HOUSE . . . . . No. 4101

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES

AN ACT

MAKING APPROPRIATIONS

FOR THE FISCAL YEAR

TWO THOUSAND THIRTEEN

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

(House, No. 4400, published as amended)

APRIL 25, 2012.

HOUSE . . . . . No. 4101

The General Appropriation Bill for the Fiscal Year 2013, as changed by the House committee on Bills in the Third Reading and as amended and passed to be engrossed by the House. April 25, 2012.

AN ACT MAKING APPROPRIATIONS FOR THE FISCAL YEAR 2013 FOR THE MAINTENANCE OF DEPARTMENTS, BOARDS, COMMISSIONS, INSTITUTIONS AND CERTAIN ACTIVITIES OF THE COMMONWEALTH, FOR INTEREST, SINKING FUND AND SERIAL BOND REQUIREMENTS AND FOR CERTAIN PERMANENT IMPROVEMENTS.

Whereas, The deferred operation of this act would tend to defeat its purposes, which is to immediately make appropriations for the fiscal year beginning July 1, 2012, and to make certain changes in law, each of which is immediately necessary or appropriate to effectuate said appropriations or for other important public purposes, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

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

SECTION 1. To provide for the maintenance of the several departments, boards, commissions and institutions and other services, and for certain permanent improvements and to meet certain requirements of law, the sums set forth in sections 2, 2B, 2D, 2E and 3, for the several purposes and subject to the conditions specified in sections 2, 2B, 2D, 2E and 3, are hereby appropriated from the General Fund unless specifically designated otherwise, subject to the provisions of law regulating the disbursement of public funds and the approval thereof for the fiscal year ending June 30, 2013. All sums appropriated under this act, including supplemental and deficiency budgets, shall be expended in a manner reflecting and encouraging a policy of nondiscrimination and equal opportunity for members of minority groups, women and handicapped persons. All officials and employees of an agency, board, department, commission or division receiving monies under this act shall take affirmative steps to ensure equality of opportunity in the internal affairs of state government, as well as in their relations with the public, including those persons and organizations doing business with the commonwealth. Each agency, board, department, commission or division, in spending appropriated sums and discharging its statutory responsibilities, shall adopt measures to ensure equal opportunity in the areas of hiring, promotion, demotion or transfer, recruitment, layoff or termination, rates of compensation, in-service or apprenticeship training programs and all terms and conditions of employment.

SECTION 1A. In accordance with Articles LXIII and CVII of the Articles of Amendment to the Constitution of the Commonwealth and section 6D of chapter 29 of the General Laws, it is hereby declared that the amounts of revenue set forth in this section by source for the respective funds of the commonwealth for the fiscal year ending June 30, 2013, are necessary and sufficient to provide the means to defray the appropriations and expenditures from such funds for that fiscal year as set forth and authorized in section 2. The comptroller shall keep a distinct account of actual receipts from each such source by each such fund, furnish the executive office for administration and finance and the house and senate committees on ways and means with quarterly statements comparing such receipts with the projected receipts set forth in this section, and include a full statement comparing such actual and projected receipts in the annual report for that fiscal year pursuant to section 12 of chapter 7A of the General Laws. These quarterly and annual reports shall also include detailed statements of any other sources of revenue for the budgeted funds in addition to those specified in this section.

Fiscal Year 2013 Revenue by Source and Budgeted Fund (in Millions)

Source	All Budgeted Funds*	General Fund	Commonwealth Transportation Fund	Tourism Fund	Other Budgeted Funds
Alcoholic Beverages	77.1	77.1			
Cigarettes	454.4	454.4			
Corporations	1,836.5	1,836.5			
Deeds	141.1	141.1			
Estate Inheritance	246.5	246.5			
Financial Institutions	112.7	112.7			
Income	12,731.8	12,731.8			
Insurance	335.4	335.4			
Motor Fuels	678.7		677.8		0.9
Public Utilities	(32.3)	(32.3)			
Room Occupancy	127.7	83.0		44.7	
Sales - Regular	3,625.6	3,402.3	223.3		
Sales - Meals	894.6	839.5	55.1		
Sales - Motor Vehicles	683.2	641.1	42.1		
Miscellaneous	16.8	16.8			
UI Surcharges	20.2				20.2
Total Tax Revenues	21,950.0	20,885.9	998.3	44.7	21.1
SBA Transfer	(689.4)	(689.4)			
MBTA Transfer	(786.8)	(786.8)			
Pension Transfer	(1,552.0)	(1,552.0)			
Workforce Training Fund Transfer	(20.2)	(20.2)			
Transfer to State Retirees Benefits Trust Fund	(27.6)	(27.6)			
Total Consensus Taxes for Budget	**18,874.0**	**17,809.9**	**998.3**	**44.7**	**21.1**
DOR Administrative Provisions	22.3	22.3			
Delay of FAS 109 Deduction	45.9	45.9			
Non-Tax Revenue					
Federal Reimbursements	8,018.2	8,012.7			5.5
Departmental Revenues	3,208.7	2,665.4	526.4		16.9
Consolidated Transfers	1,803.0	2,212.1			(409.1)
Grand Total	31,903.9	30,700.1	1,524.7	44.7	(365.6)

SECTION 1B. The comptroller shall keep a distinct account of actual receipts of non-tax revenues by each department, board, commission or institution to furnish the executive office for administration and finance and the house and senate committees on ways and means with quarterly statements comparing such receipts with projected receipts set forth herein and to include a full statement comparing such receipts with projected receipts in the annual report for fiscal year 2013 pursuant to section 12 of chapter 7A of the General Laws. The quarterly and annual reports shall also include detailed statements of any other sources of revenue for the budgeted funds in addition to those specified in this section.

Source	Restricted Non-Tax Revenue	Unrestricted Non-Tax Revenue	Total Non-Tax Revenue
Administrative Law Appeals Division	$0	$45,000	$45,000
Appeals Court	$0	$442,737	$442,737
Appellate Tax Board	$300,000	$2,133,838	$2,433,838
Attorney General Office	$775,000	$40,460,434	$41,235,434
Berkshire Community College	$0	$202,950	$202,950
Berkshire District Attorney	$0	$0	$0
Board Conciliation & Arbitration	$0	$0	$0
Board Of Library Commissioners	$0	$2,040	$2,040
Bridgewater State University	$0	$2,276,247	$2,276,247
Bristol Community College	$0	$656,803	$656,803
Bunker Hill Community College	$0	$999,634	$999,634
Bureau Of State Buildings	$0	$187,145	$187,145
Campaign & Political Finance	$0	$70,250	$70,250
Cape Cod Community College	$0	$456,343	$456,343
Capital Asset Management And Maintenance Division	$16,550,000	$6,754,825	$23,304,825
Chief Medical Examiner	$2,100,000	$700	$2,100,700
Civil Service Commission	$0	$20,000	$20,000
Commission Against Discrimination	$2,139,580	$194,920	$2,334,500
Commission For The Deaf And Hard Of Hearing	$0	$113,385	$113,385
Commission On Judicial Conduct	$0	$0	$0
Committee For Public Counsel Services	$8,900,000	$10,000	$8,910,000
Criminal History Systems Board	$3,000,000	$8,144,500	$11,144,500
Department Conservation And Recreation	$9,907,835	$10,725,349	$20,633,184
Department Of Agricultural Resources	$0	$5,703,920	$5,703,920
Department Of Business And Technology	$0	$0	$0
Department Of Children And Families	$4,066,196	$185,161,068	$189,227,264
Department Of Correction	$5,815,000	$8,218,980	$14,033,980
Department Of Developmental Services	$150,000	$516,565,881	$516,715,881
Department Of Early Education & Care	$0	$198,472,074	$198,472,074
Department Of Elder Affairs	$750,000	$1,522,371,564	$1,523,121,564
Department Of Elementary & Secondary Education	$1,405,317	$7,353,000	$8,758,317
Department Of Energy Resources	$0	$4,575,132	$4,575,132
Department Of Environmental Protection	$3,353,622	$29,691,729	$33,045,351
Department Of Fire Services	$0	$18,460,032	$18,460,032
Department Of Fish And Game	$317,989	$15,401,430	$15,719,419
Department Of Higher Education	$0	$0	$0

Source	Restricted Non-Tax Revenue	Unrestricted Non-Tax Revenue	Total Non-Tax Revenue
Department Of Industrial Accidents	$0	$21,723,576	$21,723,576
Department Of Labor	$436,655	$2,049,093	$2,485,748
Department Of Mental Health	$125,000	$107,869,692	$107,994,692
Department Of Public Health	$66,713,148	$94,981,630	$161,694,778
Department Of Public Safety	$6,790,182	$22,557,306	$29,347,488
Department Of Public Utilities	$7,656,269	$18,904,790	$26,561,059
Department Of Revenue	$6,577,280	$173,037,798	$179,615,078
Department Of State Police	$33,109,000	$469,900	$33,578,900
Department Of Telecommunication And Cable	$0	$5,190,217	$5,190,217
Department Of Transitional Assistance	$0	$453,373,437	$453,373,437
Department Of Veterans Services	$300,000	$280,000	$580,000
Department Of Youth Services	$0	$2,369,507	$2,369,507
Dept Of Housing And Community Development	$2,112,703	$3,121,398	$5,234,101
Dept Of Workforce Development	$0	$726,875	$726,875
Disabled Persons Protection Commission	$0	$0	$0
District Attorney Association	$0	$0	$0
Division Of Banks	$2,650,000	$20,439,963	$23,089,963
Division Of Insurance	$0	$82,319,378	$82,319,378
Division Of Labor Relations	$0	$91,000	$91,000
Division Of Operational Services	$4,858,000	$7,926,050	$12,784,050
Division Of Professional Licensure	$540,123	$11,651,964	$12,192,087
Division Of Standards	$590,000	$2,085,350	$2,675,350
Eastern District Attorney	$0	$0	$0
Emergency Management Agency	$0	$704,322	$704,322
Executive Office For Administration And Finance	$0	$12,651,873	$12,651,873
Executive Office Of Education	$0	$0	$0
Executive Office Of Environmental Affairs	$385,000	$4,757,450	$5,142,450
Executive Office Of Health And Human Services	$225,000,000	$5,066,066,142	$5,291,066,142
Executive Office Of Public Safety & Homeland Security	$0	$43,000	$43,000
Executive Office Of Transportation	$0	$0	$0
Fiscal Affairs Division	$0	$0	$0
Fitchburg State College	$0	$2,334,287	$2,334,287
Framingham State University	$0	$2,017,273	$2,017,273
George Fingold Library	$13,000	$0	$13,000
Governors Office	$0	$0	$0
Greenfield Community College	$0	$206,784	$206,784
Group Insurance Commission	$2,010,639	$779,328,809	$781,339,448
Health Care Finance & Policy	$4,100,000	$309,184,405	$313,284,405
Holyoke Community College	$0	$931,611	$931,611
House Of Representatives	$0	$0	$0
Human Resources Division	$2,700,000	$10,000	$2,710,000
Information Technology Division	$564,730	$9,514	$574,244

Source	Restricted Non-Tax Revenue	Unrestricted Non-Tax Revenue	Total Non-Tax Revenue
Joint Legislative Expenditures	$0	$0	$0
Labor Relations Commission	$0	$0	$0
Lottery Commission	$831,886,000	$183,151,643	$1,015,037,643
Mass Bay Community College	$0	$3,273,504	$3,273,504
Mass Commission For The Blind	$0	$2,995,763	$2,995,763
Mass Cultural Council	$0	$0	$0
Mass Rehabilitation Commission	$0	$3,142,780	$3,142,780
Massachusetts Aeronautics Commission	$0	$0	$0
Massachusetts College Of Art And Design	$0	$0	$0
Massachusetts College Of Liberal Arts	$0	$371,415	$371,415
Massachusetts Department Of Transportation	$0	$534,890,000	$534,890,000
Massachusetts Highway Department	$0	$0	$0
Massachusetts Maritime Academy	$0	$0	$0
Massachusetts Office On Disability	$0	$0	$0
Massasoit Community College	$0	$834,611	$834,611
Merit Rating Board	$0	$0	$0
Middlesex (northern) District Attorney	$0	$0	$0
Middlesex Community College	$0	$431,435	$431,435
Military Division	$1,400,000	$0	$1,400,000
Mt Wachusett Community College	$0	$381,498	$381,498
Municipal Police Training Committee	$900,000	$2,000	$902,000
Norfolk District Attorney	$0	$1,250	$1,250
North Shore Community College	$0	$781,979	$781,979
Northern Essex Community College	$0	$585,998	$585,998
Northwestern District Attorney	$0	$0	$0
Office Of Consumer Affairs And Business Regulation	$500,000	$563,710	$1,063,710
Office Of Inspector General	$600,000	$0	$600,000
Office Of The Comptroller	$0	$37,435,833	$37,435,833
Office Of The Comptroller	$0	$353,642,226	$353,642,226
Office Of The Comptroller	$0	$7,502,200	$7,502,200
Office Of The State Treasurer	$0	$0	$0
Office Of The State Treasurer	$20,000,000	$273,656,392	$293,656,392
Parole Board	$600,000	$200,000	$800,000
Plymouth District Attorney	$0	$0	$0
Public Employee Retirement Administration	$0	$0	$0
Quinsigamond Community College	$0	$383,760	$383,760
Registry Of Motor Vehicles	$0	$0	$0
Roxbury Community College	$529,843	$185,333	$715,176
Salem State University	$0	$3,225,530	$3,225,530
Secretary Of State	$560,000	$219,511,550	$220,071,550
Senate	$0	$0	$0
Sex Offender Registry	$0	$0	$0
Sheriff Department Barnstable	$250,000	$75,000	$325,000

Source	Restricted Non-Tax Revenue	Unrestricted Non-Tax Revenue	Total Non-Tax Revenue
Sheriff Department Berkshire	$750,000	$39,500	$789,500
Sheriff Department Bristol	$9,011,360	$0	$9,011,360
Sheriff Department Essex	$2,000,000	$125,875	$2,125,875
Sheriff Department Franklin	$2,100,000	$247,800	$2,347,800
Sheriff Department Hampden	$2,751,900	$558,100	$3,310,000
Sheriff Department Hampshire	$158,248	$117,000	$275,248
Sheriff Department Middlesex	$925,000	$174,000	$1,099,000
Sheriff Department Nantucket	$0	$0	$0
Sheriff Department Norfolk	$1,116,000	$0	$1,116,000
Sheriff Department Plymouth	$16,000,000	$0	$16,000,000
Sheriff Department Suffolk	$8,000,000	$0	$8,000,000
Sheriff Department Worcester	$0	$167,480	$167,480
Sheriffs Department Association	$0	$0	$0
Soldiers' Home In Holyoke	$1,111,530	$14,240,073	$15,351,603
Soldiers' Home In Massachusetts	$435,000	$12,975,183	$13,410,183
Springfield Tech Comm College	$0	$855,067	$855,067
State Auditors Office	$0	$0	$0
State Ethics Commission	$0	$0	$0
State Racing Commission	$0	$0	$0
Supreme Judicial Court	$0	$2,782,961	$2,782,961
Teachers Retirement Board	$0	$0	$0
Trial Court	$0	$107,065,500	$107,065,500
University Of Massachusetts System	$0	$133,038,240	$133,038,240
Victim And Witness Assistance Board	$0	$0	$0
Westfield State University	$0	$2,492,800	$2,492,800
Worcester (middle) District Attorney	$0	$0	$0
Worcester State University	$0	$1,978,891	$1,978,891
Total Non-Tax Revenue	**$1,328,347,149**	**$11,699,370,185**	**$13,027,717,334**

SECTION 2.

JUDICIARY.

Supreme Judicial Court.

0320-0003 For the operation of the supreme judicial court, including salaries of the chief justice and the 6 associate justices $7,670,379

0320-0010 For the operation of the clerk's office of the supreme judicial court for Suffolk county..... $1,215,714

0321-0001 For the operation of the commission on judicial conduct..... $592,597

0321-0100 For the services of the board of bar examiners $1,062,289

Committee for Public Counsel Services.

0321-1500 For the operation of the committee for public counsel services, as authorized by chapter 211D of the General Laws; provided, that the committee shall develop and implement a system in which no less than 25 per cent of indigent clients shall be represented by public defenders no later than October 1, 2012; provided further, that the committee shall provide a report to the legislature, no later than September 1, 2012, detailing the progress made in meeting the requirements of the previous proviso, that shall include, but not be limited to, the following: (a) the expected surplus or deficiency for fiscal year 2013 of items 0321-1500 and 0321-1510; (b) the current and projected number of public defenders and private bar advocates assigned to each court house; and (c) any perceived impediments to implementing this plan by the end of fiscal year 2013 and possible solutions to such impediments; provided further, that in hiring public defenders, priority shall be given to current private bar advocates; provided further, that the committee shall submit a report to the clerks of the house of representatives and senate, the joint committee on the judiciary and the house and senate committees on ways and means, no later than February 1, 2013, that shall include, but not be limited to, the following, which shall be delineated by type of case and geographic location: (a) the number of clients assisted by the committee in the prior fiscal year, delineated by public defender and private bar advocate representation; (b) the average cost for public defender services rendered per client; (c) the average cost for private bar advocate services rendered per client; (d) the average number of hours spent per case by public defenders; (e) the average number of hours billed by private bar advocates; (f) the total amount of counsel fees paid to the committee by clients for services rendered; (g) the total of indigent but able to contribute fees paid to the committee by clients for services rendered; (h) any proposed expansion of legal services delineated by type of service, target population and cost; (i) the total number of persons who received legal services by the committee; and (j) the costs for services rendered per client; provided further, that the committee shall submit quarterly reports to the house and senate committees on ways and means starting on October 1, 2012 and ending on June 28, 2013 detailing progress made in providing no less than 25 per cent of indigent defense through public defenders; provided further, that the report shall include, but not be limited to, the following, which shall be delineated by type of case when applicable: (a) the number of public defenders that have been hired to date; (b) the offices

and divisions that these public defenders have been assigned to; (c) the total number of cases that have been assigned to these public defenders; (d) the total number of cases that have been assigned to all public defenders; (e) the number of public defender vacancies to be filled; (f) the total number of support staff, investigators, attorneys in charge and management that have been hired; (g) the number of cases that have been assigned to private bar advocates; (h) the total billable hours to date of private bar advocates; (i) the billable hours of private bar advocates broken down by: travel time, time spent in court, including wait time and trial preparation time, including interview time, investigating time and research time; (j) the number of private bar advocates that have been hired as public defenders; (k) changes to the private bar advocate billing system; (l) the staffing efficiencies that have been achieved; (m) the billing improvements that have been made; (n) the savings that have been realized from hiring more public defenders; (o) the cost effectiveness of private bar advocates; (p) the number and cost of private investigators used, delineated by firm; (q) the number and cost of psychologists and psychiatrists used, delineated by firm; and (r) the progress of obtaining temporary and permanent office space; and provided further, that this data shall be provided in a cumulative manner, delineated by quarter $45,129,781

0321-1510 For compensation paid to private counsel assigned to criminal and civil cases under paragraph (b) of section 6 of chapter 211D of the General Laws, pursuant to section 11 of said chapter 211D; provided, that not more than $2,000,000 of the sum appropriated in this item may be expended for services rendered before fiscal year 2013 ..... $98,906,090

0321-1518 For the chief counsel for the committee for public counsel services which may expend an amount not to exceed $8,900,000 from revenues collected from fees charged for attorney representation of indigent clients $8,900,000

0321-1520 For fees and costs as defined in section 27A of chapter 261 of the General Laws, as ordered by a justice of the appeals court or a justice of a department of the trial court of the commonwealth on behalf of indigent persons, as defined in said section 27A of said chapter 261; provided, that not more than $1,000,000 of the sum appropriated in this item may be expended for services rendered before fiscal year 2013 ..... $9,710,297

Massachusetts Legal Assistance Corporation.

0321-1600 For the Massachusetts Legal Assistance Corporation to provide legal representation for indigent or otherwise disadvantaged residents of the commonwealth; provided, that the corporation shall submit a report to the house and senate committees on ways and means not later than February 1, 2013 that shall include, but not be limited to, the following: (a) the number of persons whom the programs funded by the corporation assisted in the prior fiscal year; (b) any proposed expansion of legal services delineated by type of service, target population and cost; and (c) the total number of indigent or otherwise disadvantaged residents of the commonwealth who received services of the corporation, by type of case and geographic location; provided further, that the corporation may contract with any organization for the purpose of providing the representation; and provided further, that notwithstanding the first paragraph of section 9 of chapter 221A of the General Laws, funds shall be expended for the Disability Benefits Project, the Medicare Advocacy Project, and the Battered Women's Legal Assistance Project $12,000,000

Mental Health Legal Advisors.

0321-2000 For the operation of the mental health legal advisors committee and for certain programs for the indigent mentally ill, established pursuant to section 34E of chapter 221 of the General Laws $806,177

Prisoners' Legal Services.

0321-2100 For the expenses of prisoners' legal services $981,810

Social Law Library.

0321-2205 For the expenses of the social law library located in Suffolk county $1,140,000

Appeals Court.

0322-0100 For the appeals court, including the salaries, traveling allowances and expenses of the chief justice, recall judges and the associate justices $10,887,430

Trial Court.

0330-0101 For the salaries of the justices of the 7 departments of the trial court $47,716,258

0330-0300 For the central administration of the trial court, including costs associated with trial court non-employee services, trial court dental and vision health plan agreements, jury expenses, trial court law libraries, statewide telecommunications, private and municipal court rentals and leases, operation of courthouse facilities, rental of county court facilities, witness fees, printing expenses, equipment maintenance and repairs, the court interpreter program, insurance and chargeback costs, the Massachusetts sentencing commission, court security and judicial training; provided, that the court administrator shall submit a report to the house and senate committees on ways and means not later than February 1, 2013, detailing the number of court officers, per diem court officers and security personnel located in each trial court of the commonwealth provided further, that not less than $20,000 shall be spent for the 'Grandparents Raising Grandchildren Project' to provide legal services to such grandparents in the areas of family law and public benefits and further requiring the chief justice of administration and management to make a report to the Legislature no later than January 2013 of all the above grandparents who requested legal services, were eligible for legal services and were denied because of insufficient resources, including the legal problem for which they sought assistance; provided further, that the trial court shall record all fees that are collected pursuant to subsection (e) of section 2A of chapter 211D of the General Laws and shall record said fees in a separate source code entitled "indigent misrepresentation fees"; provided further, that the trial court shall record all fees that are collected pursuant to subsection (f) of said section 2A of said chapter 211D and shall record said fees in a separate source code entitled "indigent counsel fees"; provided further, that the trial court shall record all fees collected pursuant to S.J.C. Rule 3:10 (10)(c)(ii) and shall record said fees in a separate source code entitled "indigent but able to contribute fees"; provided further, that notwithstanding any general or special law to the contrary, the court administrator shall submit a report to the joint committee on the judiciary and the house and

senate committees on ways and means 90 days prior to the temporary closure or temporary relocation of courthouses; provided further, that said report shall include, but not be limited to, the transfer of personnel, the reallocation of resources, the impact on other courthouses resulting from the temporary closure of said court and other factors that may affect implementation of said temporary closure; provided further, that 50 per cent of all fees payable pursuant to Massachusetts Rules of Criminal Procedure 15(d) and 30(c)(8) shall be paid from this item; provided further, that notwithstanding section 9A of chapter 30 of the General Laws, or any other general or special law to the contrary, the rights afforded to a veteran, pursuant to said section 9A of said chapter 30, shall also be afforded to any such veteran who holds a trial court office or position in the service of the commonwealth not classified under chapter 31 of the General Laws, other than an elective office, an appointive office for a fixed term or an office or position under section 7 of chapter 30 and who: (1) has held the office or position for not less than 1 year; and (2) has 30 years of total creditable service to the commonwealth, as defined in chapter 32 of the General Laws; provided further, that the trial court shall submit a report to the victim and witness assistance board detailing the amount of assessments imposed within each court by a justice or clerk-magistrate during the previous calendar year pursuant to section 8 of chapter 258B of the General Laws; provided further, that the report shall include, but not be limited to, the number of cases in which the assessment was reduced or waived by a judge or clerk-magistrate within the courts; and provided further, that the report shall be submitted to the victim and witness assistance board on or before January 11, 2013; and provided further, that the court administrator shall submit a report to the house and senate committees on ways and means not later than February 1, 2013, that shall include, but not be limited to, the following: (a) the amount of money transferred from any item of appropriation; (b) the line item number of the appropriation making the transfer; (c) the line item number of the appropriation receiving the transfer; and (d) the reason for the necessity of the transfer $209,775,080

Superior Court Department.

0331-0100 For the operation of the superior court department; provided, that funds shall be expended for the medical malpractice tribunals in accordance with section 60B of chapter 231 of the General Laws; and provided further, that the clerk of the court shall have responsibility for the internal administration of his office, including personnel, staff services and record keeping $26,604,499

District Court Department.

0332-0100 For the operation of the district court department, including a civil conciliation program $54,442,152

Probate and Family Court Department.

0333-0002 For the operation of the probate and family court department $24,104,652

Land Court Department.

0334-0001 For the operation of the land court department $2,712,759

Boston Municipal Court Department.

0335-0001 For the operation of the Boston municipal court department provided further that the district court of Chelsea shall be known as 'the Chelsea division of the Boston municipal court department held at Chelsea; Chelsea and Revere $9,648,910

Housing Court Department.

0336-0002 For the operation of the housing court department $6,206,191

Juvenile Court Department.

0337-0002 For the operation of the juvenile court department provided that in fiscal year 2013 the department shall not reduce the amount allocated to the CASA programs as appearing in items 0337-0300, 0337-0400, 0337-0600, 0337-0700 of section 2 of chapter 182 of the acts of 2008 by more than 5 per cent $15,039,221

Office of the Commissioner of Probation.

0339-1001 For the office of the commissioner of probation; provided, that associate probation officers shall only perform in-court functions and shall assume the in-court duties of the currently employed probation officers who shall be reassigned within the probation service, subject to collective bargaining agreements, to perform intensive, community-based supervision of probationers, including the intensive supervision and community restraint services in item 0339-1003; provided further, that funds from this item shall be expended for the costs associated with full implementation of chapter 303 of the acts of 2006 and chapter 418 of the acts of 2006 to ensure effective supervision of probationers who are monitored through global positioning system bracelets; provided further, that no funds shall be expended from this item to cover the costs of building leases; provided further, that notwithstanding any general or special law, rule or regulation to the contrary, probation officer personnel and probation clerical support staff assigned to the courts shall be provided with suitable office space in their current location in and around the various divisions and departments of the trial court, as the case may be, or in suitable office space as appropriate, with the advice and consent of the commissioner; and provided further, that the office shall enter into an interagency service agreement with the department of revenue to verify income data and to use the department's wage reporting and bank match system for the purpose of weekly tape-matching to determine an individual's eligibility for appointment of indigent counsel, as defined in chapter 211D of the General Laws $114,799,578

0339-1003 For the office of community corrections and performance-based contracts for the operation of community corrections centers; provided, that the office shall submit a report to the house and senate committees on ways and means no later than October 12, 2012 on the benchmarks used to assess performance-based contracts; provided further, that the executive director shall submit a spending and management plan for each community corrections center, to include, but not be limited to, the progress and outcomes of performance-based contracting, to the house and senate committees on ways and means not later than February 1, 2013; provided

further, that funds from this item shall not be expended between January 1, 2013 and June 30, 2013 for centers which failed to meet minimum performance-based contract requirements as determined by the Executive Director of the Office of Community Corrections between July 1, 2012 and December 31, 2012; provided further, that the Executive Director of the Office of Community Corrections may make funds from this item available for rehabilitative pilot programs that incorporate evidence-based correctional practices; and provided further, that the executive director shall submit a spending and management plan for each community corrections center which shall include, but not be limited to, the progress and outcomes of performance-based contracting, to the house and senate committees on ways and means not later than June 30, 2013 ..... $20,650,586

0339-2100 For the office of the jury commissioner in accordance with chapter 234A of the General Laws $2,335,818

Suffolk District Attorney.

0340-0100 For the Suffolk district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program, the domestic violence unit and the children's advocacy center; provided, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item; provided further, that no assistant district attorney shall be paid an annual salary of less than $37,500; and provided further, that at least 30 days before transferring any funds authorized in this item from the AA object class, the district attorney shall notify the house and senate committees on ways and means of its intention to make that transfer. $16,442,761

0340-0198 For the overtime costs of state police officers assigned to the Suffolk district attorney's office $354,303

Middlesex District Attorney.

0340-0200 For the Middlesex district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program and the domestic violence unit; provided, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item; provided further, that no assistant district attorney shall be paid an annual salary of less than $37,500; and provided further, that at least 30 days before transferring any funds authorized in this item from the AA object class, the district attorney shall notify the house and senate committees on ways and means of its intention to make that transfer..... $14,023,058

0340-0298 For the overtime costs of state police officers assigned to the Middlesex district attorney's office $516,485

Eastern District Attorney.

0340-0300 For the Eastern district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program and the domestic violence unit; provided, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal Procedure 15 (d)

and 30 (c)(8) for appeals taken by the office shall be paid from this item; provided further, that no assistant district attorney shall be paid an annual salary of less than $37,500; and provided further, that at least 30 days before transferring any funds authorized in this item from the AA object class, the district attorney shall notify the house and senate committees on ways and means of its intention to make that transfer..... $8,615,961

0340-0398 For the overtime costs of state police officers assigned to the Eastern district attorney's office $504,351

Worcester District Attorney.

0340-0400 For the Worcester district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program and the domestic violence unit; provided, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item; provided further, that no assistant district attorney shall be paid an annual salary of less than $37,500; and provided further, that at least 30 days before transferring any funds authorized in this item from the AA object class, the district attorney shall notify the house and senate committees on ways and means of its intention to make that transfer..... $9,105,742

0340-0498 For the overtime costs of state police officers assigned to the Worcester district attorney's office $413,499

Hampden District Attorney.

0340-0500 For the Hampden district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program and the domestic violence unit; provided, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item; provided further, that no assistant district attorney shall be paid an annual salary of less than $37,500; and provided further, that at least 30 days before transferring any funds authorized in this item from the AA object class, the district attorney shall notify the house and senate committees on ways and means of its intention to make that transfer $8,198,688

0340-0598 For the overtime costs of state police officers assigned to the Hampden district attorney's office $339,899

Hampshire/Franklin District Attorney.

0340-0600 For the Hampshire/Franklin district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program and the domestic violence unit; provided, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item; provided further, that no assistant district attorney shall be paid an annual salary of less than $37,500; and provided further, that at least 30 days before transferring any funds authorized in this item from the AA object class, the district attorney shall notify the house and senate committees on ways and means of its intention to make that transfer $5,104,790

0340-0698 For the overtime costs of state police officers assigned to the Hampshire/Franklin district attorney's office $294,248

Norfolk District Attorney.

0340-0700 For the Norfolk district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program and the domestic violence unit; provided, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item; provided further, that no assistant district attorney shall be paid an annual salary of less than $37,500; and provided further, that at least 30 days before transferring any funds authorized in this item from the AA object class, the district attorney shall notify the house and senate committees on ways and means of its intention to make that transfer..... $8,399,821

0340-0798 For the overtime costs of state police officers assigned to the Norfolk district attorney's office $427,306

Plymouth District Attorney.

0340-0800 For the Plymouth district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program and the domestic violence unit; provided, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item; provided further, that no assistant district attorney shall be paid an annual salary of less than $37,500; and provided further, that at least 30 days before transferring any funds authorized in this item from the AA object class, the district attorney shall notify the house and senate committees on ways and means of its intention to make that transfer..... $7,286,097

0340-0898 For the overtime costs of state police officers assigned to the Plymouth district attorney's office $429,842

Bristol District Attorney.

0340-0900 For the Bristol district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program and the domestic violence unit; provided, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item; provided further, that no assistant district attorney shall be paid an annual salary of less than $37,500; and provided further, that at least 30 days before transferring any funds authorized in this item from the AA object class, the district attorney shall notify the house and senate committees on ways and means of its intention to make that transfer..... $7,580,803

0340-0998 For the overtime costs of state police officers assigned to the Bristol district attorney's office $326,318

Cape and Islands District Attorney.

0340-1000 For the Cape and Islands district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault

prosecution program and the domestic violence unit; provided, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item; provided further, that no assistant district attorney shall be paid an annual salary of less than $37,500; and provided further, that at least 30 days before transferring any funds authorized in this item from the AA object class, the district attorney shall notify the house and senate committees on ways and means of its intention to make that transfer $3,705,545

0340-1098 For the overtime costs of state police officers assigned to the Cape and Islands district attorney's office $278,735

Berkshire District Attorney.

0340-1100 For the Berkshire district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program, the drug task force and the domestic violence unit; provided, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item; provided further, that no assistant district attorney shall be paid an annual salary of less than $37,500; provided further, that at least 30 days before transferring any funds authorized in this item from the AA object class, the district attorney shall notify the house and senate committees on ways and means of its intention to make that transfer; and provided further, that funds shall be expended for the operation and management of the Berkshire County Drug Task Force $3,608,246

0340-1198 For the overtime costs of state police officers assigned to the Berkshire district attorney's office $215,126

DISTRICT ATTORNEYS' ASSOCIATION.

0340-2100 For the operation of the Massachusetts District Attorneys' Association, including the implementation and related expenses of the district attorneys' offices automation and case management and tracking system; provided, that expenses associated with the system may be charged directly to this item; provided further, that no expenditures shall be made, on or after the effective date of this act, which would cause the commonwealth's obligation for the purpose of this item to exceed the amount appropriated in this item; provided further, that the department shall work in conjunction with the disabled persons protection commission and the 11 district attorneys' offices to prepare a report that shall include, but not be limited to: (a) the number of abuse cases that are referred to each district attorney's office for further investigation; (b) the number of those referrals resulting in the filing of criminal charges, delineated by type of charge; (c) the number of cases referred to each district attorney's office that remains open as of the date for submission of the report; and (d) the number of cases that resulted in a criminal prosecution and the disposition of each such prosecution; provided further, that the report shall be submitted to the house and senate committees on ways and means and the clerks of the house of representatives and the senate not later than March 14, 2013; provided further, that the association shall work in conjunction with the 11 district attorneys' offices to prepare and submit a report to the house and senate committees on ways and means and the clerks of the house of representatives and the senate not later than March 1, 2013, summarizing

the number and types of criminal cases managed or prosecuted by all district attorneys' offices in calendar year 2012 and the disposition or status thereof which shall be delineated by each jurisdiction of the district, juvenile, probate, superior, appeals and supreme judicial courts in which the cases were managed or prosecuted; provided further, that for each jurisdiction of the courts, the report shall include, but not be limited to: (a) the type of criminal case; (b) the total number of defendants charged under the type of case; and (c) a summary of the dispositions or statuses thereof; provided further, that the association shall work in conjunction with the 11 district attorneys' offices to prepare and submit a report to the house and senate committees on ways and means and the clerks of the house of representatives and the senate not later than February 15, 2013, detailing all district attorneys' offices' use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws; provided further, that the report shall include, but not be limited to: (a) the amount of the funds deposited into an office's special law enforcement trust fund in fiscal years 2010, 2011, and 2012; (b) how the funds were used in those fiscal years; and (c) the balance in the fund as of January 2, 2013; provided further, that the department shall work together with the 11 district attorneys' offices to submit a report to the house and senate committees on ways and means and the clerks of the house of representatives and the senate not later than February 1, 2013, detailing the total number and use of private attorneys participating in any volunteer prosecutor program; and provided further, that the report shall include, but not be limited to: (a) the total number of personnel from private law firms participating in the program at each of the 11 district attorney's offices; (b) the name and address of the law firms; (c) the duties performed by the personnel; and (d) the benefits and cost savings associated with the program $1,660,006

0340-2117 For the retention of assistant district attorneys with more than 3 years of experience; provided, that the Massachusetts District Attorneys' Association shall transfer funds to the AA object class in each of the 11 district attorney offices in the commonwealth; provided further, that the association shall develop a formula for distribution of the funds; provided further, that funds distributed from this item to the district attorneys' offices shall be used for retention purposes and shall not be transferred out of the AA object class; provided further, that not more than $100,000 shall be distributed to any 1 district attorney's office; provided further, that not less than 60 days prior to the distribution of funds the District Attorneys Association shall notify the house and senate committees on ways and means detailing: (a) the methodology used to determine the amount to be dispersed; (b) the amount to be given to each district attorney's office; (c) the reasoning behind the distribution; and (d) the number of assistant district attorneys from each office who would receive funds from this item; and provided further, that no funds shall be expended on the administrative costs of the association $500,000

0340-8908 For the costs associated with maintaining the Massachusetts District Attorneys' Association's wide area network $1,317,090

EXECUTIVE.

0411-1000 For the offices of the governor, the lieutenant governor and the governor's council; provided, that the amount appropriated in this item may be used at the discretion of the governor for the payment of extraordinary expenses

not otherwise provided for and for transfer to appropriation accounts where the amounts otherwise available may be insufficient; provided further, that funds may be expended for the governor's commission on intellectual disability; provided further, that funds may be expended for the governor's development coordinating council; and provided further, that the advisory council on Alzheimer's disease and related disorders, as established in the office of the governor by section 379 of chapter 194 of the acts of 1998 and section 80 of chapter 236 of the acts of 2000, shall continue during fiscal year 2013 ..... $4,993,342

Office Of The Child Advocate.

0411-1005 For the operation of the office of the child advocate $300,000

SECRETARY OF THE COMMONWEALTH.

0511-0000 For the operation of the office of the secretary; provided, that the secretary may transfer funds between items 0540-0900, 0540-1000, 0540-1100, 0540-1200, 0540-1300, 0540-1400, 0540-1500, 0540-1600, 0540-1700, 0540-1800, 0540-1900, 0540-2000 and 0540-2100 pursuant to an allocation schedule filed with the house and senate committees on ways and means not less than 30 days before the transfer; provided further, that each register of deeds using electronic record books shall ensure that all methods of electronically recording instruments conform to the regulations or standards established by the secretary of state and the records conservation board; and provided further, that those regulations shall be issued not later than June 28, 2012 ..... $5,912,424

0511-0001 For the secretary of state who may expend revenues not to exceed $30,000 from the sale of merchandise at the Massachusetts state house gift shop for the purpose of replenishing and restocking gift shop inventory $30,000

0511-0002 For the operation of the corporations division; provided, that the division shall implement a corporate dissolution program which shall have a specific focus on limited liability corporations and limited liability partnerships that have failed in their statutory responsibility to file an annual report; and provided further, that the division shall file quarterly reports with the house and senate committees on ways and means detailing the total number of annual reports filed as a result of this program and the amount of revenue generated for the commonwealth $253,076

0511-0200 For the operation of the archives division $362,938

0511-0230 For the operation of the records center $36,217

0511-0250 For the operation of the archives facility $296,521

0511-0260 For the operation of the commonwealth museum $242,556

0511-0270 For the secretary of state who shall contract with the University of Massachusetts Donahue Institute to provide the commonwealth with technical assistance on United States census data and to prepare annual population estimates $350,000

0511-0420 For the operation of the address confidentiality program $130,250

0517-0000	For the printing of public documents	$600,000
0521-0000	For the operation of the elections division, including preparation, printing and distribution of ballots and for other miscellaneous expenses for primary and other elections; provided, that the secretary of state may award grants for voter registration and education; and provided further, that the registration and education activities may be conducted by community-based voter registration and education organizations	$8,646,892
0521-0001	For the operation of the central voter registration computer system; provided, that an annual report detailing voter registration activity shall be submitted to the house and senate committees on ways and means on or before February 1, 2013	$5,691,979
0524-0000	For providing information to voters	$1,837,087
0526-0100	For the operation of the Massachusetts historical commission; provided, that no less than $50,000 shall be expended for the GAR Hall located in the City of Beverly	$800,000
0527-0100	For the operation of the ballot law commission	$10,545
0528-0100	For the operation of the records conservation board	$34,056
0540-0900	For the registry of deeds located in the city of Lawrence in the former county of Essex	$1,039,688
0540-1000	For the registry of deeds located in the city of Salem in the former county of Essex	$2,703,583
0540-1100	For the registry of deeds in the former county of Franklin	$573,978
0540-1200	For the registry of deeds in the former county of Hampden	$1,643,100
0540-1300	For the registry of deeds in the former county of Hampshire	$471,423
0540-1400	For the registry of deeds located in the city of Lowell in the former county of Middlesex	$1,097,111
0540-1500	For the registry of deeds located in the city of Cambridge in the former county of Middlesex	$2,802,512
0540-1600	For the registry of deeds located in the town of Adams in the former county of Berkshire	$250,700
0540-1700	For the registry of deeds located in the city of Pittsfield in the former county of Berkshire	$417,506
0540-1800	For the registry of deeds located in the town of Great Barrington in the former county of Berkshire	$209,000
0540-1900	For the registry of deeds in the former county of Suffolk	$1,704,834
0540-2000	For the registry of deeds located in the city of Fitchburg in the former county of Worcester	$644,501

0540-2100 For the registry of deeds located in the city of Worcester in the former county of Worcester $2,161,481

TREASURER AND RECEIVER-GENERAL.

Office of the Treasurer and Receiver General.

0610-0000 For the office of the treasurer and receiver-general; provided, that the treasurer shall provide computer services required by the teacher's retirement board; provided further, that funds may be expended for the payment of bank fees; and provided further, that financial assistance shall be made available to injured firefighters $9,181,148

0610-0010 For programs to promote and improve financial literacy of Massachusetts residents $85,000

0610-0050 For the administration of the alcoholic beverages control commission in its efforts to regulate and control the conduct and condition of traffic in alcoholic beverages; provided, that said commission shall maintain at least 1 chief investigator and other investigators for the purpose of regulating and controlling the traffic of alcoholic beverages; provided further, that said commission shall work and cooperate with the Bureau of Alcohol, Tobacco, Firearms and Explosives in the United States Department of Justice and other relevant federal agencies to assist in its efforts to regulate and control the traffic of alcoholic beverages; and provided further, that the commission shall seek out matching federal dollars and apply for federal grants that may be available to assist in the enforcement of laws pertaining to the traffic of alcoholic beverages.. ..... $2,173,736

0610-0051 For the operations of the alcoholic beverages control commission relative to the prevention of underage drinking and related programs, including but not limited to applying for and obtaining federal Alcohol, Tobacco, and Firearms funds, grants, and other federal appropriations; provided, that the commission is hereby authorized to expend revenues up to $208,862 collected from fees generated by said commission; and provided further, that for the purposes of accommodating discrepancies between the receipt of retained revenue and related expenditures, said commission may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $208,862

0610-0060 For the costs associated with the investigation and enforcement division of the alcoholic beverages control commission's implementation of the enhanced liquor enforcement programs, known as Safe Campus, Safe Holidays, Safe Prom and Safe Summer; provided, that funds from this appropriation shall not support other operating costs of item 0610-0050..... $150,000

0610-0140 For the purpose of funding administrative, transactional and research expenses associated with maintaining and increasing the interest earnings on the General Fund and the Commonwealth Stabilization Fund investments $22,482

0610-2000 For payments made to veterans pursuant to section 16 of chapter 130 of the acts of 2005, section 11 of chapter 132 of the acts of 2009 and section

32 of chapter 112 of the acts of 2010; provided, that the office of the state treasurer may expend not more than $205,000 for costs incurred in the administration of these payments; and provided further, that the treasurer shall notify the house and senate committees on ways and means upon the expenditure of the funds appropriated herein $2,855,604

0611-1000 For bonus payments to war veterans $44,500

0612-0105 For payment of the public safety employee killed in the line of duty benefit authorized by section 100A of chapter 32 of the General Laws; provided, that the treasurer's office shall provide immediate written notification to the secretary of administration and finance and the house and senate committees on ways and means upon the expenditure of the funds appropriated herein $200,000

Lottery Commission.

0640-0000 For the operation of the state lottery commission and arts lottery; provided, that no funds shall be expended from this item for any costs associated with the promotion or advertising of lottery games; provided further, that positions funded by this item shall not be subject to chapters 30 and 31 of the General Laws; and provided further, that 25 per cent of the amount appropriated herein shall be transferred quarterly from the State Lottery Fund to the General Fund $78,606,929

0640-0005 For the costs associated with the continued implementation of monitor games; provided, that any funds expended on promotional activities shall be limited to point-of-sale promotions and agent newsletters; and provided further, that 25 per cent of the amount appropriated in this item shall be transferred quarterly from the State Lottery Fund to the General Fund $3,163,484

0640-0010 For the promotional activities associated with the state lottery program; provided, that 25 per cent of the amount appropriated in this item shall be transferred quarterly from the State Lottery Fund to the General Fund $5,000,000

0640-0096 For the purpose of the commonwealth's fiscal year 2013 contributions to the health and welfare fund established pursuant to the collective-bargaining agreement between the lottery commission and the service employees international union, Local 888, AFL-CIO; provided, that the contributions shall be paid to the trust fund on such basis as the collective bargaining agreement provides; and provided further, that 25 per cent of the amount appropriated in this item shall be transferred quarterly from the State Lottery Fund to the General Fund $355,945

MASSACHUSETTS CULTURAL COUNCIL.

0640-0300 For the services and operations of the council, including grants to or contracts with public and non-public entities; provided, that notwithstanding any general or special law to the contrary, the council may expend the amounts herein appropriated for the purposes of the council as provided in sections 52 to 58, inclusive, of chapter 10 of the General Laws in amounts and at times as the council may determine pursuant to section 54 of said chapter 10; provided further, that 25 per cent of the amount appropriated herein shall be transferred quarterly from the Arts Lottery Fund to the General Fund; provided further, that any funds expended from this item for

the benefit of schoolchildren shall be expended for the benefit of all Massachusetts schoolchildren and on the same terms and conditions; provided further, that the council shall not expend funds from this item for any grant or contract recipient that, in any program or activity for Massachusetts schoolchildren, does not apply the same terms and conditions to all such schoolchildren; provided further, that a person employed under this item shall be considered an employee within the meaning of section 1 of chapter 150E of the General Laws and shall be placed in the appropriate bargaining unit; and provided further, that funding provided in this item shall be in addition to $3,000,000 in funding from the Massachusetts Development Finance Authority made available for the Massachusetts cultural council $6,500,000

Debt Service.

0699-0005 For the state treasurer who may retain and expend an amount not to exceed $20,000,000 in fiscal year 2013 from premiums paid on the sales of revenue anticipation notes and expend such premium payments for the purposes of paying principal and interest on account of the revenue anticipation notes $20,000,000

0699-0015 For the payment of interest, discount and principal on certain bonded debt and the sale of bonds of the commonwealth; provided, that notwithstanding any general or special law to the contrary, the state treasurer may make payments pursuant to section 38C of chapter 29 of the General Laws from this item, items 0699-9100, 0699-2004 and 0699-0016; provided further, that the payments shall pertain to the bonds, notes or other obligations authorized to be paid from each item; provided further, that notwithstanding any general or special law to the contrary, the comptroller may transfer the amounts that would otherwise be unexpended on June 30, 2013, from this item to items 0699-9100, 0699-2004 and 0699-0016 or from items 0699-9100, 0699-2004 and 0699-0016 to this item which would otherwise have insufficient amounts to meet debt service obligations for the fiscal year ending June 30, 2013; provided further, that each amount transferred shall be charged to the funds as specified in the item to which the amount is transferred; provided further, that payments on bonds issued pursuant to section 2O of said chapter 29 shall be paid from this item and shall be charged to the Infrastructure sub-fund of the Commonwealth Transportation Fund; and provided further, that notwithstanding any general or special law to the contrary or other provisions of this item, the comptroller may charge the payments authorized in the item to the appropriate budgetary or other fund subject to a plan which the comptroller shall file 10 days in advance with the house and senate committees on ways and means $2,011,754,769

General Fund 56.50%
Commonwealth Transportation Fund..... 43.50%

0699-0016 For the payment of interest, discount and principal on certain indebtedness incurred under chapter 233 of the acts of 2008 for financing the accelerated bridge program $49,392,567

Commonwealth Transportation Fund..... 100%

0699-2004 For the payment of interest, discount and principal on certain indebtedness which may be incurred for financing the central artery/third harbor tunnel funding shortfall $106,001,196

Commonwealth Transportation Fund.....100%

0699-9100 For the payment of costs associated with any bonds, notes or other obligations of the commonwealth, including issuance costs, interest on bonds, bond and revenue anticipation notes, commercial paper and other notes pursuant to sections 47 and 49B of chapter 29 of the General Laws and for the payment to the United States pursuant to section 148 of the Internal Revenue Code of 1986 of any rebate amount or yield reduction payment owed with respect to any bonds or notes or other obligations of the commonwealth; provided, that the treasurer shall certify to the comptroller a schedule of the distribution of costs among the various funds of the commonwealth; provided further, that not more than $400,000 shall be expended from this item for the costs of personnel at the debt department of the office of the state treasurer; provided further, that the treasurer shall certify to the comptroller a schedule of the distribution of costs among the various funds of the commonwealth; provided further, that the comptroller shall charge costs to the funds in accordance with the schedule; and provided further, that any deficit in this item at the close of the fiscal year ending June 30, 2013 shall be charged to the various funds, the General Fund or the Commonwealth Transportation Fund debt service reserves $29,131,247

0699-9101 For the purpose of depositing with the trustee under the trust agreement authorized in section 10B of chapter 11 of the acts of 1997, an amount to be used to pay the interest due on notes of the commonwealth issued pursuant to section 9 of said chapter 11 and secured by the Federal Highway Grant Anticipation Note Trust Fund $13,182,425

Commonwealth Transportation Fund.....100%

STATE AUDITOR.

Office of the State Auditor.

0710-0000 For the office of the state auditor, including the review and monitoring of privatization contracts in accordance with sections 52 to 55, inclusive, of chapter 7 of the General Laws $13,659,122

0710-0100 For the operation of the division of local mandates $371,790

0710-0200 For the operation of the bureau of special investigations; provided, that the office shall file quarterly reports with the house and senate committees on ways and means detailing the total amount of fraudulently obtained benefits identified by the bureau of special investigations of the office of the state auditor, the total value of settlement restitution payments, actual monthly collections and any circumstances that produce shortfalls in collections $1,796,505

0710-0225 For the operation of the medicaid audit unit within the division of audit operations in an effort to prevent and to identify fraud and abuse in the MassHealth system; provided, that the federal reimbursement for any

expenditure from this item shall not be less than 50 per cent; and provided further, that the division shall submit a report no later than December 3, 2012 to the house and senate committees on ways and means detailing all findings on activities and payments made through the MassHealth system $897,829

0710-0300 For costs related to the use of data analytic techniques to identify fraud by the bureau of special investigations $468,950

ATTORNEY GENERAL.

0810-0000 For the office of the attorney general, including the administration of the local consumer aid fund, the operation of the anti-trust division, all regional offices, a high-tech crime unit and the victim and witness compensation program; provided, that the victim and witness assistance program shall be administered in accordance with chapters 258B and 258C of the General Laws; and provided further, that the attorney general shall submit to the general court and the secretary of administration and finance a report detailing the claims submitted to the state treasurer for payment under item 0810-0004 indicating both the number and costs for each category of claim .. $22,251,155

0810-0004 For compensation to victims of violent crimes; provided, that notwithstanding chapter 258C of the General Laws, if a claimant is 60 years of age or older at the time of the crime and is not employed or receiving unemployment compensation, such claimant shall be eligible for compensation in accordance with said chapter 258C even if the claimant has suffered no out-of-pocket loss; provided further, that compensation to such claimant shall be limited to a maximum of $50; and provided further, that notwithstanding any general or special law to the contrary, victims of the crime of rape shall be notified of all available services designed to assist rape victims including, but not limited to, the provisions outlined in section 5 of chapter 258B of the General Laws $2,188,340

0810-0013 For the office of the attorney general which may expend for a false claims program an amount not to exceed $775,000 from revenues collected from enforcement of the false claims law; provided, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $775,000

0810-0014 For the operation of the department of public utilities proceedings unit within the office of the attorney general, pursuant to section 11E of chapter 12 of the General Laws; provided, that notwithstanding any general or special law to the contrary, the amount assessed under said section 11E of said chapter 12, shall equal the amount expended from this item and the associated fringe benefits costs for personnel paid from this item; and provided further, that funds shall be expended for the expenses of legal and technical personnel and associated administrative and travel expenses relative to participation in regulatory proceedings at the Federal Energy Regulatory Commission on behalf of Massachusetts ratepayers $2,355,145

0810-0021 For the operation of the Medicaid fraud control unit; provided, that the federal reimbursement for any expenditure from this item shall not be less

than 75 per cent of the expenditure; provided further, that funds shall continue to be used specifically for the investigation and prosecution of abuse, neglect, mistreatment and misappropriation based on referrals from the department of public health pursuant to section 72H of chapter 111 of the General Laws; provided further, that the unit shall provide training for all investigators of the department's division of health care quality responsible for the investigations on a periodic basis pursuant to a comprehensive training program to be developed by the division and the unit; and provided further, that training shall include instruction on techniques for improving the efficiency and quality of investigations of abuse, neglect, mistreatment and misappropriation pursuant to said section 72H of said chapter 111 ..... $4,064,923

0810-0045 For the labor law enforcement program pursuant to subsection (b) of section 1A of chapter 23 of the General Laws; provided, that notwithstanding any general or special law to the contrary, a non-management position funded by this item shall be considered a job title in a collective bargaining unit as prescribed by the labor relations commission and shall be subject to chapter 150E of the General Laws $2,952,428

0810-0061 For the purpose of funding existing and future litigation devoted to obtaining significant recoveries for the commonwealth $1,000,000

0810-0098 For the overtime costs of state police officers assigned to the attorney general; provided, that costs associated with those officers shall not be funded from this item; and provided further, that expenditures shall not be made on or after the effective date of this act which would cause the commonwealth's obligation for the purpose of this item to exceed the amount appropriated in this item $415,676

0810-0201 For the costs incurred in administrative or judicial proceedings on insurance as authorized by section 11F of chapter 12 of the General Laws; provided, that funds made available in this item may be used to supplement the automobile insurance fraud unit and the workers' compensation fraud unit of the office of the attorney general; provided further, that notwithstanding any general or special law to the contrary, the amount assessed for these costs shall be equal to the amount expended from this item and the associated fringe benefits costs for personnel paid from this item; and provided further, that funds may be expended for costs associated with health insurance rate hearings $1,502,039

0810-0338 For the investigation and prosecution of automobile insurance fraud; provided, that notwithstanding any general or special law to the contrary, the amount assessed for these costs shall be equal to the amount appropriated by this item and the associated fringe benefits costs for personnel paid from this item $435,443

0810-0399 For the investigation and prosecution of workers' compensation fraud; provided, that notwithstanding any general or special law to the contrary, the amount assessed for these costs shall be equal to the amount appropriated by this item and the associated fringe benefits costs for personnel paid from this item; provided further, that the attorney general shall investigate and prosecute, when appropriate, employers who fail to provide workers' compensation insurance in accordance with the laws of the commonwealth; and provided further, that the unit shall investigate and

report on all companies not in compliance with chapter 152 of the General Laws $284,456

Victim and Witness Assistance Board.

0840-0100 For the operation of the victim and witness assistance board; provided, that the board shall submit a comprehensive report compiled from the information required of and submitted to the office by the trial court, the registry of motor vehicles and the state treasurer relative to the collection of assessments for the previous calendar year under section 8 of chapter 258B of the General Laws; and provided further, that the report shall be submitted to the house and senate committees on ways and means on or before February 15, 2013 ..... $494,923

0840-0101 For the salaries and administration of the SAFEPLAN advocacy program, to be administered by the Massachusetts office of victim assistance; provided, that the office shall submit to the house and senate committees on ways and means, not later than February 1, 2013, a report detailing the effectiveness of contracting for the program including, but not limited to, the number and type of incidents to which the advocates responded, the type of services and service referrals provided by the domestic violence advocates, the cost of providing such services and the extent of coordination with other service providers and state agencies $741,199

STATE ETHICS COMMISSION.

0900-0100 For the operation of the state ethics commission $1,843,501

OFFICE OF THE INSPECTOR GENERAL.

0910-0200 For the operation of the office of the inspector general $2,263,052

0910-0210 For the office of the inspector general which may expend revenues collected up to a maximum of $600,000 from the fees charged to participants in the Massachusetts public purchasing official certification program and the certified public manager program for the operation of such programs; provided, that for the purpose of accommodating discrepancies between the receipts of retained revenues and related expenditures, the office of the inspector general may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $600,000

OFFICE OF CAMPAIGN AND POLITICAL FINANCE.

0920-0300 For the operation of the office of campaign and political finance $1,295,342

MASSACHUSETTS COMMISSION AGAINST DISCRIMINATION.

0940-0100 For the office of the commission, including the processing and resolution of cases pending before the commission that were filed on or before July 1, 2005; provided, that on or before November 1, 2012, the commission shall

submit to the house and senate committees on ways and means a report on the total number of all currently pending cases and the total number of cases in the investigation, conciliation, post-probable cause and pre-public hearing and post-hearing stages; provided further, that the commission shall file an update of the report with the committees on or before March 8, 2013; provided further, that the commission shall identify in the reports the number of cases in which the commission has determined there is probable cause to believe that a violation of chapter 151B of the General Laws has been committed in a case in which the Massachusetts Bay Transportation Authority is named as a respondent; provided further, that the commission shall report to the house and senate committees on ways and means, on or before November 1, 2012, the number of cases pending before the commission in which a state agency or state authority is named as a respondent, specifying those cases in which the Massachusetts Bay Transportation Authority is named as a respondent, and the number of the cases in which there is probable cause to believe that a violation of said chapter 151B has been committed; provided further, that the commission shall include in the report the total number of new cases filed in fiscal year 2012 and the total number of cases closed by the commission in fiscal year 2012; provided further, that funds made available in this item shall be in addition to funds available in item 0940-0101; provided further, that all positions, except clerical, shall be exempt from chapter 31 of the General Laws; and provided further, that the commission shall pursue the highest allowable rate of federal reimbursement $2,543,312

0940-0101 For the Massachusetts commission against discrimination which may expend not more than $2,078,580 from revenues from federal reimbursements received for the purposes of the United States Department of Housing and Urban Development fair housing type 1 program and the equal opportunity resolution contract program during fiscal year 2013 and federal reimbursements received for these and other programs in prior years; provided, that notwithstanding any general or special law to the contrary, the commission may also expend revenues generated through the collection of fees and costs so authorized; and provided further, that for the purposes of accommodating discrepancies between the receipt of retained revenues and related expenditures, the commission may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $2,078,580

0940-0102 For the Massachusetts commission against discrimination which may expend not more than $70,000 from revenues collected from fees charged for the training and certification of diversity trainers for the operation of the discrimination prevention certification program $70,000

COMMISSION ON THE STATUS OF WOMEN.

0950-0000 For the commission on the status of women $70,000

0950-0050 For the commission on Gay, Lesbian, Bisexual and Transgender Youth; provided, that funds shall be used to address issues related to the implementation of the state's anti-bullying law as defined by section 5 of chapter 92 of the acts of 2010 ..... $100,000

OFFICE OF THE STATE COMPTROLLER.

1000-0001 For the office of the state comptroller; provided, that the amount of any federal funds and grant receipts credited and expended from this item shall be reported to the house and senate committees on ways and means; provided further, that the comptroller shall maintain a special federal and non-tax revenue unit which shall operate under policies and procedures developed in conjunction with the secretary of administration and finance; provided further, that the comptroller shall provide quarterly reports to the house and senate committees on ways and means which shall include for each state agency for which the commonwealth is billing, the eligible state services and the full-year estimate of revenues and revenues collected; provided further, the comptroller shall be expenditures for the purpose of an enhanced intercept collections of delinquent debt program; provided further, that notwithstanding any general or special law to the contrary, the comptroller may enter into contracts with private vendors to identify and pursue cost avoidance opportunities for programs of the commonwealth and to enter into interdepartmental service agreements with state agencies, as applicable, for such purpose; provided further, that 60 days before entering into any interdepartmental service agreement the comptroller shall notify the house and senate committees on ways and means; provided further, that the notification shall include, but not be limited to, a description of the project, the purpose and intent of the interdepartmental service agreement, a projection of the costs avoided in the current fiscal year, a copy of the contract with the private vendor including the proposed rate of compensation and any previous agreements related or similar to the new agreement with the above information; provided further, that payments to private vendors on account of such cost avoidance projects shall be made only from such actual cost savings as have been certified in writing to the house and senate committees on ways and means by the comptroller and the budget director as attributable to such cost avoidance projects; provided further, that the comptroller may establish such procedures, in consultation with the budget director and the affected departments, as he deems appropriate and necessary to accomplish the purpose of this item; and provided further, that the comptroller shall submit a report on such projects as a part of his annual report pursuant to section 12 of chapter 7A of the General Laws $8,297,378

EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE.

