

SENATE No. 2030

Senate, October 8, 2015 – Text of the Senate Bill making appropriations for the fiscal year 2015 to provide for supplementing certain existing appropriations and for certain other activities and projects (Senate, No. 2030) (being the text of Senate, No. 2025, printed as amended)

The Commonwealth of Massachusetts

—
In the One Hundred and Eighty-Ninth General Court
(2015-2016)
—

An Act making appropriations for the fiscal year 2015 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 purposes, which are forthwith to make supplemental appropriations for fiscal year 2015 and to make certain changes in law, each of which is immediately necessary to carry out those appropriations or to accomplish other 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 act
2 and other appropriation acts for fiscal year 2015, the sums set forth in sections 2 to 2E, inclusive,
3 are hereby appropriated from the General Fund unless specifically designated otherwise in this act
4 or in 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, 2015. 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, 2016. Notwithstanding any general or special law to the contrary,
9 appropriations made in section 2 shall not revert and shall be available for expenditure until June 30, 2016.

10 SECTION 2.

JUDICIARY

Committee for Public Counsel Services

11	0321-1510	\$1,400,000
12	0321-1520	\$2,500,000

DISTRICT ATTORNEYS

Hampden District Attorney

13	0340-0500	\$137,264
----	-----------	-------	-----------

Bristol District Attorney

14	0340-0998	\$53,849
----	-----------	-------	----------

SECRETARY OF THE COMMONWEALTH

15	0521-0000	\$165,074
----	-----------	-------	-----------

EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

Department of Revenue

16	1233-2401	\$250,000
----	-----------	-------	-----------

Office of the Secretary of Administration and Finance

17	1599-2015	\$8,043,236
----	-----------	-------	-------------

18	1599-4440	\$8,843,356
----	-----------	-------	-------------

19	1599-4441	\$137,151
----	-----------	-------	-----------

20	1599-6901	\$5,287,476
----	-----------	-------	-------------

EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS

Department of Conservation and Recreation

21	2810-0100	\$402,000
----	-----------	-------	-----------

EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

Office of the Secretary of Health and Human Services

22	4000-0700	\$203,000,000
----	-----------	-------	---------------

Department of Public Health

23	4512-0200	\$15,200,000
----	-----------	-------	--------------

Department of Mental Health

24	5095-0015	\$5,800,000
----	-----------	-------	-------------

Department of Children and Families

25 4800-0038\$2,000,000

MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

Department of Transportation

26 1595-6368\$31,518,732

27 Commonwealth Transportation Fund.....100%

EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT

Massachusetts Marketing Partnership

28 7008-0900\$500,000

EXECUTIVE OFFICE OF EDUCATION

Department of Elementary and Secondary Education

29 7010-0060\$3,800,000

STATE UNIVERSITIES

Framingham State University

30 7112-0100\$2,500,000

EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY

Military Division

31 8700-1150\$9,489,062

Department of Correction

32 8900-0001\$2,193,155

33 SECTION 2A. To provide for certain unanticipated obligations of the commonwealth, to
34 provide for an alteration of purpose for current appropriations and to meet certain requirements
35 of law, the sums set forth in this section are hereby appropriated from the General Fund unless
36 specifically designated otherwise in this section, for the several purposes and subject to the
37 conditions specified in this section, and subject to the laws regulating the disbursement of public
38 funds for the fiscal year ending June 30, 2015. These sums shall be in addition to any amounts
39 previously appropriated and made available for the purposes of these items. These sums shall be
40 made available until June 30, 2016.

TRIAL COURT

42 0330-0612 For the implementation and administration of a sequential intercept model project to
43 better serve individuals with mental health and substance abuse disorders involved in the
44 criminal justice system; provided, that the trial court shall hire a project coordinator to oversee
45 coordination, administration and financial oversight of the sequential intercept model project;
46 provided further, that not later than July 1, 2017, the project coordinator shall prepare and submit
47 a report to the house and senate committees on ways and means that shall include, but not be
48 limited to: (i) the design of the sequential intercept model mappings; (ii) the locations of
49 workshops held to advocate for the model; (iii) the number of cases in which the model has been
50 utilized; (iv) the initial impact of the model on rehabilitation and recidivism; and (v) the cost
51 savings associated with the model; and provided further, that funds appropriated in this item
52 shall not revert and shall be available for expenditure through June 30, 2016.....\$300,000

OFFICE OF THE TREASURER AND RECEIVER GENERAL

53 0612-0001 For the state board of retirement to meet the obligations required of the board for the
54 implementation of chapter 19 of the acts of 2015 and any related expenses\$146,980

EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

Office of the Secretary of Administration and Finance

55 1599-0044 For a reserve related to special litigation costs\$1,500,000

56 1599-0999 For a reserve to assist agencies in organizational transformation and other
57 improvements; provided, that the executive office for administration and finance shall report to
58 the house and senate committees on ways and means not later than March 16, 2016 on: (i) the
59 organizational efficiencies identified at each agency, including any cost-savings; (ii) the plan for
60 implementing those efficiencies at each agency in fiscal year 2016 and fiscal year 2017; and (iii)
61 the projected fiscal impact of those efficiencies in fiscal year 2017.....\$1,000,000

62 1599-1100 For a reserve at the executive office of health and human services to address
63 immediate staffing and training needs at the department of children and families; provided, that
64 funds shall first be used to address immediate staffing and training needs in order to provide
65 systematic improvement at the department; and provided further, that not later than March 1,

66 2016, the department shall report to the house and senate committees on ways and means on the
67 use and costs of staffing and training needs at the department\$2,500,000

68 1599-2016 For a reserve to be administered by the health policy commission; provided, that the
69 commission shall establish a pilot program to increase efficiencies and align systemwide goals
70 within 1 regional hospital system to improve the overall sustainability of the system; provided
71 further, that the program shall provide a systemwide grant to create a comprehensive approach to
72 systemwide needs; provided further, that the program shall include measurable milestones that
73 shall demonstrate progress in at least 1 of the following areas: (i) care coordination, integration
74 and delivery transformations; (ii) electronic health record and information exchange
75 advancements; (iii) increasing alternative payment methods and accountable care organizations;
76 (iv) enhancing patient safety; (v) increasing access to behavioral health services; or (vi)
77 increasing coordination between hospitals within the regional hospital systems and community-
78 based providers and organizations; provided further, that the commission shall select a system
79 that has not more than 1 academic hospital as part of the regional hospital system and include an
80 acute care hospital not receiving delivery system transformation initiative payments with both a
81 Medicaid payer mix that is more than 1 standard deviation above the statewide average and a
82 commercial payer mix that is more than 1/2 standard deviation below the statewide average
83 based on the cost report data from fiscal year 2012; provided further, that the commission shall
84 submit a report to the joint committee on health care financing and the house and senate
85 committees on ways and means not later than December 31, 2016 on: (a) a description of the
86 projects completed through the grant program; (b) an analysis of cost savings realized by the
87 regional hospital system through the grant program; and (c) any other outcomes the commission
88 considers relevant; and provided further, that the office of Medicaid shall seek federal financial
89 participation for grants made under the pilot program.....\$5,000,000

90 1599-8910 For a reserve to remediate identified and approved deficiencies incurred by the
91 sheriffs.....\$21,749,199

92

EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

Office of the Secretary of Health and Human Services

93	1599-0017	For a homelessness prevention reserve at the executive office of health and human	
94	services.....		\$5,000,000
95	1599-2002	For a reserve for the department of children and families to address training and	
96	supports for foster families and adoptive families		\$1,000,000

EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY

Office of the Secretary

97	8000-1020	For grants to municipalities for police body camera pilot programs to be administered by the	
98	executive office of public safety and security to improve public safety, enhance community-police		
99	relations, foster better accountability for the actions of police personnel, deter inappropriate conduct by		
100	police officers and by members of the public, capture digital audio-video evidence for criminal, civil and		
101	traffic-related court cases, be used as a training tool for officer safety and best practices and protect		
102	privacy; provided that, the secretary of public safety and security shall distribute grants on a competitive		
103	basis; and provided further, that applicants shall submit a deployment plan that shall include the		
104	applicant's plan for: (i) the use of cameras; (ii) how the applicant will address privacy protections; (iii) a		
105	policy for retention of and access to video footage; (iv) enforcement; and (v) reporting and program		
106	evaluation.....		\$250,000

107 SECTION 2C.I. For the purpose of making available in fiscal year 2016 balances of
108 appropriations which otherwise would revert on June 30, 2015, the unexpended balances of the
109 appropriations listed below, not to exceed the amount specified below for each item, are hereby
110 reappropriated for the purposes of and subject to the conditions stated for the corresponding item
111 in section 2 of chapter 165 of the acts of 2014. For items that do not appear in said section 2 of
112 said chapter 165, the amounts in this section are hereby reappropriated for the purposes of and
113 subject to the conditions stated for the corresponding item in section 2 or 2A in prior
114 appropriation acts. The unexpended balances of all appropriations in the Massachusetts
115 management accounting and reporting system with a secretariat code of 01 or 17 are hereby
116 reappropriated for the purposes of and subject to the conditions stated for the corresponding item
117 said section 2 of said chapter 165 of the acts of 2014 or section 2A of chapter 194 of the acts of

118 2011. The sums reappropriated in this section shall be in addition to any amounts available for
119 those purposes.

JUDICIARY

Committee for Public Counsel Services

120 0321-1500\$129,193

EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

Office of the Secretary of Administration and Finance

121 1599-0054\$1,235,079

122 1599-0415\$53,357

123 1599-4444\$3,774,924

124 1599-6903\$7,435,045

EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS

Department of Environmental Protection

125 2200-0135\$400,000

Department of Public Utilities

126 2100-0012\$147,589

127

EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

Department of Public Health

128 4510-0710\$1,634,400

Department of Mental Health

129 5046-0000\$2,000,000

Department of Transitional Assistance

130 4401-1000\$862,000

Department of Children and Families

131 4800-0015\$208,302

EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT

Massachusetts Marketing Partnership

132 7008-0900\$662,924

EXECUTIVE OFFICE OF EDUCATION

Department of Early Education and Care

133 3000-4060\$3,400,000

Department of Higher Education

134 7077-0023\$20,000

University of Massachusetts

135 7100-0207\$331,175

Cape Cod Community College

136 7504-0102 \$1,433,393

EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY

Department of State Police

139 8000-0106.....\$237,246

SHERIFFS

Hampden Sheriff's Office

140 8910-0102\$240,000

141 SECTION 2C.II. For the purpose of making available in fiscal year 2016 balances of
142 retained revenue and intragovernmental chargeback authorizations which otherwise would revert
143 on June 30, 2015, the unexpended balances of the authorizations listed below, not to exceed the
144 amount specified below for each item, are hereby reauthorized for the purposes of and subject to
145 the conditions stated for the corresponding item in section 2 or 2B of chapter 165 of the acts of
146 2014. Amounts in this section are hereby reauthorized from the funds designated for the
147 corresponding item in said section 2 or 2B of said chapter 165. For items that do not appear in
148 said section 2 or 2B of said chapter 165, the amounts in this section are hereby reauthorized from
149 the funds designated for the corresponding item in section 2, 2A or 2B of this act or in prior
150 appropriation acts. The sums reauthorized in this section shall be in addition to any amounts
151 available for those purposes.

