

SENATE No. 2271

The Commonwealth of Massachusetts

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

SENATE, June 20, 2019.

The committee on Ways and Means to whom was referred 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),-- reports (on the residue), recommending that the same ought to pass with an amendment striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 2271.

For the committee,
Michael J. Rodrigues

SENATE No. 2271

The Commonwealth of Massachusetts

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

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, except as otherwise stated.

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

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EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY

Military Division

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

SECTION 2A. To provide for certain unanticipated obligations of the commonwealth, to provide for an alteration of purpose for current appropriations and to meet certain requirements of law, the sums set forth in this section are hereby appropriated from the General Fund unless specifically designated otherwise in this section, for the several purposes and subject to the conditions specified in this section, and subject to the laws regulating the disbursement of public funds for the fiscal year ending June 30, 2019. These sums shall be made available until June 30, 2020, except as otherwise stated.

EXECUTIVE OFFICE OF LABOR AND WORKFORCE DEVELOPMENT

Office of the Secretary

7003-0101 For the costs of core administrative functions performed within the executive office of labor and workforce development; provided, that common functions that may be designated core administrative functions include, but are not limited to, human resources, financial management, information technology, legal, procurement and asset management.....\$1,948,449

Department of Career Services

7003-0800 For the operation of the MassHire Department of Career Services; provided, that funds may be expended for the MassHire Workforce System.....\$4,495,579

52 SECTION 2B. To provide for supplementing certain intragovernmental chargeback
53 authorizations in the general appropriation act and other appropriation acts for fiscal year 2019,
54 to provide for certain unanticipated intragovernmental chargeback authorizations, to provide for
55 an alteration of purpose for current intragovernmental chargeback authorizations and to meet
56 certain requirements of law, the sum set forth in this section is hereby authorized from the
57 Intragovernmental Service Fund for the several purposes specified in this section or in the
58 appropriation acts, and subject to the provisions of law regulating the disbursement of public
59 funds for the fiscal year ending June 30, 2019. This sum shall be in addition to any amounts
60 previously authorized and made available for the purposes of this item.

61 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

62 *Human Resources Division*

63 1750-0105.....\$2,100,000

64 SECTION 3. Section 216 of chapter 6 of the General Laws, as appearing in the 2016
65 Official Edition, is hereby amended by striking out, in line 3, the words “up to 4”.

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

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

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

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

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

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

85 (5) (A) A judgment or order shall include: (i) the name and address of the obligor; (ii) the
86 name, address and federal employer identification number of the obligor's employer; and (iii)
87 such other information as the IV-D agency requires to assist it in collecting support payments.
88 With respect to an order for income withholding made payable to the IV-D agency, the issuing
89 court shall provide to the IV-D agency: (i) a copy of the judgment or order for support and the
90 order for income withholding; (ii) the address of the obligee; (iii) the date of birth of the child;
91 and (iv) such other information as the IV-D agency requires to assist it in collecting support
92 payments; provided, however, that such information need not be included in the order for income
93 withholding.

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

102 (C) If the child is enrolled in MassHealth or equivalent program administered in another
103 state pursuant to chapter 118E, 42 U.S.C. 1397aa et seq. or 42 U.S.C. 1396a et seq., the court
104 shall order the obligee to maintain such coverage as long as the child remains eligible; provided,
105 however, that the court may also order the obligor to enroll the child in private health insurance
106 if: (i) private health insurance is available to the obligor at reasonable cost and accessible to the
107 child; (ii) enrollment in the insurance is in the best interest of the child; and (iii) enrollment in the
108 insurance will not create an undue hardship for the obligor or the obligee.