Office of the Secretary of Administration and Finance.

1100-1100 For the office of the secretary; provided, that the secretary shall conduct an ongoing review of affirmative action steps taken by the various agencies, boards, departments, commissions or divisions to determine whether such agencies, boards, departments, commissions or divisions are complying with the commonwealth's policies of nondiscrimination and equal opportunity; provided further, that whenever noncompliance is determined by the secretary, the secretary shall hold a public hearing on the matter and report the resulting recommendations to the head of the particular agency, board, department, commission or division, to the governor and to the Massachusetts commission against discrimination; provided further, that the secretary shall report on the status of each agency, board, department, commission or division receiving monies under this act,

including supplemental and deficiency budgets, as to compliance or noncompliance with affirmative action policies to the chairs of the house and senate committees on ways and means, the joint committee on public service and the joint committee on labor and workforce development on or before November 30, 2012; and provided further, that agencies within the executive office may, with the prior approval of the secretary, streamline and improve administrative operations pursuant to interdepartmental service agreements $2,846,156

1100-1201 For the operation of the office of commonwealth performance, accountability and transparency; provided, that the activities funded from this item may include, but not be limited to, the operations and maintenance of a performance management program, maximization of federal revenue opportunities and oversight of compliance with federal reporting requirements including the implementation and oversight of the Federal Financial Accountability and Transparency Act section 14C of chapter 7 of the General Laws and other statewide transparency initiatives to enhance program integrity and ongoing efforts to prevent fraud, waste and abuse throughout the executive branch; provided further, that funds may be expended for performing enhanced economic forecasting and analysis; and provided further, that the unit may develop guidelines and methodologies for agencies to follow in the forecasting of caseloads and revenue $500,000

1100-1700 For the provision of information technology services within the executive office for administration and finance $24,651,208

1106-0064 For the caseload and economic forecasting office within the commonwealth performance, accountability and transparency office; provided, that the caseload and economic forecasting office shall forecast: (1) MassHealth enrollment by group; (2) participation in state subsidized child care provided through items 3000-3050, 3000-4050 and 3000-4060; (3) participation in emergency assistance and housing programs provided through items 7004-0101, 7004-0103 and 7004-0108; (4) enrollment, both active member and dependent, in the group insurance commission; (5) recipients of direct benefits provided by the department of transitional assistance through items 4403-2000, 4405-2000 and 4408-1000; and (6) other related economic forecasts; provided further, that the office shall report its forecasts to the executive office for administration and finance and the house and senate committees on ways and means not later than October 15, 2012; and provided further, that the office shall submit an updated forecast to the executive office for administration and finance and the house and senate committee on ways and means not later than January 14, 2013 ..... $159,415

Division of Capital Asset Management and Maintenance.

1102-3199 For the operation of the office of facilities management, including the cost of utilities and associated contracts for properties managed by the division; provided, that the office shall continue to provide funding for all janitorial services at the same level provided in fiscal year 2012 for all the buildings under the jurisdiction of the office……..... $10,433,887

1102-3205 For the division of capital asset management and maintenance which may expend for the maintenance and operation of the Massachusetts information technology center, the state transportation building and the

Springfield state office building an amount not to exceed $16,250,000 in revenues collected from rentals, commissions, fees, parking fees and any other sources pertaining to the operations of said facilities; provided, that the division shall work with the committee on public counsel services to ensure that all public defenders hired in fiscal years 2012 and 2013 shall have access to adequate office space; provided further, that the division shall identify any office space that may be vacated by the staffing plan implemented pursuant to item 0321-1500 and shall prioritize use for public defenders; and provided further, that notwithstanding any general or special law to the contrary, and for the purpose of accommodating discrepancies between the receipt of retained revenues and related expenditures, the division may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate, as reported in the state accounting system $16,250,000

1102-3232 For the division of capital asset management and maintenance; provided, that the division may expend not more than $300,000 received from application fees charged in conjunction with the certification of contractors and subcontractors pursuant to section 44D of chapter 149 of the General Laws; provided further, that only expenses, including staffing, incurred to implement and operate the certification program shall be funded from this item; and provided further, that for the purpose of accommodating discrepancies between the receipt of retained revenues and related expenditures, the division may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate, as reported in the state accounting system $300,000

Bureau of the State House.

1102-1128 For state house accessibility coordination, including communications access to public hearings and meetings; provided, that access shall include interpreter services for the deaf and hard of hearing $138,476

1102-3309 For the operation of the bureau of the State House; provided, that a superintendant/state house coordinator shall be hired to oversee operations of the bureau; provided further, the secretary of administration and finance shall submit to the chairs of the joint committee on rules the names of 3 candidates best qualified to fill the position of superintendant/ state house coordinator and said candidate shall be hired only with the written approval of the chairs of the joint committee on rules; and provided further, that the superintendent, director of operations and other employees of the bureau shall work in conjunction with the business manager of the House of Representatives and the business manager of the State Senate relative to the maintenance, repair, purchases and payments for materials and services…….. ..... $2,001,579

Office on Disability.

1107-2400 For the Massachusetts office on disability $586,112

Disabled Persons Protection Commission.

1107-2501 For the disabled persons protection commission; provided, that the commission shall facilitate compliance by the department of mental health and the department of developmental services with uniform investigative standards; provided further, that the commission shall report to the house and senate committees on ways and means no later than the last day of each quarter on the number of claims of abuse by caretakers made by employees or contracted service employees of the department of developmental services, the department of mental health and the Massachusetts rehabilitation commission; provided further, that the report shall include: (a) the number of substantiated claims; (b) the number of unsubstantiated claims; and (c) the number of false claims reported as a result of intentional and malicious action; and provided further, that the commission shall ensure that all calls received by the commission's 24-hour hotline shall be capable of being recorded, that all persons who call the hotline shall be immediately informed that all calls are routinely recorded and that each such person shall be provided with the opportunity to elect that the call not be recorded $2,256,979

Civil Service Commission.

1108-1011 For the civil service commission; provided, that the General Fund shall be reimbursed for the appropriation herein through a fee charged on a per claim basis; provided further, that said commission shall develop and implement regulations to provide for reimbursement to the General Fund; and provided further, that the civil service commission may assess a fee upon the appointing authority when inappropriate action has occurred $434,700

Group Insurance Commission.

1108-5100 For the administration of the group insurance commission; provided, that the commission shall generate the maximum amounts allowable under the federal Consolidated Omnibus Budget Reconciliation Act, as amended, and from reimbursements allowed by sections 8, 10B, 10C and 12 of chapter 32A of the General Laws; provided further, that the group insurance commission shall provide the caseload forecasting office with enrollment data and any other information pertinent to caseload forecasting that is requested by the office on a monthly basis; and provided further, that the information is provided in a manner that meets all applicable federal and state privacy and security requirements $2,337,203

1108-5200 For the commonwealth's share of the group insurance premium and plan costs incurred in fiscal year 2013; provided, that notwithstanding any general or special law to the contrary, funds in this item shall not be available during the accounts-payable period of fiscal year 2013, and any unexpended balance in this item shall revert to the General Fund on June 30, 2013; provided further, that the secretary of administration and finance shall charge the division of unemployment assistance and other departments, authorities, agencies and divisions which have federal or other funds allocated to them for this purpose, for that portion of insurance premiums and plan costs as the secretary determines should be borne by such funds, and shall notify the comptroller of the amounts to be transferred, after similar determination, from the several state or other funds and amounts received in payment of all such charges or such transfers shall be credited to the General Fund; provided further, that funds may be expended from this item for the commonwealth's share of group insurance premium and plan costs provided to employees and retirees in

prior fiscal years; provided further, that the group insurance commission shall report quarterly to the house and senate committees on ways and means the amounts expended from this item for prior year costs; provided further, the Group Insurance Commission shall conduct an audit of beneficiaries claimed as dependents of eligible current and former state employees; provided further, said audit shall be completed no later than January 11, 2013; provided further, the department shall report to the house and senate committees on ways and means no later than February 8, 2013 on the results and projected savings of the audit, and actions taken to account for the results of the audit; provided further, the report shall include, but not elimited to the following; (a) who the audit was conducted by; (b) the amount paid for such audit; (c) the number of dependents found to be ineligible; (d) the actions taken to rectify the data; (e) the savings realized as a result of said audit; and (f) the percentage of those found to be ineligible; provided further, that the group insurance commission shall obtain reimbursement for premium and administrative expenses from other agencies and authorities not funded by state appropriation; provided further, that the secretary of administration and finance may charge all agencies for the commonwealth's share of the health insurance costs incurred on behalf of any employees of those agencies who are on leave of absence for a period of more than 1 year; provided further, that the amounts received in payment for the charges shall be credited to the General Fund; provided further, that notwithstanding section 26 of chapter 29 of the General Laws, the commission may negotiate, purchase and execute contracts before July 1 of each year for policies of group insurance as authorized by chapter 32A of the General Laws; provided further, that notwithstanding chapter 150E of the General Laws and as provided in section 8 of said chapter 32A and for the purposes of section 14 of said chapter 32A, the commonwealth's share of the group insurance premiums for state employees who have retired before July 1, 1994, shall be 90 per cent and the commonwealth's share of the group insurance premiums for state employees who have retired on or after July 1, 1994, shall be 85 per cent; provided further, that the commonwealth's share of the group insurance premiums for active state employees hired on or before June 30, 2003 and their dependents shall be 80 per cent; provided further, that the commonwealth's share of the group insurance premiums for active state employees hired after June 30, 2003 and their dependents shall be 75 per cent; provided further, that the commonwealth's share of the group insurance premiums for active state employees who filed an application for retirement on or after August 7, 2009, and on or before October 1, 2009, for a retirement date not later than January 31, 2010, shall be 85 per cent; provided further, that the commonwealth's share of the group insurance premiums for active state employees who file an application for retirement after October 1, 2009, shall be 80 per cent until a different contribution rate is established under said section 8 of said chapter 32A; provided further, that the commission shall notify the house and senate committees on ways and means by April 1 of each year of the cost of the commonwealth's projected share of group insurance premiums for the next fiscal year; provided further, that the commission shall notify the house and senate committes on ways and means at least 90 days prior to any changes in coverage, benefits, or the schedule of copayments and deductibies for plans, offered by the group insurance commission; provided further, that the group insurance commission may pay premium and plan costs for municipal employees and retirees who are enrolled in the group insurance commission's health plans pursuant to the commission's regulations; provided further, that the group insurance commission shall report no later

than December 3, 2012 to the house and senate committees on ways and means on the premiums of enrollees of municipalities participating in the group insurance commission for fiscal years 2011 and 2012; and provided further, that such report shall include the premium reimbursement paid by each municipality per active enrollee by plan, the average employee premium contribution by plan for each municipality, estimates for the total premium per active enrollee by plan for each municipality and a comparison of the total premium estimate with the sum total of municipality reimbursement and average employee premium contribution $1,228,002,702

1108-5201 For the costs incurred by the group insurance commission associated with providing municipal health insurance coverage pursuant to section 19 of chapter 32B of the General Laws; provided, that the commission may expend revenues in an amount not to exceed $2,010,639 from the revenue received from administrative fees associated with providing municipal health insurance coverage pursuant to said section 19 of said chapter 32B; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of revenues and related expenditures, the commission may incur expenses and the comptroller may certify for payment the amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system..... $2,010,639

1108-5350 For elderly governmental retired employee premium payments $448,800

1108-5400 For the costs of the retired municipal teachers' premiums and the audit of such premiums..... $68,893,835

1108-5500 For the costs, notwithstanding chapter 32A of the General Laws, of dental and vision benefits for those active employees of the commonwealth, not including employees of authorities and any other political subdivision, who are not otherwise provided those benefits pursuant to a separate appropriation or the terms of a contract or collective bargaining agreement; provided, that the employees shall pay 15 per cent of monthly premiums established by the commission for the benefits $9,833,370

Division of Administrative Law Appeals.

1110-1000 For the operation of the division of administrative law appeals, established by section 4H of chapter 7 of the General Laws; provided, that the division shall maintain, to the fullest extent practicable, a complete physical and technological separation from any agency, department, board, commission or program whose decisions, determinations or actions may be appealed to it; and provided further, that every decision issued by a commissioner or other head of agency, or designee, following the issuance of a recommended decision by an administrative law judge of the division, shall be an agency decision subject to judicial review pursuant to chapter 30A of the General Laws $1,077,553

George Fingold Library.

1120-4005 For the administration of the George Fingold Library…..... $803,148

Department of Revenue.

1201-0100 For the operation of the department of revenue, including tax collection administration, audits of certain foreign corporations and the division of local services; provided, that the department may allocate funds to the office of the attorney general for the purpose of the tax prosecution unit; provided further, that the department may charge the expenses for computer services, including the costs of personnel and other support costs provided to the child support enforcement unit, from this item to item 1201-0160, consistent with the costs attributable to said unit; provided further, that the department shall provide to the general court access to the municipal data bank; provided further, that notwithstanding section 1 of chapter 31 of the General Laws, seasonal positions funded by this account shall be positions requiring the services of an incumbent, on either a full-time or less than full-time basis beginning no earlier than December 1 and ending no later than November 30; and provided further, that seasonal positions funded by this account shall not be filled by an incumbent for more than 10 months within a 12-month period $82,719,544

1201-0130 For the department of revenue which may expend for the operation of the department not more than $27,940,258 from revenues collected by the additional auditors for an enhanced audit program; provided, that the auditors shall: (1) discover and identify persons who are delinquent either in the filing of a tax return or the payment of a tax due and payable to the commonwealth; (2) obtain such delinquent returns; and (3) collect such delinquent taxes for a prior fiscal year; provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system; and provided further, that the department shall submit quarterly reports to the house and senate committees on ways and means that shall include, but not be limited to, the following: (1) the amount of revenue produced from these additional auditors; and (2) the amount of revenue produced by this item in fiscal years 2009, 2010, 2011 and 2012 ..... $27,940,258

1201-0160 For child support enforcement; provided, that the department may allocate funds appropriated herein to the department of state police, the district courts, the probate and family courts, the district attorneys and other state agencies for the performance of certain child support enforcement activities, and those agencies may expend the funds for the purposes of this item; provided further, that all such allocations shall be reported quarterly to the house and senate committees on ways and means upon the allocation of the funds; provided further, that the federal receipts associated with the child support computer network shall be drawn down at the highest possible rate of reimbursement and deposited into a revolving account to be expended for the network; provided further, that federal receipts associated with child support enforcement grants shall be deposited into a revolving account to be drawn down at the highest possible rate of reimbursement and to be expended for the grant authority; provided further, that the department shall file quarterly reports with the house and senate committees on ways and means, detailing the balance, year-to-date and projected receipts and year-to-date and projected expenditures, by subsidiary, of the child support trust fund established pursuant to section 9 of chapter 119A of the General Laws; and provided further, that notwithstanding any general or special law to the contrary, for

the purpose of accommodating timing discrepancies between the receipt of revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment the amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system for federal incentives and said network in accounts 1201-0161, 1201-0410 and 1201-0412 ..... $34,536,672

1201-0164 For the child support enforcement division; provided, that the division may expend revenues in an amount not to exceed $6,547,280 from the federal reimbursements awarded for personnel and lower subsidiary related expenditures; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment the amounts not to exceed the lower of this authorization or the most recent revenue estimate, as reported in the state accounting system $6,547,280

1231-1000 For the Commonwealth Sewer Rate Relief Fund, established in section 2Z of chapter 29 of the General Laws $500,000

1232-0100 For underground storage tank reimbursements to parties that have remediated spills of petroleum products pursuant to chapter 21J of the General Laws $13,000,000

1232-0200 For the Underground Storage Tank Petroleum Cleanup Fund Administrative Review Board established by section 8 of chapter 21J of the General Laws and for the administration of the underground storage tank program associated with the implementation of said chapter 21J; provided, that notwithstanding section 4 of said chapter 21J or any other general or special law to the contrary, appropriations made in this item shall be sufficient to cover the administrative expenses of the underground storage tank program; provided further, that the board shall submit to the house and senate committees on ways and means a semiannual report on the status of the underground storage program, including, but not limited to, the following: (a) the number of municipal grants made for the removal and replacement of underground storage tanks, (b) the reimbursements for remediated petroleum spills and (c) the number of backlog claims; provided further, that the report shall detail how many tanks are out of compliance with said chapter 21J; and provided further, that the report shall be submitted not later than February 15, 2013 ..... $1,780,156

1233-2000 For the tax abatement program for certain veterans, widows, blind persons and the elderly; provided, that cities and towns shall be reimbursed for the abatements granted under clauses Seventeenth, Twenty-second, Twenty-second A, Twenty-second B, Twenty-second C, Twenty-second D, Twenty-second E, Thirty-seventh, Thirty-seventh A, Forty-first, Forty-first B, Forty-first C, Forty-first C 1/2 and Fifty-second of section 5 of chapter 59 of the General Laws; provided further, that the commonwealth shall reimburse each city or town that accepts said clause Forty-first B or said clause Forty-first C for additional costs incurred in determining eligibility of applicants under those clauses in an amount not to exceed $2 per exemption granted; and provided further, that funds in this item shall be available for reimbursements to cities and towns for additional exemptions from the motor vehicle excise granted pursuant to the seventh paragraph of section 1 of chapter 60A of the General Laws $25,301,475

1233-2350 For the distribution to cities and towns of the balance of the State Lottery Fund in accordance with clause (c) of the second paragraph of section 35 of chapter 10 of the General Laws, and additional aid to municipalities, as provided for in section 3 ..... $898,980,293

1233-2400 For reimbursements to cities and towns in lieu of taxes on state-owned land pursuant to sections 13 to 17, inclusive, of chapter 58 of the General Laws $26,270,000

Appellate Tax Board.

1310-1000 For the operation of the appellate tax board; provided, that the board shall schedule hearings in Barnstable, Gardner, Lawrence, Milford, Northampton, Pittsfield, Springfield, Worcester and southeastern Massachusetts; and provided further, that the board shall report to the house and senate committees on ways and means not later than November 30, 2012, on the number of hearings held at each location….. ..... $1,733,702

1310-1001 For the appellate tax board which may expend revenues up to a maximum of $300,000 from fees collected; provided, that in order to accommodate discrepancies between the receipt of retained revenues and related expenditures, the board may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $300,000

Department of Veterans Services.

1410-0010 For the operation of the department of veterans' services; provided, that the department may fund a housing specialist from this item; provided further, that no less than $10,000 shall be expended for maintenance services for the Korean War memorial located in the Charlestown navy yard; provided further, that no less than $100,000 shall be expended for restoration grants for Civil War Veterans Monuments, Memorials, and other significant sites across the Commonwealth in conjunction with the Massachusetts Foundation for the Humanities; provided further, that no less than $10,000 shall be expended for the transportation of a decommissioned tank, approved by the Department of Defense, from the North Carolina National Guard to the Johnny Ro Veterans Memorial Park in Leominster; provided further, that not less than the amount allocated in item 1410-0010 of section 2 of chapter 182 of the acts of 2008 shall be expended for the purpose of maintaining and rehabilitating Massachusetts Vietnam Veterans memorials; provided further, that no less than $30,000 shall be expended for the Veteran's Oral History Project at the Morse Institute Library in Natick; and provided further, that the department may expend funds for the Glory 54th Brigade $2,615,839

1410-0012 For services to veterans, including the maintenance and operation of outreach centers; provided, that the centers shall provide counseling to incarcerated veterans and to Vietnam era veterans and their families who may have been exposed to agent orange; provided further, that the department shall not reduce the amount allocated to a program or its successor listed in this item as appearing in section 2 of chapter 68 of the acts of 2011; and provided further, that these centers shall provide services to veterans who were discharged after September 11, 2001, and their families $2,000,000

1410-0015 For the women veterans' outreach program $50,000

1410-0018 For the department of veterans' services which may expend not more than $300,000 for the maintenance and operation of Agawam and Winchendon veterans' cemeteries from revenue collected from fees, grants, gifts or other contributions to the cemeteries; prior appropriation continued $350,000

1410-0075 For the purpose of the Train Vets to Treat Vets program; provided, that the department shall work in conjunction with the Massachusetts School of Professional Psychology to administer a behavioral health career development program for returning veterans…… …….$125,000

1410-0100 For the revenue maximization project of the executive office of elder affairs to identify individuals eligible for veterans' pensions who are currently receiving home health care services…… $96,500

1410-0250 For veterans' homelessness services; provided, that the department shall not reduce the amount allocated to a program or its successor listed in this item as appearing in section 2 of chapter 68 of the acts of 2011 ..... $2,291,380

1410-0251 For the maintenance and operation of homeless shelters and transitional housing for veterans at the New England Center for Homeless Veterans located in the city of Boston $2,278,543

1410-0300 For the payment of annuities to certain disabled veterans and the parents and un-remarried spouses of certain deceased veterans; provided, that the payments shall be made under sections 6A, 6B and 6C of chapter 115 of the General Laws……$21,400,000

1410-0400 For reimbursements to cities and towns for money paid for veterans' benefits and for payments to certain veterans under section 6 of chapter 115 of the General Laws; provided, that notwithstanding any general or special law to the contrary, 100 per cent of the amounts of veterans' benefits paid by cities and towns to residents of a soldiers' home, homeless shelter, or transitional housing facility shall be paid by the commonwealth to the several cities and towns; provided further, that pursuant to section 9 of said chapter 115, the department shall reimburse cities and towns for the cost of United States flags placed on the graves of veterans on Memorial Day; provided further, that notwithstanding any general or special law to the contrary, the secretary of veterans' services shall continue a training program for veterans' agents and directors of veterans' services in cities and towns; provided further, that the department of veterans' services shall provide such training in several locations across the commonwealth; provided further, that training will be provided annually and on an as needed basis to veterans' services organizations to make them aware of the provision of said chapter 115 and all other benefits to which a veteran or the veteran's dependents may be entitled; provided further, that any person applying for veterans' benefits to pay for services available under chapter 118E of the General Laws shall also apply for medical assistance under said chapter 118E to minimize cost to the commonwealth and its municipalities; provided further, that veterans' agents shall complete applications authorized by the executive office under said chapter 118E for any veteran, widow and dependent applying for

medical assistance under said chapter 115; provided further, that the veterans' agent shall file the application for the veteran or dependent for assistance under said chapter 118E; provided further, that the executive office shall act on all chapter 118E applications and advise the applicant and the veterans' agent of the applicant's eligibility for said chapter 118E healthcare; provided further, that the veterans' agent shall advise the applicant of the right to assistance for medical benefits under said chapter 115 pending approval of the application for assistance under said chapter 118E by the executive office; provided further, that the secretary may supplement healthcare pursuant to said chapter 118E with healthcare coverage under said chapter 115 if he determines that supplemental coverage is necessary to afford the veteran or dependent sufficient relief and support; provided further, that payments to or on behalf of a veteran or dependent pursuant to said chapter 115 shall not be considered income for the purposes of determining eligibility under said chapter 118E; and provided further, that benefits awarded pursuant to section 6B of said chapter 115 shall be considered countable income..... $44,208,485

1410-0630 For the administration of the veterans' cemeteries in the towns of Agawam and Winchendon $1,014,825

Reserves.

1599-0026 For a reserve for one-time grants to support municipal improvements; provided, that $1,000,000 shall be transferred to the department of elementary and secondary education to be distributed through a competitive grant program; provided further, that no less than $200,000 be expended for the purpose of funding a 20% regional grant match for the Fire Chiefs Association of Plymouth County to develop and upgrade the emergency radio communications system in Plymouth County; provided further, that not less than $2,000,000 shall be expended to fund the District Local Technical Assistance Fund, including projects that encourage regionalization, to be administered by the division of local services and distributed through the District Local Technical Assistance Fund, established in section 2XXX of chapter 29 of the General Laws; provided further, that not less than $750,000 shall be expended to fund a pilot program in Plymouth County, including projects of regionalized county government services; and provided further, that each state entity administering grant funds through this item shall submit report to the house and senate committees on ways and means no later than January 18, 2013 detailing grants awarded through this item and the criteria used for distribution..... $5,950,000

1599-0050 For Route 3 North contract assistance payments..... $1,128,818

Commonwealth Transportation Fund.....100%

1599-0093 For contract assistance to the water pollution abatement trust for debt service obligations of the trust, pursuant to sections 6, 6A and 18 of chapter 29C of the General Laws; prior appropriation continued $65,160,719

1599-1970 For a reserve for the Massachusetts Department of Transportation for the purpose of defraying costs of the Massachusetts Turnpike Authority, or its successor, incurred in fiscal year 2013 under section 138 of chapter 27 of the acts of 2009..... $125,000,000

Commonwealth Transportation Fund.....100%

1599-1977 For contract assistance and other payments to the Massachusetts Development Finance Agency for payment of debt service and related obligations in connection with bonds issued by the agency under chapter 293 of the acts of 2006 and chapter 303 of the acts of 2008 ..... $3,462,325

1599-1982 For a reserve to meet the fiscal year 2013 costs of salary adjustments and other economic benefits authorized by a collective bargaining agreement between the administrative office of the trial court and the Office and Professional Employees International Union, Local 6 ..... $17,318,327

1599-3234 For the commonwealth's South Essex sewerage district debt service assessment $90,100

1599-3384 For a reserve for the payment of certain court judgments, settlements and legal fees, in accordance with regulations promulgated by the comptroller, which were ordered to be paid in the current fiscal year or a prior fiscal year; provided, that the comptroller shall report quarterly to the house and senate committees on ways and means on the amounts expended from this item $5,000,000

1599-3856 For rent and associated costs at the Massachusetts information technology center in Chelsea $500,000

1599-3857 For capital lease payments from the University of Massachusetts to the Massachusetts Development Finance Agency and for annual operations of the advanced technology and manufacturing center in Fall River $1,581,922

1599-4253 For a reserve to meet the fiscal year 2013 costs of salary adjustments and other economic benefits authorized by the collective bargaining agreement between the commonwealth and the New England Police Benevolent Association, Bargaining Unit 4A..... $177,448

1599-4281 For a reserve to meet the fiscal year 2013 costs of salary adjustments and other economic benefits authorized by the collective bargaining agreement between the commonwealth and the National Association of Government Employees Union, Units 1, 3 and 6..... $9,571,084

1599-4282 For a reserve to meet the fiscal year 2013 costs of salary adjustments and other economic benefits authorized by the collective bargaining agreement between the commonwealth and the Service Employees International Union, Local 509, Units 8 and 10..... $9,277,199

1599-4283 For a reserve to meet the fiscal year 2013 costs of salary adjustments and other economic benefits authorized by the collective bargaining agreement between the commonwealth and the American Federation of State, County and Municipal Employees Union, Council 93, Unit 2 ..... $6,939,638

1599-4291 For a reserve to meet the fiscal year 2013 costs of salary adjustments and other economic benefits authorized by the collective bargaining agreement between the Essex county sheriff's department and the International Brotherhood of Correctional Officers, Local RI-27 ..... $121,918

1599-4302 For a reserve to meet the fiscal year 2013 costs of salary adjustments and other economic benefits authorized by the collective bargaining agreement

between the Barnstable county sheriff's department and the National Association of Government Employees, Local 220 ..... $31,209

1599-4303 For a reserve to meet the fiscal year 2013 costs of salary adjustments and other economic benefits authorized by the collective bargaining agreement between the Barnstable county sheriff's department and the American Federation of State, County and Municipal Employees/AFL-CIO, Council 93, Local 1462C $33,427

1599-4304 For a reserve to meet the fiscal year 2013 costs of salary adjustments and other economic benefits authorized by the collective bargaining agreement between the Barnstable sheriff's department and the Barnstable Correctional Officers Union $557,566

1599-4305 For a reserve to meet the fiscal year 2013 costs of salary adjustments and other economic benefits authorized by the collective bargaining agreement between the Barnstable county sheriff's department and the International Brotherhood of Correctional Officers, Local 217 ..... $102,748

1599-4307 For a reserve to meet the fiscal year 2013 costs of salary adjustments and other economic benefits authorized by the collective bargaining agreement between the Barnstable county sheriff's department and the National Association of Government Employees, Local 58 ..... $24,908

1599-4328 For a reserve to meet the fiscal year 2013 costs of salary adjustments and other economic benefits authorized by the collective bargaining agreement between the Dukes county sheriff’s department and the Massachusetts Correction Officers Federated Union, Unit A and Unit B $41,218

1599-4334 For a reserve to meet the fiscal year 2013 costs of salary adjustments and other economic benefits authorized by the collective bargaining agreement between the Suffolk county sheriff's department and the County Correction Officers/American Federation of State, County and Municipal Employees/AFL-CIO, Local 419 ..... $69,103

1599-4339 For a reserve to meet the fiscal year 2013 costs of salary adjustments and other economic benefits authorized by the collective bargaining agreement between the Essex county sheriff's department and the International Brotherhood of Correctional Officers, Local RI-71 ..... $140,846

1599-4342 For a reserve to meet the fiscal year 2013 costs of salary adjustments and other economic benefits authorized by the collective bargaining agreement between the Essex county sheriff's department and the Essex County Correctional Officers Association $1,151,883

1599-4355 For a reserve to meet the fiscal year 2013 costs of salary adjustments and other economic benefits authorized by the collective bargaining agreement between the Plymouth county sheriff’s department and the Massachusetts Correction Officers Federated Union Bureau of Criminal Investigation $46,294

1599-4419 For a reserve to meet the fiscal year 2013 costs of salary adjustments and other economic benefits authorized by the collective bargaining agreement between the Board of Higher Education and the Association of Federal, State, County and Municipal Employees, Council 93, Local 1067 ..... $5,696,424

1599-4430 For a reserve to meet the fiscal year 2013 costs of salary adjustments and other economic benefits authorized by a collective bargaining agreement between the administrative office of the trial court and the National Association of Government Employees, Local 5000 ..... $10,623,132

1599-4800 For a reserve to meet the fiscal year 2013 costs of salary adjustments and other economic benefits authorized by collective bargaining agreements with the executive branch; provided, that the secretary of administration and finance may authorize the transfer of funds from this account to collective bargaining reserve accounts to meet the projected costs of ratified agreements; and provided further, that the collective bargaining reserve account for any bargaining unit shall not receive funding before the ratification of its collective bargaining agreement $5,985,570

1599-4801 For a reserve to meet the fiscal year 2013 costs of salary adjustments and other economic benefits authorized by collective bargaining agreements with sheriffs; provided, that the secretary of administration and finance may authorize the transfer of funds from this account to collective bargaining reserve accounts to meet the projected costs of ratified agreements; and provided further, that the collective bargaining reserve account for any bargaining unit shall not receive funding before the ratification of its collective bargaining agreement $12,746,920

1599-4802 For a reserve to meet the fiscal year 2013 costs of salary adjustments and other economic benefits authorized by collective bargaining agreements with the university; provided, that the secretary of administration and finance may authorize the transfer of funds from this account to collective bargaining reserve accounts to meet the projected costs of ratified agreements; and provided further, that the collective bargaining reserve account for any bargaining unit shall not receive funding before the ratification of its collective bargaining agreement $25,574,228

1599-4803 For a reserve to meet the fiscal year 2013 costs of salary adjustments and other economic benefits authorized by collective bargaining agreements with institutions of higher education; provided, that the secretary of administration and finance may authorize the transfer of funds from this account to collective bargaining reserve accounts to meet the projected costs of ratified agreements; and provided further, that the collective bargaining reserve account for any bargaining unit shall not receive funding before the ratification of its collective bargaining agreement $17,917,329

1599-4804 For a reserve to meet the fiscal year 2013 costs of salary adjustments and other economic benefits authorized by collective bargaining agreements with constitutional officers; provided, that the secretary of administration and finance may authorize the transfer of funds from this account to collective bargaining reserve accounts to meet the projected costs of ratified agreements; and provided further, that the collective bargaining reserve account for any bargaining unit shall not receive funding before the ratification of its collective bargaining agreement $1,682,031

1599-7104 For a reserve of not more than $2,700,000 for the facilities costs associated with the college of visual and performing arts at the University of Massachusetts at Dartmouth including funds from this line item for Bristol Community College; provided, that funds from this line item shall be expended for the lease and operations of educational facilities procured by

the University of Massachusetts to alleviate educational programmatic overcrowding $4,400,000

Division of Human Resources.

1750-0100 For the operation of the human resources division and the costs of administration, training and customer support related to the commonwealth's human resources and compensation management system; provided, that the information technology division shall continue a chargeback system for its bureau of computer services, including the operation of the commonwealth's human resources and compensation management system, which complies with the requirements of section 2B; provided further, that the division shall be responsible for the administration of examinations for state and municipal civil service titles, establishment of eligible lists, certification of eligible candidates to state and municipal appointing authorities and technical assistance in selection and appointment to state and municipal appointing authorities; provided further, that notwithstanding clause (n) of section 5 of chapter 31 of the General Laws, or any other general or special law to the contrary, the secretary of administration and finance shall charge a fee of not less than $50 to be collected from each applicant for a civil service examination; provided further, that the division shall administer a program of state employee unemployment management, including, but not limited to, agency training and assistance; provided further, that the division shall administer the statewide classification system, including, but not limited to, maintaining a classification pay plan for civil service titles within the commonwealth in accordance with generally accepted compensation standards and reviewing appeals for reclassification; provided further, that the secretary of administration and finance shall file with the house and senate committees on ways and means the amounts of any economic benefits necessary to fund any incremental cost items contained in any collective bargaining agreements with the various classified public employees' unions; provided further, that the nature and scope of economic proposals contained in those agreements shall include all fixed percentage or dollar-based salary adjustments, non-base payments or other forms of compensation and all supplemental fringe benefits resulting in any incremental costs; and provided further, that any employee of the commonwealth who chooses to participate in a bone marrow donor program shall be granted a leave of absence with pay to undergo the medical procedure and for associated physical recovery time, but this leave shall not exceed 5 days $2,561,318

1750-0102 For the human resources division which may expend not more than $2,700,000 from revenues collected from fees charged to applicants for civil service and non-civil service examinations and fees charged for the costs of goods and services rendered in administering training programs; provided, that the division shall collect from participating non-state agencies, political subdivisions and the general public fees sufficient to cover all costs of the programs, including, but not limited to, a fee to be collected from each applicant for a civil service examination or non-civil service examination, notwithstanding clause (n) of section 5 of chapter 31 of the General Laws or any other general or special law to the contrary; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the division may incur expenses and the comptroller may certify for payment amounts not to

exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $2,700,000

1750-0119 For payment of workers' compensation benefits to certain former employees of Middlesex and Worcester counties; provided, that the division shall routinely recertify the former employees pursuant to current workers' compensation procedures $52,057

1750-0300 For the commonwealth's contributions in fiscal year 2013 to health and welfare funds established pursuant to certain collective bargaining agreements; provided, that the contributions shall be calculated as provided in the applicable collective bargaining agreement and shall be paid to the health and welfare trust funds on a monthly basis or on such other basis as the applicable collective bargaining agreement provides..... $27,758,500

Operational Services Division.

1775-0115 For the operational services division; provided, that the division will continue operating an enhanced vendor auditing unit; provided further, that the division may expend for the purpose of procuring, managing and administering statewide contracts an amount not to exceed $3,500,000 from revenue collected from the statewide contract administrative fee; and provided further, that for the purpose of accommodating discrepancies between the receipt of retained revenues and related expenditures, the operational services division may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system, including the costs of personnel $3,500,000

1775-0124 For the operational services division; provided, that the division may expend an amount not to exceed $500,000 from revenue collected in the recovery of cost-reimbursement and non-reimbursable overbilling and recoupment for health and human service agencies and as a result of administrative reviews, as determined during the divisions' audits and reviews of providers pursuant to section 22N of chapter 7 of the General Laws; provided further, that the division may only retain revenues collected in excess of $207,350; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate, as reported in the state accounting system $500,000

1775-0200 For the operation and administration of the supplier diversity office; provided, that the office shall provide training and other services to supplier diversity office certified minority- and women-owned businesses, which allows them to better compete for state contracts and also ensures that equitable practices and policies in the public marketplace are maintained; provided further, that the office shall administer an electronic business certification application which shall be accessible to business applicants through use of the internet; provided further, that the office shall ensure the integrity and security of personal and financial information transmitted by electronic application; provided further, that the office shall, using all existing available resources, provide certification services to all supplier diversity office qualified applicants, throughout the commonwealth and

beyond, whichever is applicable; and provided further, that the office shall develop and implement measures and procedures to continue to improve the efficiency and the timeliness of the certification process $546,768

1775-0600 For the operational services division; provided, that the division may expend not more than $750,000 in revenues from the sale of state surplus personal property and the disposal of surplus motor vehicles, including, but not limited to, state police vehicles from vehicle accident and damage claims and from manufacturer warranties, rebates and settlements for the payment, expenses and liabilities for the acquisition, warehousing, allocation and distribution of surplus property and the purchase of motor vehicles; provided further, that the division shall evaluate the use of technology, the internet and online auctions to enhance the sales of surplus vehicles and submit a report of its findings to the house and senate committees on ways and means and the house and senate committees on post audit and oversight on or before October 5, 2012; and provided further, that for the purpose of accommodating discrepancies between the receipt of retained revenues and related expenditures, the operational services division may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system, including the costs of personnel..... $750,000

1775-0700 For the operational services division; provided, that the division may expend not more than $53,000 in revenues collected in addition to the amount authorized in item 1775-1000 of section 2B for printing, photocopying, related graphic art or design work and other reprographic goods and services provided to the general public, including all necessary incidental expenses; and provided further, that for the purpose of accommodating discrepancies between the receipt of retained revenues and related expenditures, the operational services division may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $53,000

1775-0900 For the operational services division; provided, that the division may expend not more than $55,000 in revenues collected under chapter 449 of the acts of 1984 and section 4L of chapter 7 of the General Laws, including the costs of personnel, from the sale of federal surplus property, including the payment, expenses and liabilities for the acquisition, warehousing, allocation and distribution of federal surplus property; and provided further, that for the purpose of accommodating discrepancies between the receipt of retained revenues and related expenditures, the operational services division may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $55,000

Information Technology Division.

1790-0100 For the operation of the information technology division; provided, that the division shall operate the geographic information system pursuant to subsection (d) of section 4B of chapter 21A of the General Laws; provided further, that the division shall continue a chargeback system for its bureau of computer services, including the operation of the commonwealth's human resources and compensation management system, which complies with the requirements of section 2B; provided further, that the division shall

develop a formula to determine the cost that will be charged to each agency for its use of the human resources and compensation management system; provided further, that the division may coordinate with any state agency or state authority which administers a grant program to develop a statewide grant information page on the commonwealth's official website, that shall include all necessary application forms and a grant program reference in a format that is retrievable and printable; provided further, that the division shall continue conducting audits and surveys to identify and realize savings in the acquisition and maintenance of communications lines; provided further, that the chief information officer shall file a status report with the house and senate committees on ways and means by May 31, 2013, with actual and projected savings and expenditures for the audits in the fiscal year ending June 30, 2013; provided further, that the state comptroller shall establish accounts and procedures as he deems appropriate and necessary to assist in accomplishing the purposes of this item; provided further, that any planned information technology development project or purchase by any agency under the authority of the governor for which the total projected cost exceeds $200,000, including the cost of any related hardware, software or consulting fees, and regardless of fiscal year or source of funds, shall be reviewed and approved by the chief information officer before such agency may obligate funds for the project or purchase; provided further, that the chief information officer may establish rules and procedures necessary to implement this item; and provided further, that the division shall file a report with the secretary of administration and finance and the house and senate committees on ways and means not later than December 13, 2012, that shall include, but not be limited to, the following: (a) financial statements detailing savings realized from the consolidation of information technology services within each executive office; (b) the number of personnel assigned to the information technology services within each executive office; and (c) efficiencies that have been achieved from the sharing of resources..... $3,195,378

1790-0151 For the information technology division which may expend an amount not to exceed $10,000 from fees charged to entities other than political subdivisions of the commonwealth for the distribution of digital cartographic and other data $10,000

1790-0300 For the information technology division which may expend not more than $554,730 from revenues collected from the provision of computer resources and services to the general public for the costs of the bureau of computer services, including the purchase, lease or rental of telecommunications lines, services and equipment; provided, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the division may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate, as reported in the state accounting system $554,730

1790-0350 For the operation of the Springfield Data Center $1,500,000

EXECUTIVE OFFICE OF ENVIRONMENTAL AFFAIRS.

Office of the Secretary.

2000-0100 For the operation of the office of the secretary of energy and environmental affairs, including the water resources commission, the hazardous waste facility site safety council, the coastal zone management program, environmental impact reviews conducted pursuant to chapter 30 of the General Laws and the mosquito-borne disease vector control chapter program $5,831,266

2000-1011 For the office of environmental law enforcement which may expend revenues in an amount not to exceed $85,000 from the administrative handling charge revenues received from electronic transactions processed through its online licensing and registration systems; provided, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of revenues and related expenditures, the office of environmental law enforcement may incur expenses and the comptroller may certify for payment the amounts not to exceed the lower of this authorization or the most recent revenue estimate, as reported in the state accounting system $85,000

2000-1700 For the operation of information technology services within the executive office of energy and environmental affairs $7,788,634

2030-1000 For the operation of the office of environmental law enforcement; provided, that officers shall provide monitoring pursuant to the National Shellfish Sanitation Program; provided further, that funds from this item shall not be expended for the purposes of item 2030-1004; and provided further, that the office of environmental law enforcement shall seek technical assistance from the executive office of public safety and security to identify and apply for federal grant opportunities available to them $8,592,241

2030-1004 For environmental police private details; provided, that the office may expend revenues of up to $300,000 collected from the fees charged for private details; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $300,000

Department of Public Utilities.

2100-0012 For the operation of the department of public utilities; provided, that notwithstanding the second sentence of the first paragraph of section 18 of chapter 25 of the General Laws to the contrary, the assessments levied for fiscal year 2013 under said first paragraph shall be made at a rate sufficient to produce the amount expended from this item as well as the associated fringe benefits costs for personnel paid from this item $7,589,417

2100-0013 For the operation of the transportation division $374,348

2100-0014 For the department of public utilities which may expend for the operation of the energy facilities siting board an amount not to exceed $50,000 from application fees collected in fiscal year 2013 and prior fiscal years from utility companies $50,000

2100-0015 For the department of public utilities which may expend for the operation of the transportation division an amount not to exceed $2,300,000 from unified carrier registration fees collected in fiscal year 2013 and prior fiscal years from motor carrier companies $2,300,000

2100-0016 For the department of public utilities to regulate steam distribution companies; provided, that notwithstanding section 18A of chapter 25 of the General Laws to the contrary, the assessments levied for fiscal year 2013 shall be made at a rate sufficient to produce the amount expended from this item and the associated fringe benefits costs for personnel paid from this item $99,117

Department of Environmental Protection.

2200-0100 For the operation of the department of environmental protection, including the environmental strike force, the bureau of policy and planning, the bureau of resource protection, the bureau of waste prevention, the Senator William X. Wall experimental station and a contract with the University of Massachusetts for environmental research; provided, that section 3B of chapter 7 of the General Laws shall not apply to fees established pursuant to section 18 of chapter 21A of the General Laws $25,323,735

2200-0102 For the department of environmental protection which may expend an amount not to exceed $260,812 from revenues collected from fees for wetland permits; provided, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment the amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $260,812

2200-0107 For technical assistance, grants and support of efforts consistent with the Massachusetts recycling and solid waste master plan and climate protection plan; provided, that funds may be expended for a recycling industry reimbursement program pursuant to section 241 of chapter 43 of the acts of 1997 ..... $375,000

2210-0105 For the department of environmental protection which may expend for the administration and implementation of the Massachusetts Toxics Use Reduction Act under chapter 21I of the General Laws an amount not to exceed $3,052,627 from the revenue collected from fees, penalties, grants and tuition under said chapter 21I; provided, that the department shall submit a report to the house and senate committees on ways and means not later than February 1, 2013 detailing the status of the department's progress in meeting the statutory and regulatory deadlines associated with said chapter 21I and detailing the number of full-time equivalent positions assigned to various implementation requirements of said chapter 21I; provided that not less than $1,629,860 from this item shall be made available for the operation of the Toxics Use Reduction Institute program at the University of Massachusetts at Lowell; provided further, that the department shall enter into an interagency service agreement with the University of Massachusetts to make such funding available for this purpose; provided further, that not less than $644,096 from this item shall be made available for toxics use reduction technical assistance and technology in accordance with said chapter 21I; provided further, that the department shall enter into an interagency service agreement with the

executive office of energy and environmental affairs to make such funding available for this purpose; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment the amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $3,052,627

2220-2220 For the administration and implementation of the federal Clean Air Act, including the operating permit program, the emissions banking program, the auto-related state implementation program, the low emission vehicle program, the non-auto-related state implementation program and the commonwealth's commitments under the New England Governors/Eastern Canadian Premiers Action Plans for reducing acid rain deposition and mercury emissions $807,555

2220-2221 For the administration and implementation of the operating permit and compliance program required under the federal Clean Air Act $1,429,572

2250-2000 For the purpose of state implementation of the federal Safe Drinking Water Act under section 18A of chapter 21A of the General Laws $1,391,412

2260-8870 For the expenses of the hazardous waste cleanup and underground storage tank programs, notwithstanding section 4 of chapter 21J of the General Laws provided, that no less than $90,000 shall be provided for Brownfield redevelopment in the City of Lynn $13,203,479

2260-8872 For the brownfields site audit program $1,136,288

2260-8881 For the operation of the board of registration of hazardous waste site cleanup professionals, notwithstanding section 19A of chapter 21A of the General Laws $371,721

Department of Fish and Game.

2300-0100 For the office of the commissioner; provided, that the commissioner's office shall assess and receive payments from the division of marine fisheries, the division of fisheries and wildlife, the public access board, the division of ecological restoration and riverways program and all other programs under the control of the department of fish and game; provided further, that the purpose of those assessments shall be to cover appropriate administrative costs of the department, including but not limited to payroll, personnel, legal and budgetary costs; provided, further, that no more than $10,000 shall be expended for costs incurred relating to the transfer of a parcel of land by the commonwealth in the town of Halifax to the town; and provided further, that the amount and contribution from each division or program shall be determined by the commissioner of fish and game $655,902

2300-0101 For a division of ecological restoration and riverways protection program, and for the promotion of public access to rivers and wetland restoration, including grants to public and nonpublic entities; provided, that the positions funded in this item shall not be subject to chapter 31 of the General Laws $416,974

2310-0200 For the administration of the division of fisheries and wildlife, including expenses of the fisheries and wildlife board, the administration of game farms and wildlife restoration projects, wildlife research and management, the administration of fish hatcheries, the improvement and management of lakes, ponds and rivers, fish and wildlife restoration projects, the commonwealth's share of certain cooperative fisheries and wildlife programs and for certain programs reimbursable under the federal Aid to Fish and Wildlife Restoration Act $10,465,083

Inland Fisheries and Game Fund.....100%

2310-0300 For the operation of the natural heritage and endangered species program $150,000

2310-0306 For the hunter safety training program..... $398,684

Inland Fisheries and Game Fund.....100%

2310-0316 For the purchase of land containing wildlife habitat and for the costs of the division of fisheries and wildlife directly related to the administration of the wildlands stamp program pursuant to sections 2A and 2C of chapter 131 of the General Laws; provided, that funds shall not be expended from this item in the AA object class for the compensation of state employees assigned to any item $1,500,000

Inland Fisheries and Game Fund.....100%

2310-0317 For the waterfowl management program established pursuant to section 11 of chapter 131 of the General Laws..... $65,000

Inland Fisheries and Game Fund.....100%

2320-0100 For the administration of the public access board, including the maintenance, operation and improvements of public access land and water areas; provided, that positions funded in this item shall not be subject to chapter 31 of the General Laws..... $459,507

2330-0100 For the operation of the division of marine fisheries, including expenses of the Annisquam river marine research laboratory, marine research programs, a commercial fisheries program, a shellfish management program, including coastal area classification, mapping and technical assistance and for the operation of the Newburyport shellfish purification plant and shellfish classification program; provided, that funds shall be expended on a recreational fisheries program to be reimbursed by federal funds; provided further, that the division shall continue to develop strategies to improve federal regulations governing the commercial fishing industry to promote sustainable fisheries; provided further, that no less than $200,000 be expended for the School of Marine and Science Technology to conduct research and species count analysis on groundfish and scallops, including $50,000 to conduct research on gulf of Maine cod; provided further, that $400,000 shall be spent for the operation of the Newburyport shellfish purification plant; and provided further, that the division shall offer wet storage and desanding services at the Newburyport shellfish purification plant as laid out in the report submitted to the house and senate committees on ways and means on February 15, 2012 ..... $4,494,187

2330-0120 For the division of marine fisheries for a program of enhancement and development of marine recreational fishing and related programs and activities, including the cost of equipment, maintenance, staff and the maintenance and updating of data..... $573,651

2330-0121 For the division of marine fisheries to utilize reimbursable federal sportfish restoration funds to further develop marine recreational fishing and related programs, including the costs of activities that increase public access for marine recreational fishing, support research on artificial reefs and otherwise provide for the development of marine recreational fishing; provided, that the division of marine fisheries may expend not more than $217,989 in revenues collected from federal sportfish restoration funds and from the sale of materials which promote marine recreational fishing..... $217,989

2330-0150 For the operation and maintenance of the Newburyport shellfish purification plant; provided, that the division of marine fisheries may expend not more than $100,000 from revenue collected from fees generated by operations; provided further, that the division shall submit a report detailing the revenues collected and expended, and shellfish volume increase realized from the implementation of wet storage and desanding services to the house and senate committees on ways and means by February 1, 2013; and provided further, that for the purpose of accommodating discrepancies between the receipt of retained revenues and related expenditures, the division of marine fisheries may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system..... $100,000

2330-0300 For the administration and operation of the saltwater fishing permit program, in accordance with chapter 161 of the acts of 2009..... $767,191

Marine Recreational Fisheries Development Fund..100%

Department of Agricultural Resources.

2511-0100 For the operation of the department of agricultural resources, including the division of administration, the integrated pest management program, the board of agriculture, the division of agricultural markets, the division of animal health, the division of agricultural conservation and technical assistance, the division of crop and pest services, including a program of laboratory services at the University of Massachusetts Amherst, the expenses of the pesticide board and other responsibilities associated with the promotion and development of the commonwealth's primary industries including agriculture, forestry and fisheries; provided, that no less than $200,000 shall be expended to enhance the buy local effort in western, central, northeastern and southern Massachusetts; provided further, that no less than $35,000 shall be spent for the purposes of operating the statewide seasonal apiary inspections; and provided further, that no less than $100,000 shall be available to supplement existing larvicide control projects in Plymouth and Bristol counties..... $4,527,811

2511-0105 For the purchase of supplemental foods for the emergency food assistance program within the Feeding America nationally-certified food bank system of Massachusetts; provided, that the funds appropriated herein shall reflect the Feeding America allocation formula in order to benefit the 4 regional food banks in the commonwealth; provided further, that the department

may assess an administrative charge not to exceed 2 per cent of the total appropriation herein; and provided further, that $1,000,000 shall be expended for operating funds to distribute food for the Massachusetts emergency food assistance program previously provided for by line item 7051-0015 ..... $13,000,000

2511-3002 For the integrated pest management program $48,926

Department of Conservation and Recreation.

2800-0100 For the operation of the department of conservation and recreation; provided, that said department shall enter into an interagency service agreement with the department of state police to provide police coverage on department of conservation and recreation properties and parkways; provided further, that the department of state police shall reimburse said department of conservation and recreation for costs incurred by said department including, but not limited to, vehicle maintenance and repairs, the operation of department of state police buildings and other related costs; provided further, that notwithstanding any general or special law to the contrary, all offices and positions of the division performing construction activities for the department of conservation and recreation shall be subject to classification under sections 45 to 50, inclusive, of chapter 30 of the General Laws; provided further, that notwithstanding section 3B of chapter 7 of the General Laws, the department shall establish or renegotiate fees, licenses, permits, rents and leases, and adjust or develop other revenue sources to fund the maintenance, operation and administration of the department; provided further, that funds shall be expended for the cleanup of Pilayella algae; and provided further, that no funds shall be expended from this item for personnel overtime costs $3,775,624

2800-0101 For the watershed management program to operate and maintain reservoirs, watershed lands and related infrastructure of the department and the office of water resources in the department of conservation and recreation; provided, that the amount of the payment shall be charged to the General Fund and shall not be included in the amount of the annual determination of fiscal year charges to the Massachusetts Water Resources Authority assessed to the authority under the General Laws; provided further, that the department shall continue to make payments pursuant to chapter 616 of the acts of 1957, as amended by section 89 of chapter 801 of the acts of 1963; and provided further, that the department shall continue to make payments pursuant to chapter 307 of the acts of 1987 for the use of certain land $999,357

2800-0401 For a program to provide stormwater management for all properties and roadways under the care, custody and control of the department of conservation and recreation; provided, that the department shall implement a stormwater management program in compliance with federal and state stormwater management requirements; provided further, that the department shall inventory all stormwater infrastructure, assess its stormwater practices, analyze long term capital and operational needs and develop a stormwater management plan to comply with federal and state regulatory requirements; and provided further, that in order to protect public safety and to protect water resources for water supply, recreational and ecosystem uses, the department shall immediately implement interim stormwater management practices including, but not limited to, street

sweeping, inspection and cleaning of catch basins and emergency repairs to roadway drainage..... $392,578

2800-0501 For the operation of the beaches, pools and spray pools under the control of the department of conservation and recreation; provided, that the seasonal hires of the department of conservation and recreation's parks, beaches, pools and spray pools be paid from this item; provided further, that all beaches, pools and spray pools shall remain open and staffed from Memorial Day through Labor Day; provided further, that the beaches, pools and spray pools shall be fully maintained; provided further, that no funds from this item shall be expended for year-round seasonal employees; provided further, that seasonal employees who are hired before the second Sunday before Memorial Day and whose employment continues beyond the Saturday following Labor Day and who received health insurance benefits in fiscal year 2012 shall continue to receive such benefits in fiscal year 2013 during the period of their seasonal employment; provided further, that notwithstanding section 1 of chapter 31 of the General Laws, seasonal positions funded by this item shall be positions requiring the services of an incumbent, on either a full-time or less than full-time basis beginning not earlier than April 1 and ending not later than November 30, or beginning not earlier than September 1 and ending not later than April 30; provided further, that no expenditures shall be made from this item other than for the purposes identified in this item; and provided further, that notwithstanding said section 1 of said chapter 31, seasonal positions funded by this item shall not be filled by an incumbent for more than 8 months within a 12-month period..... $12,456,552

2800-0700 For the office of dam safety; provided, that the department shall, in collaboration with the department of environmental protection and the department of fish and game, establish and maintain a comprehensive inventory of all dams, and develop a coordinated permitting and regulatory approach to dam removal for stream restoration and public safety; and provided further, that the department shall file a report with the house and senate committees on ways and means not later than December 3, 2012, that shall include, but not be limited to, the following: (a) the number of staff that are assigned from this item and their job title; (b) the number of dam inspections that are scheduled for fiscal year 2013; and (c) the number of dams that are in need of repair or replacement..... $349,778

2810-0100 For the operation of the department's state and urban parks; provided, that funds appropriated in this item shall be used: (a) to operate all of the division of state parks and recreation's parks, parkways, boulevards, roadways, bridges, and related appurtenances under the care, custody and control of the division, flood control activities of the division, reservations, campgrounds, beaches and pools; (b) for the oversight of rinks; and (c) to protect and manage the division's lands and natural resources, including the forest and parks conservation services and the bureau of forestry development; provided further, that the same properties shall be open in fiscal year 2013 as were open in fiscal year 2012; provided further, that the crossing guards located at department of conservation and recreation intersections shall continue to perform the duties where state police previously performed such duties; provided further, that no funds from this item shall be made available for payment to true seasonal employees; provided further, that the rinks under the control of the department shall remain open and staffed for the full rink season; provided further, that no less than $100,000 shall be expended for the operation of the Gardner

Heritage State Park in the City of Gardner; provided further, that no less than $250,000 shall be expended for the development and maintenance of a pedestrian river walk in Lowell along Route 110; provided further, that no less than $200,000 shall be expended for open space improvements in the City of Lowell; provided further, that no less than $50,000 shall be expended for the maintenance and improvement of the Fellsmere Pond Reservoir in the City of Malden; provided further that no less than $75,000 shall be expended for the Let's Row Boston Program administered by Community Rowing, Inc. of the city of Boston; provided further, that the department may issue grants to public and nonpublic entities from this item; and provided further, that funds may be expended for the purposes of item 2800-9004 of section 2 of chapter 182 of the acts of 2008..... $41,799,861

2810-2041 For the division of state parks and recreation which may expend not more than $9,000,000 from revenue collected from fees charged by the division; provided that the first $4,750,000 of such fees collected by the department shall be deposited into the General Fund; provided further, that revenues collected shall include but not be limited to: (a) campsite reservation transactions from the automated campground reservation and registration program, (b) permits, leases, concessions and all other contracts, (c) activities authorized pursuant to section 34B of chapter 92 of the General Laws, (d) the operation and maintenance of the department's telecommunications system from revenues received from the Massachusetts Water Resources Authority, the Massachusetts Convention Center Authority, the division of highways, the Central Artery/Ted Williams Tunnel Project, the department of state police and quasi-public and private entities through a system of user fees and other charges established by the commissioner of the department, (e) the operation and maintenance, including personnel costs, of the skating rinks, provided, that the division of state parks and recreation shall expend not less than $1,000,000 from revenue collected from fees generated by the division, (f) the operation and maintenance of the Ponkapoag golf course, provided, that the division of state parks and recreation shall expend not less than $1,098,011 from revenue collected from fees generated by the division, (g) the operation and maintenance of the Leo J. Martin golf course, provided, that the division of state parks and recreation shall expend not less than $824,790 from revenue collected from fees generated by division; provided further, that nothing in this item shall impair or diminish the rights of access and utilization of all current users of the system under agreements previously entered into; provided further, that this item may be reimbursed by political subdivisions of the commonwealth and private entities for direct and indirect costs expended by the division to maintain the telecommunications system; provided further, that for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the division may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system; provided further, that no expenditures made in advance of the receipts shall be permitted to exceed 75 per cent of the amount of revenues projected by the first quarterly statement required by section 1B; provided further, that the comptroller shall notify the house and senate committees on ways and means at the time subsequent quarterly statements are published of the variance between actual and projected receipts in each such quarter and the implications of that variance for expenditures made; provided further, that the division may issue grants to public and nonpublic entities from this item; provided further, that the

department may use the aforementioned revenues for the operation and expenses of the department; and provided further, that the department shall continue to review revenue collection processes to maximize revenue generation under current laws and regulations $10,000,000

2820-0101 For the costs associated with the department's urban park rangers specific to the security of the state house; provided, that funds appropriated in this item shall only be expended for the costs of security and urban park rangers at the state house $1,366,171

2820-2000 For the operation of street lighting and the expenses of maintaining the parkways of the department of conservation and recreation; provided, that the department of conservation and recreation shall take all measures to further ensure that said department's street lighting efforts are efficient and cost effective and provided further, that no less than $5,000 shall be expended for a pilot program utilizing low energy street lighting in the town of Natick $3,065,000

Department of Energy Resources.

7006-1001 For the residential conservation service program under chapter 465 of the acts of 1980, and the commercial and apartment conservation service program pursuant to section 11A of chapter 25A of the General Laws; provided, that the assessments levied for fiscal year 2012 pursuant to chapter 465 of the acts of 1980 shall be made at a rate sufficient to produce the amount expended from this item as well as the associated fringe benefits costs for personnel paid from this item $203,365

7006-1003 For the operation of the department of energy resources; provided, that notwithstanding any general or special law to the contrary, the amount assessed under section 11H of chapter 25A of the General Laws shall be equal to the amount expended from this item as well as the associated fringe benefits costs for personnel paid from this item $3,391,508

Department of Early Education and Care.

