

HOUSE No. 3958

Text of a further amendment (offered by Mr. Michlewitz of Boston) to the Senate amendment of the House Bill making appropriations for the fiscal year 2019 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 3819, amended). July 3, 2019.

The Commonwealth of Massachusetts

In the One Hundred and Ninety-First General Court
(2019-2020)

By striking out all after the enacting clause and inserting in place thereof the following:—

1 SECTION 1. To provide for supplementing certain items in the general appropriation act
2 and other appropriation acts for fiscal year 2019, 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, 2019. 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, 2020.

9 SECTION 2.

10 JUDICIARY

11 Committee for Public Counsel Services

12 0321-1510 \$5,000,000

13	DISTRICT ATTORNEYS	
14	Plymouth District Attorney	
15	0340-0800.....	\$207,201
16	Bristol District Attorney	
17	0340-0998.....	\$125,208
18	Berkshire District Attorney	
19	0340-1100.....	\$321,196
20	OFFICE OF THE STATE COMPTROLLER	
21	1599-3384.....	\$14,200,000
22	EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE	
23	Reserves	
24	1599-4448.....	\$9,300,000
25	Human Resources Division	
26	1750-0300.....	\$1,742,434
27	Department of Revenue	
28	1201-0160.....	\$2,000,000
29	EXECUTIVE OFFICE OF EDUCATION	

30 Department of Early Education and Care
31 3000-1020 \$3,658,990

32 EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY

33 Military Division

34 8700-0001.....\$140,000

35 SECTION 2B. To provide for supplementing certain intragovernmental chargeback
36 authorizations in the general appropriation act and other appropriation acts for fiscal year 2019,
37 to provide for certain unanticipated intragovernmental chargeback authorizations, to provide for
38 an alteration of purpose for current intragovernmental chargeback authorizations, and to meet
39 certain requirements of law, the sum set forth in this section is hereby authorized from the
40 Intragovernmental Service Fund for the several purposes specified in this section or in the
41 appropriation acts, and subject to the provisions of law regulating the disbursement of public
42 funds for the fiscal year ending June 30, 2019. This sum shall be in addition to any amounts
43 previously authorized and made available for the purposes of this item. This sum shall be made
44 available until June 30, 2020.

45 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

46 Human Resources Division

47 1750-0105.....\$2,100,000

48 SECTION 3. Section 216 of chapter 6 of the General Laws, as appearing in the 2018
49 Official Edition, is hereby amended by striking out, in line 3, the words “up to 4”.

50 SECTION 4. Said section 216 of said chapter 6, as so appearing, is hereby further
51 amended by inserting after the word “designee”, in line 22, the following words:- ; the secretary
52 of technology services and security or a designee; the executive director of the Massachusetts
53 Technology Park Corporation or a designee.

54 SECTION 5. Section 28 of chapter 119 of the General Laws, as so appearing, is hereby
55 amended by striking out subsection (a) and inserting in place thereof the following subsection:-

56 (a) During the pendency of an action brought pursuant to section 24, temporary orders
57 providing for the support of a child may be entered. The court may thereafter enter a judgment
58 against the party chargeable with support. Any order of support entered under this section shall
59 conform to and be enforced under section 12 of chapter 119A.

60 SECTION 6. Subsection (a) of section 12 of chapter 119A of the General Laws, as so
61 appearing, is hereby amended by striking out, in line 2, the words “, section 40 of chapter 201”.

62 SECTION 7. Said subsection (a) of said section 12 of said chapter 119A, as so appearing,
63 is hereby further amended by striking out, in lines 11 to 13, inclusive, the words “, unless the
64 obligor and obligee agree in writing that the obligee shall obtain health care coverage for his
65 child or children or that such coverage will be provided by other means”.

