

SENATE No. 2177

The Commonwealth of Massachusetts

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

SENATE, October 12, 2017

The committee on Ways and Means, on House, No. 3951, amended, reported, in part, a “Bill making appropriations for the fiscal year 2017 to provide for supplementing certain existing appropriations and for certain other activities and projects” (Senate, No. 2177).
[Direct Appropriation: \$85,317,026]

For the committee,
Karen E. Spilka

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

Whereas, The deferred operation of this act would tend to defeat its purpose, which is 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:

SECTION 1. To provide for supplementing certain items in the general appropriation act and other appropriation acts for fiscal year 2017, the sums set forth in section 2 are hereby appropriated from the General Fund unless specifically designated otherwise in this act or in those appropriation acts, for the several purposes and subject to the conditions specified in this act or in those appropriation acts, and subject to the laws regulating the disbursement of public funds for the fiscal year ending June 30, 2017. These sums shall be in addition to any amounts previously appropriated and made available for the purposes of those items. These sums shall be made available until June 30, 2018.

SECTION 2.

DISTRICT ATTORNEYS

Hampden District Attorney

16	0340-0500	\$150,215
17		
18	<i>Northwestern District Attorney</i>	
19		
20	0340-0600	\$142,798
21		
22	<i>Bristol District Attorney</i>	
23		
24	0340-0998	\$19,393
25		
26	<i>Cape and Islands District Attorney</i>	
27		
28	0340-1000	\$257,578
29		
30		
31	INDEPENDENTS	
32		
33	<i>Secretary of the Commonwealth</i>	
34		
35	0521-0000	\$105,203
36		
37		
38	EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE	
39		
40	<i>Reserves</i>	
41		
42	1599-8910	\$20,408,910
43	<i>Human Resources Division</i>	
44		
45	1750-0100	\$250,000
46		
47		
48	EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS	
49		
50	<i>Department of Fish and Game</i>	
51		
52	2330-0300	\$1,000,000
53		
54		
55	MASSACHUSETTS DEPARTMENT OF TRANSPORTATION	
56		
57	<i>Department of Transportation</i>	
58		
59	1595-6368	\$49,828,056
60		
61	Commonwealth Transportation Fund	100%

62
63
64
65 EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY
66

67 *Military Division*
68

69 8700-1150\$8,700,000
70
71

72 SECTION 2A. To provide for certain unanticipated obligations of the
73 commonwealth, to provide for an alteration of purpose for current appropriations and to meet
74 certain requirements of law, the sums set forth in this section are hereby appropriated from the
75 General Fund unless specifically designated otherwise in this section, for the several purposes
76 and subject to the conditions specified in this section, and subject to the laws regulating the
77 disbursement of public funds for the fiscal year ending June 30, 2017. These sums shall be in
78 addition to any amounts previously appropriated and made available for the purposes of those
79 items. These sums shall be made available until June 30, 2018.
80

81
82 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE
83

84 *Reserves*
85

86 1599-3224 For a reserve for costs associated with taxes owed to the city of
87 Boston for the property at 100 Cambridge street.....\$1,429,179
88
89

90 SECTION 2B. To provide for supplementing certain intragovernmental chargeback
91 authorizations in the general appropriation act and other appropriation acts for fiscal year 2017,
92 to provide for certain unanticipated intragovernmental chargeback authorizations, to provide for
93 an alteration of purpose for current intragovernmental chargeback authorizations, and to meet
94 certain requirements of law, the sums set forth in this section are hereby authorized from the
95 Intragovernmental Service Fund for the several purposes specified in this section or in the
96 appropriation acts, and subject to the provisions of law regulating the disbursement of public
97 funds for the fiscal year ending June 30, 2017. These sums shall be in addition to any amounts
98 previously authorized and made available for the purposes of those items. These sums shall be
99 made available until June 30, 2018.

EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

Office of the Secretary

4000-0102\$353,021

SECTION 2C.I. For the purpose of making available in fiscal year 2018 balances of appropriations which otherwise would revert on June 30, 2017, the unexpended balances of the appropriations listed below, not to exceed the amount specified below for each item, are hereby re-appropriated for the purposes of and subject to the conditions stated for the corresponding item in section 2 of chapter 133 of the acts of 2016. However, for items which do not appear in section 2 of the general appropriation act, the amounts in this section are re-appropriated for the purposes of and subject to the conditions stated for the corresponding item in section 2 or 2A of this act or in prior appropriation acts. Amounts in this section are re-appropriated from the fund or funds designated for the corresponding item in section 2 of said chapter 133; provided, however, that for items which do not appear in section 2 of said chapter 133, the amounts in this section are re-appropriated from the fund or funds designated for the corresponding item in section 2 or 2A of this act or in prior appropriation acts. The unexpended balance of each appropriation in the Massachusetts management accounting and reporting system with a secretariat code of 01 or 17 is hereby re-appropriated for the purposes of and subject to the conditions stated for the corresponding item in said section 2 of said chapter 133. The sums re-appropriated in this section shall be in addition to any amounts available for said purposes.

