment
240 standard or investment vehicle established under this section.

241 "State Retiree Benefits Trust Fund board of trustees", the board of trustees established by
242 section 24A of chapter 32A.

243 (b) A governmental unit that accepts this section shall establish on its books and accounts
244 the Other Post-Employment Benefits Liability Trust Fund, the assets of which shall be held

245 solely to meet the current and future liabilities of the governmental unit for group health
246 insurance benefits for retirees and their dependents. The governmental unit may appropriate
247 amounts to be credited to the fund and the treasurer of the governmental unit may accept gifts,
248 grants and other contributions to the fund. The fund shall be an expendable trust subject to
249 appropriation and shall be managed by a trustee or a board of trustees as provided in subsection
250 (d). Any interest or other income generated by the fund shall be added to and become part of the
251 fund. Amounts that a governmental unit receives as a sponsor of a qualified retiree prescription
252 drug plan under 42 U.S.C. section 1395w-132 may be dedicated to and become part of the fund
253 by vote of the governing body of the governmental unit. All monies held in the fund shall be
254 accounted for separately from other funds of the governmental unit and shall not be subject to the
255 claims of any general creditor of the governmental unit.

256 (c) The treasurer of the governmental unit shall be the custodian of the OPEB Fund and
257 shall be bonded in any additional amounts necessary to protect fund assets.

258 (d) The governing body of the governmental unit shall designate a trustee or board of
259 trustees, which shall have general supervision of the management, investment and reinvestment
260 of the OPEB Fund. The governing body may designate as the trustee or board of trustees: (i) the
261 custodian; or (ii) an OPEB Fund board of trustees established by the governmental unit under
262 subsection (e). If no designation is made, the custodian of the fund shall be the trustee and shall
263 manage and invest the fund. The duties and obligations of the trustee or board of trustees with
264 respect to the fund shall be set forth in a declaration of trust to be adopted by the trustee or board,
265 but shall not be inconsistent with this section. The declaration of trust and any amendments
266 thereto shall be filed with the chief executive and the clerk of the governing body of the
267 governmental unit and take effect 90 days after the date filed unless the governing body votes to
268 disapprove any such declaration or amendment within that period. The trustee or board of
269 trustees may employ reputable and knowledgeable investment consultants to assist in
270 determining appropriate investments and pay for those services from the fund, if authorized by
271 the governing body of the governmental unit. The trustee or trustees may, with the approval of
272 the State Retiree Benefits Trust Fund board of trustees, invest the OPEB Fund in the State
273 Retiree Benefits Trust Fund established in section 24 of chapter 32A.

274 (e) The governing body of the governmental unit may vote to establish a separate OPEB
275 Fund board of trustees to be the investing authority. The board of trustees shall consist of 5 to 13
276 individuals, including a person or persons with the investment experience desired by the
277 governmental unit, a citizen or citizens of the governmental unit, an employee of the
278 governmental unit, a retiree or retirees of the governmental unit, and a governmental unit officer
279 or officers. The governmental unit employee trustee or trustees shall be selected by current
280 employees of the unit by ballot, and the retiree trustee or trustees shall be selected by current
281 retirees of the unit by ballot. The remainder of the trustees shall be appointed by the chief
282 executive officer of the governmental unit. The trustees shall serve for terms of 3 or 5 years as
283 determined by the governing body of the governmental unit, and if a vacancy occurs, a trustee

284 may be elected or selected in the same manner to serve for the remainder of the term. Trustees
285 shall be eligible for reappointment.

286 (f) The trustee or board of trustees shall act in a fiduciary capacity and shall discharge its
287 duties for the primary purpose of enhancing the value of the OPEB Fund and shall act with the
288 care, skill, prudence and diligence under the circumstances then prevailing that a prudent person
289 acting in a like capacity and familiar with such matters would use in the conduct of an enterprise
290 with like character and with like aims and by diversifying the investments in the fund so as to
291 minimize the risk of large losses unless under the circumstances it is clearly prudent not to do so.

292 In any civil action brought against a trustee or the board of trustees, acting within the
293 scope of official duties, the defense or settlement of which is made by legal counsel for the
294 governmental unit, such trustee or employee shall be indemnified from the OPEB Fund for all
295 expenses incurred in the defense thereof and for damages to the same extent as provided for
296 public employees in chapter 258. No trustee or employee shall be indemnified for expenses in an
297 action or damages awarded in such action in which there is shown to be a breach of fiduciary
298 duty, an act of willful dishonesty or an intentional violation of law by such trustee or employee.

299 (g) Monies in the OPEB Fund not required for expenditures or anticipated expenditures
300 within the investment period, shall be invested and reinvested by the custodian as directed by the
301 investing authority from time to time; provided such investment is made in accordance with: (i)
302 section 54 of chapter 44, in the case of the treasurer or OPEB Fund board of trustees as investing
303 authority, unless the governing body of the governmental unit authorizes investment under the
304 prudent investor rule established in chapter 203C; or (ii) sections 24 and 24A of chapter 32A, if
305 the OPEB Fund is invested in the State Retiree Benefits Trust Fund.

306 (h) Amounts in the OPEB Fund may be appropriated by a two thirds vote of the
307 governing body of the governmental unit to pay the unit's share of health insurance benefits for
308 retirees and their dependents upon certification by the trustee or board of trustees that such
309 amounts are available in the fund. The treasurer of the governmental unit after consulting with
310 the chief executive officer of the unit shall determine the amount to be appropriated from the
311 fund to the annual budget for retiree health insurance and notify the trustee or board of trustees
312 of that amount at the earliest possible opportunity in the annual budget cycle. Upon notification,
313 the trustee or board of trustees shall take diligent steps to certify those funds as available for
314 appropriation by the governmental unit, or will be available by the time the appropriation would
315 become effective or provide an explanation why the funds are or will not be available or should
316 not be made available.

317 (i) In a regional school district, appropriations of amounts to the OPEB Fund may be
318 made only in the annual budget submitted to the member cities and towns for approval. The
319 annual report submitted to the member cities and towns pursuant to clause (k) of section 16 of

320 chapter 71 shall include a statement of the balance in the fund and all additions to and
321 appropriations from the fund during the period covered by such report.

322 (j) A governmental unit that accepts this section may participate in the OPEB Fund
323 established by another governmental unit under this section upon authorization of the governing
324 boards of both units and in accordance with the procedures and criteria established by the trustee
325 or board of trustees of the fund. Each governmental unit shall remain responsible for all costs
326 attributable for the health care and other post-employment obligations for its retired employees
327 and their dependents and for completing an actuarial valuation of its liabilities and funding
328 schedule that conforms to GASB requirements.

