

HOUSE No. 4219

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, October 25, 2021.

The committee on Ways and Means, to whom was referred the message from His Excellency the Governor recommending legislation relative to immediate COVID recovery needs (House, No. 3922), reports, in part, recommending that the accompanying bill ought to pass (House, No. 4219) [Total appropriations: 3,649,913,000.00].

For the committee,

AARON MICHLEWITZ.

HOUSE No. 4219

The Commonwealth of Massachusetts

In the One Hundred and Ninety-Second General Court
(2021-2022)

An Act relative to immediate COVID-19 recovery needs.

Whereas, The deferred operation of this act would tend to defeat its purposes, which are forthwith to direct the expenditure of certain federal funds and to make certain changes in law, each of which is immediately necessary to carry out those appropriations or to accomplish other important public purposes, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. To provide for supplementing certain items in the general appropriation act
2 and other appropriation acts for fiscal year 2022, 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 appropriations acts, for the several purposes and subject to the conditions specified in this
5 act, and subject to the laws regulating the disbursement of public funds for the fiscal year in
6 which the sums are disbursed. These sums shall be in addition to any amounts previously
7 appropriated and made available for the purposes of those items.

8 SECTION 2.

9 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

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Department of Revenue

1201-0122 \$213,000

EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

Office of the Secretary of Health and Human Services

1599-6903 \$39,400,000

4000-0300 \$300,000

4003-0122 \$12,000,000

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 in which the sums are disbursed. These sums shall be in addition to any amounts previously appropriated and made available for the purposes of those items.

1599-2020 For a reserve to create and maintain opportunities for homeownership for residents of municipalities disproportionately impacted by the pandemic; provided, that funds shall be expended to create and enhance access to homeownership in order to foster a strong, inclusive and equitable recovery with long-term benefits for housing security, health and economic outcomes, and to address a systemic homeownership gap that contributed to more severe impacts of the pandemic in socially disadvantaged communities and among targeted populations; provided further, that funds shall be expended to create opportunities for first-time

31 homebuyers; provided further, that funds may be expended for down payment assistance
32 programs, mortgage insurance programs and mortgage interest subsidy programs administered
33 by the Massachusetts Housing Finance Agency and the Massachusetts Housing Partnership; and
34 provided further, that funds may be expended to first-time homebuyer counseling and financial
35 literacy programs.....\$100,000,000

36 Federal COVID-19 Response Fund100%

37 1599-2021 For a reserve to support the production of for-sale housing to expand
38 homeownership opportunities for residents of municipalities disproportionately impacted by the
39 pandemic through programs administered by Massachusetts Housing Finance Agency and
40 Massachusetts Housing Partnership; provided, that funds shall be expended for programs
41 including, but not limited to, the Commonwealth Builder Program; provided further, that grants
42 and loans to developers shall be used to facilitate production of affordable homeownership units;
43 and provided further, that the minimum number of units for qualifying projects shall be 6 under
44 the Commonwealth Builder Program..... \$100,000,000

45 Federal COVID-19 Response Fund100%

46 1599-2022 For a reserve to support the production of affordable rental housing for
47 residents of municipalities disproportionately impacted by the COVID-19 pandemic through
48 programs administered by the department of housing and community development directly or
49 through 1 or more of the following: Massachusetts Housing Finance Agency, Massachusetts
50 Housing Partnership and Community Economic Development Assistance Corporation; provided,
51 that funds shall be expended in the form of grants, loans or other financial assistance to projects

52 receiving federal or state low-income housing tax credits, state tax-exempt bond financing or
53 other state financial assistance in the form of grants or loans.....\$100,000,000

54 Federal COVID-19 Response Fund100%

55 1599-2023 For a reserve to support the production of permanent supportive housing
56 for chronically homeless individuals, survivors of domestic violence, seniors and veterans
57 through programs administered by the department of housing and community development;
58 provided, that not less than \$15,000,000 shall be expended for the Massachusetts Alliance for
59 Supportive Housing LLC for the creation of supportive housing to address the public health
60 emergency of homelessness, exacerbated by COVID-19, due to densely populated congregate
61 shelters and growing encampments of unsheltered individuals; provided further, that funds shall
62 be expended in the form of grants that shall include rental assistance and funding for support
63 services to projects that provide services so that the targeted population may move and remain
64 out of homelessness; provided further, that said projects and services shall prioritize those
65 communities most affected by the physical and mental health impacts of the pandemic and by
66 prior physical and mental health disparities; provided further, that funds for acquisition and
67 development shall be encouraged to be integrated with other federal, state and municipal
68 resources for operating subsidies and services; and provided further, that a portion of these funds
69 may be invested in the creation of non-congregate shelters as part of a transition to permanent
70 supportive housing or as a small component of emergency units within a supportive housing
71 project \$150,000,000

72 Federal COVID-19 Response Fund100%

73 1599-2024 For a reserve to rehabilitate and modernize state-aided public housing
74 developments through the funding of infrastructure improvements undertaken pursuant to clause
75 (j) of section 26 of chapter 121B of the General Laws; provided, that for contracts entered into
76 by the department of housing and community development for projects, funding may be
77 expended for projects: (i) to replace existing failed and beyond useful-life sewer lines, water
78 lines, heating lines, electrical lines and transformers; (ii) to address failing and unsafe zoned fire
79 alarm systems with addressable systems; (iii) to complete approved projects underfunded due to
80 code triggers and construction multi-phasing; (iv) that were requested based on approved
81 formula funding figures delayed due to increased costs due to the 2019 novel coronavirus
82 pandemic; and (v) to mitigate issues relating to flooding and climate
83 hazards.....\$150,000,000

84 Federal COVID-19 Response Fund100%

85 1599-2026 For a reserve for cultural assets; provided, that funds shall be administered
86 by the Massachusetts cultural council to develop and oversee a grant program in order to assist
87 cultural organizations and artists operate more efficiently; provided further, that grants may
88 support staffing, consultants, plans, software and hardware for organizational business
89 development for facilities owned by municipalities or non-profit entities with negative economic
90 impacts of the 2019 novel coronavirus pandemic; provided further, that funds may be expended
91 for entities that focus on 1 or more minority population or conduct cultural events that have
92 cultural education or cultural performances related to minority populations; provided further, that
93 the administration of said grants shall prioritize entities that have been adversely affected by the
94 2019 novel coronavirus pandemic; provided further, that funds may be transferred to the
95 Massachusetts Cultural Facilities Fund established in section 42 of chapter 23G of the General

96 Laws for the purposes of this item; and provided further, that grants may include a requirement
97 for matching funds.....\$125,000,000

98 Federal COVID-19 Response Fund100%

99 1599-2027 For a reserve to enhance workforce opportunities through workforce skills
100 training; provided, that priority shall be given to workers dislocated from the workforce during
101 the 2019 novel coronavirus pandemic through layoffs, interruptions to educational opportunities
102 or other economic disruptions; provided further, that funds may be expended for apprenticeship
103 programs for low-income workers; provided further, that funds may be expended to issue
104 competitive contracting models to support the start-up and implementation of expanded models
105 such as career technical institutes, rapid reemployment contracting, learn-to-earn and additional
106 models intended to enhance workforce opportunities; provided further, that programs may utilize
107 performance-based contracts; provided further, that funds may be expended for adult basic
108 education skills including, but not limited to, training for English for speakers of other
109 languages; provided further, that funds may be expended for regional planning grants and
110 equipment grants to support the implementation of data and accountability systems for enhanced
111 oversight and management; and provided further, that funds may be expended to build and
112 strengthen system capacity.....\$150,000,000