INDEPENDENTS

Office of the Treasurer and Receiver-General

0610-0010\$350,000

EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

Reserves

1599-0044\$80,000

138	1599-0054	.....	\$1,162,177
139			
140	1599-0840	.....	\$300,000
141			
142	1599-4445	.....	\$300,000
143			
144	<i>Health Policy Commission</i>		
145			
146	1599-1450	.....	\$233,997
147			
148	1599-2004	.....	\$83,326
149			
150	<i>Center for Health Information and Analysis</i>		
151			
152	4100-0060	.....	\$1,772,625
153			
154			
155	MASSACHUSETTS OFFICE OF INFORMATION TECHNOLOGY		
156			
157	1790-0300	.....	\$2,653,323
158			
159			
160	EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES		
161			
162	<i>Department of Mental Health</i>		
163			
164	5046-0000	.....	\$900,000
165			
166	<i>Department of Children and Families</i>		
167			
168	4800-0091	.....	\$160,000
169			
170	<i>Department of Veteran Services</i>		
171			
172	1410-0018	.....	\$139,396
173			
174	<i>Chelsea Soldiers Home</i>		
175			
176	4180-1100	.....	\$128,995
177			
178	<i>Holyoke Soldiers Home</i>		
179			
180	4190-0300	.....	\$30,000
181			
182	4190-1100	.....	\$587,579
183			

184
185 COMMUNITY COLLEGES
186

187 *Northern Essex Community College*
188

189 7510-0200\$1,000,000
190
191

192 SECTION 3. Section 172 of chapter 6 of the General Laws, as appearing in the 2016
193 Official Edition, is hereby amended by adding the following subsection:

194 (o) Notwithstanding any other provision of this section or any other general or special
195 law to the contrary, all gaming service employees shall be required to register with the
196 investigations and enforcement bureau established in section 6 of chapter 23K but the
197 Massachusetts gaming commission may, in its discretion, exempt certain gaming service
198 employees by job position from the registration requirement. The commission and the bureau
199 may require a gaming service employee to produce any information deemed necessary.

200 SECTION 4. Section 5 of chapter 18 of the General Laws, as so appearing, is hereby
201 amended by striking out, in lines 71 and 72, the words “and shall have a caseload of not more
202 than 60 recipients”.

203 SECTION 5. Section 2QQQ of chapter 29 of the General Laws is hereby amended by
204 striking out, in lines 4 and 5, as so appearing, the words “supplemental and incentive”.

205 SECTION 6. Subsection (b) of section 2XXXX of said chapter 29, as appearing in
206 section 22 of chapter 47 of the acts of 2017, is hereby amended by inserting after the third
207 sentence the following sentence:- For the purpose of accommodating timing discrepancies
208 between the receipt of retained revenues and related expenditures, the department may incur

209 expenses and the comptroller may certify for payment amounts not to exceed the lower of this
210 authorization or the most recent revenue estimate as reported in the state accounting system.

211 SECTION 7. Section 5H of said chapter 29, as appearing in the 2016 Official Edition, is
212 hereby amended by striking out the second sentence and inserting in place thereof the following
213 2 sentences:- Not later than October 31, the state treasurer shall certify the amount of actual
214 receipts and distributions to claimants of abandoned property for the previous fiscal year and,
215 beginning in fiscal year 2013, the comptroller shall transfer 75 per cent of the growth in
216 abandoned property net revenue to the Commonwealth Stabilization Fund established in section
217 2H; provided, however, that such transfer shall be made prior to the certification of the
218 consolidated net surplus for the previous fiscal year as provided in section 5C. For the purposes
219 of this section, “abandoned property net revenue” shall mean the difference between abandoned
220 property receipts and distributions to claimants that exceeds the amount of net revenue collected
221 during the previous fiscal year.

222 SECTION 8. Section 23 of chapter 119 of the General Laws, as so appearing, is hereby
223 amended by striking out, in line 93, the word “or” and inserting in place thereof the following
224 words:- , including the parents of siblings who have custody of the siblings, or.