152

EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

Human Resources Division

153 1750-0601\$300,000

154 EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY

Office of the Chief Medical Examiner

155 8000-0122\$200,000

156 SECTION 3. Chapter 4 of the General Laws is hereby amended by striking out section
157 2A, as appearing in the 2014 Official Edition, and inserting in place thereof the following 4
158 sections :-

159 Section 2A. Unless otherwise provided, this section shall apply to each special
160 commission established to make an investigation and study of any matter.

161 If it is provided that members of the senate or house of representatives shall be members
162 of a commission, those members shall be designated by the president of the senate and the
163 speaker of the house of representatives, respectively.

164 Any such commission: (1) shall be provided with quarters in the state house or elsewhere;
165 (2) may expend for expenses and for expert, legal, clerical and other assistance such sums as may
166 be appropriated therefor; (3) may travel within the commonwealth; (4) may hold hearings; (5)
167 shall report to the general court the results of its investigation and study and its
168 recommendations, if any, together with drafts of legislation necessary to carry its
169 recommendations into effect by filing the same with the clerk of either branch; and (6) may
170 report from time to time but shall file its final report not later than the last Wednesday in January
171 in the following year, if it is established, continued or revived and continued in an odd-numbered
172 year or not later than the last Wednesday in December in the same year if it is established,
173 continued or revived and continued in an even-numbered year.

174 Appointments to a special commission shall be reported to the boards and commissions
175 office within 30 days after appointment and the appointed member's appointing authority and the
176 report shall reference the date at which that term of appointment ends. The boards and
177 commissions office shall, within 30 days thereafter, make this information publicly available

178 online. Changes in commission appointments shall be reported within 30 days to the boards and
179 commissions office.

180 Private or executive meetings of special commissions shall be open to the public unless a
181 majority of the members of a commission shall vote otherwise. A notice of each such meeting
182 shall be filed with the clerk of either branch and the notice or a copy of the notice, along with the
183 agenda, shall be publicly posted in the office of that clerk at least 24 hours before such meeting,
184 excluding Saturdays, Sundays and legal holidays.

185 If a commission is continued or revived and continued, it shall continue to exercise and
186 perform all the rights, powers and duties previously conferred or imposed on it.

187 A special commission established to make an investigation and study of any matter shall
188 automatically be dissolved 60 days after submission of its final report to the recipients designated
189 in its enabling law. Commissions may seek extensions of reporting deadlines through their
190 appropriate enabling authority if additional time is needed to complete and submit their final
191 report.

192 Section 2B. Meeting agendas for open meetings of all commissions shall be filed with the
193 clerk of either branch not less than 48 hours prior to the meeting or concurrently with the
194 meeting notice. The commission shall make the agenda publicly available online; provided,
195 however, that the commission may designate the clerk of either branch as the party responsible
196 for making such information publicly available online. Meeting minutes from commission
197 meetings shall be approved at the next subsequent meeting of the commission at which a quorum
198 is present. The boards and commissions office shall be required to establish and maintain a
199 website that allows the public at no cost to search for and obtain copies of the minutes of open
200 meetings held by each commission. Minutes shall be posted on that website within 30 days after
201 the commission has approved the minutes.

202 Section 2C. If the appointing authority for a seat on a commission, created either by law
203 or executive order, makes a written finding that the authority is unable, within 90 days after the
204 creation of the commission or the development of the vacant seat, to locate any person in the
205 commonwealth who meets the requirements for that seat and who is also willing and suitable to

206 serve, the appointing authority may be authorized to appoint a person for the seat who meets
207 only some of the requirements enumerated in the enabling law or executive order.

208 Section 2D. The boards and commissions office shall, on an annual basis, compile a list
209 of active commissions that shall include each commission's members and each member's
210 appointing authority, and commissions which have been dissolved and commissions which need
211 additional appointments.

212 SECTION 3A. Section 207 of chapter 6 of the General Laws, as so appearing, is hereby
213 amended by striking out, in lines 21 and 22, the words "public welfare under chapter one
214 hundred and eighteen or one hundred and eighteen E" and inserting in place thereof the
215 following words:- transitional assistance under chapter 118 or of the division of medical
216 assistance under chapter 118E.

217 SECTION 4. Section 14A of chapter 6A of the General Laws, as so appearing, is hereby
218 amended by striking out, in line 34, the words "and (7)" and inserting in place thereof the
219 following words:- (7) provide consolidated human resource services to the employees of the
220 department of higher education, the department of early education and care and the department
221 of elementary and secondary education; and (8).

222 SECTION 5. Section 3 of chapter 6C of the General Laws, as so appearing, is hereby
223 amended by striking out clauses 47 and 48 and inserting in place thereof the following 4
224 clauses:-

225 (47) ensure regional equity related to transportation planning, construction, repair,
226 maintenance, capital improvement, development and funding;

227 (48) designate a representative to act in its interest in labor relations matters with its
228 employees;

229 (49) sell, lease or otherwise contract for advertising, including in or on facilities of the
230 department; and

231 (50) exercise all the powers and duties exercised by the outdoor advertising board under
232 chapter 93.

233 SECTION 6. Subsection (a) of section 45 of chapter 7C of the General Laws, as so
234 appearing, is hereby amended by striking out the second sentence and inserting in place thereof
235 the following sentence:- Eight members shall be appointed by the governor, 3 of whom shall
236 have not fewer than 15 years of experience as registered architects in the commonwealth who
237 may be architects emeritus but who shall not have a record of disciplinary action, 3 of whom
238 shall have not fewer than 15 years of experience as registered engineers in the commonwealth
239 who shall not have a record of disciplinary action and 2 of whom shall be representatives of the
240 public who are not architect designers, engineers or construction contractors.

241 SECTION 7. Subsection (c) of said section 45 of said chapter 7C, as so appearing, is
242 hereby amended by striking out the first sentence and inserting in place thereof the following 2
243 sentences:- The board shall employ an executive director who shall be appointed by the secretary
244 of administration and finance and who shall have either: (i) not fewer than 15 years of experience
245 as a registered architect who shall not have a record of disciplinary action; or (ii) not fewer than
246 15 years of experience as a registered engineer who shall not have a record of disciplinary action.
247 The board shall employ such other staff or consultants as it may deem necessary, subject to
248 appropriation.

249 SECTION 8. Said chapter 7C is hereby amended by striking out section 59, as so
250 appearing, and inserting in place thereof the following section:-

251 Section 59. As used in this section and unless the context clearly requires otherwise,
252 “schematic design” shall mean a basic and preliminary revision, development and
253 implementation of the study or program parameters, or both the study and program parameters,
254 and a further, but preliminary, investigation of the construction details, mechanical system, code
255 issues, construction schedule, site utilities and cost estimate, including preliminary designs and
256 design premises upon which the design scheme is based.

257 An appropriation or authorization for the design or construction of a building project,
258 beyond schematic design, for which a state agency is the using agency shall require the
259 satisfactory completion of a study or program through schematic design before any services for
260 the design or construction of the project may be contracted for, performed by contract or

261 otherwise, or funds allotted, encumbered or expended therefor, unless such appropriation or
262 authorization specifically states that no such study or program need or shall be done.

263 No provider of design services for any building project for which a state agency is the
264 using agency shall be selected by the designer selection board or by the administering agency
265 and no design services shall be performed beyond schematic design for or by such administering
266 agency for any building project for which the satisfactory completion of a study program is
267 required prior to the design or construction of that project, unless: (i) the study or program or, if
268 appropriate, both, have been satisfactorily completed through schematic design; (ii) the using
269 agency certifies in writing to the commissioner of capital asset management and maintenance
270 that the study or program, including schematic design, or, if appropriate, both, correspond to the
271 current needs of that agency, including its current long-term capital facilities development plan;
272 (iii) the commissioner requests that the director of programming, the director of project
273 management or the director of facilities management review the study or program, including
274 schematic design, or, if appropriate, both, and the director certifies in writing to the
275 commissioner that the study or program including schematic design, or if appropriate, both,
276 reflects the using agency's needs as stated, that they provide an accurate estimate of the project
277 requirements, cost and schedule and that the project can be accomplished within the
278 appropriation or authorization for that project and recommends proceeding with design,
279 construction or, if appropriate, both; and (iv) the commissioner of capital asset management and
280 maintenance certifies in writing to the secretary of administration and finance that the study or
281 program, including schematic design, or, if appropriate, both, are in conformity with the scope
282 and purpose of the appropriation or authorization for the project and legislative intent in regard
283 to long-range capital facility plans for the using agency, approves proceeding with regard to
284 long-range capital facility plans for the using agency and approves proceeding with design,
285 construction or, if appropriate, both.

286 If the director whose review is requested or the commissioner of capital asset
287 management and maintenance should fail to certify, recommend or approve, the commissioner
288 shall immediately send notice of the commissioner's decision and the reasons for the decision to
289 the secretary of administration and finance and to the house and senate committees on ways and
290 means.

291 SECTION 9. Chapter 7C of the General Laws is hereby amended by adding the
292 following section:-

293 Section 73. (a) There shall be a Massachusetts per cent for art program, or MPAP, to be
294 administered by the public art commission established in subsection (b). The MPAP shall
295 provide for the creation and preservation of public art. Under this program and in connection
296 with construction or substantial renovation of any commonwealth-owned, managed and occupied
297 building, not less than 0.5 per cent of the budgeted capital cost of the project, not to exceed
298 \$250,000, shall be expended for the creation or preservation of public art in or on the site
299 including, but not limited to, expenses related to selection processes and design and
300 development. The MPAP shall apply only when the budgeted capital cost of a construction or
301 renovation project exceeds \$4,000,000.

302 (b) There shall be a public art commission which shall administer the MPAP by: (i)
303 working with the division of capital asset management and maintenance, project managers and
304 contractors to identify opportunities and locations for art; (ii) reviewing each project to ensure
305 relevance of and support for the public art, including engaging the relevant local site users and
306 community stakeholders for their input; (iii) making curatorial decisions on a project-by-project
307 basis; (iv) establishing partnerships and relationships as relevant to the program and projects
308 with members of the commonwealth's artist community, including artists, cultural institutions,
309 arts organizations and educational institutions; (v) consulting with local art and cultural
310 commissions; (vi) promoting and encouraging public art; (vii) promoting public access to and
311 education with respect to art installations in public facilities; (viii) ensuring an inventory of and
312 maintenance plan for the public art collection; and (ix) coordinating with the executive
313 department to ensure compliance with and participation in the MPAP. The commission may
314 coordinate with educational, arts and cultural organizations, municipalities and other
315 organizations to provide alternative sources of funding for public art and programming for arts
316 and cultural education and research alternative funding mechanisms including, but not limited to,
317 public-private partnerships that may increase the total pool of funds for public art and suggest the
318 development of programming for education and promotion regarding public art. All state
319 agencies within the executive department shall cooperate with and provide assistance to the
320 commission as necessary.