66 SECTION 8. Subsection (b) of said section 12 of said chapter 119A, as so appearing, is
67 hereby amended by striking out paragraph (5) and inserting in place thereof the following
68 paragraph:-

69 (5) (A) A judgment or order shall include: (i) the name and address of the obligor; (ii) the
70 name, address and federal employer identification number of the obligor's employer; and (iii)

71 such other information as the IV-D agency requires to assist it in collecting support payments.
72 With respect to an order for income withholding made payable to the IV-D agency, the issuing
73 court shall provide to the IV-D agency: (i) a copy of the judgment or order for support and the
74 order for income withholding; (ii) the address of the obligee; (iii) the date of birth of the child;
75 and (iv) such other information as the IV-D agency requires to assist it in collecting support
76 payments; provided, however, that such information need not be included in the order for income
77 withholding.

78 (B) Each such judgment or order shall also include a provision for health care coverage
79 for the child in accordance with this section and may require the obligor to pay an amount
80 toward the obligee's cost of health care coverage or toward uninsured medical expenses on
81 behalf of the child. The court shall enter an order that requires the obligor or the obligee to
82 provide health care coverage if such coverage is available at reasonable cost and accessible to the
83 child. If the court determines that an order for health care coverage is not in the best interest of
84 the child or creates an undue hardship for the obligor or the obligee, then the court shall enter
85 written findings.

86 (C) If the child is enrolled in MassHealth, an equivalent program in another state
87 pursuant to 42 U.S.C. 1397aa et seq. or 42 U.S.C. 1396a et seq. or an equivalent program in
88 another state that is substantially similar to the program established in chapter 118E, the court
89 shall order the obligee to maintain such coverage as long as the child remains eligible; provided,
90 however, that the court may also order the obligor to enroll the child in private health insurance
91 if: (i) private health insurance is available to the obligor at reasonable cost and accessible to the
92 child; (ii) enrollment in the insurance is in the best interest of the child; and (iii) enrollment in the
93 insurance will not create an undue hardship for the obligor or the obligee.

94 (D) If health care coverage pursuant to this section is not available to the obligor or the
95 obligee at the time the order is entered, the court shall order the parties to notify the IV-D agency
96 if such coverage becomes available. For the purposes of this section: (i) health care coverage
97 shall be deemed reasonable in cost if the cost to the party ordered to provide health care coverage
98 does not exceed 5 per cent of the gross income of the party; (ii) health care coverage shall be
99 deemed accessible to the child if covered services are available within 15 miles of the child's
100 primary residence; (iii) health care coverage includes private health insurance available through
101 employment, union affiliation or otherwise, and public health coverage administered by the Title
102 XIX agency; and (iv) private health insurance shall be deemed not available at reasonable cost to
103 an obligor or obligee whose gross income does not exceed 150 per cent of the federal poverty
104 guidelines for the family size or who receives MassHealth on behalf of the obligor, the obligee or
105 the child.

106 (E) If the IV-D agency is responsible for enforcing the order, the court shall order the
107 obligor and the obligee to notify the IV-D agency of any changes in the availability and terms of
108 health care coverage. If the obligor is required to provide health care coverage for a child of the
109 obligor's through an employment-related health plan and if the IV-D agency has the name and
110 address of the employer, the IV-D agency shall transfer the national medical support notice, as
111 required by Title IV, Part D of the federal Social Security Act, to the employer notifying the
112 employer to enroll the child in a health care plan provided by the employer for which the obligor
113 is eligible. If the obligee is required to provide health care coverage, the IV-D agency may
114 transmit such national medical support notice to the employer of the obligee and the provisions
115 of this section with respect to the notice shall apply to such obligee and such employer. The

116 notice may be transmitted to the employer by any method, including paper, facsimile, magnetic
117 tape or other electronic means.

118 SECTION 9. The third paragraph of subsection (c) of said section 12 of said chapter
119 119A, as so appearing, is hereby amended by striking out the last 3 sentences.

120 SECTION 10. Subsection (d) of said section 12 of said chapter 119A, as so appearing, is
121 hereby amended by striking out the fifth sentence and inserting in place thereof the following
122 sentence:- When the agency ascertains that an obligor has failed to comply with a judgment or
123 order for health care coverage and health care coverage is available to the obligor at reasonable
124 cost and accessible to the child, the IV-D agency shall send notice of the judgment or national
125 medical support notice to the employer or to a provider of health care coverage together with
126 notice of the provisions of subsection (f).