329 The participating governmental unit may appropriate or otherwise contribute amounts to
330 the OPEB Fund as provided in subsection (b). Amounts from the fund may be appropriated by
331 the participating unit for its retiree health insurance expenses in the manner authorized in
332 subsection (h) upon a determination by the treasurer of the governmental unit, after consulting
333 with the chief executive officer of the governmental unit, of the necessary amount and
334 notification of the treasurer of the governmental unit maintaining the fund and the trustee or
335 board of trustees of that amount. The trustee or board of trustees shall certify those funds
336 available for appropriation, as provided in subsection (h), and the treasurer of the governmental
337 unit maintaining the fund shall transfer the amounts certified to the participating governmental
338 unit.

339 The participating governmental unit shall be separately credited for any contributions
340 made to and appropriations from the OPEB Fund, and interest or other income generated by the
341 fund, in the accounting of the relative liabilities of each governmental unit for its retirees and
342 their dependents.

343 (k) This section may be accepted in a city or town in the manner provided in section 4 of
344 chapter 4; in a county, by vote of the county commissioners; in a regional school district, by vote
345 of the regional school committee; and in a district or other governmental unit, by vote of the
346 district meeting or other appropriating body.

347 (l) This section shall also apply to the OPEB Fund established by a governmental unit
348 under a special law, notwithstanding any provision to the contrary, upon the acceptance of this
349 section by the governmental unit.

350 Section 20A. Whenever a governmental unit obtains an actuarial valuation report in
351 accordance with GASB statements of the liabilities of the unit for health care and other post-
352 employment benefits for its retired employees and their dependents, it shall submit a copy to the
353 commission no later than 90 days after receipt of such report. The commission may require that
354 the governmental unit provide additional information related to such liabilities, normal cost and
355 benefit payments, as specified by the executive office for administration and finance in
356 consultation with the commission. The governmental unit shall file the report and the additional

357 information with the commission and the division of local services. The commission shall file a
358 summary report of the information received under this section with the chairs of the house and
359 senate committees on ways and means, the secretary of administration and finance and the board
360 of trustees of the State Retiree Benefits Trust Fund established under section 24A of chapter 32.

361 SECTION 14. Section 3 of chapter 44B of the General Laws, as appearing in the 2012
362 Official Edition, is hereby amended by striking out subsection (c) and inserting in place thereof
363 the following subsection:-

364 (c) All exemptions and abatement of real property authorized by said chapter 59 or any
365 other law for which a taxpayer qualifies as eligible shall not be affected by this chapter. The
366 surcharge to be paid by a taxpayer receiving an exemption or abatement of real property
367 authorized by said chapter 59 of any other law shall be reduced in proportion to the amount of
368 such exemption or abatement.

369 SECTION 15. Section 6 of chapter 62 of the General Laws is hereby amended by
370 striking out, in line 169, as appearing in the 2012 Official Edition, the figure “\$25,000,000” and
371 inserting in place thereof the following figure:- \$30,000,000.

372 SECTION 16. Paragraph (4) of subsection (r) of said section 6 of said chapter 62 is
373 hereby amended by striking out the figure “\$30,000,000”, inserted by section 49 of chapter 287
374 of the acts of 2014, and inserting in place thereof the following figure:- \$25,000,000.

375 SECTION 17. Section 71 of chapter 62C of the General Laws, as so appearing, is hereby
376 amended by inserting after the word “commissioner”, in lines 4 and 5, the following words:- , or
377 may be given as the parties otherwise agree, including by electronic notification as provided in
378 chapter 110G.

379 SECTION 18. Section 38R of chapter 71 of the General Laws, as amended by section 12
380 of chapter 77 of the acts of 2013, is hereby amended in the second sentence of the second
381 paragraph by adding after the words “contact with children” the following:- ; provided, that no
382 person who is deemed suitable by the department of early education and care shall be subject to
383 more than one fingerprint-based check every three years for the purposes of maintaining
384 employment with the same employer operating programs licensed, funded or approved under
385 chapter 15D and chapter 71B, and provided further that the department of early education and
386 care shall conduct said background record check in accordance with section 8 of chapter 15D.

387 SECTION 19. Section 25M of chapter 111 of the General Laws, as appearing in the 2012
388 Official Edition, is hereby amended by striking out, in lines 22 to 24, inclusive, the words “1 of
389 whom shall be a representative of the Massachusetts Center for Nursing, Inc.,” and inserting in
390 place thereof the following words:- 1 of whom shall be appointed by the governor at his
391 discretion.

392 SECTION 20. Section 229 of chapter 111 of the General Laws, as inserted by section 1
393 of chapter 371 of the acts of 2012, is hereby repealed.

394 SECTION 21. Chapter 111 of the General Laws is hereby amended by adding the
395 following section:-

396 Section 230. (a) For purposes of this section, the following terms shall have the following
397 meanings:

398 “Health care practitioner”, any person licensed or registered under section 2, 16, 74 or
399 74A of chapter 112, including any intern, resident, fellow or medical officer who conducts or
400 assists with the performance of surgery.

401 “Operating room circulator”, a licensed registered nurse who is educated, trained and
402 experienced in perioperative nursing, who is immediately available to physically intervene in
403 providing care to the surgical patient.

404 “Surgical facility”, any entity that provides surgical health care services, whether
405 inpatient or outpatient and whether overnight or ambulatory including, but not limited to, any
406 hospital, clinic or private office of a health care practitioner, whether conducted for charity or for
407 profit and whether or not subject to section 25C, as well as any organization, partnership,
408 association, corporation, trust or the commonwealth, or any subdivision thereof.

409 “Surgical technologist”, any person who provides surgical technology services who is not
410 a health care practitioner.

411 “Surgical technology”, surgical patient care including, but not limited to, 1 or more of the
412 following:

413 (i) collaboration with an operating room circulator prior to a surgical procedure to carry
414 out the plan of care by preparing the operating room, gathering and preparing sterile supplies,
415 instruments and equipment, preparing and maintaining the sterile field using sterile and aseptic
416 technique and ensuring that surgical equipment is functioning properly and safely;

417 (ii) intraoperative anticipation and response to the needs of a surgeon and other team
418 members by monitoring the sterile field and providing the required instruments or supplies;

419 (iii) performance of tasks at the sterile field, as directed in an operating room setting,
420 including: (1) passing supplies, equipment or instruments; (2) sponging or suctioning an
421 operative site; (3) preparing and cutting suture material; (4) transferring and irrigating with
422 fluids; (5) transferring, but not administering, drugs within the sterile field; (6) handling
423 specimens; (7) holding retractors; and (8) assisting in counting sponges, needles, supplies and
424 instruments with an operating room circulator.

