

HOUSE No. 4008

The Commonwealth of Massachusetts

The committee of conference on the disagreeing votes of the two branches with reference to the Senate amendment (striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2194) of the House Bill making appropriations for the fiscal year 2017 to provide for final deficiencies and for certain other activities and projects (House, No. 3979), reports, in part, recommending passage of the accompanying bill (House, No. 4008) [Total Appropriation: \$129,346,223.00]. November 2, 2017.

Jeffrey Sánchez	Karen E. Spilka
Stephen Kulik	Sal N. DiDomenico
Todd M. Smola	Viriato M. deMacedo

HOUSE No. 4008

The Commonwealth of Massachusetts

**In the One Hundred and Ninetieth General Court
(2017-2018)**

An Act making appropriations for the fiscal year 2017 to provide for supplementing certain existing appropriations and for certain other activities and projects.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to forthwith to make supplemental appropriations for fiscal year 2017 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 2017, the sums set forth in section 2 are hereby
3 appropriated from the General Fund unless specifically designated otherwise in this act or in
4 those appropriation acts, for the several purposes and subject to the conditions specified in this
5 act or in those appropriation acts, and subject to the laws regulating the disbursement of public
6 funds for the fiscal year ending June 30, 2017. 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, 2018.

9 SECTION 2.

10	DISTRICT ATTORNEYS	
11	Hampden District Attorney	
12	0340-0500.....	\$150,215
13	Northwestern District Attorney	
14	0340-0600.....	\$142,798
15	Bristol District Attorney	
16	0340-0998	\$19,393
17	Cape and Islands District Attorney	
18	0340-1000.....	\$257,578
19	SECRETARY OF THE COMMONWEALTH	
20	0521-0000.....	\$341,393
21	EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE	
22	Office of the Secretary for Administration and Finance	
23	1599-8910.....	\$20,408,910
24	Human Resources Division	
25	1750-0100.....	\$250,000
26	EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS	

27 Department of Fish and Game
28 2330-0300.....\$1,000,000

29 EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

30 Office of the Secretary

31 4000-0005.....\$3,000,000

32 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

33 Department of Transportation

34 1595-6368.....\$49,828,056

35 Commonwealth Transportation Fund.....100%

36 EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY

37 Military Division

38 8700-1150.....\$8,700,000

39 SECTION 2A. To provide for certain unanticipated obligations of the commonwealth, to
40 provide for an alteration of purpose for current appropriations, and to meet certain requirements
41 of law, the sums set forth in this section are hereby appropriated from the General Fund unless
42 specifically designated otherwise in this section, for the several purposes and subject to the
43 conditions specified in this section, and subject to the laws regulating the disbursement of public
44 funds for the fiscal year ending June 30, 2017. These sums shall be in addition to any amounts

45 previously appropriated and made available for the purposes of those items. These sums shall be
46 made available until June 30, 2018.

47 1599-3224 For a reserve for costs associated with taxes owed to the City of Boston
48 for the property at 100 Cambridge Street\$1,429,179

49 SECTION 2B. To provide for supplementing certain intragovernmental chargeback
50 authorizations in the general appropriation act and other appropriation acts for fiscal year 2017,
51 to provide for certain unanticipated intragovernmental chargeback authorizations, to provide for
52 an alteration of purpose for current intragovernmental chargeback authorizations, and to meet
53 certain requirements of law, the sums set forth in this section are hereby authorized from the
54 Intragovernmental Service Fund for the several purposes specified in this section or in the
55 appropriation acts, and subject to the provisions of law regulating the disbursement of public
56 funds for the fiscal year ending June 30, 2017. These sums shall be in addition to any amounts
57 previously authorized and made available for the purposes of those items. These sums shall be
58 made available until June 30, 2018.