3000-1000 For the administration of the department of early education and care and the costs of field operations and licensing provided through the department; provided, that the department shall report on the first business day of each month to the joint committee on education, the joint committee on children, families and persons with disabilities, the house and senate committees on ways and means, and the secretary of administration and finance on the unduplicated number of children on waiting lists for state-subsidized early education and care programs and services, including supportive child care services; provided further, that notwithstanding chapter 66A of the General Laws, the department of early education and care, the lead agencies of community partnership councils, the child care resource and referral agencies, the department of elementary and secondary education, the department of transitional assistance, the department of children and families and the department of public health may share with each other personal data regarding the parents and children who receive services provided under early education and care programs administered by the commonwealth for waitlist management, program implementation and evaluation, reporting, and policy development purposes; provided further, that the department shall issue monthly reports detailing the number and average cost of voucher and contracted slots

funded by the department by category of eligibility, including children who have been the subject of supported 51A cases, children referred by or transitioning from the department of children and families and children of income-eligible families; provided further, that said reports shall include the number of recipients subject to subsection (f) of section 110 of chapter 5 of the acts of 1995; provided further, that the department of early education and care shall provide the caseload forecasting office with enrollment data and any other information pertinent to caseload forecasting that is requested by the office on a monthly basis; and provided further, however, that the information is provided in a manner that meets all applicable federal and state privacy and security requirements $11,963,571

3000-2000 For regional administration and coordination of services provided by child care resource and referral agencies $5,933,862

3000-2050 For the administration of the Children's Trust Fund; provided, that the department shall not exercise any supervision or control with respect to the board of the trust fund $1,065,473

3000-3050 For supportive early education and care services; provided, that funds from this item shall only be expended for early education and care costs of children with active cases at the department of children and families; provided further, that the department of early education and care, in collaboration with the department of children and families, shall maintain a centralized list detailing the number of children eligible for services in this item, the number of supportive slots filled, and the number of supportive slots available; provided further, that no waiting list for the services shall exist; provided further, that funds may be used to provide services during a transition period of 6 months for families upon the closure of their case; provided further, that all children eligible for services under this item shall receive those services; provided further, that if the department determines that available appropriations for this program will be insufficient to meet projected expenses, the commissioner shall file with the house and senate committees on ways and means and the secretary of administration and finance, a report detailing the amount of appropriation needed to address such deficiency; and provided further, that the commissioner of early education and care may transfer funds to this item from items 3000-1000, 3000-4050 and 3000-4060, as necessary, pursuant to an allocation plan, which shall detail by object class the distribution of the funds to be transferred and which the commissioner shall file with the house and senate committees on ways and means 30 days before the transfer $77,330,875

3000-4050 For financial assistance for families currently involved with or transitioning from transitional aid to families with dependent children to enroll in an early education and care program; provided, that early education and care shall be available to former participants who are working for up to 1 year after termination of their benefits; provided further, that post-transitional early education and care benefits shall be provided to participants who are working for up to 1 year after the transitional period; provided further, that the department shall issue monthly reports detailing the number and average cost of voucher and contracted slots funded from this item and item 3000-3050; provided further, that the department may provide early education and care benefits to parents who are under 18 years of age, who are currently enrolled in a job training program, and who would qualify for benefits under chapter 118 of the General Laws but for the deeming of the grandparents' income; provided further, that all teens eligible for year-

round, full-time early education and care services shall be participating in school, education, work and training-related activities or a combination thereof for at least the minimum number of hours required by regulations; provided further, that recipients shall not be charged fees for care provided under this item; provided further, that early education and care slots funded from this item shall be distributed geographically in a manner that provides fair and adequate access to early education and care for all eligible individuals; provided further, that informal early education and care benefits may be funded from this item; provided further, that not more than $2 per child per hour shall be paid for the services; provided further, that the commissioner of early education and care may transfer funds to this item from items 3000-1000 and 3000-4060, as necessary, pursuant to an allocation plan, which shall detail by object class the distribution of the funds to be transferred and which the commissioner shall file with the house and senate committees on ways and means at least 30 days before the transfer; and provided further, that not more than 3 per cent of any item may be transferred in fiscal year 2013 ..... $125,495,740

3000-4060 For income-eligible early education and care programs; provided, that teen parents at risk of becoming eligible for transitional aid to families with dependent children may be paid from this item; provided further, that informal early education and care benefits for families meeting income-eligibility criteria may be funded from this item; provided further, that not more than $2 per child per hour shall be paid for the services; provided further, that early education and care slots funded from this item shall be distributed geographically in a manner that provides fair and adequate access to early education and care for all eligible individuals; provided further, that the department may expend funds from this item on grants to support inclusive learning environments; provided further, that the commissioner of early education and care may transfer funds to this item from items 3000-1000 and 3000-4050, as necessary, pursuant to an allocation plan, which shall detail by object class the distribution of the funds to be transferred and which the commissioner shall file with the house and senate committees on ways and means at least 30 days before the transfer; provided further, that not more than 3 per cent of any item may be transferred in fiscal year 2013; provided further, that said plan shall be filed with the house and senate chairs of the joint committee on education, the chairs of the house and senate committees on ways and means, and the secretary of administration and finance; and provided further, that any payment made under any such grant with a school district shall be deposited with the treasurer of such city, town, or regional school district and held as a separate account and shall be expended by the school committee of such city, town, or regional school district without municipal appropriation, notwithstanding any general or special law to the contrary $231,870,452

3000-5000 For grants to head start programs; provided, that funds from this item may be expended on early head start programs $8,000,000

3000-5075 For the Massachusetts Universal Pre-Kindergarten Program; provided, that funds from this item shall be expended on grants to improve the quality of and expand access to preschool programs and services to children from the age of 2 years and 9 months until they are kindergarten eligible; provided further, that in awarding grant funds under this program, preference shall be given to establishing preschool classrooms in towns and cities with schools and districts at risk of or determined to be under-

performing in accordance with sections 1J and 1K of chapter 69 of the General Laws, schools and districts which have been placed in the accountability status of identified for improvement, corrective action, or restructuring pursuant to departmental regulations or which have been designated commonwealth priority schools or commonwealth pilot schools pursuant to said regulations, schools or districts with a high percentage of students scoring in levels 1 and 2 on the MCAS exams or programs which serve children not less than 50 per cent of whom are from families earning at or below 85 per cent of the state median income; provided further, that funds may also be used to enhance community-wide capacity building efforts within statewide parameters established by the board; provided further, that any newly-funded programs designated as Massachusetts Universal Pre-Kindergarten Program participants shall fall within the quality standards established by the Massachusetts Quality Rating and Improvement System; provided further, that programs receiving grant funds may use the funds to enhance teacher and staff quality and compensation, enhance program quality through participation in the Massachusetts Quality Rating and Improvement System, enhance program ability to interpret and use assessment data effectively, enhance developmentally-appropriate practices, incorporate ancillary services into the program, facilitate or provide access to wrap-around services for working families or to increase capacity to expand access to age-eligible children on the centralized waitlist maintained by the department; provided further, that preference shall be given in awarding grants to those programs which demonstrate affordability for middle class and working class parents according to standards to be developed by the department; and provided further, that any payment made under any such grant with a school district shall be deposited with the treasurer of such city, town or regional school district and held as a separate account and shall be expended by the school committee of such city, town or regional school district without municipal appropriation, notwithstanding any general or special law to the contrary $7,500,000

3000-6075 For early childhood mental health consultation services in early education and care programs in the commonwealth; provided, that preference shall be given to those services designed to limit the number of expulsions and suspensions from said programs; and provided further, that eligible recipients for such grants shall include community partnership councils, municipal school districts, regional school districts, educational collaboratives, head start programs, licensed child care providers, child care resource and referral centers and other qualified entities $750,000

3000-7000 For statewide neonatal and postnatal home parenting education and home visiting programs for at-risk newborns to be administered by the Children's Trust Fund; provided that such services shall be made available statewide to parents under the age of 21 years; and provided further, that notwithstanding any general or special law to the contrary, priority for such services shall be given to low-income parents $10,463,346

3000-7050 For the coordinated family and community engagement grant program, which shall establish a statewide network of supports for early education; provided, that the department shall distribute the grants no later than August 31, 2012, in order to allow a full year of service for families involved in these programs; provided further, that supports funded through this item shall include, but not be limited to, curriculum development, child assessment systems, activities that encourage providers to obtain

associate and bachelor degrees, payment of fees and direct assistance to programs seeking accreditation by agencies approved by the board, and professional development courses; provided further, that eligible recipients for such grants shall include, but not be limited to, the home-based, school readiness and family support program known as the parent-child home program, community partnership councils, municipal school districts, regional school districts, educational collaboratives, head start programs, school readiness and family support programs, licensed child care providers, and child care resource and referral centers; provided further, that supports funded through this item shall be in alignment with the quality requirements of the Massachusetts Universal Pre-Kindergarten Program and the development of the quality rating and improvement system; provided further, that the department shall encourage and support early childhood education and care providers to obtain associate and bachelor degrees through professional development programs, including, but not limited to, the building careers program model; provided further, that the department shall take steps to streamline activities and programs funded through this line item; and provided further, that the department may expend funds from the item on grants for supplemental services for children with individualized education $18,164,890

3000-7070 For Reach Out and Read, a research-proven, pediatric literacy intervention program, which trains doctors and nurse practitioners to provide advice to parents on reading aloud to children and books for children living in poverty and in underperforming school districts through programs established in community health centers, medical practices and hospitals; provided, that the funds distributed through Reach Out and Read shall be contingent upon a match of not less than $1 in private or corporate contributions for every $1 in state grant funding $600,000

EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES.

Office of the Secretary.

4000-0050 For the operation of the personal care attendant quality workforce council established under section 29 of chapter 118G of the General Laws $235,485

4000-0300 For the operation of the executive office of health and human services, including the operation of the managed care oversight board; provided, that the executive office shall provide technical and administrative assistance to agencies under the purview of the secretariat receiving federal funds; provided further, that the executive office and its agencies, when contracting for services on the islands of Martha's Vineyard and Nantucket, shall take into consideration the increased costs associated with the provision of goods, services and housing on said islands; provided further, that the executive office shall monitor the expenditures and completion timetables for systems development projects and enhancements undertaken by all agencies under the purview of the secretariat, and shall ensure that all measures are taken to make such systems compatible with one another for enhanced interagency interaction; provided further, that the executive office shall continue to develop and implement the common client identifier; provided further, that the executive office shall ensure that any collaborative assessments for children receiving services from multiple agencies within the secretariat shall be performed within existing resources; provided further, that funds appropriated in this item shall be

expended for administrative and contracted services related to the implementation and operation of programs authorized by chapter 118E of the General Laws; provided further, that in consultation with the division of health care finance and policy, no rate increase shall be provided to existing Medicaid provider rates without taking all measures possible under Title XIX of the Social Security Act to ensure that rates of payment to providers do not exceed the rates that are necessary to meet only those costs which must be incurred by efficiently and economically operated providers in order to provide services of adequate quality; provided further, that expenditures for the purposes of each item appropriated for programs authorized by chapter 118E of the General Laws shall be accounted for in the Massachusetts management accounting and reporting system not more than 10 days after the expenditures have been made by the Medicaid management information system; provided further, that no expenditures shall be made that are not federally reimbursable, including those related to Titles XIX or XXI of the Social Security Act or the MassHealth demonstration waiver approved under section 1115(a) of said Social Security Act or the community first section 1115 demonstration waiver, whether made by the executive office or another commonwealth entity, except as specifically authorized herein, or unless made for cost containment efforts, the purposes and amounts of which have been submitted to the executive office of administration and finance and the house and senate committees on ways and means 30 days prior to making such expenditures; provided further, that in calculating rates of payment for children enrolled in MassHealth receiving inpatient services at acute care pediatric hospitals as defined in section 1 of chapter 118G of the General Laws, the executive office shall make a supplemental payment, if necessary, sufficient to assure that inpatient SPAD and outlier payments for discharges with a case mix acuity equal to or greater than 5 shall be at least equal to 85 per cent of the expenses incurred in providing services to those children; provided further, that the executive office of health and human services may continue to recover provider overpayments made in the current and prior fiscal years through the Medicaid management information system, and that these recoveries shall be considered current fiscal year expenditure refunds; provided further, that funds shall be provided in an amount not less than the total appropriated in item 1599-2009 in section 2 of chapter 182 of the acts of 2008**;** provided further, that the executive office may collect directly from a liable third party any amounts paid to contracted providers under chapter 118E of the General Laws for which the executive office later discovers another third party is liable if no other course of recoupment is possible; provided further, that no funds shall be expended for the purpose of funding interpretive services directly or indirectly related to a settlement or resolution agreement with the office of civil rights or any other office, group or entity; provided further, the executive office shall not set further limitations for acute care hospital inpatient and outpatient case-mix appeals than those in effect as of February 1, 2012; provided further, that interpretive services currently provided shall not give rise to enforceable legal rights for any party or to an enforceable entitlement to interpretive services; provided further, that the executive office shall maintain the fiscal year 2012 overall reimbursement rate for the commonwealth's only medical respite program for the homeless; provided further, that notwithstanding any general or special law to the contrary, the executive office shall require the commissioner of mental health to approve any prior authorization or other restriction on medication used to treat mental illness in accordance with written policies, procedures and regulations of the department of mental health; provided

further, that funds may be expended for the operation of the office of health equity within the executive office of health and human services; provided further, that not later than January 18, 2013 the executive office of health and human services shall submit a report to the house and senate committees on ways and means detailing the methodology used to project caseload and utilization in fiscal year 2012 and fiscal year 2013; provided further, that funds shall be expended to support the functions of the office of performance management in carrying out the executive order known as "Improving the Performance of State Government by Implementing a Comprehensive Strategic Planning and Performance Management Framework in the Executive Departments"; provided further, that any projection of deficiency in item 4000-0430, 4000-0500, 4000-0600, 4000-0700, 4000-0870, 4000-0875, 4000-0880, 4000-0890, 4000-0895, 4000-0950, 4000-0990, 4000-1400 or 4000-1405 shall be reported to the house and senate committees on ways and means not less than 90 days before the projected exhaustion of funding;—and provided further, that any unexpended balance in these accounts shall revert to the General Fund on June 30, 2013……$87,222,963

4000-0301 For the costs of MassHealth provider and member audit and utilization review activities including, but not limited to, eligibility verification, disability evaluations, provider financial and clinical audits, and initiatives intended to enhance program integrity $1,736,313

4000-0309 For the expansion of auditing activities in MassHealth, including, but not limited to field audits of high risk services; provided, that no expenditures shall be made from this item that are not federally reimbursable; provided further, that notwithstanding any general or special law to the contrary, the state Medicaid office is hereby authorized to conduct a trial to determine the effectiveness of various fraud management tools to identify potential fraud at claims submission and validation in order to reduce Medicaid fraud prior to payment; provided further, that the state Medicaid office may employ strategies to improve systems for detection and may allow for the use of external data sources; provided further, that any such trial may test innovative technologies to improve Medicaid fraud detection and evaluate the efficacy of, among other things, a real-time model to identify and investigate potential Medicaid fraud cases prior to payment; provided further, that the Medicaid office may use actual claims data, in accordance with federal law, to identify specific suspicious provider billing patterns, document the results of any potential fraud findings and estimate anticipated savings and benefits to the commonwealth associated with such a fraud detection system; provided further, that the executive office of health and human services shall submit 2 reports to the house and senate committees on ways and means detailing recoveries and offsets generated by said audits; and provided further, that the first report shall be delivered no later than January 18, 2013 and that the second report shall be delivered no later than May 17, 2013..... $1,000,000

4000-0320 For the executive office of health and human services which may expend for medical care and assistance rendered in the current year an amount not to exceed $225,000,000 from the monies received from recoveries and collections of any current or prior year expenditures; provided, that notwithstanding any general or special law to the contrary, the balance of any personal needs accounts collected from nursing and other medical institutions upon a medical assistance member's death and held by the executive office for more than 3 years may be credited to this item; and

provided further, that no funds from this item shall be used for the purposes of item 4000-0300 ..... $225,000,000

4000-0430 For the CommonHealth program to provide primary and supplemental medical care and assistance to disabled adults and children under sections 9A, 16 and 16A of chapter 118E of the General Laws; provided, that funds may be expended from this item for health care services provided to the recipients in prior fiscal years; provided further, that the executive office shall maximize federal reimbursement for state expenditures made on behalf of such adults and children; provided further, that children shall be determined eligible for the medical care and assistance if they meet the disability standards as defined by the executive office, which shall be no more restrictive than the standards in effect on July 1, 1996; and provided further, that the executive office shall process CommonHealth applications within 45 days of receipt of a completed application or within 90 days if a determination of disability is required..... $73,165,557

4000-0500 For health care services provided to medical assistance recipients under the executive office's primary care clinician/mental health and substance abuse plan or through a health maintenance organization under contract with the executive office and for MassHealth benefits provided to children, adolescents and adults under clauses (a) to (d), inclusive, and clause (h) of subsection (2) of section 9A of chapter 118E of the General Laws and section 16C of said chapter 118E; provided, that no funds shall be expended from this item for children and adolescents under clause (c) of said subsection (2) of said section 9A of said chapter 118E whose family incomes, as determined by the executive office, exceed 150 per cent of the federal poverty level; provided further, that expenditures from this item shall be made only for the purposes expressly stated herein; and provided further, that funds may be expended from this item for health care services provided to the recipients in prior fiscal years…. $4,164,475,376

Executive Office of Elder Affairs.

4000-0600 For health care services provided to MassHealth members who are seniors and for the operation of the senior care options program under section 9D of chapter 118E of the General Laws; provided, that funds may be expended from this item for health care services provided to these recipients in prior fiscal years; provided further, that funds shall be expended for the community choices initiative; provided further, that no payment for special provider costs shall be made from this item without the prior written approval of the secretary of administration and finance; provided further, that benefits for this demonstration project shall not be reduced below the services provided in fiscal year 2012; provided further, that the eligibility requirements for this demonstration project shall not be more restrictive than those established in fiscal year 2012; provided further, that notwithstanding any general or special law to the contrary, funds shall be expended from this item for the purpose of maintaining a personal needs allowance of $72.80 per month for individuals residing in nursing homes and rest homes who are eligible for MassHealth, Emergency Aid to the Elderly, Disabled and Children program or Supplemental Security Income; provided further, that funds shall be expended from this item to implement the pre-admission counseling and assessment program under the third paragraph of section 9 of chapter 118E of the General Laws, which shall be implemented on a statewide basis through aging and disability resource consortia; provided further, that notwithstanding any

general or special law to the contrary, for any nursing home or non-acute chronic disease hospital that provides kosher food to its residents, the executive office of elder affairs, in consultation with the division of health care finance and policy, in recognition of the unique special innovative program status granted by the executive office of health and human services, shall continue to make the standard payment rates established in fiscal year 2006 to reflect the high dietary costs incurred in providing kosher food; and provided further, that notwithstanding any general or special law to the contrary, nursing facility rates effective July 1, 2012 may be developed using the costs of calendar year 2005 ..... $2,763,630,662

4000-0640 For nursing facility Medicaid rates; provided, that notwithstanding any general or special law to the contrary, in fiscal year 2013 the division of health care finance and policy shall establish nursing facility Medicaid rates that cumulatively total $288,500,000 more than the annual payment rates established by the division under the rates in effect as of June 30, 2002; provided further, that an amount for expenses related to the collection and administration of section 25 of chapter 118G of the General Laws shall be transferred to the division of health care finance and policy; provided further, that effective July 1, 2012 for the fiscal year ending June 30, 2013, the division of health care finance and policy shall establish nursing facility MassHealth rates that fully recognize the Medicaid share of the nursing home assessment established by section 25 of chapter 118G of the General Laws, and fund continuation of the Fiscal Year 2012 Add-On provision in section 6.06(13) of the division of health care finance and policy's 114.2 CMR 6.00: Standard Payments to Nursing Facilities, enacted on September 1, 2011; provided further, that not less than $2,800,000 shall be expended as incentive payments to nursing facilities meeting the criteria determined under the MassHealth Nursing Facility Pay-for-Performance Program and that have established and participated in a cooperative effort in each qualifying nursing facility between representatives of employees and management that is focused on implementing that criteria and improving the quality of services available to MassHealth members; and provided further that the MassHealth agency shall adopt regulations and procedures necessary to carry out section; and provided further, that the payments made pursuant to this item shall be allocated in an amount sufficient to implement section 622 of chapter 151 of the acts of 1996..... $318,500,000

Executive Office of Health and Human Services.

4000-0700 For health care services provided to medical assistance recipients under the executive office's health care indemnity/third party liability plan and medical assistance recipients not otherwise covered under the executive office's managed care or senior care plans, and for MassHealth benefits provided to children, adolescents and adults under clauses (a) to (d), inclusive and clause (h) of subsection (2) of section 9A of chapter 118E of the General Laws and section 16C of said chapter 118E; provided, that no payments for special provider costs shall be made from this item without the prior written approval of the secretary of administration and finance; provided further, that no funds shall be expended from this item for children and adolescents under clause (c) of said subsection (2) of said section 9A of said chapter 118E whose family incomes, as determined by the executive office, exceed 150 per cent of the federal poverty level; provided further, that children who have aged out of the custody of the department of children and families shall be eligible for benefits until they reach age 21; provided further, that funds shall be expended from this item for members

who qualify for early intervention services; provided further, that funds may be expended from this item for health care services provided to the recipients in prior fiscal years; provided further, that $23,000,000 shall be expended from this item, or item 4000-0500, if necessary to achieve maximum federal financial participation, to enhance the ability of hospitals and community health centers to serve populations in need more efficiently and effectively; provided further, that the executive office shall maximize federal reimbursements for state expenditures made to these providers; provided further, that the executive office shall not, in fiscal year 2013, fund programs relating to case management with the intention of reducing length of stay for neonatal intensive care unit cases; provided further, that notwithstanding the foregoing, funds may be expended from this item for the purchase of third party insurance including, but not limited to, Medicare for any medical assistance recipient; provided further, that the executive office may reduce MassHealth premiums or copayments or offer other incentives to encourage enrollees to comply with wellness goals; and provided further, that funds may be expended from this item for activities relating to disability determinations or utilization management and review, including patient screenings and evaluations, regardless of whether such activities are performed by a state agency, contractor, agent or provider ... $1,954,480,126

4000-0870 For health care services provided to adults participating in the medical assistance program pursuant to clause (g) of subsection (2) of section 9A of chapter 118E of the General Laws; provided, that funds may be expended from this item for health care services provided to the recipients in prior fiscal years $179,909,689

4000-0875 For the provision of benefits to eligible women who require medical treatment for either breast or cervical cancer in accordance with section 1902(a)(10)(A)(ii)(XVIII) of the Breast and Cervical Cancer Prevention and Treatment Act of 2000, Public Law 106-354, and in accordance with section 10D of chapter 118E of the General Laws; provided, that the executive office shall provide those benefits to women whose income, as determined by the executive office, does not exceed 250 per cent of the federal poverty level, subject to continued federal approval; provided further, that eligibility for benefits shall be extended solely for the duration of the cancerous condition; provided further, that before the provision of any benefits covered by this item, the executive office shall require screening for either breast or cervical cancer through the comprehensive breast and cervical cancer early detection program operated by the department of public health, in accordance with item 4570-1512 of section 2D; and provided further, that funds may be expended from this item for health care services provided to these recipients in prior fiscal years $5,248,099

4000-0880 For MassHealth benefits under clause (c) of subsection (2) of section 9A of chapter 118E of the General Laws and section 16C of said chapter 118E for children and adolescents whose family incomes as determined by the executive office are above 150 per cent of the federal poverty level; provided, that funds may be expended from this item for health care services provided to these children and adolescents in prior fiscal years $213,894,591

4000-0890 For the cost of health insurance subsidies paid to employees and employers of small businesses in the insurance reimbursement program under section 9C of chapter 118E of the General Laws; provided, that funds may be expended from this item for health care services provided to these persons in prior fiscal years $30,481,392

4000-0895 For the healthy start program to provide medical care and assistance to pregnant women and infants residing in the commonwealth pursuant to section 10E of chapter 118E of the General Laws; provided, that funds may be expended from this item for health care services provided to these persons in prior fiscal years $15,850,244

4000-0950 For the purposes of administrative and program expenses associated with the Children's behavioral health initiative, in accordance with the settlement agreement in the case of Rosie D. et al. v. Romney, United States District Court for the District of Massachusetts civil action No. 01-30199-MAP, to provide comprehensive, community-based behavioral health services to children suffering from severe emotional disturbances; provided, that funds may be expended from this item for health care services provided to these persons in prior fiscal years; provided further, that the secretary of health and human services shall report biannually to the house and senate committees on ways and means relative to implementation of the initiative; provided further, that such biannual reports shall include, but not be limited to, details of the implementation plan, results of the scheduled plan to date, including a schedule detailing commencement of services and associated costs by service type, an analysis of compliance with the terms of the settlement agreement to date, a detailed itemization of services and service utilization by service type, geographical location and the age of the member receiving the service, data detailing the time that elapses between a member's request for services and commencement of an initial assessment for services, the time to complete the initial assessment and the time that elapses between initial assessment for services and commencement of services and a quarterly update of whether projected expenditures are likely to exceed the amount appropriated herein; provided further, that any unexpended balance in this item shall revert to the General Fund on June 30, 2013; and provided further, that funds shall not be transferred from this item without notifying the house and senate committees on ways and means not less than 30 days prior to such a transfer $221,549,097

4000-0990 For the Children's medical security plan to provide primary and preventive health services for uninsured children from birth through age 18; provided, that the executive office shall prescreen enrollees and applicants for Medicaid eligibility; provided further, that no applicant shall be enrolled in the program until the applicant has been denied eligibility for the MassHealth program; provided further, that the MassHealth benefit request shall be used as a joint application to determine the eligibility for both MassHealth and the Children's medical security plan; provided further, that the executive office shall maximize federal reimbursements for state expenditures made on behalf of the children; provided further, that the executive office shall expend all necessary funds from this item to ensure the provision of the maximum benefit levels for this program, as authorized by section 10F of chapter 118E of the General Laws; provided further, that the maximum benefit levels for this program shall be made available only to those children who have been determined by the executive office to be ineligible for MassHealth benefits; and provided further, that funds may be expended from this item for health care services provided to these persons in prior fiscal years $13,298,695

4000-1400 For the purposes of providing MassHealth benefits to persons with a diagnosis of human immunodeficiency virus with incomes up to 200 per

cent of the federal poverty level; provided, that funds may be expended from this item for health care services provided to these persons in prior fiscal years $18,744,723

4000-1405 For the operation of a program of preventive and primary care for chronically unemployed persons who are not receiving unemployment insurance benefits and who are not eligible for medical assistance but who are determined by the executive office of health and human services to be long-term unemployed; provided, that such persons shall meet the eligibility requirements of the MassHealth program established in section 9A of chapter 118E of the General Laws; provided further, that persons eligible under subsection (7) of section 16D of said chapter 118E shall also be eligible to receive benefits under this item; provided further, that the income of such persons shall not exceed 100 per cent of the federal poverty level; provided further, that the eligibility requirements shall not exclude from eligibility persons who are employed intermittently or on a non-regular basis; provided further, that the provision of care to such persons under this program may, taking into account capacity, continuity of care, and geographic considerations, be restricted to certain providers; provided further, that the secretary may limit or close enrollment if necessary in order to ensure that expenditures from this item do not exceed the amount appropriated herein; provided further, that no such limitation shall be implemented unless the secretary has given 90 days' notice to the house and senate committees on ways and means and the joint committee on health care financing; and provided further, that funds may be expended from this item for health care services provided to recipients in prior fiscal years $505,998,456

4000-1420 For the purposes of making payment to the federal Centers for Medicare and Medicaid Services in compliance with Title XIX of the Social Security Act $285,153,027

4000-1602 For the costs associated with running MassHealth field operations according to customer service best practices and federally mandated processing times, taking into consideration both improvements in efficiencies and increases in member population; provided, that no expenditures shall be made from this item that are not federally reimbursable $1,000,000

4000-1604 For MassHealth costs associated with the implementation of the Patient Protection and Affordable Care Act and payment reform; provided, that no expenditures shall be made from this item that are not federally reimbursable $750,000

4000-1700 For the provision of information technology services within the executive office of health and human services $86,757,333

Office for Refugees and Immigrants.

4003-0122 For a citizenship for new Americans program to assist legal permanent residents of the commonwealth in becoming citizens of the United States; provided, that the office for refugees and immigrants shall administer the program; provided further, that the program funded by this item shall provide assistance to persons who are within 3 years of eligibility to become citizens of the United States; provided further, that services shall be designed to include: ESOL/civics classes, citizenship application

assistance, interview preparation and support services including, but not limited to, interpretation and referral services; provided further, that persons who would qualify for benefits under chapter 118A of the General Laws but for their status as legal non-citizens shall be given highest priority for services; and provided further, that persons who currently receive state-funded benefits which could be replaced, in whole or in part, by federally-funded benefits if these persons become citizens, shall be given priority for services $237,500

Division of Health Care Finance and Policy.

4100-0060 For the operation of the division of health care finance and policy and the administration of the Health Safety Net Trust Fund established in section 36 of chapter 118G of the General Laws; provided, that notwithstanding any general or special law to the contrary, the assessment to acute hospitals authorized pursuant to section 5 of said chapter 118G for the estimated expenses of the division shall include in fiscal year 2013 the estimated expenses, including indirect costs, of the division and shall be equal to the amount appropriated in this item less one-half of amounts projected to be collected in fiscal year 2013 from: (1) filing fees; (2) fees and charges generated by the division's publication or dissemination of reports and information; and (3) federal financial participation received as reimbursement for the division's administrative costs; provided further, that the assessed amount shall not be less than 55 per cent of the total expenses appropriated for the division and the health safety net office; provided further, for the purposes of supporting the division's expanded role in developing health care policies that benefit government entities, providers, purchasers, and consumers, the division shall assess surcharge payors as defined in section 34 of said chapter 118G, not less than 10 per cent of the total estimated expenses appropriated for the division and the health safety net office, including indirect costs, in fiscal year 2013, less the amounts projected to be collected in fiscal year 2013 from: (1) filing fees; (2) fees and charges generated by the division's publication or dissemination of reports and information; and (3) federal financial participation received as reimbursement for the division's administrative costs; provided further, that the assessment on surcharge payors shall be calculated in a manner similar to the assessment authorized under section 38 of said chapter 118G, and shall be collected in a manner consistent with the provisions of said chapter 118G and deposited in the General Fund; provided further, that the division shall promulgate regulations requiring all hospitals receiving payments from the Health Safety Net Trust Fund to report to the division the following utilization information: the number of inpatient admissions and outpatient visits by age category, income category, diagnostic category, and average charge per admission; provided further, that the division shall submit quarterly reports to the house and senate committees on ways and means compiling this data; provided further, that the division, in consultation with the executive office of health and human services, shall not promulgate any increase in Medicaid provider rates without taking all measures possible under Title XIX of the Social Security Act or any successor federal statute to ensure that rates of payment to providers do not exceed such rates as are necessary to meet only those costs incurred by efficiently and economically operated providers in order to provide services of adequate quality; provided further, that the division shall meet the reporting requirements of section 25 of chapter 203 of the acts of 1996; provided further, that funds may be expended for the purposes of a survey and study of the uninsured

and underinsured in the commonwealth, including the health insurance needs of the residents of the commonwealth; provided further, that this study shall examine the overall impact of programs administered by the executive office of health and human services on the uninsured, the underinsured, and the role of employers in assisting their employees in affording health insurance pursuant to section 23 of chapter 118G of the General Laws; provided further, that the division shall publish annual reports on the financial condition of hospitals and other health care providers through the Health Benchmarks project website, in collaboration with the executive office of health and human services, the office of the attorney general, and the University of Massachusetts; provided further, that the division shall submit to the house and senate committees on ways and means and the joint committee on health care financing not later than December 7, 2012 a report detailing utilization of the Health Safety Net Trust Fund; provided further, that the report shall include: (1) the number of persons in the commonwealth whose medical expenses were billed to the Health Safety Net Trust Fund in fiscal year 2012; (2) the total dollar amount billed to the Health Safety Net Trust Fund in fiscal year 2012; (3) the demographics of the population using the Health Safety Net Trust Fund; and (4) the types of services paid for out of the Health Safety Net Trust Fund in fiscal year 2012; and provided further, that the division shall include in the report an analysis on hospitals' responsiveness to enrolling eligible individuals into the MassHealth program upon the date of service rather than charging those individuals to the Health Safety Net Trust Fund $21,693,748

4100-0061 For the division of health care finance and policy, which may expend for the development, operations and maintenance of an all payer claims database, an amount not to exceed $4,000,000 from amounts paid to the division for any and all fees paid for health data information and from any federal financial participation associated with the collection and administration of health care claims data $4,000,000

4100-0082 For the division of health care finance and policy, which may expend for the migration of health safety net claims adjudication to the executive office of health and human services through its MMIS system, and for the maintenance of claims adjudication, an amount equal to the amount of federal financial participation received by the state for such activities, not to exceed $2,000,000; provided, that such federal revenue shall be deposited into the General Fund and such amount shall be transferred into this account; and provided further, that notwithstanding any general or special law to the contrary, and for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the division may incur expenses in anticipation of revenue, after written approval from the secretary of administration and finance, and the comptroller shall certify for payment, amounts not to exceed the lower of this authorization or the most recent revenue estimate, as reported in the state accounting system $2,000,000

4100-0360 For the health care quality and cost council established pursuant to section 16K of chapter 6A of the General Laws; provided, that the council may expend an amount not to exceed $100,000 from the monies received from the sale of data reports $100,000

OFFICE OF DISABILITIES AND COMMUNITY SERVICES.

Massachusetts Commission for the Blind.

4110-0001 For the operation of the Massachusetts Commission for the Blind, including the cost of sheltered workforce employee retirement benefits $1,346,103

4110-1000 For the community services program; provided, that the Massachusetts commission for the blind shall work in collaboration with the Massachusetts commission for the deaf and hard of hearing to provide assistance and services to the deaf-blind community through the deaf-blind community access network; provided further, that not less than $450,000 shall be expended for the deaf-blind community access network..... $3,901,497

4110-2000 For the turning 22 program of the commission; provided, that the commission shall work in conjunction with the department of developmental services to secure the maximum amount of federal reimbursements available for the care of turning 22 clients $11,112,168

4110-3010 For a program of vocational rehabilitation for the blind in cooperation with the federal government; provided, that no funds from federal vocational rehabilitation grants or state appropriation shall be deducted for pensions, group health and life insurance, or any other such indirect costs of federally reimbursed state employees; and provided further, that an additional $45,000 shall be made available to expand the contract for vocational rehabilitation services provided by the Carroll Center for the Blind $3,053,118

Massachusetts Rehabilitation Commission.

4120-1000 For the operation of the commission; provided, that the commissioner shall report quarterly to the house and senate committees on ways and means and the secretary of administration and finance on the number of clients served and the amount expended on each type of service; provided further, that upon the written request of the commissioner of revenue, the commission shall provide lists of individual clients to whom or on behalf of whom payments have been made for the purpose of verifying eligibility and detecting and preventing fraud, error and abuse in the programs administered by the commission; and provided further, that the lists shall include client names and social security numbers and payee names and other identification, if different from the client's..... $404,678

4120-2000 For vocational rehabilitation services operated in cooperation with the federal government; provided, that no funds from the federal vocational rehabilitation grant or state appropriation shall be deducted for pensions, group health and life insurance and any other such indirect cost of the federally-reimbursed state employees; and provided further, that the commissioner, in making referrals to service providers, shall take into account the client's place of residence and the geographic proximity of the nearest provider to the residence $10,011,824

4120-3000 For employment assistance services; provided, that vocational evaluation and employment services for severely disabled adults may be provided..... $2,058,907

4120-4000 For independent living assistance services; provided further that $50,000 be expended for assistive technologies $12,279,279

4120-4001 For the housing registry for the disabled..... $80,000

4120-4010 For the turning 22 program of the commission $794,210

4120-5000 For homemaking services $4,280,624

4120-6000 For services for individuals with head injuries; provided, that the commission shall work with the executive office of health and human services to maximize federal reimbursement for clients receiving head injury services $11,215,519

Massachusetts Commission for the Deaf and Hard of Hearing.

4125-0100 For the operation of and services provided by the Massachusetts commission for the deaf and hard of hearing $5,390,287

Soldiers' Home in Massachusetts.

4180-0100 For the maintenance and operation of the Soldiers' Home in Massachusetts located in the city of Chelsea, including a specialized unit for the treatment of Alzheimer's disease patients; provided, that no fee, assessment or other charge shall be imposed upon or required of any person for any outpatient treatment, admission, or hospitalization which exceeds the amount of fees charged in fiscal year 2012..... $26,931,978

4180-1100 For the Soldiers' Home in Massachusetts which may expend not more than $435,000 in revenues for facility maintenance and patient care, including personnel costs; provided, that 60 percent of all revenues generated pursuant to section 2 of chapter 90 of the General Laws through the purchase of license plates with the designation VETERAN by eligible veterans of the commonwealth, upon compensating the registry of motor vehicles for the cost associated with the license plates, shall be deposited into and for the purposes of this retained revenue account of the Soldiers' Home; provided further, that the Soldiers' Home may accept gifts, grants, donations and bequests; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the Soldiers' Home may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system, prior appropriation continued $435,000

Soldiers' Home in Holyoke.

4190-0100 For the maintenance and operation of the Soldiers' Home in Holyoke; provided, that no fee, assessment or other charge shall be imposed upon or required of any person for any outpatient treatment, admission or hospitalization which exceeds the amount of fees charged in fiscal year 2012 ..... $19,809,226

4190-0101 For the Soldiers' Home in Holyoke which may expend for its operation an amount not to exceed $5,000 from the licensing of the property for placement of aerial antennas $5,000

4190-0102 For the Soldiers' Home in Holyoke which may expend for the outpatient pharmacy program an amount not to exceed $110,000 from co-payments which it may charge to users of the program; provided, that no co-

payments shall be imposed or required of any person which exceed the level of co-payments charged in fiscal year 2012 ..... $110,000

4190-0200 For the Soldiers' Home in Holyoke which may expend not more than $35,000 from fees collected from veterans in its care for the purposes of providing television and telephone services to residents; provided, that fees from the use of telephones and televisions shall only be expended for payments to vendors for said services; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the Soldiers' Home may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $35,000

4190-0300 For the Soldiers' Home in Holyoke which may expend not more than $671,530 for the operation of 12 additional long term care beds from revenue generated through the occupancy of these beds; provided, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the Soldiers' Home may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $671,530

4190-1100 For the Soldiers' Home in Holyoke which may expend not more than $290,000 for facility maintenance and patient care, including personnel costs; provided, that 40 percent of all revenues generated pursuant to section 2 of chapter 90 of the General Laws through the purchase of license plates with the designation VETERAN by eligible veterans of the commonwealth, upon compensating the registry of motor vehicles for the cost associated with the license plates, shall be deposited into and for the purposes of this retained revenue account of the Soldiers' Home; provided further, that the Soldiers' Home may accept gifts, grants, donations and bequests; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the Soldiers' Home may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system, prior appropriation continued $290,000

OFFICE OF CHILDREN, YOUTH AND FAMILY SERVICES.

Department of Youth Services.

4200-0010 For the administration of the department of youth services; provided, that the department shall continue to collaborate with the department of elementary and secondary education in order to align curriculum at the department of youth services with the statewide curriculum frameworks and to ease the reintegration of youth from facilities at the department of youth services into regular public school settings; provided further, that the department shall continue to execute its education funding initiative; and provided further, that the commissioner of youth services, in conjunction with the department of elementary and secondary education, shall submit a

report on the status of the department of youth services investment in education and its projected needs in fiscal years 2013 and 2014 to the house and senate committees on ways and means by December 3, 2012 ..... $4,021,559

4200-0100 For supervision, counseling and other community-based services provided to committed youths in nonresidential care programs of the department; provided, that the commissioner may transfer up to 7 per cent of the amount appropriated in this item to items 4200-0200 and 4200-0300; and provided further, that 30 days before any such transfer is made, the commissioner shall file with the secretary of administration and finance and the house and senate committees on ways and means a plan showing the amounts to be transferred and the reason for the proposed transfer $22,355,990

4200-0200 For pretrial detention programs, including purchase-of-service and state-operated programs; provided, that the commissioner may transfer up to 7 per cent of the amount appropriated herein to items 4200-0100 and 4200-0300; and provided further, that 30 days before any transfer is made, the commissioner shall file with the secretary of administration and finance and the house and senate committees on ways and means a plan showing the amounts to be transferred and the reason for the proposed transfer $20,811,080

4200-0300 For secure facilities, including purchase-of-service and state operated programs incidental to the operations of the facilities; provided, that funds shall be expended to address the needs of the female population; provided further, that funds shall be expended to address suicide prevention; provided further, that the commissioner may transfer up to 7 per cent of the amount appropriated in this item to items 4200-0100 and 4200-0200; and provided further, that 30 days before any such transfer is made, the commissioner shall file with the secretary of administration and finance and the house and senate committees on ways and means a plan showing the amounts to be transferred and the reason for the proposed transfer $102,562,498

4200-0500 For enhanced salaries for teachers at the department of youth services $2,809,809

4200-0600 For the operation of secure facilities to detain arrested youth prior to arraignment under the alternative lock up program $2,100,000

Department of Transitional Assistance.

4400-1000 For the central administration of the department of transitional assistance; provided, that all costs associated with verifying disability for all programs of the department shall be paid from this item; provided further, that the department shall submit on a monthly basis to the house and senate committees on ways and means and the secretary of administration and finance a status report on program expenditures, savings and revenues, error rate measurements and public assistance caseloads and benefits; provided further, that the department shall collect all out-of-court settlement restitution payments; provided further, that the restitution payments shall include, but not be limited to, installment and lump sum payments; provided further, that notwithstanding any general or special law to the contrary, unless otherwise expressly provided, federal reimbursements received for the purposes of the department, including reimbursements for administrative, fringe and overhead costs, for the current fiscal year and prior fiscal years, shall be credited to the General Fund; provided further, that an application for assistance under chapter 118 of the General Laws shall be deemed an application for assistance under chapter 118E of the

General Laws; provided further, that if assistance under said chapter 118 is denied, the application shall be transmitted by the department to the executive office of health and human services for a determination of eligibility under said chapter 118E; provided further, that the department shall, to the extent feasible within the appropriation provided, provide for extended office hours; provided further, that the department shall accomplish the staffing of these extended office hours to the maximum extent possible through the use of flex-time that will allow workers to modify their working hours to accommodate their specific personal and family needs; provided further, that the department of transitional assistance shall provide the caseload forecasting office with enrollment data and any other information pertinent to caseload forecasting that is requested by the office on a monthly basis; and provided further, that the information is provided in a manner that meets all applicable federal and state privacy requirements $54,584,750

4400-1001 For programs to increase the commonwealth's participation rate in the supplemental nutrition assistance program and other federal nutrition programs; provided further, that the work of department employees paid for from this item shall be restricted to processing supplemental nutrition assistance program applications; provided further, that the department shall not require supplemental nutrition assistance program applicants to provide re-verification of eligibility factors previously verified and not subject to change; provided further, that notwithstanding any general or special law to the contrary, the department shall require only 1 signature from supplemental nutrition assistance program applicants; provided further, that the department shall fund a unit staffed by department employees to respond to supplemental nutrition assistance program inquiries, and arrange and conduct telephone interviews for initial supplemental nutrition assistance program applications from this item; provided further, that the department shall fund a system to image and catalogue eligibility documents electronically from this item; provided further, that funds may be expended for supplemental nutrition assistance program outreach; and provided further, that the department shall report to the house and senate committees on ways and means not later than December 7, 2012 on the status of these programs $3,060,177

4400-1025 For domestic violence specialists at local area offices $782,222

4400-1100 For the payroll of the department's caseworkers; provided, that only employees of bargaining unit 8 shall be paid from this item $61,528,893

4401-1000 For employment and training services for recipients of benefits provided under the transitional aid to families with dependent children program; provided, that funds from this item may be expended on former recipients of the program for up to 1 year after termination of their benefits; provided further, that no less than $4,000,000 shall be expended for providers with whom the department entered into service agreements with in fiscal year 2011 as procured under the Competitive Integrated Employment Service program; provided further, that the young parents program shall receive no less than the amount expended in the previous fiscal year; provided further, that certain parents who have not yet reached the age of 18 years, including those who are ineligible for transitional aid to families with dependent children and who would qualify for benefits under chapter 118 of the General Laws but for the deeming of the grandparents' income shall be eligible to receive services; provided further, that no less than $50,000

shall be expended for the DTA Works internship program; provided further, that funds shall be provided for learning disability assessments through the University of Massachusetts; provided further, that the department may expend funds for vocational specialists staffed by the university of Massachusetts; and provided further, that funds may be expended for trauma informed employment services, including Project SAFE $8,109,035

4403-2000 For a program of transitional aid to families with dependent children; provided, that notwithstanding any general or special law to the contrary, benefits under the program of transitional aid to families with dependent children shall be paid only to citizens of the United States and to non-citizens for whom federal funds may be used to provide benefits; provided further, that notwithstanding any general or special law or any provisions of this act to the contrary, no benefit under this item shall be made available to illegal or undocumented aliens; provided further, that the need standard shall be equal to the standard in effect in fiscal year 2012 unless the department determines that a reduction in the monthly payment standard should be implemented before the end of the fiscal year to keep program expenditures within the amounts appropriated in this item; provided further, that the payment standard shall be equal to the need standard; provided further, that the payment standard for families who do not qualify for an exempt category of assistance under subsection (e) of section 110 of chapter 5 of the acts of 1995, or any successor statute, shall be 2.75 per cent below the otherwise applicable payment standard in fiscal year 2013, pursuant to the state plan required under the Personal Responsibility and Work Opportunity Reconciliation Act of 1996, and pursuant to said act and not withstanding section 218 of chapter 149 of the acts of 2004, or any other special or general law to the contrary, the recipients defined in said section 218 whose youngest child of record is of the age at which full time schooling is mandatory or older shall meet the federal standard of 30 hours per week of work-related activity; provided further, that the department shall notify parents under the age of 20 receiving benefits from the program of the requirements found in clause (2) of subsection (i) of said section 110 of said chapter 5 of the acts of 1995, or any successor statute; provided further, that a $40 per month rent allowance shall be paid to all households incurring a rent or mortgage expense and not residing in public or subsidized housing; nonrecurring children's clothing allowance in the amount of $150 shall be provided to each child eligible under this program in September 2012; provided further, that the children's clothing allowance shall be included in the standard of need for the month of September 2012; provided further, that benefits under this program shall not be available to those families in which a child has been removed from the household pursuant to a court order after a care and protection hearing under chapter 119 of the General Laws, nor to adult recipients otherwise eligible for transitional aid to families with dependent children but for the temporary removal of the dependent child or children from the home by the department of children and families in accordance with department procedures; provided further, that notwithstanding section 2 of chapter 118 of the General Laws, or any other general or special law to the contrary, the department shall render aid to pregnant women with no other eligible dependent children only if it has been medically verified that the child is expected to be born within the month the payments are to be made or within the 3 month period after the month of payment, and who, if the child had been born and was living with such woman in the month of payment would be categorically and financially eligible for transitional aid to families with dependent children benefits; provided further, that certain families that

suffer a reduction in benefits due to a loss of earned income and participation in retrospective budgeting may receive a supplemental benefit to compensate them for the loss; provided further, that the department shall, to the extent feasible within the existing appropriation and funding from other sources, review its disability standards to determine the extent to which they reflect the current medical and vocational criteria; provided further, that the department shall report to the house and senate committees on ways and means and the joint committee on children, families and persons with disabilities 60 days before any changes to the disability standards are proposed; provided further, that no funds from this item shall be expended by the department for child care or transportation services for the employment and training program; provided further, that no funds from this item shall be expended by the department for family reunification benefits or informal child care; provided further, that the department shall provide oral and written notification to all recipients of their child care benefits at the time of application and on a semi-annual basis; provided further, that the notification shall include the full range of child care options available, including center-based child care, family-based child care and in-home relative child care; provided further, that the notification shall detail available child care benefits for current and former recipients, including employment and training benefits and transitional benefits; provided further, that the notice shall further advise recipients of the availability of supplemental nutrition assistance program benefits; provided further, that in promulgating, amending or rescinding its regulations with respect to eligibility for, or levels of benefits under the program, the department shall take into account the amounts available to it for expenditure by this item so as not to exceed the appropriation; and provided further, that notwithstanding any general or special law to the contrary, 60 days before promulgating any eligibility or benefit changes, the commissioner shall file with the house and senate committees on ways and means and with the clerks of the senate and house of representatives,and the joint committee on children, families and persons with disabilities a detailed and comprehensive report setting forth the text of, basis, and reasons for the proposed changes $322,817,201

4403-2007 For a nutritional benefit program for low-income workers; provided, that benefits shall be provided only to those for whom receiving these benefits will improve the work participation rate under the federal program of temporary assistance for needy families..... $1,200,000

4403-2119 For the provision of structured settings as provided in subsection (i) of section 110 of chapter 5 of the acts of 1995, or any successor statute, for parents under the age of 20 who are receiving benefits under the transitional aid to families with dependent children program $7,728,595

4405-2000 For the state supplement to the supplemental security income program for the aged and disabled, including a program for emergency needs for supplemental security income recipients; provided, that the expenses of special grant recipients residing in rest homes, as provided in section 7A of chapter 118A of the General Laws, may be paid from this item; provided further, that the department, in collaboration with the executive office of health and human services, may fund an optional supplemental living arrangement category under the supplemental security income program that makes payments to persons living in assisted living residences certified under chapter 19D of the General Laws who meet the income and clinical eligibility criteria established by the department and the office;

provided further, that the optional category of payments shall only be administered in conjunction with the Medicaid group adult foster care benefit; provided further, that not less than $1,000,000 shall be made available for rate increases for level IV rest homes as defined in 105 CMR 150.001; provided further, that the secretary of health and human services may transfer an amount not to exceed $1,000,000 from funds appropriated to line item 4403-2000 for said rate increase; and provided further, that reimbursements to providers for services rendered in prior fiscal years may be expended from this item..... $237,230,438

4408-1000 For a program of cash assistance to certain residents of the commonwealth, entitled emergency aid to the elderly, disabled and children found by the department to be eligible for the aid under chapter 117A of the General Laws and regulations promulgated by the department and subject to the limitations of appropriation therefore; provided, that benefits under this item shall only be provided to residents who are citizens of the United States or qualified aliens or non-citizens otherwise permanently residing in the United States under color of law and shall not be provided to illegal or undocumented aliens; provided further, that the individual shall not be subject to sponsor income deeming or related restrictions; provided further, that the payment standard shall equal the payment standard in effect under the general relief program in fiscal year 1991; provided further, that the department may provide benefits to persons age 65 or older who have applied for benefits under chapter 118A of the General Laws, to persons suffering from a medically-determinable impairment or combination of impairments which is expected to last for a period as determined by department regulations and which substantially reduces or eliminates such individuals' capacity to support themselves and which has been verified by a competent authority, to certain persons caring for a disabled person, to otherwise eligible participants in the vocational rehabilitation program of the Massachusetts rehabilitation commission and to dependent children who are ineligible for benefits under both chapter 118 of the General Laws and the separate program created by section 210 of chapter 43 of the acts of 1997 and parents or other caretakers of dependent children who are ineligible under said chapter 118 and under said separate program; provided further, that no ex-offender, person over age 45 without a prior work history or person in a residential treatment facility shall be eligible for benefits under this program unless the person otherwise meets the eligibility criteria described in this item and defined by regulations of the department; provided further, that no person incarcerated in a correctional institution shall be eligible for benefits under the program; provided further, that no funds shall be expended from this item for the payment of expenses associated with any medical review team, other disability screening process or costs associated with verifying disability for this program; provided further, that the department shall adopt emergency regulations under chapter 30A of the General Laws to implement the changes to this program required by this item promptly and within the appropriation; provided further, that in initially implementing the program for this fiscal year, the department shall include all eligibility categories permitted in this item at the payment standard in effect for the former general relief program in fiscal year 1991; provided further, that in promulgating, amending or rescinding its regulations with respect to eligibility or benefits, including the payment standard, medical benefits and any other benefits under this program, the department shall take into account the amounts available to it for expenditure by this item so as not to exceed the amount appropriated in this item; provided further, that the

department may promulgate emergency regulations under chapter 30A of the General Laws to implement these eligibility or benefit changes or both; provided further, that nothing in this item shall be construed as creating any right accruing to recipients of the former general relief program; provided further, that reimbursements collected from the Social Security Administration on behalf of former clients of the emergency aid to the elderly, disabled and children program or unprocessed payments from the program that are returned to the department shall be credited to the General Fund; provided further, that notwithstanding any general or special law to the contrary, the funds made available in this item shall be the only funds available for the program, and the department shall not spend funds for the program in excess of the amount made available in this item; provided further, that notwithstanding any general or special law to the contrary, 60 days before promulgating any eligibility or benefit changes, the commissioner shall file with the house and senate committees on ways and means and with the clerks of the senate and house of representatives and the joint committee on children, families and persons with disabilities a detailed and comprehensive report setting forth the text of, basis, and reasons for the proposed changes; provided further, that the report shall state exactly which components of the current benefit package shall be altered and the department's assessment of the effects of such benefit or eligibility changes upon recipient families and the number of families affected by the benefit changes; and provided further, that the report shall outline all steps that the department has taken to avoid or mitigate any such benefit changes provided further, that not less than $400,000 shall be made available for rate increases for level IV rest homes as defined in 105 CMR 150.001; provided further, that the secretary of health and human services may transfer an amount not to exceed $400,000 from funds appropriated to line item 4403-2000 for said rate increase $88,263,877

4510-0020 For the department of public health, which may expend not more than $375,000 in revenues collected from fees charged by the food protection programs for program costs of the department's food protection program; provided, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenue and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lesser of this authorization or the most recent revenue estimate as reported in the state accounting system……..$375,000

OFFICE OF HEALTH SERVICES.

Department of Public Health.