127 SECTION 11. Said subsection (d) of said section 12 of said chapter 119A, as so
128 appearing, is hereby further amended by striking out the last sentence and inserting in place
129 thereof the following sentence:- The obligor or obligee may contest or seek a modification of an
130 order for health care coverage on the grounds that the coverage: (i) is no longer available to the
131 obligor at reasonable cost; (ii) is no longer accessible to the child; (iii) is no longer in the best
132 interest of the child; or (iv) creates an undue hardship for the moving party; provided, however,
133 that the moving party shall bear the burden of proving that the coverage: (i) is no longer
134 available to the moving party at reasonable cost; (ii) is no longer accessible to the child; (iii) is
135 no longer in the best interest of the child; or (iv) creates an undue hardship for the moving party;
136 and provided further, that the provider of health care coverage shall maintain coverage for the
137 child under the order pending a modification of the order.

138 SECTION 12. Said section 12 of said chapter 119A, as so appearing, is hereby further
139 amended by striking out subsection (k) and inserting in place thereof the following subsection:-

140 (k) Upon receipt of the national medical support notice or upon application of the
141 employee pursuant to the order for health care coverage, the employer shall enroll the child in
142 the health care plan. The national medical support notice shall have the same effect as an
143 enrollment application signed by the employee and shall operate to enroll the child in the health
144 care plan. The employer shall comply with the requirements of the national medical support
145 notice as set forth in the instructions incorporated into the notice. If health care coverage is
146 provided by the obligor, the employer or the provider of health care coverage shall furnish the
147 obligee with such information as may be necessary for the child to obtain benefits through the
148 plan and shall permit the obligee or, with the approval of the obligee, the provider of medical
149 services to submit claims for covered services without the approval of the obligor. A claim
150 submitted in accordance with this subsection shall be payable, as appropriate, directly to the
151 obligee, to the provider of medical services or, if the individual has assigned the individual's
152 rights to medical support pursuant to Title XIX of the federal Social Security Act, to the division
153 of medical assistance. If the division of medical assistance has been assigned the rights of an
154 individual covered for health benefits from the provider of health care coverage and eligible for
155 medical assistance under said Title XIX, the provider of health care coverage shall apply to the
156 division the same requirements applicable to an agent or assignee of any other individual so
157 covered.

158 SECTION 13. Subsection (m) of said section 12 of said chapter 119A, as so appearing, is
159 hereby amended by striking out the last sentence.

160 SECTION 14. The first paragraph of section 28 of chapter 208 of the General Laws, as so
161 appearing, is hereby amended by striking out the last 2 sentences.

162 SECTION 15. Said section 28 of said chapter 208, as so appearing, is hereby further
163 amended by inserting after the first paragraph the following 3 paragraphs:-

164 If the court makes an order for maintenance or support of a child, the court shall require
165 either parent to provide health care coverage for the child if such coverage is available at
166 reasonable cost and accessible to the child. The court may require the obligor to pay an amount
167 toward the obligee's cost of health care coverage or toward uninsured medical expenses on
168 behalf of the child. If the court determines that an order for health care coverage is not in the best
169 interest of the child or creates an undue hardship for either parent, the court shall enter written
170 findings.

171 If the child is enrolled in MassHealth, an equivalent program in another state pursuant to
172 42 U.S.C. 1397aa et seq. or 42 U.S.C. 1396a et seq. or an equivalent program in another state
173 that is substantially similar to the program established in chapter 118E, the court shall order the
174 obligee to maintain coverage as long as the child remains eligible; provided, however, that court
175 may also order the obligor to enroll the child in private health insurance if: (i) private health
176 insurance is available to the obligor at reasonable cost and accessible to the child; (ii) enrollment
177 in the insurance is in the best interest of the child; and (iii) enrollment in the insurance will not
178 create an undue hardship for the obligor or the obligee.