59 EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

60 Office of the Secretary

61 4000-0102.....\$353,021

62 SECTION 2C.I. For the purpose of making available in fiscal year 2018 balances of
63 appropriations which otherwise would revert on June 30, 2017, the unexpended balances of the
64 appropriations listed below, not to exceed the amount specified below for each item, are hereby
65 re-appropriated for the purposes of and subject to the conditions stated for the corresponding

66 item in section 2 of chapter 133 of the acts of 2016. However, for items which do not appear in
 67 section 2 of the general appropriation act, the amounts in this section are re-appropriated for the
 68 purposes of and subject to the conditions stated for the corresponding item in section 2 or 2A of
 69 this act or in prior appropriation acts. Amounts in this section are re-appropriated from the fund
 70 or funds designated for the corresponding item in section 2 of said chapter 133; provided,
 71 however, that for items which do not appear in section 2 of said chapter 133, the amounts in this
 72 section are re-appropriated from the fund or funds designated for the corresponding item in
 73 section 2 through 2E of this act or in prior appropriation acts. The unexpended balance of each
 74 appropriation in the Massachusetts management accounting and reporting system with a
 75 secretariat code of 01 or 17 is hereby re-appropriated for the purposes of and subject to the
 76 conditions stated for the corresponding item in said section 2 of said chapter 133. The sums re-
 77 appropriated in this section shall be in addition to any amounts available for said purposes.

78 TREASURER AND RECEIVER GENERAL

79 Office of the Treasurer and Receiver General

80 0610-0010.....\$350,000

81 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

82 Reserves

83 1599-0044.....\$80,000

84 1599-0054.....\$1,162,177

85 1599-0840.....\$300,000

86	1599-4445.....	\$300,000
87	Health Policy Commission	
88	1599-1450.....	\$233,997
89	1599-2004.....	\$83,326
90	MASSACHUSETTS OFFICE OF INFORMATION TECHNOLOGY	
91	1790-0300.....	\$2,653,323
92	CENTER FOR HEALTH INFORMATION AND ANALYSIS	
93	4100-0060.....	\$1,772,625
94	EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES	
95	Department of Mental Health	
96	5046-0000.....	\$900,000
97	Department of Children and Families	
98	4800-0091.....	\$160,000
99	Department of Veteran Services	
100	1410-0018.....	\$139,396
101	Chelsea Soldiers Home	
102	4180-1100.....	\$128,995

122 SECTION 6. Subsection (b) of section 2RRRR of said chapter 29, as appearing in the
123 2016 Official Edition, is hereby amended by inserting after the third sentence the following
124 sentence:- For the purpose of accommodating timing discrepancies between the receipt of
125 retained revenues and related expenditures, the department may incur expenses and the
126 comptroller may certify for payment amounts not to exceed the lower of this authorization or the
127 most recent revenue estimate as reported in the state accounting system.

128 SECTION 7. Subsection (b) of section 2XXXX of said chapter 29, as appearing in
129 section 22 of chapter 47 of the acts of 2017, is hereby amended by inserting after the third
130 sentence the following sentence:- For the purpose of accommodating timing discrepancies
131 between the receipt of retained revenues and related expenditures, the department may incur
132 expenses and the comptroller may certify for payment amounts not to exceed the lower of this
133 authorization or the most recent revenue estimate as reported in the state accounting system.

134 SECTION 8. Said chapter 29 of the General Laws is hereby further amended by inserting
135 after section 2XXXX the following section:-

136 Section 2YYYY. In order to implement MassHealth's substance use disorder 1115
137 waiver demonstration project and to enhance and expand substance use disorder services, there
138 shall be established and set up on the books of the commonwealth a separate fund to be known as
139 the Substance Use Disorder Federal Reinvestment Trust Fund, in this section called the fund.
140 There shall be credited to the fund revenues equal to the amount of federal financial participation
141 received by the Commonwealth's General Fund for expenditures for residential recovery
142 services, transitional support services, family recovery services, recovery support navigator
143 services, recovery coach services and other new or expanded substance use disorder treatment

144 services and any other federal reimbursements, grants, premiums, gifts, interest or other
145 contributions from any source received that are specifically designated to be credited to the fund.
146 The secretary of health and human services shall be the trustee of the fund.

147 The secretary may expend, without further appropriation, not more than \$21 million each
148 year from the fund to expand the residential treatment system to treat individuals with a
149 substance use disorder or co-occurring mental health and substance use disorder; not more than
150 \$14 million each year from the fund to expand access to medication assisted treatment; not more
151 than \$8 million each year from the fund to expand access to recovery treatment support services;
152 and not more than \$4 million each year from the fund to implement a standardized American
153 Society of Addiction Medicine assessment and care planning tool across substance use treatment
154 providers. For the purpose of accommodating timing discrepancies between the receipt of
155 revenues and related expenditures, the fund may incur expenses, and the comptroller shall certify
156 for payment, amounts not to exceed the most recent revenue estimate as certified by the
157 MassHealth director, as reported in the state accounting system. Amounts credited to the fund
158 shall not be subject to further appropriation and monies remaining in the fund at the end of a
159 fiscal year shall not revert to the General Fund and shall be available for expenditure in the
160 subsequent fiscal year.