321 (c) The commission shall consist of: the commissioner of capital asset management and
322 maintenance or a designee who shall serve as chair; the executive director of the Massachusetts
323 cultural council or a designee; 2 persons to be appointed by the president of the Massachusetts
324 College of Art and Design, each of whom shall have a background in public art or architecture;
325 and 5 persons to be appointed by the governor, 1 of whom shall have municipal government
326 experience who shall be selected from a list of 3 individuals nominated by the Massachusetts
327 Municipal Association, Inc.; 1 of whom shall be a project designer with experience in the
328 creation and installation of public art; 1 of whom shall be an artist or representative from a
329 nonprofit or community organization associated with the arts who shall be selected from a list of
330 3 individuals nominated by the executive director of the Massachusetts cultural council; and 1 of
331 whom shall be a faculty or staff member specializing in art or architecture at 1 of the
332 commonwealth's public institutions of higher education. At least 1 member of the commission
333 shall be an artist and at least 1 member shall be an architect. The governor shall seek to appoint
334 persons who are from geographically diverse regions of the commonwealth. The MPAP
335 coordinator appointed pursuant to subsection (d) shall be a nonvoting member of the commission
336 and shall serve as its secretary. Commission members shall serve without compensation or
337 reimbursement for expenses. Commission members shall serve for terms of 5 years.
338 Commissioner members may be reappointed but shall not serve for more than 2 consecutive
339 terms. The commission shall meet at least quarterly and otherwise at the discretion of the chair.

340 (d) The commissioner of capital asset management and maintenance, in coordination with
341 the commission, shall appoint an MPAP coordinator who shall report to the commissioner and
342 shall have the requisite qualifications related to public art programs and project management to
343 administer the MPAP. The coordinator's appointment shall be subject to approval by the
344 commission. In coordination with the commission and any other agencies as the commissioner
345 may deem appropriate, the coordinator shall, without limitation: (i) recommend the guidelines
346 and parameters for the MPAP; (ii) coordinate the MPAP, including soliciting artists, setting up
347 proposal review, overseeing artists' work and developing and managing community engagement
348 and educational activities; (iii) research other successful funding mechanisms that increase the
349 total pool of funds for public art; and (iv) oversee the creation of a central entity to host a variety
350 of shared resources relating to the implementation, installation, maintenance and preservation of

351 public art. All guidelines, policies and regulations for the MPAP shall be approved by the
352 commission.

353 (e) In selecting art installations for construction or renovation projects, the commission
354 shall give preference to artists residing in the commonwealth.

355 (f) The commonwealth shall have sole ownership of all artwork acquired through the
356 MPAP, subject to exceptions approved by the commission. The artist shall retain copyright of the
357 artwork unless otherwise noted in the contract for the work.

358 (g) Annually, not later than September 1, the commission shall provide a report to the
359 secretary of administration and finance, the house and senate committees on ways and means, the
360 joint committee on tourism, arts and cultural development and the clerks of the senate and house
361 of representatives describing the actions of the MPAP and the commission and any other
362 information the commission considers pertinent.

363 SECTION 10. Section 35AAA of chapter 10 of the General Laws, as appearing in the
364 2014 Official Edition, is hereby amended by striking out the seventh sentence and inserting in
365 place thereof the following 2 sentences:- Any fiscal year-end balance in the fund that is not
366 subject to appropriation shall not revert to the General Fund but shall remain in the fund and be
367 available for expenditure during the next fiscal year. Any fiscal year-end balance in the fund that
368 is subject to appropriation shall not be subject to section 5C of chapter 29.

369 SECTION 11. The second paragraph of section 2 of chapter 14 of the General Laws, as
370 so appearing, is hereby amended by striking out the last sentence and inserting in place thereof
371 the following sentence:- The position of commissioner shall be classified in accordance with
372 section 45 of chapter 30 and the salary shall be determined in accordance with section 46C of
373 said chapter 30.

374 SECTION 12. Section 4 of chapter 15A of the General Laws, as so appearing, is hereby
375 amended by inserting after the word "education", in line 6, the following words:- who shall
376 serve ex officio.

377 SECTION 13. Section 21 of said chapter 15A, as so appearing, is hereby amended by
378 inserting after the word “education”, in line 54, the following words:- except as otherwise
379 required by section 4.

380 SECTION 13A. Subsection (a) of section 5 of chapter 21J of the General Laws, as so
381 appearing, is hereby amended by striking out clause (a) and inserting in place thereof the
382 following clause:-

383 (a) For each tank eligible for reimbursement pursuant to this chapter, reimbursement for
384 all costs, expenses, claims and other obligations eligible for reimbursement pursuant to this
385 chapter shall not exceed, in the aggregate, \$2,500,000 as follows: (i) \$1,500,000 for
386 reimbursement under subclause (1) of clause (a) section 4; and (ii) \$1,000,000 for expenses
387 under subclause (2) of said clause (a) of said section 4, less the applicable deductible specified in
388 subsection (b) of this section.

389 SECTION 14. Subsection (a) of section 2MMMM of chapter 29 of the General Laws, as
390 so appearing, is hereby amended by adding the following sentence:- Amounts credited to the
391 fund shall not be subject to further appropriation and monies remaining in the fund at the end of
392 a fiscal year shall not revert to the General Fund.

393 SECTION 15. Section 6D of chapter 30A of the General Laws, as so appearing, is hereby
394 amended by adding the following paragraph:-

395 Each executive office shall publish on its website a list of laws passed in the previous 24
396 months for which regulations are required and for which regulations have not been adopted,
397 identifying the session law in which the statutory authority was passed and containing a brief
398 statement as to the agency’s plan to adopt the regulations. The plan shall be updated
399 semiannually on the website and filed with the clerks of the senate and house of representatives
400 and the senate and house chairs of the joint committee on state administration and regulatory
401 oversight.

402 SECTION 15A. Section 41 of chapter 36 of the General Laws, as so appearing, is hereby
403 amended by striking out, in lines 9 and 12, the figure "2018" and inserting in place thereof, in
404 each instance, the following figure:- 2020.

405 SECTION 15B. Section 96B of chapter 41 of the General Laws, as so appearing, is
406 hereby amended by striking out, in line 30, the words: - "department of criminal justice training"
407 and inserting in place thereof the following words:- municipal police training committee.

408 SECTION 15C. Said section 96B of said chapter 41, as so appearing, is hereby further
409 amended by striking out, in line 32, the words "in which he" and inserting in place thereof the
410 following words:- or as a reserve or intermittent police officer who.

411 SECTION 16. Section 25B of chapter 54 of the General Laws, as so appearing, is hereby
412 amended by adding the following subsection:-

413 (q) No early voting ballot cast under this section shall be counted if the officer charged
414 with the duty of counting the ballot is cognizant of the fact that the voter has died prior to the
415 opening of the polls on the day of the election.

416 SECTION 17. Subsection (n) of section 89 of chapter 71 of the General Laws, as
417 appearing in the 2014 Official Edition, is hereby amended by inserting after the first paragraph
418 the following 4 paragraphs:-

419 Notwithstanding the enrollment preferences in this section, a Horace Mann charter school
420 in the city of Salem or Springfield may limit enrollment geographically or add a geographic
421 enrollment preference by: (i) using the assignment system of the city in which it is located;
422 provided, however, that within the walk zone for the Horace Mann charter school, as calculated
423 by the city's preexisting student assignment system, the percentage of students who qualify for
424 the free or reduced price lunch program or another successor measure as determined by the
425 department shall be equal to or higher than the district's overall percentage of students who
426 qualify for the program; or (ii) offering enrollment preferences to students who reside in a
427 specific geographical area in which the school building is located; provided, however, that within
428 that geographical preference area, the percentage of students who qualify for the free or reduced

429 price lunch program or another successor measure as determined by the department shall be
430 equal to or higher than the district's overall percentage of students who qualify for the program.

431 In order to institute a geographical enrollment limitation or preference, the original
432 charter of the Horace Mann charter school or an amendment to the charter shall permit such a
433 geographic enrollment limitation or preference. An amendment to the charter of a Horace Mann
434 charter school to add a geographic enrollment limitation or preference shall require the approval
435 of the local school committee, the board of trustees of the Horace Mann charter school and the
436 commissioner.

437 In addition to providing the information pursuant to subsection (e), a Horace Mann
438 charter school that offers a geographical enrollment preference shall include in its application for
439 approval or amendment: (i) a definition of the geographical area for which it shall offer a
440 geographic enrollment preference; (ii) an explanation of how the preference will support the
441 mission of the Horace Mann charter school; (iii) evidence that within the geographical area there
442 resides an equal or higher percentage of low-income students, as measured by qualification for
443 the free or reduced price lunch program or another measure as approved by the department, as
444 compared to the district enrollment as a whole; and (iv) an explanation of how the Horace Mann
445 charter school will target its recruitment and retention efforts for students within the
446 geographical area. If a Horace Mann charter school that chooses to offer a geographical
447 enrollment preference seeks a charter renewal and intends to continue applying the geographical
448 enrollment preference, the board shall consider whether the preference area continues to serve an
449 adequate percentage of low-income students to qualify under this subsection.

450 A Horace Mann charter school that offers a geographical enrollment preference shall give
451 priority for enrollment in the following order: (i) to students actually enrolled in the school on
452 the date the application is filed with the board and to their siblings; (ii) to students who reside
453 within the geographical enrollment preference area and are enrolled in the public schools of the
454 district where the Horace Mann charter school is to be located; (iii) to other students who reside
455 within the geographical preference area; (iv) to other students enrolled in the public schools of
456 the district where the Horace Mann charter school is to be located but who reside outside of the
457 geographical enrollment preference area; and (v) to other students who reside outside of the

458 geographical preference area but within the city or town in which the Horace Mann charter
459 school is located.

460 SECTION 18. Section 5 of chapter 78 of the General Laws is hereby repealed.

461 SECTION 19. The second paragraph of section 7 of chapter 111B, as appearing in the
462 2014 Official Edition, is hereby amended by adding the following sentence:- No person shall be
463 committed to the to the Massachusetts Correctional Institution, Framingham for rehabilitative
464 purposes, under this section or section 35 of chapter 123.

465 SECTION 20. Said section 7 of said chapter 111B of the General Laws, as so appearing,
466 is hereby amended by striking out, in lines 29 and 30, the words “or to the Massachusetts
467 correctional institution, Framingham”.

468 SECTION 21. Section 24B of chapter 112 of the General Laws, as so appearing, is
469 hereby amended by striking out, in line 1, the words “and the commissioner of education”.

470 SECTION 22. Said section 24B of said chapter 112, as so appearing, is hereby further
471 amended by striking out, in lines 3 and 4, the words “and the commissioner”.

472 SECTION 23. Said section 24B of said chapter 112, as so appearing, is hereby further
473 amended by striking out, in lines 8, 9, 10 and 11, and in line 15, each time they appear, the words
474 “and said commissioner”.

475 SECTION 24. The third paragraph of section 35 of chapter 123 of the General Laws, as
476 so appearing, is hereby amended by adding the following sentence:- The person shall be
477 assessed using a standardized evaluation tool to be created by the department of mental health in
478 collaboration with the department of public health.

479 SECTION 25. The fourth paragraph of said section 35 of said chapter 123, as so
480 appearing, is hereby amended by striking out the fourth sentence and inserting in place thereof
481 the following sentence:- If the person is a male, the person may be committed to the
482 Massachusetts Correctional Institution, Bridgewater if there are not suitable facilities available
483 under said chapter 111B; provided however, that the person so committed shall be housed and
484 treated separately from convicted criminals.

485 SECTION 25A. The fifth paragraph of section 17 of chapter 138 of the General Laws is
486 hereby amended by striking out the first sentence, as amended by section 72 of chapter 287 of
487 the acts of 2014, and inserting in place thereof the following sentence:- The licensing board for
488 the city of Boston may grant 660 licenses for the sale of all alcoholic beverages under section 12.

489 SECTION 25B. Said fifth paragraph of said section 17 of said chapter 138 is hereby
490 further amended by striking out the figure “660”, as appearing in section 25A, and inserting in
491 place thereof the following figure:- 665.