179 If the IV-D agency under chapter 119A is responsible for enforcing the order, the court
180 shall order the parents to notify the IV-D agency of any changes in the availability and terms of
181 health care coverage. For the purposes of this section: (i) health care coverage shall be deemed

182 reasonable in cost if the cost to the party ordered to provide health care coverage does not exceed
183 5 per cent of the gross income of the party; (ii) health care coverage shall be deemed accessible
184 to the child if covered services are available within 15 miles of the child's primary residence;
185 (iii) health care coverage includes private health insurance available through employment, union
186 affiliation or otherwise, and public health coverage administered by the Title XIX agency; and
187 (iv) private health insurance shall be deemed not available at reasonable cost to an obligor or
188 obligee whose gross income does not exceed 150 per cent of the federal poverty guidelines for
189 the family size or who receives MassHealth on behalf of the obligor, the obligee or the child.

190 SECTION 16. The fifth paragraph of section 32 of chapter 209 of the General Laws, as
191 so appearing, is hereby amended by striking out the last 2 sentences.

192 SECTION 17. Said section 32 of said chapter 209, as so appearing, is hereby further
193 amended by inserting after the fifth paragraph the following 3 paragraphs:-

194 If the court makes an order for maintenance or support on behalf of a spouse or child, the
195 court shall require either parent to provide health care coverage for the child if such coverage is
196 available at reasonable cost and accessible to the child. The court may require the obligor to pay
197 an amount toward the obligee's cost of health care coverage or toward uninsured medical
198 expenses on behalf of the child. If the court determines that an order for health care coverage is
199 not in the best interest of the child or creates an undue hardship for either parent, the court shall
200 enter written findings.

201 If the child is enrolled in MassHealth, an equivalent program in another state pursuant to
202 42 U.S.C. 1397aa et seq. or 42 U.S.C. 1396a et seq. or an equivalent program in another state
203 that is substantially similar to the program established in chapter 118E, the court shall order the

204 obligee to maintain such coverage as long as the child remains eligible; provided, however, that
205 court may also order the obligor to enroll the child in private health insurance if: (i) private
206 health insurance is available to the obligor at reasonable cost and accessible to the child; (ii)
207 enrollment in the insurance is in the best interest of the child; and (iii) enrollment in the
208 insurance will not create an undue hardship for the obligor or the obligee.

209 If the IV-D agency under chapter 119A is responsible for enforcing the order, the court
210 shall order the parents to notify the IV-D agency of any changes in the availability and terms of
211 health care coverage. For the purposes of this section: (i) health care coverage shall be deemed
212 reasonable in cost if the cost to the party ordered to provide health care coverage does not exceed
213 5 per cent of the gross income of the party; (ii) health care coverage shall be deemed accessible
214 to the child if covered services are available within 15 miles of the primary residence of the
215 child; (iii) health care coverage includes private health insurance available through employment,
216 union affiliation or otherwise, and public health coverage administered by the Title XIX agency;
217 and (iv) private health insurance shall be deemed not available at reasonable cost to an obligor or
218 obligee whose gross income does not exceed 150 per cent of the federal poverty guidelines for
219 the family size or who receives MassHealth on behalf of the obligor, the obligee or the child.

220 SECTION 18. The first paragraph of section 37 of said chapter 209, as so appearing, is
221 hereby amended by striking out the last 2 sentences.

222 SECTION 19. Said section 37 of said chapter 209, as so appearing, is hereby further
223 amended by inserting after the first paragraph the following 3 paragraphs:-

224 If the court makes an order for support or maintenance on behalf of a child, the court
225 shall require either parent to provide health care coverage for the child if such coverage is

226 available at reasonable cost and accessible to the child. The court may require the obligor to pay
227 an amount toward the obligee's cost of health care coverage or toward uninsured medical
228 expenses on behalf of the child. If the court determines that an order for health care coverage is
229 not in the best interest of the child or creates an undue hardship for either parent, the court shall
230 enter written findings.

231 If the child is enrolled in MassHealth, an equivalent program in another state pursuant to
232 42 U.S.C. 1397aa et seq. or 42 U.S.C. 1396a et seq. or an equivalent program in another state
233 that is substantially similar to the program established in chapter 118E, the court shall order the
234 obligee to maintain coverage as long as the child remains eligible; provided, however, that the
235 court may also order the obligor to enroll the child in private health insurance if: (i) private
236 health insurance is available to the obligor at reasonable cost and accessible to the child; (ii)
237 enrollment in the insurance is in the best interest of the child; and (iii) enrollment in the
238 insurance will not create an undue hardship for the obligor or the obligee.