425 (b) A surgical facility shall not employ or otherwise retain the services of any person to
426 perform surgical technology tasks or functions unless such person: (1) has successfully
427 completed an accredited educational program for surgical technologists and holds and maintains
428 a certified surgical technologist credential administered by a nationally recognized surgical
429 technologist certifying body accredited by the National Commission for Certifying Agencies and
430 recognized by the American College of Surgeons and the Association of Surgical Technologists;
431 (2) has successfully completed an accredited school of surgical technology but has not, as of the
432 date of hire, obtained the certified surgical technologist certification required in clause (1);
433 provided, however, that such certification shall be obtained within 12 months of the graduation
434 date; (3) was employed as a surgical technologist in a surgical facility on or before July 1, 2013;
435 (4) has successfully completed a training program for surgical technology in the Army, Navy,
436 Air Force, Marine Corps or Coast Guard of the United States or in the United States Public
437 Health Service which has been deemed appropriate by the commissioner; or (5) is performing
438 surgical technology tasks or functions in the service of the federal government, but only to the
439 extent the person is performing duties related to that service.

440 (c) A person employed or otherwise retained to practice surgical technology in a
441 healthcare facility may assist in the performance of operating room circulator duties under the
442 direct clinical supervision, limited to clinical guidance, of the operating room circulator if: (1)
443 the operating room circulator is present in the operating room for the duration of the procedure;
444 (2) any such assistance has been assigned to such person by the operating room circulator; and
445 (3) such assistance is consistent with the education, training and experience of the person
446 providing such assistance.

447 (d) Nothing in this section shall prohibit a registered nurse, licensed or registered health
448 care provider or other health care practitioner from performing surgical technology tasks or
449 functions if such person is acting within the scope of such person's license.

450 (e) Notwithstanding subsection (b), a surgical facility may employ a surgical technologist
451 who does not meet the requirements of this section if the surgical facility receives a waiver from
452 the department signifying that the surgical facility has: (1) made a diligent and thorough effort to
453 employ qualified surgical technologists who meet the requirements of this section; and (2) is
454 unable to employ enough qualified surgical technologists for its needs. The department, in
455 consultation with an advisory committee of clinicians, shall establish criteria for said waiver.

456 SECTION 22. Section 1B of chapter 112 of the General Laws, as amended by section 23
457 of chapter 62 of the acts of 2014, is hereby further amended by adding the following subsection:-

458 (g) The commissioner of public health and each of the boards of registration and
459 examination under the commissioner's supervision shall waive the commonwealth's portion of
460 the initial application fee and the initial fee for a license application or certification granted
461 pursuant to this section.

462 SECTION 23. Section 252 of chapter 112 of the General Laws, as appearing in the 2012
463 Official Edition, is hereby amended by striking out, in line 52, the figure “239” and inserting in
464 place thereof the following figure:- 255.

465 SECTION 24. Section 257 of chapter 112 of the General Laws, as so appearing, is hereby
466 amended by striking out, in lines 2 and 14, in each instance, the figure “239” and inserting in
467 place thereof the following figure:- 255.

468 SECTION 25. Section 26A of chapter 119 of the General Laws, as amended by section
469 152 of chapter 165 of the acts of 2014, is hereby further amended by inserting after the words
470 "42 U.S.C. § 16962", in each instance, the following words:- and Public Law 92-544.

471 SECTION 26. Section 63 of chapter 152 of the General Laws, as amended by section
472 168 of chapter 165 of the acts of 2014, is hereby amended by striking out the words “insured
473 pays” and inserting in place thereof the following words:- insurer receives.

474 SECTION 27. Section 5 of chapter 624 of the acts of 1986 is hereby amended by striking
475 out the words “and use of Turtle Lane, a private way, and the use of a private driveway shall be
476 restricted to emergency access, except that a temporary easement through Turtle Lane shall be
477 authorized for construction of the Framingham extension relief sewer”.

478 SECTION 28. Section 21 of chapter 137 of the acts of 2003, as appearing in section 131
479 of chapter 68 of the acts of 2011, is hereby amended by striking out the first sentence and
480 inserting in place thereof the following sentence:- Section 1 shall expire on September 11, 2017.

481 SECTION 29. Subsection (c) of section 190 of chapter 68 of the acts of 2011 is hereby
482 amended by striking out the words “December 31, 2012” and inserting in place thereof the
483 following words:- November 1, 2014.

484 SECTION 30. Section 2 of chapter 287 of the acts of 2012 is hereby amended by striking
485 out the words “June 30” and inserting in place thereof the following words:- November 1, 2014.

486 SECTION 31. The fourth sentence of section 73 of chapter 36 of the acts of 2013, as
487 amended by section 13 of chapter 52 of the acts of 2014, is hereby further amended by striking
488 out the words “June 16, 2014” and inserting in place thereof the following words:- December 15,
489 2014.

490 SECTION 32. Item 4800-0015 of section 2 of chapter 38 of the acts of 2013, as amended
491 by section 7 of chapter 119 of the acts of 2014, is hereby further amended by striking out the
492 words “among items 4800-0038, 4800-0040, 4800-0041, and 4800-0015; provided further, that
493 the commissioner may transfer funds from items 4800-0038, 4800-0040, 4800-0041 and 4800-
494 0015 to item 4800-1100” and inserting in place thereof the following words: - among items
495 4800-0038, 4800-0040, 4800-0041, 4800-0015 and 4800-1100; provided further, that up to
496 \$2,000,000 in funds unexpended in fiscal year 2014 in items 4800-0038, 4800-0040, 4800-0041,

497 4800-0015 and 4800-1100, collectively, shall not revert and shall be made available for the
498 purposes of these items until June 30, 2015.

499 SECTION 33. Subsection (c) of section 165 of chapter 38 of the acts of 2013 is hereby
500 amended by striking out the words “June 30” and inserting in place thereof the following words:-
501 November 1.

502 SECTION 34. The last sentence of section 64 of chapter 46 of the acts of 2013 is hereby
503 amended by striking out the figure “2014” and inserting in place thereof the following figure:-
504 2015.

505 SECTION 35. Item 1595-6368 of section 2E of chapter 52 of the acts of 2014 is hereby
506 amended by striking out the figure “\$30,115,915” and inserting in place thereof the following
507 figure:- \$62,115,915.