113 1599-2028 For a reserve for behavioral health and substance use disorder treatment
114 services; provided, that funds shall be transferred to the executive office of health and human
115 services and departments within the health and human services secretariat as directed by the
116 secretary of administration and finance in consultation with the secretary of health and human
117 services; and provided further, not less than \$100,000,000 shall be expended for workforce

118 development for programs including, but not limited to, student loan debt repayment, tuition
119 reimbursement, certification programs and additional training.....\$250,000,000

120 1599-2029 For a reserve for fiscally strained hospitals in municipalities
121 disproportionately impacted by the COVID-19 pandemic; provided, that \$250,000,000 shall be
122 expended to the COVID-19 Public Health Emergency Hospital Relief Trust Fund established in
123 section 67 to provide support to eligible hospitals and affiliated healthcare providers; provided
124 further, that not less than \$20,000,000 shall be expended for grants to community health centers
125 to update and improve electronic health record systems to be administered by the executive
126 office of health and human services\$270,000,000

127 Federal COVID-19 Response Fund100%

128 1599-2030 For a reserve for investments in publicly-owned lands and lands otherwise
129 protected and conserved for public access, reservations, parks, trails, rivers, lakes, ponds, streams
130 and other waterways, trails, beaches, community gardens, urban farms, working farms and
131 forests and other recreational facilities and open spaces; provided, that funds shall be transferred
132 to the department of conservation and recreation for expenditure, including for land acquisition
133 and creation of urban open space; provided further, that funds shall be expended to clean,
134 enhance, improve and modernize park and trail facilities; provided further, that a portion of the
135 funds shall be used for conservation and recreation grant programs, including, but not limited to,
136 the local acquisition for natural diversity grant program, parkland acquisition and renovation for
137 communities grant program, landscape partnership grant program and the MassTrails program;
138 provided further, that significant funds shall be used to increase the cap on grants under the
139 conservation partnership grant program to \$400,000 per project; provided further, that funds

140 shall be prioritized to increase and improve urban open space and trails with a preference for
141 climate resilient projects designed to absorb heat and reduce flooding impacts, and to support
142 environmental justice populations and those disproportionately impacted by the 2019 novel
143 coronavirus pandemic; provided further, that funds may be expended to enhance, improve and
144 modernize park facilities or other public or private facilities for outdoor recreation, to steward
145 and conserve natural resources, and to improve the resilience of natural and working lands,
146 plants and wildlife in the commonwealth; and provided further, that projects that increase and
147 improve urban open space, particularly climate resilient projects designed to absorb heat and
148 reduce flooding impacts, and that support environmental justice populations and those
149 disproportionately impacted by the 2019 novel coronavirus pandemic shall be
150 prioritized..... \$25,000,000

151 Federal COVID-19 Response Fund100%

152 1599-2031 For a reserve for environmental infrastructure; provided, that funds shall
153 be expended for investments and grants which shall enable and facilitate statewide and local
154 adaptation and resilience outcomes in low-income communities, environmental justice
155 populations and urban communities, including nature-based solutions as defined in section 1 of
156 chapter 21N of the General Laws; provided further, that funds may be transferred to the
157 executive office of energy and environmental affairs, the department of fish and game, division
158 of ecological restoration, division of marine fisheries, the office of coastal zone management and
159 the department of conservation and recreation for expenditure; provided further, that regional
160 municipal partnerships, regional planning bodies, watershed associations, non-profit corporations
161 and other similar entities may serve as lawful grantees; provided further, that funds may be
162 expended for protection of aquatic ecosystems and functions throughout the commonwealth

163 including, but not limited to, dam and barrier removal, instream improvements, flow, water
164 quality, riverine habitat, protection of high quality riparian and wetland habitat, assessment and
165 mitigation of threats from climate change and restoration of coastal areas; and provided further,
166 that grants may include a requirement for matching funds.....\$100,000,000

167 Federal COVID-19 Response Fund100%

168 1599-2032 For a reserve for water and sewer infrastructure; provided, that funds shall
169 be expended for sewer separation projects and other methods of remediating combined sewer
170 overflow into waterways, including projects to improve water quality in the Merrimack river;
171 provided further, that funds may be transferred to the Drinking Water State Revolving Fund
172 established in section 18 of chapter 29C of the General Laws for the purpose of reducing the
173 principal or interest costs of drinking water improvements under a program or programs
174 administered under the umbrella of the Clean Water Trust; provided further, that funds may be
175 transferred to the clean water state revolving loan fund described in section 7 of said chapter 29C
176 for the purpose of reducing the principal or interest costs of water quality improvements under a
177 program or programs administered under the umbrella of the Clean Water Trust; provided
178 further, that grants may include a requirement for matching funds; and provided further, that
179 projects that support environmental justice populations and those disproportionately impacted by
180 the 2019 novel coronavirus pandemic shall be prioritized.....\$100,000,000

181 Federal COVID-19 Response Fund100%

182 1599-2033 For a reserve to close the digital divide by facilitating broadband and
183 internet access; provided, that funds from this item shall be expended to the Broadband

184 Innovation Fund established in section 35QQQ of chapter 10 of the General
185 Laws.....\$50,000,000

186 Federal COVID-19 Response Fund100%

187 1599-2034 For a reserve for offshore wind and port infrastructure development;
188 provided, that the funds from this item shall be expended to the Massachusetts Offshore Wind
189 Industry Investment Fund established in section 9A of chapter 23J of the General Laws; provided
190 further, that the funds shall be used for port infrastructure development and revitalization in port
191 areas with the potential to facilitate economic development activity and support for the offshore
192 wind industry.....\$100,000,000

193 1599-2035 For a reserve for a forestry and tree planting greening program for projects
194 throughout the commonwealth on publicly-owned land and land owned by non-profit
195 organizations, including, but not limited to, the evaluation and planning of forestry and tree
196 greening projects, tree stock and planting and the care and protection of trees and forests;
197 provided, that funding shall prioritize projects for gateway cities, environmental justice
198 populations, urban and suburban neighborhoods without adequate tree cover, floodplains and
199 riparian areas, areas devastated by catastrophic weather events or widespread insect infestation
200 or in area locations of aquifers, recharge areas, wells, reservoirs and other water bodies that shall
201 improve water quality as part of a natural ecosystem; and provided further, that the secretary
202 shall provide guidance for planning, prioritization, selection and implementation of projects in
203 furtherance of climate change resilience and adaptation goals, and consistent with the integrated
204 state hazard mitigation and climate change adaptation plan and the state clean energy and climate
205 plan.....\$25,000,000