492 SECTION 25C. Section 24 of chapter 151A of the General Laws, as appearing in the
493 2014 Official Edition, is hereby amended by striking out, in line 41, the word “thirty” and
494 inserting in place thereof the following words:- 30 or who is attending an apprentice training
495 program registered by the division of apprentice standards.

496 SECTION 25D. Chapter 176D of the General Laws is hereby amended by inserting after
497 section 3B the following section:-

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

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

502 “Emergency ambulance services”, emergency services that an ambulance service
503 provider may render under its ambulance service license for a condition or situation in which an
504 individual has a need for immediate medical attention or if the individual, a bystander or an
505 emergency medical services provider perceives the potential for the need for immediate medical
506 attention.

507 “Insurance policy” or “contract”, a policy, contract, agreement, plan or certificate of
508 insurance issued, delivered or renewed within the commonwealth that provides coverage for
509 expenses incurred by an insured for transportation services rendered by an ambulance service
510 provider.

511 “Insured”, an individual entitled to ambulance services benefits pursuant to an insurance
512 policy or contract.

513 “Insurer”, a person as defined in section 1, a health maintenance organization as defined
514 in section 1 of chapter 176G, a nonprofit hospital service corporation organized pursuant to
515 chapter 176A, an organization as defined in section 1 of chapter 176I that participates in a
516 preferred provider arrangement as defined in said section 1 of said chapter 176I, a carrier
517 offering a small group health insurance plan pursuant to chapter 176J, a company as defined in
518 section 1 chapter 175, an employee benefit trust, a self-insurance plan or a company certified
519 pursuant to section 34A of chapter 90 and which may issue a motor vehicle liability policy
520 pursuant to section 113A of said chapter 175 that provides insurance for the expense of medical
521 coverage.

522 (b) Notwithstanding any general or special law to the contrary, if an ambulance service
523 provider provides an emergency ambulance service to an insured but is not an ambulance service
524 provider under contract to the insurer maintaining or providing the insured’s insurance policy or
525 contract, the insurer maintaining or providing the insurance policy or contract shall pay the
526 ambulance service provider directly and promptly for the emergency ambulance service rendered
527 to the insured. The payment shall be made to the ambulance service provider notwithstanding
528 that the insured’s insurance policy or insurance contract contains a prohibition against the
529 insured assigning benefits under the insurance policy or contract so long as the insured executes
530 an assignment of benefits to the ambulance service provider; provided, however, that such
531 payment shall be made to the ambulance service provider if an insured is either incapable or
532 unable as a practical matter to execute an assignment of benefits under an insurance policy or
533 contract which does not prohibit an assignment of benefits or in connection with an insurance
534 policy or contract that contains a prohibition against an assignment of benefits. An ambulance
535 service provider shall not be considered to have been paid for an emergency ambulance service
536 rendered to an insured if the insurer makes payment for the emergency ambulance service to the
537 insured. An ambulance service provider shall have a right of action against an insurer that fails to
538 make a payment to it under this subsection.

539 (c) With the exception of nonprofit corporations licensed to operate critical care
540 ambulance services that perform both ground and air transports, payment to an ambulance

541 service provider under subsection (b) shall be at a rate equal to the rate established by the
542 municipality from which the patient was transported; provided, however, that the rate set by the
543 municipality shall be within the range set by regulation by the secretary of health and human
544 services. No payment to an ambulance service provider shall be less than the current published
545 rate for the ambulance service rendered to the insured as established by the Centers for Medicare
546 and Medicaid Services under Title XVIII of the Social Security Act. A municipality shall set the
547 rate within the range set by the secretary using parameters recommended by the ambulance
548 service advisory council and adopted by the secretary. The parameters shall reflect geographical
549 and population density differences that disproportionately affect access in a municipality when
550 compared to similarly positioned municipalities. The secretary shall review the range every 3
551 years.

552 (d) An ambulance service provider receiving payment for emergency ambulance services
553 pursuant to subsections (b) and (c) shall be considered to have been paid in full for the
554 emergency ambulance services provided to the insured and shall have no further right or recourse
555 to bill the insured for the emergency ambulance services, with the exception of coinsurance, co-
556 payments or deductibles for which the insured is responsible pursuant to the insured's insurance
557 policy or contract.

558 (e) Nothing in this section shall be construed to limit or adversely affect an insured's
559 right to receive benefits under an insurance policy or contract providing insurance coverage for
560 emergency ambulance services. Nothing in this section shall create an entitlement on behalf of
561 an insured to coverage for emergency ambulance services if the insured's insurance policy or
562 contract provides no coverage for emergency ambulance services.

563 (f) There shall be an ambulance service advisory council to advise the secretary on price
564 range parameters set forth in subsection (c). The council shall be appointed by the secretary and
565 consist of the following members or their designee: (i) the secretary of public safety and security;
566 (ii) the commissioner of the group insurance commission; (iii) a representative of the Fire
567 Chiefs' Association of Massachusetts; (iv) the president of the Massachusetts Municipal
568 Association; (v) the president of the Massachusetts Association of Health Plans, Inc.; (vi) the
569 president of the Professional Fire Fighters of Massachusetts; (vii) a representative of the
570 Massachusetts Ambulance Association, Incorporated; and (viii) the president of a commercial

571 insurer. The council shall make recommendations for pricing schedules that consider: (A) cost
572 differences associated with differences in geography that impact services; (B) differences in
573 distances traveled for services; and (C) the actual cost of providing services.

574 SECTION 26. Section 3 of chapter 176Q of the General Laws, as appearing in the 2014
575 Official Edition, is hereby amended by adding the following clause:-

576 (x) to make applications to the United States Secretary of Health and Human Services to
577 waive any applicable provisions of the Patient Protection and Affordable Care Act, Pub. L. 111-
578 148, as amended from time to time, as provided for by 42 U.S.C. § 18052, and to implement the
579 state plans of any such waiver in a manner consistent with applicable state and federal laws, as
580 authorized by the United States Secretary of Health and Human Services pursuant to said 42
581 U.S.C. § 18052.

582 SECTION 27. Section 39 of chapter 207 of the General Laws, as so appearing, is hereby
583 amended by striking out, in lines 43 and 44, the words “him of twenty-five dollars by said other
584 person” and inserting in place thereof the following words:- the secretary of \$25 for applications
585 delivered by mail, facsimile or by hand or \$20 for applications submitted electronically.

586 SECTION 27A. Section 1 of chapter 211F of the General Laws, as so appearing, is
587 hereby amended by adding the following 2 definitions:-

588 "Pretrial services plan", a written proposal submitted to the executive director of the
589 office of community corrections for approval and funding as a pretrial services program.

590 “Pretrial services program”, any program that is operated by a state, local or private
591 service agency, that the office of community corrections has deemed appropriate for an
592 individual awaiting trial.

593 SECTION 27B. Section 2 of said chapter 211F, as so appearing, is hereby amended by
594 inserting after the word “of”, in line 3, the following words:- pretrial services programs and.

595 SECTION 27C. Said section 2 of said chapter 211F, as so appearing, is hereby further
596 amended by inserting after the word “developing”, in line 5, the following words:- pretrial
597 services programs and.

598 SECTION 27D. Said section 2 of said chapter 211F, as so appearing, is hereby further
599 amended by inserting after the word “corrections”, in line 9, the following words:- “and pretrial
600 services.”.

601 SECTION 27E. Said chapter 211F is hereby amended by inserting after section 3 the
602 following section:-

603 Section 3A. (a) Participation in a pretrial services program may be ordered by the court,
604 in lieu of bail, or as a condition of release consistent with sections 57, 58 and 58A of chapter
605 276. The court may dictate the duration and conditions of the pretrial services program.

606 (b) The probation department may utilize pretrial services programs for pretrial
607 supervision consistent with sections 87 and 87A of said chapter 276.

608 (c) An individual held in jail may be released to probation to enter a pretrial services
609 program upon the agreement of the sheriff who has the custody of the individual and the
610 commissioner of probation.

611 SECTION 27F. Section 4 of said chapter 211F, as appearing in the 2014 Official Edition,
612 is hereby amended by inserting after the word “plans” , in line 3, the following:- “and pretrial
613 services plans.

614 SECTION 27G. Section 5 of said chapter 211F, as so appearing, is hereby amended by
615 inserting after the word “commitments”, in line 10, the following words:- , reducing pretrial
616 detention, and increasing the court appearance rate.

617 SECTION 27H. Section 224 of chapter 127 of the acts of 1999 is hereby amended by
618 striking out, in line 5, the word “two” and inserting in place thereof the following figure:- 3.

619 SECTION 27I. Section 9 of chapter 419 of the acts of 2008 is hereby amended by
620 striking out subsection (a), as amended by section 81 of chapter 189 of the acts of 2010, and
621 inserting in place thereof the following subsection:-

622 (a) There shall be an education and training collaborative to develop, in conjunction with
623 the Taunton Development Corporation, the regional education, training and skills alliance center.
624 The education collaborative shall be managed by a board of directors which shall consist of: the
625 presidents of Bridgewater State University, the Massachusetts Maritime Academy, Massasoit
626 Community College, Cape Cod Community College, Bristol Community College, Wheaton
627 College, the Massachusetts Federation of Teachers, the Massachusetts Teachers Association, the
628 Massachusetts AFL-CIO, the Taunton Area Chamber of Commerce, Inc. or their designees; the
629 chancellor of the University of Massachusetts at Dartmouth; the commissioner of developmental
630 services or a designee; and the executive director of the Southeastern Regional Planning &
631 Economic Development District or a designee. The board may, by majority vote, increase its
632 membership to include the presidents of other institutions of higher education, the
633 superintendents of comprehensive high schools and regional vocational technical schools
634 housing their main campuses in southeastern Massachusetts or their designees; and the board
635 may, by majority vote, increase its membership to include private sector industry partners;
636 provided, however, that the number of private sector industry board members shall not represent
637 more than 49 per cent of the board. The board, by majority vote, may form an advisory
638 committee. Members of the board may vote according to the terms of the education
639 collaborative agreement but the land and property management of the center shall be the
640 responsibility of the Taunton Development Corporation.

641 SECTION 27J. Said section 9 of said chapter 419 is hereby further amended by striking
642 out subsection (i) and inserting in place the following subsection :-

643 (i) The education collaborative shall be considered a public entity and may sue and be
644 sued to the same extent as a city, town or regional school district. The education collaborative,
645 acting through its board of directors, may enter into contracts for the purchase of supplies,
646 materials and services including, but not limited to, services of a nonprofit to assist with the
647 powers and duties of the board as prescribed in the written agreement under subsection (b) and
648 for the purchase or leasing of land, buildings and equipment as considered necessary by the
649 board. For the purposes of this act, members of the nonprofit, whether created or contracted with
650 as prescribed in the written agreement under subsection (b), shall not be considered state
651 employees.

652 SECTION 27K. The second paragraph of chapter 313 of the acts of 2010 is hereby
653 amended by adding the following sentence:- The co-chairs of the commission may each appoint
654 up to 3 additional commission members to fulfill the purpose of the commission.

655 SECTION 28. Subsection (e) of section 49 of chapter 9 of the acts of 2011 is hereby
656 amended by striking out the words, "January 1, 2016," and inserting in place thereof the
657 following words:- January 1, 2017.

658 SECTION 29. Subsection (f) of said section 49 of said chapter 9 is hereby amended by
659 striking out, in line 2, the words "June 1, 2016" and inserting in place thereof the following
660 words:- June 1, 2017.