508 SECTION 36. Chapter 144 of the acts of 2014 is hereby amended by striking out section
509 52 and inserting in place thereof the following section:-

510 Section 52. Said paragraph (1) of said subsection (i) of said section 14 of said chapter
511 151A, as so appearing, is hereby further amended by striking out the table and inserting in place
512 thereof the following table

EXPERIENCE RATE TABLE								
Unemployment Compensation Fund Reserve Percentage								
	A	B	C	D	E	F	G	
	1.65% and over	1.5% or more less than 1.65%	1.2% or more less than 1.5%	0.9% or more less than 1.2%	0.6% or more less than 0.9%	0.3% or more less than 0.6%	less than 0.3%	
Employer Account Reserve Percentages								
Negative Percentage								
23 or more	8.62	9.79	11.13	12.65	14.37	16.33	18.55	
21.0 but less than 23.0	8.25	9.37	10.65	12.11	13.76	15.63	17.76	
19.0 but less than 21.0	7.88	8.96	10.18	11.57	13.15	14.94	16.97	
17.0 but less than 19.0	7.52	8.54	9.71	11.03	12.53	14.24	16.18	
15.0 but less than 17.0	7.15	8.13	9.24	10.49	11.93	13.55	15.39	
13.0 but less than 15.0	6.78	7.71	8.76	9.95	11.31	12.85	14.60	
11.0 but less than 13.0	6.42	7.29	8.29	9.42	10.70	12.16	13.81	
9.0 but less than 11.0	6.05	6.87	7.81	8.88	10.09	11.46	13.02	
7.0 but less than 9.0	5.68	6.46	7.34	8.34	9.48	10.77	12.23	
5.0 but less than 7.0	5.32	6.04	6.86	7.80	8.86	10.07	11.44	
3.0 but less than 5.0	4.95	5.63	6.39	7.27	8.26	9.38	10.66	
1.0 but less than 3.0	4.58	5.21	5.92	6.72	7.64	8.68	9.86	
0.0 but less than 1.0	4.22	4.79	5.45	6.19	7.03	7.99	9.08	
Positive Percentage								
0.0 but less than 0.5	3.14	3.57	4.06	4.61	5.24	5.96	6.77	
0.5 but less than 1.0	3.06	3.48	3.96	4.50	5.11	5.81	6.60	
1.0 but less than 1.5	2.98	3.39	3.85	4.38	4.98	5.65	6.43	
1.5 but less than 2.0	2.90	3.30	3.75	4.26	4.84	5.50	6.25	
2.0 but less than 2.5	2.82	3.21	3.65	4.14	4.71	5.35	6.08	
2.5 but less than 3.0	2.75	3.12	3.54	4.02	4.57	5.20	5.90	
3.0 but less than 3.5	2.67	3.03	3.44	3.91	4.44	5.05	5.74	
3.5 but less than 4.0	2.58	2.93	3.33	3.79	4.30	4.89	5.56	
4.0 but less than 4.5	2.50	2.84	3.23	3.67	4.17	4.74	5.38	
4.5 but less than 5.0	2.42	2.75	3.13	3.55	4.04	4.59	5.21	
5.0 but less than 5.5	2.34	2.66	3.02	3.43	3.90	4.43	5.04	
5.5 but less than 6.0	2.25	2.56	2.91	3.31	3.76	4.28	4.86	
6.0 but less than 6.5	2.17	2.47	2.81	3.20	3.63	4.13	4.69	
6.5 but less than 7.0	2.09	2.38	2.71	3.08	3.50	3.97	4.51	
7.0 but less than 7.5	2.02	2.30	2.61	2.96	3.37	3.82	4.35	
7.5 but less than 8.0	1.94	2.20	2.50	2.84	3.23	3.67	4.17	
8.0 but less than 8.5	1.85	2.10	2.39	2.72	3.09	3.51	3.99	
8.5 but less than 9.0	1.78	2.02	2.29	2.61	2.96	3.37	3.82	
9.0 but less than 9.5	1.70	1.93	2.19	2.49	2.82	3.21	3.65	
9.5 but less than 10.0	1.61	1.83	2.08	2.36	2.69	3.05	3.47	
10.0 but less than 10.5	1.53	1.74	1.98	2.25	2.56	2.91	3.30	
10.5 but less than 11.0	1.45	1.65	1.87	2.13	2.42	2.75	3.12	
11.0 but less than 11.5	1.37	1.56	1.77	2.01	2.29	2.60	2.96	
11.5 but less than 12.0	1.29	1.47	1.67	1.89	2.15	2.45	2.78	
12.0 but less than 12.5	1.21	1.37	1.56	1.77	2.01	2.29	2.60	
12.5 but less than 13.0	1.13	1.28	1.46	1.66	1.89	2.14	2.43	
13.0 but less than 13.5	1.05	1.19	1.35	1.54	1.75	1.99	2.26	
13.5 but less than 14.0	0.97	1.10	1.25	1.42	1.61	1.83	2.08	
14.0 but less than 15.0	0.81	0.92	1.04	1.18	1.34	1.53	1.73	
15.0 but less than 16.0	0.73	0.83	0.94	1.07	1.21	1.38	1.57	
16.0 but less than 17.0	0.64	0.73	0.83	0.95	1.08	1.22	1.39	
17.0 or more	0.56	0.64	0.73	0.83	0.94	1.07	1.21	

515 SECTION 37. Chapter 144 of the acts of 2014 is hereby further amended by striking out
 516 sections 53 and 54.

517

518 SECTION 38. Item 0330-0300 of section 2 of chapter 165 of the acts of 2014 is hereby
519 amended by striking out the words “provided further, that not less than \$30,000 shall be
520 expended for the Grandparents Raising Grandchildren Project to provide legal services to such
521 grandparents in the areas of family law and public benefits, and further requiring the chief justice
522 of administration and management to make a report to the general court on or before January 1,
523 2015, of all grandparents who requested legal services, their eligibility for such services and
524 whether or not they were denied due to insufficient resources, including the legal problem for
525 which they sought assistance; provided further, that not less than \$50,000 shall be expended for
526 the creation of a special commission on the Grandparents Raising Grandchildren Project;” and
527 inserting in place thereof the following:- provided further, that not less than \$80,000 shall be
528 expended for the purpose of hiring staff and administering program for the commission on the
529 Status of Grandparents Raising Grandchildren;

530 SECTION 39. Item 1410-0010 of said section 2 of chapter 165 of the acts of 2014 is
531 hereby amended by inserting after “dogs for veterans;” the following:- provided further, that not
532 less than \$500,000 shall be expended for the SHARP program;

533 SECTION 40. Item 1599-0026 of section 2 of chapter 165 of the acts of 2014 is hereby
534 amended by striking out the words “to mitigate student overcrowding in the city of Haverhill”
535 and inserting in place thereof the following:- for a technology grant to Haverhill public schools;
536 provided further, that not less than \$200,000 shall be expended for the further implementation of
537 the design and engineering of a new highway department building in Boylston;

538 SECTION 41. Item 4110-3010 of section 2 of chapter 165 of the acts of 2014 is hereby
539 amended by striking the following:- ; and provided further, that an additional \$300,000 shall be
540 made available to expand the contract for vocational rehabilitation services provided by The
541 Carroll Center for the Blind, Inc.