4510-0025 For the department of public health, which may expend not more than $889,889 for a school-based sealant program known as the SEAL Program from revenues collected from MassHealth and other third party reimbursement for preventive oral health procedures; provided, that funds may be expended from this item for the costs of personnel; and provided further, that for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $889,889

4510-0040 For the department of public health, which may expend for the regulation of all pharmaceutical and medical device companies that market their products in the commonwealth an amount not to exceed $421,539 from fees assessed under chapter 111N of the General Laws; provided, that for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $421,539

4510-0100 For the administration and operation of the department, including the personnel support of programmatic staff within the department, including the health statistics program and the operation of the registry of vital records and statistics; provided, that the department shall make every effort to obtain maximum federal financial participation, including grants, relating to its programs; and provided further, that the department shall give specific consideration to additional monies available pursuant to the Patient Protection and Affordability Act of 2010, Public Law 111-148 and the Health Care and Education Reconciliation Act of 2010, Public Law 111-152 ..... $17,488,126

4510-0110 For community health center services; provided, that not less than $250,000 shall be expended on a statewide program of technical assistance to community health centers to be provided by a statewide primary care association qualified under Section 330(f)(1) of the United States Public Health Service Act at 42 USC 254c(f)(1); and provided further, that no less than $100,000 shall be expended for the South Boston Community Health Center for the implementation of the South Boston Leadership Initiative pilot program $1,065,634

4510-0600 For an environmental and community health hazards program, including control of radiation and nuclear hazards, consumer products protection, food and drugs, lead poisoning prevention in accordance with chapter 482 of the acts of 1993, lead-based paint inspections in day care facilities, inspection of radiological facilities, licensing of x-ray technologists and the administration of the bureau of environmental health assessment pursuant to chapter 111F of the General Laws; provided, that the department shall file a report with the house and senate committees on ways and means, the joint committee on public health and the joint committee on health care financing on the status of local health inspections of food establishments, consistent with the department of public health food safety regulations and a report on the current waiting list for indoor air inspections by October 3, 2012; and provided further, that $150,000 shall be expended for a comprehensive study of the exposure routes and patterns of contaminants in the Maple Meadowbrook Aquifer migrating to and affecting the Wilmington drinking water supply and the incidence of childhood cancer in the town of Wilmington $3,313,711

4510-0615 The department may expend not more than $180,000 from assessments collected under section 5K of chapter 111 of the General Laws for services provided to monitor, survey and inspect nuclear power reactors; provided, that the department may expend not more than $1,584,716 from fees collected from licensing and inspecting users of radioactive material within the commonwealth under licenses presently issued by the Nuclear Regulatory Commission; provided further, that the revenues may be used

for the costs of both programs, including the compensation of employees; provided further, that not less than $90,000 shall be expended for the C-10 Research & Education Foundation of Newburyport for the purposes of providing radiological monitoring of the six Massachusetts communities within the plume exposure emergency planning zone of Seabrook Nuclear Power Plant; and provided further, that for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $1,764,716

4510-0616 For the department of public health, which may expend not more than $1,237,580 for a drug registration and monitoring program from revenues collected from fees charged to registered practitioners, including physicians, dentists, veterinarians, podiatrists and optometrists for controlled substance registration; provided, that funds may be expended from this item for the costs of personnel; and provided further, that for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $1,237,580

4510-0710 For the operation of the division of health care quality and the office of patient protection; provided, that the division shall be responsible for assuring the quality of patient care provided by the commonwealth's health care facilities and services, and for protecting the health and safety of patients who receive care and services in nursing homes, rest homes, clinical laboratories, clinics, institutions for the mentally retarded and the mentally ill, hospitals and infirmaries, including the inspection of ambulance services; provided further, that investigators shall conduct investigations of abuse, neglect, mistreatment and misappropriation; provided further, that all investigators in the division of health care quality responsible for the investigations shall receive training by the Medicaid fraud control unit in the office of the attorney general; provided further, that the division shall continue a comprehensive training, education and outreach program for nursing home administrators and managers and other supervisory personnel in long-term care to improve the quality of care in long-term care facilities; provided further, that the program shall promote the use of best practices, models of quality care giving and the culture of workforce retention within the facilities and shall focus on systemic ways to reduce deficiencies; and provided further, that services funded through this item shall include, but not be limited to: education, training, intervention, support, surveillance and evaluation..... $6,277,277

4510-0712 For the department of public health, which may expend not more than $1,581,487 in revenues collected from the licensure of health facilities for program costs of the division of health care quality; provided, that the department may expend not more than $877,402 from revenues collected from individuals applying for emergency medical technician licensure and recertification; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenue and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lesser of this authorization

or the most recent revenue estimate as reported in the state accounting system $2,458,889

4510-0721 For the operation and administration of the board of registration in nursing $815,715

4510-0722 For the operation and administration of the board of registration in pharmacy $169,872

4510-0723 For the operation and administration of the board of registration in medicine and the committee on acupuncture $1,022,252

4510-0725 For the operation and administration of certain health boards of registration, including the boards of registration in dentistry, nursing home administrators, physician assistants, perfusionists, genetic counselors and respiratory care $273,383

4510-0726 For the board of registration in medicine, including the physician profiles program; provided, that the board may expend revenues not to exceed $300,000 from new revenues associated with increased license and renewal fees $300,000

4510-0790 For regional emergency medical services; provided, that no funds shall be expended in the AA object class; and provided further, that the regional emergency medical services councils, designated under 105 CMR 170.101 and the C-MED medical emergency communications centers that were in existence on January 1, 1992, shall remain the designated councils and C-MED communications centers $931,959

4510-0810 For a statewide sexual assault nurse examiner program and pediatric sexual assault nurse examiner program for the care of victims of sexual assault; provided, that funds shall be expended to support children's advocacy centers; and provided further, that the program shall operate under specific statewide protocols and by an on-call system of nurse examiners $3,160,740

4512-0103 For human immunodeficiency virus and acquired immune deficiency syndrome services and programs and related services for persons affected by the associated conditions of viral hepatitis and sexually transmitted infections; provided, that particular attention shall be paid to direct funding proportionately to each of the demographic groups afflicted by HIV/AIDS and associated conditions; and provided further, that no funds from this item shall be expended for disease research in fiscal year 2013 ..... $32,097,810

4512-0106 For the department of public health, which may expend for the human immunodeficiency virus and acquired immune deficiency syndrome drug assistance program an amount not to exceed $7,500,000 from revenues received from pharmaceutical manufacturers participating in the section 340B rebate program of the Public Health Service Act, administered by the federal Health Resources and Services Administration and Office of Pharmacy Affairs $7,500,000

4512-0200 For the division of substance abuse services, including a program to reimburse driver alcohol education programs for services provided for court adjudicated indigent clients; provided, that programs shall receive the same percentage of funding in fiscal year 2013 as received in fiscal year 2012; provided further, that not less than $125,000 shall be expended for

Self Esteem Boston's substance abuse direct service prevention and provider training programs; provided further, that not less than $200,000 shall be expended to fund the Gavin Foundation, Inc.'s Speakers for Hope program; and provided further, that not less than $300,000 shall be expended for integrated treatment and stabilization services for individuals and families living with co-occurring substance use and mental health disorders $77,539,595

4512-0201 For substance abuse step-down recovery services, otherwise known as level B beds and services, and other critical recovery services with severely reduced capacity; provided, that no funds shall be expended in the AA object class; and provided further, that the department shall submit quarterly to the house and senate committees on ways and means a report on the number of individuals served by the step-down recovery services program $4,800,000

4512-0203 For family intervention and care management services programs, a young adult treatment program, and early intervention services for individuals who are dependent on or addicted to alcohol or controlled substances or both alcohol and controlled substance…….$1,500,000

4512-0225 For the department of public health, which may expend not more than $1,000,000 for a compulsive gamblers' treatment program from unclaimed prize money held in the State Lottery Fund for more than 1 year from the date of the drawing when the unclaimed prize money was won, and from the proceeds of a multi-jurisdictional lottery game under subsection (e) of section 24A of chapter 10 of the General Laws; provided, that the state comptroller shall transfer the amount to the General Fund; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenue and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lesser of this authorization or the most recent revenue estimate as reported in the state accounting system $1,830,000

4512-0500 For dental health services; provided, that funds shall be expended to maintain a program of dental services for the developmentally disabled; and provided further, that the department shall submit to the house and senate committees on ways and means a quarterly report on the number of children served by this dental health services program and the number of children waiting to be served by the program; and provided further, that funds shall be expended for the Forsyth Institute's Center for Children's Oral Health $1,401,531

4513-1000 For the provision of family health services; provided, that funds shall be provided for comprehensive family planning services, including HIV counseling and testing, community-based health education and outreach services provided by agencies certified as comprehensive family planning agencies; and provided further, that funds may be expended for the Massachusetts birth defects monitoring program $4,763,911

4513-1002 For women, infants and children's, WIC, nutrition services in addition to funds received under the federal nutrition program; provided, that funds from this item shall supplement federal funds to enable federally eligible women, infants and children to be served through the WIC program $12,366,617

4513-1012 For the department of public health, which may expend not more than $26,355,000 from revenues received from the federal cost-containment initiatives including, but not limited to, infant formula rebates; provided, that for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lesser of this authorization or the most recent revenue estimate as reported in the state accounting system $26,355,000

4513-1020 For the early intervention program; provided, that the department shall report quarterly to the house and senate committees on ways and means the total number of units of service purchased and the total expenditures for the units of service paid by the department, the executive office of health and human services and third party payers for early intervention services for the following service categories: home visit, center-based individual, child-focused group, parent-focused group and screening and assessment; provided further, that the department shall make all reasonable efforts to secure third party and Medicaid reimbursements for the services funded in this item; provided further, that funds from this item shall be expended to provide respite services to families of children enrolled in early intervention programs who have complex care requirements, multiple disabilities and extensive medical and health needs; provided further, that priority shall be given to low and moderate income families; provided further, that the department shall submit to the house and senate committees on ways and means a report on the number of families served by the program and the amount of funds appropriated in this item granted to qualified families not later than January 9, 2013; provided further, that no claim for reimbursement made on behalf of an uninsured person shall be paid from this item until the program receives notice of a denial of eligibility for the MassHealth program from the executive office of health and human services; provided further, that MassHealth shall fully reimburse the department of public health for all costs incurred for the transportation of MassHealth members who participate in the early intervention program; provided further, that nothing in this item shall give rise to or shall be construed as giving rise to enforceable legal rights to any such services or an enforceable entitlement to the early intervention services funded in this item; provided further, that the department shall provide written notification to the senate and house committees on ways and means 90 days prior to any change to its current eligibility criteria; and provided further, that these funds may be used to pay for current and prior year claims $27,023,610

4513-1023 For the universal newborn hearing screening program; provided, that funds appropriated in this item shall be expended for the notification of and follow through with affected families, primary care providers and early intervention programs upon the department's receipt of data indicative of potential hearing disorders in newborns……..$68,938

4513-1026 For the provision of statewide and community-based suicide prevention, intervention, post-intervention and surveillance activities and the implementation of a statewide suicide prevention plan; provided, that funds shall be expended for a program to address elder suicide behavior and attempts with the geriatric mental health services program within the department of elder affairs; provided further, that funds shall be expended for a veterans in crisis hotline; provided further, that the hotline shall be for the use of veterans who seek counseling programs operated by the

department of veterans affairs or concerned family members of those veterans so that they may be directed towards the programs and services offered by their local or regional veterans office; and provided further, that the hotline shall be staffed by counselors or outreach programs contracted by the department and trained in issues of mental health counseling and veterans services $3,832,926

4513-1098 For the provision of statewide support services for survivors of homicide victims, including outreach services, burial assistance, grief counseling, and other support services; provided, that funds shall be expended as grants in the aggregate amount of $125,000 to the Louis D. Brown Peace Institute, a community-based support organization dedicated to serving families and communities impacted by violence……..$125,000

4513-1111 For the promotion of health and disease prevention including, but not limited to, the following programs: breast cancer prevention; diabetes screening and outreach; ovarian cancer screening; a statewide STOP stroke program and ongoing stroke prevention and education; hepatitis C prevention and management; multiple sclerosis screening, information, education and treatment programs and the Multiple Sclerosis Home Living Navigating Key Services program administered by the Central New England Chapter of the National Multiple Sclerosis Society; colorectal cancer prevention; prostate cancer screening, education and treatment with a particular focus on African American males; osteoporosis education; maintenance of the Amyotrophic Lateral Sclerosis registry created pursuant to section 25A of chapter 111 of the General Laws; and maintenance of the statewide lupus database; provided further, that funds may be expended for the operation of the Betsy Lehman Center for patient safety; and provided further, that $50,000 shall be expended for education and support of patients diagnosed with PKU or related disorders and their families through a grant to NECPAD…….……$3,400,000

4513-1130 For domestic violence and sexual assault prevention and victim services, including batterers' intervention and services for immigrants and refugees; provided, that funds shall be expended for rape prevention and victim services, including the statewide Spanish language hotline; and provided further, that funds shall be expended for the public health model of community engagement and intervention services for crisis housing for sexual violence and intimate partner violence in the gay, lesbian, bisexual and transgender communities; and provided further, that funds may be expended for classroom-based domestic violence prevention education programs administered in item 0340-0900 in fiscal year 2009 ..... $5,511,435

4516-0263 For the department of public health, which may expend not more than $1,112,974 in revenues from various blood lead testing fees collected from insurers and individuals for the purpose of conducting such tests; provided, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lesser of this authorization or the most recent revenue estimate as reported in the state accounting system $1,112,974

4516-1000 For the administration of the center for laboratory and communicable disease control, including the division of communicable venereal diseases,

the division of tuberculosis control and the state laboratory institute; provided, that funds shall be expended for an eastern encephalitis testing program and for tuberculosis testing and treatment services; and provided further, that no funds appropriated in this item shall be expended for administrative, space or energy expenses of the department not directly related to personnel or programs funded in this item $11,681,642

4516-1010 For state matching funds required by the Pandemic and All-Hazards Preparedness Act..... $2,190,889

4516-1022 For the department of public health, which may expend not more than $250,182 generated by fees collected from insurers for tuberculosis tests performed at the state laboratory institute; provided, that revenues collected may be used to supplement the costs of said laboratory; and provided further, that for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lesser of this authorization or the most recent revenue estimate as reported in the state accounting system $250,182

4518-0200 For the department of public health, which may expend not more than $466,904 generated by fees collected from the following services provided at the registry of vital records and statistics: amendments of vital records, requests for vital records not issued in person at the registry, requests for heirloom certificates and research requests performed by registry staff at the registry; provided, that revenues so collected may be used for all program costs, including the compensation of employees; provided further, that the registrar of vital records and statistics shall exempt from payment of a fee any person requesting a verification of birth for the purpose of establishing eligibility for Medicaid; and provided further, that for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lesser of this authorization or the most recent revenue estimate as reported in the state accounting system $616,904

4530-9000 For teenage pregnancy prevention services; provided, that applications for such funds shall be administered through the department upon receipt and approval of coordinated community service plans to be evaluated in accordance with guidelines issued by the department; provided further, that portions of the grants may be used for state agency purchases of designated services identified by the community service plans; provided further, that funding shall be expended on those communities with the highest teen birth rates according to an annual statistical estimate conducted by the department; provided further, that funds shall be expended on programming directed at children under the care of the department of children and families who are at high risk for teenage pregnancy; and provided further, that the department shall collaborate with the department of children and families on this programming $2,383,080

4570-1502 For the purposes of implementing a proactive statewide infection prevention and control program $260,515

4580-1000 For the operation of the universal immunization program; provided, that no funds appropriated in this item shall be expended for administrative or

energy expenses of the department not directly related to programs funded in this item; and provided further, that notwithstanding any general or special law to the contrary, the costs of purchasing and distributing childhood vaccines for children in this item may be assessed, in an amount not less than the amount assessed in fiscal year 2012, on surcharge payers under section 38 of chapter 118G of the General Laws and may be collected in a manner consistent with said chapter 118G..... $52,879,812

4590-0250 For school health services and school-based health centers in public and non-public schools; provided, that services shall include, but not be limited to: (a) strengthening the infrastructure of school health services in the areas of personnel and policy development, programming and interdisciplinary collaboration; (b) developing linkages between school health services programs and community health providers; (c) incorporating health education programs, including tobacco prevention and cessation activities in school curricula and in the provision of school based health services; and (d) incorporating obesity prevention programs, including nutrition and wellness programs, in school curricula to address the nutrition and lifestyle habits needed for healthy development; provided further, that the services shall meet standards and eligibility guidelines established by the department in consultation with the department of elementary and secondary education; provided further, that funds shall be expended for school nurses and school-based health center programs; and provided further, that funds may be expended to address the recommendations of the permanent commission on gay and lesbian youth, established in section 67 of chapter 3 of the General Laws, for the reduction of health disparities for gay, lesbian, bisexual and transgendered youth $11,332,301

4590-0300 For smoking prevention and cessation programs; and provided further, that not less than $100,000 shall be expended for the Massachusetts Model of Community Coalitions $4,400,703

4590-0912 For the department of public health, which may expend an amount not to exceed $16,457,488 from reimbursements collected for western Massachusetts hospital services, subject to the approval of the commissioner of public health; provided, that such revenues may be expended for the purpose of hospital-related costs, including personnel, capital expenditures, DD object class chargebacks and motor vehicle replacement; provided further, that all revenues expended shall be pursuant to schedules submitted to the secretary of administration and finance and the house and senate committees on ways and means; provided further, that notwithstanding any general or special law to the contrary, the western Massachusetts hospital shall be eligible to receive and retain full payment under the medical assistance program administered by the executive office of health and human services pursuant to chapter 118E of the General Laws for all goods and services provided by the hospital in accordance with all federal requirements; provided further, that notwithstanding any general or special law to the contrary, the western Massachusetts hospital shall reimburse the General Fund for a portion of employee benefit expenses, according to a schedule submitted by the commissioner of public health and approved by the secretary of administration and finance; provided further, that such reimbursement shall not exceed 10 per cent of total personnel costs for the hospital; provided further, that for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related

expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lesser of this authorization or the most recent revenue estimate as reported in the state accounting system; and provided further, that no funds appropriated herein shall be expended for administrative, space or energy expenses of the department not directly related to personnel or programs funded in this item $16,953,548

4590-0913 For the department of public health, which may expend not more than $499,827 for payments received for those services provided by the Lemuel Shattuck hospital to inmates of county correctional facilities; provided, that for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lesser of this authorization or the most recent revenue estimate as reported in the state accounting system $499,827

4590-0915 For the maintenance and operation of Tewksbury hospital, Massachusetts hospital school, Lemuel Shattuck hospital and the hospital bureau, including the state office of pharmacy services; provided, that no funds appropriated in this item shall be expended for administrative, space or energy expenses of the department not directly related to personnel or programs funded in this item; provided further, that reimbursements received for medical services provided at the Lemuel Shattuck Hospital to inmates of state sheriff correctional facilities not managed by private health care vendors shall be credited to item 4590-0903 of section 2B; provided further, that the Massachusetts hospital school shall maintain not less than 120 beds for clients in its inpatient setting; and provided further, that notwithstanding any general or special law to the contrary, the department shall seek to obtain federal financial participation for care provided to inmates of the department of correction and of county correctional facilities who are treated at the public health hospitals $144,090,926

4590-0917 For the department of public health, which may expend an amount not to exceed $4,203,795 from payments received from the vendor managing health services for state correctional facilities for inmate medical services provided by the Lemuel Shattuck hospital; provided, that the payments may include capitation payments, fee for service payments, advance payments and other compensation arrangements established by contract between the vendor and the hospital; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system..... $4,203,795

4590-1503 For the pediatric palliative care program established in section 24K of chapter 111 of the General Laws..... $794,666

4590-1506 For a competitive grant program to be administered by the department of public health to support the establishment of a comprehensive youth violence prevention program; provided, that eligibility shall be determined by the criteria set forth in item 4590-1506 of section 2 of chapter 182 of the acts of 2008; provided further, that no grants shall be awarded to law enforcement agencies; provided further, that funds shall be considered one-time and grants may not annualize in fiscal year 2014; provided

further, that no grant funds shall be expended on food or beverages; provided further, that the department of public health shall report to the house and senate committees on ways and means and the executive office of administration and finance not later than November 1, 2012, detailing the grant amount awarded to each recipient and a description of each grant; and provided further, that each grant recipient shall provide the department of public health with a comprehensive list of best practices that have been instituted as a result of these grants $1,500,000

4590-1507 For matching grants to the Massachusetts Alliance of Boys & Girls Clubs, the Alliance of Massachusetts YMCAs, the YWCA organizations, nonprofit community centers and youth development programs; provided, that the department of public health shall award the full amount of each grant to each organization previously included in the youth-at-risk grants, upon commitment of matching funds from such organizations; provided further, that each organization previously included in the youth-at-risk grants shall receive in fiscal year 2013 a grant amount not less than that received in fiscal year 2012; and provided further, that funds granted to the Massachusetts Alliance of Boys & Girls Clubs must be distributed equally between said recipient's member organizations $1,900,000

4590-2001 For the department of public health, which may expend not more than $3,437,342 for payments received for those services provided by Tewksbury hospital to clients of the department of developmental services including the provision of behavioral health services and the continuation of short term medical rehabilitation for DDS clients; provided, that for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lesser of this authorization or the most recent revenue estimate, as reported in the state accounting system..... $3,437,342

OFFICE OF CHILDREN, YOUTH AND FAMILY SERVICES.

Department of Children and Families.

4800-0015 For central and area office administration; provided, that the associated expenses of employees whose AA and DD object class costs are paid from item 4800-1100 shall be paid from this item; provided further, that no funds shall be expended from this item for the compensation of unit 8 employees; provided further, that the department shall not place a child or adolescent referred by, or discharged from, the care of the department of mental health until the latter department forwards an assessment and recommendation as to whether the child or adolescent may be appropriately placed in foster care or, if due to severe emotional disturbance, is more appropriate for group care; provided further, that the department, in consultation with the department of mental health, shall assist the latter department in making such assessments and recommendations; provided further, that if placement of a child with someone other than a parent becomes necessary, the department shall place the highest priority on identifying a family resource within the child's kinship or family circle and shall provide services and support to partner with the family resource in meeting the child's needs; provided further, that unless otherwise authorized, all funds, including federal reimbursements received by the department, shall be credited to the General Fund;

provided further, that the department and the department of early education and care shall provide standards for early education and care placements made through the supportive child care program; provided further, that the department of children and families, in collaboration with the department of early education and care, shall maintain a centralized list detailing the number of children eligible for supportive child care services, the number of supportive slots filled and the number of supportive slots available; provided further, that notwithstanding any general or special law to the contrary, the department shall not reduce recoupment amounts recommended by the state auditor; provided further, that no later than October 31, 2012, the department shall promulgate and implement regulations which shall ensure that the department maintains an independent, timely and fair administrative hearing system; provided further, the department shall maintain and make available to the public during regular business hours all of its fair hearing decisions with identifying information removed, and a record of its fair hearings with identifying information removed, reflecting, for each hearing request, the date of the request, the date of the hearing, the length of any extensions granted to the party, the date of the hearing decision, the decision rendered by the hearing officer and the final decision rendered upon the Commissioner's review; provided further, beginning on August 15, 2012, the department shall submit quarterly reports to the chairs of the joint committee on children, families, and persons with disabilities setting forth (a) the number of pending administrative appeals in which a decision has not been issued within 150 days of the hearing request and the number of them in which a hearing decision has been written by the hearing officer but not yet issued to the appellant, and (b) for each hearing that was requested after October 3, 2011, the date the hearing was requested, whether the hearing was held within 90 days of the request, whether the hearing officer rendered a decision within 150 days of the hearing request, and whether the decision was issued to the appellant within 150 days of the request provided further, that not later than January 9, 2013, the department shall provide to the house and senate committees on ways and means and the joint committee on children and families a report, including, but not limited to, the following: (a) the number of medical and psychiatric personnel currently employed by or under contract with the department; (b) the number of foster care reviews conducted by the department and the average length of time in which each review is completed; (c) the number of the department's contracts reviewed by the state auditor and the number of corrective action plans issued; (d) the number of corrective action plans entered into by the department; (e) the number of social workers and supervisors who have earned a bachelors' or masters' degree in social work; and (f) the total number of social workers and the total number of social workers holding licensure, by level; provided further, that the department shall file a report on the first business day of each month to the house and senate committees on ways and means and the joint committee on children and families on the caseload of the department; provided further, the report shall include but not be limited to the following: (a) the caseloads of residential placements, congregate care, foster care, therapeutic foster care, adoption, guardianship, 51A reports, substantiated 51A reports, the number of children who die in the care and custody of the department, the number of children currently eligible for supportive child care and the number of children presently receiving supportive child care, and the number of medical and psychiatric consultation requests made by the department's social workers; (b) the number of approved foster care placements; (c) the number of children in psychiatric hospitals and

community-based acute treatment programs who remain hospitalized beyond their medically-necessary stay while awaiting placement and the number of days each case remains in placement beyond that which is medically-necessary; (d) the number of children under the department of children and families care and custody who are being served in medical or psychiatric care provided through other publicly-funded sources; (e) the number of children served by supervised visitation centers and the number of those children who are reunified with their families; (f) the total number of children served, their ages, the number of children served in each service plan, the number of children in out-of-home placements and the number of placements each child has had before receiving an out-of-home placement; (g) for each area office, the number of kinship guardianship subsidies provided in the month covered by the report and the number of kinship guardianship subsidies provided in that month for which federal reimbursement was received; (h) for each area office, the total spending on services other than case management services provided to families for the purposes of keeping a child with his parents or reunifying the child with his parents, spending by type of the service, and the unduplicated number of families that receive the services; (i) for each area office, the total number of families in the month residing in shelter paid for by the department, a list of where the families are sheltered, the total cost and average cost per family of those shelters and a description of how the department determines who does or does not qualify for shelter; (j) for each area office, broken down by type of service, the number of requests for voluntary services, whether the request was approved or denied, the number of families that are denied voluntary services and receive a 51A report, the reasons for denying the service and what, if any, referrals were made for services by other agencies or entities; and (k) the number of families receiving multiple 51A reports within a 10-month period, the number of cases reopened within 6 months of being closed and the number of children who return home and then re-enter an out-of-home placement within 6 months; provided further, that not later than November 2, 2012, the department shall submit a report to the house and senate committees on ways and means and the chairs of the joint committee on children and families that includes any rules, regulations or guidelines established by the department to carry out its duties pursuant to chapter 119 of the General Laws, including, but not limited to: (a) criteria used to determine whether a child has been abused or neglected; (b) guidelines for removal of a child from the home; and (c) standards to determine what reasonable efforts are made to keep a child in the home; provided further, that the commissioner of the department of children and families may transfer funds between items 4800-0038, 4800-0040 and 4800-0041 for services only and no transfers shall be made for administrative costs, as necessary, pursuant to an allocation plan, which shall detail, by object class, the distribution of the funds to be transferred and which the commissioner shall file with the house and senate committees on ways and means 15 days prior to any such transfer; and provided further, that not more than 5 per cent of any item shall be transferred in fiscal year 2013..... $65,651,557

4800-0016 For the department of children and families, which may expend for the operation of the transitional employment program an amount not to exceed $2,000,000 from revenues collected from various state, county and municipal government entities, as well as state authorities, for the costs related to the provision of services by the participants and the overhead costs and expenses incurred by the not-for-profit managing agent selected by the commissioner for administering the program; provided, that

notwithstanding any general or special law to the contrary, the commissioner of the department of children and families may enter into a contract with Roca, Inc., a not-for-profit community-based agency, to manage the transitional employment program and to provide services to participants from the aging out population, parolees, probationers, youth service releases or other community residents considered to have employment needs $2,000,000

4800-0025 For foster care review services $2,943,098

4800-0036 For a sexual abuse intervention network program to be administered in conjunction with the district attorneys $697,508

4800-0038 For guardianship, foster care, adoption, family preservation and kinship services provided by the department of children and families; provided, that services funded through this item shall include shelter services, substance abuse treatment, young parent programs, parent aides, education and counseling services, foster care, adoption and guardianship subsidies, tiered reimbursements used to promote the foster care placement of children with special medical and social needs, assessment of the appropriateness of adoption for children in the care of the department for more than 12 months, protective services provided by partnership agencies, targeted recruitment and retention of foster families, respite care services, post-adoption services, support services for foster, kinship and adoptive families and juvenile firesetter programs; and provided further, that not less than $200,000 shall be expended for the Children's Advocacy Center of Bristol County; provided further, that funding shall be expended on children's advocacy centers, services for child victims of sexual abuse and assault; provided further, that funds may be expended on programs that received funding in fiscal year 2012; provided further, that funding may be expended on supervised visitation programs; and provided further, that funds shall be expended for the Children's Cove Cape and Islands Child Advocacy Center $248,142,130

4800-0040 For family preservation and reunification; provided, that services shall include family support and stabilization services provided by the department; and provided further, that no funds shall be expended from this item for the compensation of administrative employees and associated administrative costs of the department $44,573,551

4800-0041 For congregate care services; provided, that funds may be expended from this item to provide intensive community-based services, including intensive in-home support and stabilization services, to children who would otherwise be placed in residential settings; and provided further, that the department shall oversee area review teams that shall evaluate the feasibility of maintaining the child in the community in this manner wherever possible before recommending placement in a residential setting . $197,709,889

4800-0091 For the department of children and families, which may expend not more than $2,077,119 in federal reimbursements received under Title IV-E of the Social Security Act during fiscal year 2013 for the purposes of developing a training institute for professional development at the department of children and families; provided, that for the purposes of accommodating discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lesser of this authorization

or the most recent revenue estimate as reported in the state accounting system; and provided further, that notwithstanding section 1 or any other general or special law to the contrary, federal reimbursements received in excess of $2,077,119 shall be credited to the General Fund $2,077,119

4800-0151 For a program to provide alternative overnight non-secure placements for status offenders and nonviolent delinquent youths up to the age of 17 in order to prevent the inappropriate use of juvenile cells in police stations for such offenders, in compliance with the federal Juvenile Justice and Delinquency Prevention Act of 1974, as amended; provided, that the programs which provide the alternative non-secure placements shall collaborate with the appropriate county sheriff's office to provide referrals of those offenders and delinquent youths to any programs within the sheriff's office designed to positively influence youths or reduce juvenile crime $230,780

4800-1100 For the AA and DD object class costs of the department's social workers; provided, that funds shall be directed toward mitigating social worker caseloads in those area offices furthest above the statewide weighted caseload standard and toward achieving a social worker caseload ratio of 18 to 1 statewide; and provided further, that only employees of bargaining unit 8 as identified in the Massachusetts personnel administrative reporting and information system shall be paid from this item $166,188,468

4800-1400 For shelters and support services for people at risk of domestic violence and for the operation of the New Chardon Street homeless shelter; provided, that the department shall pursue the establishment of public-private partnership agreements established for family stabilization services funded from sources other than the commonwealth; provided further, that services shall include supervised visitation programs, and scattered site transitional housing programs, including programs to assist victims of domestic violence in finding and maintaining permanent housing; provided further, that participants in battered women's programs shall be provided with information regarding local transitional housing resources; provided further, that funding shall be made available to enhance counseling services for children who have witnessed domestic violence; provided further, that funding shall be made available for emergency shelters for substance abusing battered women; provided further, that funding shall be made available for a statewide domestic violence hotline; provided further, that the department shall continue to provide any match funding required by federal program regulations; and provided further, that domestic violence prevention specialists shall be funded from this item $21,451,538

OFFICE OF HEALTH SERVICES.

Department of Mental Health.

5011-0100 For the operation of the department of mental health..... $27,093,862

5042-5000 For child and adolescent services, including the costs of psychiatric and related services provided to children and adolescents determined to be medically-ready for discharge from acute hospital units or mental health facilities and who are experiencing unnecessary delays in being discharged due to the lack of more appropriate settings; provided, that for the purpose of funding those services, the commissioner of mental health may allocate funds from the amount appropriated in this item to other

departments within the executive office of health and human services; and provided further, that the department shall not refer or discharge a child or adolescent to the custody or care of the department of children and families until the department of mental health forwards its assessment and recommendation as to whether the child or adolescent is appropriate for foster care or, due to severe emotional disturbance, is more appropriate for group care $77,571,631

5046-0000 For adult mental health and support services; provided, that the department shall allocate funds in an amount not to exceed $5,000,000 from item 5095-0015 to this item, as necessary, pursuant to allocation plans submitted to the house and senate committees on ways and means 30 days prior to any such transfer, for residential and day services for clients formerly receiving care at department facilities; provided further, that the department shall allocate $500,000 for clubhouses above fiscal year 2012 expenditures for clubhouses; provided further, that funds shall be expended at the same level as the prior fiscal year for jail diversion programs in municipalities that provide equal matching funds from other public or private sources; and provided further, that the department shall report to the house and senate committees on ways and means on the distribution of funds per adult and child planning population and the types of services received in each region for fiscal year 2013, not later than February 8, 2013 ..... $343,168,578

5046-2000 For homelessness services $20,134,424

5046-4000 For the department of mental health which may expend not more than $125,000 in revenue collected from occupancy fees charged to the tenants in the creative housing option in community environments, the CHOICE program authorized by chapter 167 of the acts of 1987; provided, that all fees collected under that program shall be expended for the routine maintenance and repair of facilities in the CHOICE program $125,000

5047-0001 For emergency service programs and acute inpatient mental health care services; provided, that the department shall continue an interagency service agreement with the executive office of health and human services for the purchase of services and for such other services as the agreement may provide; provided further, that the department shall require a performance specification to be developed for safe aftercare options for adults upon release from acute inpatient mental health care services; and provided further, that the emergency service programs shall take all reasonable steps to identify and invoice the third party insurer of all persons serviced by the programs $35,249,301

5055-0000 For forensic services provided by the department; provided, that funds may be expended for Juvenile Court Clinics $8,297,163

5095-0015 For the operation of hospital facilities and community-based mental health services; provided, that in order to comply with the decision in Olmstead v. L.E. 527 U.S. 581 and to enhance care for clients served by the department, the department shall discharge clients residing in the inpatient facilities to residential services in the community when the following criteria are met: (a) the client is deemed clinically suited for a more integrated setting; (b) community residential service capacity and resources available are sufficient to provide each client with an equal or improved level of service; and (c) the cost to the commonwealth of serving the client in the

community is less than or equal to the cost of serving the client in inpatient care; provided further, that any client transferred to another inpatient facility as the result of a facility closure shall receive a level of care that is equal to or better than the care that had been received at the closed facility; provided further, the department shall maintain the capacity for 30 vendor-operated continuing care inpatient beds in the southeastern region of Massachusetts; and provided further, that the department may allocate funds in an amount not to exceed $5,000,000 from this item to item 5046-0000, as necessary under allocation plans submitted to the house and senate committees on ways and means 30 days before any transfer for residential and day services for clients formerly receiving inpatient care at the centers and facilities $161,488,321

Department of Developmental Services.

5911-1003 For the administration and operations of the department of developmental services; provided, that the department shall not charge user fees for transportation or community day services; provided further, that the department shall submit a report on the number of applicants and the number of residents estimated and the feasible costs of serving those applicants and potential applicants to the house and senate committees on ways and means no later than January 9, 2013, detailing associated service costs by type; provided further, that the department shall not charge fees for eligibility determination for services provided by the department or for applications of requests for transfer of guardianship; provided further, that the department shall undertake a study of all persons with prader-willi syndrome who have applied for eligibility for department supports and services during fiscal year 2010, fiscal year 2011 and fiscal year 2012; provided further, that said study shall report how many persons with prader-willi syndrome were found eligible for supports and services from said department and how many were found not eligible; provided further, that said study shall project the cost of serving those persons with prader-willi found not eligible for said supports and services; provided further, that said study shall assess the impact that providing appropriate services for persons with prader-willi syndrome found not eligible would have on the department's service system; provided further, that said study shall examine, to the extent possible, similar impacts on the service systems of Connecticut, Virginia and New York when persons with prader-willi syndrome were found eligible in those states; provided further, that said study shall be filed with the house and senate committees on ways and means and the joint committee on children, families and persons with disabilities by January 9, 2013; and provided further, that $100,000 shall be expended for the Massachusetts Down Syndrome Congress, which may expend funds for programs including the printing and distribution of educational materials $62,284,732

5911-2000 For transportation costs associated with the adult services program; provided, that the department shall provide transportation on the basis of priority of need as determined by the department $13,618,581

5920-2000 For vendor-operated, community-based residential adult services, including intensive individual supports; provided, that annualized funding shall be expended for turning 22 clients who began receiving the services in fiscal year 2012 pursuant to item 5920-5000 of section 2 of chapter 131 of the acts of 2010; provided further, that the commissioner of the department of developmental services shall transfer funds from this item to item 5920-

2010, as necessary, pursuant to an allocation plan, which shall detail, by object class, the distribution of said funds to be transferred and which the commissioner shall file with the house and senate committees on ways and means 30 days before any such transfer; and provided further, that not more than $5,000,000 shall be transferred from this item in fiscal year 2013 $788,090,269

5920-2002 For court monitor costs in compliance with the terms of the Rolland settlement agreement, dated June 16, 2008, Civil Action No. 98-30208-KPN, filed in the United States District Court of Massachusetts in order to provide active services for class members $400,000

5920-2010 For state-operated, community-based, residential services for adults, including community-based health services; provided, that the department shall maximize federal reimbursement, whenever possible under federal regulation, for the direct and indirect costs of services provided by the employees funded in this item $178,322,750

5920-2025 For community-based day and work programs for adults..... $132,522,784

5920-3000 For respite services and intensive family supports; provided, that the department shall pursue the highest rates of federal reimbursement possible for such services..... $51,004,298

5920-3010 For contracted support services for families with autistic children through the autism division at the department of developmental services; provided, that funds shall be expended for the purposes of providing services under the Children's Autism Spectrum Disorder Waiver; provided further, that the department shall expend not less than $3,000,000 on the Children's Autism Spectrum Disorder Waiver; provided further, that at a minimum, this waiver shall include children with autism spectrum disorder ages 0 to 8, inclusive, including children with autism spectrum disorder ages 0 to 3, inclusive, receiving services through the department of public health's early intervention program; provided further, that the income eligibility for the waiver shall not be any lower than the MassHealth standard income eligibility for children; provided further, that the department shall take all steps necessary to ensure that the waiver program is fully enrolled and eligible children with autism immediately begin to receive services pursuant to such waiver; provided further, that the department shall immediately file any waiver amendments necessary to comply with the requirements of this item with the Centers for Medicare and Medicaid services; provided further, that the department shall report to the house and senate committees on ways and means, the joint committee on education and the joint committee on children, families and persons with disabilities on the number of contracted support services provided for families with autistic children under this item and the costs associated with such services, not later than January 9, 2013; provided further, that such report shall include, but not be limited to, the services provided by the Children's Autism Spectrum Disorder Waiver, with information regarding the number of children enrolled in the waiver and receiving services, linguistic and cultural diversity, age, gender and geographic representation of the applicants and the children enrolled in the program, and department plans to continue to assess the demand for waiver services, any executive office of health and human services plans to expand the waiver for children on the autism spectrum of all ages in the future and any other information determined relevant by the department; and provided further, that the department shall submit copies of any amended waiver to the house and senate committees on ways and means,

the joint committee on education and the joint committee on children, families and persons with disabilities upon submission of the amendment..... $4,633,316

5920-5000 For services to clients of the department who turn 22 years of age during state fiscal year 2013; provided, that the department shall report to the house and senate committees on ways and means not later than January 9, 2013, on the use of any funds encumbered or expended from this item including, but not limited to the number of clients served in each region and the types of services purchased in each region..... $6,000,000

5930-1000 For the operation of facilities for individuals with intellectual disabilities; provided, that the department shall maximize federal reimbursement whenever possible under federal regulation, for the direct and indirect costs of services provided by the employees funded in this item; provided further, that the department may allocate funds from this item to items 5920-2000, 5920-2010 and 5920-2025, as necessary, under allocation plans submitted to the house and senate committees on ways and means 30 days before any transfer for residential and day services for clients formerly receiving inpatient care at ICF/MRs; provided further, that the department shall report on all efforts to comply with the provisions of the Olmstead decision, the enhancement of care within available resources to clients served by the department and the steps taken to consolidate or close intermittent care facilities for persons with intellectual and developmental disabilities, in this item called ICF/MRs; and provided further, that the department shall submit a progress report to the joint committee on children, families and persons with disabilities and the house and senate committees on ways and means on such initiatives by December 3, 2012, including both past actions and proposed future actions $132,457,504

5982-1000 For the department of developmental services which, may expend not more than $150,000 accrued through the sale of milk and other farm-related and forestry products at the Templeton Developmental Center for program costs of the center, including supplies, equipment, and maintenance of the facility; provided, that notwithstanding any general or special law to the contrary and for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system..... $150,000

Board of Library Commissioners.

7000-9101 For the operation of the board of library commissioners; provided, that notwithstanding section 19A of chapter 78 of the General Laws or any other general or special law to the contrary, for the fiscal year 2013 state aid to public libraries program, the board of library commissioners shall consider that Fitchburg has met the standard of minimum hours of service as provided in section 19B of said chapter 78 and defined in 605 CMR 4.01(3) and further defined in board policies for the state aid program; provided further, that the board shall grant temporary certification to Fitchburg by August 31, 2012, upon receipt of a preliminary report showing compliance with the materials expenditure requirement during fiscal year 2012 and showing that the library has met the municipal appropriation requirement, or is likely to qualify for a waiver of said requirement, in the 2013 state aid to public libraries program; and provided further, that in

order for Fitchburg to retain this certification and receive a grant award it shall successfully complete the annual certification process of the board in fiscal year 2013 ..... $998,778

7000-9401 For state aid to regional public libraries; provided, that the board of library commissioners may provide quarterly advances of funds for purposes authorized by clauses (1) and (2) of section 19C of chapter 78 of the General Laws, as it considers proper, to regional public library systems throughout each fiscal year, in compliance with the office of the comptroller's regulations on state grants, 815 CMR 2; provided further, that notwithstanding any general or special law to the contrary, in calculating the fiscal year 2013 distribution of funds appropriated in this item, the board of library commissioners shall employ population figures used to calculate the fiscal year 2012 distribution; and provided further, that the board shall provide funds for the continued operation of a single regional library system to serve the different geographic regions of the commonwealth and requiring that physical locations be maintained in both eastern and western Massachusetts to serve the residents of those regions; and provided further, that notwithstanding any general or special law to the contrary, the library of the commonwealth shall receive not less than thirty-five and nine tenths cents for each resident of the commonwealth $9,231,475

7000-9402 For the talking book library at the Worcester public library $421,143

7000-9406 For the Braille and talking book library at Watertown, including the operation of the machine lending agency $2,400,000

7000-9501 For state aid to public libraries; provided, that notwithstanding any general or special law to the contrary, no city or town shall receive any money under this item in any year when the appropriation of the city or town for free public library services is below an amount equal to 102.5 percent of the average of the appropriations for free public library service for the 3 years immediately preceding; provided further, that notwithstanding any general or special law to the contrary, the board of library commissioners may grant waivers in excess of the waiver limit set forth in the second paragraph of section 19A of chapter 78 of the General Laws in fiscal year 2013 for a period of not more than 1 year; provided further, that notwithstanding any general or special law to the contrary, of the amount by which this item exceeds the amount appropriated in chapter 194 of the acts of 1998, funds shall be distributed under the guidelines of the municipal equalization grant program, the library incentive grant program and the nonresident circulation offset program; and provided further, that any payment made under this item shall be deposited with the treasurer of the city or town and held in a separate account and shall be expended by the public library of that city or town without appropriation, notwithstanding any general or special law to the contrary $6,823,657

7000-9506 For the technology and automated resource sharing networks $1,929,238

EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT.

Office of the Secretary.

7002-0010 For the operation of the office of the secretary of housing and economic development; provided, that agencies within the executive office may, with the prior approval of the secretary, streamline and improve administrative operations pursuant to interdepartmental service agreements $437,278

7002-0017 For the provision of information technology services within the executive office of housing and economic development, including the homeless management information system $2,952,761

Department of Housing and Community Development.

7004-0001 For the commission on Indian affairs $106,715

7004-0099 For the operation of the department of housing and community development; provided, that notwithstanding any general or special law to the contrary, the department may make expenditures for the purposes of the department against federal grants for certain direct and indirect costs under a cost overhead allocation plan approved by the comptroller; provided further, that the comptroller shall maintain an account on the Massachusetts management accounting and reporting system for the purpose of making these expenditures; provided further, that expenditures made against the account shall not be subject to appropriation and may include the cost of personnel; provided further, that notwithstanding any general or special law, rule, or regulation to the contrary, the department may conduct annual verifications of household income levels based upon state tax returns for the purposes of administering the state and federal housing subsidy programs funded in items 7004-9005, 7004-9024, 7004-9030, 7004-9033, 7004-9316 and items 7004-9009, 7004-9014, 7004-9019, 7004-9020 of section 2D; provided further, that as a condition of eligibility or continued occupancy by an applicant or a tenant, the department may require disclosure of the social security number of an applicant or tenant and members of the applicant's or tenant's household for use in verification of income eligibility; provided further, that the department may deny or terminate participation in subsidy programs for failure by an applicant or a tenant to provide a social security number for use in verification of income eligibility; provided further, that the department may also consult with the department of revenue, the department of transitional assistance or any other state or federal agency to conduct this income verification; provided further, that notwithstanding any general or special law to the contrary, these state agencies shall consult and cooperate with the department and furnish any information in the possession of the agencies including, but not limited to, tax returns and applications for public assistance or financial aid; provided further, that for the purposes of conducting this income verification, the director of the department may enter into an interdepartmental service agreement with the commissioner of revenue to utilize the department of revenue's wage reporting and bank match system for the purpose of verifying the income and eligibility of participants in federally assisted housing programs and that of members of the participants' households; provided further, that for the purpose of clarification only, notwithstanding section 12 of chapter 490 of the acts of 1980, the department may authorize neighborhood housing services corporations to retain, re-assign and reloan funds received in repayment of loans made under the neighborhood housing services rehabilitation program; provided further, that the department shall, not later than September 1, 2012, promulgate and uniformly enforce; regulations clarifying that a household that otherwise qualifies for any preference or

priority for state subsidized housing or rental assistance based on homeless or at-risk status shall retain that preference or priority notwithstanding receipt of rental assistance that is intended to be temporary including, but not limited to, any temporary or bridge subsidies provided with state or federal funds; provided further, that the department shall provide the caseload forecasting office with enrollment data and any other information pertinent to caseload forecasting that is requested by the office on a monthly basis; and provided further, that the information is provided in a manner that meets all applicable federal state privacy security requirements provided further, that not less than $100,000 shall be expended to the town of Holbrook for a one-time community action grant which will fund an upgrade to town facilities; provided further, that not less than $175,000 shall be expended annually for provision of emergency services that provide domestic violence intervention, workforce development, housing assistance, operation of food vouchers, winter coats for kids and holiday dinners operated by Community Action Programs Inter-City, Inc. for the communities specified in item 7004-0099 of section 2 of chapter 68 of the acts of 2011; and provided further, that not less than $50,000 shall be expended for the South Worcester Neighborhood Improvement Corporation so that it can continue to provide vital services to the poorest neighborhoods in the city of Worcester $6,742,317

7004-0100 For the operations of the homeless shelter and services unit, including the compensation of caseworkers and support personnel $5,240,310

7004-0101 For certain expenses of the emergency assistance program pursuant to section 30 of chapter 23B of the General Laws; provided, that eligibility shall be limited to families with income at or below 115 per cent of the 2011 or later-issued higher federal poverty level for a period of no more than 9 months; provided further, that any family whose income exceeds 115 per cent of the federal poverty level while the family is receiving assistance funded by this item shall not become ineligible for assistance due to exceeding the income limit for a period of 3 months from the date that the 115 per cent level was exceeded; provided further, that families eligible for assistance through a temporary emergency family shelter shall include (a) families that are at risk of domestic abuse in their current housing situation; (b) families that, through no fault of their own, are homeless due to fire, flood, or natural disaster; (c) families who are homeless due to eviction from their most recent housing through no fault of the members of the family seeking shelter due to foreclosure or condemnation or nonpayment of rent caused by a documented loss of income within the past 12 months directly as a result of a job loss or medical condition or conduct by a guest or former household member who is not part of the household seeking emergency shelter and who had no knowledge of the individual's actions that resulted in such eviction or conduct attributable to a disability; and (d) families who are in a housing situation where they are not the primary lease holder and pursuant to the state sanitary code, 105 CMR 410.750, there is material health and safety risk that would likely result in a significant detriment should the family remain in the housing situation; provided further, that a family, who receives emergency housing assistance due to domestic abuse, shall be connected to the appropriate social service agency; provided further, temporary assistance under this item shall be terminated upon the offer of available housing or housing assistance necessary to maintain housing under 7004-0108; provided further, a family may not decline an offer for available housing or housing assistance necessary to maintain housing provided that the offer

adequately accommodates the size and disabilities of the family and the new housing placement shall not result in a job loss for the client; provided further, any family that declines an adequate offer of available housing or housing assistance necessary to maintain housing shall become ineligible for assistance from this item; provided further, that the department shall establish reasonable requirements for such families to escrow a portion of their income; provided further, that the escrowed funds shall be exempt from otherwise applicable asset limits; provided further, that the family may withdraw the amount placed in escrow upon transition to permanent housing or losing eligibility for shelter services; provided further, that benefits under this item shall be provided only to residents of the commonwealth who are citizens of the United States or aliens lawfully admitted for permanent residence or otherwise permanently residing under color of the law in the United States; provided further, that the department shall take all steps necessary to enforce regulations to prevent abuse of the emergency assistance program, including a wage match agreement with the department of revenue; provided further, that no emergency assistance expenditures shall be paid from this item unless explicitly authorized; provided further, that an eligible household that is approved for shelter placement shall be placed in a shelter as close as possible to the household's home community unless a household requests otherwise; provided further, that if the closest available placement is not within 20 miles of the household's home community, the household shall be transferred to an appropriate shelter within 20 miles of its home community at the earliest possible date unless the household requests otherwise; provided further, that eligibility for shelter by an otherwise eligible family shall not be impaired by prior receipt of any non-shelter benefit; provided further, that the department shall make every effort to ensure that children receiving services from this item shall continue attending school in the community in which they lived prior to receiving services funded from this line item; provided further, that should a family with a child under the age of 3 be placed in a hotel or motel, the department of housing and community development shall ensure that the hotel or motel provides a crib for each child under the age of 3 that meets all the state and federal safety codes; provided further, that notwithstanding any other general or special law to the contrary, the department shall immediately provide shelter for up to 30 days to families who appear to be eligible for such shelter based on statements provided by the family and any other information in the possession of the department, but who need additional time to obtain any third-party verifications reasonably required by the department; provided further, that shelter benefits received under the preceding proviso shall not render a family ineligible under any regulation providing that family who previously received shelter is ineligible for shelter benefits for a period of 12 months; provided further, that families receiving such shelter benefits who are found not to be eligible for continuing shelter benefits shall be eligible for aid pending a timely appeal pursuant to chapter 23B of the General Laws; provided further, that the department shall not impose unreasonable requirements for third-party verification and shall accept verifications from a family whenever reasonable; provided further, that the department shall use its best efforts to ensure that a family placed by the emergency assistance program shall be provided with access to refrigeration and basic cooking facilities; provided further, notwithstanding any general or special law to the contrary, 60 days before promulgating or amending any regulations, administrative practice or policy that would alter eligibility for or the level of benefits under this program, other than that which would benefit the clients, the department shall file with the house

and senate committees on ways and means and the clerks of the senate and house of representatives and the joint committee on children, families and persons with disabilities, a written report setting forth justification for such changes, including, but not limited to, any determination by the secretary of housing and economic development that available appropriations will be insufficient to meet projected expenses; provided further, that the department shall submit quarterly reports to the house and senate committees on ways and means, detailing the number of families transitioned from shelter benefits to affordable, subsidized or otherwise assisted housing through this program; provided further, the report shall include the average, minimum and maximum cost per family of such assistance, the number of families served who required further assistance at a later date, the type of assistance later required and provided, and the current housing stability of each family who received transitional housing or short-term housing assistance within the prior 12 months and, that the report shall state the department's assessment of the effects of benefit or eligibility changes upon recipient families, and the report shall detail the savings realized by any such changes to benefits or eligibility; provided further, that no funds shall be expended for personnel or administrative costs; provided further, that no funds shall be expended for costs associated with the homeless management information system; provided further, the department of housing and community development shall notify local school departments of the placement of a family in its district within 5 days of placement; provided further, that the appropriation herein shall be used to establish no less than 12 month contracts with shelter service providers; and provided further, the department shall not enter into commitments which will cause it to exceed the appropriation set forth in this item provided further, that funds shall be expended for programs operated by Horizons for Homeless Children $88,923,588

7004-0102 For the homelessness program to assist individuals who are homeless or in danger of becoming homeless, including assistance to organizations which provide shelter, transitional housing and services that help individuals avoid entry into shelter or successfully exit shelter; provided, that no organization providing services to the homeless shall receive less than an average per bed/per night rate of $20; provided further, that the department may allocate funds to other agencies for the purposes of this program; and provided further, that no funds shall be expended for costs associated with the homeless management information system $37,963,331

7004-0103 For certain expenses of the emergency assistance program pursuant to section 30 of chapter 23B of the General Laws; provided, that funds shall be expended for expenses incurred as a result of families being housed in hotels or motels due to the unavailability of contracted shelter beds $16,636,800

7004-0104 For the home and healthy for good program operated by the Massachusetts Housing and Shelter Alliance for the purpose of reducing the incidence of chronic homelessness in the commonwealth; provided, that the Massachusetts Housing and Shelter Alliance shall be solely responsible for the administration of this program; and provided further, that the Massachusetts Housing and Shelter Alliance shall file a report with the clerks of the house and senate, the undersecretary of the department of housing and community development and the chairs of the house and senate committees on ways and means not later than January 1, 2013, on the number of people served, the average cost per participant, the demographics of those served, whether participants have previously

received government services and any projected cost-savings in other state-funded programs $1,400,000

7004-0108 For a program of short-term housing assistance for families eligible for temporary emergency shelter under section 30 of chapter 23B of the General Laws who received rental assistance under this item prior to July 1, 2012; provided, that the assistance provided under this item shall include not less than 12 months of housing stabilization and economic self-sufficiency case management services for each family receiving benefits hereunder; provided further, that the assistance may include, but shall not be limited to: payments of rent and utility arrears, a portion of the household's monthly rent, first month's rent, last month's rent, security deposit, utility charges, and extraordinary medical bills, so long as such assistance will maintain housing for the family; provided further, that except for a family receiving rental assistance, no other assistance from this item shall exceed $4,000 in a 12 month period; provided further, that a family shall not be able to receive assistance hereunder for 12 months from the last date it received assistance, including housing stabilization and economic self-sufficiency case management services, through this program; provided further, that families that received rental assistance under this item prior to July 1, 2012 shall remain eligible for assistance greater than $4,000 under this item; provided further, that assistance towards a portion of the household's monthly rent shall be an eligible use of funds hereunder only in the event that the monthly rent for the housing does not exceed 80 per cent of the fair market rent for such housing, as determined in accordance with the U.S. Department of Housing and Urban Development; provided further, that the department shall allow for a higher monthly rent in the event that a household already housed, that is transitioning to this program from another time-limited assistance program, would be displaced due to the restriction on fair market rent; provided further, that the department may exceed 80 per cent of the fair market rent if the department determines that such placement is cost-effective and meets the short-term housing needs of eligible families in a timely manner; provided further, that eligible families shall pay no more than 35 per cent of household income towards rent and utilities; provided further, that a family's eligibility for assistance provided hereunder shall not exceed a period of 24 successive months from the date the family receives assistance hereunder, not including time spent in temporary accommodations; provided further, that a family that is terminated from the program because it has received 24 successive months of assistance shall not be able to receive assistance hereunder for 12 months from the last date it received assistance through this program; provided further, that so long as they meet the requirements of their housing stabilization plan, a family that received household assistance pursuant to this item prior to July 1, 2012 who exceeds the income eligibility criteria pursuant to section 30 of chapter 23B of the General Laws shall not become ineligible for assistance due to exceeding the income limit for a period of 6 months from the date that the 115 per cent level was exceeded; provided further, that a family that received rental assistance pursuant to this item prior to July 1, 2012 whose income exceeds 50 per cent of area median income, shall not become ineligible for assistance due to exceeding the income limit for a period of 6 months from the date that the 50 per cent level was exceeded; provided further, that the continued eligibility of the family shall be determined on an annual basis; provided further, that a family shall not be deemed ineligible as a result of any single violation of a self-sufficiency plan; provided further, that a family that exceeds the income eligibility

criteria pursuant to section 30 of chapter 23B of the General Laws shall be eligible for continued assistance hereunder so long as they meet the requirements of their housing stabilization plan and do not exceed 50 per cent of area median income; provided further, that benefits under this item shall be provided only to residents of the commonwealth who are citizens of the United States or aliens lawfully admitted for permanent residence or otherwise permanently residing under color of law in the United States; provided further, that the department shall take all steps necessary to enforce regulations to prevent abuse in the short-term housing transition program including a wage match agreement with the department of revenue; provided further, that a family that did not make a good faith effort to secure an apartment or did not make a good faith effort to follow their housing stabilization plan during the term of their assistance shall be ineligible for benefits pursuant to said section 30 of said chapter 23B and short-term housing transition benefits for a period of no more than 24 months from the later of the date upon which they received assistance, including housing stabilization and economic self-sufficiency case management services, hereunder; provided further, that no family with a head of household who is over 60 years of age or who is disabled and who is in compliance with the requirements of a housing stabilization plan that accommodates disabilities shall be denied short-term housing assistance; provided further, that any such family with a head of household who is over 60 years of age or who is disabled shall not have engaged in, or be engaged in, any activity that threatens the health, safety or security of the family, other program participants or program staff; provided further, that families receiving benefits under this program who are found not to be eligible for continuing benefits shall be eligible for aid pending a timely appeal pursuant to said chapter 23B; provided further, that families who are denied assistance under this item may appeal pursuant to said chapter 23B, including subsection (F) of section 30, and regulations adopted to implement said chapter 23B; provided further, that the department, as a condition of continued eligibility for assistance pursuant to this program, may require disclosure of social security numbers by all members of a family in the Massachusetts short-term housing transition program for use in verification of income with other agencies, departments and executive offices; provided further, that any family in which a member of the family shall fail to provide a social security number for use in verifying the family's income and eligibility shall no longer be eligible to receive benefits from the short-term housing transition program; provided further, that the department shall administer the short-term housing transition program through the following agencies unless and until administering agencies are otherwise procured by the department: Berkshire Housing Development Corp., Central Massachusetts Housing Alliance, Community Teamwork, Inc., Housing Assistance Corp., Franklin County Housing and Redevelopment Authority, Hap, Inc., Metropolitan Boston Housing Partnership, LHAND, South Middlesex Opportunity Council, Inc., South Shore Housing Development Corporation and RCAP Solutions, Inc; provided further, that the department of housing and community development shall reallocate financing based on performance based statistics from under-performing service providers to above average service providers in order to move as many families from hotel, motels, or shelters into more sustainable housing; provided further, that the department shall use funds provided for this program for stabilization workers to focus efforts on housing retention, and link households to supports including job training, education, job search, and childcare opportunities available and may enter into agreements with other public

and private agencies for the provision of such services, and that a stabilization worker shall be assigned to each household; provided further, that all of this item shall be subject to appropriation and, in the event of a deficiency, nothing in this item shall give rise to or shall be construed as giving rise to any enforceable right or entitlement to services in excess of the amounts appropriated in this item; provided further, that the department shall promulgate regulations for the short-term housing transition program; provided further, that funds shall be used to transition families served by the program to more rapidly move them into temporary or permanent sustainable housing; provided further, notwithstanding any general or special law to the contrary, 60 days before promulgating or amending any regulations, administrative practice or policy that would alter eligibility for or the level of benefits under this program, other than that which would benefit the clients, the department shall file with the house and senate committees on ways and means and the clerks of the senate and house of representatives, a report setting forth justification for such changes, including, but not limited to, any determination by the secretary of housing and economic development that available appropriations will be insufficient to meet projected expenses; provided further, the department shall not enter into commitments which will cause it to exceed the appropriation set form in this item; provided further, that the department shall submit quarterly reports to the house and senate committees on ways and means, which shall include the number of families served, the type of assistance given, the number of families assisted through this program, the average, minimum and maximum cost per family of such assistance and the current housing stability of each family who received assistance within the prior 12 months and shall include any obstacles encountered with the administration of this program; and provided further, that beginning October 1, 2011, the department shall report on a monthly basis to the chairs of the joint committee on housing and the joint committee on children, families and persons with disabilities, the number of families, from each local department office, who are ineligible for further assistance by operation of the 24-month and 12-month restrictions in this item..... $83,374,371

7004-3036 For housing services and counseling; provided, that funds shall be expended as grants to 9 regional housing consumer education centers operated by the regional nonprofit housing authorities; provided further, that the grants shall be awarded through a competitive application process under criteria created by the department; provided further, that the department shall submit annual reports to the secretary of administration and finance, the house and senate committees on ways and means and the joint committee on housing detailing all expenditures of the program, including each regional housing consumer education center, the total number of persons who received information and referral services, the costs for such services rendered per consumer and the identification of consumer issues and trends; provided further, that the department shall report to the house and senate committees on ways and means not later than January 1, 2013 on possible savings and efficiencies that may be realized through the consolidation of said services; provided further, that no funds shall be expended from this item in the AA object class for the compensation of state employees; and provided further, that not less than $100,000 shall be expended to Springfield Neighborhood Housing Services, Inc., so-called, in Springfield $1,495,996

7004-3045 For a tenancy preservation program for neutral party consultation services in eviction cases before the housing court department of the

Massachusetts trial court for individuals with disabilities and for families that contain individuals with disabilities if the disability is directly related to the reason for eviction $250,000

7004-4314 For the expenses of a service coordinators program established by the department to assist tenants residing in housing developed pursuant to sections 39 and 40 of chapter 121B of the General Laws to meet tenancy requirements in order to maintain and enhance the quality of life in that housing $350,401

7004-9005 For subsidies to housing authorities and nonprofit organizations including funds for deficiencies caused by certain reduced rentals in housing for the elderly, handicapped, veterans and relocated persons under sections 32 and 40 of chapter 121B of the General Laws; provided, that notwithstanding any general or special law to the contrary, all housing authorities operating elderly public housing shall offer first preference for elderly public housing units which are vacant on the effective date of this act, and thereafter, to those persons 60 years of age or older as of June 30, 2012, receiving rental assistance from the Massachusetts rental voucher program; provided further, that the department may expend funds appropriated in this item for deficiencies caused by certain reduced rentals which may be anticipated in the operation of housing authorities for the first quarter of the subsequent fiscal year; provided further, that no monies shall be expended from this item for the purpose of reimbursing the debt service reserve included in the budgets of housing authorities; provided further, that no funds shall be expended from this item in the AA object class for the compensation of state employees; provided further, that the amount appropriated in this item shall be considered to meet any and all obligations under said sections 32 and 40 of said chapter 121B; provided further, that any new reduced rental units developed in fiscal year 2013 eligible for subsidies under this item shall not cause any annualization that results in an amount exceeding the amount appropriated in this item; provided further, that all funds in excess of normal utilities, operations and maintenance costs may be expended for capital repairs; and provided further, that the administration shall make every attempt to direct efforts toward rehabilitating local housing authority family units requiring $20,000 or less in repairs; provided further, that not less than $50,000 be provided for the Clinton Housing Authority for the purposes of repairs and improvements to the Church Street Senior Housing Complex, located in the town of Clinton; and provided further, that not less than $50,000 be provided for the Clinton Housing Authority for the purpose of repairs and improvements to the Water Street Senior Housing Authority Complex, located in the town of Clinton $64,500,000

7004-9024 For a program of rental assistance for low-income families and elderly persons through mobile and project-based vouchers; provided, that rental assistance shall only be paid under a program to be known as the Massachusetts rental voucher program; provided further, that the income of the households shall not exceed 200 per cent of the federal poverty level; provided further, that the department may award mobile vouchers to eligible households currently occupying project-based units that shall expire due to the nonrenewal of project-based rental assistance contracts; provided further, that the department, as a condition of continued eligibility for vouchers and voucher payments, may require disclosure of social security numbers by participants and members of participants' households in the Massachusetts rental voucher program for use in verification of

income with other agencies, departments and executive offices; provided further, that any household in which a participant or member of a participant's household shall fail to provide a social security number for use in verifying the household's income and eligibility shall no longer be eligible for a voucher or to receive benefits from the voucher program; provided further, that the vouchers shall be in varying dollar amounts and shall be set by the department based on considerations, including, but not limited to, family size, composition, income level and geographic location; provided further, that notwithstanding any general or special law to the contrary, the monthly dollar amount of each voucher shall be the department-approved total monthly rent of the unit less the monthly amount paid for rent by the household; provided further, that notwithstanding any general or special law to the contrary, the use of rent surveys shall not be required in determining the amounts of the mobile vouchers or the project-based units; provided further, that any household which is proven to have caused intentional damage to its rental unit in an amount exceeding 2 month's rent during any 1-year lease period shall be terminated from the program; provided further, that notwithstanding any general or special law to the contrary, a mobile voucher whose use is or has been discontinued shall be re-assigned within 90 days; provided further, that the department shall pay agencies not more than $30.00 per voucher per month for the costs of administering the program; provided further, that subsidies shall not be reduced for the cost of accommodating the cost of the inspections; provided further, that notwithstanding any general or special law to the contrary, each household holding a project-based voucher shall pay at least 30 per cent but not more than 40 per cent of its income as rent, and each household holding a mobile voucher shall pay at least 30 per cent but not more than 40 per cent of its income as rent; provided further, that the department shall establish the amounts of the mobile vouchers and the project-based vouchers so that the appropriation in this item is not exceeded by payments for rental assistance and administration; provided further, that the department shall not enter into commitments which shall cause it to exceed the appropriation set forth in this item; provided further, that the households holding mobile vouchers shall have priority for occupancy of the project-based dwelling units in the event of a vacancy; provided further, that the department may impose certain obligations for each participant in the Massachusetts rental voucher program through a 12-month contract which shall be executed by the participant and the department; provided further, that such obligations may include, but shall not be limited to, job training, counseling, household budgeting and education, as defined in regulations promulgated by the department and to the extent these programs are available; provided further, that each participant shall be required to undertake and meet these contractually established obligations as a condition for continued eligibility in the program; provided further, that for continued eligibility, each participant shall execute this 12-month contract on or before September 1, 2012, if the participant's annual eligibility recertification date occurs between June 30, 2012 and September 1, 2012, and otherwise on or before the annual eligibility recertification date; provided further, that any participant who is over the age of 60 years or who is disabled may be exempted from any obligations unsuitable under particular circumstances; provided further, that no funds shall be expended from this item in the AA object class for the compensation of state employees; provided further, that the department may assist housing authorities, at their written request, in the immediate implementation of a homeless prevention program utilizing alternative housing resources available to them for low-income families and the elderly

by designating participants in the Massachusetts rental voucher program as at risk of displacement by public action through no fault of their own; provided further, that participating local housing authorities may take all steps necessary to enable them to transfer mobile voucher program participants from the Massachusetts rental voucher program into another housing subsidy program; provided further, that the department of housing and community development shall strive to avoid a reduction in the value of the Massachusetts rental voucher from its value as of June 30, 2012; provided further, that the department shall administer no less than 923 additional vouchers than they did in fiscal year 2012; provided further, that these new vouchers shall first be available to families residing in hotels or motels provided they meet all Massachusetts Rental Voucher Program criteria necessary to be granted a voucher and the department has determined that they are ready to attempt to maintain a tenancy; provided further, that once the undersecretary certifies that as many families as possible are moved from motels, families residing in shelters shall be eligible to receive any remaining vouchers; provided further, that once a family vacates shelter, a family from motels shall be moved into the previously occupied space in order to receive maximum support services; provided further, the additional vouchers shall serve as a one-time, caseload reduction mechanism and shall be targeted to families who are residing in hotels, motels, or emergency assistance family shelters as of April 1, 2012; and provided further, no vouchers beyond the amount described within shall be given to families residing within the shelter system during fiscal year 2013 ..... $46,040,000

7004-9030 For the transitional rental assistance program established under section 16 of chapter 179 of the acts of 1995; provided, that notwithstanding any general or special law to the contrary, the transitional rental assistance shall be in the form of mobile vouchers; provided further, that the vouchers shall be in varying dollar amounts set by the department based on considerations including, but not limited to, household size, composition, household income and geographic location; provided further, that any household which is proven to have caused intentional damages to its rental unit in an amount exceeding 2 months rent during any 1 year shall be terminated from the program; provided further, that the department shall pay agencies that administer this program an allowance not to exceed $25 per voucher per month for the costs of administration; provided further, that notwithstanding any general or special law to the contrary, there shall be no maximum percentage applicable to the amount of income paid for rent by each household holding a mobile voucher, but each household shall be required to pay not less than 25 per cent of its net income, as defined in regulations promulgated by the department, for units if payment of utilities is not provided by the unit owner, or not less than 30 per cent of its income for units if payment of utilities is provided by the unit owner; provided further, that payments for the transitional rental assistance may be provided in advance; provided further, that the department shall establish the amounts of the mobile vouchers so that the appropriation in this item is not exceeded by payments for rental assistance and administration; provided further, that the department shall not enter into commitments which will cause it to exceed the appropriation set forth in this item; provided further, that the amount of a rental assistance voucher payment for an eligible household shall not exceed the rent less the household's minimum rent obligation; provided further, that the word rent, as used in this item, shall mean payments to the landlord or owner of a dwelling unit under a lease or other agreement for a tenant's occupancy of the dwelling

unit, but shall not include payments made by the tenant separately for the cost of heat, cooking fuel and electricity; provided further, that the department shall submit an annual report to the secretary of administration and finance and the house and senate committees on ways and means detailing expenditures, the number of outstanding rental vouchers and the number and types of units leased; provided further, that consistent with chapter 179 of the acts of 1995, the amount appropriated in this item shall not annualize to more than $4,000,000 in fiscal year 2014; and provided further, that the program shall provide funding for not more than 800 mobile vouchers..... $3,450,000

7004-9033 For rental subsidies to eligible clients of the department of mental health; provided, that the department shall establish the amounts of such subsidies so that payment thereof and of any other commitments from this item shall not exceed the amount appropriated herein..... $4,500,000

7004-9315 For the department of housing and community development which may expend for the administration and monitoring of the low-income housing tax credit and local administration programs an amount not to exceed $2,112,703 from revenue collected from fees collected under Executive Order No. 291, pertaining to low-income housing tax credits, for the costs of administering and monitoring the programs, including the costs of personnel, subject to the approval of the director of the department; provided, that notwithstanding any general or special law to the contrary and for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $2,112,703

7004-9316 For a program to provide assistance in addressing obstacles to maintaining or securing housing for families with (1) a household income not greater than 30 per cent of area median income that are homeless and moving into subsidized or private housing or are at risk of becoming homeless, or (2) a household income greater than 30 per cent, but not more than 50 per cent of area median income that are homeless and moving into subsidized or private housing, or are at risk of becoming homeless due to a significant reduction of income or increased expenses; provided, that assistance shall be administered by the department through contracts with the existing regional HomeBASE agencies; provided further, not less than 65 per cent of the funds shall be available to serve households with an income not greater than 15 per cent of area median income; subject to the department's discretion based on data reflecting program demand and usage; provided further, not less than 25 per cent of funds shall be available for households between 15 and 30 per cent of area median income; provided further, not less than 10 per cent for households above 30 per cent of area median income; provided further, that a family shall not be eligible for assistance hereunder for 12 months from the last date it received assistance under item 7004-0108 including housing stabilization services and economic self-sufficiency case management services; provided further, that the amount of financial assistance may not exceed more than $4,000 in any 12 month period; provided further, that prior to authorizing a residential assistance payment for a family, the administering agency shall make a finding that the family has secured new income or a change in circumstances and that the payment will enable the family to retain its current housing, obtain new housing, or otherwise avoid

homelessness; provided further, that prior to authorizing a residential assistance payment for a family with a household income greater than 30 per cent, but not more than 50 per cent of area median income the administering agency shall make a finding that the family experienced a significant reduction of income or increase in expenses; provided further, that in making these findings the agency shall, unless the facts of the case warrant otherwise, apply a presumption that the payment will enable a family to retain its housing, obtain new housing or otherwise avoid homelessness if the family is paying less than or equal to 50 per cent of its income for that housing; provided further, that a family who is paying more than 50 per cent of its income for its housing shall be provided a fair opportunity to establish that a residential assistance payment will enable it to retain its housing, obtain new housing or otherwise avoid homelessness; provided further, that residential assistance payments may be made through direct vendor payments according to standards to be established by the department; provided further, that the agencies shall establish a system for referring families approved for residential assistance payments who the agencies determine would benefit from these services to existing community-based programs that provide additional housing stabilization supports, including assistance in obtaining housing subsidies and locating alternative housing that is safe and affordable for those families; provided further, that the program shall be administered under guidelines established by the department; provided further, the department shall submit a report to the chairmen of the house and senate committees on ways and means, the chairmen of the joint committee on housing and the secretary of administration and finance detailing the extent of involvement of regional community action programs in the administration of this line item program within the past five years; provided further, the report shall include, but not be limited to, the appropriation allocation to each community action program, the effectiveness of their services, and the estimated number of families served per year; provided further, the report shall also examine the potential for broader inclusion of community action programs in the future administration of this program; and provided further, the department shall submit this report no later than January 1, 2013; and provided further, that the department shall provide a status report to the secretary of administration and finance and the house and senate committees on ways and means not later than January 15, 2013, that includes, but is not limited to: all program expenditures, the number of recipients of the funds, the housing status of the recipients before and after receiving assistance, the purposes for which each family used the assistance, the administrative costs and other related costs of the program, including whether such recipient resided or continues to reside in state or federal public housing and any other information necessary to determine the effectiveness of the program..... $8,760,000

Office of Consumer Affairs and Business Regulation.