206 Federal COVID-19 Response Fund100%

207 1599-2036 For a reserve for a youth-at-risk program targeted at reducing juvenile
208 delinquency in high-risk areas and reducing gun violence; provided, that the secretary of
209 administration and finance shall transfer \$40,000,000 from this item to item 7002-0012 for the
210 summer job programs and other youth-at-risk employment programs in response to increased
211 economic insecurity as a result of the 2019 novel coronavirus pandemic; provided further, that
212 not less than \$10,000,000 shall be transferred from this item to item 4000-0005 for community-
213 based gun violence prevention and intervention programs; provided further, that not less than
214 \$15,000,000 shall be expended for re-entry programs, to be administered in conjunction with the
215 department of public health and the department of corrections, that prioritize individuals who
216 returned to the community from a state prison or county correctional facility during the
217 governor’s March 10, 2020 declaration of a state of emergency.....\$65,000,000

218 Federal COVID-19 Response Fund100%

219 1599-2037 For a reserve for additional funding for educational needs; provided, that not
220 less than \$10,000,000 shall be expended for grants distributed by and for the Alliance of
221 Massachusetts YMCAs, Inc. for workforce development and capital improvements to YMCA
222 buildings and camps; provided further, that funds for capital improvements shall be distributed
223 based on the size of the project and the project’s community impact; provided further, that
224 alliance staff and the department of housing and community development shall determine the
225 distribution of funds; provided further, that YMCAs shall have a specified percentage of funding
226 secured prior to applying for capital grants; provided further, that not less than \$10,000,000 shall
227 be expended for the Massachusetts Alliance of Boys & Girls Clubs, Inc.; provided further, that

228 not less than \$10,000,000 shall be transferred from this item to item 7061-0012 for compensatory
229 services for adults that reached age 22 during the 2019 novel coronavirus pandemic; provided
230 further, that not less than \$100,000,000 shall be expended for the capital needs of existing
231 vocational and career and technical schools; provided further, that not less than \$25,000,000
232 shall be transferred from this item to item 7066-0115 for continuing the implementation of
233 section 15E of chapter 15A of the General Laws to encourage private fundraising by the
234 commonwealth's public institutions of higher education for the endowments and capital outlay
235 programs of those institutions, including, but not limited to, endowed scholarship funds,
236 endowed professorships, endowed STEM programming, endowed research positions, endowed
237 programming in the arts and humanities, endowed funds to increase diversity and inclusion on
238 public higher education campuses, endowed funds that increase persistence and completion rates,
239 endowed funds that encourage innovative financial aid strategies, including income share
240 arrangements, endowed early college programs and such other purposes as the board shall
241 determine to be consistent with system-wide and campus mission statements, and with
242 measurable goals and metrics tied to those missions; provided further, that the board of higher
243 education shall implement said program in a manner that ensures that each institution shall have
244 an equal opportunity to secure matching funds from this item; provided further, that of
245 endowment funds not less than \$15,000,000 shall be allocated to the University of
246 Massachusetts; provided further, that of endowment funds not less than \$5,000,000 shall be
247 allocated to state universities; provided further, that of endowment funds not less than
248 \$5,000,000 shall be allocated to community colleges; provided further, that not less than
249 \$30,000,000 shall be transferred to item 7066-1400 for the mitigation of the financial impacts of
250 the 2019 novel coronavirus pandemic and maintenance projects for state universities; provided

251 further, that not less than \$30,000,000 shall be transferred to item 7100-0200 for the mitigation
 252 of the financial impacts of the 2019 novel coronavirus pandemic and maintenance projects for
 253 the University of Massachusetts; provided further, that not less than \$15,000,000 shall be
 254 transferred to item 7100-4000 for the mitigation of the financial impacts of the 2019 novel
 255 coronavirus pandemic and maintenance projects for community colleges; provided further, that
 256 not less than \$10,000,000 shall be expended for grants to Massachusetts approved special
 257 education schools to address the workforce impacts of the 2019 novel coronavirus pandemic;
 258 provided further, that not less than \$15,000,000 shall be expended for community colleges to
 259 administer a high demand workforce training program for in-demand fields including, but not
 260 limited to, healthcare, early education, advanced manufacturing, IT and cybersecurity; provided
 261 further, that community colleges shall work directly with regional workforce boards to identify
 262 workforce needs; and provided further, that not less than \$10,000,000 shall be transferred from
 263 this item to item 7010-0005 for programs focused on recruiting and retaining black, indigenous
 264 and other educators of color including, but not limited to, Influence 100, the Teacher Diversity
 265 and Professional Learning Community, the InSPIRED Statewide Affinity Network and
 266 InSPIRED fellowships.....\$265,000,000

267 Federal COVID-19 Response Fund100%

268 1599-2038 For a reserve for investments in local and regional public health systems;
 269 provided, that funds shall be transferred to the executive office of health and human services and
 270 the department of public health; provided further, that funding shall prioritize projects to address
 271 health disparities, workforce development and training and the enhancement of public health
 272 data systems; and provided further, that funds shall be made available for this purpose until June
 273 30, 2024.....\$150,000,000

274 Federal COVID-19 Response Fund100%

275 1599-2039 For a reserve for investments in nursing facilities; provided, that funds shall
276 be transferred to the executive office of health and human services and the executive office of
277 elder affairs; provided further, that not less than \$30,000,000 shall be expended for projects to
278 improve, modernize and update facilities; and provided further, that not less than \$40,000,000
279 shall be expended for initiatives to address the workforce shortages that resulted from the 2019
280 novel coronavirus pandemic.....\$70,000,000

281 Federal COVID-19 Response Fund100%

282 1599-3000 For a reserve to support businesses impacted by the 2019 novel coronavirus
283 pandemic; provided, that not less than \$50,000,000 shall be transferred to the Massachusetts
284 Growth Capital Corporation established in chapter 40W of the General Laws for grants to
285 support small businesses negatively impacted by the 2019 novel coronavirus pandemic; provided
286 further, that not less than \$25,000,000 shall be expended for grants to businesses that did not
287 qualify for previous grants due to a lack of revenue loss in calendar year 2020; provided further,
288 that eligible grant applicants shall have not more than 50 employees; provided further, that grants
289 may be used for employee payroll and benefit costs, mortgage interest, rent, utilities and interest
290 on other debt obligations; and provided further, that not less than \$25,000,000 shall be expended
291 for grants to: (i) businesses that focus on reaching underserved markets; and (ii) minority-owned,
292 women-owned and veteran-owned businesses.....\$50,000,000

293 Federal COVID-19 Response Fund100%

294 1599-3002 For a reserve to address food insecurity; provided, that not less than
295 \$78,000,000 shall be expended for food security infrastructure grants.....\$78,000,000

296 1599-3003 For a reserve for the inspector general’s office for the purpose of tracking
297 the expenditure of federal 2019 novel coronavirus pandemic related funds; provided, that funds
298 shall be expended to create a public database and website to track the percentage of funds from
299 the federal COVID-19 response fund, established in section 2JJJJ of chapter 29 of the General
300 Laws, spent in communities that were disproportionately impacted by the 2019 novel coronavirus
301 pandemic and the number of projects awarded to minority owned businesses and
302 organizations.....\$5,000,000