661 SECTION 30. Section 102 of chapter 35 of the acts of 2013 is hereby amended by
662 striking out, each time it appears, the figure "2015" and inserting in place thereof the following
663 figure:- 2017.

664 SECTION 31. Item 7002-0021 of section 2 of chapter 38 of the acts of 2013 is hereby
665 amended by striking out the words "December 31, 2015" and inserting in place thereof the
666 following words:- June 30, 2016.

667 SECTION 31A. Section 30 of chapter 79 of the acts of 2014 is hereby amended by
668 striking out the date "November 30, 2015", inserted by section 54 of chapter 10 of the acts of
669 2015, and inserting in place thereof the following date:- September 30, 2016.

670 SECTION 31B. Subsection (c) of section 75 of chapter 144 of the acts of 2014 is hereby
671 amended by striking out the date, "June 30, 2015" and inserting in place thereof the following
672 date:- February 1, 2016.

673 SECTION 32. Item 1599-4440 of section 2 of chapter 165 of the acts of 2014 is hereby
674 amended by inserting after the words "fiscal year 2015", the following words:- or fiscal year
675 2016.

676 SECTION 33. Said item 1599-4440 of said section 2 of said chapter 165 is hereby further
677 amended by adding the following words:- ; provided further, that for the fiscal year 2016 costs of
678 salary adjustments and other economic benefits authorized by collective bargaining agreements
679 with the state universities that have been ratified by the general court, the state universities shall
680 credit student accounts, upon receipt of funds, in an amount to be determined by individual state
681 university campuses, in consultation with the department of higher education, for mandatory
682 general fee increases resulting from contractual salary increases in collective bargaining
683 agreements for that fiscal year; provided further, that fee credits to students shall reflect the
684 amount of student fee increases associated with fiscal year 2016 collective bargaining
685 agreements funded through this item; and provided further, that not later than November 13,
686 2015, the department shall report to the house and senate committees on ways and means on the
687 plan for implementation of fee credits to students enrolled at the state universities.

688 SECTION 34. Said item 1599-4440 of said section 2 of said chapter 165 is hereby further
689 amended by striking out the figure "\$5,551,224" and inserting in place thereof the following
690 figure:- \$14,394,580.

691 SECTION 35. Item 7077-0023 of said section 2 of said chapter 165 is hereby amended
692 by inserting after the word "University", the second time it appears, the following words:- ;
693 provided further, that the amount allocated to the feasibility study shall not revert and shall be
694 made available until June 30, 2016.

695 SECTION 36. Said chapter 165 is hereby amended by striking out section 233 and
696 inserting in place thereof the following section:-

697 (a) There shall be a special commission to be known as the 495/MetroWest Suburban
698 Edge community commission which shall consist of: 3 members of the senate, 1 of whom shall
699 serve as co-chair and 1 of whom shall be appointed by the minority leader; 3 members of the
700 house of representatives, 1 of whom shall serve as co-chair and 1 of whom shall be appointed by
701 the minority leader; the secretary of housing and economic development or a designee who shall
702 serve as co-chair; the secretary of transportation or a designee; the secretary of energy and
703 environmental affairs or a designee; the executive director of the Massachusetts Development
704 Finance Agency or a designee; 1 member selected by the 495/Metrowest Corridor Partnership,
705 Inc.; 1 member selected by the Metropolitan Area Planning Council; 1 member selected by the
706 Massachusetts Municipal Association, Inc.; 1 member selected by the Massachusetts Association
707 of Planning Directors; 1 member selected by NAIOP Massachusetts, Inc.; 1 member selected by
708 the Massachusetts Water Works Association Inc.; 1 member selected by the MetroWest Regional
709 Transit Authority; and 9 persons to be appointed by the governor, 1 of whom shall be an
710 academic focused on suburban development, 1 of whom shall be a real estate professional with
711 experience working in edge communities, 1 of whom shall be a water resources expert with
712 experience working in edge communities, 1 of whom shall be a transportation engineer with
713 experience working in edge communities and 5 of whom shall be municipal officials who
714 represent different municipalities served by the 495/MetroWest Corridor Partnership, Inc.

715 (b) The commission shall make an investigation and study relative to development
716 challenges being experienced by edge communities, such as needs to address transportation,
717 water, cellular and energy infrastructure, transit services, residential development, reuse of
718 former industrial facilities and historic mills, brownfields reclamation, downtown redevelopment
719 and other constraints. The commission shall hold at least 3 public forums in the region to solicit
720 stakeholders' feedback before developing policy responses and recommendations to ensure that
721 edge communities may participate in the commonwealth's development initiatives and benefit
722 from the commonwealth's resources. The commission shall focus its investigation and study on
723 the 35 municipalities served by the 495/MetroWest Corridor Partnership, Inc. and shall develop a
724 pilot program to address the issues to be studied and investigated by the commission. The
725 commission shall choose certain municipalities served by the 495/MetroWest Corridor
726 Partnership, Inc. to partake in the pilot program; provided, however, that the 5 municipalities
727 represented by a municipal official chosen by the governor for appointment on the commission

728 shall participate in the pilot program. For the purposes of this section, "edge community" shall
729 mean a municipality with a population of not more than 35,000, with a 5 per cent variance to
730 account for postcensal population estimates.

731 (c) The commission shall report to the clerks of the senate and the house of
732 representatives and to the joint committee on economic development and emerging technologies
733 detailing the results of its investigation and study and include its recommendations, if any, for
734 legislation necessary to carry those recommendations into effect by filing the same with the
735 clerks of the senate and the house of representatives by December 31, 2016.

736 (d) All appointments to the commission shall be made within 90 days after the effective
737 date of this act.

738 SECTION 36A. The first sentence of subsection (a) of section 54 of chapter 286 of the
739 acts of 2014 is hereby amended by striking out the figure "11" and inserting in place thereof the
740 following figure:- 16.

741 SECTION 36A. Section 73 of chapter 287 of the acts of 2014 is hereby repealed.

742 SECTION 37. Chapter 431 of the acts of 2014 is hereby amended by striking out the first
743 paragraph and inserting in place thereof the following paragraph:-

744 There shall be a task force on child sexual abuse prevention. The task force shall be co-
745 chaired by the child advocate and the executive director of the Children's Trust and shall
746 include: the attorney general or a designee; the lieutenant governor or a designee; the house and
747 senate chairs of the joint committee on children, families and persons with disabilities; the house
748 minority leader or a designee; the senate minority leader or a designee; the commissioner of
749 public health or a designee; the commissioner of early education and care or a designee; the
750 commissioner of children and families or a designee; the executive director of the Massachusetts
751 office of victim assistance or a designee; the executive director of the Massachusetts District
752 Attorneys Association or a designee; the director of the victim services unit of the sex offender
753 registry board or a designee; the commissioner of elementary and secondary education or a
754 designee; and representatives from each of the following child and youth service providers and
755 advocacy organizations who shall be appointed by the governor: the Alliance of Massachusetts

756 YMCAs, Inc.; the Massachusetts Society for the Prevention of Cruelty to Children; the
757 Massachusetts Children's Alliance, Inc.; the Massachusetts Citizens for Children, Inc.; the
758 Children's League of Massachusetts, Inc.; The Mass Mentoring Partnership, Inc.; the Girl Scouts;
759 the Massachusetts Alliance of Boys & Girls Clubs, Inc.; the Massachusetts Association for the
760 Treatment of Sexual Abusers, Inc.; the Massachusetts After School Partnership, Inc.; the Roman
761 Catholic Archdiocese of Boston; and the Massachusetts Adolescent Sexual Offender Coalition,
762 Inc. The governor may appoint additional representatives from agencies serving children, law
763 enforcement, religious organizations and others as necessary to fulfill the purpose of the task
764 force.

765 SECTION 38. Said chapter 431 is hereby further amended by striking out the last
766 paragraph and inserting in place thereof the following paragraph:-

767 The task force shall periodically report on its activities and recommendations to the
768 governor, the clerks of the senate and house of representatives and the house and senate chairs of
769 the joint committee on children, families and persons with disabilities and shall submit a final
770 report not later than June 30, 2017.

771 SECTION 39. Item 0910-0210 of said section 2 of chapter 46 of the acts of 2015 is
772 hereby amended by striking out the figure "\$650,000", each time it appears, and inserting in
773 place thereof, in each instance, the following figure:- \$850,000.

774 SECTION 39A. Item 1102-3309 of said section 2 of said chapter 46 is hereby amended
775 by striking out the figure "\$2,380,120" and inserting in place thereof the following figure:-
776 \$2,555,120.

777 SECTION 40. Item 1233-2401 of said section 2 of said chapter 46 is hereby amended by
778 striking out the figure, "\$250,000" and inserting in place thereof the following figure:- \$500,000.

779 SECTION 40A. Item 1410-0012 of said section 2 of said chapter 46 is hereby amended
780 by adding the following words:- "; and provided further, that the department shall appropriate to
781 each program or its successor under item 1410-0012 of section 2 of chapter 165 of the acts of
782 2014 the same appropriation in fiscal year 2016.

783 SECTION 40B. Item 1410-0250 of said section 2 of said chapter 46 is hereby amended
784 by striking out the word “Chelsea,” and inserting in place thereof the following words:-
785 “Chelsea; and provided further, that the department shall appropriate to each program or its
786 successor under item 1410-0250 of section 2 of chapter 165 of the acts of 2014 the same
787 appropriation in fiscal year 2016.

788 SECTION 40C. Item 2200-0100 of section 2 of chapter 46 of the acts of 2015 is hereby
789 amended by adding the following words:- ; provided further, that the department shall conduct a
790 study to determine the extent and impact of air, water, soil and noise pollution in the town of
791 Milton resulting from airplane overflight traffic; provided further, that the examination shall
792 include, but not be limited to, pollution effects on schools and playgrounds in the town of
793 Milton; and provided further, that the department shall issue a report not later than July 1, 2016
794 detailing the extent and impact of pollution and recommendations for mitigation.

795 SECTION 41. Item 4000-0300 of said section 2 of said chapter 46 is hereby amended by
796 inserting after the words “chapter 165 of the acts of 2014” the following words:- ; provided
797 further, that in fiscal year 2016, in addition to the 50 per cent provided for in the previous
798 proviso, the executive office shall expend the full amount in item 4000-0700 of chapter 38 of the
799 acts of 2013 for payments to any acute pediatric hospital and pediatric specialty unit as defined
800 in section 8A of chapter 118E of the General Laws to compensate for high complexity pediatric
801 care.

802 SECTION 41A. Item 4000-0321 of said section 2 of said chapter 46 is hereby amended
803 by inserting after the words “state accounting system” the following words:- “; provided further,
804 that after providing payments due in accordance with the terms of the contingency contracts, the
805 office may use available funds to support special MassHealth projects that will receive enhanced
806 federal revenue opportunities, including MassHealth eligibility operations and systems
807 enhancements that support reforms and improvements to the MassHealth programs; provided
808 further, that any enhanced federal financial participation received for these special projects,
809 including the Implementation Advanced Planning Document or other eligibility operations and
810 systems enhancement that support reforms and improvements to the MassHealth program shall
811 be deposited into this account.

812 SECTION 42. Item 4000-0600 of said section 2 of said chapter 46 is hereby amended by
813 inserting after the words “calendar year 2007” the following words:- ; provided further, that in
814 fiscal year 2016, MassHealth shall expend not less than the amount expended in fiscal year 2015
815 to reimburse nursing home facilities for bed hold days.