225 SECTION 9. Subsection (a) of section 29B of said chapter 119, as so appearing, is
226 hereby amended by striking out the last 2 sentences and inserting in place thereof the following 4
227 sentences:- No child under the age of 16 shall have a permanency plan for another permanent
228 planned living arrangement. The department shall file a permanency plan prior to a permanency
229 hearing that shall address the above placement alternatives. The court shall consult with the child
230 in an age-appropriate manner about the permanency plan developed for the child, including for

children and young adults whose permanency plan is another permanency planned living arrangement, asking the child or young adult their desired permanency plan. At each hearing where the court determines that a permanency plan for a child is another permanency planned living arrangement, the court shall specify why this plan is in the child's best interest and the compelling reasons why it is not in the child's best interest to: (i) return home; (ii) be placed for adoption; (iii) be placed with a legal guardian; or (iv) be placed in a permanency planned living arrangement with other relatives.

SECTION 10. Subsection (c) of said section 29B of said chapter 119, as so appearing, is hereby amended by striking out the third sentence and inserting in place thereof the following 2 sentences: In the case of a child who has attained age 14 or any young adult, the permanency plan shall also address the services needed to assist the child or young adult in making the transition from foster care to a successful adulthood; provided, however, that the court shall consult with the child or young adult in an age-appropriate manner about the permanency plan. If the permanency plan for the child is another permanency planned living arrangement, the permanency plan shall address the efforts the department has made to place the child or young adult with a parent or relative or in a guardianship or adoption placement.

SECTION 11. Chapter 224 of the acts of 2012 is hereby amended by inserting after section 254 the following section:-

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

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

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

“Child” a person under the age of 21.

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

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

“In-home therapy”, therapeutic clinical intervention or ongoing training and therapeutic support; provided however, that the intervention or support shall be provided where the child

resides, including in the child’s home, a foster home, a therapeutic foster home or another community setting.

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

“Ongoing therapeutic training and support”, services that support implementation of a treatment plan pursuant to therapeutic clinical intervention that shall include, but not be limited to, teaching the child to understand, direct, interpret, manage and control feelings and emotional responses to situations and assisting the family in supporting the child and addressing the child’s emotional and mental health needs.

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

“Therapeutic mentoring services”, services provided to a child designed to support age-appropriate social functioning or to ameliorate deficits in the child’s age-appropriate social functioning; provided, however, that such services may include supporting, coaching and

294 training the child in age-appropriate behaviors, interpersonal communication, problem solving,
295 conflict resolution and relating appropriately to other children and adolescents and to adults in
296 recreational and social activities; and provided further, that such services shall be provided where
297 the child resides, including in the child's home, a foster home, a therapeutic foster home or
298 another community setting.

299 (b) The annual report submitted by carriers and contractor pursuant to section 254 shall
300 include a certification that their coverage includes the following mental health home-based and
301 community-based services for a child: (i) intensive care coordination for a child with a serious
302 emotional disturbance; (ii) mobile crisis intervention; (iii) family support and training; (iv) in-
303 home therapy; (v) therapeutic mentoring services; and (vi) in-home behavioral services. The
304 certification shall substantiate that networks for the provided services are active and adequate to
305 ensure access.

306 (c) The commissioner may promulgate regulations or guidelines to implement this
307 section.

308 SECTION 12. Item 1233-2350 of section 2 of chapter 133 of the acts of 2016 is hereby
309 amended by striking out the words "State Lottery and Gaming Fund" and inserting in place
310 thereof the following words:- Gaming Local Aid Fund.

311 SECTION 13. Item 9110-1630 of said section 2 of said chapter 133 is hereby amended
312 by inserting after the word "program", in line 27, the following words:- ; provided further, that
313 the secretary of elder affairs may transfer funds appropriated in this item to item 9110-1500 for
314 the provision of enhanced home care services.

315 SECTION 14. Said item 9110-1630 of said section 2 is hereby further amended by
316 striking out the words

317 General Fund.....95%

318 Community First Trust Fund.....5%", inserted by section 29 of chapter 283 of the
319 acts of 2016, and inserting in place thereof the following words :-

320 General Fund.....86.32%

321 Community First Trust Fund.....13.68%

322 SECTION 15. The second paragraph of section 136 of chapter 219 of the acts of 2016 is
323 hereby amended by striking out, in line 3, the word “March” and inserting in place thereof the
324 following word:- December.