303 Federal COVID-19 Response Fund100%

304 1599-3004 For a reserve for grants to public school districts to address inequitable
305 school facilities needs and repairs for improved ventilation and indoor air-quality to support
306 healthy learning environments in districts and schools with high concentrations of economically
307 disadvantaged students, English language learners and communities disproportionately impacted
308 by the 2019 novel coronavirus pandemic; provided, that the department shall consult with the
309 racial imbalance advisory council established pursuant to section 1G of chapter 15 of the General
310 Laws on the development of the grant application; provided further, that not less than
311 \$100,000,000 shall be transferred to the department of elementary and secondary education for
312 the planning and administration of said grants; provided further, that grants shall be made
313 available to cover the cost of inspections, maintenance, installation, repairs or upgrades for
314 heating, ventilation, air conditioning, and other needs and repairs approved by the department of
315 elementary and secondary education for the purpose of improving school air-quality, including,
316 but not limited to, recommendations from the Centers for Disease Control and Prevention and
317 the Environmental Protection Agency; provided further, that grants awarded by the department
318 shall maximize the total number of projects that shall be undertaken by public school districts;

319 provided further, that such inspections, maintenance, installation, repairs or upgrades for heating,
320 ventilation, air conditioning and other needs and repairs shall be conducted in compliance with
321 any relevant procurements laws including chapter 149 of the General Laws and all state and local
322 building codes; provided further, that grants shall be distributed not later than January 1, 2022;
323 and provided further, that not later than March 1, 2022, the department shall report to the joint
324 committee on education and the house and senate committees on ways and means on the grants
325 awarded to schools and include its analysis and recommendations based on the grant program’s
326 findings.....\$100,000,000

327 Federal COVID-19 Response Fund100%

328 1599-4500 For a reserve to support 1-time payments not to exceed \$2,000 to front-
329 line state employees required to work in-person during the winter of 2020 to 2021; provided, that
330 the secretary of administration and finance may authorize the transfer of funds from this account
331 to other accounts to meet the projected costs \$40,000,000

332 Federal COVID-19 Response Fund100%

333 SECTION 3. Section 35FF of chapter 10 of the General Laws, as appearing in the 2020
334 Official Edition, is hereby amended by striking out, in lines 72 and 73, the words “section 45 of
335 chapter 75” and inserting in place thereof the following words:- section 12 of chapter 40G.

336 SECTION 4. Said chapter 10 is hereby further amended by inserting after section 35PPP
337 the following section:-

338 Section 35QQQ. (a) There shall be established and set up on the books of the
339 commonwealth a separate fund known as the Broadband Innovation Fund to be administered by

340 the secretary of housing and economic development. There shall be credited to the fund: (i)
341 revenue from appropriations or other money authorized by the general court and specifically
342 designated to be credited to the fund; (ii) interest earned on such revenues; and (iii) funds from
343 public and private sources including gifts, grants and donations. Any unexpended balance in the
344 fund at the end of a fiscal year shall not revert to the General Fund and shall remain available for
345 expenditure in subsequent fiscal years. No expenditure made from the fund shall cause the fund
346 to become deficient at any point. Any fiscal year-end balance in the fund that is subject to
347 appropriation shall not be subject to section 5C of chapter 29.

348 (b) Subject to appropriation, the secretary shall make expenditures from the fund for the
349 purposes of:

350 (i) closing the digital divide by facilitating equitable broadband service adoption in
351 unserved and underserved communities;

352 (ii) expanding digital literacy for residents experiencing economic hardship including, but
353 not limited to, persons eligible for the temporary assistance for needy families program, the
354 federal supplemental nutrition assistance program, and those whose household include a child
355 who is eligible for free or reduced price lunch; provided, that priority shall be given to
356 programming for existing regional partners and public libraries; and

357 (iii) empowering communities to use digital tools through the provision of devices,
358 connectivity and training to low-income populations.

359 SECTION 5. Subsection (l) of section 8 of chapter 15D of the General Laws, as
360 appearing in section 4 of chapter 29 of the acts of 2021, is hereby amended by striking out the
361 words “fingerprint background check service fee charged by the Federal Bureau of

362 Investigation” and inserting in place thereof the following words:- actual costs for the processing
363 and administration of the fingerprint background check.

364 SECTION 6. Section 5 of chapter 21E of the General Laws, as appearing in the 2020
365 Official Edition, is hereby amended by adding the following paragraph:-

366 (m) Notwithstanding any other provision of this chapter, the commonwealth shall not be
367 liable under this chapter for response actions taken or arranged by the department at any time for
368 the purpose of implementing or enforcing the commonwealth’s rights or responsibilities pursuant
369 to this chapter.

370 SECTION 7. Section 10B of chapter 23A of the General Laws, as so appearing, is hereby
371 amended by striking out, in lines 17 and 18, the words “executive director of the Massachusetts
372 Technology Transfer Center” and inserting in place thereof the following words:- president of
373 the Massachusetts Technology Development Corporation.

374 SECTION 8. Section 56 of said chapter 23A, as so appearing, is hereby amended by
375 striking out, in line 37, the words “chapter 75” and inserting in place thereof the following
376 words:- section 12 of chapter 40G.

377 SECTION 9. Section 27 of chapter 23G of the General Laws, as so appearing, is hereby
378 amended by striking out, in line 73, the words “45 of chapter 75” and inserting in place thereof
379 the following words:- 12 of chapter 40G.

380 SECTION 10. The first paragraph of subsection (a) of section 28 of said chapter 23G, as
381 so appearing, is hereby amended by striking out the last sentence.

382 SECTION 11. Section 6 of chapter 23I of the General Laws, as so appearing, is hereby
383 amended by striking out, in lines 106 and 107, the words “45 of chapter 75” and inserting in
384 place thereof the following words:- 12 of chapter 40G.

385 SECTION 12. Section 12 of said chapter 23I, as so appearing, is hereby amended by
386 striking out, in lines 10 and 11, the words “executive director of the Massachusetts Technology
387 Transfer Center and” and inserting in place thereof the following words:- president of the
388 Massachusetts Technology Development Corporation or the president’s designee.

389 SECTION 13. Chapter 23J of the General Laws is hereby amended by inserting after
390 section 9 the following section:-

391 Section 9A. There shall be established and placed within the center a fund to be known as
392 the Massachusetts Offshore Wind Industry Investment Fund to be held by the center separate and
393 apart from its other funds. The fund shall be credited with any appropriations, bond proceeds or
394 other monies authorized by the general court and specifically designated to be credited thereto.
395 All available monies in the fund that are unexpended at the end of each fiscal year shall not
396 revert to the General Fund and shall be available for expenditure in the subsequent fiscal year.

397 SECTION 14. Section 2DDDDD of chapter 29 of the General Laws, as appearing in the
398 2020 Official Edition, is hereby amended by inserting after the word “expended”, in line 15, the
399 following words:- by the state fire marshal as the head of the department of fire services, who
400 shall act as co-administrator,.

401 SECTION 15. The second paragraph of said section 2DDDDD of said chapter 29, as so
402 appearing, is hereby amended by adding the following sentence:- The department of fire services
403 shall assist the technical rescue coordinating council established pursuant to said section 6 of said

404 chapter 22D with the administration of the fund, including, but not limited to, the collection and
405 expenditure of amounts for the purposes set forth in this paragraph.