816 SECTION 42A. Item 4000-0700 of said section 2 of said chapter 46 is hereby amended
817 by inserting after the words “neonatal intensive care unit cases” the following words:- ; provided
818 further, that MassHealth may expend a supplemental payment up to 50 per cent of the amount
819 appropriated in this item under section 2 of chapter 165 of the acts of 2014 for inpatient and
820 outpatient behavioral and mental health services provided by an acute care hospital that has
821 greater than 63 per cent of its gross patient service revenue from governmental payers and free
822 care as determined by the executive office of health and human services, provided further , that
823 such add-on amounts shall be prioritized for services provided to children and adolescents;
824 provided further, that the department shall seek to obtain federal financial participation for this
825 supplemental payment.

826 SECTION 43. Item 4512-0200 of said section 2 of chapter 46 is hereby amended by
827 inserting after the words “services beds”, the following words:- ; provided further, that not less
828 than \$1,200,000 shall be expended for verbal substance use screening.

829 SECTION 44. Item 4513-1026 of said section 2 of chapter 46 is hereby amended by
830 striking out the words “Good Samaritans” and inserting in place thereof the following words:-
831 Samaritans, Inc. of Boston.

832 SECTION 45. Item 5095-0015 of said section 2 of said chapter 46 is hereby amended by
833 adding the following words:- ; provided further, that the department shall expend not less than
834 \$5,800,000 for a substance use treatment program to provide detoxification and clinical
835 stabilization services for civilly committed women with substance use disorders at Taunton State
836 Hospital; and provided further, that the department shall report to the house and senate
837 committees on ways and means not later than May 2, 2016 on the implementation of the
838 treatment program including, but not limited to: (a) the number of individuals served; (b) the
839 average length of stay per individual; (c) the types of services received by participating
840 individuals; and (d) the number of individuals who are referred to outpatient treatment after
841 completion of the program.

842 SECTION 45A. Item 7003-0900 of said section 2 of said chapter 46 is hereby amended
843 by adding the following words:- ; provided that the department shall expend funds for the
844 operation of the joint labor-management committee for municipal police and fire.

845 SECTION 46. Item 7004-0099 of said section 2 of chapter 46 is hereby amended by
846 inserting after the words “multi-family housing”, the following words:- provided further, that not
847 less than \$200,000 shall be expended for the Citizen Planner Training Collaborative for
848 statewide training and curriculum development for local planning and zoning officials;.

849 SECTION 47. Said item 7004-0099 of said section 2 of said chapter 46 is hereby further
850 amended by striking out the figure “\$8,687,359” and inserting in place thereof the following
851 figure:- “\$8,887,359”.

852 SECTION 48. Item 7008-0900 of said section 2 of said chapter 46 is hereby amended by
853 inserting after the word “Chelsea” the following words:- ; provided further, that not less than
854 \$500,000 shall be expended for the Outside the Box festival in the city of Boston.

855 SECTION 48A. Item 9110-1630 of said section 2 of said chapter 46 is hereby amended
856 by adding the following words:- ; provided further, that the executive office of elder affairs shall
857 report, not later than December 1, 2016, to the house and senate committees on ways and means
858 on: (i) enrollment data and any other information relevant to caseload forecasting for items 9110-
859 1630 and 9110-1500 at current levels; (ii) projected utilization of services provided by said items
860 9110-1630 and 9110-1500 with eligibility expanded to include the individuals whose income
861 does not exceed 275 per cent of the federal poverty level and with eligibility expanded to include
862 the individuals whose income does not exceed 300 per cent of the federal poverty level; (iii) the
863 projected fiscal impact of expanding eligibility to include the individuals whose income does not
864 exceed 275 per cent of the federal poverty level and the individuals whose income does not
865 exceed 300 per cent of the federal poverty level; (iv) program design considerations regarding
866 the application of cost-sharing revenues to best support individuals in an expansion population of
867 up to 300 per cent of the federal poverty level; (v) an implementation plan for eligibility
868 expanded to include the individuals whose income does not exceed 275 per cent of the federal
869 poverty level and with eligibility expanded to include the individuals whose income does not
870 exceed 300 per cent of the federal poverty level; provided further that the executive office of

871 health and human services shall file a state plan amendment for section 1915(i) of the federal
872 Social Security Act to maximize the opportunity for federal financial participation for any future
873 expansion of eligibility for individuals whose incomes exceed current limits.

874 SECTION 49. Item 1599-2040 of section 2B of said chapter 46 is hereby amended by
875 striking out the figure, “\$5,000,000” and inserting in place thereof the following figure:-
876 \$30,303,853.

877 SECTION 50. Section 2D of said chapter 46 is hereby amended by striking out item
878 7043-1005 and inserting in place thereof the following items:-

879 7043-1005 For the purposes of a federally funded grant entitled, Title I
880 Program.....\$66,058

Department of Elder Affairs.

881	9110-1074	For the purposes of a federally funded grant entitled, Older Americans Act – Title	
882		III and Title VII	\$10,182,633
883	9110-1076	For the purposes of a federally funded grant entitled, Older Americans Act – Title	
884		IIIB	\$1,190,451
885	9110-1077	For the purposes of a federally funded grant entitled, National Family Caregiver	
886		Support Program.....	\$3,700,000
887	9110-1094	For the purposes of a federally funded grant entitled, SHINE – Serving the Health	
888		Insurance needs of Elders	
889		\$1,097,000
890	9110-1173	For the purposes of a federally funded grant entitled, Older Americans Act – Title	
891		III Nutrition Program	\$13,383,620
892	9110-1174	For the purposes of a federally funded grant entitled, Nutrition Services Incentive	
893		Program	\$4,885,300
894	9110-1178	For the purposes of a federally funded grant entitled, Senior Community Service	
895		Employment Program	\$1,881,340
896	9110-1190	For the purposes of a federally funded grant entitled, MA Chronic Disease Self-	
897		Management Education Program	\$100,714

898 9110-1191 For the purposes of a federally funded grant entitled, Enhanced Alcohol and Drug
899 Recovery Options Counseling Program..... \$198,706
900 9110-1194 For the purposes of a federally funded grant entitled, MIPPA ADRC ...\$79,154

901 SECTION 51. Item 1595-1068 of section 2E of said chapter 46 is hereby amended by
902 adding the following words:- ; and provided further, that up to \$707,000,000 in payments made
903 for state and federal fiscal year 2014 or 2015 shall be made from the Medical Assistance Trust
904 Fund, of which \$283,000,000 shall be made to the Cambridge Public Health Commission for
905 dates of service in state and federal fiscal year 2014 or 2015 only after the Cambridge Public
906 Health Commission transfers up to \$141,500,000 of its funds to the Medical Assistance Trust
907 Fund using a federally permissible source of funds which shall fully satisfy the nonfederal share
908 of such payment.

909 SECTION 52. Said item 1595-1068 of said section 2E of said chapter 46 is hereby further
910 amended by striking out the figure “\$462,000,000” and inserting in place thereof the following
911 figure:- \$1,027,500,000.

912 SECTION 53. Section 194 of said chapter 46 is hereby further amended by striking out
913 section 194 and inserting in place thereof the following section:-

914 Section 194. (a) Notwithstanding any general or special law to the contrary, prior to
915 transferring the consolidated net surplus in the budgetary funds to the Commonwealth
916 Stabilization Fund under section 5C of chapter 29 of the General Laws, the comptroller shall
917 dispose of the consolidated net surplus in the budgetary funds for fiscal year 2015 as follows: (i)
918 transfer ½ of the surplus, not to exceed \$10,000,000, to the Massachusetts Community
919 Preservation Trust Fund established in section 9 of chapter 44B of the General Laws; and (ii)
920 transfer ½ of the surplus, not to exceed \$10,000,000, to the Massachusetts Life Sciences
921 Investment Fund established in section 6 of chapter 23I of the General Laws.

922 (b) After making the transfers required under clauses (i) and (ii) of subsection (a), the
923 comptroller shall transfer, to the extent available, \$120,000,000, or any remaining funds, to the
924 Commonwealth Stabilization Fund established in section 2H of said chapter 29 of the General
925 Laws.

926 SECTION 54. Notwithstanding any general or special law to the contrary, prior to the
927 close of fiscal year 2015 and upon the recommendation of both the secretary of administration
928 and finance and the secretary of health and human services or their designees, the comptroller
929 shall adjust any fiscal year 2015 appropriation fund split against or transfer out of the
930 Community First Trust Fund established in section 35AAA of chapter 10 of the General Laws to
931 match final department fiscal year 2015 Community First Trust Fund expenditures.

932 SECTION 55. Notwithstanding any general or special law to the contrary, the secretary
933 of health and human services, with the written approval of the secretary of administration and
934 finance, may authorize transfers of surplus among items 4000-0320, 4000-0430, 4000-0500,
935 4000-0600, 4000-0700, 4000-0875, 4000-0880, 4000-0885, 4000-0940, 4000-0950, 4000-0990,
936 4000-1400, 4000-1420 and 4000-1425 of section 2 of chapter 165 of the acts of 2014 for the
937 purpose of reducing any deficiency in these items but any such transfers shall be made not later
938 than October 31, 2015.

939 SECTION 56. Notwithstanding any general or special law to the contrary, any
940 unexpended balances, not exceeding a total of \$20,000,000, in items 4000-0600, 4000-0700 and
941 4000-1425 of section 2 of chapter 165 of the acts of 2014 shall not revert to the General Fund
942 until October 31, 2015 and may be expended by the executive office of health and human
943 services to pay for services enumerated in said items 4000-0600, 4000-0700 and 4000-1425 of
944 said section 2 of said chapter 165 provided during fiscal year 2015.

945 SECTION 57. Notwithstanding any general or special law to the contrary, the board of
946 the commonwealth health insurance connector shall submit a report to the joint committee on
947 health care financing and the house and senate committees on ways and means not less than 90
948 days prior to submitting an application and not less than 10 days after submitting an application
949 under clause (x) of section 3 of chapter 176Q of the General Laws detailing the intent and
950 proposed changes to the state plan and state laws.

951 SECTION 57A. Notwithstanding any general or special law to the contrary, the secretary
952 of health and human services shall provide a report on the compliance with the requirement of
953 section 245 of chapter 224 of the acts of 2012 that the executive office of health and human
954 services seek from the secretary of the United States Department of Health and Human Services

955 an exemption or waiver from the Medicare requirement set forth in 42 U.S.C. §1395x(i) that an
956 admission to a skilled nursing facility be preceded by a 3-day hospital stay. The report shall
957 include, but not be limited to: (i) a timeline of the date the initial request for the exemption or
958 waiver was provided to the United States Department of Health and Human Services and any
959 subsequent follow up requests; (ii) next steps the secretary plans to take to secure the exemption
960 or waiver; (iii) any limitations or restrictions that the secretary has encountered in the attempt to
961 secure the exemption or waiver; and (iv) any recommended legislative actions that may assist to
962 facilitate an exemption or waiver. The secretary shall provide the report to the clerks of the
963 senate and house of representatives, the chairs of the joint committee on healthcare financing and
964 the house and senate chairs of the committees on ways and means not later than March 1, 2016.