239 If the IV-D agency under chapter 119A is responsible for enforcing the order, the court
240 shall order the parents to notify the IV-D agency of any changes in the availability and terms of
241 health care coverage. For the purposes of this section: (i) health care coverage shall be deemed
242 reasonable in cost if the cost to the party ordered to provide health care coverage does not exceed
243 5 per cent of the gross income of the party; (ii) health care coverage shall be deemed accessible
244 to the child if covered services are available within 15 miles of the child's primary residence;
245 (iii) health care coverage includes private health insurance available through employment, union
246 affiliation or otherwise, and public health coverage administered by the Title XIX agency; and
247 (iv) private health insurance shall be deemed not available at reasonable cost to an obligor or

248 obligee whose gross income does not exceed 150 per cent of the federal poverty guidelines for
249 the family size or who receives MassHealth on behalf of the obligor, the obligee or the child.

250 SECTION 20. The first paragraph of section 9 of chapter 209C of the General Laws, as
251 so appearing, is hereby amended by striking out the seventh and eighth sentences.

252 SECTION 21. Said section 9 of said chapter 209C, as so appearing, is hereby further
253 amended by inserting after the first paragraph the following 3 paragraphs:-

254 If the court makes an order or judgment for maintenance or support of a child, the court
255 shall require either parent to provide health care coverage for the child if such coverage is
256 available at reasonable cost and accessible to the child. The court may require the obligor to pay
257 an amount toward the obligee's cost of health care coverage or toward uninsured medical
258 expenses on behalf of the child. If the court determines that an order for health care coverage is
259 not in the best interest of the child or creates an undue hardship for either parent, the court shall
260 enter written findings.

261 If the child is enrolled in MassHealth, an equivalent program in another state pursuant to
262 42 U.S.C. 1397aa et seq. or 42 U.S.C. 1396a et seq. or an equivalent program in another state
263 that is substantially similar to the program established in chapter 118E, the court shall order the
264 obligee to maintain coverage as long as the child remains eligible; provided, however, that the
265 court may also order the obligor to enroll the child in private health insurance if: (i) private
266 health insurance is available to the obligor at reasonable cost and accessible to the child; (ii)
267 enrollment in the insurance is in the best interest of the child; and (iii) enrollment in the
268 insurance will not create an undue hardship for the obligor or the obligee.

269 If the IV-D agency under chapter 119A is responsible for enforcing the order, the court
270 shall order the parents to notify the IV-D agency of any changes in the availability and terms of
271 health care coverage. For the purposes of this section: (i) health care coverage shall be deemed
272 reasonable in cost if the cost to the party ordered to provide health care coverage does not exceed
273 5 per cent of the gross income of the party; (ii) health care coverage shall be deemed accessible
274 to the child if covered services are available within 15 miles of the child's primary residence;
275 (iii) health care coverage includes private health insurance available through employment, union
276 affiliation or otherwise, and public health coverage administered by the Title XIX agency; and
277 (iv) private health insurance shall be deemed not available at reasonable cost to an obligor or
278 obligee whose gross income does not exceed 150 per cent of the federal poverty guidelines for
279 the family size or who receives MassHealth on behalf of the obligor, the obligee or the child.

280 SECTION 22. Section 49 of chapter 9 of the acts of 2011, as most recently amended by
281 section 25 of chapter 5 of the acts of 2019, is hereby further amended by inserting after
282 subsection (d), the following subsection:-

283 (d1/2) (1) The commissioner may procure job order contracts for use by state agencies
284 consisting of the division of capital asset management and maintenance, the department of
285 correction and any higher education facilities subject to the department of higher education for
286 facilities that are owned or operated by said state agencies for projects that: (i) improve access to
287 places of public accommodation listed in section 92A of chapter 272 of the General Laws; or (ii)
288 remove barriers and create or improve accessible features for both physical and programmatic
289 access necessary for compliance with the law, including for compliance with title II of the
290 Americans with Disabilities Act of 1990 and the laws of the commonwealth.