406 SECTION 16. Section 64 of said chapter 29, as so appearing, is hereby amended by
407 adding the following paragraph:-

408 The state treasurer, on behalf of the commonwealth's deferred compensation program,
409 may adopt annual budgets and supplemental budgets as necessary. Said budgets may include
410 salaries for treasury employees working on or administering the commonwealth's deferred
411 compensation program; provided, that said budgets may be funded from the administrative
412 expense account of the commonwealth's deferred compensation program. Any such treasury
413 employee whose compensation is sourced from the commonwealth's deferred compensation
414 program shall be an "employee" as defined in section 1 of chapter 32 and shall be a member of
415 the state employees' retirement system.

416 SECTION 17. Section 6A of chapter 31 of the General Laws, as so appearing, is hereby
417 amended by striking out, in lines 20 to 41, inclusive, the third paragraph and inserting in place
418 thereof the following paragraph:-

419 Such evaluation system shall include, but not be limited to, the following general
420 provisions:

421 (1) All performance evaluations may be in writing or a printable electronic format and
422 shall be maintained as part of the employee's records by the employee's appointing authority
423 until the employee leaves civil service employment or as otherwise prescribed by the
424 administrator.

425 (2) Prior to each evaluation period, the immediate supervisor shall inform the employee
426 of the general performance dimensions and the procedures to be utilized in evaluating the
427 employee's performance. The supervisor shall also inform the employee that the evaluation may
428 be utilized by the department or the appointing authority in future personnel determinations.

429 (3) After the evaluation has been conducted, the immediate supervisor shall confer with
430 the employee concerning the evaluation. Upon the completion of the employee's review of the
431 evaluation, the employee shall acknowledge receipt of the evaluation and indicate whether the
432 employee agrees or disagrees with the evaluation. Upon request, the employee or, with the
433 employee's consent, the employee's collective bargaining agent, may be provided a copy of the
434 evaluation.

435 SECTION 18. Section 67A of chapter 33 of the General Laws, as so appearing, is hereby
436 amended by inserting after the word "action", in line 5, the following words:- or died as a result
437 of a training accident in the line of duty.

438 SECTION 19. Section 1 of chapter 40G of the General Laws, as so appearing, is hereby
439 amended by inserting after the definition of "Board" the following definition:-

440 "Center" or "MTTC", the Massachusetts Technology Transfer Center established in
441 section 12.

442 SECTION 20. Said chapter 40G is hereby further amended by inserting after section 4B
443 the following section:-

444 Section 4C. The center shall administer the Innovation Commercialization Seed Fund
445 established in section 45B of chapter 75.

446 SECTION 21. Said chapter 40G is hereby further amended by adding the following
447 section:-

448 Section 12. (a) There shall be within the corporation, and subject to the board's oversight
449 and control, a Massachusetts Technology Transfer Center to facilitate the transfer of technology
450 from the commonwealth's research institutions to the commonwealth's industries, for productive
451 use by such industries. Said center shall provide advice and assistance to public and private
452 research institutions on strategies for technology transfer including, but not limited to, advice and
453 assistance in the following areas: (i) assessing the viability and value of developing technologies;
454 (ii) defining and exploiting potential markets for such technologies; (iii) commercialization
455 strategies; (iv) intellectual property issues, including licensing strategies; and (v) business
456 development. The center shall be governed by the board and subject to the board's oversight and
457 control. The president of the corporation may hire such staff as may be necessary to accomplish
458 purposes of the center.

459 (b) The corporation shall report annually to the Massachusetts office of business
460 development on the number of technology transfer transactions or projects that have been
461 consummated with the assistance of the center, the names and geographic locations of the
462 recipient industries and the estimated number of new jobs created as a result of such transactions
463 or projects.

464 SECTION 22. Section 20 of chapter 44 of the General Laws, as appearing in the 2020
465 Official Edition, is hereby amended by striking out the fifth sentence and inserting in place
466 thereof the following 3 sentences:-

467 Any premium received upon the sale of notes, less the cost of preparing, issuing and
468 marketing the notes, and any accrued interest received upon the delivery of the notes, shall be
469 applied to the first payment of interest on the note. Any premium received upon the sale of
470 bonds, less the cost of preparing, issuing and marketing the bonds, and any accrued interest
471 received upon the delivery of bonds shall be: (i) in the case of bonds sold by a city or town that
472 have been excluded under section 21C of chapter 59, or bonds sold by a regional school district
473 for which 1 or more member cities or towns have so excluded their share of the bond, applied by
474 the treasurer to pay costs of the project being financed by the bonds and to reduce the amount
475 authorized to be borrowed for the project by like amount; or (ii) in the case of any other bonds,
476 applied by the treasurer to pay costs of the project being financed by the bonds and to reduce the
477 amount authorized to be borrowed for the project by like amount; or if not so applied,
478 appropriated to pay costs of a project for which the city, town or district has authorized a
479 borrowing, or may authorize a borrowing. Notwithstanding this section, any premium and
480 accrued interest received on account of an issue of bonds, less the cost of preparing, issuing and
481 marketing the bonds, not in excess of \$50,000 may be applied, with the approval of the chief
482 executive officer in a city or town, for the payment of indebtedness.

483 SECTION 23. Section 28A of said chapter 44, as so appearing, is hereby amended by
484 inserting after the word “notes”, in line 5, the following words:- , the provisions of section 21C
485 relating to lease purchase financing agreements.

486 SECTION 24. Section 31 of said chapter 44, as so appearing, is hereby amended by
487 inserting after the word “section”, in line 14, the following words:- for such an emergency.

488 SECTION 25. Said section 31 of said chapter 44, as so appearing, is hereby further
489 amended by striking out, in lines 39 and 40, the words “judgments, awards or payments” and
490 inserting in place thereof the following words:- judgments, which shall mean final awards or
491 payments,.

492 SECTION 26. Said section 31 of said chapter 44, as so appearing, is hereby further
493 amended by striking out, in line 42, the word “council” and inserting in place thereof the
494 following word:- counsel.

495 SECTION 27. Said section 31 of said chapter 44, as so appearing, is hereby further
496 amended by striking out, in line 49, the words “otherwise made provision therefor” and inserting
497 in place thereof the following words:- made provision therefor by borrowing under section 7 or
498 otherwise.

499 SECTION 28. Section 63 of said chapter 44, as so appearing, is hereby amended by
500 striking out, in line 11, the words “clause (3) of section seven” and inserting in place thereof the
501 following words:- section 7 to purchase land, or interests in land, or to construct or enlarge
502 buildings, including the cost of original equipment and furnishings of the buildings or
503 enlargements.

504 SECTION 29. Section 18 of chapter 59 of the General Laws, as so appearing, is hereby
505 amended by striking out, in line 71, the words “an executor or administrator” and inserting in
506 place thereof the following words:- a personal representative.

507 SECTION 30. Said section 18 of said chapter 59, as so appearing, is hereby further
508 amended by striking out, in lines 72 and 73, the words “executor or administrator” and inserting
509 in place thereof the following words:- personal representative.