542 SECTION 42. Item 4510-0600 of section 2 of chapter 165 of the acts of 2014 is hereby
543 amended by inserting after “October 3, 2014;” the following:- provided further, that no less than
544 \$190,000 shall be expended on a federally approved health center with a public health designated
545 emergency department or satellite emergency facility that operates 24 hours, 7 days a week and
546 the primary service area includes Massport authority to address environmental health problems
547 identified in the Logan airport health study, May 2014 issued by the Massachusetts department of
548 public health bureau of environmental health;

549 SECTION 43. Item 4510-0110 of section 2 of chapter 165 of the acts of 2014 is hereby
550 amended by inserting after the words “South Boston Leadership Initiative;” the following:-
551 provided further, that not less than \$150,000 shall be expended to develop and administer a pilot
552 program to prevent and treat addiction to opioid and related substances; provided further, that
553 said pilot shall be administered by a community health center agency that administers licensed

554 community health center sites in no less than three counties, one of which shall be Suffolk;
555 provided further, the program shall include prevention and treatment for patients and
556 professional support for primary care providers and shall include the use of tools to assess risk
557 factors, the development of patient registries, the provision of pain management alternatives and
558 the development of best practices protocols to assist primary care providers; provided further,
559 that the pilot program shall report to the department of public health and the house and senate
560 committees on ways and means six and twelve months after the initiation of the program;

561 SECTION 44. Item 7003-1206 of section 2 of chapter 165 of the acts of 2014 is hereby
562 amended by inserting after “citizens of the town of Southbridge;” the following:- provided
563 further, that not less than \$200,000 shall be expended for the practical nursing program at the
564 Blackstone Valley Vocational Regional School District;

565 SECTION 45. Item 7010-0005 of section 2 of chapter 165 of the acts of 2014 is hereby
566 amended by inserting after “Camp Pohelo;” the following:- provided further, that no less than
567 \$100,000 shall be expended to retain a consultant to assist with the work of the Foundation
568 Budget Review Commission established pursuant to section 4 of chapter 70 of the General Laws,
569 as appearing in section 124 of chapter 165 of the acts of 2014;

570 SECTION 46. Item 8324-0000 of section 2 of chapter 165 of the acts of 2014 is hereby
571 amended by inserting after the words “57 per cent;” the following:- provided further, that any
572 unexpended funds for the Boston Fire Department hazardous materials response team shall not
573 revert and shall be made available for expenditure until June 30, 2015; provided further, that not
574 less than \$35,000 shall be expended for the firefighting equipment grant program for the Hadley
575 Fire Department;

576 SECTION 47. Item 8910-0108 of section 2 of chapter 165 of the acts of 2014 is hereby
577 amended by striking the following:- \$100,000 and replacing with \$115,000

578 SECTION 48. Item 7004-9024 of section 2 of the general appropriation act for fiscal
579 year 2015 is hereby amended by striking out the words “prior appropriation continued” and
580 adding in place thereof the following words:- provided further, that any unexpended funds in
581 fiscal year 2014 shall not revert to the General Fund but instead up to \$6,000,000 shall be
582 deposited in the Housing Preservation and Stabilization Trust Fund established by section 60 of
583 chapter 121B of the General Laws; and provided further, that any balance of unexpended funds
584 in fiscal year 2014 not deposited in that Fund shall be made available for the purposes of this
585 item until June 30, 2015.

586 SECTION 49. Item 7004-9024 of section 2 of chapter 165 of the acts of 2014 is hereby
587 amended by striking out the words “prior appropriation continued” and adding in place thereof
588 the following words:- provided further, that any unexpended funds in fiscal year 2014 shall not
589 revert to the General Fund but instead up to \$6,000,000 shall be deposited in the Housing
590 Preservation and Stabilization Trust Fund established by section 60 of chapter 121B of the

591 General Laws; and provided further, that any balance of unexpended funds in fiscal year 2014
592 not deposited in that Fund shall be made available for the purposes of this item until June 30,
593 2015.

594 SECTION 50. Item 7009-1700 of said section 2 of chapter 165 of the acts of 2014 is
595 hereby amended by striking the figure “\$18,134,995” and inserting in place thereof the following
596 figure:- \$18,930,543.

597 SECTION 51. Item 1000-0005 of section 2B of chapter 165 of the acts of 2014 is hereby
598 amended by striking out the figure “\$1,000,000” and inserting in place thereof the following
599 figure:- \$1,200,000.

600 SECTION 52. Section 2D of chapter 165 of the acts of 2014 is hereby amended by
601 striking out item 1100-1702 and inserting in place thereof the following 3 items:-

602 1100-1702 For the purposes of a federally funded grant entitled, Implementation of the
603 Federal Developmental Disabilities Act; provided, that in order to qualify for said grant, this
604 account shall be exempt from the first \$270,000 of fringe benefit and indirect cost charges
605 pursuant to section 6B of chapter 29 of the General
606 Laws.....\$1,400,096

607 1100-1703 For the purposes of a federally funded grant entitled, Implementation of the
608 Federal Developmental Disabilities
609 Act.....\$323,415

610 1100-1704 For the purposes of a federally funded technical assistance grant entitled,
611 Maintain and Further Development of Developmental Disabilities Suite; provided, that in order
612 to qualify for this grant, this account shall be exempt from the first \$40,000 of fringe benefit and
613 indirect cost charges pursuant to section 6B of chapter 29 of the General
614 Laws.....\$231,706

615 SECTION 53. Item 1595-1067 of section 2E of chapter 165 of the acts of 2014 is hereby
616 amended by striking out the figure “\$22,426,667” and inserting in place thereof the following
617 figure:- \$22,423,677.

618 SECTION 54. Said item of said section of chapter 165 of the acts of 2014 is hereby
619 further amended by striking out the figure “\$11,213,334” and inserting in place there of the
620 following figure:- \$11,211,839.

621 SECTION 55. Said item 1595-1067 of said section 2E of chapter 165 of the acts of 2014
622 is hereby further amended by striking out the figure “\$210,261,306” and inserting in place
623 thereof the following figure:- \$232,979,059.

624 SECTION 56. Item 1595-1068 of section 2E of chapter 165 of the acts of 2014 is hereby
625 amended by adding the following words:- ; and provided further, that up to \$243,000,000 in
626 payments made for federal fiscal year 2014 shall be made from the Medical Assistance Trust
627 Fund of which \$31,000,000 shall be made to the Cambridge Public Health Commission for dates
628 of service in state and federal fiscal year 2014 only after the Cambridge Public Health
629 Commission transfers up to \$15,500,000 of its funds to the Medical Assistance Trust Fund using
630 a federally permissible source of funds which shall fully satisfy the non-federal share of that
631 payment.

632 SECTION 57. Said item 1595-1068 of said section 2E of chapter 165 of the acts of 2014
633 is hereby further amended by striking out the figure “\$412,000,000” and inserting in place
634 thereof the following figure:- \$639,500,000.