161 The secretary shall report annually, on or before August 1, to the house and senate
162 committees on ways and means and the senate and house chairs of the joint committee on mental
163 health, substance use and recovery on the revenue and expenditure activity within the trust fund.

164 SECTION 9. Section 2YYYY of chapter 29 of the General Laws is hereby repealed.

165 SECTION 10. Section 5H of said chapter 29, as appearing in the 2016 Official Edition,
166 is hereby amended by striking out the second sentence and inserting in place thereof the
167 following 2 sentences:- Not later than October 31, the state treasurer shall certify the amount of
168 actual receipts and distributions to claimants of abandoned property for the previous fiscal year
169 and, beginning in fiscal year 2013, the comptroller shall transfer 75 per cent of the growth in
170 abandoned property net revenue to the Commonwealth Stabilization Fund established in section
171 2H; provided, however, that such transfer shall be made prior to the certification of the
172 consolidated net surplus for the previous fiscal year as provided in section 5C. For the purposes
173 of this section, “abandoned property net revenue” shall mean the difference between abandoned
174 property receipts and distributions to claimants that exceeds the amount of net revenue collected
175 during the previous fiscal year.

176 SECTION 11. Section 184C of chapter 94 of the General Laws, as so appearing, is
177 hereby amended by striking out, in line 133, the words “size and brand” and inserting in place
178 thereof the following words:- brand, and may only vary in random weight.

179 SECTION 12. Chapter 118E of the General Laws is hereby amended by adding the
180 following section:-

181 Section 78. (a) The division shall create an employer healthcare coverage form.
182 Every employer with 6 or more employees, doing business in the commonwealth, shall annually
183 complete and submit the form under oath. The form shall indicate whether the employer has
184 offered to pay or arrange for the purchase of health care insurance and information about such
185 health care insurance such as the premium cost, benefits offered, cost sharing details, eligibility
186 criteria and other information deemed necessary by the division; provided, that the information

187 collected through the form shall not be used to deny or terminate MassHealth eligibility for non-
188 disabled persons who would otherwise qualify for a program of medical benefits pursuant to this
189 chapter who have access to employer sponsored health insurance.

190 The division may make arrangements with other agencies of the commonwealth,
191 including the department of unemployment assistance and the department of revenue, to assist
192 with the administration of this section. Employers shall provide supplemental information that is
193 necessary to implement said section 189A of said chapter 149 to the division or its designee,
194 upon request. An employer receiving information that identifies, or could be used to identify, a
195 MassHealth member or recipient of subsidized health insurance shall not use or disclose such
196 information except as authorized by the division.

197 (b) Notwithstanding any general or special law to the contrary, information
198 reported under subsection (a) that identifies individual employees by name or health insurance
199 status or is protected health information shall not be a public record under clause Twenty-sixth of
200 section 7 of chapter 4 or chapter 66. Reported information may be exchanged among the
201 executive office of health and human services, the commonwealth health insurance connector
202 authority, the department of unemployment assistance, the center for health information and
203 analysis and the department of revenue as necessary to implement section 189A of chapter 149.
204 An employer who knowingly falsifies or fails to file any information required by this section, or
205 its implementing regulation, shall be subject to a penalty of not less than \$1,000 or more than
206 \$5,000 for each violation.

207 SECTION 13. Subsection (a) of said section 78 of said chapter 118E, as appearing in
208 section 12, is hereby amended by striking out the fifth sentence and inserting in place thereof the

209 following sentence:- Employers shall provide supplemental information that is deemed necessary
210 by the division or its designee upon request by the division.

211 SECTION 14. Subsection (b) of said section 78 of said chapter 118E, as appearing in
212 section 12, is hereby amended by striking out the second sentence.

213 SECTION 15. Section 23 of chapter 119 of the General Laws, as appearing in the 2016
214 Official Edition, is hereby amended by striking out, in line 93, the word “or” and inserting in
215 place thereof the following words:- , including the parents of siblings who have custody of the
216 siblings, or.