510 SECTION 31. Section 2A of chapter 61A of the General Laws, as so appearing, is hereby
511 amended by striking out, in line 6, the figure “25” and inserting in place thereof the following
512 figure:- 25A.

513 SECTION 32. Subsection (x) of section 6 of chapter 62 of the General Laws, as added by
514 section 29 of chapter 24 of the acts of 2021, is hereby amended by inserting after the first
515 sentence the following 2 sentences:- With respect to a taxpayer who is a nonresident for part of
516 the taxable year, the credit shall be further limited to the amount of allowable credit multiplied
517 by a fraction, the numerator of which shall be the number of days in the taxable year the person
518 resided in the commonwealth and the denominator of which shall be the number of days in the
519 taxable year. A person who is a nonresident for the entire taxable year shall not be allowed the
520 credit.

521 SECTION 33. The last sentence of said subsection (x) of said section 6 of said chapter
522 62, as so added, is hereby amended by inserting after the word “excess”, the second time it
523 appears, the following words:- without interest.

524 SECTION 34. Subsection (y) of said section 6 of said chapter 62, as so added, is hereby
525 amended by inserting after the first sentence the following 2 sentences:- With respect to a
526 taxpayer who is a nonresident for part of the taxable year, the credit shall be further limited to the
527 amount of allowable credit multiplied by a fraction, the numerator of which shall be the number
528 of days in the taxable year the person resided in the commonwealth and the denominator of
529 which shall be the number of days in the taxable year. A person who is a nonresident for the
530 entire taxable year shall not be allowed the credit.

531 SECTION 35. The last sentence of said subsection (y) of said section 6 of said chapter
532 62, as so added, is hereby amended by inserting after the word “excess”, the second time it
533 appears, the following words:- without interest.

534 SECTION 36. Chapter 75 of the General Laws is hereby amended by striking out section
535 45, as appearing in the 2020 Official Edition, and inserting in place thereof the following
536 section:-

537 Section 45 ½. There shall be within the McCormack graduate school of policy and global
538 studies at the University of Massachusetts, the Edward J. Collins, Jr. center for public
539 management. The center shall analyze and study economic trends in the commonwealth and shall
540 provide its analysis to elected officials. The center shall continuously research and inform elected
541 officials on the following subject areas:

542 (1) the effectiveness of the commonwealth’s economic development incentive programs
543 including, but not limited to, tax credits, loan and matching grant programs;

544 (2) job creation programs;

545 (3) tax policy;

546 (4) workforce training and development programs; and

547 (5) the regional and national competitiveness of the state’s economy.

548 The center shall work with existing research entities within the University of
549 Massachusetts system and other public agencies to prepare timely analysis of the economy of the
550 commonwealth and other economic indicators.

551 SECTION 37. Section 45A of said chapter 75 of the General Laws is hereby repealed.

552 SECTION 38. Section 45B of said chapter 75 of the General Laws, as appearing in the
553 2020 Official Edition, is hereby amended by striking out, in line 7, the words “section 45” and
554 inserting in place thereof the following words:- section 12 of chapter 40G.

555 SECTION 39. Section 7E of chapter 90 of the General Laws, as so appearing, is hereby
556 amended by inserting after the word “buses”, in line 3, the following words:- , emergency
557 vehicles operated by the department of fire services.

558 SECTION 40. Said section 7E of said chapter 90, as so appearing, is hereby further
559 amended by inserting after the word “service”, in line 17, the following words:- or full-time
560 employees or contract employees employed by or under contract to the department of fire
561 services.

562 SECTION 41. Section 37 of chapter 130 of the General Laws, as so appearing, is hereby
563 amended by striking out the third paragraph.

564 SECTION 42. Section 42 of chapter 132 of the General Laws, as so appearing, is hereby
565 amended by striking out, in lines 3 and 4, the words “by certified mail or hand deliver” and
566 inserting in place thereof the following words:- in accordance with guidelines posted by the
567 department.

568 SECTION 43. Said section 42 of said chapter 132, as so appearing, is hereby further
569 amended by striking out, in lines 8 and 9, the words “by certified mail or hand deliver,” and
570 inserting in place thereof the following words:- in accordance with guidelines posted by the
571 department.

572 SECTION 44. Section 21 of chapter 218 of the General Laws, as so appearing, is hereby
573 amended by striking out, in line 9, the words “or an” and inserting in place thereof the following
574 words:- in any amount or any other.

575 SECTION 45. Said section 21 of said chapter 218, as so appearing, is hereby further
576 amended by striking out, in lines 43 and 44, the words “or an action by a city or town which shall
577 not exceed \$15,000” and inserting in place thereof the following words:- in any amount or any
578 other action by a city or town which shall not exceed \$15,000 or an action.

579 SECTION 46. Section 2 of chapter 112 of the acts of 2018 is hereby amended by striking
580 out the figure “7002-0015” and inserting in place thereof the following figure:- 7002-0016.

581 SECTION 47. Section 11 of said chapter 112 is hereby amended by striking out the
582 figure “7002-0015” and inserting in place thereof the following figure:- 7002-0016.

583 SECTION 48. Section 2 of chapter 209 of the acts of 2018 is hereby amended by striking
584 out the figure “2800-7031” and inserting in place thereof the following figure:- 2800-7033.

585 SECTION 49. Section 2C of said chapter 209 is hereby amended by striking out the
586 figure “2000-7061” and inserting in place thereof the following figure:- 2000-7065.

587 SECTION 50. Section 85 of said chapter 209 is hereby amended by striking out the
588 figure “2800-7031” and inserting in place thereof the following figure:- 2800-7033.

589 SECTION 51. Said section 85 of said chapter 209 is hereby further amended by striking
590 out the figure “2000-7061” and inserting in place thereof the following figure:- 2800-7065.

591 SECTION 52. Section 2A of chapter 228 of the acts of 2018 is hereby amended by
592 striking out the figure “6720-1351” and inserting in place thereof the following figure:- 7002-
593 1351.

594 SECTION 53. Said section 2A of said chapter 228 is hereby further amended by striking
595 out the figure “7002-1501” and inserting in place thereof the following figure:- 7002-1521.

596 SECTION 54. Said section 2A of said chapter 228 is hereby further amended by striking
597 out the figure “7002-8006” and inserting in place thereof the following figure:- 7002-8024.

598 SECTION 55. Said section 2A of said chapter 228 is hereby further amended by striking
599 out the figure “7002-8007” and inserting in place thereof the following figure:- 7002-8025.

600 SECTION 56. Said section 2A of said chapter 228 is hereby further amended by striking
601 out the figure “7002-8019” and inserting in place thereof the following figure:- 7002-8026.

602 SECTION 57. Section 2B of said chapter 228 is hereby amended by striking out the
603 figure “7009-2005” and inserting in place thereof the following figure:- 7009-2007.

604 SECTION 58. Said section 2B of said chapter 228 is hereby further amended by striking
605 out the figure “0640-0302” and inserting in place thereof the following figure:- 0640-0304.

606 SECTION 59. Subsection (b) of section 103 of chapter 253 of the acts of 2020 is hereby
607 amended by striking out the words “by the chief justice of the supreme judicial court” and
608 inserting in place thereof the following words:- jointly by the governor and attorney general.