635 SECTION 58. Chapter 165 of the acts of 2014 is hereby amended by striking out section
636 184.

637 SECTION 59. Section 239 of chapter 165 of the acts of 2014 is hereby amended by
638 striking out the words “September 30” and inserting in place thereof the following words:-
639 December 1.

640 SECTION 60. Section 272 of chapter 165 of the acts of 2014 is hereby amended by
641 striking out the words “December 31, 2014” and inserting in place thereof the following words:-
642 June 30, 2015.

643 SECTION 61. Section 4 of chapter 188 of the acts of 2014 is hereby amended by striking
644 out the figure “4000-0890” and inserting in place thereof the following figure:- 4000-0885.

645 SECTION 62. Section 1 of chapter 234 of the acts of 2014 is hereby amended by striking
646 out the words “28 CFR 20.33 and” wherever they appear.

647 SECTION 63. Chapter 236 of the acts of 2014 is hereby amended by striking out section
648 6 and inserting in place thereof the following section:-

649 Section 6. Chapter 13 of the General Laws, as appearing in the 2012 Official Edition, is
650 hereby amended by striking out section 32 and inserting in place thereof the following section:-

651 Section 32. The state examiners of electricians, hereinafter, called the board, shall consist
652 of the state fire marshal, the office of private occupational school education in the division of
653 professional licensure, ex officii, and 9 persons to be appointed for terms of 3 years each by the
654 governor. One of said appointees shall be a representative of the public, subject to the provisions
655 of section 9B and one shall be a local wiring inspector who is an electrician licensed under
656 chapter 141. One of the appointees shall be a vocational-technical electrical educator or
657 administrator, who shall be selected from a group of 3 nominees, to be nominated by the
658 Massachusetts Association of Vocational Administrators. Six of said appointees shall be citizens

659 of the commonwealth: 1 of whom shall be a master electrician who holds a certificate A license
660 issued under said chapter 141 and has at least 10 years' experience as an employing master
661 electrician; one shall be a master electrician who holds certificate A and certificate B licenses
662 issued under said chapter 141, is actively engaged in such business and has at least 10 years'
663 experience as an employing master electrician; one shall be a journeyman electrician who holds a
664 certificate B license issued under said chapter 141, is a wage earner and has at least 10 years
665 practical experience in the installation of wires and appliances for carrying electricity for light,
666 heat or power purposes; 1 shall be a systems contractor who holds a certificate C license issued
667 under said chapter, is actively engaged in the business of fire warning and security systems as his
668 principal business and has at least 10 years' experience as an employing systems contractor; one
669 shall be a systems technician who holds a certificate D license issued under said chapter, is a
670 wage earner and has at least 10 years practical experience in the installation, repair and
671 maintenance of systems; and one shall be a representative of the New England Section of the
672 International Municipal Signal Association who holds at least a level I competency certificate
673 from said association, is a municipal employee and has at least ten years practical experience in
674 the installation, repair and maintenance of fire warning or signalling systems. The state fire
675 marshal shall be chairman. The members of the board shall serve without compensation but shall
676 be reimbursed for actual and necessary expenses reasonably incurred in the performances of their
677 duties as members or on behalf of the board.

678 SECTION 64. Section 34 of chapter 286 of the acts of 2014 is hereby amended by
679 striking out the figure "1100-2510" and inserting in place thereof the following figure:- 6720-
680 1350.

681 SECTION 65. Notwithstanding any general or special law to the contrary, the secretary
682 of health and human services, with the written approval of the secretary of administration and
683 finance, may authorize transfers of surplus among items 4000-0320, 4000-0430, 4000-0500,
684 4000-0600, 4000-0700, 4000-0875, 4000-0880, 4000-0890, 4000-0940, 4000-0950, 4000-0990,
685 4000-1400, and 4000-1420 of section 2 of chapter 38 of the acts of 2013 for the purpose of
686 reducing any deficiency in these items.

687 SECTION 66. Notwithstanding any general or special law to the contrary, any
688 unexpended balances, not exceeding a total of \$20,000,000, in items 4000-0600 and 4000-0700
689 of section 2 of chapter 38 of the acts of 2013, shall not revert to the General Fund until
690 September 1, 2014, and may be expended by the executive office of health and human services
691 to pay for services enumerated in said items 4000-0600 and 4000-0700 of said section 2 of said
692 chapter 38 provided during fiscal year 2014.

693 SECTION 67. The state secretary, acting on behalf of the commonwealth, may sell,
694 transfer or license the division of corporations software and related documents pertaining to its
695 web based searching and filing applications, including the business entity and uniform
696 commercial code software, developed by the department of the secretary and copyrighted by it to

697 other states, multi-state or regional associations or other sovereign governments on such terms
698 and conditions as in his sole discretion reasonably compensates the commonwealth for its
699 interests. The secretary may retain and expend revenues collected from such sales, licensure or
700 user agreements in an amount 50 per cent for technical activities of the corporations division, the
701 remaining 50 per cent to be deposited in the General Fund. The secretary may provide
702 webhosting, and ongoing support and maintenance to other states, provinces or territories of
703 Canada relative to their UCC and corporate applications. The department of the state secretary
704 may accept credit and debit cards from individuals and corporations filing documents with the
705 division.

706 SECTION 68. Not less than \$5,468,000 shall be expended in fiscal year 2015 from the
707 Community First Trust Fund established in section 35AAA of chapter 10 of the General Laws to
708 expand access to services under items 5920-2025, 5920-3000, 5911-2000, 5911-1003, and 5920-
709 3010 of section 2, as required by Chapter 226 of the Acts of 2014.

710 SECTION 69. The salary adjustments and other economic benefits authorized by the
711 following collective bargaining agreements shall be effective for the purposes of section 7 of
712 chapter 150E of the General Laws:

713 (1) between the commonwealth and National Association of Government Employees
714 , Units 1, 3 and 6;

715 (2) between the commonwealth and American Federation of State, County and
716 Municipal Employees , Unit 2;

717 (3) between the Plymouth sheriff and the Association of County Employees;

718 (4) between the Barnstable sheriff and the American Federation of State, County and
719 Municipal Employees, Local 1462C, AFL-CIO Council 93, Unit S2B;

720 (5) between the Middlesex sheriff and the Middlesex Sheriff's Superior Officers
721 Association, Unit SM4;

722 (6) between the Worcester sheriff and the New England Police Benevolent
723 Association, Local 275, Unit SW2;

724 (7) between the trial court and the National Association of Government
725 Employees/Service Employees International Union Local 5000, Units J2C and J2P;

726 (8) between the Barnstable sheriff and the National Association of Government
727 Employees, Local 220, Unit S5B;

728 (9) between the Barnstable sheriff and the Barnstable County Correctional Officers
729 Union, Unit S1B;