217 SECTION 16. Subsection (a) of section 29B of said chapter 119, as so appearing, is
218 hereby amended by striking out the last 2 sentences and inserting in place thereof the following 4
219 sentences:- No child under the age of 16 shall have a permanency plan for another permanent
220 planned living arrangement. The department shall file a permanency plan prior to a permanency
221 hearing that shall address the above placement alternatives. The court shall consult with the child
222 in an age-appropriate manner about the permanency plan developed for the child, including for
223 children and young adults whose permanency plan is another permanency planned living
224 arrangement, asking the child or young adult their desired permanency plan. At each hearing
225 where the court determines that a permanency plan for a child is another permanency planned
226 living arrangement, the court shall specify why this plan is in the child’s best interest and the
227 compelling reasons why it is not in the child’s best interest to: (i) return home; (ii) be placed for
228 adoption; (iii) be placed with a legal guardian; or (iv) be placed in a permanency planned living
229 arrangement with other relatives.

230 SECTION 17. Subsection (c) of said section 29B of said chapter 119, as so appearing, is
231 hereby amended by striking out the third sentence and inserting in place thereof the following 2
232 sentences: In the case of a child who has attained age 14 or any young adult, the permanency
233 plan shall also address the services needed to assist the child or young adult in making the
234 transition from foster care to a successful adulthood; provided, however, that the court shall
235 consult with the child or young adult in an age-appropriate manner about the permanency plan. If
236 the permanency plan for the child is another permanency planned living arrangement, the
237 permanency plan shall address the efforts the department has made to place the child or young
238 adult with a parent or relative or in a guardianship or adoption placement.

239 SECTION 18. Section 121 of chapter 140 of the General Laws, as so appearing, is
240 hereby amended by inserting after the word “gun”, in line 100, the following words:- ; provided,
241 however, that “machine gun” shall include bump stocks and trigger cranks.

242 SECTION 19. Said section 121 of said chapter 140, as so appearing, is hereby further
243 amended by inserting after the definition of “Assault weapon” the following definition:-

244 “Bump stock”, any device for a weapon that increases the rate of fire achievable with
245 such weapon by using energy from the recoil of the weapon to generate a reciprocating action
246 that facilitates repeated activation of the trigger.

247 SECTION 20. Said section 121 of said chapter 140, as so appearing, is hereby amended
248 by inserting after the definition of “Shotgun” the following definition:-

249 “Trigger crank”, any device to be attached to a weapon that repeatedly activates the
250 trigger of the weapon through the use of a lever or other part that is turned in a circular motion;

251 provided, however, that “trigger crank” shall not include any weapon initially designed and
252 manufactured to fire through the use of a crank or lever.

253 SECTION 21. Paragraph (o) of section 131 of said chapter 140, as so appearing, is
254 hereby amended by adding the following sentence:- Clauses (i) and (ii) of this paragraph shall
255 not apply to bump stocks and trigger cranks.

256 SECTION 22. Section 10 of chapter 183A, as so appearing in the 2016 Official Edition,
257 is hereby amended, in line 73, by inserting, after the word “kept”, the following words:- which
258 shall be made available to unit owners through electronic mail upon request.

259 SECTION 23. Chapter 224 of the acts of 2012 is hereby amended by inserting after
260 section 254 the following section:-

261 Section 254A. (a) For the purposes of this section, the following words shall have the
262 following meanings unless the context clearly requires otherwise:

263 “Behavior management monitoring”, monitoring of a child’s behavior, the
264 implementation of a behavior plan and reinforcing implementation of a behavior plan by the
265 child’s parent or other caregiver.

266 “Behavior management therapy”, therapy that addresses challenging behaviors that
267 interfere with a child’s successful functioning; provided, however, that “behavior management
268 therapy” shall include assessment, development of a behavior plan and supervision and
269 coordination of interventions to address specific behavioral objectives or performance, including
270 the development of a crisis-response strategy; and provided further, that “behavior management
271 therapy” may include short-term counseling and assistance.

272 “Child” a person under the age of 21.

273 “Family support and training”, a service provided to a parent or other caregiver of a child
274 to improve the capacity of the parent or caregiver to ameliorate or resolve the child’s emotional
275 or behavioral needs and to parent; provided, however, that such service shall be provided where
276 the child resides, including in the child’s home, a foster home, a therapeutic foster home or
277 another community setting.

278 “In-home behavioral services”, a combination of behavior management therapy and
279 behavior management monitoring; provided, however, that such services shall be provided where
280 the child resides, including in the child’s home, a foster home, a therapeutic foster home or
281 another community setting.