291 (2) These contracts shall be limited to job orders estimated to cost not more than
292 \$1,000,000 each and shall be procured through the procedures specified in section 39M of
293 chapter 30 of the General Laws except that: (i) the amount of the bid deposit shall be \$5,000; (ii)
294 contractors who are awarded job orders under any job order contract shall be certified by the
295 division for the category of work specified in the contract; and (iii) the amounts of surety bonds
296 required by the contract may be satisfied with respect to each particular job order before the
297 commencement of any work under that job order. The commissioner shall award a job order
298 contract to the eligible and responsible bidder who offers the lowest mark-up over the base unit
299 prices specified in the contract specifications.

300 SECTION 23. Subsection (c) of section 220 of chapter 69 of the acts of 2018 is hereby
301 amended by striking out the words “June 30, 2019” and inserting in place thereof the following
302 words:- December 31, 2019.

303 SECTION 24. Subsection (e) of section 221 of said chapter 69 is hereby amended by
304 striking out the words “July 1, 2019” and inserting in place thereof the following words:-
305 December 31, 2019.

306 SECTION 25. Item 7004-0202 of section 2 of chapter 154 of the acts of 2018 is hereby
307 amended by inserting after the word “housing”, the second time it appears, the following words:-
308 ; provided further, that any unexpended funds in this item shall not revert but shall be made
309 available for the purpose of this item until June 30, 2020.

310 SECTION 26. Item 7061-9814 of said section 2 of said chapter 154 is hereby amended
311 by adding the following words:- ; and provided further, that appropriated funds may be expended
312 for programs or activities during the summer months.

313 SECTION 27. Section 56 of chapter 228 of the acts of 2018 is hereby amended by
314 inserting after the first sentence the following sentence:- A city or town that enters into such an
315 agreement with an adjacent city or town to expend its grant proceeds in a manner that provides
316 broadband service to areas within the adjacent city or town shall, upon receipt of reimbursement
317 from the adjacent city or town, credit the funds paid in reimbursement to the grant from which
318 the expenses were originally paid and such funds shall become part of the grant to be expended
319 according to the provisions of the grant agreement.

320 SECTION 28. Item 4590-1504 of section 2A of chapter 273 of the acts of 2018 is hereby
321 amended by inserting after the figure “7061-9612”, the first time it appears, the following
322 words:- ; provided further, that any unexpended funds in this item shall not revert but shall be
323 made available for the purpose of this item until June 30, 2020.

324 SECTION 29. Item 7009-6800 of said section 2A of said chapter 273 is hereby amended
325 by inserting after the word “improvements”, the second time it appears, the following words:- ;
326 provided further, that any unexpended funds in this item shall not revert but shall be made
327 available for the purpose of this item until June 30, 2020.

328 SECTION 30. Item 7061-0010 of said section 2A of said chapter 273 is hereby amended
329 by inserting after the word “support”, the second time it appears, the following words:- ;
330 provided further, that any unexpended funds in this item shall not revert but shall be made
331 available for the purpose of this item until June 30, 2020.

332 SECTION 31. The child support enforcement division of the department of revenue, in
333 consultation with the chief justice of the trial court of the commonwealth, shall report on the
334 implementation and effect of sections 5 to 21, inclusive. The report shall include, but not be

335 limited to: (i) information on the implementation process; and (ii) an analysis of the effect of said
336 sections 5 to 21, inclusive, on health care coverage for children. The child support enforcement
337 division shall file its report, together with any recommendations, with the clerks of the senate
338 and house of representatives and the senate and house committees on ways and means not later
339 than July 1, 2020.