7006-0000 For the office of the director of consumer affairs and business regulation, including expenses of an administrative services unit $781,055

7006-0043 For the office of consumer affairs, which may expend for the administration and enforcement of the home improvement contractor program an amount not to exceed $500,000 from the revenue collected from fees for the registration and renewal of home improvement contractor registrations under section 11 of chapter 142A of the General Laws; provided, that notwithstanding any general or special law to the contrary, for the purpose

of accommodating timing discrepancies between the receipt of revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment the amounts not to exceed the lower of this authorization or the most recent revenue estimate, as reported in the state accounting system $500,000

Division of Banks.

7006-0010 For the operation of the division of banks; provided, that notwithstanding any general or special law to the contrary, the division shall assess 100 per cent of the amount appropriated in this item, and the associated fringe benefits costs for personnel paid from this item, upon financial institutions which the division currently regulates under section 2 of chapter 167 of the General Laws $13,818,806

7006-0011 For the costs incurred by the division of banks associated with licensure of loan originators pursuant to chapter 255F of the General Laws; provided, that the division may expend revenues in an amount not to exceed $2,650,000 from the revenue received from administrative fees associated with the licensure fees and from civil administrative penalties pursuant to said chapter 255F; provided further, that the division may expend from such revenue an amount to be determined by the commissioner of banks as grants for the operation of a program for best lending practices, first-time homeowner counseling for non-traditional loans and 10 or more foreclosure education centers pursuant to section 16 of chapter 206 of the acts of 2007, and that the grants shall be awarded through a competitive application process under criteria created by the division; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of revenues and related expenditures, the commissioner may incur expenses and the comptroller may certify for payment the amounts not to exceed the lower of this authorization or the most recent revenue estimate, as reported in the state accounting system..... $2,650,000

Division of Insurance.

7006-0020 For the operation of the division of insurance, including the expenses of the board of appeal on motor vehicle policies and bonds and the associated fringe benefits costs for personnel paid from this item and certain other costs of supervising motor vehicle liability insurance and the expenses of the fraudulent claims board; provided, that notwithstanding any general or special law to the contrary, 100 per cent of the amount appropriated in this item, and the associated fringe costs of personnel paid from this item, shall be assessed upon the institutions which the division currently regulates under general or special laws or regulations, except for licensed business entity producers; and provided further, that the assessment shall be in addition to any and all assessments currently assessed upon the institutions $12,233,309

7006-0029 For the operation of the health care access bureau of the division of insurance; provided, that under section 7A of chapter 26 of the General Laws, the full amount appropriated in this item, as well as the associated fringe benefits costs for personnel paid from this item, shall be assessed upon the carriers licensed under chapters 175, 176A, 176B and 176G of the General Laws $1,100,000

Division of Professional Licensure.

7006-0040 For the operation and administration of the division of professional licensure; provided, that the division shall at all times employ not less than 2 hearing officers to facilitate the processing of cases pending before the various boards..... $2,391,756

7006-0140 Upon certification from the Massachusetts Gaming Commission, the state treasurer shall quarterly distribute to each city and town within which racing meetings are conducted, including racing meetings conducted in connection with a state or county fair, under licenses issued under the provisions of chapter one hundred and twenty-eight A, the sum of .35 percent of the total pari-mutuel wager for each such racetrack within said city or town for the three months ending two quarters prior to the quarter for which said distribution is being made, which sum shall be allocated from the commonwealth's share; provided, however, that if the parcel of land containing such racetrack is located in two cities or towns, said sum shall be divided so that two-thirds shall be distributed to the city or town in which the major portion of said parcel is located, and one-third shall be distributed to the other city or town..... $1,150,000.

7006-0151 For the division of professional licensure which may expend for the oversight of proprietary schools an amount not to exceed $540,123; provided, that no expenditures made in advance of the receipts shall be permitted to exceed 50 per cent of the amount of revenues projected by the first quarterly statement required by section 1B $540,123

Division of Standards.

7006-0060 For the operation of the division of standards..... $732,249

7006-0067 For the division of standards; provided, that the division may expend for enforcement of weights and measures laws an amount not to exceed $225,000 from revenues received from item pricing violations collected through municipal inspection efforts, and from weights and measures fees and fines collected from cities and towns $225,000

7006-0068 For the division of standards; provided, that the division may expend an amount not to exceed $360,000 from revenue received from license fees assessed to owners of motor vehicle repair shops..... $360,000

Department of Telecommunications and Cable.

7006-0071 For the operation of the department of telecommunications and cable; provided, that notwithstanding the second sentence of section 7 of chapter 25C of the General Laws, the assessments levied for fiscal year 2013 under this section shall be made at a rate sufficient to produce 100 per cent of the amount appropriated in this item, and the associated fringe benefits costs for personnel paid from this item $2,854,261

7007-0150 For the Massachusetts office of business development for contracts with regional economic development organizations under the program established by section 3J and 3K of chapter 23A of the General Laws..... $850,000

Massachusetts Office of Business Development.

7007-0300 For the operation of the Massachusetts office of business development, which shall include the operation and support of capital grants programs, and for marketing and promoting the commonwealth in order to attract and retain targeted businesses and industries $1,710,777

7007-0500 For the operation and maintenance of the Massachusetts biotechnology research institute for the purpose of promoting the commercialization of new academic-based research and development, and raising the scientific awareness of the communities of the commonwealth $250,000

7007-0800 For a grant for the state match for a small business development center; provided, that no funds shall be expended from this item until such time as the United States Small Business Administration has made a payment or has executed a contract to pay the University of Massachusetts at Amherst for the operation of the center; provided further, that the funds expended from this item shall not exceed 25 per cent of the gross operating cost of said center; provided further, that not more than $300,000 from this item shall be expended for federal procurement technical assistance services within said center; provided further, that no less than $25,000 each shall be expended for the Winthrop and Revere Chambers of Commerce, respectively, for the purpose of small business development; provided further, that the services shall include, but not be limited to, assisting businesses in securing federal contracts, obtaining contract financing, generating responses to requests-for-proposals, interpreting bid documents, providing educational workshops and seminars and for the electronic identification and tracking of federal bid opportunities; provided further, that funds expended for the purpose of operating federal procurement technical assistance services within said center shall be subject to the receipt of matching funds from federal or private sources, including the United States Department of Defense; and provided further, that annual expenditure reports shall be filed with the house and senate committees on ways and means..... $1,254,286

7007-0801 For microlending grants of up to $100,000, to be issued to established Community Development Financial Institutions and Community Advantage Lenders making direct microenterprise and small business loans to borrowers on a regional basis, as well as providing technical assistance to applicants and borrowers in order to foster business establishment and success, provided that the funds will be used to support eligible organization's lending and technical assistance activities……..$200,000

7007-0952 For the operation of the commonwealth zoological corporation pursuant to chapter 92B of the General Laws; provided, that funds appropriated in this item shall be expended for the purposes of promoting private fundraising, achieving self-sufficiency and serving as a catalyst for urban economic development and job opportunities for local residents; provided further, that the corporation shall take all steps necessary to increase the amount of private funding available for the operation of the zoos; provided further, that funding in this item may not be transferred through interdepartmental service agreements; provided further, that the corporation shall report to the house and senate committees on ways and means not later than February 1, 2013, on the status of, and amounts collected from, the private fundraising and enhanced revenue efforts identified in the draft

Massachusetts Zoos Business and Operations Plan, dated December 1996; and provided further, that not less than $750,000 shall be expended on a matching program to encourage private and corporate donations to support the Franklin Park Zoo and Stone Zoo $3,750,000

Massachusetts Tourism Fund 100%

Massachusetts Marketing Partnership.

7008-0900 For the operation and administration of the office of travel and tourism; provided, that the office shall be the official and lead agency to facilitate and attract major sports events and championships in the commonwealth; provided further, that no less than $200,000 shall be expended as grants for the Bay State Games; provided further, that no less than $250,000 shall be expended as matching grants to the Plymouth 400th Committee for the commemoration of the town of Plymouth's 400th anniversary; provided further that no less than $25,000 shall be expended as grants for business assistance organizations in the city of Haverhill that were in item 7007-0900 in chapter 182 of the acts of 2008; provided further, that no less than $250,000 shall be expended for a matching grant program to the Enrichment Center located in Mattapan; provided further that no less than $50,000 shall be provided to the Grand Army of the Republic Historical Museum in Lynn; provided further, that no less than $200,000 shall be expended for opening the 11 Visitor Information Centers from Memorial Day to Columbus Day; provided further, that no less than $75,000 shall be expended for the Waltham Tourism Council; provided further, that no less than $30,000 shall be expended for a child safety grant in the town in Saugus; provided further, that no less than $100,000 shall be expended for a senior safety grant in the town of Newburyport; provided further, that not less than $25,000 shall be expended for the Town of Pembroke's 300th Anniversary; provided further, that not less than $25,000 shall be expended for the Town of Duxbury's 375th Anniversary; and provided further, that the office shall be the official and lead agency to facilitate motion picture production and development within the commonwealth $3,052,454

Massachusetts Tourism Fund 100%

7008-1000 For assistance to regional tourist councils under section 14 of chapter 23A of the General Laws; provided, that notwithstanding any general or special law or rule or regulation to the contrary, each of the councils may expend an amount not to exceed 20 per cent of the funds appropriated in this item for the cost of administrative services $6,000,000

Massachusetts Tourism Fund 100%

7008-1300 For the operation of the Massachusetts international trade office $110,400

Massachusetts Tourism Fund 100%

EXECUTIVE OFFICE OF LABOR AND WORKFORCE DEVELOPMENT.

Office of the Secretary.

7003-0100 For the operation of the executive office of labor and workforce development, provided, that not later than January 3, 2013, the executive

office of labor and workforce development shall submit to the house and senate committees on ways and means and the joint committee on labor and workforce development a report describing the job training services, including labor exchange, skills training and remedial education services related thereto which have been provided during the course of the fiscal year, systems for delivery, and the costs and the sources of revenue for such services $758,649

7003-0170 For the provision of information technology services within the executive office of labor and workforce development $240,643

Department of Career Services.

7002-0012 For a youth-at-risk program targeted at reducing juvenile delinquency in high risk areas; provided, that these funds may be expended for the development and implementation of a year-round employment program for at-risk youth as well as existing year-round employment programs; provided further, that $500,000 of these funds shall be matched by private organizations; and provided further, that funds shall be available for expenditure through September 1, 2013; prior appropriation continued $8,609,158

7003-0605 For the operation and maintenance of the Massachusetts manufacturing extension partnership for the purpose of maintaining and promoting manufacturing as an integral part of the economy and for programs designed to assist small and mid-sized manufacturing companies $1,225,000

7003-0803 For the one-stop career centers $4,752,323

7003-1206 For the Massachusetts Service Alliance to administer State Service Corps grants and provide training and support to volunteer and service organizations; provided, that not less than $250,000 shall be expended for the New England Farm Workers Council; provided further, that the Urban League of Eastern Massachusetts shall receive 50 per cent of the amount appropriated in chapter 68 of the acts of 2011 and that the remainder of said amount be expended for the Urban League of Springfield, Massachusetts; and provided further, that not less than $25,000 shall be expended for programs supporting and promoting cultural heritage diversity, and education in the city of Boston that were in item 7007-0900 in chapter 182 of the acts of 2008; provided further, that no less than $100,000 shall be provided for financial support of the MA Latino Chamber of Commerce $1,625,000

Department of Labor Standards.

7003-0200 For the operation of the department of labor standards; provided, that positions for a program to evaluate asbestos levels in public schools and other public buildings shall not be subject to chapter 31 of the General Laws; and provided further, that $267,909 shall be made available to fund the division of apprenticeship training $2,026,178

7003-0201 For the department of labor standards; provided, that the department may expend an amount not to exceed $436,580 received from fees authorized under section 3A of chapter 23 of the General Laws and civil fines issued under section 197B of chapter 111 of the General Laws, section 46R of chapter 140 of the General Laws and section 6F1/2 of chapter 149 of the General Laws $436,580

Department of Industrial Accidents.

7003-0500 For the operation and administrative expenses of the department of industrial accidents; provided, that said department shall submit a report not later than February 1, 2013 to the house and senate committees on ways and means detailing the scope, objective and results of grant recipients' safety training program; and provided further, that the General Fund shall be reimbursed the amount appropriated in this item and for associated indirect and direct fringe benefit costs from assessments levied pursuant to section 65 of chapter 152 of the General Laws $18,905,037

Department of Labor Relations.

7003-0900 For the operation of the department of labor relations..... $1,835,872

EXECUTIVE OFFICE OF EDUCATION.

Office of the Secretary of Education.

7009-1700 For the operation of information technology services within the executive office of education $8,761,548

7009-6379 For the operation of the office of the secretary of education; provided, that agencies within the executive office may, with the prior approval of the secretary, streamline and improve administrative operations under interdepartmental service agreements..... $748,015

7009-6400 For grants to establish and operate high-quality, intensive and targeted programs that will rapidly increase English language learning for middle and high school students in school districts serving Gateway Cities; provided, that grant applications must provide at minimum, for after-school enrichment academies to operate during the spring of 2013; provided further, that applications may also provide for acceleration academies to be held during school vacations and/or for Saturday sessions during the spring of 2013; provided further, that funds may be set aside for the administration of these programs ; and provided further, that $850,000 shall be set aside for English language acquisition professional development and the implementation of sheltered English immersion. $2,600,000

7009-6402 For grants to support the establishment of career academies in Gateway Cities, and to build stronger relationships and partnerships among high schools, institutions of higher education, local employers, and workforce development entities, in order to create multiple and seamless pathways to employment; provided, that such funds shall be used to establish Education and Industry Coordinating Councils (EICCs); provided further, that the EICCs shall be chaired by the district superintendent and chair of the local workforce investment boards, and shall include representatives from district high schools, institutions of higher education, industry partners, and local/regional employers; provided further, that such funding shall be used to engage in planning to establish career academies or to plan for the establishment of such academies during the following fiscal year……..$500,000

Department of Elementary and Secondary Education.

7010-0005 For the operation of the department of elementary and secondary education; provided, that funds shall be expended for the oversight of education collaboratives $13,424,188

7010-0012 For grants to cities, towns and regional school districts for payments of certain costs and related expenses for the program to eliminate racial imbalance established under section 12A of chapter 76 of the General Laws; provided, that funds shall be made available for payment for services rendered by METCO, Inc. and Springfield public schools; provided further, that all grant applications submitted to and approved by the department of elementary and secondary education shall include a detailed line item budget specifying how such funds shall be allocated and expended; provided further, that the secretary of education shall report, no later than July 1, 2013 to the house and senate committees on ways and means on student achievement growth by METCO students relative to their peers in both sending and receiving districts and on the academic success of former METCO students who attended two and four year public colleges and universities in the commonwealth relative to their peers from both sending and receiving districts at said public institutions of higher education, including enrollment in remedial coursework, grade point averages, and college graduation rates; and provided further, that METCO, Inc., shall make available to the secretary of education information necessary to complete said report $18,142,582

7010-0020 For the Bay State Reading Institute; provided, that the program shall be administered under contract to Middlesex Community College in programmatic collaboration with Framingham State University and Fitchburg State University; and provided further, that the Institute shall provide literacy based intervention in districts and schools found by the department of elementary and secondary education to be at levels 3, 4, and 5 with preference for schools and districts at levels 4 and 5 in accordance with sections 1J and 1K of chapter 69 of the General Laws $400,000

7010-0033 For literacy and early literacy programs; provided, that these programs shall provide ongoing evaluation of the outcomes thereof; provided further, that programs receiving funding through this item shall document the outcomes of evaluations; and provided further, that evaluations shall be compared to measurable goals and benchmarks that shall be developed by the department $3,147,940

7027-0019 For school-to-career connecting activities; provided, that notwithstanding any general or special law to the contrary, the board of elementary and secondary education, in cooperation with the executive office of labor and workforce development and the state workforce investment board, may establish and support a public-private partnership to link high school students with economic and learning opportunities on the job as part of the school-to-career transition program; provided further, that this program may include the award of matching grants to workforce investment boards or other local public-private partnerships involving local community job commitments and work site learning opportunities for students provided further, that the grants shall require at least a 200 per cent match in wages for the students from private sector participants; provided further, that the program shall include, but not be limited to, a provision that business leaders commit resources to pay salaries to provide mentoring and

instruction on the job and to work closely with teachers; provided further, that public funds shall assume the costs of connecting schools and businesses to ensure that students serve productively on the job; and provided further, that no funds shall be expended for personnel costs, prior appropriation continued $2,770,000

7027-1004 For English language acquisition professional development to improve the academic performance of English language learners and effectively implement sheltered English immersion as outlined in chapter 71A of the General Laws; provided, that the department shall, not later than January 11, 2013, provide a report on the number of educators who have received such training since passage of said chapter 71A, the estimated number who need such additional training, a review and analysis of the most effective types of professional development and the most common gaps in the knowledge base of educators implementing English immersion and teaching English language acquisition, along with legislative or regulatory recommendations of the department; provided further, that said report shall be provided to the secretary of administration and finance, the senate president, the speaker of the house, the chairs of the house and senate committees on ways and means and the house and senate chairs of the joint committee on education; provided further, that funds may be expended through August 31, 2013; and provided further, that no funds shall be expended for personnel costs $364,937

7028-0031 For the expenses of school age children in institutional schools under section 12 of chapter 71B of the General Laws; provided, that the department may provide special education services to eligible inmates in county houses of correction; provided further, that the department of youth services shall continue to collaborate with the department of elementary and secondary education in order to align curriculum at the department of youth services with the statewide curriculum frameworks and to ease the reintegration of youth from facilities at the department of youth services into regular public school settings; and provided further, that the department of elementary and secondary education, in conjunction with the commissioner of youth services, shall submit a report on progress made on the reintegration of these youth and the alignment of the department of youth services curriculum to the house and senate committees on ways and means not later than December 1, 2012..... $7,412,903

7030-1002 For kindergarten expansion grants to provide grant awards to continue quality enhancement of existing full-day kindergarten classrooms and to encourage transition of half-day kindergarten classrooms into full-day kindergarten classrooms; provided, that the department shall administer a grant program to encourage the voluntary expansion of high quality, full-day kindergarten education throughout the commonwealth; provided further, that grants funded through this appropriation shall not annualize to more than $18,000 per classroom in subsequent fiscal years; provided further, that preference shall be given to grant applicants with high percentages of students scoring in levels 1 or 2 on the Massachusetts comprehensive assessment system exam, and school districts which serve free or reduced lunch to at least 35 per cent of its students, as determined by the department based on available data; provided further, that any grant funds distributed from this item shall be deposited with the treasurer of such city, town or regional school district and held in a separate account and shall be expended by the school committee of such city, town or regional school district without further appropriation, notwithstanding any general or special law to the contrary; provided further, that such program

shall supplement and shall not supplant currently funded local, state and federal programs at the school or district; provided further, that not later than January 17, 2013, the department shall report to the house and senate committees on ways and means on the total number of grants requested and awarded; provided further, that the report shall detail common factors associated with both successful and unsuccessful applications and shall include the total number of full-day and half-day kindergarten classrooms projected to be in operation in public schools in fiscal year 2014; provided further, that the commissioner of elementary and secondary education shall have discretion to grant funds for new programs to transition from half-day to full-day kindergarten; provided further, that all kindergarten programs previously funded through community partnership councils at the department of early education and care may receive grants from this item in amounts equal to the amounts they received in fiscal year 2012, reduced in proportion to the overall reduction of this item from fiscal year 2012 to fiscal year 2013; and provided further, that no funds shall be expended for personnel costs $24,948,947

7030-1005 For Reading Recovery, a one-to-one, early intervention, individual tutorial literacy program designed as a pre-special education referral and short-term intervention for children who are at risk of failing to read in the first grade; provided, that said program shall provide ongoing documentation and evaluation of results $400,000

7035-0002 For the provision and improvement of adult basic education services, including reading, writing and mathematics; provided, that grants shall be distributed to a diverse network of organizations which have demonstrated commitment and effectiveness in the provision of such services, and that are selected competitively by the department of elementary and secondary education; provided further, that such grants shall support the successful transition of students from other adult basic education programs to community college certificate and degree-granting programs; provided further, that such grants shall be contingent upon satisfactory levels of performance as defined and determined by the department; provided further, that in no case shall grants be considered an entitlement to a grant recipient; provided further, that the department shall consult with the community colleges and other service providers in establishing and implementing content, performance and professional standards for adult basic education programs and services; and provided further, that no funds shall be expended for personnel costs at the department of elementary and secondary education; and provided further, that not less than $150,000 be expended for Operation A.B.L.E. of Greater Boston to provide basic workforce and skills training, employment services and job re-entry support to older workers $29,923,112

7035-0005 For reimbursements to cities, towns, and regional school districts for the cost of transportation of nonresident pupils as required by the federal McKinney-Vento act; provided, that the board of elementary and secondary education shall promulgate regulations for the determination of said reimbursements; and provided further, that the commonwealth's obligation shall not exceed the amount appropriated in this item $11,300,000

7035-0006 For reimbursements to regional school districts for the transportation of pupils; provided, that notwithstanding any general or special law to the contrary, the commonwealth's obligation shall not exceed the amount appropriated in this item $45,442,445

7035-0007 For reimbursements to cities, towns, regional vocational or county agricultural school districts, independent vocational schools, or collaboratives for certain expenditures for transportation of nonresident pupils to any approved vocational-technical program of any regional or county agricultural school district, city, town, independent school or collaborative pursuant to section 8A of chapter 74 of the General Laws; provided, that should the amount appropriated herein be insufficient to fully fund said section 8A of said chapter 74, initial reimbursements made by the department of elementary and secondary education may be pro-rated by the department to all eligible cities, towns, regional vocational or county agricultural school districts, independent vocational schools, or collaboratives; and provided further, that upon a determination by the department that the funds appropriated in this item are insufficient to meet the commonwealth's full obligation under said section 8A, the department shall, within 10 days, notify the secretary of administration and finance, the house and senate chairs of the joint committee on education and the chairs of the house and senate on ways and means of the amount needed to fully fund said obligation $200,000

7035-0035 For implementation of a competitively bid, statewide performance-based, integrated program to drive a school culture of high expectations and dramatically increase participation and performance in Advanced Placement courses, particularly among underserved populations, to prepare students for college and career success in science, technology, engineering and mathematics; provided, that these funds shall support all of the following program elements, without exception, for each school: open access to courses, equipment and supplies for new and expanded AP courses, support for the costs of AP exams and support for student study sessions; provided further, that these funds support teacher professional development, including a College Board endorsed AP summer institute for AP teachers; provided further, that such program shall provide a matching amount of at least $1 million in private funding; provided further, that the program be chosen through a single competitive process and the funds dispersed by the beginning of the 2012-2013 school year to cover costs expended between August 1, 2012 and July 31, 2013; provided further, that this program shall work in conjunction with an existing, separately funded statewide pre-AP program; provided further, that all districts that participated in fiscal year 2012 shall benefit from the program with the same proportion of funds available in fiscal year 2013; and provided further, that the department shall deliver to the legislature an independent evaluation of these programs and their impact on student achievement, particularly as it relates to closing achievement gaps by January 11, 2013 ..... $1,750,000

7053-1909 For reimbursements to cities and towns for partial assistance in the furnishing of lunches to school children, including partial assistance in the furnishing of lunches to school children as authorized by chapter 538 of the acts of 1951, and for supplementing funds allocated for the special milk program; provided, that notwithstanding any general or special law to the contrary, payments so authorized in the aggregate for partial assistance in the furnishing of lunches to school children shall not exceed the required state revenue match contained in Public Law 79-396, as amended, cited as the National School Lunch Act and in the regulations implementing the act..... $5,426,986

7053-1925 For the school breakfast program for public and nonpublic schools and for grants to improve summer food programs during the summer school vacation period; provided, that funds shall be expended for the summer

food service outreach program and the school breakfast outreach program; provided further, that within the summer food program, priority shall be given to extending such programs for the full summer vacation period and promoting increased participation in such programs; provided further, that the department of elementary and secondary education shall solicit proposals from returning sponsors and school food authorities in time for implementation of such grant program during the summer of 2013; provided further, that such grants shall only be awarded to sponsors who can demonstrate their intent to offer full summer programs or increase participation; provided further, that the department shall require sufficient reporting from each grantee to measure the success of such grant program; provided further, that the department shall select grantees for the program authorized by this item not later than March 29, 2013; provided further, that funds shall be expended for the universal school breakfast program in which all children in schools receiving funds under the program shall be provided free, nutritious breakfasts at no cost to them; provided further, that subject to regulations of the board that specify time and learning standards, breakfasts shall be served during regular school hours; provided further, that participation shall be limited to those elementary schools mandated to serve breakfast under section 1C of chapter 69 of the General Laws where 60 per cent or more of the students are eligible for free or reduced-price meals under the federally-funded school meals program; provided further, that the department shall select school sites for programs authorized by this item not later than November 16, 2012, and shall report to the house and senate committees on ways and means on the preliminary results of these grants not later than January 4, 2013; and provided further, that nothing in the universal school breakfast program shall give rise to enforceable legal rights in any party or enforceable entitlement to services, prior appropriation continued $4,121,216

7061-0008 For school aid to cities, towns, regional school districts, counties maintaining agricultural schools, independent vocational schools and independent agricultural and technical schools to be distributed under chapters 70 and 76 of the General Laws and section 3 ..... $4,154,611,977

7061-0012 For the reimbursement of extraordinary special education costs under section 5A of chapter 71B of the General Laws; provided, that reimbursements shall be prorated so that expenses of this item do not exceed the amount appropriated in this item; provided further, that upon receipt by the department of elementary and secondary education of required special education cost reports from school districts, the department shall reimburse districts based on fiscal year 2012 claims; provided further, that the department may expend funds to continue and expand voluntary residential placement prevention programs between the department of elementary and secondary education and other departments within the executive office of health and human services that develop community-based support services for children and their families; provided further, that the department shall provide not less than $6,500,000 to the department of developmental services for the voluntary residential placement prevention program; provided further, that the department of elementary and secondary education shall fully cooperate in providing information and assistance necessary for the department of developmental services to maximize federal reimbursement and to effectively serve students in less restrictive settings; provided further, that the department shall expend funds to provide books in accessible synthetic audio format made available through the federal NIMAS-NIMAC book repository for the

outreach and training of teachers and students for the use of NIMAS-NIMAC and human speech audio digital textbooks; provided further, that the department shall expend funds for the costs of borrowing audio textbooks by special education students; provided further, that funds may be expended for the monitoring and follow-up activities of the department's complaint management system, review and approval of local educational authority applications, and local school districts' compliance with the part B requirements of the federal Special Education Law, known as the Individuals with Disabilities Education Act, in the provision of special education and related services to children with disabilities; provided further, that funds may be expended to administer the reimbursements funded herein; provided further, that funds may be expended to reimburse districts for extraordinary increases in costs incurred during fiscal year 2013 which would be reimbursable under said section 5A of said chapter 71B; provided further, that reimbursements for current year costs shall be limited to school districts which experience increases of greater than 25 per cent from costs reimbursable under said section 5A of said chapter 71B and incurred during fiscal year 2012 to costs reimbursable under said section 5A of said chapter 71B and incurred during fiscal year 2013 or other cases of extraordinary hardship where special education costs increase in relationship to total district costs as the department may define through regulation or guidelines; provided further, that reimbursements for current year costs shall be allocated as one-time grants and shall not decrease reimbursements in the following fiscal year; provided further, that the department shall conduct audits of fiscal year 2012 claims; provided further, that if the claims are found to be inaccurate, the department shall recalculate the fiscal year 2013 reimbursement amount and adjust the third and fourth quarter payments to the districts to reflect the new reimbursement amount; and provided further, that the department shall file a report with the house and senate committees on ways and means not later than January 11, 2013, on the results of the audit..... $221,575,000

7061-0029 For the office of school and district accountability, established in section 55A of chapter 15 of the General Laws; provided, that notwithstanding said section 55A of said chapter 15 of the General Laws, the office shall perform not less than 20 school district audits for fiscal year 2013 ..... $949,289

7061-0033 For a reserve to assist towns negatively impacted by shortfalls in federal impact aid for the education of children in families employed by the federal government on military reservations located within the town's limits; provided, that any grants provided under this item shall be expended by a school committee without further appropriation…….....…..$1,300,000

7061-0928 For a competitive grant program to promote financial literacy; provided that the program shall equip students with the knowledge and skills needed to enable students to make critical decisions regarding personal finances; provided further, that the department of elementary and secondary education shall develop a 3 year pilot program for 10 public high schools on financial literacy education for implementation for the school year beginning in 2013; provided further, that the pilot program shall be a competitive grant process for high schools in gateway municipalities, as defined in section 3A of chapter 23A of the General Laws; provided further, that the department shall prepare and submit an annual report describing and analyzing the implementation of the pilot program in all participating schools to the joint committee on education, the house and senate committees on ways and means, and the office of the state treasurer on or

before September 30 of each pilot year; and provided further, that the department's advisory committee shall prepare and submit a report describing and analyzing the implementation of the program to the chairs of the senate and house committees on ways and means and the office of the state treasurer no later than December 31, 2013 ..... $250,000

7061-9010 For fiscal year 2013 reimbursements to certain cities, towns and regional school districts of charter school tuition and the per pupil capital needs component included in the charter school tuition amount for commonwealth charter schools, as calculated under subsections (ff) and (gg) of section 89 of chapter 71 of the General Laws; provided, that notwithstanding said subsection (ff) of said section 89 of said chapter 71 or any other general or special law to the contrary, the per pupil capital needs component of the commonwealth charter school tuition rate for fiscal year 2013 shall be $893; and provided further, that if the amount appropriated is insufficient to fully fund all reimbursements required by said section 89 of said chapter 71, the department shall fully reimburse the cost of such per pupil capital needs component and shall prorate the tuition reimbursements calculated under said subsection (gg) of said section 89 of said chapter 71 ..... $71,554,914

7061-9200 For the education technology program $872,383

7061-9400 For student and school assessment including the administration of the Massachusetts comprehensive assessment system exam established by the board of elementary and secondary education pursuant to sections 1D and 1I of chapter 69 of the General Laws and for grants to school districts to develop portfolio assessments for use in individual classrooms as an enhancement to student assessment; provided, that as much as is practicable, especially in the case of students whose performance is difficult to assess using conventional methods, such instruments shall include consideration of work samples and projects and shall facilitate authentic and direct gauges of student performance; provided further, that such portfolio assessments shall not replace the statewide standardized assessment based on the curriculum frameworks; provided further, that all school assessments shall center on the academic standards embodied in the curriculum frameworks and shall involve gauges which shall be relevant and meaningful to students, parents, teachers, administrators and taxpayers pursuant to the first paragraph of section 1L of said chapter 69; and provided further, that notwithstanding any general or special law to the contrary, assessment of proficiency in english shall be administered in english $24,371,335

7061-9404 For grants to cities, towns and regional school districts to provide targeted remediation programs for students in the classes of 2003 to 2017, inclusive, scoring in level 1 or 2 on the Massachusetts comprehensive assessment system, MCAS, exam established by the board of elementary and secondary education pursuant to the provisions of sections 1D and 1I of said chapter 69 of the General Laws; provided, that the department and districts shall ensure that services are available to students with disabilities; provided further, that in awarding remediation funds, preference may be given to schools and districts at risk of or determined to be under-performing in accordance with said sections 1J and 1K of said chapter 69; provided further, that the purpose of this program shall be to improve student performance on the MCAS exam through replication of services and educational strategies with proven results as determined by the department of elementary and secondary education; provided further, that

such programs shall supplement currently funded local, state and federal programs at the school or district; provided further, that funds shall be expended for a competitive grant program to fund academic support and college transition services to be implemented in fiscal year 2013, and operated by public institutions of higher learning or by public-private partnerships in the commonwealth, for students in the graduating classes of 2003 to 2015, inclusive, who may have completed all other high school requirements but have not yet obtained a competency determination as defined in said section 1D of said chapter 69 as measured by the MCAS assessment instrument authorized by said section 1I of said chapter 69, but who are working to pass the english, math, and science, technology, and engineering MCAS tests, obtain a competency determination and earn a high school diploma; provided further, that for the purpose of the programs, appropriated funds may be expended through August 31, 2013, to allow for summer remediation programs; provided further, that not less than $200,000 shall be expended for JFY Networks for the purposes of enhancing student performance and addressing achievement gaps through the use of instructional software, teacher training, and support; provided further, that funds shall be expended for competitive grants to fund Pathways programs targeting students in the graduating classes of 2003-2016, instituted by local school districts, public institutions of higher education and qualified public and private educational services organizations and One Stop Career Centers including, but not limited to, school-to-work connecting activities, creating worksite learning experiences for students as an extension of the classroom, outreach programs for students who will need post-twelfth grade remediation to attain the skills necessary to pass MCAS and counseling programs to educate parents and high school students on post-twelfth grade remediation options; provided further, that funds shall be expended for a competitive grant program, guidelines for which shall be developed by the department of elementary and secondary education, for intensive remediation programs in communities with students in the graduating classes of 2003 to 2017, inclusive, who have not obtained a competency determination or have scored in levels 1 or 2 on either the english or math MCAS exams or level 1 on science, technology and engineering MCAS; provided further, that the department of elementary and secondary education may give preference for such assistance to those districts with a high percentage of high school students scoring in level 1 on the MCAS exam in english, math, science, technology and engineering; provided further, that no district shall receive a grant from this appropriation until the district submits to the department of elementary and secondary education a comprehensive district plan pursuant to the provisions of said section 1I of said chapter 69, to improve performance of all student populations including, but not limited to, students with disabilities; provided further, that any evaluation will examine the likelihood and efficiency of replication of these programs and practices in school districts with a large percentage of English language learners; provided further, that these funds may be expended for professional development related to these programs; provided further, that the department shall issue a report not later than January 11, 2013, as a condition of continued funding under this account, in collaboration with the department of higher education, describing MCAS support programs for the graduating classes of 2003 to 2017, inclusive, funded by this item and 7027-0019, school to work accounts, institutions of public higher education and other sources, including federal sources; provided further, that such report shall include, but not be limited to, the number of students eligible to participate in such programs, the number of students participating in such

programs, the number of students who have passed the MCAS assessment and obtained a competency determination through these programs but not met local graduation requirements and the number of students who have passed the MCAS assessment and obtained a competency determination through these programs and met local graduation requirements; provided further, that said report shall be provided to the chairs of the house and senate ways and means committees and the house and senate chairs of the joint committee on education; provided further, that any grant funds distributed from this item to a city, town or regional school district shall be deposited with the treasurer of such city, town or regional school district and held in a separate account and shall be expended by the school committee of such city, town or regional school district without further appropriation, notwithstanding any general or special law to the contrary; and provided further, that no funds shall be expended for personnel costs $9,575,175

7061-9408 For targeted intervention to schools and districts at risk of or determined to be underperforming under sections 1J and 1K of chapter 69 of the General Laws, schools and districts which have been placed in the accountability status of identified for improvement, corrective action or restructuring pursuant to departmental regulations, or which have been designated commonwealth priority schools or commonwealth pilot schools pursuant to said regulations; provided, that no money shall be expended in any school or district that fails to file a comprehensive district plan pursuant to the provisions of section 1I of said chapter 69; provided further, that the department shall only approve reform plans with proven, replicable results in improving student performance; provided further, that in carrying out the provisions of this item, the department may contract with school support specialists, turnaround partners and such other external assistance as is needed in the expert opinion of the commissioner, to successfully turn around failing school and district performance; provided further, that no funds shall be expended on targeted intervention unless the department shall have approved, as part of the comprehensive district improvement plan, a professional development plan which addresses the needs of the district as determined by the department; provided further, that eligible professional development activities for purposes of this item shall include, but not be limited to: professional development among teachers of the same grade levels and teachers of the same subject matter across grade levels, professional development focused on improving the teacher's content knowledge in the field or subject area in which the teacher is practicing, professional development which provides teachers with research based strategies for increasing student success, professional development teaching the principles of data driven instruction and funding which helps provide common planning time for teachers within a school and within the school district; provided further, that funds may be expended for the purchase of instructional materials pursuant to section 57 of chapter 15 of the General Laws; provided further, that no funds shall be expended on instructional materials except where the purchase of such materials is part of a comprehensive plan to align the school or district curriculum with the Massachusetts curriculum frameworks; provided further, that preference in distributing funds shall be made for proposals which coordinate reform efforts within all schools of a district in order to prevent conflicts between multiple reforms and interventions among the schools; provided further, that the department shall issue a report not later than January 11, 2013 describing and analyzing all intervention and targeted assistance efforts funded by this item; provided further, that the report shall

be provided to the secretary of administration and finance, the senate president, the speaker of the house, the chairs of the house and senate ways and means committees and the house and senate chairs of the joint committee on education; provided further, that no funds shall be expended on recurring school or school district expenditures unless the department and school district have developed a long-term plan to fund such expenditures from the district's operational budget; provided further, that for the purpose of this item, appropriated funds may be expended through August 31, 2013, to allow for intervention and school and district improvement planning in the summer months; provided further, that any funds distributed from this item to a city, town or regional school district shall be deposited with the treasurer of such city, town or regional school district and held in a separate account and shall be expended by the school committee of such city, town or regional school district without further appropriation, notwithstanding any general or special law to the contrary; provided further, that funds may be expended for the continuation of a parent engagement program under section 2 of chapter 182 of the acts of 2008; and provided further the department shall give priority to programs that have the capacity to serve not less than 25% of a district's middle school population, make available documentation of a minimum of $1 in private sector local or federal funds for every $1 in state funds $7,650,410

7061-9412 For grants to cities, towns and regional school districts for the purpose of planning for and implementing expanded learning time in the form of longer school days or school years at selected schools; provided, that implementation grants shall only be provided under this item to schools and districts which submitted qualifying applications which were approved by the department in fiscal year 2012 and which include a minimum of an additional 300 hours on a mandatory basis for all children attending that school; provided further, that in approving expanded learning time implementation grant applications, preference shall be given to districts with high poverty rates or a high percentage of students scoring in levels 1 or 2 on the Massachusetts comprehensive assessment system, those districts with proposals that have the greatest potential for district-wide impact, those districts that plan to utilize partnerships with community-based organizations and institutions of higher education and those districts with proposals that include a comprehensive restructuring of the entire school day or year to maximize the use of the additional learning time; provided further, that the department shall approve implementation proposals that include an appropriate mix of additional time spent on core academics, additional time spent on enrichment opportunities such as small group tutoring, homework help, music, arts, sports, physical activity, health and wellness programs, project-based experiential learning and additional time for teacher preparation or professional development; provided further, that the department shall only approve implementation proposals that assume not more than $1,300 per pupil per year in future state appropriations of expanded learning time implementation funds; provided further, that in extraordinary cases the department may exceed the $1,300 per pupil per year limit; provided further, that the department shall review all qualified proposals and award approved grants not later than August 16, 2012; provided further, that in carrying out the provisions of this item, funds may be expended by the department to support the impact and effectiveness of the program; provided further, that the department shall issue an annual report, not later than January 11, 2013 on the implementation of plans in all participating districts; provided further, that the report shall include, but not be limited to, the names of schools and

school districts participating, the number of students attending these schools and the nature and type of changes made in participating schools as a result of this program; provided further, that the report shall also include an anticipated budget for this program for the next fiscal year and a breakdown of the distribution of the $1,300 per student by school; provided further, that said report shall be provided to the secretary of administration and finance, the senate president, the speaker of the house, the chairs of the house and senate committees on ways and means and the house and senate chairs of the joint committee on education; provided further, that for this item, appropriated funds may be expended through August 31, 2013 to allow for planning and implementation during the summer months; provided further, that any grant funds distributed from this item to a city, town or regional school district shall be deposited with the treasurer of such city, town or regional school district and held in a separate account and shall be expended by the school committee of such city, town or regional school district without further appropriation, notwithstanding any general or special law to the contrary; and provided further, that no funds shall be expended for personnel costs at the department of elementary and secondary education $14,168,030

7061-9600 For a discretionary grant pilot program with the purpose of providing monies to school districts and state public institutions of higher education partnering together to offer inclusive concurrent enrollment programs for students with disabilities as defined in section 1 of chapter 71B of the General Laws between the ages of 18 and 22, inclusive; provided, that the grant program will be limited to students who are considered to have severe disabilities and, in the case of students ages 18 to 19, shall be limited to students with severe disabilities who have been unable to achieve the competency determination necessary to pass the Massachusetts comprehensive assessment system exam; provided further, that said students with disabilities shall be offered enrollment in credit and noncredit courses that include nondisabled students, including enrollment in noncredit courses and credit bearing courses in audit status for students who may not meet course prerequisites and requirements, and that the partnering school districts will provide supports, services and accommodations necessary to facilitate a student's enrollment; provided further, that the department, in consultation with the department of higher education, shall develop guidelines to ensure that the grant program promotes civic engagement and mentoring of faculty in state institutions of higher education, and supports college success, work success, participation in student life of the college community and provision of a free appropriate public education in the least restrictive environment; provided further, that the department, in consultation with the department of higher education, shall develop strategies and procedures to help sustain and replicate the existing inclusive concurrent enrollment programs initiated through this pilot program, including, but not limited to: provision of funds to retain employment specialists and assist students in meeting competitive employment and other transition-related goals, and adoption of procedures and funding mechanisms to ensure that new partnerships of institutions of higher education and school districts providing inclusive concurrent enrollment programs fully utilize the models and expertise developed in existing partnerships; provided further that the department shall develop a mechanism to encourage existing and new partnerships to expand capacity to respond to individual parents that request an opportunity for their children to participate in the inclusive concurrent enrollment initiative; provided further that tuition for courses shall be waived by the institutes of

higher education for students enrolled through this grant program; provided further, that funds may be distributed to the department of higher education in order to increase the capacity of public institutions of higher education to include students with severe disabilities in the concurrent enrollment pilot program; provided further, that funds may be allocated to the department of elementary and secondary education to provide training and technical assistance to school districts for program implementation; provided further that the department of elementary and secondary education shall select grant recipients not later than July 15, 2012; provided further, that the department of elementary and secondary education, in consultation with the department of higher education, shall report to the house and senate committees on ways and means, the joint committee on education and the joint committee on higher education on the discretionary grant program not later than January 11, 2013; provided further, that no funds shall be expended for personnel employed by the department of elementary and secondary education; and provided further, that for the purpose of this item, appropriated funds may be expended through August 31, 2013 ..... $400,000

7061-9601 For the department of elementary and secondary education; provided, that the department shall expend funds not to exceed $1,405,317 for teacher preparation and certification from fees relating to such service; provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of revenues and related expenditures, the department may incur expenses and the comptroller shall certify for payment amounts not to exceed the amount of appropriation $1,405,317

7061-9611 For grants or subsidies for after-school and out-of-school programs; provided, that preference shall be given to after-school proposals developed collaboratively by public and non-public schools and private community based programs; provided further, that the department of elementary and secondary education shall fund only those applications which contain accountability systems and measurable outcomes, under guidelines to be determined by the department in consultation with the department of early education and care; provided further, that applicants shall detail funds received from all public sources for existing after-school and out-of-school programs and the types of programs and type of students served by the funds; provided further, that funds from this item may be used for a variety of activities, including but not limited to: (1) academic tutoring and homework centers where content is linked to and based on the curriculum guidelines promulgated by said department; (2) programs which improve the health of students, including physical activities, athletics, nutrition and health education and exercise; (3) art, theater, and music programs developed in collaboration with the Massachusetts cultural council, local cultural councils or cultural organizations in the commonwealth funded by the Massachusetts cultural council; (4) enrichment activities not otherwise provided during the school day; (5) advanced study for the gifted and talented; and (6) community service programs; provided further, that funds shall be expended for services that actively include children with disabilities in after-school programs that also serve non-disabled children and services that include children where English is a second language, including but not limited to: increased per-child reimbursement rates, additional staff, technical assistance, training and transportation; provided further, that the department of elementary and secondary education shall consult the executive office of health and human services and the department of early

education and care to maximize the provision of wrap-around services and to coordinate programs and services for children and youth during after-school and out-of-school time programs; provided further, that the department shall select grant recipients not later than September 30, 2012 and shall report on the preliminary results of said grants not later than January 11, 2013 to the secretary of administration and finance, the house and senate chairs of the joint committee on education and the chairs of the house and senate committees on ways and means; provided further, that for the purpose of this item, appropriated funds may be expended through August 31, 2013 to allow for implementation of said programs during the summer months; and provided further, funds shall be expended to convene regional networks, to work with the department of elementary and secondary education and the department of early education and care to support the implementation of school-community partnerships $1,410,000

7061-9614 For the alternative education grant program established in section 1N of chapter 69 of the General Laws; provided, that the commissioner shall allocate funds for both subsections (a) and (b) of said section 1N of said chapter 69; and provided further, that no funds shall be expended for personnel costs…… $146,140

7061-9619 For the purpose of funding the Benjamin Franklin Institute of Technology; provided, that the institute shall have access to the Massachusetts education computer system; and provided further, that the institute may join the state buying consortium $1

7061-9626 For grants and contracts with youth-build programs for the purposes of providing comprehensive youth-build services $2,000,000

7061-9634 For a transfer of this item to the Mass Mentoring Partnership, which shall be responsible for administering a competitive statewide grant program for public and private agencies to start or expand youth mentoring programs according to current best practices and for purposes including advancing academic performance, self-esteem, social competence and workforce development; provided, that the department of elementary and secondary education shall transfer the amount appropriated in this item to the Mass Mentoring Partnership for the purpose of these grants; provided further, that in order to be eligible to receive funds from this item, each public or private agency shall provide a matching amount equal to $1 for every $1 disbursed from this item; and provided further, that the Mass Mentoring Partnership shall submit a report detailing the impact of grants, expenditure of funds and the amount and source of matching funds raised to the department of elementary and secondary education..... $350,000

7061-9804 For teacher content training in math and science; provided, that said training shall include math specialist and Massachusetts test for educator licensure preparation; provided further, that funds from this item shall be expended on content based professional development in math and science, with a focus on elementary and middle school math and science teachers in districts with a high percentage of students scoring in level 1 or 2 on the math or science Massachusetts comprehensive assessment system exams, or in districts which are at risk of or determined to be underperforming in accordance with sections 1J and 1K of chapter 69 of the General Laws; provided further, that such professional development courses shall demonstrate proven, replicable results in improving teacher and student performance, and shall demonstrate the use of best practices,

as determined by the department, including data comparing pre-training and post-training content knowledge; and provided further, that for the purpose of this item, appropriated funds may be expended through August 31, 2013 ..... $746,162

7061-9810 For regional bonus aid pursuant to M.G.L. Chapter 71 Section 16(D)(g)……..... $251,950

Department of Higher Education.

7066-0000 For the operation of the department of higher education; provided, that the department shall recommend savings proposals that permit institutions of public higher education to achieve administrative and program cost reductions, resource re-allocation and program re-assessment and to utilize resources otherwise available to such institutions; provided further, $1,000,000 shall be made available for a State University Internship Incentive Program; provided further, the commonwealth shall contribute funds to each institution in an amount necessary to match private contributions in the current fiscal year to the institutions internship incentive program; provider further, that the commonwealth's contribution shall be equal to $1 for every $1 privately contributed to each university's board of trustees or foundation; provided further, that the maximum total contributions from the commonwealth shall be no greater than $1,000,000; provided further, that funds from this program shall not result in direct or indirect reduction in the commonwealth's appropriations to the institutions for operations, scholarships, financial aid or any state appropriation and the department shall promulgate regulations and criteria for said program; and provided further, that in order to meet the estimated costs of employee fringe benefits provided by the commonwealth on account of employees of the Massachusetts State College Building Authority and the University of Massachusetts Building Authority, and in order to meet the estimated cost of heat, light, power and other services, if any, to be furnished by the commonwealth to projects of these authorities, the boards of trustees of the state colleges, state universities and the University of Massachusetts shall transfer to the General Fund from the funds received from the operations of the projects such costs, if any, as shall be incurred by the commonwealth for these purposes in the current fiscal year, as determined by the appropriate building authority, verified by the commissioner of higher education and approved by the secretary of administration and finance $2,828,649

7066-0009 For the New England board of higher education $367,500

7066-0015 For the community college workforce training incentive grant program established in section 15F of chapter 15A of the General Laws $1,250,000

7066-0016 For a program of financial aid to support the matriculation of certain persons at public and private institutions of higher learning; provided, that only persons in the custody of the department of children and families under a care and protection petition upon reaching the age of 18, or persons in the custody of the department matriculating at such an institution at an earlier age, shall qualify for such aid; provided further, that no such person shall be required to remain in the custody of the department beyond age 18 to qualify for such aid; provided further, that this aid shall not exceed $6,000 per recipient per year; and provided further, that this aid shall be granted after exhausting all other sources of financial support $1,075,299

7066-0019 For the department of higher education to support the dual enrollment program allowing qualified high school students to take college courses; provided, that public higher education institutions may offer courses in high schools in addition to courses offered at the institutions or online if the number of students is sufficient $750,000

7066-0021 For reimbursements to public institutions of higher education for foster and adopted child fee waivers under section 19 of chapter 15A of the General Laws; provided, that no funds shall be distributed from this item prior to certification by the state universities and community colleges and the University of Massachusetts of the actual amount of tuition and fees waived for foster and adopted children attending public institutions of higher education under said section 19 of said chapter 15A that would otherwise have been retained by the campuses, according to procedures and regulations promulgated by the board of higher education; and provided further, an income-eligibility threshold shall be established so that this tuition and fee waiver is only available for students that are eligible for MASSGrant assistance $1,716,291

7066-0024 For the school of excellence program at the Worcester Polytechnic Institute; provided, that every effort shall be made to recruit and serve equal numbers of male and female students; provided further, that sending districts of students attending the Institute shall not be required to expend any funds for the cost of these students while in attendance at the Institute; provided further, that the Massachusetts Academy of Mathematics and Science shall provide professional development activities at the school located at Worcester Polytechnic Institute, including salary and benefits for teachers and visiting scholars; provided further, that the academy shall file a report with the joint committee on education and the house and senate committees on ways and means no later than January 11, 2013 detailing the professional development activities; and provided further, that the department of elementary and secondary education shall provide a subsidy to the Worcester Polytechnic Institute to operate a school of excellence in mathematics and science $1,400,000

7066-0025 For the Performance Management Set Aside incentive program for the University of Massachusetts, the state universities and the community colleges; provided, that these funds shall be distributed by the commissioner of higher education to public institutions of higher education through a competitive grant process based on priorities determined by the department of higher education in pursuit of operational efficiency and goals articulated in the commonwealth's Vision Project; provided further, that priorities may include support of workforce programs that train students for high-quality employment and outreach programs that work to engage surrounding communities with high-quality educational programs; provided further, that in fiscal year 2013, not less than $5,000,000 shall be used to support initiatives in the community colleges to promote higher completion rates of degree and certificate programs, promote the adoption of a standard core of course offering and numbering that are honored for common credit toward degrees and certificates across the colleges and universities and promote consolidation and coordination of the administration function and procurements across the community colleges; and provided further, that the department of higher education shall file a report with the house and senate committees on ways and means no later

than January 11, 2013 detailing campuses receiving funds through this item and the criteria used to award funds $7,500,000

7066-1221 For the administration of the community college workforce grant advisory committee $200,000

7070-0065 For a scholarship program to provide financial assistance to Massachusetts students enrolled in and pursuing a program of higher education in any approved public or independent college, university, school of nursing, or any other approved institution furnishing a program of higher education; provided, that funds from this item may be expended on the administration of the scholarship program; provided further, that the commissioner of higher education, in coordination with the Massachusetts state scholarship office, shall adopt guidelines governing the eligibility and the awarding of financial assistance; and provided further, that funds from this item shall be in addition to $1,000,000 made available by the Massachusetts Education Finance Authority in fiscal year 2013 for a program of needs-based financial assistance for Massachusetts residents enrolled in and pursuing a program of higher education at the University of Massachusetts, the state universities or the community colleges $87,607,756

7077-0023 For a contract with the Cummings School of Veterinary Medicine at Tufts University; provided, that funds appropriated in this item shall be expended under a resident veterinary tuition remission plan as approved by the commissioner of higher education for supportive veterinary services provided to the commonwealth; provided further, that prior year costs may be paid from this item; provided further, that funds appropriated in this item shall support bioterrorism prevention research related to diseases that can be transmitted from animals to humans, in consultation with Massachusetts emergency authorities; and provided further, that the school may work in consultation with the Norfolk County Agricultural School on veterinary programs $3,250,000

7520-0424 For a health and welfare reserve for eligible personnel employed at the community colleges and state universities $5,581,664

University of Massachusetts.