282 “In-home therapy”, therapeutic clinical intervention or ongoing training and therapeutic
283 support; provided however, that the intervention or support shall be provided where the child
284 resides, including in the child’s home, a foster home, a therapeutic foster home or another
285 community setting.

286 “Mobile crisis intervention”, a short-term, mobile, on-site, face-to-face therapeutic
287 response service that is available 24 hours a day, 7 days a week to a child experiencing a
288 behavioral health crisis to identify, assess, treat and stabilize a situation and reduce the
289 immediate risk of danger to the child or others; provided, however, that the intervention shall be
290 consistent with the child’s risk management or safety plan, if any.

291 “Ongoing therapeutic training and support”, services that support implementation of a
292 treatment plan pursuant to therapeutic clinical intervention that shall include, but not be limited
293 to, teaching the child to understand, direct, interpret, manage and control feelings and emotional

294 responses to situations and assisting the family in supporting the child and addressing the child's
295 emotional and mental health needs.

296 "Therapeutic clinical intervention", intervention that shall include: (i) a structured and
297 consistent therapeutic relationship between a licensed clinician and a child and the child's family
298 to treat the child's mental health needs, including improvement of the family's ability to provide
299 effective support for the child and promotion of healthy functioning of the child within the
300 family; (ii) the development of a treatment plan; and (iii) using established psychotherapeutic
301 techniques, working with the family or a subset of the family to enhance problem solving, limit
302 setting, communication, emotional support or other family or individual functions.

303 "Therapeutic mentoring services", services provided to a child designed to support age-
304 appropriate social functioning or to ameliorate deficits in the child's age-appropriate social
305 functioning; provided, however, that such services may include supporting, coaching and
306 training the child in age-appropriate behaviors, interpersonal communication, problem solving,
307 conflict resolution and relating appropriately to other children and adolescents and to adults in
308 recreational and social activities; and provided further, that such services shall be provided where
309 the child resides, including in the child's home, a foster home, a therapeutic foster home or
310 another community setting.

311 (b) The annual report submitted by carriers and contractor pursuant to section 254 shall
312 include a certification whether their coverage includes the following mental health home-based
313 and community-based services for a child: (i) intensive care coordination for a child with a
314 serious emotional disturbance; (ii) mobile crisis intervention; (iii) family support and training;
315 (iv) in-home therapy; (v) therapeutic mentoring services; and (vi) in-home behavioral services.

316 The certification shall substantiate that networks for the provided services are active and
317 adequate to ensure access.

318 (c) The commissioner of insurance may promulgate regulations or guidelines to
319 implement this section.

320 SECTION 24. Item 1233-2350 of section 2 of chapter 133 of the acts of 2016 is hereby
321 amended by striking out the words “State Lottery and Gaming Fund in accordance with clause
322 (c) of the second paragraph of section 35 of chapter 10 of the General Laws ” and inserting in
323 place thereof the following words:- Gaming Local Aid Fund.

324 SECTION 25. Item 9110-1630 of said section 2 of said chapter 133, as amended by
325 section 29 of chapter 283 of the acts of 2016, is hereby further amended by inserting after the
326 words “case management services and the administration of the home care program” the
327 following words:- ; provided, further, that the secretary of elder affairs may transfer funds
328 appropriated in this item to item 9110-1500 for the provision of enhanced home care services.

329 SECTION 26. Said item 9110-1630 of said section 2 of said chapter 133, as amended by
330 section 29 of chapter 283 of the acts of 2016, is hereby further amended by striking out the
331 words

332 General Fund.....95%

333 Community First Trust Fund.....5%", , and inserting in place thereof the
334 following words:-

335 General Fund.....86.32%

336 Community First Trust Fund.....13.68%.

337 SECTION 27. The second paragraph of section 136 of chapter 219 of the acts of 2016 is
338 hereby amended by striking out the word “March” and inserting in place thereof the following
339 word:- December.

340 SECTION 28. Item 0940-0101 of said section 2 of said chapter 47 is hereby amended
341 by striking out the figure “\$2,468,211”, each time it appears and inserting in place thereof, in
342 each instance, the following figure:- \$3,100,000.

343 SECTION 29. Item 1410-0012 of said section 2 of said chapter 47 is hereby amended by
344 adding after the words “Grace Veterans Program”, the following words:- ; provided further, that
345 not less than \$25,000 shall be expended for the Disabled American Veterans, in the city of
346 Lawrence for the purpose of creating a shuttle service for disabled veterans..