109 (D) If health care coverage pursuant to this section is not available to the obligor or the
110 obligee at the time the order is entered, the court shall order the parties to notify the IV-D agency
111 if such coverage becomes available. For the purposes of this section: (i) health care coverage
112 shall be deemed reasonable in cost if the cost to the party ordered to provide health care coverage
113 does not exceed 5 per cent of the gross income of the party; (ii) health care coverage shall be
114 deemed accessible to the child if covered services are available within 15 miles of the child's
115 primary residence; (iii) health care coverage includes private health insurance available through
116 employment, union affiliation or otherwise, and public health coverage administered by the Title

117 XIX agency; and (iv) private health insurance shall be deemed not available at reasonable cost to
118 an obligor or obligee whose gross income does not exceed 150 per cent of the federal poverty
119 guidelines for the family size or who receives MassHealth on behalf of the obligor, the obligee or
120 the child.

121 (E) If the IV-D agency is responsible for enforcing the order, the court shall order the
122 obligor and the obligee to notify the IV-D agency of any changes in the availability and terms of
123 health care coverage. If the obligor is required to provide health care coverage for a child of the
124 obligor's through an employment-related health plan and if the IV-D agency has the name and
125 address of the employer, the IV-D agency shall transfer the national medical support notice, as
126 required by Title IV, Part D of the federal Social Security Act, to the employer notifying the
127 employer to enroll the child in a health care plan provided by the employer for which the obligor
128 is eligible. If the obligee is required to provide health care coverage, the IV-D agency may
129 transmit such national medical support notice to the employer of the obligee and the provisions
130 of this section with respect to the notice shall apply to such obligee and such employer. The
131 notice may be transmitted to the employer by any method, including paper, facsimile, magnetic
132 tape or other electronic means.

133 SECTION 9. The third paragraph of subsection (c) of said section 12 of said chapter
134 119A, as so appearing, is hereby amended by striking out the last 3 sentences.

135 SECTION 10. Subsection (d) of said section 12 of said chapter 119A, as so appearing, is
136 hereby amended by striking out the fifth sentence and inserting in place thereof the following
137 sentence:- When the agency ascertains that an obligor has failed to comply with a judgment or
138 order for health care coverage and health care coverage is available to the obligor at reasonable

139 cost and accessible to the child, the IV-D agency shall send notice of the judgment or national
140 medical support notice to the employer or to a provider of health care coverage together with
141 notice of the provisions of subsection (f).

142 SECTION 11. Said subsection (d) of said section 12 of said chapter 119A, as so
143 appearing, is hereby further amended by striking out the last sentence and inserting in place
144 thereof the following sentence:- The obligor or obligee may contest or seek a modification of an
145 order for health care coverage on the grounds that the coverage: (i) is no longer available to the
146 obligor at reasonable cost; (ii) is no longer accessible to the child; (iii) is no longer in the best
147 interest of the child; or (iv) creates an undue hardship for the moving party; provided, however,
148 that the moving party shall bear the burden of proving that the coverage: (i) is no longer
149 available to the moving party at reasonable cost; (ii) is no longer accessible to the child; (iii) is
150 no longer in the best interest of the child; or (iv) creates an undue hardship for the moving party;
151 and provided further, that the provider of health care coverage shall maintain coverage for the
152 child under the order pending a modification of the order.

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

155 (k) Upon receipt of the national medical support notice or upon application of the
156 employee pursuant to the order for health care coverage, the employer shall enroll the child in
157 the health care plan. The national medical support notice shall have the same effect as an
158 enrollment application signed by the employee and shall operate to enroll the child in the health
159 care plan. The employer shall comply with the requirements of the national medical support
160 notice as set forth in the instructions incorporated into the notice. If health care coverage is

161 provided by the obligor, the employer or the provider of health care coverage shall furnish the
162 obligee with such information as may be necessary for the child to obtain benefits through the
163 plan and shall permit the obligee or, with the approval of the obligee, the provider of medical
164 services to submit claims for covered services without the approval of the obligor. A claim
165 submitted in accordance with this subsection shall be payable, as appropriate, directly to the
166 obligee, to the provider of medical services or, if the individual has assigned the individual's
167 rights to medical support pursuant to Title XIX of the federal Social Security Act, to the division
168 of medical assistance. If the division of medical assistance has been assigned the rights of an
169 individual covered for health benefits from the provider of health care coverage and eligible for
170 medical assistance under said Title XIX, the provider of health care coverage shall apply to the
171 division the same requirements applicable to an agent or assignee of any other individual so
172 covered.