7100-0200 For the operation of the University of Massachusetts; provided, that notwithstanding any general or special law to the contrary, the university may establish and organize auxiliary organizations, subject to policies, rules and regulations adopted by the board, to provide essential functions which are integral to the educational mission of the university; provided further, that notwithstanding any general or special law to the contrary, the university may enter into leases of real property without prior approval of the division of capital asset management and maintenance; and provided further, that the University of Massachusetts shall expend funds for the operation of the Massachusetts office of public collaboration at the University of Massachusetts Boston, for capital lease payments from the University of Massachusetts to the Massachusetts Development Finance Agency and for annual operations of the advanced technology and manufacturing center in Fall River; provided further that no less than $75,000 be allocated for the Clemente Course in the Humanities, administered by the Massachusetts Foundation for the Humanities in partnership with the University of Massachusetts Boston and the University of Massachusetts Dartmouth and local social service agencies, which

provides college-level humanities instruction and support service free of charge and for college credit to low income adults; provided, that the funds shall be contingent upon a match of not less than $1 in federal contributions or $1 in private or corporate contributions for every $1 in state grant funding; and provided further, that all contributions be invested in a permanent endowment for the benefit of the Clemente Course in the Humanities and other humanities programs designed for low income communities in Massachusetts $418,057,753

State Universities.

7109-0100	For Bridgewater State University	$33,860,038
7110-0100	For Fitchburg State University	$23,467,647
7112-0100	For Framingham State University	$21,266,256
7113-0100	For the Massachusetts College of Liberal Arts	$12,559,859
7114-0100	For Salem State University	$34,614,021
7115-0100	For Westfield State University	$20,139,642
7116-0100	For Worcester State University	$19,941,794
7117-0100	For the Massachusetts College of Art	$13,405,202
7118-0100	For the Massachusetts Maritime Academy	$12,330,691

Community Colleges.

7502-0100	For Berkshire Community College	$7,988,207
7503-0100	For Bristol Community College	$13,885,391
7504-0100	For Cape Cod Community College	$9,823,796
7505-0100	For Greenfield Community College	$7,805,889
7506-0100	For Holyoke Community College	$16,074,594
7507-0100	For Massachusetts Bay Community College	$11,859,106
7508-0100	For Massasoit Community College	$17,376,154
7509-0100	For Mount Wachusett Community College	$11,007,508
7510-0100	For Northern Essex Community College	$16,305,635
7511-0100	For North Shore Community College, including the post-secondary programs of the Essex Agricultural and Technical Institute operated by North Shore Community College	$17,629,906
7512-0100	For Quinsigamond Community College	$12,980,557
7514-0100	For Springfield Technical Community College	$21,070,398

7515-0100 For Roxbury Community College $9,729,356

7515-0121 For the Reggie Lewis Track and Athletic Center at Roxbury Community College; provided, that the college may expend an amount not to exceed $529,843 received from fees, rentals and facility expenses associated with the running and operation of national track meets, high school track meets, high school dual meets, Roxbury Community College athletic events, other special athletic events, conferences, meetings and programs; and provided further, that only expenses for contracted services associated with these events and for the capital needs of the facility shall be funded from this item..... $529,843

7516-0100 For Middlesex Community College $17,121,183

7518-0100 For Bunker Hill Community College $17,496,631

EXECUTIVE OFFICE OF PUBLIC SAFETY AND HOMELAND SECURITY.

Office of the Secretary.

8000-0038 For the operation of a witness protection program pursuant to chapter 263A of the General Laws $94,245

8000-0202 For the purchase and distribution of sexual assault evidence collection kits $86,882

8000-0600 For the office of the secretary, including the administration of the office of grants and research and the highway safety division, to provide matching funds for a federal planning and administration grant pursuant to 23 U.S.C. section 402; provided, that local police departments, sheriff departments, the department of state police, the department of correction and other state agencies, authorities and educational institutions with law enforcement functions as determined by the secretary that receive funds for the cost of replacement of bulletproof vests through the office of the secretary may expend without further appropriation such funds to purchase additional vests in the fiscal year in which they receive the reimbursements; provided further, that the office of the secretary shall, in consultation with the Massachusetts sheriffs' association, develop a report on recidivism rates for all pretrial, county sentenced and state sentenced inmates utilizing data provided by the department of correction and sheriff departments; provided further, that funds under this item may be expended by office of the secretary to facilitate the sheriffs, in consultation with the Massachusetts sheriffs' association, in determining a standardized definition of recidivism for Massachusetts sheriffs and analyzing relevant data to provide above required recidivism reporting; provided further, that the department shall submit these reports to the executive office for administration and finance, the house and senate committees on ways and means and the joint committee on public safety on a quarterly basis starting October 1, 2012, due no later than 30 days after the last day of each quarter; and provided further, that the executive office of public safety and security shall conduct a study in collaboration with the department of mental health on the potential benefits and viability of a Jail Diversion Community Safety Initiative that promotes programs focused on mental health treatment for persons facing arrest; provided further, that said initiative would focus on

(a) support for regional, multidisciplinary approaches to promote access to mental health treatment rather than arrest or jail, (b) provide resources to communities to develop programs for prevention and intervention and technical assistance and information to support local planning and training efforts; provided further, the executive office of public safety and security shall submit said report to the house and senate committees on ways and means no later than January 15, 2013; provided further, that not less than $50,000 shall be expended for public safety improvements in the town of Braintree; and provided further, that $75,000 shall be expended for the commission created in section 189 of Chapter 68 of the Acts of 2011 …….$2,212,797

8000-1700 For the provision of information technology services within the executive office of public safety and security $18,221,861

Chief Medical Examiner.

8000-0105 For the operation of the office of the chief medical examiner, established pursuant to chapter 38 of the General Laws; provided, that the agency shall submit a report to the house and senate committees on ways and means not later than January 17, 2013 detailing the caseload of the office; and provided further, that the report shall include, but not be limited to, the number of toxicology tests, the reduction of turnaround time of toxicology tests and the reduction of the case backlog, the number of autopsies performed, the number of cases under the office's jurisdiction, the number of external exams performed, the number of cases determined to be homicides, and the number of cremations performed under the office's jurisdiction in 2011 and 2012 ..... $7,344,737

8000-0122 For the office of the chief medical examiner, which may expend for its operations an amount not to exceed $2,100,000 in revenues collected from fees for services provided by the chief medical examiner; provided, that notwithstanding any general or special law to the contrary, for the purposes of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the agency may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $2,100,000

State Police Crime Laboratory.

8000-0106 For the operation and related costs of the state police crime laboratory; provided, that the analysis of narcotic drug synthetic substitutes, poisons, drugs, medicines, and chemicals shall be funded in this item in order to support the law enforcement efforts of the district attorneys, the state police and municipal police departments; provided further, that $200,000 shall be used for the recording and processing for DNA samples pursuant to Chapter 22E of the General Laws; provided further, that the practices and procedures of the state police crime laboratory shall be informed by the recommendations of the Forensic Sciences Advisory Board; provided further, that the agency shall report to the house and senate committees on ways and means and the joint committee on public safety and homeland security not later than December 30, 2012, concerning, but not limited to, the number of cases introduced to the CODIS database, the number of confirmations attained from the CODIS database, and the number of cases referred to a district attorney delineated by county; provided further, that not less than $420,000 shall be spent for the analysis of narcotic drug

synthetic substitutes, poisons, drugs, medicines and chemicals at the University of Massachusetts Medical School in order to support the law enforcement efforts of the district attorneys, the state police and municipal police departments; and provided further, that the State Police Crime Laboratory shall be responsible for the operations of the Jamaica Plains and Amherst Drug Testing facilities previously maintained by the Department of Public Health $15,530,646

Department of Criminal Justice Information Services.

8000-0110 For the operation of the department of criminal justice information services, including criminal justice information services, criminal offender record information services, firearms support services and victim services; provided, that funds may be expended for the purpose of enabling local housing authorities' access to criminal offender record information when qualifying applicants for state-assisted housing $2,448,714

8000-0111 For the operation of the public safety information system and the criminal records review board within the department of criminal justice information services, which may expend for the operation of the office an amount not to exceed $3,000,000 from fees for services provided by the office; provided, that funding from this item may be retained and expended from fees charged and collected under section 172A of chapter 6 of the General Laws; provided further, that funding from this item may be used to assist ex-offenders in obtaining and maintaining employment and to provide education and assistance regarding criminal records as specified in said section 172A of said chapter 6, and that the commissioner of the department of criminal justice information services may make funds from this item available for a competitive grant process to provide such assistance, training and education; provided further, that for the purposes of accommodating discrepancies between the receipt of retained revenue and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system; and provided further, that any unexpended funds in this item shall not revert but shall be made available for the purposes of this item until June 30, 2014 ..... $3,000,000

Sex Offender Registry.

8000-0125 For the operation of the sex offender registry, including, but not limited to, the costs of maintaining a computerized registry system and the classification of persons subject to the registry; provided, that notwithstanding any general or special law to the contrary, that the registration fee paid by convicted sex offenders under section 178Q of chapter 6 of the General Laws shall be retained and expended by the sex offender registry board $3,682,582

Department of State Police.

8100-0006 For private police details; provided, that the department may expend up to $27,500,000 in revenues collected from fees charged for private police details and for the costs of administering such details; and provided further, that notwithstanding any general or special law to the contrary, the department may incur, and the comptroller may certify for payment,

expenses and liabilities during fiscal year 2013 to be charged to this item in an amount not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system for the purposes stated in this item to accommodate the delayed receipt of revenues authorized to be retained in this item during fiscal year 2013..... $27,500,000

8100-0012 For the department of state police, which may expend for the costs of security services provided by state police officers, including overtime and administrative costs, an amount not to exceed $1,050,000 from fees charged for these services; provided, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate therefore as reported in the state accounting system $1,050,000

8100-0018 For the department of state police, which may expend an amount not to exceed $4,501,500 for certain police activities provided pursuant to agreements authorized in this item; provided, that for fiscal year 2013 the colonel of state police may enter into service agreements with the commanding officer or other person in charge of a military reservation of the United States located in the Massachusetts Development Finance Agency, established in chapter 23G of the General Laws; provided further, that such agreements shall establish the responsibilities pertaining to the operation and maintenance of police services including, but not limited to: (a) provisions governing payment to the department for the cost of regular salaries, overtime, retirement, and other employee benefits; and (b) provisions governing payment to the department for the cost of furnishings and equipment necessary to provide such police services; provided further, that the department may charge any recipients of police services for the cost of such services, as authorized by this item; provided further, that the department may retain the revenue so received and expend such revenue as necessary pursuant to this item to provide the agreed level of services; provided further, that the colonel may enter into service agreements as may be necessary to enhance the protection of persons, as well as assets and infrastructure located within the commonwealth, from possible external threat or activity; provided further, that the colonel may expend from this item costs associated with joint federal and state law enforcement activities from federal reimbursements received therefore; and provided further, that notwithstanding any general or special law to the contrary, for the purposes of accommodating discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $4,501,500

8100-0101 For the department of state police, which may expend for the Governor's Auto Theft Strike Force an amount not to exceed $57,500 from fees for services performed through the auto etching program and from assessments upon the insurance industry..... $57,500

8100-0111 For a grant program to be known as the Senator Charles E. Shannon, Jr. Community Safety Initiative, to be administered by the executive office of public safety and security, to support regional, multidisciplinary approaches to combat gang violence through coordinated programs for prevention and

intervention, coordinated law enforcement, including regional gang task forces and regional crime mapping strategies, focused prosecutions and reintegration strategies for ex-convicts; provided, that the secretary of public safety and security shall distribute grant funds through a competitive grant program that gives preference to applications that: (a) demonstrate high levels of youth violence, gang problems and substance abuse in a region; (b) demonstrate a commitment to regional, multijurisdictional strategies to deal with such community safety issues, including written commitments for municipalities, law enforcement agencies, community-based organizations and government agencies to work together; (c) clearly outline a comprehensive plan for municipalities to work with law enforcement, community-based organizations and government agencies to address gang activity; (d) make a written commitment to match grant funds with a 25 per cent match provided by either municipal or private contributions; and (e) identify a local governmental unit to serve as fiscal agent; provided further, that clusters of municipalities, in partnership with nonprofit organizations and other agencies, including district attorney's offices, may apply for such funds; provided further, that such funds shall be considered one-time grants awarded to public agencies and shall not annualize into fiscal year 2014 or subsequent years; provided further, that administrative costs for successful grant applications shall not exceed 3 per cent of the value of the grant; provided further, that no grants shall be awarded to the department of state police; provided further, that no grant funds shall be expended on food or beverages; provided further, that the executive office of public safety and security shall publish guidelines and an application for the competitive portion of the grant program not later than August 16, 2012; provided further, that awards shall be made to applicants not later than December 15, 2012; provided further, funds from this item shall not be used for police or law-enforcement overtime pay; provided further, that the Executive Office of Public Safety and Security must submit a report that details the distribution of grant funds to the executive office for administration and finance and the house and senate committees on ways and means within 60 days of the distribution of said funds; and provided further, that the executive office of public safety and security may expend not more than $100,000 of the sum appropriated in this item for its costs in administering the program..... $5,500,000

8100-1001 For the administration and operation of the department of state police; provided, that the department shall expend funds from this item for the purpose of maximizing federal grants for the operation of a counter-terrorism unit and the payment of overtime for state police officers; provided further, that the department shall maintain the division of field services which shall include, but not be limited to, the bureau of metropolitan district operations; provided further, that not fewer than 40 officers may be provided to the department of conservation and recreation for the purpose of patrolling the watershed property of the department of conservation and recreation; provided further, that funds shall be expended from this item for the administration and operation of an automated fingerprint identification system and the motor carrier safety assistance program; provided further, that not fewer than 5 officers shall be provided to the disabled persons protection commission for the purpose of investigating cases of criminal abuse; provided further, that the department shall enter into an interagency agreement with the department of conservation and recreation to provide police coverage on department properties and parkways; provided further, that the creation of a new or the expansion of the existing statewide communications network shall include

the office of law enforcement in the executive office of energy and environmental affairs at no cost to, or compensation from, that office; provided further, that there shall be a study submitted to the house and senate committees on ways and means not later than January 31, 2013, on traffic details worked by the department of state police, including troops A, B, C, D, E, F, and H, over the last year, which shall detail, on a monthly basis: the total number of hours worked on traffic details by state police officers, the total amount paid to state police officers for traffic details, the standard hourly rates for traffic details done by state police officers and the city or town in which traffic details are performed by state police officers; provided further, that not less than $1,000,000 shall be expended for the payroll costs of the state police directed patrols; provided further, that subject to appropriation communities receiving funds for directed patrols in fiscal year 2008 shall receive an equal disbursement of funds in proportion to the current appropriation in fiscal year 2013; provided further, that the Town of Randolph shall receive no less than $50,000 for the payroll costs of the state police directed patrols; provided further, that the Town of Milton shall receive no less than $50,000 for the payroll costs of the state police directed patrols; and provided further, that the department may expend funds from this item for the administration of budgetary, procurement, fiscal, human resources, payroll and other administrative services of the office of the chief medical examiner, the municipal police training committee and the criminal history systems board $244,119,033

Municipal Police Training Committee.

8200-0200 For the operation of veteran, reserve, and in-service training programs conducted by the municipal police training committee; provided, that under no circumstances shall any expenditures authorized by this item be charged to item 8200-0222; provided further, towns in Worcester County hosting municipal police training academies shall not receive less than the amount appropriated in section 2 of chapter 68 of the acts of 2011; provided further, in fiscal year 2013 no less than $20,000 shall be provided for the manufacture and presentation of medals of recognition for Korean War Veterans; and provided further, that no expenditures shall be made, on or after the effective date of this act, which would cause the commonwealth's obligation for the purpose of this item to exceed the amount appropriated in this item $2,520,378

8200-0222 For the municipal police training committee, which may collect and expend an amount not to exceed $900,000 for the purposes of providing training to new recruits; provided, that the committee shall charge $2,500 per recruit for the training; provided further, that notwithstanding any general or special law to the contrary, the committee shall charge a fee of $2,500 per person for training programs operated by the committee for all persons who begin training on or after July 1, 2012; provided further, that the fee shall be retained and expended by the committee; provided further, that the trainee, or, if the trainee is a recruit, the municipality in which the recruit shall serve, shall provide the fee in full to the committee no later than the first day of orientation for the program in which such trainee or recruit has enrolled; provided further, that no recruit or person shall begin training unless the municipality or the person has provided the fee in full to the committee; provided further, that for recruits of municipalities, upon the completion of the program, the municipality shall deduct the fee from the recruit's wages in 23 equal monthly installments, unless otherwise negotiated between the recruit and the municipality in which the recruit

shall serve; provided further, that if a recruit withdraws from the training program before graduation, the committee shall refund the municipality in which the recruit was to have served a portion of the fee according to the following schedule: if a recruit withdraws from the program before the start of week 2, 75 per cent of the payment shall be refunded; if a recruit withdraws from the program after the start of week 2 but before the start of week 3, 50 per cent of the fee shall be refunded; if a recruit withdraws from the program after the start of week 3 but before the start of week 4, 25 per cent of the fee shall be refunded; if a recruit withdraws after the start of week 4, the fee shall not be refunded; provided further, that a recruit who withdraws from the program shall pay the municipality in which he was to have served the difference between the fee and the amount forfeited by the municipality according to the schedule; provided further, that the schedule shall also apply to trainees other than recruits who enroll in the program; provided further, that no expenditures shall be charged to this item that are not directly related to new recruit training; provided further, that no expenditures shall be charged to this item that are related to chief, veteran, in-service, or reserve training, or any training not directly related to new recruits; provided further, that the committee shall submit a report on the status of recruit training, including the number of classes, start and end dates of each class, total number of recruits enrolled and graduating in each class, cost per recruit and cost per class for fiscal years 2012 and 2013; provided further, that the report shall be submitted to the house and senate committees on ways and means not later than January 3, 2013; and provided further, that for the purposes of accommodating discrepancies between the receipt of retained revenues and related expenditures, the committee may incur expenses and the comptroller may certify for payments not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system..... $900,000

Department of Public Safety.

8311-1000 For the administration of the department of public safety, including the division of inspections, the board of building regulations and standards, and the architectural access board; provided, that the department may charge fees for permitting the operation of amusement devices and to support the department's participation in the National Council for Amusement and Recreational Equipment Safety; provided further, that the department may charge fees for amusement operator certification; provided further, that the salaries of the commissioner and the deputy commissioner of the department of public safety shall be paid from this item; provided further, that a doctor's certificate from another state shall be accepted as evidence of an eye examination; provided further, that the department shall employ not less than 42 full-time equivalent elevator inspectors, including an additional engineer inspector; provided further, that such additional engineer inspectors' duties shall include, but not be limited to, administering pipefitter license examinations; provided further, that such an additional engineer inspector and elevator inspectors shall be regular state employees compensated from the AA object class of this item; provided further, that such additional engineer inspector position shall be in addition to any such positions added during fiscal year 1995; provided further, that the division shall develop reasonable rules or promulgate regulations for the granting of hardship fee exemptions to certain owners or persons in control of a building or domicile in which an elevator is operated; provided further, that the board of building regulations and standards shall expend funds from this item for the purpose of providing for the limited use

of first-class mail to send Construction Supervisor License notifications to those who are unable to access notifications via e-mail; provided further, that the division shall report to the house and senate committees on ways and means on the elevator inspection backlog not later than October 3, 2012; provided further, that the division shall develop and maintain an electronic database that shall include, but not be limited to, the location and a categorical classification of buildings in which inspections are conducted; and provided further, that the division shall inspect all elevators in the state house and the McCormack office building $4,534,710

8315-1020 For the department of public safety, which may expend not more than $5,500,000 in revenues collected from fees for annual elevator and amusement park ride inspections; provided, that funds shall be expended for the operation of the department and for the purposes of addressing the existing elevator inspection backlog; provided further, that the committee shall maintain at a minimum the existing level of elevator inspectors to further manage the existing elevator inspection backlog; provided further, that funds shall be expended for escalator inspections; provided further, that the department shall make efforts to employ inspectors that will perform overnight and weekend inspections as their regular work shift; provided further, that the department shall provide a full waiver of the inspection fee for an individual who requires a wheelchair lift as a medical necessity and whose annual income does not exceed the maximum allowable federal SSI benefit, or $7,236 a year, whichever is greater; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $5,500,000

8315-1022 For the department of public safety, which may expend an amount not to exceed $1,200,000 in revenues collected from fees for annual issuance of boiler and pressure vessel certificates and inspections; provided, that funds shall be expended for the operation of the department and for the purposes of addressing the existing boiler and pressure vessels inspection backlog; provided further, that funds shall be expended for hiring additional engineering inspectors or engineers; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $1,200,000

8315-1025 For the department of public safety, which may collect and expend an amount not to exceed $90,182 for the purposes of providing state building code training and courses for instruction; provided, that the agency may charge fees for the classes and education materials associated with administering training; and provided further, that for the purposes of accommodating discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $90,182

Department of Fire Services.

8324-0000 For the administration of the department of fire services, including the state fire marshal's office, the hazardous materials emergency response program, the board of fire prevention regulations established in section 4 of chapter 22D of the General Laws, the expenses of the fire safety commission and the Massachusetts firefighting academy, including the Massachusetts fire training council certification program, municipal and non-municipal fire training and expenses of the council; provided, that the fire training program shall use the split days option; provided further, that the amount allocated for the regional dispatch center listed in item 8234-0000 of section 2 of chapter 182 of the acts of 2008 shall be allocated in fiscal year 2013; provided further, that $1,296,000 shall be provided for the Commonwealth's Hazardous Material Response Teams; provided further, that $1,200,000 shall be allocated by the department for the Student Awareness Fire Education program; provided further, that $75,000 shall be allocated by the department for Critical Incident Stress Management program; provided further, $100,000 shall be allocated by the department for the Gardner On-Site Critical Incident Stress Management Residential Services; provided further, that notwithstanding any general or special law to the contrary, 100 per cent of the amount appropriated in this item for the administration of the department of fire services, the state fire marshal's office, the–Massachusetts fire department training academies and the associated fringe benefits costs of personnel paid from this item for these purposes, shall be assessed upon insurance companies writing fire, homeowners' multiple peril or commercial multiple peril policies on property situated in the commonwealth and paid within 30 days after receipt of notice of such assessment from the commissioner of insurance; provided further, that notwithstanding any general or special law to the contrary, 100 per cent of the amount appropriated in this item for hazardous materials emergency response and the associated fringe benefits costs of personnel paid from this item for these purposes shall be assessed upon insurance companies writing commercial multiple peril, non-liability portion, policies on property situated in the commonwealth and commercial auto liability policies as referenced in line 5.1 and line 19.4, respectively, in the most recent annual statement on file with the commissioner of insurance; and provided further, that not more than 10 per cent of the amount designated for the arson prevention program shall be expended for the administrative cost of the program $15,989,884

Military Division.

8700-0001 For the operation of the military division, including the offices of the adjutant general and state quartermaster, the operation of the armories, the Camp Curtis Guild rifle range and certain national guard aviation facilities; provided, that notwithstanding chapter 30 of the General Laws, certain military personnel in the military division may be paid salaries according to military pay grades; provided further, that the division may expend funds appropriated in this item for the administration of budgetary, procurement, fiscal, human resources, payroll and other administrative services; and provided further, that the adjutant general shall maintain a roster of Massachusetts veterans as directed by section 15 of chapter 33 of the General Laws $8,628,694

8700-1140 For the military division, which may expend for the costs of national guard missions and division operations an amount not to exceed $1,400,000 from

fees charged for the non-military rental or use of armories and from reimbursements generated by national guard missions $1,400,000

8700-1150 For reimbursement of the costs of the Massachusetts national guard tuition and fee waivers under section 19 of chapter 15A of the General Laws; provided, that no funds shall be distributed from this item prior to certification by the state universities and community colleges and the University of Massachusetts of the actual amount of tuition and fees waived for national guard members attending public institutions of higher education under said section 19 of said chapter 15A that would otherwise have been retained by the campuses, according to procedures and regulations promulgated by the military division of the Massachusetts national guard; provided further, that funds from this item may be expended through August 31, 2013 for the reimbursement of the tuition and fees waived for classes taken during the summer months; provided further, that the military division of the Massachusetts national guard and the board of higher education shall issue a joint report not later than February 15, 2013 on the implementation of this waiver; provided further, that the report shall be submitted to the secretary of administration and finance, the chairs of the house and senate committees on ways and means, the house and senate chairs of the joint committee on veterans and federal affairs and the house and senate chairs of the joint committee on higher education; and provided further, that the military division may expend funds from this item for administrative services $3,500,000

8700-1160 For life insurance premiums under section 88B of chapter 33 of the General Laws $1,361,662

Massachusetts Emergency Management Agency.

8800-0001 For the operations of the Massachusetts emergency management agency; provided, that expenditures from this item shall be contingent upon the prior approval of the proper federal authorities $1,674,707

8800-0100 For the nuclear safety preparedness program of the Massachusetts emergency management agency; provided, that the costs of the program, including fringe benefits and indirect costs, shall be assessed upon Nuclear Regulatory Commission licensees operating nuclear power generating facilities in the commonwealth; provided further, that the department of public utilities shall develop an equitable method of apportioning such assessments among such licensees; and provided further, that such assessments shall be paid during the current fiscal year as provided by the department $423,569

8800-0200 For the Radiological Emergency Response Program; provided, that the cost of the program, including associated fringe benefits and indirect costs, shall be assessed on electric companies in the commonwealth which own, in whole or in part, or purchase power from, nuclear power plants located outside the commonwealth whose nuclear power plant areas, as defined in section 2B of chapter 639 of the acts of 1950, include communities located within the commonwealth and shall be credited to the General Fund; provided further, that the department of public utilities shall develop an equitable method of apportioning such assessments among the licensees; provided further, that such assessments shall be paid during the current fiscal year as provided by the department; and provided further, that for the purposes of this item, electric companies shall mean all persons, firms,

associations and private corporations which own or operate a distributing plant for the manufacture and sale or distribution and sale of electricity within the commonwealth, but shall not include municipalities or municipal light plants $280,753

Department of Correction.

8900-0001 For the operation of the commonwealth's department of correction; provided, that all correctional facilities that were active in fiscal year 2012 shall remain open in fiscal year 2013; provided further, the commissioner of correction and the secretary of public safety and security shall report to the house and senate committees on ways and means and the joint committee on public safety and homeland security before January 1 of each year on the point score compiled by the department of correction's objective classification system for all prisoners confined in each prison operated by the department; provided further, that the amount allocated to the municipality housing MCI-Cedar Junction shall be not less than the amount allocated in 8900-0001 of section 2 of chapter 61 of the acts of 2007 relative to MCI-Cedar Junction; provided further, that the amount allocated for programs for incarcerated mothers in item 8900-0001 of section 2 of chapter 131 of the acts of 2010 shall be allocated to the program in fiscal year 2013; provided further, that the department shall expend not less than $1,000,000 for cities and towns hosting department of corrections facilities; provided further, the department of correction may expend $412,000 for the operation of the Western Massachusetts Regional Women's Correctional Center; provided further that the department of correction may expend $412,000 to transfer male inmates with less than 2 years left on their sentence to the Hampden Sheriff's Department; provided further, that the amount allocated for the Dismas House in Worcester in item 8900-0001 of section 2 of chapter 182 of the acts of 2008 shall be allocated to the program in fiscal year 2013; and provided further, that this item shall pay for the operation of the Massachusetts Alcohol and Substance Abuse Center…..$545,951,881

8900-0010 For prison industries and farm services; provided that the commissioner of correction or designee shall determine the cost of manufacturing motor vehicle registration plates and certify amounts collected..... $3,011,122

8900-0011 For the prison industries and farm services program, which may expend for the operation of the program an amount not to exceed $2,600,000 from revenues collected from the sale of products, for materials, supplies, equipment, maintenance of facilities and compensation of employees of the program; provided, that all expenditures from this item shall be subject to chapter 29 of the General Laws and recorded on the Massachusetts management accounting and reporting system $2,600,000

8900-0045 For the department of correction, which may expend for the operation of the department, including personnel-related expenses, an amount not to exceed $1,000,000 from revenues received from federal inmate reimbursements; provided, that $900,000 from these reimbursements shall not be available for expenditure and shall be deposited in the General Fund before the retention by the department of any of these reimbursements; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related

expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $1,000,000

8900-1100 For re-entry programs at the department of correction intended to reduce recidivism rates; provided, that said programs shall be in addition to those provided in fiscal year 2006; provided further, that the department shall report to the house and senate committees on ways and means not later than January 20, 2013 on re-entry programming at the department of correction; and provided further that the report shall include information on the type of programs provided and the recidivism rate of the offenders who successfully complete the programs $550,139

Parole Board.

8950-0001 For the operation of the parole board $17,497,436

8950-0002 For the victim and witness assistance program of the parole board under chapter 258B of the General Laws $210,744

8950-0008 For the operation of the parole board's sex offender management program and the supervision of high-risk offenders; provided, that the parole board may expend an amount not to exceed $600,000 from revenues collected from fees charged for parolee supervision; and provided further, that the parole board shall file a report with the house and senate committees on ways and means not later than February 1, 2013, which shall include, but not be limited to, the number of parolees participating in the program and the re-incarceration rate of participating parolees $600,000

Sheriffs.

Hampden Sheriff's Office.

8910-0102 For the operation of the Hampden sheriff's department; provided, that the sheriff's department shall provide specific data to the executive office of public safety and security to allow for the reporting of recidivism rates for all pretrial, county sentenced and state sentenced inmates, on a quarterly basis beginning in the quarter ending September 30, 2012, due no later than 30 days after the last day of each quarter; provided further, that each sheriff's department shall also report, in a format designated by the Massachusetts sheriffs' association in consultation with the executive office for administration and finance, fiscal year 2012 total costs per inmate by facility and security level no later than October 1, 2012; and provided further, that the sheriff's department shall submit this report directly to the executive office for administration and finance, the house and senate committees on ways and means, the joint committee on public safety, the executive office of public safety and security, the Massachusetts sheriffs' association and the department of correction $65,784,478

8910-1000 For the Hampden sheriff's office, which may expend for prison industries programs an amount not to exceed $2,251,900 from revenues collected from the sale of products, for materials, supplies, equipment, maintenance of facilities, reimbursement for community service projects and compensation of employees of the program; provided, that notwithstanding

any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the office may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $2,388,300

8910-1010 For the operations of a regional behavioral evaluation and stabilization unit to provide forensic mental health services within existing physical facilities for incarcerated persons in the care of correctional facilities in the commonwealth; provided, that the unit shall be located in Hampden county to serve the needs of incarcerated persons in the care of Berkshire, Franklin, Hampden, Hampshire, and Worcester counties; provided further, that the services of the units shall be made available to incarcerated persons in the care of the department of correction; provided further, that the Hampden Sheriff's Office shall work in cooperation with the Middlesex Sheriff's Office to determine a standardized set of definitions and measurements for patients at both regional behavioral evaluation and stabilization units; provided further, that the sheriff, in conjunction with the department of correction and the Massachusetts sheriffs' association, shall prepare a report that shall include, but not be limited to: (a) the number of incarcerated persons in facilities located in counties that were provided services in each unit; (b) the number of incarcerated persons in department of correction facilities that were provided services in each unit; (c) the alleviation in caseload at Bridgewater state hospital associated with fewer incarcerated persons in the care of counties being attended to at the hospital; and (d) the estimated and projected cost-savings in fiscal year 2013 to the sheriff offices and the department of correction associated with the regional units; provided further, that the report shall be submitted to the house and senate committees on ways and means not later than February 15, 2013; and provided further, that the department of mental health shall maintain monitoring and quality review functions of the unit $905,441

8910-2222 For the Hampden sheriff's office, which may expend for the operation of the office an amount not to exceed $500,000 from federal inmate reimbursements; provided, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the office may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $500,000

Worcester Sheriff's Office.

8910-0105 For the operation of the Worcester sheriff's department; provided, that the sheriff's department shall provide specific data to the executive office of public safety and security to allow for the reporting of recidivism rates for all pretrial, county sentenced and state sentenced inmates, on a quarterly basis beginning in the quarter ending September 30, 2012, due no later than 30 days after the last day of each quarter; provided further, that each sheriff's department shall also report, in a format designated by the Massachusetts sheriffs' association in consultation with the executive office for administration and finance, fiscal year 2012 total costs per inmate by facility and security level no later than October 1, 2012; and provided further, that the sheriff's department shall submit this report directly to the executive office for administration and finance, the house and senate

committees on ways and means, the joint committee on public safety, the executive office of public safety and security, the Massachusetts sheriffs' association and the department of correction $40,282,336

Middlesex Sheriff's Office.

8910-0107 For the operation of the Middlesex sheriff's department; provided, that the sheriff's department shall provide specific data to the executive office of public safety and security to allow for the reporting of recidivism rates for all pretrial, county sentenced and state sentenced inmates, on a quarterly basis beginning in the quarter ending September 30, 2012, due no later than 30 days after the last day of each quarter; provided further, that each sheriff's department shall also report, in a format designated by the Massachusetts sheriffs' association in consultation with the executive office for administration and finance, fiscal year 2012 total costs per inmate by facility and security level no later than October 1, 2012; and provided further, that the sheriff's department shall submit this report directly to the executive office for administration and finance, the house and senate committees on ways and means, the joint committee on public safety, the executive office of public safety and security, the Massachusetts sheriffs' association and the department of correction $60,918,825

8910-0160 For a retained revenue account for the Middlesex sheriff's office for reimbursements from the federal government for costs associated with the incarceration of federal inmates at the Billerica house of correction; provided, that the office may expend for the operation of the office an amount not to exceed $850,000 from revenues collected from the incarceration of federal inmates; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the office may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate therefore as reported in the state accounting system $850,000

8910-1100 For the Middlesex sheriff's office, which may expend for the operation of a prison industries program an amount not to exceed $75,000 from revenues collected from the sale of products, for materials, supplies, equipment, maintenance of facilities and compensation of employees of the program; provided, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the office may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $75,000

8910-1101 For the operations of a regional behavioral evaluation and stabilization unit to provide forensic mental health services within existing physical facilities for incarcerated persons in the care of correctional facilities in the commonwealth; provided, that the unit shall be located in Middlesex county to serve the needs of incarcerated persons in the care of Barnstable, Bristol, Dukes, Essex, Nantucket, Middlesex, Norfolk, Plymouth, and Suffolk counties; provided further, that the services of the unit shall be made available to incarcerated persons in the care of the department of correction; provided further, that the Middlesex Sheriff's Office shall work in cooperation with the Hampden Sheriff's Office to determine a standardized

set of definitions and measurements for patients at both Regional Behavioral Evaluation and Stabilization Units; provided further, that the sheriff, in conjunction with the department of correction and the Massachusetts sheriffs' association, shall prepare a report that shall include, but not be limited to: (a) the number of incarcerated persons in facilities located in counties that were provided services in each unit; (b) the number of incarcerated persons in department of correction facilities that were provided services in each unit; (c) the alleviation in caseload at Bridgewater state hospital associated with fewer incarcerated persons in the care of counties being attended to at the hospital; and (d) the estimated and projected cost-savings in fiscal year 2013 to the sheriff offices and the department of correction associated with the regional units; provided further, that the report shall be submitted to the house and senate committees on ways and means not later than February 15, 2013; and provided further, that the department of mental health shall maintain monitoring and quality review functions of the unit $905,441

Hampshire Sheriff's Office.

8910-0110 For the operation of the Hampshire sheriff's department; provided, that the sheriff's department shall provide specific data to the executive office of public safety and security to allow for the reporting of recidivism rates for all pretrial, county sentenced and state sentenced inmates, on a quarterly basis beginning in the quarter ending September 30, 2012, due no later than 30 days after the last day of each quarter; provided further, that each sheriff's department shall also report, in a format designated by the Massachusetts sheriffs' association in consultation with the executive office for administration and finance, fiscal year 2012 total costs per inmate by facility and security level no later than October 1, 2012; and provided further, that the sheriff's department shall submit this report directly to the executive office for administration and finance, the house and senate committees on ways and means, the joint committee on public safety, the executive office of public safety and security, the Massachusetts sheriffs' association and the department of correction $11,937,088

8910-1112 For the Hampshire sheriff's office, which may expend for the operation of the Hampshire county regional lockup at the Hampshire county jail an amount not to exceed $158,248 in revenue; provided, that the sheriff shall enter into agreements to provide detention services to various law enforcement agencies and municipalities and shall determine and collect fees for those detentions from the law enforcement agencies and municipalities..... $158,248

8910-1127 For the Hampshire Sheriff's office, which may expend for the operation of the office an amount not to exceed $250,000 from revenues received from federal inmate reimbursements; provided, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system…….$250,000

Berkshire Sheriff's Office.

8910-0145 For the operation of the Berkshire sheriff's department; provided, that the sheriff's department shall provide specific data to the executive office of public safety and security to allow for the reporting of recidivism rates for all pretrial, county sentenced and state sentenced inmates, on a quarterly basis beginning in the quarter ending September 30, 2012, due no later than 30 days after the last day of each quarter; provided further, that each sheriff's department shall also report, in a format designated by the Massachusetts sheriffs' association in consultation with the executive office for administration and finance, fiscal year 2012 total costs per inmate by facility and security level no later than October 1, 2012; and provided further, that the sheriff's department shall submit this report directly to the executive office for administration and finance, the house and senate committees on ways and means, the joint committee on public safety, the executive office of public safety and security, the Massachusetts sheriffs' association and the department of correction $14,258,336

8910-0445 For the Berkshire sheriff's office, which may expend an amount not to exceed $250,000 from revenues generated from the operation of the Berkshire county communication center's 911 dispatch operations and other law enforcement related activities, including the Berkshire county sheriff prison industries program $250,000

8910-0446 For the Berkshire sheriff's office, which may expend an amount not to exceed $500,000 from revenues collected from Berkshire county public schools; provided, that funds shall be expended for the operation of the Juvenile Resource Center; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the sheriff's office may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate, as reported in the state accounting system $500,000

Franklin Sheriff's Office.

8910-0108 For the operation of the Franklin sheriff's department; provided, that the sheriff's department shall provide specific data to the executive office of public safety and security to allow for the reporting of recidivism rates for all pretrial, county sentenced and state sentenced inmates, on a quarterly basis beginning in the quarter ending September 30, 2012, due no later than 30 days after the last day of each quarter; provided further, that each sheriff's department shall also report, in a format designated by the Massachusetts sheriffs' association in consultation with the executive office for administration and finance, fiscal year 2012 total costs per inmate by facility and security level no later than October 1, 2012; and provided further, that the sheriff's department shall submit this report directly to the executive office for administration and finance, the house and senate committees on ways and means, the joint committee on public safety, the executive office of public safety and security, the Massachusetts sheriffs' association and the department of correction $8,875,657

8910-0188 For the Franklin sheriff's office, which may expend for the operation of the office an amount not to exceed $2,100,000 from revenues received from any state or federal inmate reimbursements; provided, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained

revenues and related expenditures, the office may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $2,100,000

8910-0288 For the Franklin Sheriff's office, which may expend for the operation of the office an amount not to exceed $350,000 from revenues received from federal reimbursements for transportation of federal detainees; provided, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system…….$350,000

Essex Sheriff's Office.

8910-0619 For the operation of the Essex sheriff's department; provided, that the sheriff's department shall provide specific data to the executive office of public safety and security to allow for the reporting of recidivism rates for all pretrial, county sentenced and state sentenced inmates, on a quarterly basis beginning in the quarter ending September 30, 2012, due no later than 30 days after the last day of each quarter; provided further, that each sheriff's department shall also report, in a format designated by the Massachusetts sheriffs' association in consultation with the executive office for administration and finance, fiscal year 2012 total costs per inmate by facility and security level no later than October 1, 2012; and provided further, that the sheriff's department shall submit this report directly to the executive office for administration and finance, the house and senate committees on ways and means, the joint committee on public safety, the executive office of public safety and security, the Massachusetts sheriffs' association and the department of correction $44,885,910

8910-6619 For the Essex sheriff's office, which may expend for the operation of the office an amount not to exceed $2,000,000 from revenues received from federal inmate reimbursements; provided, that said sheriff may expend from this item costs associated with joint federal and state law enforcement activities from federal reimbursements received; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the office may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $2,000,000

Massachusetts Sheriffs' Association.

8910-7100 For the operation of the Massachusetts sheriffs' association; provided, that the sheriffs shall appoint persons to serve as executive director, assistant executive director, research director and other staff positions as necessary for the purpose of coordination and standardization of services and programs, the collection and analysis of data related to incarceration and recidivism and generation of reports, technical assistance and training to ensure standardization in organization, operations and procedures; provided further, that this staff shall not be subject to section 45 of chapter 30 of the General Laws or chapter 31 of the General Laws and shall serve

at the will and pleasure of a majority of sheriffs; provided further, that the executive director of the association shall submit a report that shows the amounts of all grants awarded to each sheriff in fiscal year 2012; provided further, that the report shall be submitted to the house and senate committees on ways and means not later than February 1, 2013; provided further, that the association shall post monthly on its website the monthly inmate population by county starting not later than August 1, 2012; and provided further, that all expenditures made by the sheriff departments of the counties of Massachusetts shall be subject to chapter 29 of the General Laws and recorded on the Massachusetts management accounting and reporting system $344,790

Barnstable Sheriff's Office.

8910-8200 For the operation of the Barnstable sheriff's department; provided, that the sheriff's department shall provide specific data to the executive office of public safety and security to allow for the reporting of recidivism rates for all pretrial, county sentenced and state sentenced inmates, on a quarterly basis beginning in the quarter ending September 30, 2012, due no later than 30 days after the last day of each quarter; provided further, that each sheriff's department shall also report, in a format designated by the Massachusetts sheriffs' association in consultation with the executive office for administration and finance, fiscal year 2012 total costs per inmate by facility and security level no later than October 1, 2012; and provided further, that the sheriff's department shall submit this report directly to the executive office for administration and finance, the house and senate committees on ways and means, the joint committee on public safety, the executive office of public safety and security, the Massachusetts sheriffs' association and the department of correction $22,531,834

8910-8210 For the Barnstable sheriff's office, which may expend for the operation of the office an amount not to exceed $250,000 from revenues received from federal inmate reimbursements; provided, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the office may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $250,000

Bristol Sheriff's Office.

8910-8300 For the operation of the Bristol sheriff's department; provided, that the sheriff's department shall provide specific data to the executive office of public safety and security to allow for the reporting of recidivism rates for all pretrial, county sentenced and state sentenced inmates, on a quarterly basis beginning in the quarter ending September 30, 2012, due no later than 30 days after the last day of each quarter; provided further, that each sheriff's department shall also report, in a format designated by the Massachusetts sheriffs' association in consultation with the executive office for administration and finance, fiscal year 2012 total costs per inmate by facility and security level no later than October 1, 2012; and provided further, that the sheriff's department shall submit this report directly to the executive office for administration and finance, the house and senate committees on ways and means, the joint committee on public safety, the

executive office of public safety and security, the Massachusetts sheriffs' association and the department of correction $28,001,984

8910-8310 For the Bristol sheriff's office, which may expend for the operation of the office an amount not to exceed $9,011,360 from revenues received from federal inmate reimbursements; provided, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the office may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $9,011,360

Dukes Sheriff's Office.

8910-8400 For the operation of the Dukes sheriff's department; provided, that the sheriff's department shall provide specific data to the executive office of public safety and security to allow for the reporting of recidivism rates for all pretrial, county sentenced and state sentenced inmates, on a quarterly basis beginning in the quarter ending September 30, 2012, due no later than 30 days after the last day of each quarter; provided further, that each sheriff's department shall also report, in a format designated by the Massachusetts sheriffs' association in consultation with the executive office for administration and finance, fiscal year 2012 total costs per inmate by facility and security level no later than October 1, 2012; and provided further, that the sheriff's department shall submit this report directly to the executive office for administration and finance, the house and senate committees on ways and means, the joint committee on public safety, the executive office of public safety and security, the Massachusetts sheriffs' association and the department of correction $2,524,719

Nantucket Sheriff's Office.

8910-8500 For the operation of the Nantucket sheriff's department; provided, that the sheriff's department shall provide specific data to the executive office of public safety and security to allow for the reporting of recidivism rates for all pretrial, county sentenced and state sentenced inmates, on a quarterly basis beginning in the quarter ending September 30, 2012, due no later than 30 days after the last day of each quarter; provided further, that each sheriff's department shall also report, in a format designated by the Massachusetts sheriffs' association in consultation with the executive office for administration and finance, fiscal year 2012 total costs per inmate by facility and security level no later than October 1, 2012; and provided further, that the sheriff's department shall submit this report directly to the executive office for administration and finance, the house and senate committees on ways and means, the joint committee on public safety, the executive office of public safety and security, the Massachusetts sheriffs' association and the department of correction $747,844

Norfolk Sheriff's Office.

8910-8600 For the operation of the Norfolk sheriff's department; provided, that the sheriff's department shall provide specific data to the executive office of public safety and security to allow for the reporting of recidivism rates for all pretrial, county sentenced and state sentenced inmates, on a quarterly

basis beginning in the quarter ending September 30, 2012, due no later than 30 days after the last day of each quarter; provided further, that each sheriff's department shall also report, in a format designated by the Massachusetts sheriffs' association in consultation with the executive office for administration and finance, fiscal year 2012 total costs per inmate by facility and security level no later than October 1, 2012; and provided further, that the sheriff's department shall submit this report directly to the executive office for administration and finance, the house and senate committees on ways and means, the joint committee on public safety, the executive office of public safety and security, the Massachusetts sheriffs' association and the department of correction $25,439,428

8910-8610 For the Norfolk sheriff's office, which may expend for the operation of the office an amount not to exceed $1,116,000 from revenues received from federal inmate reimbursements; provided, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the office may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $2,500,000

Plymouth Sheriff's Office.

8910-8700 For the operation of the Plymouth sheriff's department; provided, that the sheriff's department shall provide specific data to the executive office of public safety and security to allow for the reporting of recidivism rates for all pretrial, county sentenced and state sentenced inmates, on a quarterly basis beginning in the quarter ending September 30, 2012, due no later than 30 days after the last day of each quarter; provided further, that each sheriff's department shall also report, in a format designated by the Massachusetts sheriffs' association in consultation with the executive office for administration and finance, fiscal year 2012 total costs per inmate by facility and security level no later than October 1, 2012; and provided further, that the sheriff's department shall submit this report directly to the executive office for administration and finance, the house and senate committees on ways and means, the joint committee on public safety, the executive office of public safety and security, the Massachusetts sheriffs' association and the department of correction $25,783,339

8910-8710 For the Plymouth sheriff's office, which may expend for the operation of the office an amount not to exceed $16,000,000 from revenues received from federal inmate reimbursements; provided, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the office may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $16,000,000

Suffolk Sheriff's Office.

8910-8800 For the operation of the Suffolk sheriff's department; provided, that the sheriff's department shall provide specific data to the executive office of public safety and security to allow for the reporting of recidivism rates for all pretrial, county sentenced and state sentenced inmates, on a quarterly

basis beginning in the quarter ending September 30, 2012, due no later than 30 days after the last day of each quarter; provided further, that each sheriff's department shall also report, in a format designated by the Massachusetts sheriffs' association in consultation with the executive office for administration and finance, fiscal year 2012 total costs per inmate by facility and security level no later than October 1, 2012; and provided further, that the sheriff's department shall submit this report directly to the executive office for administration and finance, the house and senate committees on ways and means, the joint committee on public safety, the executive office of public safety and security, the Massachusetts sheriffs' association and the department of correction $90,397,267

8910-8810 For the Suffolk sheriff's office, which may expend for the operation of the office an amount not to exceed $8,000,000 from revenues received from federal inmate reimbursements; provided, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the office may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $8,000,000

Department of Elder Affairs.

9110-0100 For the operation of the executive office of elder affairs and regulation of assisted living facilities; provided, that the executive office of elder affairs shall report annually to the house and senate committees on ways and means the number of assisted living units certified and the total revenues generated from application and certification fees for such units $1,963,030

9110-1455 For the costs of the drug insurance program authorized by section 39 of chapter 19A of the General Laws; provided, that amounts received by the executive office of elder affairs' vendor as premium revenue for this program may be retained and expended by the vendor for the purposes of the program; provided further, that funds shall be expended for the operation of the pharmacy outreach program established in section 4C of said chapter 19A; provided further, that notwithstanding any general or special law to the contrary, unless otherwise prohibited by state or federal law, prescription drug coverage or benefits payable by the executive office of elder affairs and the entities with which it has contracted for administration of the subsidized catastrophic drug insurance program pursuant to said section 39 of said chapter 19A, shall be the payer of last resort for this program for eligible persons with regard to any other third-party prescription coverage or benefits available to such eligible persons; provided further, that the executive office shall notify the house and senate committees on ways and means not less than 90 days in advance of any action to limit or cap the number of enrollees in the program; provided further, that this program shall be subject to appropriation; provided further, that notification shall be given to the house and senate committees on ways and means at least 30 days prior to any coverage or benefits expansions; provided further, that the executive office shall seek to obtain maximum federal funding for discounts on prescription drugs available to the executive office and to prescription advantage enrollees; provided further, that the executive office shall take steps for the coordination of benefits with the Medicare prescription drug benefit created pursuant to the federal Medicare Prescription Drug Improvement and Modernization Act of

2003 to ensure that Massachusetts residents take advantage of this benefit; provided further, that a person shall also be eligible to enroll in the program at any time within a year after reaching age 65; and provided further, that the executive office shall allow those who meet the program eligibility criteria to enroll in the program at any time during the year..... $18,996,516

9110-1500 For the provision of enhanced home care services, including case management to elders who meet the eligibility requirements of the home care program and need services above the level customarily provided under the program to remain safely at home, including elders previously enrolled in the managed care in housing, enhanced community options, and chronic care enhanced services programs; provided, that the secretary shall seek to obtain federal financial participation for all services provided to seniors who qualify for Medicaid benefits under the section 1915C waiver; provided further, that the executive office shall collect income data on persons receiving services provided in this item; provided further, that the executive office shall submit a report to the house and senate committees on ways and means detailing the population served by this item delineated by both 2012 federal poverty income levels and 2011 social security income standards; provided further, that the report shall be submitted not later than February 8, 2013; and provided further, that the executive office shall submit a report not later than October 8, 2012, to the house and senate committees on ways and means which shall include the number of individuals on a waiting list for these services on October 1, 2012, compared to the number of individuals on a waiting list on July 1, 2012 ..... $47,789,340

9110-1604 For the operation of the supportive senior housing program at state or federally-assisted housing sites; provided, that funds shall be expended to fund existing sites..... $4,014,802

9110-1630 For the operation of the elder home care program, including contracts with aging service access points or other qualified entities for the home care program, home care, health aides, home health and respite services, geriatric mental health services, and other services provided to the elderly; provided, that sliding-scale fees shall be charged to qualified elders; provided further, that the secretary of elder affairs may waive collection of sliding-scale fees in cases of extreme financial hardship; provided further, that not more than $11,500,000 in revenues accrued from sliding-scale fees shall be retained by the individual home care corporations without re-allocation by the executive office of elder affairs, and shall be expended for the purposes of the home care program, consistent with guidelines to be issued by the executive office; provided further, that the executive office shall report quarterly to the house and senate committees on ways and means on the receipt and expenditure of revenues accrued from the sliding-scale fees; provided further, that the executive office shall report quarterly to the house and senate committees on ways and means and the executive office for administration and finance on the amount expended from this item for purchase of service expenditures by category of service as set forth in 651 C.M.R. 3.01 and 651 C.M.R. 3.06; provided further, that no rate increase shall be awarded in fiscal year 2013 which would cause a reduction in client services or the number of clients served; provided further, that no funds shall be expended from this item to pay for salary increases for direct service workers who provide state-funded homemaker and home health aid services which would cause a reduction in client services; provided further, that funding shall be expended for provider

training and outreach to lesbian, gay, bisexual, and transgender elders and caregivers; and provided further, that the secretary of elder affairs may transfer an amount not to exceed 3 per cent of the funds appropriated in this item to item 9110-1633 for case management services and the administration of the home care program $97,780,898

9110-1633 For the operation of the elder home care case management program, including contracts with aging service access points, or other qualified entities for home care case management services and the administration of the home care corporations funded through item 9110-1630 and item 9110-1500; provided, that such contracts shall include the costs of administrative personnel, home care case managers, travel, rent and other costs deemed appropriate by the executive office of elder affairs; provided further, that no funds appropriated in this item shall be expended for the enhancement of management information systems; and provided further, that the secretary of elder affairs may transfer an amount not to exceed 3 per cent of the funds appropriated herein to item 9110-1630..... $35,738,377

9110-1636 For the elder protective services program, including, but not limited to, protective services case management, guardianship services, the statewide elder abuse hotline, money management services, and the elder-at-risk program $17,250,554

9110-1660 For congregate and shared housing services and naturally occurring retirement communities for the elderly..... $1,717,616

9110-1700 For residential assessment and placement programs for homeless elders $186,000

9110-1900 For the elder nutrition program; provided, that funds shall be expended for the senior farm share program..... $6,375.328

9110-2500 For the Massachusetts department of elder affairs, which may expend not more than $750,000 from revenues from federal reimbursements received for the purpose of operating the Veterans Independence Plus Initiative, a joint initiative of the United States Department of Veterans Affairs and the United States Administration on Aging $750,000

9110-9002 For grants to the councils on aging and for grants to or contracts with non-public entities which are consortia or associations of councils on aging; provided, that notwithstanding the foregoing, all monies appropriated in this item shall be expended in accordance with the distribution schedules for formula and incentive grants established by the secretary of elder affairs; provided further, that not less than $100,000 shall be spent for the Needham Senior Center located in the town of Needham; and provided further, that such distribution schedules shall be submitted to the house and senate committees on ways and means..... $8,534,177

LEGISLATURE.

Senate.

9500-0000 For the operation of the senate..... $17,841,227

House of Representatives.

9600-0000 For the operation of the house of representatives $35,393,116

Joint Legislative Expenses.

9700-0000 For the joint operations of the legislature $7,968,231

SECTION 2B.

SECTION 2B. Notwithstanding any general or special law to the contrary, the agencies listed in this section may expend the amounts listed in this section for the provision of services to agencies listed in section 2. All expenditures made under this section shall be accompanied by a corresponding transfer of funds from an account listed in section 2 to the Intragovernmental Service Fund, established by section 2Q of chapter 29 of the General Laws. All revenues and other inflows shall be based on rates published by the seller agency that are developed in accordance with cost principles established by the United States Office of Management and Budget Circular A-87, "Cost Principles for State, Local and Indian Tribal Governments." All rates shall be published within 30 days of the enactment of this section. No expenditures shall be made from the Intragovernmental Service Fund which would cause that fund to be in deficit at the close of fiscal year 2013. All authorizations in this section shall be charged to the Intragovernmental Service Fund and shall not be subject to section 5D of chapter 29 of the General Laws. Any balance remaining in that fund at the close of fiscal year 2013 shall be transferred to the General Fund.

OFFICE OF THE SECRETARY OF STATE.

0511-0003 For the costs of providing electronic and other publications purchased from the state bookstore, for commission fees, notary fees and for direct access to the secretary's computer library $16,000

0511-0235 For the costs of obsolete records destruction incurred by the office of the secretary of state; provided, that state agencies, including the judicial branch, may be charged for the destruction of their obsolete records by the records center where appropriate; provided further, that the secretary of state may expend revenues not to exceed $100,000 of the funds received for the costs of the obsolete record destruction; and provided further, that the fees shall be charged on an equitable basis $100,000

TREASURER AND RECEIVER-GENERAL.

0699-0018 For the cost of debt service for the fiscal year ending June 30, 2013 for the clean energy investment program and other projects or programs for which an agency has committed to fund the associated debt service; provided, that the treasurer may charge other appropriations and federal grants for the cost of the debt service $6,217,722

OFFICE OF THE STATE COMPTROLLER.

1000-0005 For the cost of the single state audit for the fiscal year ending June 30, 2013; provided, that the comptroller may charge other appropriations and federal grants for the cost of the audit $900,000

1000-0008 For the costs of operating and managing the MMARS accounting system for fiscal year 2013; provided, that any unspent balance at the close of

fiscal year 2013 in an amount not to exceed 5 per cent of the amount authorized shall remain in the Intergovernmental Service Fund and is hereby re-authorized for expenditures for such item in fiscal year 2014 ..... $2,985,334

EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE.

Office of the Secretary.

1100-1701 For the cost of information technology services provided to agencies of the executive office of administration and finance $54,958,923

DIVISION OF CAPITAL ASSET MANAGEMENT AND MAINTENANCE.

1102-3224 For the costs for the Leverett Saltonstall building lease and occupancy payments; provided, that the division of capital asset management and maintenance shall submit to the house and senate committees on ways and means on or before the first of each month beginning July 1, 2012 a monthly report on the agencies that currently, or will during fiscal year 2013 occupy space in the Saltonstall building, their rental costs, utility costs, parking space allocation, floor space, lease dates, all services included in the lease and all services that the agencies are obligated to fund beyond the lease payments; and provided further, that the report shall include both estimated payments and prior expenditures $11,217,734

1102-3226 For the operation and maintenance of state buildings, including the Hurley state office building occupied by the department of unemployment assistance and the department of career services; provided, that the division may also charge for reimbursement for overtime expenses, materials and contract services purchased in performing renovations and related services for agencies occupying state buildings or for services rendered to approved entities using state facilities $2,860,962

Reserves.

1599-2040 For the payment of prior year deficiencies based upon schedules provided to the house and senate committees on ways and means; provided, that the comptroller may charge departments' current fiscal year appropriations and transfer to such items amounts equivalent to the amounts of any prior year deficiency, subject to the conditions stated in this item; provided further, that the comptroller shall only assess chargebacks to those current fiscal year appropriations when the account to which the chargeback is applied is the same account to which the prior year deficiency pertains or, if there is no such account, to the current fiscal year appropriation for the general administration of the department that administered the account to which the prior year deficiency pertains; provided further, that no chargeback shall be made which would cause a deficiency in any current fiscal year item; provided further, that the comptroller shall report with such schedule a detailed reason for the prior year deficiency on all chargebacks assessed that exceed $1,000 including the amount of the chargeback, the item and object class charged; and provided further, that the comptroller shall report on a quarterly basis on all chargebacks assessed, including the amount of the chargeback, the item, object class charged and the reason for the prior year deficiency $10,000,000

1599-3100 For the cost of the commonwealth's employer contributions to the Unemployment Compensation Fund and the Medical Security Trust Fund; provided, that the secretary of administration and finance shall authorize the collection, accounting and payment of such contributions; and provided further, that in executing these responsibilities the comptroller may charge, in addition to individual appropriation accounts, certain non-appropriated funds in amounts that are computed on the same basis as the commonwealth's contributions are determined, including expenses, interest expense or related charges $34,000,000

Division of Human Resources.