347 SECTION 30. Said section 2 of said chapter 47 is hereby further amended by inserting
348 after item 1410-0018 the following item:-

349 1410-0022 For the operation of a comprehensive program to enhance employment
350 opportunities and outcomes among veterans by assisting businesses to attract, hire, train and
351 retain veterans under section 2C of chapter 115 of the General Laws \$100,000

352 SECTION 31. Said section 2 of said chapter 47 is hereby further amended by striking
353 out the item number 1599-1690 and inserting in place thereof the following item number:- 1599-
354 1691.

355 SECTION 32. Said item 1599-1690 of said section 2 of said chapter 47, as amended by
356 section 31, is hereby further amended by inserting after the words “said transfer”, the following

357 words:- ; provided further, that not more than \$13,511,090 from this item shall be expended for
358 payroll costs incurred in fiscal year 2017 by the 14 sheriffs' offices; and.

359 SECTION 33. Said section 2 of said chapter 47 is hereby further amended by inserting
360 after item 1599-1977 the following 2 items:-

361 1599-2003 For the purpose of funding the Uniform Law Commission; provided, that
362 prior fiscal year payments may be payable from this item \$50,000

363 1599-3222 For a reserve to fund the administrative costs associated with the
364 implementation of an employer contribution, including, but not limited to, costs of
365 commonwealth personnel, contracts, and the purchase of new information technologies as
366 necessary; provided further, that the secretary may transfer from the sum appropriated herein to
367 other items of appropriation and allocations as are necessary to meet said costs where the
368 amounts otherwise available are insufficient for the purpose, in accordance with a transfer plan,
369 which shall be filed in advance with the house and senate committees on ways and means;
370 provided further, that the executive office of administration and finance shall report to the house
371 and senate committees on ways and means on or before January 10, 2018, and quarterly
372 thereafter, on the implementation of the contribution established in section 189A of chapter 149
373 of the General Laws, including but not limited to: (i) a detailed summary of expenditures
374 associated with the implementation of the contribution; (ii) the number of employers subject to
375 the contribution; (iii) the number of employees who receives health insurance coverage through
376 the division of medical assistance; (iv) the number of appeals filed with the division of
377 unemployment assistance, including the status of said appeals; and (v) an estimate of total
378 collections from the contribution for fiscal year 2018; and provided further, that the secretary

379 may only transfer such amounts to other items of appropriation and allocations within the
380 executive office for administration and finance, the executive office of health and human
381 services, the executive office of labor and workforce development, the department of revenue,
382 and the department of unemployment assistance \$2,925,694.

383 SECTION 34. Item 2330-0100 of said section 2 of said chapter 47 is hereby amended by
384 inserting after the penultimate proviso the following proviso:- ; provided further, that not less
385 than \$450,000 shall be expended for a program of collaborative research by the division of
386 marine fisheries through the Massachusetts Marine Fisheries Institute, in collaboration with the
387 School for Marine Science and Technology at the University of Massachusetts at Dartmouth, that
388 applies innovative technology to assess the biomass of fish in the region managed by the New
389 England Fishery Management Council.

390 SECTION 35. Said section 2 of said chapter 47 is hereby further amended by inserting
391 after item 4000-0051 the following item:-

392 4000-0250 For the executive office of health and human services which may expend for
393 the costs of the operations and maintenance of the health insurance exchange not more than
394 \$15,000,000 from monies received from the commonwealth health insurance connector
395 authority; provided, that for the purpose of accommodating timing discrepancies between the
396 receipt of retained revenues and related expenditures, the office may incur expenses and the
397 comptroller may certify for payment amounts not to exceed the lower of this authorization or the
398 most recent revenue estimate as reported in the state accounting system; and provided further,
399 that any unspent balance at the close of fiscal year 2018 shall remain in the account and may be
400 expended for this item in fiscal year 2019.....\$15,000,000.

401 SECTION 36. Item 4513-1000 of said section 2 of said chapter 47 is hereby amended by
402 inserting after the penultimate proviso the following proviso:- ; provided further, that not less
403 than \$100,000 shall be expended for the program’s critical congenital heart defects screening
404 activities.