- 730 (10) between the Barnstable sheriff and the National Correctional Employees Union
731 Local 119, Unit S4B;
- 732 (11) between the Barnstable sheriff and the National Association of Government
733 Employees – International Brotherhood of Correctional Officers, Local 217 Public Safety,
734 Groups A,B, C, Unit S3B;
- 735 (12) between the Berkshire sheriff and the Berkshire County Sheriff’s Office
736 Employees Association, Unit SB3;
- 737 (13) between the Berkshire sheriff’s Office Communication Center and the I.U.E.-
738 C.W.A, Unit SB2;
- 739 (14) between the Essex sheriff and the International Brotherhood of Corrections
740 Officers, Local R1-71, Unit SE9;
- 741 (15) between the Berkshire sheriff and the International Brotherhood of Corrections
742 Officers Local R1-297, Unit SB1;
- 743 (16) between the Hampshire sheriff and the National Correctional Employees Union,
744 Unit SH9;
- 745 (17) between the Hampshire sheriff and the Hampshire Sherriff’s Office Non-Uniform
746 Correctional Association, Unit SH7;
- 747 (18) between the Hampshire sheriff and the Hampshire Sherriff’s Office Jail and
748 House of Correction Supervisory Correctional Officers’ Association, Unit SH8;
- 749 (19) between the Hampshire sheriff and the Hampshire Sherriff’s Office Jail and
750 Hampshire Sheriff’s Office Treatment Association, Unit SH6;
- 751 (20) between the Norfolk sheriff and the National Association of Government
752 Employees /Service Employees International Union R1-202, Unit SN1;
- 753 (21) between the Plymouth sheriff and the National Correctional Employees Union,
754 Unit SP7;
- 755 (22) between the Plymouth sheriff and the Massachusetts Correctional Officers
756 Federated Union Bureau of Criminal Investigation Officers Unit, Unit SP3;
- 757 (23) between the Plymouth sheriff and the Massachusetts Correctional Officers
758 Federated Union Communication Officers Unit, Unit SP5;
- 759 (24) between the Plymouth sheriff and the National Correctional Employees Union,
760 Unit SP1;

- 761 (25) between the Suffolk sheriff and the National Association of Government
762 Employees, Local 298, Unit SS2;
- 763 (26) between the Suffolk sheriff and the Jail Officers and Employees Association of
764 Suffolk County, Unit SS4;
- 765 (27) between the Suffolk sheriff and the American Federation of State, County and
766 Municipal Employees, Council 93, Local 419, Unit SS0;
- 767 (28) between the Suffolk sheriff and the American Federation of State, County and
768 Municipal Employees, Council 93, Local 3643, Unit SS5;
- 769 (29) between the Suffolk sheriff and the American Federation of State, County and
770 Municipal Employees, Council 93, Local 3967, Unit SS6;
- 771 (30) between the Suffolk sheriff and the American Federation of State, County and
772 Municipal Employees, Council 93, Local RN, Unit SS3;
- 773 (31) between the Hampden sheriff and the National Correctional Employees Union,
774 Unit SH4;
- 775 (32) between the Hampden sheriff and the Hampden County Superior Correctional
776 Officer Association, Unit SH3;
- 777 (33) between the Hampden sheriff and the Non-Uniformed Correctional Association,
778 Unit SH2;
- 779 (34) between the Franklin sheriff and the National Correctional Employees Union,
780 Unit SF1;
- 781 (35) between the Franklin sheriff and the Local R1-045, International Brotherhood of
782 Corrections Officers , Unit SF3;
- 783 (36) between the trial court and the OPEIU Local 6, Units J6C and J6P;
- 784 (37) between the Worcester sheriff and the United Auto Workers (UAW), Local 422,
785 Unit SW5;
- 786 (38) between the Bristol sheriff and the Bristol Superior Officers, National
787 Correctional Employees Union, Unit SA3;
- 788 (39) between the Bristol sheriff and the Massachusetts Correctional Officers Federated
789 Union, Unit SA4;
- 790 (40) between the commonwealth and the Service Employees International Union,
791 Local 509, Units 8 & 10;

- 792 (41) between the Worcester Sheriff and the National Association of Government
793 Employees, Local 255, Unit SW4;
- 794 (42) between the Massachusetts Department of Transportation and DOT Unit A -
795 clerical and administrative workers, unit D01, National Association of Government Employees;
- 796 (43) between the Massachusetts Department of Transportation and DOT Unit C -
797 Skilled Trades and Crafts, Units D02, National Association of Government Employees, IBEW
798 Local 103, Teamsters Local 127, and Teamsters Local 25;
- 799 (44) between the Massachusetts Department of Transportation and DOT Unit D –
800 Professional Admin, Units D06, National Association of Government Employees, IBEW Local
801 103, Teamsters Local 127, Clerical, Audit, and Support Employees, and USW Local 596;
- 802 (45) between the Massachusetts Department of Transportation and DOT Unit E –
803 Engineers and Scientists, Unit D09 including Massachusetts Organization of State Engineers and
804 Scientists and USW Local 596;
- 805 (46) between the commonwealth and Massachusetts Organization of State Engineers
806 and Scientists, Unit 9;
- 807 (47) between the Berkshire Middle, North, and South Registry of Deeds and the
808 Service Employees International Union, Local 888;
- 809 (48) between the Essex North and South Registry of Deeds and The American
810 Federation of State, County, and Municipal Employees, Local 653;
- 811 (49) between the Middlesex South Registry of Deeds and The American Federation of
812 State, County, and Municipal Employees, Local 414;
- 813 (50) between the Suffolk Registry of Deeds and the Service Employees International
814 Union, Local 888;
- 815 (51) between the Worcester North Registry of Deeds and the Service Employees
816 International Union, Local 888;
- 817 (52) between the Middlesex North Registry or Deeds and OPEIU, Local 6;
- 818 (53) between the Hampden Registry of Deeds and OPEIU, Local 6;
- 819 (54) between the Middlesex South Registry of Deeds and OPEIU, Local 6;
- 820 (55) between the Norfolk Sheriff and the County Correctional Officers Association,
821 Local 296, Unit SN3;

822 (56) between the Norfolk Sheriff and County Correctional Officers Association, Local
823 295, Unit SN2;

824 (57) between the Bristol Sheriff and the National Correctional Employees Union, Unit
825 SA7;

826 (58) between the Franklin Sheriff and the FCSO non-unit Association, Unit SF2;

827 (59) between the Middlesex Sheriff and the New England Police Benevolent
828 Association, Local 500, Unit SM5;

829 (60) between the Middlesex Sheriff and the National Correctional Employees Union,
830 Local 116, Civil Process Unit;

831 (61) between the Bristol Sheriff and the National Association of Government
832 Employees, Units A & C;

833 (62) between the University of Massachusetts and the Massachusetts Society of
834 Professors Lowell, MTA/NEA, Unit L90;

835 (63) between the University of Massachusetts and the Service Employees International
836 Union, Local 888, Unit L95;

837 (64) between the University of Massachusetts and the International Brotherhood of
838 Police Office, Local 339, Unit D84;

839 (65) between the University of Massachusetts and the American Federation of State,
840 County, and Municipal Employees, Local 507, Unit D82;

841 (66) between the Board of Higher Education and the Massachusetts State College
842 Association/MTA/NEA;

843 (67) between the Board of Higher Education and the Association of Professional
844 Administrators, MTA/NEA;

845 (68) between the Board of Higher Education and the American Federation of State and
846 County and Municipal Employees, Local 1067/Council 93; and

847 (69) between the Massachusetts State Lottery Commission and the Service Employees
848 International Union, Local 888.