325 SECTION 16. Item 0940-0101 of section 2 of chapter 47 of the acts of 2017 is hereby
326 amended by striking out the figure “\$2,468,211” and inserting in place thereof the following
327 figure:- \$3,100,000.

328 SECTION 17. Said section 2 of said chapter 47 is hereby further amended by inserting
329 after item 1410-0018 the following item:-

330 1410-0022 For the operation of a comprehensive program to enhance employment
331 opportunities and outcomes among veterans by assisting businesses to attract, hire, train and
332 retain veterans under section 2C of chapter 115 of the General Laws \$100,000

SECTION 18. Said section 2 of said chapter 47 is hereby further amended by striking out the item number 1599-1690 and inserting in place thereof the following item number:- 1599-1691.

SECTION 19. Said item 1599-1690 of said section 2 of said chapter 47, as amended by section 18, is hereby further amended by inserting after the words “said transfer”, the following words:- ; provided further, that not more than \$13,511,090 from this item shall be expended for payroll costs incurred in fiscal year 2017 by the 14 sheriffs’ offices; and.

SECTION 20. Said section 2 of said chapter 47 is hereby further amended by inserting after item 1599-1977 the following 2 items:-

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

1599-3222 For a reserve to fund the administrative costs associated with the implementation of an employer contribution including, but not limited to, costs of commonwealth personnel, contracts and the purchase of new information technologies as necessary; provided, that the secretary may transfer from this item to other items of appropriation and allocations as are necessary to meet such costs where the amounts otherwise available are insufficient for the purpose in accordance with a transfer plan which shall be filed in advance with the house and senate committees on ways and means; and provided further, that the secretary may only transfer such amounts to other items of appropriation and allocations within the executive office for administration and finance, the executive office of health and human services, the executive office of labor and workforce development, the department of revenue and the department of unemployment assistance \$2,925,694.

SECTION 21. Item 2330-0100 of said section 2 of said chapter 47 is hereby amended by inserting after the penultimate proviso the following proviso:- ; provided further, that not less than \$450,000 shall be expended for a program of collaborative research by the division of marine fisheries through the Massachusetts Marine Fisheries Institute, in collaboration with the School for Marine Science and Technology at the University of Massachusetts at Dartmouth, that applies innovative technology to assess the biomass of fish in the region managed by the New England Fishery Management Council.

SECTION 22. Said section 2 of said chapter 47 is hereby further amended by inserting after item 4000-0051 the following item:-

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

SECTION 23. Item 4513-1000 of said section 2 of said chapter 47 is hereby amended by inserting after the penultimate proviso the following proviso:- ; provided further, that not less than \$100,000 shall be expended for the program's critical congenital heart defects screening activities.

SECTION 24. Said section 2 of said chapter 47 is hereby further amended by striking out item 7002-1075.

SECTION 25. Item 8324-0000 of said section 2 of said chapter 47 is hereby amended by inserting after the word "option" the following words: - ; provided further, that notwithstanding any general or special law to the contrary, 100 per cent of the amount appropriated in this item for the administration of the department of fire services, the state fire marshal's office, the Massachusetts firefighting academy, critical incident stress management programs, the On-Site Academy, other fire training academies, the regional dispatch centers, the radio and dispatch center improvements and the associated fringe benefits costs of personnel paid from this item for these purposes shall be assessed upon insurance companies writing fire, homeowners' multiple peril or commercial multiple peril policies on property situated in the commonwealth and paid within 30 days after receiving notice of the assessment from the commissioner of insurance.

SECTION 26. Item 2000-1701 of section 2B of said chapter 47 is hereby amended by striking out the figure "\$1,535,671", and inserting in place thereof the following figure:-
\$3,150,000.

SECTION 27. Item 4000-0102 of said section 2B of said chapter 47 is hereby amended by striking out the figure "\$8,878,161", and inserting in place thereof the following figure:-
\$11,914,066

SECTION 28. Section 2E of said chapter 47 is hereby amended by striking out item 1595-1068 and inserting in place thereof the following item:-