405 SECTION 37. Said section 2 of said chapter 47 is hereby further amended by striking
406 out item 7002-1075.

407 SECTION 38. Item 8324-0000 of said section 2 of said chapter 47 is hereby amended by
408 inserting after the word "option" the following words: - ; provided further, that notwithstanding
409 any general or special law to the contrary, 100 per cent of the amount appropriated in this item
410 for the administration of the department of fire services, the state fire marshal's office, the
411 Massachusetts firefighting academy, critical incident stress management programs, the On-Site
412 Academy, other fire training academies, the regional dispatch centers, the radio and dispatch
413 center improvements and the associated fringe benefits costs of personnel paid from this item for
414 these purposes shall be assessed upon insurance companies writing fire, homeowners’ multiple
415 peril or commercial multiple peril policies on property situated in the commonwealth and paid
416 within 30 days after receiving notice of the assessment from the commissioner of insurance.

417 SECTION 39. Item 2000-1701 of section 2B of said chapter 47 is hereby amended by
418 striking out the figure “\$1,535,671”, and inserting in place thereof the following figure:-
419 \$3,150,000.

420 SECTION 40. Item 4000-0102 of said section 2B of said chapter 47 is hereby amended
421 by striking out the figure “\$8,878,161”, and inserting in place thereof the following figure:-
422 \$11,914,066

423 SECTION 41. Section 2E of said chapter 47 is hereby amended by striking out item
424 1595-1068 and inserting in place thereof the following item:-

425 1595-1068 For an operating transfer to the MassHealth provider payment account in the
426 Medical Assistance Trust Fund established in section 2QQQ of chapter 29 of the General Laws;
427 provided, that these funds shall be expended for services provided during state or federal fiscal
428 year 2016, 2017 or 2018 or for public hospital transformation and incentive initiative payments
429 for state fiscal year 2017 or 2018 or for Medicaid care organization payments under 42 CFR
430 438.6(c) for rate year 2018; provided further, that all payments from the Medical Assistance
431 Trust Fund shall be: (i) subject to the availability of federal financial participation; (ii) made only
432 under federally-approved payment methods; (iii) consistent with federal funding requirements
433 and all federal payment limits as determined by the secretary of health and human services; and
434 (iv) subject to the terms and conditions of an agreement with the executive office of health and
435 human services; provided further, that the secretary of health and human services shall notify, in
436 writing, the house and senate committees on ways and means and the joint committee on health
437 care financing of increases or decreases in any payments made within the term of the current
438 section 1115 waiver or other state plan amendments within 15 days; and provided further, that
439 the secretary of health and human services shall utilize funds from the Medical Assistance Trust
440 Fund to make payments of up to \$492,955,903 to the Cambridge public health commission or to
441 Medicaid care organizations for payment to the Cambridge public health commission if the
442 Cambridge public health commission, in anticipation of receiving such payments, first
443 voluntarily transfers an amount equal to the nonfederal share of such payments to the Medical
444 Assistance Trust Fund using a federally-permissible source of funds.....\$747,100,000.

445 SECTION 42. Said section 2E of said chapter 47 is hereby further amended by inserting
446 after item 1595-1069 the following item under the following caption:-

447 EXECUTIVE OFFICE OF LABOR AND WORKFORCE DEVELOPMENT

448 Department of Career Services

449 1595-1075 For an operating transfer to the Workforce Competitiveness Trust Fund
450 established in section 2WWW of chapter 29 of the General Laws.....\$1,000,000

451 SECTION 43. Section 133 of said chapter 47 is hereby amended by striking out the first
452 sentence and inserting in place thereof the following sentence:- The registry of motor vehicles,
453 in cooperation with the department of conservation and recreation, shall offer for purchase an
454 annual MassParks pass and a senior MassParks pass to cover fees for parking for 1 calendar year
455 at state-owned facilities where parking fees are charged to applicants for the issuance or renewal
456 of a motor vehicle registration or license to operate a motor vehicle.

457 SECTION 44. Notwithstanding section 10 of chapter 70B of the General Laws or any
458 other general or special law to the contrary, in determining the grant percentage for the fiscal
459 year 2018 approved school projects, the Massachusetts School Building Authority shall calculate
460 the community poverty factor by examining the proportion of economically disadvantaged
461 students from calendar year 2015 to the present and assigning whichever year's factor is the
462 highest as determined by the department of elementary and secondary education.