849 SECTION 70. (a) Notwithstanding any general or special law to the contrary, the
850 trustees of the Worcester City Campus Corporation are authorized to convey by quitclaim deed
851 to the Massachusetts Department of Transportation, fee title in and to all or a portion of a parcel
852 of land located off Plantation Parkway in the City of Worcester, Massachusetts, and shown as
853 Parcel 2A on a plan entitled "Subdivision Plan of Land," prepared by Vanasse Hangen Brustlin,

854 Inc., dated July 17, 2014, which plan shall be duly recorded with the Worcester District Registry
855 of Deeds.

856 (b) The deed conveying the parcel in subsection (a) shall transfer said parcel to the
857 department for highway purposes, and for all purposes consistent with the provisions of chapter
858 6C of the General Laws.

859 (c) The consideration for said conveyance shall be the conveyance by said department by
860 quitclaim deed to the Worcester City Campus Corporation, that parcel of land on the northerly
861 side of Belmont Street, known as and numbered 403 Belmont Street in said Worcester, which
862 currently serves as the District 3 headquarters, comprising approximately 6.625 acres and shown
863 as Parcel 66-M-1 on a plan of land entitled “Massachusetts Department of Transportation Plan of
864 Land in the City of Worcester, Worcester County, Showing Location of Maintenance Area”,
865 prepared by Vanesse Hangen Brustlin, Inc., dated October 23, 2013, and recorded with the
866 Worcester District Registry of Deeds in Plan Book 904, Plan 10.

867 (d) The conveyance described in subsection (c) shall occur only after the conveyance in
868 subsection (a) has occurred and said conveyances shall also occur prior to the construction of a
869 new District 3 headquarters by the department of transportation.

870 SECTION 71. Notwithstanding any general or special law to the contrary, the department
871 of housing and community development may provide not more than \$20,000,000 to eligible
872 entities that administer the federal Low Income Home Energy Assistance Program, described in
873 item 7004-2033 of section 2D of chapter 165 of the acts of 2014, to allow such eligible entities to
874 begin start-up operations of the program and to provide advanced funding, not later than 30 days
875 after the start of the fiscal year; provided, however, that the department and such eligible entities
876 may expend a portion of these funds for approved administrative costs consistent with the current
877 or prior year’s state plan submitted by the department under the federal program; provided
878 further, that the department and such eligible entities may, after November 1, 2014, expend a
879 portion of these funds in accordance with the state plan; provided further, that funds expended
880 for this purpose shall be transferred from the General Fund; and, provided further, that such
881 advanced funding shall be subject to the federal reimbursement of funds under said item 7004-
882 2033 of said section 2D.

883 SECTION 72. (a) Notwithstanding sections 32 to 38, inclusive, of chapter 7C of the
884 General Laws or any other general or special law to the contrary, the commissioner of capital
885 asset management and maintenance, in this section called the commissioner, may sell or
886 otherwise grant, convey or transfer those certain parcels of land located at 10 Park Plaza in the
887 city of Boston, together with the buildings and structures on those parcels, known as the
888 “transportation building”, and may assign all interests of the commonwealth under a master lease
889 and garage operating agreement with Theatre District Limited Partnership, as amended,
890 occupancy agreements and licenses at the transportation building, to the Massachusetts

891 Department of Transportation, in this section called the department. The exact boundaries of the
892 transportation building shall be determined by the commissioner. No monetary consideration
893 shall be required for the conveyance and assignments authorized by this act except as provided in
894 this section. The state conveyance and assignments shall be without warranties or
895 representations by the commonwealth.

896 (b) The commissioner may retain or grant rights of way or easements for access, egress,
897 utilities and drainage across the transportation building and across other commonwealth property
898 contiguous to the transportation building, and may accept from the department such rights of
899 way or easements in roadways or across the transportation building for access, egress, drainage
900 and utilities as the commissioner considers necessary or appropriate to carry out this act.

901 (c) Notwithstanding any general or special law to the contrary, the department shall be
902 responsible for all costs and expenses including, but not limited to, costs associated with any
903 engineering, surveys, appraisals, title examinations, recording fees and deed preparation related
904 to the transactions authorized by this act as such costs may be determined by the commissioner.

905 SECTION 73. (a) Any municipal lighting plant board that established an Other Post-
906 Employment Benefits Liability Trust Fund under section 20 of chapter 32B of the General Laws
907 before the effective date of this act shall continue it under the terms originally established, unless
908 it elects to merge it with any Other Post-Employment Benefits Liability Trust Fund established
909 by the municipality. If the lighting plant board continues its Other Post-Employment Benefits
910 Liability Trust Fund, the lighting plant shall be responsible for paying the premiums and
911 assuming the liability for the municipal share of retiree healthcare benefits attributable to lighting
912 plant employees and their dependents from the effective date of this act. If the lighting plant
913 board elects to merge its Other Post-Employment Benefits Liability Trust Fund into the
914 municipal Other Post-Employment Liability Trust Fund, the lighting plant shall be responsible
915 for all costs attributable to the city or town for health insurance contributions to lighting plant
916 retirees and their dependents, offset by contributions to the municipal Other Post-Employment
917 Benefits Liability Trust Fund from the lighting plant. The lighting plant shall be separately
918 credited for any contributions made to the municipal Other Post-Employment Benefits Liability
919 Trust Fund in the accounting of the relative liabilities of the municipal government and lighting
920 plant for their retirees and their dependents.

921 (b) Any city, town, district or county that established an Other Post-Employment Benefits
922 Liability Trust Fund under section 20 of chapter 32B of the General Laws before the effective
923 date of this act shall continue it under the terms originally established unless it reaccepts section
924 20 of chapter 32B after the effective date of this act.

925 SECTION 74. Sections 13 and 14 shall take effect as of August 13, 2014.

926 SECTION 75. Section 3 shall take effect as of September 11, 2014.