

# SENATE . . . . . No. 2460

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Text of amendment (Senator Chang-Diaz) to the Senate Bill making appropriations for the fiscal year 2020 for the maintenance of the departments, boards, commissions, institutions and certain activities of the commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (Senate, No. 3).

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## The Commonwealth of Massachusetts

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In the One Hundred and Ninety-Second General Court  
(2021-2022)  
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1           in Section 8, by striking out, in line 2, the word “section” and inserting in place thereof  
2 the following word:- “sections”; and in said Section 8, in proposed chapter 29, by inserting after  
3 proposed section 2PPPPP the following section:-

4           “Section 2QQQQQ. (a) For the purposes of this section, the term “target population”  
5 shall mean any person who meets not less than 2 of the following characteristics: (i) is under 25  
6 years of age; (ii) is a victim of violence; (iii) is over 18 years of age and does not have a high  
7 school diploma; (iv) has been convicted of a felony; (v) has been unemployed or has had family  
8 income below 250 per cent of the federal poverty level for not less than 6 months; or (vi) lives in  
9 a census tract where over 20 per cent of the population falls below the federal poverty line.

10           (b)(1) There shall be a Justice Reinvestment Workforce Development Fund. There shall  
11 be credited to the fund any revenues from appropriations or other monies authorized by the  
12 general court and specifically designated to be credited to the fund and any gifts, grants, private  
13 contributions, investment income earned on the fund’s assets and all other sources. Monies  
14 transferred to the fund shall be continuously expended, without regard for fiscal year, exclusively

15 for carrying out the purposes of this section. Money remaining in the fund at the end of a fiscal  
16 year shall not revert to the General Fund.

17 (2) There shall be a board of directors for the fund that shall consist of 13 members to be  
18 appointed by the secretary of housing and economic development, with the approval of the  
19 governor. The board shall be comprised entirely of individuals who belong to a demographic of  
20 socially and economically disadvantaged and historically underrepresented groups and not less  
21 than 6 of the members of the board shall be, or shall have been, members of the target  
22 population. The board shall include a combination of appointees with professional case  
23 management experience, entrepreneurial or business management experience, professional youth  
24 development experience, experience providing professional or vocational training or experience  
25 in labor market analysis. The members shall elect a chair and shall meet not less than bi-  
26 annually. Members shall serve without compensation but shall be reimbursed by the fund for  
27 expenses necessarily incurred in the performance of their duties. Upon notification by the chair  
28 that a vacancy exists, the secretary of housing and economic development shall appoint, with the  
29 approval of the governor, another member to fill the unexpired term.

30 (3) The executive office of housing and economic development shall provide staff  
31 support to the board of directors. The total expenditure from the fund for administration,  
32 including salaries and benefits of supporting staff, shall not exceed 5 per cent of the total amount  
33 disbursed by the fund in any given fiscal year.

34 (c) (1) Concurrent with the submission of the governor's annual budget, the department  
35 of correction shall publish on its website a breakdown of its prior fiscal year spending by  
36 functional category, including, but not limited to, food, medical expenses, facility maintenance,

37 administrative costs, correctional personnel, rehabilitative programming and re-entry  
38 programming. The department of correction shall also publish a breakdown of its budget for the  
39 upcoming fiscal year as reflected in the governor's annual budget proposal by the same  
40 categories and the governor's office shall include a link to this data on its budget website.

41         Annually, the executive office of public safety and security shall calculate the aggregate  
42 annual population of inmates in state correctional facilities and houses of correction and shall  
43 calculate the average marginal cost rate per inmate among the department of correction and the  
44 houses of correction based on the actual marginal cost rates used by the department of correction  
45 and the houses of correction for their budgeting purposes. The executive office of public safety  
46 and security shall publish this data on its website.

47         (2) Annually, the secretary of housing and economic development shall determine the  
48 difference between the combined population of the department of correction and the houses of  
49 correction in fiscal year 2019 multiplied by the rate of total population growth of the  
50 commonwealth since fiscal year 2019 and the actual combined population of the department of  
51 correction and the houses of correction in that year. The secretary shall multiply the difference  
52 by the average marginal cost rate per inmate. Annually, not later than October, the secretary shall  
53 report this calculation to the clerks of the senate and house of representatives, the senate and  
54 house committees on ways and means and the secretary of administration and finance.

55         (3) An amount equal to not more than one half of the product of the calculation in  
56 paragraph (2), but not more than \$10,000,000, shall be transferred, subject to appropriation, to  
57 the fund annually.

58 (d) Money in the fund shall be used for competitive grants for programs to develop and  
59 strengthen communities with a high percentage of individuals in the target population by creating  
60 opportunities for job training, job creation and job placement for those who face high barriers to  
61 employment.

62 (e) Eligible grant recipients shall exhibit a model of creating employment opportunities  
63 for members of the target population or, in the case of programs serving a target population aged  
64 20 years and under, demonstrate a model of building the skills necessary for future employment  
65 within such population. Models shall be supported by research and evaluation and may include:  
66 (i) transitional employment programs; (ii) social enterprise, pre-apprenticeship or other training  
67 programs; (iii) school-based or community-based high school dropout prevention and re-  
68 engagement programs; (iv) cooperative and small business development programs; and (v)  
69 community-based workforce development programs. Components of a successful program may  
70 include, but shall not be limited to: (i) job training in both soft skills and skills identified as  
71 lacking in growth industries; (ii) stipends or wage subsidies; (iii) serving as employer of record  
72 with private employers; (iv) case management; (v) cognitive behavioral therapy; and (vi)  
73 supports such as childcare vouchers or transportation assistance. The fund may give priority to  
74 programs that include access to housing stabilization services, addiction treatment and trauma-  
75 informed mental health care as relevant to the fund's mission, but such services by themselves  
76 shall not be eligible for monies from the fund. Training programs that do not include in their  
77 grant application a strong presumption of full employment by a specific employer or entry into a  
78 bona fide apprenticeship program recognized by the commonwealth upon successful completion  
79 by each participant of such training program shall not be eligible for funding; provided, however,

80 that high school dropout prevention and re-engagement programs shall not need to include such a  
81 presumption in their grant application.

82 (f) Not less than once every 5 years, the board shall review and, if appropriate,  
83 recommend to the general court, changes to the eligibility criteria of the fund, including the  
84 services provided by grant applicants.

85 (g) Annually, not later than October 1, the board shall provide a report of the grants given  
86 and a breakdown of expenditures made by the fund. The report shall be posted on the website of  
87 the executive office of housing and economic development.”.