463 SECTION 45. Section 44 is hereby repealed.

464 SECTION 46. Notwithstanding any general or special law to the contrary, unexpended
465 balances from item 7004-9024 of section 2 of chapter 133 of the acts of 2016 shall revert to the
466 General Fund at the end of fiscal year 2017.

467 SECTION 47. Notwithstanding any general or special law to the contrary, before the
468 close of fiscal year 2017 and upon the recommendation of the secretary of administration and
469 finance and the secretary of health and human services or their designees, the comptroller shall
470 adjust any fiscal year 2017 appropriation fund split against or transferred out of the Community
471 First Trust Fund established in section 35AAA of chapter 10 of the General Laws to match final
472 department fiscal year 2017 Community First Trust Fund expenditures.

473 SECTION 48. Notwithstanding any general or special law to the contrary, the executive
474 office for administration and finance may transfer up to \$15,000,000 from the Commonwealth
475 Care Trust Fund established in section 2000 of chapter 29 of the General Laws to the Health
476 Safety Net Trust Fund established in section 66 of chapter 118E of the General Laws.

477 SECTION 49. Notwithstanding any general or special law to the contrary, payments
478 from the Health Safety Net Trust Fund established in section 66 of chapter 118E of the General
479 Laws may be made either as safety net care payments under the commonwealth's waiver
480 pursuant to section 1115 of the federal Social Security Act or as an adjustment to Title XIX
481 service rate payments or a combination of both. Other federally-permissible funding mechanisms
482 available for public service hospitals as defined by the regulations of the executive office of
483 health and human services may be used to reimburse up to \$70,000,000 of uncompensated care
484 pursuant to said sections 66 and section 69 of said chapter 118E using sources distinct from the
485 funding made available to the Health Safety Net Trust Fund.

486 SECTION 50. Notwithstanding any general or special law to the contrary, any
487 unexpended balances, not exceeding a total of \$20,000,000, in items 4000-0600, 4000-0700 and
488 4000-1425 of section 2 of chapter 133 of the acts of 2016 shall not revert to the General Fund
489 until September 1, 2017 and may be expended by the executive office of health and human
490 services to pay for services enumerated in said items 4000-0600, 4000-0700 and 4000-1425
491 provided during fiscal year 2017.

492 SECTION 51. Notwithstanding any general or special law to the contrary, the secretary
493 of health and human services, with the written approval of the secretary of administration and
494 finance, may authorize transfers of surplus among items 4000-0320, 4000-0430, 4000-0500,
495 4000-0600, 4000-0640, 4000-0700, 4000-0875, 4000-0880, 4000-0885, 4000-0940, 4000-0950,
496 4000-0990, 4000-1400, 4000-1420 and 4000-1425 for the purpose of reducing any deficiency in
497 these items but any such transfer shall be made not later than September 30, 2017.

498 SECTION 52. The executive office of public safety and security shall notify individuals
499 licensed under sections 122, 129B, and 131 of chapter 140 of the General Laws of the changes to
500 laws made in sections 18 to 21, inclusive, of this act and the effective date of those changes. The
501 executive office shall also notify manufacturers of bump stocks and trigger cranks as defined in
502 sections 18 and 19 of this act, of the changes made under said sections 18 to 21, inclusive, and
503 the effective date of those changes.

504 SECTION 53. Sections 18 to 21, inclusive, shall take effect 90 days after the effective
505 date of this act; provided, however, that no person shall purchase, sell or offer for sale a bump
506 stock or trigger crank as defined in sections 18 and 19 of this act after the effective date of this
507 act.

508 SECTION 54. The division of local mandates established pursuant to section 6B of
509 chapter 11 of the General Laws within the office of the state auditor shall collect and certify an
510 accurate accounting of the mandated costs incurred by municipalities as part of the
511 implementation of early voting for the 2016 biennial state election. The certification shall be
512 filed with the clerks of the house of representatives and senate on or before January 10, 2018.

513 SECTION 55. Not later than December 31, 2019, the Massachusetts gaming commission
514 shall file a report with the house and senate committees on ways and means on any gaming
515 service employee job positions that were exempted from the requirements of subsection (o) of
516 section 172 of chapter 6 of the General Laws, as amended by section 3.

517 SECTION 56. Section 45 shall take effect on June 30, 2018.

518 SECTION 57. Sections 13 and 14 shall take effect December 31, 2019.

519 SECTION 58. Section 9 shall take effect on June 30, 2023.