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

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

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

179 If the court makes an order for maintenance or support of a child, the court shall require
180 either parent to provide health care coverage for the child if such coverage is available at
181 reasonable cost and accessible to the child. The court may require the obligor to pay an amount
182 toward the obligee's cost of health care coverage or toward uninsured medical expenses on

183 behalf of the child. If the court determines that an order for health care coverage is not in the best
184 interest of the child or creates an undue hardship for either parent, the court shall enter written
185 findings.

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

193 If the IV-D agency under chapter 119A is responsible for enforcing the order, the court
194 shall order the parents to notify the IV-D agency of any changes in the availability and terms of
195 health care coverage. For the purposes of this section: (i) health care coverage shall be deemed
196 reasonable in cost if the cost to the party ordered to provide health care coverage does not exceed
197 5 per cent of the gross income of the party; (ii) health care coverage shall be deemed accessible
198 to the child if covered services are available within 15 miles of the child's primary residence;
199 (iii) health care coverage includes private health insurance available through employment, union
200 affiliation or otherwise, and public health coverage administered by the Title XIX agency; and
201 (iv) private health insurance shall be deemed not available at reasonable cost to an obligor or
202 obligee whose gross income does not exceed 150 per cent of the federal poverty guidelines for
203 the family size or who receives MassHealth on behalf of the obligor, the obligee or the child.

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

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

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

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

222 If the IV-D agency under chapter 119A is responsible for enforcing the order, the court
223 shall order the parents to notify the IV-D agency of any changes in the availability and terms of
224 health care coverage. For the purposes of this section: (i) health care coverage shall be deemed
225 reasonable in cost if the cost to the party ordered to provide health care coverage does not exceed

226 5 per cent of the gross income of the party; (ii) health care coverage shall be deemed accessible
227 to the child if covered services are available within 15 miles of the primary residence of the
228 child; (iii) health care coverage includes private health insurance available through employment,
229 union affiliation or otherwise, and public health coverage administered by the Title XIX agency;
230 and (iv) private health insurance shall be deemed not available at reasonable cost to an obligor or
231 obligee whose gross income does not exceed 150 per cent of the federal poverty guidelines for
232 the family size or who receives MassHealth on behalf of the obligor, the obligee or the child.

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

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

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

244 If the child is enrolled in MassHealth or equivalent program in another state pursuant to
245 chapter 118E, 42 U.S.C. 1397aa et seq. or 42 U.S.C. 1396a et seq., the court shall order the
246 obligee to maintain coverage as long as the child remains eligible; provided, however, that the
247 court may also order the obligor to enroll the child in private health insurance if: (i) private

248 health insurance is available to the obligor at reasonable cost and accessible to the child; (ii)
249 enrollment in the insurance is in the best interest of the child; and (iii) enrollment in the
250 insurance will not create an undue hardship for the obligor or the obligee.

251 If the IV-D agency under chapter 119A is responsible for enforcing the order, the court
252 shall order the parents to notify the IV-D agency of any changes in the availability and terms of
253 health care coverage. For the purposes of this section: (i) health care coverage shall be deemed
254 reasonable in cost if the cost to the party ordered to provide health care coverage does not exceed
255 5 per cent of the gross income of the party; (ii) health care coverage shall be deemed accessible
256 to the child if covered services are available within 15 miles of the child's primary residence;
257 (iii) health care coverage includes private health insurance available through employment, union
258 affiliation or otherwise, and public health coverage administered by the Title XIX agency; and
259 (iv) private health insurance shall be deemed not available at reasonable cost to an obligor or
260 obligee whose gross income does not exceed 150 per cent of the federal poverty guidelines for
261 the family size or who receives MassHealth on behalf of the obligor, the obligee or the child.