1750-0101 For the cost of goods and services rendered in administering training programs, including the cost of training unit staff; provided, that the division shall charge to other items for the cost of participants enrolled in programs sponsored by the division or to state agencies employing such participants; provided further, that the division may collect from participating state agencies a fee sufficient to cover administrative costs of the commonwealth's performance recognition programs and to expend such fees for goods and services rendered in the administration of these programs; provided further, that the division may charge and collect from participating state agencies a fee sufficient to cover administrative costs and expend such fees for goods and services rendered in the administration of information technology services related to the human resources compensation management system program; and provided further, that the division may charge and collect from participating state agencies fees sufficient to cover the costs of shared services $189,174

1750-0105 For the cost of workers' compensation paid to public employees; provided, that the secretary of administration and finance shall charge other items or state agencies for costs incurred on behalf of these state agencies; provided further, that the secretary may transfer workers' compensation-related fringe benefit assessments from federal grants and trust accounts to this item; provided further, that no funds shall be expended from this item that would cause the item to be deficient; provided further, that the secretary shall provide projected costs of workers' compensation costs incurred by agencies in fiscal year 2013 to the house and senate committees on ways and means no later than March 1, 2013; provided further, that in accordance with chapter 177 of the acts of 2001, the secretary of administration and finance shall charge state agencies in fiscal year 2013 as provided in this item for workers' compensation costs, including related administrative expenses incurred on behalf of the employees of the agencies; provided further, that administrative expenses shall be allocated; provided further, that the personnel administrator shall administer the charges on behalf of the secretary, and may establish such rules and procedures as deemed necessary to implement this item; provided further, that the personnel administrator shall: (1) notify agencies regarding the chargeback methodology to be used in fiscal year 2013; (2) notify agencies of the amount of their estimated workers compensation charges for the fiscal year; and (3) require agencies to encumber funds in an amount sufficient to meet the estimated charges; provided further, that the estimated charges for each agency in the fiscal year shall be not less than the amount of the actual workers' compensation costs, including related administrative expenses, incurred by each such agency in fiscal year 2013 and may include such additional amounts as the human resources division finds necessary under regulations adopted under this

item; provided further, that the division may adopt a program of incentives for agencies to reduce agencies‘ claims; provided further, that for any agency that fails within 30 days of the effective date of this act to encumber funds sufficient to meet the estimated charges, the comptroller shall so encumber funds on behalf of that agency; provided further, that the personnel administrator shall: (1) determine the amount of the actual workers‘ compensation costs incurred by each agency in the preceding month, including related administrative expenses; (2) notify each agency of the amounts; and (3) charge the amounts to each agency‘s accounts as estimates of the costs to be incurred in the current month; provided further, that notwithstanding any general or special law to the contrary, any balance remaining in the Intergovernmental Service Fund, at the close of fiscal year 2013 shall be transferred to the General Fund; provided further, that any unspent balance at the close of fiscal year 2013 in an amount not to exceed 5 per cent of the amount authorized shall remain in the Intergovernmental Service Fund and is hereby re-authorized for expenditures for such item in fiscal year 2014; provided further, that the personnel administrator may expend in fiscal year 2013 for hospital, physician, benefit, and other costs related to workers‘ compensation for employees of state agencies, including administrative expenses; and provided further, that such expenditures may include payments for medical services provided to claimants in prior fiscal years, as well as compensation benefits and associated costs for prior fiscal years $57,543,575

1750-0106 For the workers‘ compensation litigation unit, including the costs of personnel $718,535

1750-0600 For the cost of core human resources administrative processing functions..... $3,500,000

1750-0601 The human resources division may, on behalf of the division, the comptroller's office and the information technology division, charge and collect from participating state agencies a fee sufficient to cover administrative costs and expend such fees for goods and services rendered in the administration of the human resources compensation management system program $6,800,268

Operational Services Division.

1775-0800 For the purchase, operation and repair of certain vehicles and for the cost of operating and maintaining all vehicles that are leased by other agencies, including the costs of personnel $7,600,000

1775-1000 For printing, photocopying, and related graphic art or design work, including all necessary incidental expenses and liabilities; provided, that the secretary for administration and finance shall charge to other items of appropriation within the agencies of the executive branch for such services, including the costs of personnel $1,000,000

Information Technology Division.

1790-0200 For the cost of computer resources and services provided by the information technology division in accordance with the policies, procedures and rates approved by the secretary for administration and finance, including the purchase, lease or rental of telecommunications lines, services and equipment, that are centrally billed to the commonwealth; provided, that the secretary shall charge other items of appropriation for

the cost of the resources and services; provided further, that notwithstanding any general or special law to the contrary, charges for the cost of computer resources and services provided by the bureau of computer services for the design, development, and production of reports and information related to the analysis, development and production of appropriations bills and other legislation shall not be charged to any item of appropriation of the executive office for administration and finance, the house of representatives, the senate or any joint legislative account in fiscal year 2013; provided further, that the bureau shall submit quarterly reports to the house and senate committees on ways and means summarizing the total charges, payments and services provided for the preceding quarter from each department charged to this item; provided further, that the reports shall include, but not be limited to, a delineation of the rates charged to each department as approved by the secretary for administration and finance for each service performed by the division; provided further, that the secretary for administration and finance shall establish regulations, procedures and a schedule of fees including, but not limited to, the development and distribution of forms and instructions, including the costs of personnel; and provided further, that any unspent balance at the close of fiscal year 2013 shall remain in the Intergovernmental Service Fund and may be expended for the item in fiscal year 2014 ..... $71,551,608

1790-0400 For the purchase, delivery, handling of and contracting for supplies, postage and related equipment and other incidental expenses provided pursuant to section 51 of chapter 30 of the General Laws $2,073,534

EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS.

2000-1701 For the cost of information technology services provided to agencies of the executive office of energy and environmental affairs..... $1,290,571

EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES.

Office of the Secretary.

4000-0102 For the cost of transportation services for health and human services clients and the operation of the health and human services transportation office..... $7,396,623

4000-0103 For the costs of core administrative functions performed within the executive office of health and human services; provided, that the secretary of the executive office of health and human services may, notwithstanding any general or special law to the contrary, identify administrative activities and functions common to the separate agencies, departments, offices, divisions, and commissions within the executive office and may designate such functions as core administrative functions in order to improve administrative efficiency and preserve fiscal resources; provided further, that common functions that may be designated core administrative functions include human resources, financial management and leasing and facility management; provided further, that all employees performing functions so designated may be employed by the executive office, and the executive office shall charge the agencies, departments, offices, divisions and commissions for such services; provided further, that upon the

designation of a function as a core administrative function, the employees of each agency, department, office or commission who perform such core administrative functions may be transferred to the executive office of health and human services; provided further, that the reorganization shall not impair the civil service status of any such transferred employee who immediately before the effective date of this act either holds a permanent appointment in a position classified under chapter 31 of the General Laws or has tenure in a position by reason of section 9A of chapter 30 of the General Laws; and provided further, that nothing in this item shall impair or change an employee's status, rights, or benefits under chapter 150E of the General Laws $20,680,740

4000-1701 For the cost of information technology services provided to agencies of the executive office of health and human services $31,441,744

Massachusetts Commission for the Deaf and Hard of Hearing.

4125-0122 For the costs of interpreter services provided by commission staff; provided, that the costs of personnel may be charged to this item; and provided further, that for the purpose of accommodating discrepancies between the receipt of retained revenues and related expenditures, the commission may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $250,000

Department of Public Health.

4510-0108 For the costs of pharmaceutical drugs and services provided by the state office for pharmacy services, in this section called SOPS; provided, that SOPS shall notify in writing all agencies listed below of their obligations under this item by July 16, 2012; provided further, that SOPS shall continue to be the sole provider of pharmacy services for the following agencies currently under SOPS: the department of public health, the department of mental health, the department of developmental services, the department of correction, the department of youth services, the sheriff's departments of Bristol, Essex, Franklin, Hampden, Hampshire, and Plymouth, and the Soldiers Homes in Holyoke and Chelsea; provided further, that SOPS shall become the sole provider of pharmacy services to the following agencies currently not being serviced by SOPS: the sheriff's departments of Worcester, Middlesex, Berkshire, Suffolk, Norfolk, Barnstable and Dukes; provided further, that SOPS shall be the sole provider of pharmacy services for all said agencies and all costs for pharmacy services shall be charged by this item; provided further, that said agencies shall not charge or contract with any other alternative vendor for pharmacy services other than SOPS; provided further, that SOPS shall develop an implementation plan to transition the following agencies within the current fiscal year: the sheriff's departments of Worcester, Middlesex, Berkshire, Suffolk, Norfolk, Barnstable and Dukes; provided further, that SOPS shall validate previously-submitted pharmacy expenditures including HIV Drug Assistance Program drug reimbursements during fiscal year 2013; provided further, that SOPS shall continue to work to reduce medication costs, provide standardized policies and procedures in a clinically responsible manner, provide comprehensive data analysis and improve the quality of clinical services; provided further, that SOPS shall report to the house and senate committees on ways and means not later than April 16, 2013 detailing the projected savings realized by each

transitioning agency in comparison to their pharmacy costs in fiscal year 2012 and their projected savings for fiscal year 2014; and provided further, that the report shall also provide recommendations for the inclusion of other entities that may realize cost savings by joining SOPS $47,865,393

4590-0901 For the costs of medical services provided at public health hospitals pursuant to a schedule of services and fees approved by the commissioner of public health, which may be expended for the purposes of hospital related costs, including, but not limited to, capital repair and the maintenance and motor vehicle replacement; provided, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenue and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $150,000

4590-0903 For the costs of medical services provided at the department of public health Lemuel Shattuck hospital to inmates of the county correctional facilities; provided, that the costs shall be charged to items 8910-0102, 8910-0105, 8910-0107, 8910-0108, 8910-0110, 8910-0145, 8910-0619, 8910-8200, 8910-8300, 8910-8400, 8910-8500, 8910-8600, 8910-8700 and 8910-8800 of section 2 pursuant to the provisions thereof; provided further, that expenditures from this item shall be for hospital-related costs including, but not limited to, capital repair and the maintenance and motor vehicle replacement; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenue and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate thereof as reported in the state accounting system $3,800,000

Department of Developmental Services.

5948-0012 For a program providing alternatives to residential placements for children with intellectual disabilities, including the costs of intensive home-based supports, provided in item 7061-0012 of section 2; provided, that the department of developmental services shall take all steps necessary to maximize federal reimbursement for the cost of services provided through the program, including filing any necessary amendments to existing waivers or filing an application for a new home and community-based services waiver with the Centers for Medicare and Medicaid Services $6,500,000

EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT.

Office of the Secretary.

7002-0018 For the cost of information technology services provided to agencies of the executive office of housing and economic development $2,461,948

EXECUTIVE OFFICE OF LABOR AND WORKFORCE DEVELOPMENT.

Office of the Secretary.

7003-0171 For the cost of information technology services provided to agencies of the executive office of labor and workforce development $19,041,430

EXECUTIVE OFFICE OF EDUCATION.

Office of the Secretary.

7009-1701 For the cost of information technology services provided to agencies of the executive office of education $1,837,124

EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY.

8000-1701 For the cost of information technology services provided to agencies of the executive office of public safety and security $11,462,348

State Police.

8100-0002 For the costs of overtime associated with requested police details; provided, that for the purpose of accommodating discrepancies between the receipt of revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate thereof as reported in the state accounting system $33,601,884

8100-0003 For the costs associated with the use of the statewide telecommunications system for the maintenance of the system $156,375

Military Division.

8700-1145 For the costs of utilities and maintenance and for the implementation of energy conservation measures with regard to the state armories $300,000

Department of Correction.

8900-0021 For the cost of products produced by the prison industries and farm program and for the cost of services provided by inmates, including the costs of moving, auto repair, culinary and renovation and construction services; provided, that the costs for renovation and construction services shall not exceed the amount established by the operational services division; and provided further, that such revenues may also be expended for materials, supplies, equipment, maintenance of facilities and compensation of employees and for the inmate employment and training program $8,050,000

SECTION 2D.

SECTION 2D. The amounts set forth in this section are hereby appropriated from the General Federal Grants Fund. Federal funds received in excess of the amount appropriated in this section shall be expended only in accordance with section 6B of chapter 29 of the General Laws. The amount of any unexpended balance of federal grant funds received prior to June 30, 2012, and not included as part of an appropriation item in this section, is hereby made available for expenditure during fiscal year 2013, in addition to any amount appropriated in this section.

JUDICIARY.

0320-1700 For the purposes of a federally funded grant entitled, State Court Improvement Program Basic Grant $230,000

0320-1701 For the purposes of a federally funded grant entitled, State Court Improvement Program Data Sharing Grant $190,000

0320-1703 For the purposes of a federally funded grant entitled, State Court Improvement Program Training Grant $190,000

DISTRICT ATTORNEYS.

Middle District Attorney.

0340-0465 For the purposes of a federally funded grant entitled, Child Sexual Predator Program $250,000

0840-0110 For the purposes of a federally funded grant entitled, Victims of Crime Act..... $47,349

8000-4620 For the purposes of a federally funded grant entitled, Stop Violence Against Women Formula Grants Program..... $32,893

Hampden District Attorney.

0340-0590 For the purposes of a federally funded grant entitled, Community Oriented Policing Services..... $50,000

Plymouth District Attorney.

0340-0824 For the purposes of a federally funded grant entitled, Justice Assistant Grant $32,018

0340-0825 For the purposes of a federally funded grant entitled, ARRA-Justice Assistance Grant Local Solicitation..... $66,054

0340-0826 For the purposes of a federally funded grant entitled, Justice Assistant Grant $123,043

0340-0827 For the purposes of a federally funded grant entitled, Justice Assistant Grant $114,228

District Attorneys' Association.

8000-4620 For the purposes of a federally funded grant entitled, Stop Violence Against Women Formula Grants Program..... $37,500

8000-4804 For the purposes of a federally funded grant entitled, Highway Safety Division..... $33,554

SECRETARY OF STATE.

0526-0114 For the purposes of a federally funded grant entitled, Historic Preservation Survey and Planning $917,000

TREASURER AND RECEIVER-GENERAL.

Massachusetts Cultural Council.

0640-9716 For the purposes of a federally funded grant entitled, Folk and Traditional Arts Initiatives $30,000

0640-9717 For the purposes of a federally funded grant entitled, Basic State Grant $635,400

0640-9718 For the purposes of a federally funded grant entitled, Artists in Education $80,500

0640-9724 For the purposes of a federally funded grant entitled, Youth Reach State and Regional Programs $199,600

ATTORNEY GENERAL.

0810-0026 For the purposes of a federally funded grant entitled, Crime Victim Compensation $1,200,000

0810-0009 For the purposes of a federally funded grant entitled, HUS Special Grant $70,000

Victim and Witness Assistance Board.

0840-0109 For the purposes of a federally funded grant entitled, Victim of Crimes Assistance Program – ARRA $435,340

0840-0110 For the purposes of a federally funded grant entitled, Victims of Crime Assistance Programs $7,875,000

0840-4611 For the purposes of a federally funded grant entitled, Byrne Federal Grant $307,500

0840-4620 For the purposes of a federally funded grant entitled, VAWA Federal Grant $274,050

MASSACHUSETTS DEVELOPMENTAL DISABILITIES COUNCIL.

1100-1703 For the purposes of a federally funded grant entitled, Implementation of the Federal Developmental Disabilities Act; provided, that in order to qualify for said grant, this account shall be exempt from the first $290,000 of fringe benefit and indirect cost charges pursuant to section 6B of chapter 29 of the General Laws $1,840,016

1100-1704 For the purposes of a federally funded grant entitled, Further Development of Developmental Disabilities Suite $183,949

EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE.

Massachusetts Office on Disability.

1107-2450 For the purposes of a federally funded grant entitled, Client Assistance Program $227,113

Department of Revenue.

1201-0109 For the purposes of a federally funded grant entitled, Access and Visitation - Parent Education Program $222,169

1201-0126 For the purposes of a federally funded grant entitled, Family Centered Services for Unwed Parents in the IVD Caseload $102,208

1201-0412 For the purposes of federally funded grants entitled, Child Support Enforcement Grants, Child Support IVD Companion account to CSE Demonstration Grants $232,008

EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS.

Office of the Secretary.

2000-0141 For the purposes of a federally funded grant entitled, Coastal Zone Management and Development $2,596,208

2000-0142 For the purposes of a federally funded grant entitled, CZ Coastal Hazards $2,000

2000-0186 For the purposes of a federally funded grant entitled, Aquatic Nuisance Species Management Plan $72,648

2000-0248 For the purposes of a federally funded grant entitled, National Estuary Program - Operation $576,538

2000-9701 For the purposes of a federally funded grant entitled, Outdoor Recreation Projects - Political Subdivisions $800,000

2000-9735 For the purposes of a federally funded grant entitled, Buzzards Bay Estuary Program $726,176

2030-0013 For the purposes of a federally funded grant entitled, Fisheries Enforcement $909,257

2030-0122 For the purposes of a federally funded grant entitled, Ready Response Equipment for Ports of New Bedford, Cape Cod & Islands $50,000

2030-0124 For the purposes of a federally funded grant entitled, Ready Response Equipment for the Port of Fall River $72,000

2030-9701 For the purposes of a federally funded grant entitled, Safe Boating Program $1,200,000

Department of Public Utilities.

7006-9002 For the purposes of a federally funded grant entitled, Pipeline Security $1,015,052

Department of Environmental Protection.

2200-9706	For the purposes of a federally funded grant entitled, Water Quality Management Planning	$124,635
2200-9712	For the purposes of a federally funded grant entitled, Cooperative Agreement-Leaking Underground Storage Tanks	$900,000
2200-9717	For the purposes of a federally funded grant entitled, Environment Restoration Program for Department of Defense	$1,425,000
2200-9724	For the purposes of a federally funded grant entitled, Superfund Block Grant	$900,000
2200-9728	For the purposes of a federally funded grant entitled, Brownfields Assessment Program - Multi-Site Cooperative Agreement	$225,000
2200-9731	For the purposes of a federally funded grant entitled, Brownfields Response	$1,245,799
2200-9732	For the purposes of a federally funded grant entitled, Brownfields Support Team – Statewide	$104,452
2230-9702	For the purposes of a federally funded grant entitled, Air, Water and Hazardous Waste Management Regulatory Programs	$18,872,726
2230-9713	For the purposes of a federally funded grant entitled, Exchange Network	$5,000
2230-9714	For the purposes of a federally funded grant entitled, FY10 Exchange Network	$90,400
2240-9762	For the purposes of a federally funded grant entitled, Reimbursement to Operators of Small Water Systems for Training and Certification	$10,000
2240-9773	For the purposes of a federally funded grant entitled, Technical Assistance and Training for Drinking Water	$7,000
2240-9776	For the purposes of a federally funded grant entitled, EQE-RP9776-FEM9613491/Special State Revolving Fund	$88,500
2240-9777	For the purposes of a federally funded grant entitled, Public Water Supply	$31,000
2240-9779	For the purposes of a federally funded grant entitled, Healthy Communities Grant	$19,235
2250-9712	For the purposes of a federally funded grant entitled, Clean Air Act-Fine Particulate Matter Air Monitoring	$671,558
2250-9716	For the purposes of a federally funded grant entitled, Ambient Air Toxics Pilot Project	$455,000
2250-9726	For the purposes of a federally funded grant entitled, Homeland Security Co-op Agreement	$1,344,877
2250-9730	For the purposes of a federally funded grant entitled, Air Toxic-Spatial Trends	$7,000

2250-9731	For the purposes of a federally funded grant entitled, Diesel Emissions Reduction Project	$100,000
2250-9732	For the purposes of a federally funded grant entitled, Underground Storage	$611,000
2250-9735	For the purposes of a federally funded grant entitled, Green House Gas Reporting System	$48,510
2250-9736	For the purposes of a federally funded grant entitled, MA Clean Diesel	$73,350
2250-9738	For the purposes of a federally funded grant entitled, Airport Lead Ambient	$6,700
2290-4000	For the purposes of a federally funded grant entitled, ARRA LUST Trust Fund Program	$233,901

Department of Fish and Game.

2300-0114	For the purposes of a federally funded grant entitled, USFWS Partnership Program	$59,770
2300-0115	For the purposes of a federally funded grant entitled, US Fish and Wildlife Service Eastern Brook Trout Joint Venture	$80,000
2300-0116	For the purposes of a federally funded grant entitled, Riverways - Natural Resource Conservation Services Wildlife Habitat Incentive Program	$149,832
2300-0117	For the purposes of a federally funded grant entitled, USFWS – Coastal Program	$70,000
2300-0179	For the purposes of a federally funded grant entitled, National Coastal Wetland Conservation	$2,000,000
2310-0115	For the purposes of a federally funded grant entitled, Land Owner Incentive Program – Tier I	$65,000
2310-0116	For the purposes of a federally funded grant entitled, Land Owner Incentive Program – Tier II	$150,000
2310-0117	For the purposes of a federally funded grant entitled, Chronic Wasting Disease	$70,000
2310-0120	For the purposes of a federally funded grant entitled, New England Cottontail Initiative	$120,000
2330-9222	For the purposes of a federally funded grant entitled, Clean Vessel Act	$825,000
2330-9712	For the purposes of a federally funded grant entitled, Commercial Fisheries Statistics	$95,000
2330-9725	For the purposes of a federally funded grant entitled, Boating Infrastructure	$11,000,000
2330-9730	For the purposes of a federally funded grant entitled, Interstate Fisheries Management Support	$236,000

2330-9732	For the purposes of a federally funded grant entitled, ACCSP Strategic Plan Implementation	$80,000
2330-9736	For the purposes of a federally funded grant entitled, Marine Fisheries Institute	$100,000
2330-9738	For the purposes of a federally funded grant entitled, Red Tide Economic Relief	$150,000
2330-9739	For the purposes of a federally funded grant entitled, Turtle Disengagement	$425,000
2330-9741	For the purposes of a federally funded grant entitled, Mass Fisheries Economic Assistance Program	$1,000,000
2330-9742	For the purposes of a federally funded grant entitled, Age and Growth Segment One	$210,000

Department of Agricultural Resources.

2511-0310	For the purposes of a federally funded grant entitled, Pesticide Enforcement	$416,542
2511-0400	For the purposes of a federally funded grant entitled, Cooperative Pest Survey Program	$206,257
2511-0972	For the purposes of a federally funded grant entitled, Farmland Protection	$5,437,183
2511-1025	For the purposes of a federally funded grant entitled, Country of Origin Labeling	$50,972
2515-1002	For the purposes of a federally funded grant entitled, Animal Disease Surveillance Homeland Security	$24,749
2515-1004	For the purposes of a federally funded grant entitled, Scrapie Disease Surveillance and Flock Certification	$5,461
2515-1008	For the purposes of a federally funded grant entitled, Highly Pathogenic Avian Influenza	$70,000
2516-9002	For the purposes of a federally funded grant entitled, Development of Institutional Marketing	$541,013
2516-9003	For the purposes of a federally funded grant entitled, Farmers' Market Coupon Program	$468,548
2516-9004	For the purposes of a federally funded grant entitled, Senior Farmers' Market Nutrition Program	$564,785
2516-9007	For the purposes of a federally funded grant entitled, Organic Certification Cost-Share Program	$45,000

Department of Conservation and Recreation.

2800-9707	For the purposes of a federally funded grant entitled, National Flood Insurance Program—FEMA Community Assistance Program	$184,000

2800-9710	For the purposes of a federally funded grant entitled, Map Modernization	$104,000
2800-9726	For the purposes of a federally funded grant entitled, FEMA National Dam Safety Program	$151,894
2800-9729	For the purposes of a federally funded grant entitled, US Dept of Education Re-Connect Grant	$35,398
2820-9702	For the purposes of a federally funded grant entitled, Rural Community Fire Protection	$81,249
2820-9704	For the purposes of a federally funded grant entitled, NRCS Wildlife Habitat Incentives Program	$8,203
2820-9705	For the purposes of a federally funded grant entitled, Animal and Plant Health Inspections	$11,000,000
2820-9706	For the purposes of a federally funded grant entitled, NCRS Agreement to Help Landowners Forestland	$70,000
2821-9705	For the purposes of a federally funded grant entitled, Urban and Community Forestry Program	$508,002
2821-9708	For the purposes of a federally funded grant entitled, Urban Community Forest Tornado Recovery	$10,000
2821-9709	For the purposes of a federally funded grant entitled, Forestry Stewardship, Forest Legacy and Conservation Education	$1,282,602
2821-9711	For the purposes of a federally funded grant entitled, Rural Fire Prevention and Control	$553,936
2821-9713	For the purposes of a federally funded grant entitled, Wildland Urban Interface Fuels Management	$205,613
2821-9715	For the purpose of a federally funded grant entitled, Buy Local Model-Forest Stewardship Re-Design Grant	$197,612
2821-9726	For the purposes of a federally funded grant entitled, Forest Health Management - US Forest Service	$104,465
2830-9731	For the purposes of a federally funded grant entitled, USFWS – Coastal Wetlands Conservation	$500,000
2840-9709	For the purposes of a federally funded grant entitled, Waquoit Bay National Estuarine Research Reserve Consolidated Funding	$788,780
2840-9712	For the purposes of a federally funded grant entitled, 2011 NOAA Grant for Facility Renovations at Waquoit Bay	$734,675
2850-9701	For the purposes of a federally funded grant entitled, Recreational Trails Program	$1,373,210
2850-9702	For the purposes of a federally funded grant entitled, Mount Greylock TCSP	$270,426

Department of Energy Resources.

7006-9300	For the purposes of a federally funded grant entitled, Mass Save Energy Now	$501,550
7006-9303	For the purposes of a federally funded grant entitled, State Energy Program Advance Energy Codes	$195,495
7006-9304	For the purposes of a federally funded grant entitled, Catalyzing the Home Energy Remodeling Market	$1,043,828
7006-9720	For the purposes of a federally funded grant entitled, State Heating Oil and Propane Program	$22,287
7006-9730	For the purposes of a federally funded grant entitled, State Energy Program II	$605,000
7006-9800	For the purposes of a federally funded grant entitled, ARRA USDOE State Energy Program Ramp Up	$500,000
7006-9801	For the purposes of a federally funded grant entitled, ARRA Energy Assistance Planning	$8,000
7006-9803	For the purposes of a federally funded grant entitled, ARRA Mass Energy Efficiency and Conservation Block Grant Program	$500,000

EXECUTIVE OFFICE OF EDUCATION.

Department of Early Education and Care.

3000-0708	For the purposes of a federally funded grant entitled, Head Start Collaboration	$175,000
3000-5050	For the purposes of a federally funded grant entitled, the State Advisory Council on Early Childhood Education ARRA Head Start Grant	$390,506
3000-9002	For the purposes of a federally funded grant entitled, Child Abuse Prevention and Treatment Activities	$583,780
3000-2010	For the purposes of a federally funded grant entitled, Race to the Top/Early Learning Challenge Grant	$14,130,689

Department of Elementary and Secondary Education.

7010-9706	For the purposes of a federally funded grant entitled, Common Core Data Project	$101,000
7035-0210	For the purposes of a federally funded grant entitled, Advanced Placement Fee Payment Program	$250,000
7038-0107	For the purposes of a federally funded grant entitled, Adult Basic Education Program	$10,399,860

7043-1001	For the purposes of a federally funded grant entitled, Title I Grants to Local Education Agencies	$216,955,917
7043-1004	For the purposes of a federally funded grant entitled, Migrant Education	$1,669,739
7043-1005	For the purposes of a federally funded grant entitled, Title I Neglected and Delinquent Children	$2,637,259
7043-1006	For the purposes of a federally funded grant entitled, School Improvement Grant	$8,000,000
7043-2001	For the purposes of a federally funded grant entitled, Teacher and Principal Training and Recruiting	$42,463,719
7043-2003	For the purposes of a federally funded grant entitled, Title I Math and Science Partnerships	$2,061,460
7043-3001	For the purposes of a federally funded grant entitled, English Language Acquisition	$12,582,753
7043-4002	For the purposes of a federally funded grant entitled, After School Learning Centers	$16,514,111
7043-6001	For the purposes of a federally funded grant entitled, Grants for State Assessments and Related Activities	$7,236,907
7043-6501	For the purposes of a federally funded grant entitled, Education for Homeless Children and Youth	$955,551
7043-7001	For the purposes of a federally funded grant entitled, Special Education Grants	$278,342,391
7043-7002	For the purposes of a federally funded grant entitled, Preschool Grants	$9,718,123
7043-8001	For the purposes of a federally funded grant entitled, Vocational Education Basic Grants	$17,912,559
7044-0020	For the purposes of a federally funded grant entitled, Project Focus Academy	$1,160,000
7048-1500	For the purposes of a federally funded grant entitled, High School Graduation Initiative	$3,000,000
7048-2700	For the purposes of a federally funded grant entitled, Teacher Incentive Grant	$6,023,591
7053-2008	For the purposes of a federally funded grant entitled, Nuts, Fresh Fruits and Vegetables	$2,081,281
7053-2112	For the purposes of a federally funded grant entitled, Special Assistance Funds	$159,749,862
7053-2117	For the purposes of a federally funded grant entitled, Child Care Program	$56,973,534
7053-2126	For the purposes of a federally funded grant entitled, Temporary Emergency Food Assistance	$1,223,434

7053-2202	For the purposes of a federally funded grant entitled, Special Summer Food Service Program for Children	$6,847,191
7062-0008	For the purposes of a federally funded grant entitled, Office of School Lunch Programs — Child Care Program Administration	$2,654,997

Department of Higher Education.

7066-1574	For the purposes of a federally funded grant entitled, Improving Teacher Quality Grants	$1,600,000
7066-1616	For the purposes of a federally funded grant entitled, College Access Challenge Grant	$1,700,000
7066-6033	For the purposes of a federally funded grant entitled, Gaining Early Awareness and Readiness for Undergraduate Programs	$3,000,000
7110-6019	For the purposes of a federally funded grant entitled, Upward Bound Payroll and Benefits - Fitchburg State College	$492,750
7116-6270	For the purposes of a federally funded grant entitled, National Science Foundation - Atlantic Partnership	$61,500
7410-3093	For the purposes of a federally funded grant entitled, Polymer Building Construction - University of Massachusetts Amherst	$2,711,376
7503-6557	For the purposes of a federally funded grant entitled, Trio Talent Search - Bristol Community College	$230,000
7503-6555	For the purposes of a federally funded grant entitled, Title III—Strengthen Institute Program	$370,221
7503-9711	For the purposes of a federally funded grant entitled, Special Services for Disadvantaged Students — Bristol Community College	$419,320
7503-9714	For the purposes of a federally funded grant entitled, Upward Bound Program — Bristol Community College	$334,723
7509-1490	For the purposes of a federally funded grant entitled, Educational Opportunities Centers Payroll — Mount Wachusett Community College	$230,000
7509-9714	For the purposes of a federally funded grant entitled, Special Services for Disadvantaged Students — Mount Wachusett Community College	$578,485
7509-9717	For the purposes of a federally funded grant entitled, Upward Bound Math and Science Program – Mount Wachusett Community College	$263,000
7509-9718	For the purposes of a federally funded grant entitled, Talent Search — Mount Wachusett Community College	$539,855
7509-9720	For the purposes of a federally funded grant entitled, Gaining Early Awareness and Readiness for Undergraduate Programs 2011— Mount Wachusett Community College	$607,999

7511-9711	For the purposes of a federally funded grant entitled, Special Services for Disadvantaged Students — North Shore Community College	$500,000
7511-9740	For the purposes of a federally funded grant entitled, Upward Bound — North Shore Community College	$385,000
7511-9750	For the purposes of a federally funded grant entitled, Talent Search— North Shore Community College	$230,000
7518-6127	For the purposes of a federally funded grant entitled, College Work Study Program - Bunker Hill Community College	$350,000

EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES.

Office of the Secretary.

4000-0033	For the purposes of a federally funded grant entitled, State Demonstration to Integrate Care for Dual Eligible Individuals	$167,667
4000-0323	For the purposes of a federally funded grant entitled, Personal and Home Care Aid State Training Program	$747,571
4000-0544	For the purposes of a federally funded grant entitled, CHIPRA Quality Demonstration Grant	$2,666,404
4000-0826	For the purposes of a federally funded grant entitled, Money Follows the Person Demonstration Grant	$5,937,313
4000-9058	For the purposes of a federally funded grant entitled, My Child	$2,000,000
4000-9401	For the purposes of a federally funded grant entitled, Community Mental Health Services	$8,114,191

Office for Refugees and Immigrants.

4003-0801	For the purposes of a federally funded grant entitled, Targeted Assistance Program	$200,000
4003-0803	For the purposes of a federally funded grant entitled, Refugee School Impact	$400,000
4003-0804	For the purposes of a federally funded grant entitled, Targeted Assistance Grant	$862,259
4003-0805	For the purposes of a federally funded grant entitled, Refugee Resettlement Program	$1,567,328
4003-0806	For the purposes of a federally funded grant entitled, Refugee Cash, Medical, and Administration	$10,952,456
4003-0811	For the purposes of a federally funded grant entitled, Massachusetts Refugee Entrepreneurship Program	$250,000
4003-0812	For the purposes of federally funded grant entitled, Program to Enhance Refugee Elder Services	$215,000

4003-0813	For the purpose of a federally funded grant entitled, A Cuban-Haitian Initiative for Entry into Viable Employment(ACHIEVE)	$195,000
4003-0814	For the purpose of a federally funded grant entitled, Massachusetts Refugee Preventative Health Project(MRPHP)	$150,000
4003-0815	For the purposes of a federally funded grant entitled, Massachusetts Wilson/Fish Program(MWFP)	$3,426,406
4003-0817	For the purposes of a federally funded grant entitled, Refugee Independence Through Service Enhancement	$200,000

Massachusetts Commission for the Blind.

4110-3020	For the purposes of a federally funded grant entitled, Vocational Rehabilitation; provided, that no funds shall be deducted for pensions, group health and life insurance or any other such indirect cost of federally reimbursed state employees	$50,000
4110-3021	For the purposes of a federally funded grant entitled, Basic Support Grant	$9,500,000
4110-3023	For the purposes of a federally funded grant entitled, Independent Living - Adaptive Housing	$70,000
4110-3026	For the purposes of a federally funded grant entitled, Independent Living - Services to Older Blind Americans	$700,000
4110-3027	For the purposes of a federally funded grant entitled, Rehabilitation Training	$21,000
4110-3028	For the purposes of a federally funded grant entitled, Supported Employment for the Blind	$55,000

Massachusetts Rehabilitation Commission.

4120-0020	For the purposes of a federally funded grant entitled, Vocational Rehabilitation; provided, that no funds shall be deducted for pensions, group health and life insurance or any other such indirect cost of federally reimbursed state employees	$45,064,653
4120-0040	For the purposes of a federally funded grant entitled, Vocational Rehabilitation and Comprehensive Systems of Personnel Development Training	$25,000
4120-0187	For the purposes of a federally funded grant entitled, Supported Employment Program Federal Funds	$465,342
4120-0191	For the purposes of a federally funded grant entitled, Informed Members Planning and Assessing Choices Together	$168,715
4120-0511	For the purposes of a federally funded grant entitled, Disability Services - Determination.	$46,887,874
4120-0603	For the purposes of a federally funded grant entitled, Innovation Strategies for Transition Youth with Disabilities	$286,334

4120-0608	For the purposes of a federally funded grant entitled, Traumatic Brain Injury (TBI) Implementation Grant	$229,988
4120-0760	For the purposes of a federally funded grant entitled, Independent Living Federal Grant	$1,705,000
4120-0761	For the purposes of a federally funded grant entitled, ARRA - State Independent Living Services	$51,967
4120-0762	For the purposes of a federally funded grant entitled, ARRA- Centers for Independent Living Recovery Act	$421,000
4120-0768	For the purposes of a federally funded grant entitled, Assistive Technology Act	$513,994

Department of Veterans' Services.

1410-0054	For the purposes of a federally funded grant entitled, Homeless Veterans' Reintegration, Training and Placement	$200,000
1410-0055	For the purposes of a federally funded grant entitled, Homeless Veterans' Reintegration Program Urban-Worcester	$300,000
1410-0056	For the purposes of a federally funded grant entitled, Veterans' Workforce Investment	$500,000
1410-0057	For the purposes of a federally funded grant entitled, VA Housing First Initiative	$80,750

Department of Transitional Assistance.

4400-3064	For the Purpose of SNAP nutrition education	$3,000,000
4400-3067	For the purposes of a federally funded grant entitled, Supplemental Nutrition Assistance Program Employment and Training	$1,500,000
4400-3068	For the purposes of a federally funded grant entitled, Reaching Underserved Elderly and Working Poor in SNAP	$800
4400-3080	For the purpose of a federally funded grant entitled, SNAP Healthy Incentive Pilot (HIP) grant	$3,000,000

Department of Public Health.

4500-1030	For the purposes of a federally funded grant entitled, Strengthening Public Health Infrastructure	$2,995,794
4500-1050	For the purposes of a federally funded grant entitled, Rape Prevention and Education	$744,258
4500-1054	For the purposes of a federally funded grant entitled, Sexual Assault Services Program	$198,201

4500-1066	For the purposes of a federally funded grant entitled, 2010 Oil and Hazardous Material State Partnership Grant Program	$153,985
4500-2000	For the purposes of a federally funded grant entitled, Maternal and Child Health Services Block Grant	$12,087,710
4502-1012	For the purposes of a federally funded grant entitled, Cooperative Health Statistics System	$732,392
4510-0107	For the purposes of a federally funded grant entitled, Mass. State Loan Repayment Program	$300,000
4510-0109	For the purposes of a federally funded grant entitled, State Loan Repayment Project	$350,000
4510-0113	For the purposes of a federally funded grant entitled, Office of Rural Health	$179,999
4510-0115	For the purposes of a federally funded grant entitled, State Primary Care Offices	$71,976
4510-0116	For the purposes of a federally funded grant entitled, Primary Care Cooperative Agreement	$34,664
4510-0118	For the purposes of a federally funded grant entitled, Primary Care Cooperative Agreement	$103,643
4510-0119	For the purposes of a federally funded grant entitled, Rural Hospital Flexibility Program	$415,718
4510-0219	For the purposes of a federally funded grant entitled, Small Rural Hospital Improvement Program	$81,000
4510-0221	For the purposes of a federally funded grant entitled, Targeted Oral Health Services	$88,344
4510-0222	For the purposes of a federally funded grant entitled, Massachusetts Oral Health Workforce in New Sites II	$933,543
4510-0400	For the purposes of a federally funded grant entitled, Medicare and Medicaid Survey and Certification	$9,502,552
4510-0404	For the purposes of a federally funded grant entitled, Bioterrorism Hospital Preparedness	$7,697,528
4510-0408	For the purposes of a federally funded grant entitled, Medical Malpractice and Patient Safety	$1,096,281
4510-0409	For the purposes of a federally funded grant entitled, Massachusetts System for Advance Registration	$200,000
4510-0500	For the purposes of a federally funded grant entitled, Clinical Laboratory Improvement Amendments	$317,709
4510-0609	For the purposes of a federally funded grant entitled, Nuclear Radiation Commission Security Inspections	$5,000

4510-0619	For the purposes of a federally funded grant entitled, Food and Drug Administration Inspection of Food Establishments	$348,000
4510-0626	For the purposes of a federally funded grant entitled, Statewide Surveillance of Health Concerns and Toxic Algae Blooms	$150,201
4510-0639	For the purposes of a federally funded grant entitled, Food Protection Rapid Response Team	$429,427
4510-0640	For the purposes of a federally funded grant entitled, Mass Food Protection Task Force Conference	$5,000
4510-0643	For the purposes of a federally funded grant entitled, FY10 Harold Rogers Drug Monitoring: Enhancement of Information Tech (E of IT)	$81,587
4510-0644	For the purposes of a federally funded grant entitled, Harold Rogers IT Enhancements	$200,000
4510-9014	For the purposes of a federally funded grant entitled, Mammography Quality Standards Act Inspections	$230,821
4510-9048	For the purposes of a federally funded grant entitled, Indoor Radon Development Program	$187,966
4510-9051	For the purposes of a federally funded grant entitled, ATSDR Appletree	$355,718
4510-9053	For the purposes of a federally funded grant entitled, Beaches Environmental Assessment	$278,627
4510-9055	For the purposes of a federally funded grant entitled, Assessment & Planning to Develop Climate Change Programs	$114,523
4510-9057	For the purposes of a federally funded grant entitled, CLPPP Healthy Homes	$592,120
4510-9059	For the purposes of a federally funded grant entitled, National Environmental Public Health Tracking	$1,076,681
4512-0102	For the purposes of a federally funded grant entitled, Sexually Transmitted Disease Control	$1,589,334
4512-0177	For the purposes of a federally funded grant entitled, Enhancing Immunization Systems and Infrastructure Improvements	$2,000,000
4512-0178	For the purposes of a federally funded grant entitled, ARRA – Immunization	$174,895
4512-0179	For the purposes of a federally funded grant entitled, Vaccination Assistance Project	$6,039,539
4512-0180	For the purposes of a federally funded grant entitled, Epidemiology and Lab Surveillance	$875,277
4512-0181	For the purposes of a federally funded grant entitled, ARRA - Meningococcal Virus Protection	$45,550

4512-0182	For the purposes of a federally funded grant entitled, ARRA - Preventing Healthcare Associated Infections	$492,894
4512-0185	For the purposes of a federally funded grant entitled, ARRA – IT-ELC	$148,641
4512-0186	For the purposes of a federally funded grant entitled, Building and Strengthening Epidemiology, Laboratory and Health Information System Capacity	$1,830,783
4512-9065	For the purposes of a federally funded grant entitled, State Outcomes Measurement and Management System	$19,207
4512-9068	For the purposes of a federally funded grant entitled, Collaborative for Action, Leadership, and Learning	$549,629
4512-9069	For the purposes of a federally funded grant entitled, Substance Abuse Prevention and Treatment Block Grant	$38,046,666
4512-9070	For the purposes of a federally funded grant entitled, Promoting Safe and Stable Families	$125,000
4512-9072	For the purposes of a federally funded grant entitled, Access to Recovery	$3,234,880
4512-9074	For the purposes of a federally funded grant entitled, MA Call State Prevention Enhancement	$45,000
4512-9426	For the purposes of a federally funded grant entitled, Uniform Alcohol and Drug Abuse Data Collection	$82,227
4513-0111	For the purposes of a federally funded grant entitled, Housing Opportunities - People with AIDS	$452,903
4513-9007	For the purposes of a federally funded grant entitled, Nutritional Status of Women, Infants, and Children (WIC)	$94,299,410
4513-9018	For the purposes of a federally funded grant entitled, Augmentation and Evaluation of Established Health Education - Risk Reduction	$8,505,608
4513-9020	For the purposes of a federally funded grant entitled, Expanded and Integrated HIV Testing	$929,301
4513-9021	For the purposes of a federally funded grant entitled, Program for Infants and Toddlers with Handicaps	$8,500,000
4513-9022	For the purposes of a federally funded grant entitled, Prevention Disability State - Based Project	$294,140
4513-9023	For the purposes of a federally funded grant entitled, Mass HIV/AIDS National Behavioral Surveillance	$414,655
4513-9024	For the purposes of a federally funded grant entitled, Expanded & Integrated HIV Testing (Cycle II)	$629,211
4513-9027	For the purposes of a federally funded grant entitled, MassCare - Community AIDS Resource Enhancement	$879,806

4513-9030	For the purposes of a federally funded grant entitled, Planning a Comprehensive Primary Care System for All MA Children and Youth	$100,000
4513-9037	For the purposes of a federally funded grant entitled, Ryan White Comprehensive AIDS Resources	$23,370,819
4513-9038	For the purposes of a federally funded grant entitled, Shelter Plus Care – Worcester	$319,668
4513-9040	For the purposes of a federally funded grant entitled, AIDS Surveillance and Seroprevalence	$972,637
4513-9041	For the purposes of a federally funded grant entitled, HIT Capacity Building Initiative/AIDS Drug Assistance	$20,000
4513-9042	For the purposes of a federally funded grant entitled, Systems Linkages and Access to Care for Populations at High Risk of HIV	$999,744
4513-9046	For the purposes of a federally funded grant entitled, Congenital Anomalies Center of Excellence	$997,000
4513-9051	For the purposes of a federally funded grant entitled, Rural Domestic Violence and Children Victimization Project	$376,057
4513-9066	For the purposes of a federally funded grant entitled, Universal Newborn Hearing Screening - Enhancement Project	$300,000
4513-9071	For the purposes of a federally funded grant entitled, Early Hearing Detection and Intervention - Tracking and Research	$156,470
4513-9076	For the purposes of a federally funded grant program entitled, Early Childhood Comprehensive Systems	$140,000
4513-9077	For the purposes of a federally funded grant entitled, Emergency Medical Services for Children Partnership II	$145,988
4513-9085	For the purposes of a federally funded grant entitled, Massachusetts Pregnancy Risk	$160,950
4513-9088	For the purposes of a federally funded grant entitled, Helping Hands for Infants and their Families	$475,000
4513-9092	For the purposes of a federally funded grant entitled, Addressing Asthma From a Public Health Perspective	$450,000
4513-9093	For the purposes of a federally funded grant entitled, Massachusetts LAUNCH	$900,000
4513-9096	For the purposes of a federally funded grant entitled, ACA Maternal, Infant & Early Childhood Home Visiting Program	$100,000
4513-9097	For the purposes of a federally funded grant entitled, Healthy Homes Tech Studies	$382,040
4513-9098	For the purposes of a federally funded grant entitled, ACA Maternal Infant and Early Childhood Home Visiting	$8,944,320

4513-9099	For the purposes of a federally funded grant entitled, Maternal Infant and Early Childhood Home Visiting Program	$1,463,681
4514-1008	For the purposes of a federally funded grant entitled, WIC Enhanced Referral and Family Support Project	$119,945
4514-1010	For the purposes of a federally funded grant entitled, MA WIC Electronic Benefit Transfer Planning Grant	$74,402
4515-0115	For the purposes of a federally funded grant entitled, Tuberculosis Control Project	$1,565,193
4515-0204	For the purposes of a federally funded grant entitled, Strengthening Surveillance for Infectious Disease	$65,000
4515-0205	For the purposes of a federally funded grant entitled, HIV Training through Prevention Training Centers	$524,970
4515-0206	For the purposes of a federally funded grant entitled, Health Literacy and Oral Health Status of African Refugees	$851,927
4515-0207	For the purposes of a federally funded grant entitled, Health, Training and Technical Assistance to Refugee Serving Agencies	$500,000
4515-1124	For the purposes of a federally funded grant entitled, Adult Viral Hepatitis Prevention Coordination	$114,524
4516-1021	For the purposes of a federally funded grant entitled, Public Health Preparedness and Response for Bioterrorism	$14,968,365
4516-1028	For the purposes of a federally funded grant entitled, State Local Public Health Infrastructure	$89,500
4518-0505	For the purposes of a federally funded grant entitled, Tech Data - Massachusetts Birth/Infant Death File Linkage and Analysis	$117,210
4518-0514	For the purposes of a federally funded grant entitled, National Violent Death Reporting System	$238,902
4518-0534	For the purposes of a federally funded grant entitled, Public Health Injury Surveillance and Prevention	$655,139
4518-1000	For the purposes of a federally funded grant entitled, Procurement of Information for the National Death Index	$13,500
4518-1002	For the purposes of a federally funded grant entitled, Massachusetts Death File - Social Security Administration	$33,000
4518-1003	For the purposes of a federally funded grant entitled, Massachusetts Birth Records — Social Security Administration	$202,355
4518-9023	For the purposes of a federally funded grant entitled, Census of Fatal Occupational Injuries	$48,000

4518-9034	For the purposes of a federally funded grant entitled, Core Violence and Injury Prevention	$577,230
4518-9044	For the purposes of a federally funded grant entitled, MA Citizen Verification for Federal Employment	$45,000
4518-9045	For the purposes of a federally funded grant entitled, MA Integration of Chronic Disease-ARRA	$167,841
4570-1509	For the purposes of a federally funded grant entitled, Massachusetts Cardiovascular Disease Prevention	$1,144,341
4570-1512	For the purposes of a federally funded grant entitled, National Cancer Prevention Control	$4,429,346
4570-1513	For the purposes of a federally funded grant entitled, Colorectal Cancer Screening	1,000,000
4570-1514	For the purposes of a federally funded grant entitled, Wise Woman	$900,000
4570-1516	For the purposes of a federally funded grant entitled, Paul Coverdell Acute Stroke Registry	$586,082
4570-1520	For the purposes of a federally funded grant entitled, Massachusetts Integration of Chronic Disease	$2,368,002
4570-1526	For the purposes of a federally funded grant entitled, Demonstrating Capacity for Cancer Control	$189,710
4570-1527	For the purposes of a federally funded grant entitled, Personal Responsibility Education (PREP)	$1,082,366
4570-1529	For the purposes of a federally funded grant entitled, MA Support for Pregnant Teens and Women	$1,683,911
4570-1530	For the purposes of a federally funded grant entitled, HR-Tobacco Patient Protection and Affordable Care Act	$83,895
4570-1531	For the purposes of a federally funded grant entitled, Behavioral Risk Factor Surveillance	$380,000
4570-1534	For the purposes of a federally funded grant entitled, FDA 11 Tobacco	$657,631
4570-1535	For the purposes of a federally funded grant entitled, MA Health Impact Assessment to Foster Healthy Community	$175,446
4570-1536	For the purposes of a federally funded grant entitled, MA Nutrition, Physical activity and Obesity Program	$1,000,152
4570-1537	For the purposes of a federally funded grant entitled, MA Integration of Chronic Disease Program	$757,121
4570-1538	For the purposes of a federally funded grant entitled, MA Community Transformation-Middlesex County	$1,574,982

4570-1539	For the purposes of a federally funded grant entitled, MA Childhood Obesity	$1,743,442

Department of Children and Families.

4800-0005	For the purposes of a federally funded grant entitled, Children's Justice Act	$421,731
4800-0007	For the purposes of a federally funded grant entitled, Family Violence Prevention and Support Services Act	$2,164,986
4800-0009	For the purposes of a federally funded grant entitled, Title IV-E Independent Living	$3,703,891
4800-0013	For the purposes of a federally funded grant entitled, Family Preservation and Support Services	$5,515,838
4800-0085	For the purposes of a federally funded grant entitled, Educational & Training Voucher Program	$1,106,702
4899-0001	For the purposes of a federally funded grant entitled, Title IV-B Child Welfare Services	$4,920,485
4899-0022	For the purposes of a federally funded grant entitled, Child Abuse and Neglect Prevention and Treatment	$545,082

Department of Mental Health.

5012-9121	For the purposes of a federally funded grant entitled, Project for Assistance in Transition from Homelessness	$1,703,000
5012-9160	For the purposes of a federally funded grant entitled, Jail Diversion and Trauma Recovery	$520,000
5012-9164	For the purposes of a federally funded grant entitled, DIG 2011	$132,937
5012-9165	For the purposes of a federally funded grant entitled, Emergency Response Haiti	$75,000
5012-9166	For the purposes of a federally funded grant entitled, Mission-RAPS	$75,501
5012-9167	For the purposes of a federally funded grant entitled, Kids-planning	$125,000
5012-9168	For the purposes of a federally funded grant entitled, RSP 94 Tornado Disaster	$175,000
5046-9102	For the purposes of a federally funded grant entitled, Shelter Plus Care Program	$201,120

Department of Developmental Services.

5947-0012	For the purposes of a federally funded grant entitled, Life Span Federal Grant	$77,199

Board of Library Commissioners.

7000-9702	For the purposes of a federally funded grant entitled, Library Service Technology Act	$3,323,269

MASSACHUSETTS DEPARTMENT OF TRANSPORTATION.

6440-0088	For the purposes of a federally funded grant entitled, Performance Registry Information System Management	$292,882
6440-0089	For the purposes of a federally funded grant entitled, Commercial Vehicle Information Systems and Networks	$1,800,000
6440-0090	For the purposes of a federally funded grant entitled, Commercial Drivers Licenses Information System Enhancement	$1,481,545
6440-0097	For the purposes of a federally funded grant entitled, Commercial Drivers License Information System	$262,468
6440-0098	For the purposes of a federally funded grant entitled, Safety Data Improvement Program	$292,651
6440-0099	For the purposes of a federally funded grant entitled, Real ID Demonstration Program	$2,153,764
6642-0018	For the purposes of a federally funded grant entitled, Section 5311 Non-Urbanized Area Formula Program	$7,602,785
6642-0020	For the purposes of a federally funded grant entitled, Section 5316 Job Access and Reverse Commute	$4,644,307
6642-0023	For the purposes of a federally funded grant entitled, Section 5303 and 5304 Metropolitan Transportation Planning	$4,901,037
6642-0026	For the purposes of a federally funded grant entitled, Section 5317 New Freedom Operating Segment	$5,845,912
6642-0049	For the purposes of a federally funded grant entitled, Section 5310 Special Needs for Elderly Individuals	$3,673,448
6643-0011	For the purposes of a federally funded grant entitled, Fast Track New Bedford—ARRA	$334,528
6643-0012	For the purposes of a federally funded grant entitled, ARRA Knowledge Corridor Restore Vermonter Project	$54,600,000
6643-0012	For the purposes of a federally funded grant entitled, Boston South Station Expansion	$24,375,000
6830-3250	For the purposes of a federally funded grant entitled, Statewide Airport Systems Plan	$508,481

EXECUTIVE OFFICE OF LABOR AND WORKFORCE DEVELOPMENT.

Office of the Secretary.

7002-0108	For the purposes of a federally funded grant entitled, Modernization Apprenticeship Systems	$39,471
7002-2013	For the purposes of a federally funded grant entitled, Mine Safety and Health Training	$63,182
7002-4203	For the purposes of a federally funded grant entitled, Bureau of Labor and Statistics Statistical Survey	$80,006
7002-4204	For the purposes of a federally funded grant entitled, Adult Blood Lead Levels Surveillance	$19,469
7002-4212	For the purposes of a federally funded grant entitled, Asbestos Licensing and Monitoring	$138,116
7002-4213	For the purposes of a federally funded grant entitled, Lead Licensing and Monitoring	$265,057
7002-4215	For the purposes of a federally funded grant entitled, Occupational Safety and Health Administration Data Collection	$76,946
7002-6604	For the purposes of a federally funded grant entitled, Emergency Unemployment Compensation 2008 – Program Extension	$457,641
7002-6624	For the purposes of a federally funded grant entitled, Unemployment Insurance Administration	$89,557,174
7002-6626	For the purposes of a federally funded grant entitled, Employment Service Programs Administration	$19,730,719
7002-6627	For the purposes of a federally funded grant entitled, Occupational Substance and Health Administration On-site Consultation Program	$1,352,569
7002-6628	For the purposes of a federally funded grant entitled, Disabled Veterans Outreach	$1,374,403
7002-6629	For the purposes of a federally funded grant entitled, Federal Local Veterans Employment	$1,449,101
7002-6632	For the purposes of a federally funded grant entitled, EOL Unemployment Administration Trust - ARRA	$1,919,641
7002-6646	For the purposes of a federally funded grant entitled, WIA Recovery Act Employer Services	$195,041
7002-9701	For the purposes of a federally funded grant entitled, Federal Bureau of Labor Statistics Grant	$2,782,430
7003-1010	For the purposes of a federally funded grant entitled, Trade Expansion Act Program	$24,307,199
7003-1630	For the purposes of a federally funded grant entitled, Adult Activities – Workforce Investment Act Title I - Adult Activities	$12,908,817
7003-1631	For the purposes of a federally funded grant entitled, Youth Formula Grants – Workforce Investment Act Title I	$1,770,831

7003-1632	For the purposes of a federally funded grant entitled, Dislocated Workers – Workforce Investment Act Title I	$1,177,258
7003-1633	For the purposes of a federally funded grant entitled, Work Incentive Grant Access to Employment for All	$92,499
7003-1642	For the purposes of a federally funded grant entitled, WIA Recovery Act Dislocated Workers	$60,884
7002-1645	For the purposes of a federally funded grant entitled, WIA ARRA State Energy Sector Partnership and Training Grant	$3,519,711
7003-1778	For the purposes of a federally funded grant entitled, WIA Dislocated Worker Formula Grants	$5,305,231

EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT.

Department of Housing and Community Development.

4400-0705	For the purposes of a federally funded grant entitled, McKinney Emergency Shelter Grants	$4,100,000
4400-0707	For the purposes of a federally funded grant entitled, Continuum of Care	$6,000,000
4400-9404	For the purposes of a federally funded grant entitled, McKinney Shelter Plus Care – Continuum of Care	$3,400,000
7004-2030	For the purposes of a federally funded grant entitled, Weatherization Assistance for Low Income Persons; provided, that consistent with applicable federal regulations and the state plan, the department of housing and community development may provide monthly payments in advance to participating agencies	$3,500,000
7004-2033	For the purposes of a federally funded grant entitled, Low Income Home Energy Assistance Program; provided, that consistent with applicable federal regulations and the state plan, the department of housing and community development shall provide monthly payments in advance to participating agencies	$75,000,000
7004-2034	For the purposes of a federally funded grant entitled, Community Services Block Grant; provided, that consistent with applicable federal regulations and the state plan, the department of housing and community development may provide monthly payments in advance to participating agencies	$12,875,566
7004-2361	For the purposes of a federally funded grant entitled, Section 8 Substantial Rehabilitation Administrative Fee	$230,720
7004-2363	For the purposes of a federally funded grant entitled, Section 8 Administrative Fee Housing Voucher	$2,990,000
7004-2364	For the purposes of a federally funded grant entitled, Section 8 Administrative Fee Moderate Rehabilitation	$192,000

7004-2365	For the purposes of a federally funded grant entitled, Section 8 Administrative Fee New Construction	$405,000
7004-3037	For the purposes of a federally funded grant entitled, Small Cities Community Development Block Grant Program; provided, that consistent with applicable federal regulations and the state plan, the department of housing and community development may provide monthly payments in advance to participating agencies	$27,000,000
7004-3038	For the purposes of a federally funded grant entitled, Neighborhood Stabilization	$10,000,000
7004-3041	For the purposes of a federally funded grant entitled, Community Development Block Grant – ARRA	$500,000
7004-3051	For the purposes of a federally funded grant entitled, ARRA Homeless Prevention and Rapid Rehousing Program	$17,000
7004-9009	For the purposes of a federally funded grant entitled, Section 8 Substantial Rehabilitation Program; provided, that the department of housing and community development may provide monthly payments in advance to participating agencies	$9,622,242
7004-9014	For the purposes of a federally funded grant entitled, Federal Housing Voucher Program; provided, that the department of housing and community development may provide monthly payments in advance to participating agencies	$236,900,000
7004-9019	For the purposes of a federally funded grant entitled, Section 8 Moderate Rehabilitation; provided, that the department of housing and community development may provide monthly payments in advance to participating agencies	$10,100,000
7004-9020	For the purposes of a federally funded grant entitled, Section 8 New Construction Program; provided, that the department of housing and community development may provide monthly payments in advance to participating agencies	$6,690,959
7004-9028	For the purposes of a federally funded grant entitled, Home Investment Partnerships; provided, that, consistent with applicable federal regulations and the state plan, the department of housing and community development may provide monthly payments in advance to participating agencies	$16,500,000
7004-9039	For the purposes of a federally funded grant entitled, Home Technical Assistance	$40,040
7004-9051	For the purposes of a federally funded grant entitled, Shelter Plus Care-Lowell; provided, that, consistent with applicable federal regulations and the state plan, the department of housing and community development may provide monthly payments in advance to participating agencies	$62,000

EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY.

Office of the Secretary.

8000-0088	For the purposes of a federally funded grant entitled, Bulletproof Vest Federal Receipt	$300,000
8000-2015	For the purposes of a federally funded grant entitled, ARRA Justice Assistant Grant	$644,000
8000-4603	For the purposes of a federally funded grant entitled, Juvenile Justice Delinquency and Prevention Act	$708,000
8000-4610	For the purposes of a federally funded grant entitled, Statistical Analysis Center	$60,000
8000-4611	For the purposes of a federally funded grant entitled, Byrne Justice Assistance	$4,600,000
8000-4619	For the purposes of a federally funded grant entitled, Title V	$71,000
8000-4620	For the purposes of a federally funded grant entitled, Stop Violence Against Women Formula Grants Program	$3,100,000
8000-4623	For the purposes of a federally funded grant entitled, Criminal History Improvement	$300,000
8000-4624	For the purposes of a federally funded grant entitled, Prisoner Substance Abuse Treatment	$150,000
8000-4639	For the purposes of a federally funded grant entitled, Justice Loan Repayment Grant	$130,000
8000-4640	For the purposes of a federally funded grant entitled, Hampden Reentry Grant	$50,000
8000-4692	For the purposes of a federally funded grant entitled, State Homeland Security Program	$26,250,000
8000-4693	For the purposes of a federally funded grant entitled, Project Safe Neighborhood	$150,000
8000-4694	For the purposes of a federally funded grant entitled, Homeland Urban Areas	$7,000,000
8000-4695	For the purposes of a federally funded grant entitled, Homeland Security Buffer Zone Protection	$1,275,000
8000-4696	For the purposes of a federally funded grant entitled, Transportation Security Grant	$15,000,000
8000-4699	For the purposes of a federally funded grant entitled, Homeland Citizen Corp	$325,000
8000-4700	For the purposes of a federally funded grant entitled, Homeland Medical Response	$1,175,000
8000-4701	For the purposes of a federally funded grant entitled, Homeland Port Security	$2,000,000

8000-4702	For the purposes of a federally funded grant entitled, Homeland Interoperable Communications	$725,000
8000-4703	For the purposes of a federally funded grant entitled, Homeland Catastrophic Preparation	$4,500,000
8000-4705	For the purposes of a federally funded grant entitled, Homeland Emergency Management Preparation	$3,750,000
8000-4706	For the purposes of a federally funded grant entitled, Homeland Emergency Operations Center	$125,000
8000-4804	For the purposes of a federally funded grant entitled, Highway Safety Grant	$16,750,000
8000-4840	For the purposes of a federally funded grant entitled, 2006 Enforcing Underage Drinking Laws	$365,000
8000-4841	For the purposes of a federally funded grant entitled, Fatality Analysis Reporting	$100,000
8000-4842	For the purposes of a federally funded grant entitled, Click it or Ticket – Next Generation Grant	$300,000
8000-4843	For the purposes of a federally funded grant entitled, Increased Endorsed Motorcyclists	$50,000
8000-4844	For the purposes of a federally funded grant entitled, Increased Blood Alcohol Reporting	$100,000
8000-6613	For the purposes of a federally funded grant entitled, Juvenile Accountability II	$683,000
8800-0085	For the purposes of a federally funded grant entitiled, Highway Safety Trust	$30,000

Department of State Police.