965 SECTION 57B. Notwithstanding any general or special law to the contrary, the
966 Massachusetts Bay Transit Authority shall collaborate with the town of Milton and said
967 Authority shall provide for the demolition and removal of the publicly owned portions of the
968 properties located at 10 Central avenue, 131 Eliot street and the property between 10 Central
969 avenue and 131 Eliot street, adjacent to the Massachusetts Bay Transit Authority Central Avenue
970 Station.

971 SECTION 57C. Notwithstanding any general or special law or rule or regulation to the
972 contrary, the department of elementary and secondary education shall evaluate the feasibility of
973 adopting the standardized test known as the Partnership for Assessment of Readiness for College
974 and Careers, or PARCC, as a replacement for the currently administered Massachusetts
975 Comprehensive Assessment System, or MCAS, test or an updated MCAS test or variation of the
976 MCAS test. In conducting such evaluation, the department shall consider first and foremost what
977 is in the best interests of students in the commonwealth, and shall also analyze and consider the
978 logistical, financial, pedagogical and administrative impacts on school districts, educators, and
979 the commonwealth of replacing the MCAS test or an updated or modernized version of the
980 MCAS test with the PARCC test. The evaluation shall also include cost estimates and existing
981 and potential funding sources for the implementation of the PARCC test and the realignment and
982 redesign of curriculum associated with the PARCC test, including, but not limited to, the
983 purchase and deployment of technology. The department shall provide to the general court the
984 following: (1) an assessment of the costs to realign the educational curriculum of the

985 commonwealth, developed pursuant to the act, to the standards adopted by the board of
986 elementary and secondary education, herein known as the board, in 2010, including, but not
987 limited to, the costs to the department, the costs to the board, and the costs to each individual
988 school district in the commonwealth. Such costs shall include, but not be limited to: the cost of
989 developing and implementing any new assessment, such as the Partnership for Assessment for
990 Readiness for College and Career; professional development; teacher and administration
991 evaluations; and any equipment, hardware, software, or technology upgrades needed for
992 compliance with said new assessment; (2) any additional costs associated with data mapping of
993 students in the commonwealth, as well as the administrative costs required to collect, maintain
994 and protect the confidentiality of such data collection; (3) the procedure required to repeal the
995 2010 decision of the board to adopt the standards; provided further that the commissioner shall
996 provide a report on the impacts of the adoption of the standards on the commonwealth's current
997 standards with particular regard to the high ranking of students in the commonwealth on the
998 National Assessment of Education Progress and international standardized tests, such as the
999 Programme for International Student Assessment. In conducting such an assessment, the
1000 department shall conduct not fewer than 4 public hearings to receive testimony from members of
1001 the public, including parents, teachers and administrators.

1002 The department shall not take action to adopt or implement any alternative to the MCAS
1003 test for school districts in the commonwealth unless and until a report detailing the results of the
1004 evaluation is filed with the clerks of the house of representatives and senate, the joint committee
1005 on education and the house of representatives and senate committees on ways and means.

1006 SECTION 58. (a) There is hereby established on the books of the commonwealth a Debt
1007 Defeasance Trust Fund, to be used, without further appropriation, for the purposes specified in
1008 subsection (b). The comptroller shall transfer the sum of \$100,000,000 to the fund from the
1009 General Fund.

1010 (b) Notwithstanding any general or special law to the contrary, the state treasurer shall
1011 expend not later than May 31, 2016, from the Debt Defeasance Trust Fund an amount not to
1012 exceed \$100,000,000 for the purpose of purchasing securities to be held for the credit of or cash
1013 deposit into a sinking fund to be established in accordance with section 49 of chapter 29 of the
1014 General Laws. The monies in the sinking fund shall be applied to pay, at maturity or upon

1015 redemption, bonds of the commonwealth to be identified by the state treasurer at the time the
1016 sinking fund is established, including the payment of any redemption premium thereon and any
1017 interest accrued or to accrue to the date of maturity or earlier redemption of those bonds. In
1018 selecting the bonds to be paid from the sinking fund, the state treasurer shall attempt to maximize
1019 the financial benefits to the commonwealth produced thereby. The state treasurer may enter into
1020 an agreement with a trustee to establish the sinking fund for the benefit of the holders of the
1021 bonds to be paid pursuant to this section. Said section 49 of said chapter 29 applicable to sinking
1022 funds established with trustees shall apply to the deposit of funds pursuant to this section to the
1023 extent such section is consistent with this section.

1024 (c) If any monies remain in the Debt Defeasance Trust Fund on June 1, 2016, the
1025 comptroller shall, with the consent of the state treasurer and the secretary of administration and
1026 finance, transfer such monies from the fund to the General Fund, to be made available
1027 exclusively for item 0699-0015 without further appropriation.

1028 (d) Not later than June 1, 2016, the state treasurer shall submit a report to the house and
1029 senate committees on bonding, capital expenditures and state assets and the house and senate
1030 committees on ways and means detailing the actions taken under this section including, but not
1031 limited to: (i) the interest saved on the payment of bonds; (ii) interest generated on the monies in
1032 the Debt Defeasance Trust Fund; (iii) a list of the bonds paid; and (iv) the amount made available
1033 to item 0699-0015 under subsection (c).

1034 SECTION 59. Section 58 is hereby repealed.

1035 SECTION 59A. The Massachusetts Port Authority shall expend not less than \$2,500,000
1036 within 18 months for homes and school buildings in the town of Milton in the Boston Logan
1037 Airport Sound Insulation program; provided, however, that if homes and school buildings in the
1038 town of Milton are not currently eligible under federal law for the Boston Logan Airport Sound
1039 Insulation program, the Authority shall formally request and immediately and vigorously pursue
1040 a waiver from the Federal Aviation Administration to allow for sound insulation for homes and
1041 school buildings in the town of Milton. Funds shall first be expended for the homes and school
1042 buildings most impacted by overflight traffic, accounting for both frequency and elevation.

1043 SECTION 60. In fiscal year 2015, the comptroller shall credit \$732,585 to the Money
1044 Follows the Person Rebalancing Demonstration Grant Trust Fund, an amount equal to the
1045 amount of federal financial participation received in the fourth quarter of state fiscal year 2014,
1046 in accordance with section 35TT of chapter 10 of the General Laws.

1047 SECTION 61. (a) Notwithstanding any general or special law to the contrary early
1048 intervention programs shall be considered a “social service program” under 8A of chapter 118E
1049 of the General Laws.

1050 (b) Notwithstanding any general or special law to the contrary, not later than July 1,
1051 2016, the executive office of health and human services, in consultation with the center for
1052 health information and analysis, shall establish rates for early intervention programs in
1053 accordance with chapter 257 of the acts of 2008.

1054 SECTION 62. Notwithstanding any general or special law to the contrary, MassHealth
1055 and any commercial insurer that insures MassHealth subscribers shall provide double electric
1056 breast pumps to expectant and new mothers per birth as specifically prescribed by their attending
1057 physician, consistent with the Patient Protection and Affordable Care Act of 2010, Public Law
1058 111-148.

1059 SECTION 63. Notwithstanding section 28 of chapter 53 of the General Laws or any other
1060 general or special law to the contrary, the state primary in 2016 shall be held on Tuesday,
1061 September 6, 2016.

1062 SECTION 64. Notwithstanding section 3 of chapter 53 of the General Laws or any other
1063 general or special law to the contrary, a person whose name is not printed on the September 6,
1064 2016 state primary ballot as a candidate for an office but who receives sufficient votes to
1065 nominate the person for that office shall file in the office of the state secretary a written
1066 acceptance of the nomination and a receipt from the state ethics commission verifying that a
1067 statement of financial interest has been filed pursuant to chapter 268B of the General Laws not
1068 later than 5:00 P.M. on Monday, September 12, 2016.

1069 SECTION 65. Notwithstanding sections 11, 13 and 53A of chapter 53 of the General
1070 Laws and section 5 of chapter 55B of the General Laws or any other general or special law to the

1071 contrary, objections to and withdrawals from nominations made at the September 6, 2016 state
1072 primary shall be filed with the state secretary not later than 5:00 P.M. on Friday, September 9,
1073 2016.

1074 SECTION 66. Notwithstanding section 14 of chapter 53 of the General Laws or any other
1075 general or special law to the contrary, any vacancies from the September 6, 2016 state primary
1076 caused by death, withdrawal or ineligibility under section 65 shall be filled by an executive
1077 committee, determined by the state party committee, of the same political party who made the
1078 original nomination.

1079 SECTION 67. Notwithstanding section 15 of said chapter 53 or any other general or
1080 special law to the contrary, when a nomination is made to fill a vacancy caused by the death,
1081 withdrawal or ineligibility of a candidate from the September 6, 2016 state primary, the
1082 certificate of nomination shall be on a form prescribed by the state secretary, shall be signed by
1083 the executive committee appointed by the state committee of the same political party as provided
1084 for in section 66 and shall be filed with the state secretary not later than 5:00 P.M. on
1085 Wednesday, September 14, 2016.

1086 SECTION 68. Notwithstanding section 135 of chapter 54 of the General Laws or any
1087 other general or special law to the contrary, a petition for a recount of the September 6, 2016
1088 state primary shall be filed with the appropriate local election officials not later than 5:00 P.M.
1089 on Monday, September 12, 2016 and all recounts shall be completed and notice of the results
1090 shall be sent to the state secretary not later than 5:00 P.M. on Friday, September 16, 2016.

1091 Petitions for districtwide and statewide recounts of the September 6, 2016 state primary
1092 shall be submitted to the appropriate local election officials for certification not later than 12:00
1093 P.M. on Monday, September 12, 2016 and local election officials shall complete certification not
1094 later than 12:00 P.M. on Tuesday, September 13, 2016. Thereafter, certified petitions shall be
1095 filed with the secretary of state not later than 12:00 P.M. on Wednesday, September 14, 2016. If
1096 the state secretary determines that the contest is eligible for a statewide or districtwide recount,
1097 the state secretary shall notify the local election officials who shall complete the recount and
1098 shall notify the state secretary of the results of the recount not later than 12:00 P.M. on Monday,
1099 September 19, 2016.

1100 SECTION 69. Notwithstanding sections 8, 9 and 10, inclusive, of chapter 55B of the
1101 General Laws or any other general or special law to the contrary, the state ballot law commission
1102 shall notify candidates of any objections filed to nominations at the September 6, 2016 state
1103 primary not later than 12:00 P.M. on Monday, September 12, 2016. Notice of the commission
1104 hearings shall be given by telephone and electronic mail. Hearings on objections shall be held
1105 beginning on Thursday, September 15, 2016 and decisions shall be rendered not later than 5:00
1106 P.M. on Friday, September 16, 2016.

1107 SECTION 69A. (a) Notwithstanding sections 32 to 36, inclusive, of chapter 7C of the
1108 General Laws or any other general or special law to the contrary, the commissioner of capital
1109 asset management and maintenance, in consultation with the commissioner of public health, may
1110 lease for a term, including extensions, not to exceed 15 years, a parcel of land on the campus of
1111 the Lemuel Shattuck hospital in the Jamaica Plain section of the city of Boston to the Shattuck
1112 Child Care Center, Inc., a not for profit corporation, to operate a child day care center. The exact
1113 boundaries of the property to be leased shall be determined by the commissioner of capital asset
1114 management and maintenance, in consultation with the commissioner of public health, based
1115 upon a survey or other plan acceptable to the commissioners. The lease shall be in accordance
1116 with the terms and conditions specified in this section.