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

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

266 If the court makes an order or judgment for maintenance or support of a child, the court
267 shall require either parent to provide health care coverage for the child if such coverage is
268 available at reasonable cost and accessible to the child. The court may require the obligor to pay
269 an amount toward the obligee's cost of health care coverage or toward uninsured medical

270 expenses on behalf of the child. If the court determines that an order for health care coverage is
271 not in the best interest of the child or creates an undue hardship for either parent, the court shall
272 enter written findings.

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

280 If the IV-D agency under chapter 119A is responsible for enforcing the order, the court
281 shall order the parents to notify the IV-D agency of any changes in the availability and terms of
282 health care coverage. For the purposes of this section: (i) health care coverage shall be deemed
283 reasonable in cost if the cost to the party ordered to provide health care coverage does not exceed
284 5 per cent of the gross income of the party; (ii) health care coverage shall be deemed accessible
285 to the child if covered services are available within 15 miles of the child's primary residence;
286 (iii) health care coverage includes private health insurance available through employment, union
287 affiliation or otherwise, and public health coverage administered by the Title XIX agency; and
288 (iv) private health insurance shall be deemed not available at reasonable cost to an obligor or
289 obligee whose gross income does not exceed 150 per cent of the federal poverty guidelines for
290 the family size or who receives MassHealth on behalf of the obligor, the obligee or the child.

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

294 (d^{1/2})(1) The commissioner may procure job order contracts for use by state agencies
295 consisting of the division of capital asset management and maintenance, the department of
296 correction and any higher education facilities subject to the department of higher education for
297 facilities that are owned or operated by the state agencies for projects that: (i) improve access to
298 places of public accommodation listed in section 92A of chapter 272 of the General Laws; or (ii)
299 remove barriers and create or improve accessible features for both physical and programmatic
300 access necessary for compliance with the law, including for compliance with Title II of the
301 federal Americans with Disabilities Act of 1990.

302 (2) These contracts shall be limited to job orders estimated to cost not more than
303 \$1,000,000 each and shall be procured through the procedures specified in section 39M of
304 chapter 30 of the General Laws, except that: (i) the amount of the bid deposit shall be \$5,000; (ii)
305 contractors who are awarded job orders under any job order contract shall be certified by the
306 division of capital asset management and maintenance for the category of work specified in the
307 contract; and (iii) the amounts of surety bonds required by the contract may be satisfied with
308 respect to each particular job order before the commencement of any work under that job order.
309 The commissioner shall award a job order contract to the eligible and responsible bidder who
310 offers the lowest mark-up over the base unit prices specified in the contract specifications.

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

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

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

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

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

330 SECTION 28. Item 4590-1504 of section 2A of chapter 273 of the acts of 2018 is hereby
331 amended by inserting after the figure “7061-9612”, the first time it appears, the following

332 words:- ; provided further, that any unexpended funds in this item shall not revert but shall be
333 made available for the purpose of this item until June 30, 2020.

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

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

342 SECTION 31. The child support enforcement division of the department of revenue, in
343 consultation with the chief justice of the trial court of the commonwealth, shall report on the
344 implementation and effect of sections 5 to 21, inclusive. The report shall include, but not be
345 limited to: (i) information on the implementation process; and (ii) an analysis of the effect of said
346 sections 5 to 21, inclusive, on health care coverage for children. The child support enforcement
347 division shall file its report, together with any recommendations, with the clerks of the senate
348 and house of representatives and the senate and house committees on ways and means not later
349 than July 1, 2020.