340 SECTION 32. Notwithstanding any general or special law to the contrary, there shall be
341 established, pursuant to section 2A of chapter 4 of the General Laws, a special legislative
342 commission known as the Task Force on the Preservation and Storage of Evidence. The task
343 force shall be comprised of the following 17 members: 5 members appointed by the governor, 1
344 of whom shall be an elected clerk of the superior court; 1 of whom shall be a clerk-magistrate of
345 the district court; 1 of whom shall be a police officer with experience in evidence collection and
346 preservation; 1 of whom shall be a criminal defense attorney and 1 of whom shall be professor of
347 evidence at a law school accredited by the American Bar Association; 3 members of the house of
348 representatives, 1 of whom shall be appointed by the speaker of the house, 1 of whom shall be
349 the house chair of the joint committee on the judiciary and 1 of whom shall be appointed by the
350 minority leader; 3 members of the senate, 1 of whom shall be appointed by the senate president,
351 1 of whom shall be the senate chair of the joint committee on the judiciary and 1 of whom shall
352 be appointed by the minority leader; the attorney general or a designee; 2 elected district
353 attorneys appointed by the president of the Massachusetts District Attorneys Association; the
354 chief justice of the supreme judicial court or a designee; the chief justice of the superior court or
355 a designee; and the chief justice of district court or a designee. The house and senate chairs of the
356 joint committee on the judiciary shall serve as co-chairs of the task force. Counsel to the house of
357 representatives and counsel to the senate appointed pursuant to section 51 of chapter 3 of the

358 General Laws shall be counsel to the task force and shall, at the request of the respective chair,
359 assist the chair in the discharge of their duties.

360 The task force shall conduct an investigation and study of the existing legal and
361 regulatory framework governing the preservation and storage of evidence and exhibits collected
362 during the investigation of any crime and the preservation and storage of evidence and exhibits
363 admitted or otherwise used as part of a criminal proceeding before a court of the commonwealth.
364 The investigation and study shall include an examination of the preservation and storage of
365 evidence and exhibits both pre-trial and post-trial.

366 The task force shall conduct an investigation and study on the feasibility and anticipated
367 cost of constructing and maintaining a statewide evidence storage facility for the preservation
368 and storage of evidence and exhibits both pre-trial and post-trial.

369 The task force shall confer with representatives of the various state offices responsible for
370 overseeing evidence collection and storage, as well as with academics, practitioners and others
371 with expertise in these areas.

372 The task force shall file a report with the governor, the president of the senate and the
373 speaker of the house of representatives and the clerks of the house of representatives and senate
374 regarding the results of its investigation and study on or before March 31, 2020. The report shall
375 include: (i) an assessment of the current legal and regulatory structures related to the collection
376 and preservation of evidence; (ii) recommendations for amendments to any current law, rule,
377 regulation or court rule; (iii) recommendations on the feasibility and anticipated cost of
378 constructing and maintaining a statewide evidence storage facility; and (iv) recommendations for
379 legislation, if any.

380 SECTION 33. The salary adjustments and other economic benefits authorized by the
381 following collective bargaining agreements shall be effective for the purposes of section 7 of
382 chapter 150E of the General Laws:

383 (1) between the commonwealth and the Massachusetts Correction Officers Federated
384 Union, Unit 4;

385 (2) between the commonwealth and the Coalition of Public Safety, Unit 5;

386 (3) between the sheriff of Bristol county and the National Correctional Employees
387 Union Administrative and Technical Staff Unit, Unit SA1;

388 (4) between the sheriff of Essex county and the National Correctional Employees
389 Union, Local 123, Unit SE1;

390 (5) between the sheriff of Essex county and the Essex County Correctional Officers
391 Association, Unit SE2;

392 (6) between the sheriff of Essex county and the Essex County Regional Emergency
393 Communication Dispatchers, Unit SE5;

394 (7) between the sheriff of Middlesex county and the National Correctional Employees
395 Union, Local 116, Civil Process Unit, Unit SM6;

396 (8) between the Worcester South registry of deeds and OPEIU, Local 6;

397 (9) between the University of Massachusetts and AFT Massachusetts Maintainers
398 AFL-CIO, Local 6350, Unit D83;

399 (10) between the University of Massachusetts and the International Brotherhood of
400 Teamsters, Local 25, Unit B33;

401 (11) between the Board of Higher Education and the Massachusetts State College
402 Association/MTA/NEA; and

403 (12) between the Massachusetts Department of Transportation and DOT Unit E,
404 including the Massachusetts Organization of State Engineers and Scientists and United
405 Steelworkers Local 5696.