1117 (b) The lease may authorize the Shattuck Child Care Center, Inc. to locate modular units
1118 on the leased premises and to undertake such site work and other work as may be reasonably
1119 required to prepare the leased premises for the modular units. The commissioner of capital asset
1120 management and maintenance may license or otherwise permit the Shattuck Child Care Center,
1121 Inc. access over, on and under other portions of the Lemuel Shattuck hospital campus for the
1122 purpose of connecting the leased premises to public utilities. The lease shall require the Shattuck
1123 Child Care Center, Inc. to carry comprehensive general liability insurance, with the
1124 commonwealth named as a co-insured, to protect the commonwealth against all personal injury
1125 or property damage on the facilities during the term of the lease and may contain such other
1126 terms and provisions as the commissioner of capital asset management and maintenance, in
1127 consultation with the commissioner of public health, considers appropriate.

1128 (c) Notwithstanding sections 39A to 39S, inclusive, and section 39M of chapter 30 of the
1129 General Laws, sections 44A to 44M, inclusive, of chapter 149 of the General Laws, and any

1130 other general or special law to the contrary, the Shattuck Child Care Center, Inc. may procure the
1131 project authorized by this act, and any necessary design and construction services for the project,
1132 without undertaking a competitive bid process; provided, however, that the Shattuck Child Care
1133 Center, Inc. shall pay prevailing wages in accordance with sections 26 and 27 of chapter 149 of
1134 the General Laws in connection with any such construction.

1135 (d) The Shattuck Child Center, Inc. shall annually compensate the commonwealth in the
1136 sum of \$1.00 for the term of the lease authorized in this section. The Shattuck Child Care
1137 Center, Inc. shall pay all costs and expenses of the transaction authorized in this act as
1138 determined by the commissioner of capital asset management and maintenance including, but not
1139 limited to, the costs of any surveys, all costs, liabilities and expenses of any nature and kind
1140 related to the development, maintenance, use and operation of the leased premises and the
1141 operation costs for the portion of the parcels set aside for use by the commonwealth.

1142 (e) Notwithstanding subsection (a) of this section, the commissioner of capital asset
1143 management and maintenance shall comply with paragraphs 5 and 6 of section 36 of chapter 7C
1144 of the General Laws.

1145 (f) No lease agreement entered into pursuant to this section by or on behalf of the
1146 commonwealth shall be valid unless the lease provides that the property shall be used solely to
1147 operate a child day care center or activities directly related to the operation of a child day care
1148 center. If, for any reason, the property ceases to be used for the purposes described in this
1149 section, the commonwealth may terminate the lease. If the lease is terminated, the care, custody
1150 and control of the property shall be with the commonwealth and the division of capital asset
1151 management and maintenance.

1152 SECTION 70. Notwithstanding any general or special law to the contrary, local election
1153 officials shall transmit absentee ballots to voters covered under the federal Uniformed and
1154 Overseas Citizens Absentee Voting Act, 42 U.S.C. §§ 1973ff-1 et seq., whose applications were
1155 received at least 45 days before the November 8, 2016 state election, not later than Saturday,
1156 September 24, 2016.

1157 SECTION 71. Notwithstanding any general or special law to the contrary, the state
1158 secretary may add or change any dates relating to the nominations made at the September 6,

1159 2016 state primary that the state secretary considers necessary for the orderly administration of
1160 the November 8, 2016 state election by providing notice of the change to the state parties and
1161 any affected person, by filing notice with the regulations division by posting on the state
1162 secretary's website and by whatever other means the state secretary considers appropriate.

1163 SECTION 71A. Notwithstanding any general or special law to the contrary, the
1164 department of public health shall, not later than May 1, 2017, develop or provide for the
1165 development of a publicly available application-programming interface to enable the
1166 development of third party end-user software and applications that improve ease of access and
1167 utilization of the prescription monitoring program established under section 24A of chapter 94C
1168 of the General Laws; provided, that the department may collaborate with the Massachusetts
1169 Technology Collaborative, the Massachusetts Life Sciences Corridor, the Massachusetts Institute
1170 of Technology Media Lab, regional chambers of commerce or other innovation and technology
1171 hubs in the commonwealth for design competitions or other initiatives that encourage such
1172 software and application designs from sources within the commonwealth.

1173 SECTION 72. The special commission established in section 47 of chapter 260 of the
1174 acts of 2014 is hereby revived and continued and shall submit its report and findings, along with
1175 any drafts of legislation, to the house and senate committees on ways and means, the joint
1176 committee on the judiciary, the joint committee on children, families and persons with
1177 disabilities and the clerks of the senate and house of representatives not later than January 31,
1178 2016.

1179 SECTION 73. The working group established in section 164 of chapter 46 of the acts of
1180 2015 is hereby revived and continued and shall file a report of its findings and recommendations,
1181 along with any drafts of legislation necessary to implement its recommendations, with the clerks
1182 of the senate and house of representatives not later than March 1, 2016.

1183 SECTION 73A. The secretary of health and human services shall implement regulations
1184 to establish the ambulance service provider payment price range set forth in subsection (c) of
1185 section 3C of chapter 176D of the General Laws.

1186 SECTION 74. The salary adjustments and other economic benefits authorized by the
1187 following collective bargaining agreements shall be effective for section 7 of chapter 150E of the
1188 General Laws:

1189 (i) between the University of Massachusetts and the American Federation of State,
1190 County and Municipal Employees, Local 1776, Unit A01;

1191 (ii) between the University of Massachusetts and the Professional Staff
1192 Union/MTA/NEA, Units A52 and B42;

1193 (iii) between the University of Massachusetts and the Professional Staff
1194 Union/MTA/NEA, Unit A15;

1195 (iv) between the University of Massachusetts and the American Federation of Teachers,
1196 Local 1895, Unit D85;

1197 (v) between the Barnstable Sheriff's Office and the National Correctional Employees
1198 Union, Local 122; and

1199 (vi) between the Commonwealth of Massachusetts and the State Police Association of
1200 Massachusetts, Unit 5A.

1201 SECTION 75. The department of public health shall make a request for approval from
1202 the United States Department of Agriculture for the expenditure of benefits on diapers for
1203 children and infants under the federal Special Supplemental Nutrition Program for Women,
1204 Infants, and Children.

1205 SECTION 76. Notwithstanding any general or special law to the contrary, a retired police
1206 officer of a city or town who is appointed as a special police officer pursuant to special
1207 legislation shall be subject to chapter 151A of the General Laws.

1208 SECTION 77. There shall be an educational task force to review the effect of school day
1209 start times for middle and secondary school students. The task force shall consist of: the house
1210 and senate chairs of the joint committee on education or their designees who shall serve as co-
1211 chairs of the task force; the secretary of education or a designee; the commissioner of elementary
1212 and secondary education or a designee; the executive director of the Massachusetts Association

1213 of School Committees or a designee; the executive director of the Massachusetts Association of
1214 School Superintendents or a designee; the executive director of the Massachusetts Association of
1215 Secondary School Principals or a designee; the executive director of Start School Later, Inc. or a
1216 designee; and a superintendent from a district which has implemented later school day starting
1217 times.

1218 The task force shall: (i) conduct a comprehensive study, including a review of the
1219 scientific findings relative to sleep needs of adolescents, relative to the effect which middle
1220 school and secondary school start times have on the health and academic performance of
1221 students; (ii) determine the number of districts in the commonwealth which have implemented
1222 later school day starting times for middle school and secondary schools and examine the
1223 academic performance of students, including performance on statewide tests; and (iii) identify
1224 resources and opportunities to assist districts, including consideration of regionalization of start
1225 time policies, in implementing later school day start times for middle school and secondary
1226 schools.

1227 The task force shall file a report containing its findings and recommendations, including
1228 legislation necessary to carry out its recommendations, with the clerks of the house and senate by
1229 December 31, 2016.

1230 SECTION 78. Notwithstanding any general or special law to the contrary, there shall be a
1231 special commission to study pancreatic cancer. The commission shall consist of: the secretary of
1232 health and human services or a designee; the commissioner of public health or a designee; the
1233 commissioner of insurance or a designee; the house and senate chairs of the joint committee on
1234 public health; the house minority leader or a designee; the senate minority leader or designee; 2
1235 members to be appointed by the senate president, 1 of whom shall be a person with pancreatic
1236 cancer or a survivor and 1 of whom shall be a medical specialist in pancreatic cancer; 2 members
1237 to be appointed by the speaker of the house of representatives, 1 of whom shall be a person with
1238 pancreatic cancer or a survivor and 1 of whom shall be a medical specialist in pancreatic cancer;
1239 and 4 members to be appointed by the governor, 1 of whom shall be a person with pancreatic
1240 cancer or a survivor, 1 of whom shall be a medical specialist in pancreatic cancer, and 2 of whom
1241 shall be members of the public with demonstrated expertise in issues relating to the work of the
1242 commission. The special commission shall make an investigation and study to:

1243 (1) establish a mechanism in order to ascertain the prevalence of pancreatic cancer in the
1244 commonwealth and the unmet needs of persons with pancreatic cancer and those of their families
1245 and collect time-of-diagnosis statistics and likely risks for pancreatic cancer;

1246 (2) study pancreatic cancer prevention, screening, education and support programs for in
1247 the commonwealth;

1248 (3) provide recommendations for additional legislation, support programs and resources
1249 necessary to meet the unmet needs of persons with pancreatic cancer and their families and how
1250 to effectuate an early diagnosis and treatment for Pancreatic Cancer patients.

1251 Vacancies in the membership of the commission shall be filled in the same manner
1252 provided for the original appointments.

1253 The commission shall organize within 120 days following the appointment of a majority
1254 of its members and shall select a chair and vice-chair from among the members. The chairperson
1255 shall appoint a secretary who need not be a member of the commission.

1256 The members shall serve without compensation for their duties on the commission but
1257 shall be reimbursed for necessary expenses incurred in the performance of their duties as
1258 provided by section 2A of chapter 4 of the General Laws.

1259 The commission shall be entitled to call to its assistance and avail itself of the services of
1260 the employees of any state, county or municipal department, board, bureau, commission or
1261 agency as it may require and as may be available to it for its purposes.

1262 SECTION 79. Notwithstanding any general or special law to the contrary, the department
1263 of elementary and secondary education in conjunction with the department of children and
1264 families and the executive office for administration and finance shall conduct a study on the
1265 feasibility of creating education savings accounts for students who have an active duty military
1266 parent serving in the armed forces or who have a parent who was killed while serving active duty
1267 or for students who were wards of the state, have been adopted and are currently in foster care.
1268 The study and any recommendations shall be submitted to the clerks of the senate and house of
1269 representatives, the joint committee on education and the house and senate committees on ways
1270 and means by December 31, 2015.

1271 SECTION 80. Fee credits provided to students pursuant to item 1599-4440 of section 2
1272 of chapter 165 of the acts of 2014 shall be reflected in student bills upon the effective date of this
1273 section and the receipt of funds pursuant to this section.

1274 SECTION 81. Only individuals held in jail beginning on or after the effective date of
1275 section 3A of chapter 211F of the General Laws shall be eligible for a pretrial services program
1276 under subsection (c) of said section 3A of said chapter 211F.

1277 SECTION 82. Clause (50) of section 3 of chapter 6C of the General Laws, inserted by
1278 section 5, shall take effect as of November 1, 2009.

1279 SECTION 83. Sections 19, 20, 24 and 25 shall take effect on January 1, 2017.

1280 SECTION 84. Section 25B shall take effect on September 1, 2016.

1281 SECTION 85. Section 59 shall take effect on June 2, 2016.