350 SECTION 32. Notwithstanding any general or special law to the contrary, there shall be a
351 task force on the preservation and storage of evidence. The task force shall consist of: the house
352 and senate chairs of the joint committee on the judiciary, who shall serve as co-chairs; 4
353 members appointed by the governor, 1 of whom shall be an elected clerk of the superior court

354 nominated by the chief justice of the superior court department, 1 of whom shall be a clerk-
355 magistrate of the district court department nominated by the chief justice of the district court
356 department, 1 of whom shall be a criminal defense attorney and 1 of whom shall be professor of
357 evidence at a law school accredited by the American Bar Association; 2 members of the house of
358 representatives, 1 of whom shall be appointed by the speaker of the house and 1 of whom shall
359 be appointed by the minority leader; 2 members of the senate, 1 of whom shall be appointed by
360 the senate president and 1 of whom shall be appointed by the minority leader; the attorney
361 general or a designee; 2 district attorneys appointed by the president of the Massachusetts
362 District Attorneys Association; the chief justice of the supreme judicial court or a designee; the
363 chief justice of the superior court department or a designee; the chief justice of the district court
364 department or a designee; the chief justice of the Boston municipal court department or a
365 designee; the chief counsel for the committee for public counsel services or a designee; the
366 colonel of state police or a designee; and 1 chief of police appointed by the Massachusetts Chiefs
367 of Police Association. Counsel to the house of representatives and counsel to the senate
368 appointed pursuant to section 51 of chapter 3 of the General Laws shall be counsel to the task
369 force and shall, at the request of the counsel's respective chair, assist the chair in the discharge of
370 the chair's duties.

371 The task force shall study: (i) the existing legal and regulatory framework governing the
372 preservation and storage of evidence and exhibits, both pre-trial and post-trial, collected during
373 the investigation of a crime and the preservation and storage of evidence and exhibits admitted or
374 otherwise used as part of a criminal proceeding before a court of the commonwealth; and (ii) the
375 feasibility and anticipated cost of constructing and maintaining a statewide evidence storage
376 facility for the preservation and storage of evidence and exhibits both pre-trial and post-trial.

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

380 The task force shall file a report with the clerks of the senate and house of
381 representatives, the governor, the president of the senate, the speaker of the house of
382 representatives and the senate and house committees on ways and means not later than March 31,
383 2020. The report shall include: (i) an assessment of the current legal and regulatory structures
384 related to the collection and preservation of evidence; (ii) recommendations for amendments to
385 any current law, rule, regulation or court rule; (iii) recommendations on the feasibility and
386 anticipated cost of constructing and maintaining a statewide evidence storage facility; and (iv)
387 recommendations for legislation, if any.

388 SECTION 33. The salary adjustments and other economic benefits authorized by the
389 following collective bargaining agreements shall be effective for the purposes of section 7 of
390 chapter 150E of the General Laws: (i) between the commonwealth and the Massachusetts
391 Correction Officers Federated Union, Unit 4; (ii) between the commonwealth and the Coalition
392 of Public Safety, Unit 5; (iii) between the Bristol county sheriff and the National Correctional
393 Employees Union Administrative and Technical Staff Unit, Unit SA1; (iv) between the Essex
394 sheriff and the National Correctional Employees Union, Local 123, Unit SE1; (v) between the
395 Essex sheriff and the Essex County Correctional Officers Association, Unit SE2; (vi) between
396 the Essex sheriff and the Essex County Regional Emergency Communication Dispatchers, Unit
397 SE5; (vii) between the Middlesex sheriff and the National Correctional Employees Union, Local
398 116, Civil Process Unit, Unit SM6; (viii) between the Worcester South registry of deeds and
399 OPEIU, Local 6; (ix) between the University of Massachusetts and AFT Massachusetts

400 Maintainers AFL-CIO, Local 6350, Unit D83; (x) between the University of Massachusetts and
401 the International Brotherhood of Teamsters, Local 25, Unit B33; (xi) between the Board of
402 Higher Education and the Massachusetts State College Association/MTA/NEA; and (xii)
403 between the Massachusetts Department of Transportation and DOT Unit E, including the
404 Massachusetts Organization of State Engineers and Scientists and United Steelworkers Local
405 5696.