609 SECTION 60. Section 2A of chapter 358 of the acts of 2020 is hereby amended by
610 striking out the figure “0640-0304” and inserting in place thereof the following figure:- 0640-
611 0306.

612 SECTION 61. Subsection (b) of section 93 of said chapter 358 is hereby amended by
613 striking out the words “the chairs of the joint committee on community development and small
614 business, who shall serve as co-chairs; 1 member of the house of representatives appointed by
615 the speaker; 1 member of the senate appointed by the senate president” and inserting in place
616 thereof the following words:- 2 members of the house of representatives, appointed by the
617 speaker of the house of representatives, 1 of whom shall serve as co-chair; the senate chair of the
618 joint committee on community development and small businesses, who shall serve as co-chair; 1
619 member of the senate appointed by the senate president.

620 SECTION 62. Section 2 of chapter 24 of the acts of 2021 is hereby amended by inserting
621 after item 1599-7106 the following item:-

622 1599-9817 For a reserve to enhance, expand and strengthen Medicaid home and
623 community-based services; provided, that the secretary of administration and finance, in
624 consultation with the secretary of health and human services, may transfer funds from this item
625 to state agencies as defined under section 1 of chapter 29 of the General Laws.....\$300,000,000

626 Home and Community-Based Services Federal Investment Fund.....100%

627 SECTION 63. Item 4000-0300 of said section 2 of said chapter 24 is hereby amended by
628 inserting after the word “disorder”, the fourth time it appears, the following words:- ; provided
629 further, that not less than \$300,000 shall be expended for the operation of the special legislative
630 commission to study poverty in the commonwealth as established in chapter 74 of the acts of
631 2021, for expenses including, but not limited to, costs related to personnel, research, public
632 hearings and forums and document preparation.

633 SECTION 64. Item 4003-0122 of said section 2 of said chapter 24 is hereby amended by
634 inserting after the word “adults”, the second time it appears, the following words:- ; provided
635 further, that not less than \$12,000,000 shall be expended for the resettlement agencies in the
636 commonwealth set forth herein that contract with the U.S. Department of State to resettle
637 refugees and immigrants, to support the evacuees of the crisis in Afghanistan; provided further,
638 that not less than \$5,000 shall be allocated per Afghan arrival to each agency through the office
639 for refugees and immigrants, within 30 days of the agreement each agency signs with a national
640 voluntary agency to receive Afghan parolees in the commonwealth, of which up to 75 per cent
641 shall be spent on direct assistance for the individual, at the discretion of the agency, and 25 per
642 cent shall be to support the infrastructure of the resettlement agencies; provided further, that not
643 less than \$4,500,000 of said funds shall be allocated to the resettlement agencies to assist
644 humanitarian parolees from Afghanistan with obtaining a secure immigration status in the United
645 States.

646 SECTION 65. There shall be established and set up on the books of the commonwealth a
647 separate fund known as the Home and Community-Based Services Federal Investment Fund.
648 The fund shall be credited with an amount equal to the amount of federal financial participation
649 received by the commonwealth pursuant to section 9817 of the American Rescue Plan Act of
650 2021, P.L. 117-2, hereinafter “ARPA”. Amounts credited to the fund shall be expended, subject
651 to appropriation, to support: (i) the home and community-based services workforce; (ii) access to
652 and promotion of home and community-based services and supports; and (iii) home and
653 community-based services technology and infrastructure. Expenditures from the fund shall be
654 governed by requirements established in ARPA and any guidance related to ARPA issued by the

655 federal government. The fund shall not be subject to section 5C of chapter 29 of the General
656 Laws.

657 SECTION 66. There shall be established a fund known as the COVID-19 Essential
658 Employee Premium Pay Fund to be administered by the executive office for administration and
659 finance. The purpose of the fund shall be to issue direct financial support to eligible essential
660 workers for in-person work performed during the state of emergency declared by the governor on
661 March 10, 2020. There shall be credited to the fund all amounts that are transferred or authorized
662 to be transferred thereto or directed to be deposited therein, and all amounts received as gifts,
663 grants or contributions for the purposes of the fund. Amounts credited to the fund shall not be
664 subject to appropriation and any money remaining in the fund shall not revert to the General
665 Fund.

666 SECTION 67. (a) There shall be a COVID-19 Public Health Emergency Hospital Relief
667 Trust Fund to provide financial support to eligible hospitals and affiliated hospital health care
668 providers to be administered by the secretary of health and human services. Amounts credited to
669 the fund shall be expended, without further appropriation, by the secretary of health and human
670 services, as trustee, consistent with this section. The fund shall be credited with money from item
671 1599-2029 and public and private sources, including gifts, grants and donations, interest earned
672 on such money, any other money authorized by the general court and specifically designated to
673 be credited to the fund and any funds provided from other sources.

674 (b) The secretary may incur expenses, and the comptroller may certify amounts for
675 payment in anticipation of expected receipts; provided, however, that no expenditure shall be
676 made from the fund which shall cause the fund to be deficient at the close of a fiscal year.

677 Revenues deposited in the fund that are unexpended at the end of a fiscal year shall not revert to
678 the General Fund and shall be available for expenditure in the following fiscal year.

679 (c) The secretary shall direct payments from the fund to eligible hospitals and affiliated
680 hospital health care providers; provided, that not less than \$50,000,000 shall be dedicated to
681 hospitals designated as community high public payer hospitals by the center for health
682 information and analysis. Eligible hospitals shall be: (i) an acute hospital licensed under section
683 51 of chapter 111 of the General Laws; (ii) a nonpublic hospital licensed under said section 51 of
684 said chapter 111, but shall not be defined as an acute-care hospital under section 25B of said
685 chapter 111; or (iii) a nonpublic hospital licensed as an inpatient facility under section 19 of
686 chapter 19 of the General Laws and regulations promulgated thereunder, but shall not be
687 categorized as a Class VII licensee under 104 CMR 27. Affiliated hospital health care providers
688 as defined by the center for health information and analysis shall be eligible to receive payment.

689 (d) All expenditures from the fund shall support hospitals and affiliated hospital health
690 care providers to prevent, prepare for and respond to the 2019 novel coronavirus, also known as
691 COVID-19. The secretary shall award grants to hospitals and affiliated health care providers
692 through an application process. An application for a grant submitted by a hospital or hospital
693 health system shall include, but not be limited to: (i) healthcare-related expenses or lost revenues
694 that are attributable to COVID-19 for the hospital and affiliated health system providers; and (ii)
695 amounts of funding used to support the hospital and affiliated health system providers that have
696 served communities disproportionately affected by COVID-19 related to the public health
697 emergency. A recipient shall certify that it shall not use any grant payment received to reimburse
698 expenses or losses that have been reimbursed from another source or that another source is
699 obligated to reimburse.