1595-1068 For an operating transfer to the MassHealth provider payment account in the Medical Assistance Trust Fund established in section 2QQQ of chapter 29 of the General Laws;

provided, that these funds shall be expended for services provided during state or federal fiscal year 2016, 2017 or 2018 or for public hospital transformation and incentive initiative payments for state fiscal year 2017 or 2018 or for Medicaid care organization payments under 42 CFR 438.6(c) for rate year 2018; provided further, that all payments from the Medical Assistance Trust Fund shall be: (i) subject to the availability of federal financial participation; (ii) made only under federally-approved payment methods; (iii) consistent with federal funding requirements and all federal payment limits as determined by the secretary of health and human services; and (iv) subject to the terms and conditions of an agreement with the executive office of health and human services; provided further, that the secretary of health and human services shall notify, in writing, the house and senate committees on ways and means and the joint committee on health care financing of increases or decreases in any payments made within the term of the current 1115 waiver or other state plan amendments within 15 days; and provided further, that the secretary of health and human services shall utilize funds from the Medical Assistance Trust Fund to make payments of up to \$492,955,903 to the Cambridge public health commission or to Medicaid care organizations for payment to the Cambridge public health commission if the Cambridge public health commission, in anticipation of receiving such payments, first voluntarily transfers an amount equal to the nonfederal share of such payments to the Medical Assistance Trust Fund using a federally-permissible source of funds.....\$747,100,000.

SECTION 29. Said section 2E of said chapter 47 is hereby further amended by inserting after item 1595-1069 the following item under the following caption:-

EXECUTIVE OFFICE OF LABOR AND WORKFORCE DEVELOPMENT

Department of Career Services

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

SECTION 30. Section 133 of said chapter 47 is hereby amended by striking out the first sentence and inserting in place thereof the following sentence:- The registry of motor vehicles, in cooperation with the department of conservation and recreation, shall offer for purchase an annual MassParks pass and a senior MassParks pass to cover fees for parking for 1 calendar year at state-owned facilities where parking fees are charged to applicants for the issuance or renewal of a motor vehicle registration or license to operate a motor vehicle.

SECTION 31. Chapter 63 of the acts of 2017 is hereby amended by striking out section 15 and inserting in place thereof the following section:-

Section 15. Sections 1, 3, 5, 7 and 9 shall take effect on January 1, 2018.

SECTION 32. Notwithstanding section 10 of chapter 70B of the General Laws or any other general or special law to the contrary, in determining the grant percentage for the fiscal year 2018 approved school projects, the Massachusetts School Building Authority shall calculate the community poverty factor by examining the proportion of economically disadvantaged students from calendar year 2015 to the present and assigning whichever year's factor is the highest as determined by the department of elementary and secondary education.

SECTION 33. Section 32 is hereby repealed.

SECTION 34. Notwithstanding any general or special law to the contrary, unexpended balances from item 7004-9024 of section 2 of chapter 133 of the acts of 2016 shall revert to the General Fund at the end of fiscal year 2017.

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

SECTION 36. Notwithstanding any general or special law to the contrary, the executive office for administration and finance may transfer up to \$15,000,000 from the Commonwealth Care Trust Fund established in section 2000 of chapter 29 of the General Laws to the Health Safety Net Trust Fund established in section 66 of chapter 118E of the General Laws.

SECTION 37. Notwithstanding any general or special law to the contrary, payments from the Health Safety Net Trust Fund established in section 66 of chapter 118E of the General Laws may be made either as safety net care payments under the commonwealth's waiver pursuant to section 1115 of the federal Social Security Act or as an adjustment to Title XIX service rate payments or a combination of both. Other federally-permissible funding mechanisms available for public service hospitals as defined by the regulations of the executive office of health and human services may be used to reimburse up to \$70,000,000 of uncompensated care pursuant to said sections 66 and section 69 of said chapter 118E using sources distinct from the funding made available to the Health Safety Net Trust Fund.

SECTION 38. Notwithstanding any general or special law to the contrary, any unexpended balances, not exceeding a total of \$20,000,000, in items 4000-0600, 4000-0700 and 4000-1425 of section 2 of chapter 133 of the acts of 2016 shall not revert to the General Fund

464 until September 1, 2017 and may be expended by the executive office of health and human
465 services to pay for services enumerated in said items 4000-0600, 4000-0700 and 4000-1425
466 provided during fiscal year 2017.

467 SECTION 39. Notwithstanding any general or special law to the contrary, the secretary
468 of health and human services, with the written approval of the secretary of administration and
469 finance, may authorize transfers of surplus among items 4000-0320, 4000-0430, 4000-0500,
470 4000-0600, 4000-0640, 4000-0700, 4000-0875, 4000-0880, 4000-0885, 4000-0940, 4000-0950,
471 4000-0990, 4000-1400, 4000-1420 and 4000-1425 for the purpose of reducing any deficiency in
472 these items but any such transfer shall be made not later than September 30, 2017.

473 SECTION 40. Section 33 shall take effect on June 30, 2018.