700 (e) To be eligible for a grant payment from the fund, a hospital or health system shall
701 submit to the secretary of health and human services an application that includes a statement
702 justifying the need for the grant payment for the hospital or affiliated health care providers. For
703 any grant payment from the trust fund to an eligible hospital or affiliated health care providers
704 for healthcare-related expenses or lost revenues that are attributable to COVID-19, such hospital
705 or health system may calculate lost revenues using definitions consistent with the federal
706 Provider Relief Fund established by the federal Coronavirus Aid, Relief, and Economic Security
707 Act, Public Law 116-136, and as further defined by the U.S. Department of Health and Human
708 Services. Expenses shall include, but not be limited to: (i) building or construction of temporary
709 structures; (ii) leasing of properties; (iii) medical supplies and equipment, including, but not
710 limited to, personal protective equipment and testing supplies; (iv) workforce and trainings; (v)
711 emergency operation centers; (vi) retrofitting facilities; and (vii) surge capacity. For funding to
712 support additional expenses and financial circumstances for providers disproportionately affected
713 by COVID-19, the hospital or health system shall state the specific purpose of such funding and
714 shall include a detailed description of its intended use.

715 (f) In reviewing grant applications, the secretary of health and human services shall
716 consider lost revenues and increased expenses not reimbursed by the federal Provider Relief
717 Fund in calendar years 2020, 2021 and 2022. In determining payments to support hospitals and
718 affiliated healthcare providers serving communities disproportionately affected by COVID-19,
719 the secretary shall consider: (i) the financial health of the qualified hospital and affiliation of the
720 particular provider to a health care delivery system; (ii) public payer mix; (iii) geographic need;
721 and (iv) population need.

722 (g) The executive office of health and human services shall promulgate rules or
723 regulations necessary to carry out this section.

724 (h) Not later than 30 days after payments are allocated to hospitals and affiliated
725 healthcare providers under this section, the secretary of health and human services shall file a
726 report with the house and senate committees on ways and means and the joint committee on
727 health care financing detailing the allocation and recipient of each payment.

728 SECTION 68. (a) Notwithstanding any general or special law to the contrary, in order to
729 address disruptions caused by the outbreak of the 2019 novel coronavirus, also known as
730 COVID-19, and the effects of the governor's March 10, 2020 declaration of a state of
731 emergency, the executive office for administration and finance shall administer a COVID-19
732 Essential Employee Premium Pay program to provide direct financial support to essential
733 workers, in an amount of not less than \$500 and not more than \$2,000, for each eligible essential
734 worker. The executive office for administration and finance shall determine eligibility which
735 shall include, but not be limited to, essential workers: (i) with a household income at or below
736 300 per cent of the federal poverty level as calculated by the United States Department of Health
737 and Human Services; and (ii) who worked in person and not in a remote setting during the state
738 of emergency declared by the governor on March 10, 2020.

739 (b) The executive office for administration and finance shall make a determination of
740 eligibility for each essential worker and priority shall be given to low-income essential workers.
741 Premium payments to eligible essential workers shall be issued not later than January 31, 2022.
742 The executive office shall comply with all rules and guidance related to eligible uses of state and

743 local recovery funds under subsection (c) of section 602 of Title VI of the federal Social Security
744 Act, 42 U.S.C. 802.

745 SECTION 69. Notwithstanding any general or special law to the contrary, for any taxable
746 year beginning on or after January 1, 2021, the following items shall be deducted from federal
747 gross income for the purpose of determining Massachusetts gross income under section 2 of
748 chapter 62 of the General Laws: (i) an amount which, but for this section, would be included in
749 the gross income, in whole or in part, of an eligible recipient, as described in subsection (a) of
750 section 1102 of the federal Coronavirus Aid, Relief, and Economic Security Act, P.L. 116-136,
751 because of the forgiveness described in subsection (b) of section 1106 of said federal
752 Coronavirus Aid, Relief, and Economic Security Act, P.L. 116-136; (ii) an amount of an advance
753 received pursuant to subsection (e) of section 1110 of said federal Coronavirus Aid, Relief, and
754 Economic Security Act, P.L. 116-136; (iii) an amount of any payment described in subsection (c)
755 of section 1112 of said federal Coronavirus Aid, Relief, and Economic Security Act, P.L. 116-
756 136; (iv) an amount of funding received pursuant to section 331 of the federal Economic Aid to
757 Hard-Hit Small Businesses, Nonprofits, and Venues Act, Title III of Division N of P.L. 116-260;
758 (v) any grant made under section 324 of the Economic Aid to Hard-Hit Small Businesses,
759 Nonprofits, and Venues Act, Title III of Division N of P.L. 116-260; and (vi) any amount
760 received from the Administrator of the Small Business Administration in the form of a restaurant
761 revitalization grant under section 5003 of the American Rescue Plan Act of 2021, P.L. 117-2.

762 SECTION 70. Notwithstanding any general or special law to the contrary, for any taxable
763 year beginning on or after January 1, 2021, any amount received from a small business relief
764 program administered through the Massachusetts Growth Capital Corporation after March 10,
765 2020 for purposes of providing emergency COVID-19 relief, including grants and any portion of

766 a loan subsequently forgiven, shall be deducted from federal gross income for the purpose of
767 determining Massachusetts gross income under section 2 of chapter 62 of the General Laws and
768 from federal gross income for purposes of determining Massachusetts gross income under
769 section 30 of chapter 63 of the General Laws.

770 SECTION 71. Notwithstanding any general or special law to the contrary, not later than
771 14 days after the effective date of this act, the secretary of administration and finance shall direct
772 the comptroller to transfer \$460,000,000 from the federal COVID-19 response fund established
773 in section 2JJJJ of chapter 29 of the General Laws to the COVID-19 Essential Employee
774 Premium Pay Fund established in section 66.

775 SECTION 72. Notwithstanding any general or special law to the contrary, the
776 comptroller shall transfer the balance of Transitional Escrow Fund, established in section 16 of
777 chapter 76 of the acts of 2021, to the General Fund.

778 SECTION 73. Notwithstanding any general or special law to the contrary, prior to
779 transferring the funds in the Transitional Escrow Fund established in section 16 of chapter 76 of
780 the acts of 2021 to the General Fund pursuant to section 72 the comptroller shall transfer: (i) an
781 amount not more than \$10,000,000, to the Massachusetts Life Sciences Investment Fund
782 established in section 6 of chapter 23I of the General Laws; and (ii) an amount not more than
783 \$10,000,000, to the Massachusetts Community Preservation Trust Fund established in section 9
784 of chapter 44B of the General Laws.

785 SECTION 74. Notwithstanding any general or special law to the contrary, prior to
786 transferring the funds in the Transitional Escrow Fund established in section 16 of chapter 76 of
787 the acts of 2021 to the General Fund pursuant to section 72, the comptroller shall transfer up to

788 \$500,000,000 from the Transitional Escrow Fund established in section 16 of chapter 76 of the
789 acts of 2021 to the Unemployment Compensation Fund established in section 48 of chapter 151A
790 of the General Laws.

791 SECTION 75. Notwithstanding any general or special law to the contrary, the special
792 commission established in section 22 of chapter 132 of the acts of 2019 is hereby revived and
793 continued to March 31, 2022. The special commission shall file its report and recommendations
794 pursuant to subsection (c) of said section 22 of said chapter 132 with the clerks of the house of
795 representatives and the senate, the chairs of the joint committee on education and the rural policy
796 advisory commission not later than March 31, 2022.

797 SECTION 76. Section 62 shall take effect on July 1, 2021.