8100-0209	For the purposes of a federally funded grant entitled, Region 1 Training Academy Motor Carrier Safety Assistance	$82,667
8100-0210	For the purposes of a federally funded grant entitled, FMCSA New Entrant Audit	$457,464
8100-2011	For the purposes of a federally funded grant entitled, FMCSA Basic Grant	$2,349,449
8100-2020	For the purposes of a federally funded grant entitled, FMCSA High Priority (Seat Belt)	$239,700
8100-2058	For the purposes of a federally funded grant entitled, New England State Police Administrator‘s Conference - Regional Investigation	$4,867,198
8100-2639	For the purposes of a federally funded grant entitled, ARRA ICAC Task Force	$111,312
8100-2640	For the purposes of a federally funded grant entitled, Internet Crimes Against Children Continuation	$355,158

8100-2641	For the purposes of a federally funded grant entitled, Internet Crimes Against Children Data System	$686,291
8100-9706	For the purposes of a federally funded grant entitled, Cannabis Eradication Controlled Substance Prosecution DEA Cooperative Agreement	$55,000

Department of Fire Services.

8324-1505	For the purposes of a federally funded grant entitled, USFA/NFA State Fire Training Program	$26,000

Military Division.

8700-0006	For the purposes of a federally funded grant entitled, Military Construction Costs in Methuen	$8,187,412
8700-1001	For the purposes of a federally funded grant entitled, Army National Guard Facilities Programs Cooperative Agreement	$9,807,925
8700-1002	For the purposes of a federally funded grant entitled, Army National Guard Environmental Programs Cooperative Agreement	$2,443,071
8700-1003	For the purposes of a federally funded grant entitled, Army National Guard Security Cooperative Agreement	$1,815,000
8700-1004	For the purposes of a federally funded grant entitled, Army National Guard Electronic Security Cooperative Agreement	$285,000
8700-1005	For the purposes of a federally funded grant entitled, Army National Guard Communications and Information Management Cooperative Agreement	$555,724
8700-1007	For the purposes of a federally funded grant entitled, Army National Guard Sustainable Ranges Cooperative Agreement	$497,000
8700-1010	For the purposes of a federally funded grant entitled, Army National Guard Antiterrorism Cooperative Agreement	$100,000
8700-1021	For the purposes of a federally funded grant entitled, Air National Guard Facilities Operations and Maintenance Cooperative Agreement	$7,617,401
8700-1022	For the purposes of a federally funded grant entitled, Air National Guard Environment Cooperative Agreement	$61,821
8700-1023	For the purposes of a federally funded grant entitled, Air National Guard Security Cooperative Agreement	$1,731,000
8700-1024	For the purposes of a federally funded grant entitled, Air National Guard Fire Protection Cooperative Agreement	$2,427,146
8700-1040	For the purposes of a federally funded grant entitled, Air National Guard Distributed Learning Program Cooperative Agreement	$331,780
8700-2001	For the purposes of a federally funded grant entitled, Natick National Guard Readiness Center	$9,568,212

8700-3076 For the purposes of a federally funded grant entitled, Air National Guard Services Program - Food & Lodging $150,000

Massachusetts Emergency Management Agency.

8800-0011 For the purposes of a federally funded grant entitled, Severe Repetitive Loss Grant $75,718

8800-0012 For the purposes of a federally funded grant entitled, Pre-Disaster Mitigation Competitive Grant $349,179

8800-0042 For the purposes of a federally funded grant entitled, Hazardous Materials Transportation Act $281,339

8800-0048 For the purposes of a federally funded grant entitled, Flood Mitigation Assistance Program $665,851

8800-0064 For the purposes of a federally funded grant entitled, Hazard Mitigation 1364 ..... $1,745,672

8800-0087 For the purposes of a federally funded grant entitled, Pre-Disaster Mitigation Competitive Grant $3,017,525

8800-1642 For the purposes of a federally funded grant entitled, May 2006 Floods FEMA $777,548

8800-1701 For the purposes of a federally funded grant entitled, April 2007 Storm FEMA $936,696

8800-1813 For the purposes of a federally funded grant entitled, December 2008 Ice Storm FEMA $2,907,943

8800-1895 For the purposes of a federally funded grant entitled, March 2010 Floods FEMA $8,523,050

8800-1959 For the purposes of a federally funded grant entitled, January 2011 Snowstorm $7,926,344

8800-1994 For the purposes of a federally funded grant entitled, June 2011 Tornadoes Grant $5,248,766

8800-1996 For the purposes of a federally funded grant entitled, DR-1994 Disaster Case Management $283,379

8800-3330 For the purposes of a federally funded grant entitled, Hurricane Irene Grant $67,449

8800-4028 For the purposes of a federally funded grant entitled, Tropical Storm Irene Grant $14,713,911

8800-4051 For the purposes of a federally funded grant entitled, October 2011 Snow Storm $50,423,708

Department of Correction.

8903-9003 For the purposes of a federally funded grant entitled, Second Chance Act Family Based Substance Abuse Treatment Grant $71,139

EXECUTIVE OFFICE OF ELDER AFFAIRS.

Office of the Secretary.

9110-1074	For the purposes of a federally funded grant entitled, Older Americans Assistance - Title III and Title VII	$7,509,748
9110-1077	For the purposes of a federally funded grant entitled, National Family Caregiver Support Program	$4,983,746
9110-1095	For the purposes of a federally funded grant entitled, Health Information Counseling and Assistance	$802,000
9110-1173	For the purposes of a federally funded grant entitled, Older Americans Act - Title III Nutritional Program	$12,366,039
9110-1174	For the purposes of a federally funded grant entitled, Nutrition Services Incentive Program	$5,525,088
9110-1178	For the purposes of a federally funded grant entitled, Community Service Employment Program	$1,831,035
9110-1183	For the purposes of a federally funded grant entitled, Massachusetts Options Counseling Standards Initiative	$450,000
9110-1184	For the purposes of a federally funded grant entitled, Standards Care for People with Alzheimer's in Home Care Program	$350,000
9110-3031	For the purposes of a federally funded grant entitled, ADRC Strategic Planning	$267,058
9110-3037	For the purposes of a federally funded grant entitled, Massachusetts Community Living Program	$250,000
9110-3100	For the purposes of a federally funded grant entitled, Nursing Home Diversion Modernization	$361,093

SECTION 2E.

SECTION 2E. The sums set forth in this section are hereby appropriated for transfer from the General Fund to the trust funds named within each item unless specifically designated otherwise in this section, for the 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, 2013. Items in this section shall not be subject to allotment under section 9B of chapter 29 of the General Laws or reduction under section 9C of said chapter 29, without express authorization from the general court. Notwithstanding section 19A of said chapter 29, any transfer under this section shall be made by the comptroller in accordance with a transfer schedule to be developed for each item by the comptroller, after consulting with the appropriate agency secretary, the secretary of administration and finance and the state treasurer. The schedule for each appropriation shall provide for transfers in increments considered appropriate to meet the cash flow needs of each fund and all transfers under the schedule shall be completed not later than June 30, 2013. Not later than 7 days after the schedules receive final approval by the comptroller, they shall be reported to the house and senate committees on ways and means.

EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE.

1599-6152 For an operating transfer to the State Retiree Benefits Trust Fund, established pursuant to section 24 of chapter 32A of the General Laws $415,042,237

EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES.

Office of the Secretary of Health and Human Services.

1595-1067 For an operating transfer to the Delivery System Transformation Initiatives Trust Fund established in section 35UU of chapter 10 of the General Laws; provided, that these funds shall be expended pursuant to the Delivery System Transformation Initiative Master Plan and hospital-specific plans approved in the MassHealth section 1115 demonstration for fiscal year 2013; provided further, that all payments from the Delivery System Transformation Initiatives Trust Fund shall be subject to the availability of federal financial participation, shall be made only in accordance with federally approved payment methods, shall be consistent with federal funding requirements and all federal payment limits as determined by the secretary of health and human services and shall be subject to the terms and conditions of an agreement with the executive office of health and human services; and provided further, that the secretary of health and human services shall make payments of up to $44,853,333 from the Delivery System Transformation Initiatives Trust Fund to the Cambridge Public Health Commission for fiscal year 2013 only after the Cambridge Public Health Commission transfers up to $22,426,667 of its funds to the Delivery System Transformation Initiatives Trust Fund using a federally permissible source of funds which shall fully satisfy the non-federal share of such payment $186,907,667

1595-1068 For an operating transfer to the MassHealth provider payment account in the Medical Assistance Trust Fund established in section 2QQQ of chapter 29 of the General Laws; provided, that these funds shall be expended only for services provided during state or federal fiscal year 2013, and no amounts previously or subsequently transferred into the Medical Assistance Trust Fund shall be expended on payments described in the section 1115 demonstration waiver for services provided during state fiscal year 2013, or payments described in the state plan for services provided during federal fiscal year 2013; provided further, that all payments from the Medical Assistance Trust Fund shall be subject to the availability of federal financial participation, shall be made only in accordance with federally-approved payment methods, shall be consistent with federal funding requirements and all federal payment limits as determined by the secretary of health and human services and shall be subject to the terms and conditions of an agreement with the executive office of health and human services; provided further, that the secretary of health and human services shall notify, in writing, the house and senate committees on ways and means and the joint committee on health care financing of any increases in payments within 15 days; and provided further, that the secretary of health and human services shall make a payment of up to $308,050,000 from the Medical Assistance Trust Fund to the Cambridge Public Health Commission for dates of service in state and federal fiscal year 2013 only after the Cambridge Public Health Commission transfers up to $154,025,000 of its funds to the Medical Assistance Trust Fund using a

federally-permissible source of funds which shall fully satisfy the nonfederal share of such payment..... $394,025,000

1595-5819 For an operating transfer to the Commonwealth Care Trust Fund, established under section 2OOO of chapter 29 of the General Laws; provided, that up to $30,000,000 shall be transferred from the Commonwealth Care Trust Fund to the Health Safety Net Trust Fund, established under section 36 of chapter 118G of the General Laws; provided further, that the hospital fiscal year 2013 payment amount to each hospital shall be funded by the Health Safety Net Trust Fund; provided further, that payments may be made either as safety net care payments under the commonwealth's section 1115 waiver, or as an adjustment to Title XIX service rate payments, or a combination thereof; provided further, that the executive office of health and human services and the health safety net office may use other federally permissible funding mechanisms available for public service hospitals, as defined in 114.1 CMR 36.02, to reimburse up to $70,000,000 of uncompensated care at the hospitals using sources distinct from the funding made available to the Health Safety Net Trust Fund; provided further, that the secretary of administration and finance, in consultation with the secretary of health and human services and the executive director of the commonwealth health insurance connector authority, shall on a quarterly basis evaluate the revenue needs of the health safety net program funded by the Health Safety Net Trust Fund and the Commonwealth Care subsidized health insurance program funded by the Commonwealth Care Trust Fund, and if necessary, transfer monies between these funds for the purpose of ensuring that sufficient revenues are available to support projected program expenditures; provided further, that the secretary of administration and finance shall report any transfers made between the Health Safety Net Trust Fund and the Commonwealth Care Trust Fund to the house and senate committees on ways and means and the joint committee on healthcare financing within 30 days of the proposed transfer; and provided further, that notwithstanding said section 7A of said chapter 176Q, for fiscal year 2013, the connector shall provide an annual health insurance wellness subsidy not to exceed 15 per cent of eligible employer health care costs as determined by the commonwealth health insurance connector authority..... $741,278,955

TRANSPORTATION.

Department of Transportation.

1595-6368 For an operating transfer to the Massachusetts Transportation Trust Fund, established under section 4 of chapter 6C of the General Laws; provided, that not more than $200,000 shall be expended for traffic mitigation initiatives along Rt. 28 in the town of Randolph..... $165,191,136

Commonwealth Transportation Fund.....100%

1595-6369 For an operating transfer to the Massachusetts Bay Transportation Authority pursuant to clause (1) of subsection (d) of section 2ZZZ of chapter 29 of the General Laws..... $160,000,000

Commonwealth Transportation Fund.....100%

1595-6370 For an operating transfer to the regional transit authorities organized under chapter 161B of the General Laws or predecessor statutes pursuant to clause (2) of subsection (d) of section 2ZZZ of chapter 29 of the General Laws $15,000,000

Commonwealth Transportation Fund.....100%

1595-6379 For the operation of the motor vehicle insurance merit rating board, including the rent, related parking and utility expenses of the board; provided, that the amount appropriated in this item, and the associated fringe benefits, shall be borne by insurance companies doing motor vehicle insurance business within the commonwealth, under section 57A of chapter 6C of the General Laws; and provided further, that notwithstanding any general or special law to the contrary, no safe driver insurance plan shall require the payment of an unsafe driver point surcharge for the first offense for non-criminal motor vehicle traffic violations as described in chapter 90C of the General Laws $8,699,046

Commonwealth Transportation Fund.....100%

EXECUTIVE OFFICE OF EDUCATION.

Department of Higher Education.

7066-0035 For the support of science, technology, engineering, and mathematics (STEM) initiatives through the STEM pipeline fund established in the 2006 Economic Stimulus Act $1,500,000

SECTION 3 LOCAL AID DISTRIBUTIONS.

SECTION 3. Notwithstanding any general or special law to the contrary, for the fiscal year ending June 30, 2013 the distribution to cities and towns of the balance of the State Lottery Fund, as paid from the General Fund in accordance with clause (c) of the second paragraph of section 35 of chapter 10 of the General Laws, and additional funds from the General Fund shall be $898,980,293 and shall be apportioned to the cities and towns in accordance with this section.

Notwithstanding section 2 of chapter 70 of the General Laws or any other general or special law to the contrary, except for section 12B of chapter 76 and section 89 of chapter 71 of the General Laws, for fiscal year 2013 the total amounts to be distributed and paid to each city and town from item 7061-0008 of section 2 shall be as set forth in the following lists. The specified amounts to be distributed from said item 7061-0008 of said section 2 shall be in full satisfaction of the amounts due under chapter 70 of the General Laws.

For fiscal year 2013, the foundation budget categories for each district shall be calculated in the same manner as in fiscal year 2012. The target local share shall be calculated using the same methodology used in fiscal year 2012. Preliminary local contribution shall be the municipality's fiscal year 2012 minimum required local contribution, increased or decreased by the municipal revenue growth factor; provided, that if a municipality's preliminary contribution as a percentage of its foundation budget is more than 5 percentage points lower than the target local share, the preliminary contribution shall be recalculated using the municipality's revenue growth factor plus 1 percentage point; and if a municipality's preliminary contribution as a percentage of its foundation budget is more than 10 percentage points lower than the target local share, the preliminary contribution shall be recalculated using the municipality's revenue growth factor plus 2 percentage points. Minimum required local contribution for fiscal year 2013 shall be, for any municipality with a fiscal year 2013 preliminary contribution greater than its fiscal year 2013 target contribution, the preliminary local contribution reduced by 15 per cent of the gap between the preliminary local contribution and the target local contribution; provided, that no minimum required local contribution shall be greater than the district's foundation budget amount. Required local contribution shall be allocated among the districts to which a municipality belongs in direct proportion to the foundation budgets for the municipality's pupils at each of those districts. No non-operating district shall receive chapter 70 aid in an amount greater than the district's foundation budget.

If there is a conflict between the language of this section and the distribution listed below, the distribution below shall control.

The department of elementary and secondary education shall not consider health care costs for retired teachers to be part of net school spending for any district in which such costs were not considered part of net school spending in fiscal year 1994.

No payments to cities, towns or counties maintaining an agricultural school pursuant to this section shall be made after November 30 of the fiscal year until the commissioner of revenue certifies acceptance of the prior fiscal year's annual financial reports submitted pursuant to section 43 of chapter 44 of the General Laws. Advance payments shall be made for some or all of periodic local reimbursement or assistance programs to any city, town, regional school district or independent agricultural and technical school that demonstrates an emergency cash shortfall, as certified by the commissioner of revenue and approved by the secretary of the executive office for administration and finance, pursuant to guidelines established by the secretary.

Municipality	Chapter 70	Unrestricted General Government Aid
ABINGTON	$7,324,394	$1,663,872

Municipality	Chapter 70	Unrestricted General Government Aid
ACTON	$5,390,352	$1,183,155
ACUSHNET	$6,088,327	$1,282,445
ADAMS	$9,088	$1,980,179
AGAWAM	$18,266,028	$3,116,003
ALFORD	$0	$11,869
AMESBURY	$8,517,266	$1,645,476
AMHERST	$5,864,398	$7,120,842
ANDOVER	$7,341,539	$1,511,358
AQUINNAH	$0	$1,976
ARLINGTON	$8,102,943	$6,416,909
ASHBURNHAM	$0	$672,501
ASHBY	$0	$370,356
ASHFIELD	$94,173	$157,026
ASHLAND	$5,277,602	$1,143,808
ATHOL	$0	$2,239,276
ATTLEBORO	$32,496,935	$4,825,303
AUBURN	$7,560,690	$1,448,540
AVON	$838,867	$586,234
AYER	$333,567	$640,306
BARNSTABLE	$7,401,888	$1,779,132
BARRE	$14,988	$760,702
BECKET	$77,203	$76,812
BEDFORD	$3,347,656	$970,936
BELCHERTOWN	$13,355,141	$1,439,150
BELLINGHAM	$8,123,660	$1,435,208
BELMONT	$5,724,243	$1,909,790
BERKLEY	$3,837,513	$514,636
BERLIN	$507,703	$170,528
BERNARDSTON	$11,348	$246,005
BEVERLY	$6,901,866	$4,939,380
BILLERICA	$17,754,459	$4,925,266
BLACKSTONE	$84,531	$1,157,715
BLANDFORD	$43,006	$107,398
BOLTON	$0	$166,996
BOSTON	$207,858,773	$160,247,301
BOURNE	$4,771,738	$1,239,900
BOXBOROUGH	$1,310,578	$213,357
BOXFORD	$1,563,632	$411,171
BOYLSTON	$445,263	$289,720
BRAINTREE	$13,309,509	$4,840,026
BREWSTER	$906,844	$333,966

Municipality	Chapter 70	Unrestricted General Government Aid
BRIDGEWATER	$36,227	$3,080,637
BRIMFIELD	$1,187,183	$329,768
BROCKTON	$148,088,586	$17,709,906
BROOKFIELD	$1,340,063	$417,618
BROOKLINE	$8,949,381	$5,370,029
BUCKLAND	$0	$258,986
BURLINGTON	$5,270,026	$2,215,064
CAMBRIDGE	$8,892,163	$18,170,690
CANTON	$4,405,715	$1,813,812
CARLISLE	$815,308	$185,546
CARVER	$9,644,539	$1,235,613
CHARLEMONT	$61,450	$147,847
CHARLTON	$21,633	$1,225,401
CHATHAM	$0	$127,294
CHELMSFORD	$10,089,893	$4,292,998
CHELSEA	$56,040,644	$6,946,677
CHESHIRE	$318,591	$519,594
CHESTER	$126,151	$152,278
CHESTERFIELD	$133,114	$116,778
CHICOPEE	$56,021,156	$9,739,822
CHILMARK	$0	$3,172
CLARKSBURG	$1,758,875	$307,692
CLINTON	$10,819,596	$1,991,079
COHASSET	$1,720,297	$435,162
COLRAIN	$0	$244,112
CONCORD	$2,075,197	$981,239
CONWAY	$598,954	$151,164
CUMMINGTON	$74,124	$70,560
DALTON	$272,926	$962,329
DANVERS	$5,330,701	$2,409,018
DARTMOUTH	$9,138,016	$2,132,179
DEDHAM	$3,761,545	$2,765,940
DEERFIELD	$1,041,993	$406,247
DENNIS	$0	$460,638
DEVENS	$308,588	$0
DIGHTON	$0	$654,018
DOUGLAS	$8,454,415	$617,250
DOVER	$622,456	$162,705
DRACUT	$18,101,419	$2,963,502
DUDLEY	$0	$1,511,226
DUNSTABLE	$4,432	$208,034

Municipality	Chapter 70	Unrestricted General Government Aid
DUXBURY	$4,513,570	$749,739
EAST BRIDGEWATER	$10,196,212	$1,266,059
EAST BROOKFIELD	$140,428	$245,303
EASTHAM	$324,556	$126,013
EASTHAMPTON	$7,641,192	$2,377,410
EAST LONGMEADOW	$9,492,090	$1,224,304
EASTON	$9,343,416	$1,852,233
EDGARTOWN	$438,768	$56,341
EGREMONT	$0	$53,367
ERVING	$418,765	$56,849
ESSEX	$0	$207,087
EVERETT	$49,289,407	$5,843,460
FAIRHAVEN	$7,292,285	$1,907,302
FALL RIVER	$96,330,544	$20,156,220
FALMOUTH	$4,988,896	$1,172,624
FITCHBURG	$43,692,664	$7,218,116
FLORIDA	$532,667	$42,100
FOXBOROUGH	$8,460,190	$1,259,852
FRAMINGHAM	$26,514,415	$8,415,039
FRANKLIN	$27,111,396	$2,089,973
FREETOWN	$378,087	$803,160
GARDNER	$18,422,676	$3,584,191
GEORGETOWN	$5,174,399	$605,914
GILL	$0	$205,734
GLOUCESTER	$5,893,705	$3,378,096
GOSHEN	$96,631	$67,666
GOSNOLD	$16,574	$1,774
GRAFTON	$8,995,766	$1,322,498
GRANBY	$4,493,290	$746,820
GRANVILLE	$0	$135,608
GREAT BARRINGTON	$0	$641,908
GREENFIELD	$10,358,631	$2,685,303
GROTON	$3,241	$655,194
GROVELAND	$0	$615,686
HADLEY	$759,367	$383,877
HALIFAX	$2,669,842	$767,798
HAMILTON	$0	$568,272
HAMPDEN	$0	$581,924
HANCOCK	$194,340	$47,754
HANOVER	$6,415,035	$1,791,747
HANSON	$40,015	$1,083,133

Municipality	Chapter 70	Unrestricted General Government Aid
HARDWICK	$0	$393,766
HARVARD	$1,763,706	$1,252,599
HARWICH	$0	$364,333
HATFIELD	$767,671	$263,917
HAVERHILL	$40,432,684	$8,312,994
HAWLEY	$35,202	$36,605
HEATH	$0	$70,768
HINGHAM	$6,234,052	$1,334,874
HINSDALE	$105,163	$188,327
HOLBROOK	$4,644,027	$1,248,008
HOLDEN	$0	$1,617,133
HOLLAND	$897,623	$170,719
HOLLISTON	$6,780,157	$1,309,824
HOLYOKE	$69,455,778	$8,590,161
HOPEDALE	$5,859,695	$551,538
HOPKINTON	$5,606,235	$664,434
HUBBARDSTON	$0	$381,006
HUDSON	$9,998,378	$1,686,649
HULL	$3,654,871	$1,792,503
HUNTINGTON	$257,686	$291,504
IPSWICH	$2,637,260	$1,357,726
KINGSTON	$4,093,424	$811,851
LAKEVILLE	$71,452	$692,065
LANCASTER	$0	$808,506
LANESBOROUGH	$809,348	$291,766
LAWRENCE	$152,157,597	$16,607,385
LEE	$1,947,049	$526,757
LEICESTER	$9,450,987	$1,468,595
LENOX	$1,156,055	$450,838
LEOMINSTER	$42,835,377	$4,840,828
LEVERETT	$271,766	$150,975
LEXINGTON	$7,304,077	$1,296,276
LEYDEN	$0	$69,641
LINCOLN	$743,071	$575,819
LITTLETON	$3,566,666	$601,236
LONGMEADOW	$4,224,986	$1,181,711
LOWELL	$126,478,353	$21,304,471
LUDLOW	$13,211,578	$2,583,866
LUNENBURG	$5,109,259	$894,449
LYNN	$126,107,787	$18,937,447
LYNNFIELD	$3,887,326	$879,672

Municipality	Chapter 70	Unrestricted General Government Aid
MALDEN	$46,627,685	$10,611,641
MANCHESTER	$0	$188,099
MANSFIELD	$18,060,214	$1,886,682
MARBLEHEAD	$4,677,641	$963,171
MARION	$449,149	$190,849
MARLBOROUGH	$16,908,336	$4,604,312
MARSHFIELD	$13,747,293	$1,832,321
MASHPEE	$4,271,711	$311,192
MATTAPOISETT	$546,236	$342,810
MAYNARD	$3,890,960	$1,328,816
MEDFIELD	$5,730,534	$1,226,088
MEDFORD	$11,047,553	$10,259,690
MEDWAY	$9,997,944	$1,031,914
MELROSE	$7,672,924	$4,337,759
MENDON	$0	$345,651
MERRIMAC	$0	$711,660
METHUEN	$39,110,902	$4,598,863
MIDDLEBOROUGH	$17,259,295	$2,085,358
MIDDLEFIELD	$18,170	$44,965
MIDDLETON	$1,513,276	$462,794
MILFORD	$18,310,932	$2,583,471
MILLBURY	$6,638,870	$1,497,772
MILLIS	$4,450,915	$885,551
MILLVILLE	$50,789	$344,528
MILTON	$5,670,935	$2,717,762
MONROE	$75,976	$15,552
MONSON	$7,312,050	$1,104,115
MONTAGUE	$0	$1,212,188
MONTEREY	$0	$39,107
MONTGOMERY	$21,122	$73,404
MOUNT WASHINGTON	$33,336	$25,355
NAHANT	$454,021	$319,586
NANTUCKET	$1,387,053	$67,017
NATICK	$7,509,142	$3,223,110
NEEDHAM	$7,633,990	$1,476,550
NEW ASHFORD	$181,197	$17,180
NEW BEDFORD	$113,644,428	$19,457,251
NEW BRAINTREE	$0	$111,657
NEWBURY	$0	$438,043
NEWBURYPORT	$3,236,321	$2,157,204
NEW MARLBOROUGH	$0	$49,535

Municipality	Chapter 70	Unrestricted General Government Aid
NEW SALEM	$0	$87,758
NEWTON	$16,169,966	$4,970,628
NORFOLK	$3,270,355	$811,132
NORTH ADAMS	$13,480,318	$3,752,495
NORTHAMPTON	$6,954,064	$3,717,624
NORTH ANDOVER	$6,702,729	$1,733,403
NORTH ATTLEBOROUGH	$19,712,661	$2,433,430
NORTHBOROUGH	$3,454,821	$943,470
NORTHBRIDGE	$15,086,281	$1,785,406
NORTH BROOKFIELD	$4,155,363	$673,975
NORTHFIELD	$0	$305,594
NORTH READING	$6,562,100	$1,501,819
NORTON	$12,260,025	$1,757,961
NORWELL	$3,099,120	$906,717
NORWOOD	$4,948,960	$3,934,274
OAK BLUFFS	$629,001	$61,514
OAKHAM	$0	$162,277
ORANGE	$5,142,779	$1,366,932
ORLEANS	$245,322	$145,288
OTIS	$0	$30,765
OXFORD	$10,160,549	$1,739,231
PALMER	$10,585,480	$1,696,284
PAXTON	$0	$457,701
PEABODY	$18,906,478	$6,105,613
PELHAM	$218,831	$134,637
PEMBROKE	$12,925,750	$1,421,815
PEPPERELL	$0	$1,262,405
PERU	$73,740	$96,598
PETERSHAM	$421,383	$96,968
PHILLIPSTON	$0	$156,021
PITTSFIELD	$37,931,623	$7,302,808
PLAINFIELD	$51,224	$42,434
PLAINVILLE	$2,767,509	$641,687
PLYMOUTH	$22,104,567	$3,314,295
PLYMPTON	$576,391	$200,664
PRINCETON	$0	$250,431
PROVINCETOWN	$262,841	$116,995
QUINCY	$22,975,272	$16,150,797
RANDOLPH	$13,644,640	$4,396,472
RAYNHAM	$4,742	$961,807
READING	$9,903,702	$2,742,082

Municipality	Chapter 70	Unrestricted General Government Aid
REHOBOTH	$0	$881,695
REVERE	$45,984,863	$8,700,801
RICHMOND	$336,919	$91,509
ROCHESTER	$1,725,847	$359,241
ROCKLAND	$10,238,253	$2,236,010
ROCKPORT	$1,304,118	$370,109
ROWE	$99,147	$3,332
ROWLEY	$0	$456,773
ROYALSTON	$0	$152,063
RUSSELL	$168,985	$208,900
RUTLAND	$0	$782,441
SALEM	$20,292,760	$5,834,758
SALISBURY	$0	$534,432
SANDISFIELD	$0	$29,310
SANDWICH	$6,508,793	$953,340
SAUGUS	$4,001,352	$3,103,116
SAVOY	$502,079	$98,003
SCITUATE	$4,957,576	$1,701,540
SEEKONK	$4,355,398	$1,040,834
SHARON	$6,695,952	$1,184,040
SHEFFIELD	$14,046	$206,062
SHELBURNE	$4,703	$221,196
SHERBORN	$515,408	$183,212
SHIRLEY	$0	$1,109,735
SHREWSBURY	$18,748,463	$2,356,176
SHUTESBURY	$577,605	$143,436
SOMERSET	$4,786,471	$1,297,302
SOMERVILLE	$19,316,848	$21,311,532
SOUTHAMPTON	$2,444,176	$538,950
SOUTHBOROUGH	$2,710,636	$369,948
SOUTHBRIDGE	$17,650,872	$2,975,671
SOUTH HADLEY	$7,627,179	$2,209,062
SOUTHWICK	$0	$1,066,935
SPENCER	$8,390	$1,913,110
SPRINGFIELD	$285,844,612	$32,020,398
STERLING	$0	$586,397
STOCKBRIDGE	$0	$84,313
STONEHAM	$3,425,648	$3,143,525
STOUGHTON	$13,691,717	$2,708,574
STOW	$0	$356,070
STURBRIDGE	$2,680,616	$655,305

Municipality	Chapter 70	Unrestricted General Government Aid
SUDBURY	$4,325,145	$1,184,015
SUNDERLAND	$833,063	$427,516
SUTTON	$5,163,355	$660,269
SWAMPSCOTT	$2,650,263	$1,094,842
SWANSEA	$5,451,967	$1,588,632
TAUNTON	$47,581,624	$7,114,121
TEMPLETON	$0	$1,179,482
TEWKSBURY	$12,472,939	$2,354,150
TISBURY	$395,514	$82,939
TOLLAND	$0	$15,633
TOPSFIELD	$1,048,739	$518,803
TOWNSEND	$0	$1,111,624
TRURO	$253,586	$25,446
TYNGSBOROUGH	$7,034,649	$817,416
TYRINGHAM	$36,961	$10,739
UPTON	$12,956	$450,325
UXBRIDGE	$9,025,989	$1,163,833
WAKEFIELD	$4,930,566	$2,849,501
WALES	$730,684	$199,783
WALPOLE	$7,262,015	$2,155,690
WALTHAM	$7,270,005	$8,122,362
WARE	$8,212,190	$1,460,280
WAREHAM	$12,342,874	$1,673,496
WARREN	$0	$765,257
WARWICK	$0	$107,572
WASHINGTON	$11,317	$79,890
WATERTOWN	$3,341,524	$5,641,884
WAYLAND	$3,250,268	$764,572
WEBSTER	$9,905,062	$2,094,234
WELLESLEY	$7,402,108	$1,095,717
WELLFLEET	$151,483	$49,439
WENDELL	$0	$147,409
WENHAM	$0	$362,308
WESTBOROUGH	$4,340,687	$980,165
WEST BOYLSTON	$2,841,510	$673,921
WEST BRIDGEWATER	$2,483,732	$553,110
WEST BROOKFIELD	$202,228	$411,975
WESTFIELD	$32,903,265	$5,324,736
WESTFORD	$16,064,000	$1,797,543
WESTHAMPTON	$447,620	$122,567
WESTMINSTER	$0	$553,703

Municipality	Chapter 70	Unrestricted General Government Aid
WEST NEWBURY	$0	$250,622
WESTON	$2,512,979	$316,391
WESTPORT	$4,221,997	$1,029,055
WEST SPRINGFIELD	$19,294,327	$3,031,424
WEST STOCKBRIDGE	$0	$82,240
WEST TISBURY	$0	$157,108
WESTWOOD	$4,190,166	$617,080
WEYMOUTH	$27,034,585	$7,375,304
WHATELY	$240,518	$113,512
WHITMAN	$118,716	$2,048,158
WILBRAHAM	$0	$1,237,908
WILLIAMSBURG	$422,939	$256,078
WILLIAMSTOWN	$909,926	$807,552
WILMINGTON	$10,332,147	$2,103,236
WINCHENDON	$11,177,595	$1,422,984
WINCHESTER	$7,166,699	$1,251,470
WINDSOR	$47,641	$87,837
WINTHROP	$5,274,707	$3,565,783
WOBURN	$6,445,712	$5,063,784
WORCESTER	$210,364,137	$35,150,026
WORTHINGTON	$49,320	$106,245
WRENTHAM	$3,581,123	$788,586
YARMOUTH	$4,614	$1,067,932
Total Municipal	**$3,504,091,130**	**$898,980,293**

Regional School District	Chapter70	Unrestricted General Government Aid
ACTON BOXBOROUGH	$7,087,333	$0
ADAMS CHESHIRE	$10,049,743	$0
AMHERST PELHAM	$9,233,467	$0
ASHBURNHAM WESTMINSTER	$10,026,904	$0
ASSABET VALLEY	$3,558,592	$0
ATHOL ROYALSTON	$17,043,590	$0
AYER SHIRLEY	$7,915,436	$0
BERKSHIRE HILLS	$2,700,038	$0
BERLIN BOYLSTON	$888,833	$0
BLACKSTONE MILLVILLE	$10,589,769	$0
BLACKSTONE VALLEY	$7,913,153	$0
BLUE HILLS	$3,853,159	$0
BRIDGEWATER RAYNHAM	$20,269,571	$0
BRISTOL COUNTY	$2,964,202	$0
BRISTOL PLYMOUTH	$10,258,676	$0
CAPE COD	$2,047,487	$0
CENTRAL BERKSHIRE	$8,410,334	$0
CHESTERFIELD GOSHEN	$723,330	$0
CONCORD CARLISLE	$1,836,274	$0
DENNIS YARMOUTH	$6,543,564	$0
DIGHTON REHOBOTH	$12,315,946	$0
DOVER SHERBORN	$1,408,555	$0
DUDLEY CHARLTON	$23,647,098	$0
ESSEX AGRICULTURAL	$4,022,176	$0
FARMINGTON RIVER	$394,745	$0
FRANKLIN COUNTY	$3,318,247	$0
FREETOWN LAKEVILLE	$10,478,748	$0
FRONTIER	$2,729,670	$0
GATEWAY	$5,598,773	$0
GILL MONTAGUE	$6,010,249	$0
GREATER FALL RIVER	$14,241,401	$0
GREATER LAWRENCE	$19,925,633	$0
GREATER LOWELL	$23,418,445	$0
GREATER NEW BEDFORD	$23,558,508	$0
GROTON DUNSTABLE	$10,384,573	$0
HAMILTON WENHAM	$3,325,691	$0
HAMPDEN WILBRAHAM	$11,241,439	$0
HAMPSHIRE	$3,114,108	$0

Regional School District	Chapter70	Unrestricted General Government Aid
HAWLEMONT	$607,377	$0
KING PHILIP	$7,113,575	$0
LINCOLN SUDBURY	$2,579,855	$0
MANCHESTER ESSEX	$2,642,035	$0
MARTHAS VINEYARD	$2,720,400	$0
MASCONOMET	$4,770,799	$0
MENDON UPTON	$11,954,456	$0
MINUTEMAN	$2,146,052	$0
MOHAWK TRAIL	$5,850,194	$0
MONOMOY	$2,460,460	$0
MONTACHUSETT	$13,727,468	$0
MOUNT GREYLOCK	$1,668,783	$0
NARRAGANSETT	$9,664,194	$0
NASHOBA	$6,258,085	$0
NASHOBA VALLEY	$3,249,731	$0
NAUSET	$3,256,279	$0
NEW SALEM WENDELL	$626,107	$0
NORFOLK COUNTY	$1,080,756	$0
NORTH MIDDLESEX	$19,659,168	$0
NORTH SHORE	$1,549,130	$0
NORTHAMPTON SMITH	$890,560	$0
NORTHBORO SOUTHBORO	$2,779,970	$0
NORTHEAST METROPOLITAN	$8,271,943	$0
NORTHERN BERKSHIRE	$4,211,358	$0
OLD COLONY	$3,179,079	$0
OLD ROCHESTER	$2,009,052	$0
PATHFINDER	$5,305,602	$0
PENTUCKET	$12,635,127	$0
PIONEER	$4,007,731	$0
QUABBIN	$16,170,613	$0
QUABOAG	$8,447,086	$0
RALPH C MAHAR	$5,286,040	$0
SHAWSHEEN VALLEY	$5,946,169	$0
SILVER LAKE	$7,132,935	$0
SOMERSET BERKLEY	$3,692,430	$0
SOUTH MIDDLESEX	$3,106,506	$0
SOUTH SHORE	$3,814,659	$0
SOUTHEASTERN	$12,882,834	$0
SOUTHERN BERKSHIRE	$1,830,896	$0
SOUTHERN WORCESTER	$9,454,522	$0
SOUTHWICK TOLLAND	$9,503,073	$0

Regional School District	Chapter70	Unrestricted General Government Aid
GRANVILLE		
SPENCER EAST BROOKFIELD	$13,315,389	$0
TANTASQUA	$7,547,159	$0
TRI COUNTY	$5,505,418	$0
TRITON	$8,226,571	$0
UPISLAND	$795,572	$0
UPPER CAPE COD	$2,874,735	$0
WACHUSETT	$23,845,475	$0
WHITMAN HANSON	$23,680,501	$0
WHITTIER	$7,539,478	$0
Total Regional	**$650,520,847**	**$0**
Total State	**$4,154,611,977**	**$898,980,293**

SECTION 4. Section 41 of chapter 3 of the General Laws, as appearing in the 2010 Official Edition, is hereby amended by striking out, in line 14, the words "state office buildings" and inserting in place thereof the following words:- the state house.

SECTION 5. Section 22 of chapter 7 of the General Laws, as so appearing, is hereby amended by striking out, in line 20, the figure "$5,000" and inserting in place thereof the following figure:- $10,000.

SECTION 6. Section 40C of said chapter 7, as so appearing, is hereby amended by striking out, in line 42, the words "and the bureau of state office buildings".

SECTION 7. Section 43H of said chapter 7, as so appearing, is hereby amended by striking out, in line 7, the words "state office buildings" and inserting in place thereof the following words:- the state house.

SECTION 8. Chapter 8 of the General Laws is hereby amended by striking out section 1, as so appearing, and inserting in place thereof the following section:-

Section 1. There shall be within the executive office for administration and finance a bureau of the state house, headed by a superintendent of the state house. The bureau of the state house shall be located in the state house. The superintendent shall be selected by the chairs of the committee on rules of the 2 branches from a list of 3 candidates submitted to the committee on rules of the 2 branches by the secretary of administration and finance. The superintendent shall be a person of ability and experience with a background in finance and operations and may have a background in engineering. The entire time of the superintendent shall be devoted to the duties of the office. The office shall not be classified under chapter 31.

SECTION 9. Section 4 of said chapter 8, as so appearing, is hereby amended by striking out, in lines 1 and 2, the words "state office buildings may, with the approval of the commissioner of administration," and inserting in place thereof the following words:- the state house may.

SECTION 10. Said chapter 8 is hereby further amended by striking out section 6, as so appearing, and inserting in place thereof the following section:-

Section 6. The superintendent of the state house shall direct the making of all repairs and improvements in the state house, on the grounds of the state house and of any such buildings; and all tenants located in the state house shall make requisition upon the superintendent for any such repairs or improvements.

SECTION 11. Said chapter 8 is hereby further amended by inserting after section 6 the following section:-

Section 6A. Notwithstanding any general or special law, rule or regulation to the contrary, the superintendent, or employees designated by the superintendent, shall have the authority to make any purchase or purchases in the amount of $1000 or less.

SECTION 12. Said chapter 8 is hereby further amended by striking out section 9, as amended by section 20 of chapter 68 of the acts of 2011, and inserting in place thereof the following section:-

Section 9. The superintendent shall have charge of the operation and maintenance of the state house, subject to rules as the committee on rules of the 2 branches, acting concurrently, may adopt, and all state parking areas related thereto. The superintendent shall see that the chambers and lobbies of the general court and of its committees are kept clean and in good order, shall superintend all ordinary repairs thereof, and shall have charge of the current expenses for the care and preservation of the state house and for the ordinary repairs of the furniture and fixtures therein. The superintendent shall have full control over all parking spaces located within the loading dock on Derne street. The superintendent shall take proper precautions against damage thereto, or to the furniture, fixtures or other public property therein; provided, however, that security in the state house shall be the responsibility of the commissioner of conservation and recreation in consultation and coordination with the speaker of the house of representatives and the president of the senate. The commissioner shall utilize the members of the urban park rangers program, established under section 34B of chapter 92, to maintain security; provided, however, that the commissioner shall carry out the responsibility subject to rules as the committee on rules of the 2 branches, acting concurrently, may adopt and shall not be subject to the authority of the superintendent. There shall be maintained an adequate passageway for foot passengers from north to south through the east wing or extension of the state house, to be kept open during the hours as the superintendent shall fix. The state house and all facilities used by the public, including hearing rooms, shall be accessible to, functional for and safe for use by physically handicapped persons; provided further that the state shall make available a certain number of designated handicapped parking spaces for the general public. The superintendent may adopt rules, regulations and orders necessary for the operation and maintenance of the state house.

SECTION 13. Said chapter 8 is hereby further amended by striking out section 9A, as appearing in the 2010 Official Edition, and inserting in place thereof the following section:-

Section 9A. The superintendent of the state house shall establish and charge a fee or service charge to nongovernmental individuals, entities and groups using the state house for meetings, receptions or exhibits, which may be reduced at the discretion of the superintendent. The superintendent or a designee shall establish such fee or charge based upon the actual cost of use, including personnel, requests for security, preparation, equipment replacement, cleanup, utilities used and compensation for wear on the building. The superintendent, or a designee may, in their discretion, require a nongovernment entity to enter into a written agreement indemnifying the commonwealth against any claims for casualty liability and may require the posting of an insurance bond. All monies received by the superintendent under this section shall be by check

made payable to the State House Special Event Fund and shall be deposited in that fund, established by section 35P of chapter 10; provided, however, that the superintendent may retain funds to be expended after consultation with the State Secretary and the committee on rules of the 2 branches, acting concurrently, for restoration, equipment repair and replacement and educational and cultural programs and tours at the state house.

SECTION 14. Section 35P of chapter 10 of the General Laws, as so appearing, is hereby amended by striking out, in line 3, the words “state office buildings” and inserting in place thereof the following words:- the state house.

SECTION 15. Said section 35P of said chapter 10, as so appearing, is hereby further amended by striking out the fifth sentence and inserting in place thereof the following sentence:- All monies received by the superintendent under this section shall be by check made payable to and deposited in said fund; provided, however, that the superintendent may retain funds to be expended after consultation with the State Secretary and the committee on rules of the 2 branches, acting concurrently, for restoration, equipment repair and replacement and educational and cultural programs and tours at the state house.

SECTION 16. Said chapter 10 is hereby amended by inserting after section 35SS, inserted by section 21 of chapter 68 of the acts of 2011, the following 2 sections:

Section 35TT. There shall be established and set up on the books of the commonwealth a separate fund to be known as the Money Follows the Person Rebalancing Demonstration Grant Trust Fund, which shall be administered by the secretary of health and human services. Amounts from the trust fund shall be used for expenses that primarily benefit individuals who have a disability or long-term illness or who are elders. The comptroller shall credit to the trust fund an amount equal to the amount of money follows the person-enhanced federal financial participation received by the commonwealth on money follows the person qualified, demonstration or supplemental services under the terms and conditions of the money follows the person rebalancing demonstration as determined by a federally approved list of home and community based long-term services and supports and federally approved allocation methodologies for home and community based long-term services and supports purchased through capitated arrangements. The funds shall be used to fund slots for money follows the person participants in the 2 new money follows the person home and community-based waiver programs established to support the commonwealth's rebalancing initiative. The secretary may authorize expenditures of amounts from the trust fund without further appropriation. The comptroller shall transfer to the trust fund no later than the tenth business day of each quarter, an amount equal to the amount of enhanced federal financial participation collected from the previous quarter. The secretary may certify for payment amounts in anticipation of federal revenues collected for the corresponding quarter during the previous fiscal year. For the purpose of accommodating timing discrepancies between the receipt of revenues and related expenditures, the secretary may incur expenses, after written approval from the secretary of administration and finance, and the comptroller shall certify for payment, amounts not to exceed the most recent revenue estimate as certified by the MassHealth director, as reported in the state accounting system

Section 35UU. There shall be established and set up on the books of the commonwealth a separate fund to be known as the Delivery System Transformation Initiatives Trust Fund, which shall be administered by the secretary of health and human services. Monies from the trust fund may be expended for delivery system transformation initiatives payments to qualifying providers under an approved federal waiver. Amounts credited to the trust fund shall not be subject to further appropriation.

SECTION 17. Chapter 12 of the General Laws is hereby amended by striking out section 5A, as appearing in the 2010 Official Edition, and inserting in place thereof the following section:-

Section 5A. As used in sections 5A to 5O, inclusive, the following words shall, unless the context clearly requires otherwise, have the following meanings:-

"Claim", any request or demand, whether pursuant to a contract or otherwise, for money or property, whether or not the commonwealth or political subdivision thereof has title to the money or property, that: (1) is presented to an officer, employee, agent or other representative of the commonwealth or political subdivision thereof; or (2) is made to a contractor, subcontractor, grantee or other person, if the money or property is to be spent or used on behalf of or to advance a program or interest, of the commonwealth or political subdivision thereof, and if the commonwealth or any political subdivision thereof: (i) provides or has provided any portion of the money or property which is requested or demanded; or (ii) will reimburse directly or indirectly such contractor, subcontractor, grantee or other person for any portion of the money or property which is requested or demanded. A claim shall not include requests or demands for money or property that the commonwealth or political subdivision thereof has paid to an individual as compensation for employment with the commonwealth or political subdivision thereof or as an income subsidy with no restrictions on that individual's use of the money or property.

"False claims law", sections 5A to 5O, inclusive.

"False claims action", an action filed by the office of the attorney general or a relator pursuant to sections 5A to 5O, inclusive.

"Knowing and knowingly", possessing actual knowledge of relevant information, acting with deliberate ignorance of the truth or falsity of the information or acting in reckless disregard of the truth or falsity of the information, and no proof of specific intent to defraud is required.

"Material", having a natural tendency to influence, or be capable of influencing, the payment or receipt of money or property.

"Obligation", an established duty, whether or not fixed, arising from an express or implied contractual, grantor-grantee or licensor-licensee relationship, from a fee-based or similar relationship, from statute or regulation or from the retention of any overpayment after the deadline for reporting and returning the overpayment under paragraph (10) of section 5B.

"Original source", an individual who either (1) prior to a public disclosure under paragraph (3) of

section 5G, has voluntarily disclosed to the commonwealth or any political subdivision thereof the information on which allegations or transactions in a claim are based or (2) who has knowledge that is independent of and materially adds to the publicly disclosed allegations or transactions, and who has voluntarily provided the information to the commonwealth or any political subdivision thereof before filing a false claims action.

"Overpayment", any funds that a person receives or retains, including funds received or retained under Title XVIII or XIX of the Social Security Act, to which the person, after applicable reconciliation, is not entitled.

"Person", any natural person, corporation, partnership, association, trust or other business or legal entity.

"Political subdivision", any city, town, county or other governmental entity authorized or created by state law, including public corporations and authorities.

"Relator", an individual who brings an action under paragraph (2) of section 5C.

SECTION 18. Said chapter 12 is hereby further amended by striking out section 5B, as so appearing, and inserting in place thereof the following section:-

Section 5B. (a) Any person who:

(1) knowingly presents, or causes to be presented, a false or fraudulent claim for payment or approval;

(2) knowingly makes, uses, or causes to be made or used, a false record or statement material to a false or fraudulent claim;

(3) conspires to commit a violation of paragraph (1), (2), (4), (5), (6), (7), (8), (9) or (10);

(4) knowingly presents, or causes to be presented, a claim that includes items or services resulting from a violation of section 1128B of the Social Security Act, 42 U.S.C. 1320a-7b, or section 41 of chapter 118E;

(5) has possession, custody or control of property or money used, or to be used, by the commonwealth or any political subdivision thereof and knowingly delivers, or causes to be delivered to the commonwealth, less than all of that property or money;

(6) is authorized to make or deliver a document certifying receipt of property used, or to be used, by the commonwealth or any political subdivision thereof and with the intent of defrauding the commonwealth or any political subdivision thereof, makes or delivers the receipt without completely knowing that the information on the receipt is true;

(7) knowingly buys, or receives as a pledge of an obligation or debt, public property from an officer or employee of the commonwealth or any political subdivision thereof, who lawfully may

not sell or pledge property;

(8) enters into an agreement, contract or understanding with 1 or more officials of the commonwealth or any political subdivision thereof knowing the information contained therein is false;

(9) knowingly makes, uses, or causes to be made or used, a false record or statement material to an obligation to pay or to transmit money or property to the commonwealth or political subdivision thereof, or knowingly conceals or knowingly and improperly avoids or decreases an obligation to pay or transmit money or property to the commonwealth or political subdivision thereof; or

(10) is a beneficiary of an inadvertent submission of a false claim to the commonwealth or political subdivision thereof, or is a beneficiary of an overpayment from the commonwealth or political subdivision thereof, and who subsequently discovers the falsity of the claim or the receipt of overpayment, and fails to disclose the false claim or receipt of overpayment to the commonwealth or political subdivision by the later of: (i) the date which is 60 days after the date on which the false claim or receipt of overpayment was identified; or (ii) the date any corresponding cost report is due, if applicable,

shall be liable to the commonwealth or political subdivision for a civil penalty of not less than $5,500 and not more than $11,000 per violation, as adjusted by the Federal Civil Penalties Inflation Adjustment Act of 1990, Pub. L. No. 101-410 section 5, 104 Stat. 891, note following 28 U.S.C. section 2461, plus 3 times the amount of damages, including consequential damages, that the commonwealth or political subdivision sustains because of the act of that person. A person violating sections 5B to 5O, inclusive, shall also be liable to the commonwealth or any political subdivision for the expenses of the civil action brought to recover any such penalty or damages, including, without limitation, reasonable attorney's fees, reasonable expert's fees and the costs of investigation, as set forth below. Costs recoverable under said sections 5B to 5O, inclusive, shall also include the costs of any review or investigation undertaken by the attorney general or by the state auditor or the inspector general in cooperation with the attorney general.

(b) Notwithstanding paragraphs (1) to (10), inclusive, of subsection (a), if the court finds that:

(1) the person committing the violation of said paragraphs (1) to (10) furnished an official of the office of the attorney general responsible for investigating false claims law violations with all the information known to such person about the violation within 30 days after the date on which the person first obtained the information;

(2) such person fully cooperated with any commonwealth investigation of such violation; and

(3) at the time such person furnished the commonwealth with the information about the violation, no civil action or administrative action had commenced under sections 5B to 5O, inclusive, or no criminal prosecution had commenced with respect to such violation, and such person did not have actual knowledge of the existence of an investigation into such violation,

the court may assess not less than 2 times the amount of damages, including consequential damages, that the commonwealth or any political subdivision thereof sustains because of the act of that person.

(c) A corporation, partnership or other person is liable to the commonwealth under sections 5B to 5O, inclusive, of this chapter for the acts of its agent where the agent acted with apparent authority, regardless of whether the agent acted, in whole or in part, to benefit the principal and regardless of whether the principal adopted or ratified the agent's claims, representation, statement or other action or conduct.

(d) Sections 5B to 5O, inclusive, shall not apply to claims, records or statements made or presented to establish, limit, reduce or evade liability for the payment of tax to the commonwealth or any other governmental authority.

(e) A person who has engaged in conduct described in paragraphs (1) to (10), inclusive, of subsection (a) prior to payment shall only be entitled to payment from the commonwealth of the actual amount due less the excess amount falsely or fraudulently claimed.

SECTION 19. Section 5C of said chapter 12 of the General Laws, as so appearing, is hereby amended by striking out paragraph (3) and inserting in place thereof the following paragraph:-

(3) When a relator brings an action pursuant to said sections 5B to 5O, inclusive, a copy of the complaint and written disclosure of substantially all material evidence and information the relator possesses shall be served on the attorney general pursuant to Rule 4(d)(3) of the Massachusetts Rules of Civil Procedure. The complaint shall be filed under seal and shall remain so for 120 days after service upon the attorney general. Notwithstanding any other general or special law or procedural rule to the contrary, service on the defendant shall not be required until the period provided in paragraph (5). The attorney general may, for good cause shown, ask the court for extensions during which the complaint shall remain under seal. Any such motions may be supported by affidavits or other submissions under seal. The attorney general may elect to intervene and proceed with the action on behalf of the commonwealth or political subdivision within the 120 day period or during any extension, after the attorney general receives both the complaint and the material evidence and information. Any information or documents furnished by the relator to the attorney general in connection with an action or investigation under said sections 5B to 5O, inclusive, shall be exempt from disclosure under section 10 of chapter 66.

SECTION 20. Said section 5C of said chapter 12, as so appearing, is hereby further amended by striking out, in line 38, the words “90 day”.

SECTION 21. Said section 5C of said chapter 12, as so appearing, is hereby further amended by adding the following subsection:-

(7) With respect to any federal, state, or local government that is named as a co-plaintiff with the commonwealth in an action brought pursuant to sections 5B to 5O, inclusive, a seal on the action ordered by the court under paragraph (3) of section 5C shall not preclude the commonwealth or the relator from serving the complaint, any other pleadings or the written disclosure of

substantially all material evidence and information possessed by the relator on the law enforcement authorities that are authorized under the law of that federal, state or local government to investigate and prosecute such actions on behalf of such governments, except that such seal applies to the law enforcement authorities so served to the same extent as the seal applies to other parties in the action.

SECTION 22. Section 5F of said chapter 12, as so appearing, is hereby amended by inserting after the word “expenses”, in lines 20 and 21 and in line 31, the following words:- , fees and costs.

SECTION 23. Paragraph (5) of said section 5F of said chapter 12 of the General Laws, as so appearing, is hereby amended by striking out the first sentence and inserting in place thereof the following sentence:- Whether or not the attorney general proceeds with the action, if the court finds that the action was brought by a relator who planned and initiated the violation of sections 5B to 5O, inclusive, upon which the action was brought, then the court may, to the extent the court considers appropriate, reduce or eliminate the share of the proceeds of the action which the relator would otherwise receive pursuant to paragraphs (1) to (4), inclusive, taking into account the role of the relator in advancing the case to litigation and any relevant circumstances pertaining to the violation.

SECTION 24. Said chapter 12 is hereby further amended by striking out section 5G, as so appearing, and inserting in place thereof the following section:-

Section 5G. (a) No court shall have jurisdiction over an action brought pursuant to section 5C against the governor, the lieutenant governor, the attorney general, the treasurer, the secretary of state, the auditor, a member of the general court, the inspector general or a member of the judiciary, if the action is based on evidence or information known to the commonwealth when the action was brought.

(b) An individual may not bring an action pursuant to paragraph (2) of said section 5C that is based upon allegations or transactions which are the subject of a civil suit or an administrative proceeding in which the commonwealth or any political subdivision thereof is already a party.

(c) The court shall dismiss an action pursuant to sections 5B to 5O, inclusive, unless opposed by the commonwealth or any political subdivision thereof, if substantially the same allegations or transactions as alleged in the action or claim were publicly disclosed: (1) in a Massachusetts criminal, civil or administrative hearing in which the commonwealth is a party; (2) in a Massachusetts legislative, administrative, auditor's or inspector general's report, hearing, audit or investigation; or (3) from the news media, unless the action is brought by the attorney general, or the relator is an original source of the information.

SECTION 25. Paragraph (1) of section 5I of said chapter 12 of the General Laws, as so appearing, is hereby amended by striking out the last sentence.

SECTION 26. Said chapter 12 is hereby further amended by striking out section 5J, as so appearing, and inserting in place thereof the following section:-

Section 5J. (1) No employer shall make, adopt or enforce any rule, regulation, or policy preventing an employee, contractor or agent from disclosing information to a government or law enforcement agency or from acting to further efforts to stop 1 or more violations of sections 5B to 5O, inclusive. No employer shall require as a condition of employment, during the term of employment or at the termination of employment, that any employee, contractor or agent agree to, accept or sign any agreement that limits or denies the rights of said employee, contractor or agent to bring an action or provide information to a government or law enforcement agency pursuant to said sections 5B to 5O, inclusive. Any such agreement shall be void.

(2) Any employee, contractor or agent shall be entitled to all relief necessary to make that employee, contractor or agent whole if that employee, contractor or agent is discharged, demoted, suspended, threatened, harassed or in any other manner discriminated against in the terms and conditions of employment because of lawful acts done by the employee, contractor, agent or a person associated with the employee, contractor or agent in furtherance of an action under sections 5B to 5O, inclusive, or other efforts to stop 1 or more violations of said sections 5B to 5O.

(3) Notwithstanding any general or special law to the contrary, relief under paragraph (2) shall include reinstatement with the same seniority status the employee, contractor or agent would have had but for the discrimination, 2 times the amount of back pay, interest on the back pay, and compensation for any special damages sustained as a result of the discrimination. In addition, the defendant shall be required to pay litigation costs and reasonable attorney's fees. An employee, contractor or agent may bring an action in the appropriate superior court, the superior court of the county of Suffolk or any other appropriate court for the relief provided in this section.

(4) A civil action under this section may not be brought more than 3 years after the date when the retaliation occurred.

SECTION 27. Section 5K of said chapter 12, as so appearing, is hereby amended by striking out paragraph (2) and inserting in place thereof the following 2 paragraphs:-

(2) If the attorney general elects to intervene and proceed with an action brought pursuant to sections 5B to 5O, inclusive, for a violation of section 5B, the attorney general may file a complaint or amend the complaint of a person who has brought an action pursuant to sections 5B to 5O, inclusive, to clarify or add detail to the claims in which the attorney general is intervening and to add any additional claims with respect to which the commonwealth or political subdivision thereof contends it is entitled to relief. For statute of limitations purposes, any such pleading shall relate back to the filing date of the complaint of the person who originally brought the action, to the extent that the claim of the attorney general arises out of the conduct, transactions or occurrences set forth, or attempted to be set forth, in the prior complaint of that person.

(3) Notwithstanding any other law or rule of procedure or evidence, a final judgment rendered in favor of the commonwealth in any criminal proceeding charging fraud or false statements, whether upon a verdict after trial or upon a plea of guilty or nolo contendere, shall estop the

defendant from denying the essential elements of the offense in any action which involves the same act, transaction or occurrence as in the criminal proceedings and which is brought under section 5B.

SECTION 28. Section 5N of said chapter 12, as so appearing, is hereby amended by striking out paragraphs (1) and (2) and inserting in place thereof the following paragraphs:-

(1) Notwithstanding any general or special law, procedural rule or regulation to the contrary, whenever the attorney general, or a designee, has reason to believe that any person may be in possession, custody or control of any documentary material or information relevant to a false claims law investigation, the attorney general, or a designee, may, before commencing a civil proceeding under paragraph (a) of section 5C or other false claims law, or making an election to intervene under paragraph (c) of section 5C, issue in writing and cause to be served upon such person, a civil investigative demand requiring such person (i) to produce such documentary material for inspection and copying; (ii) to answer written interrogatories, in writing and under oath; (iii) to give oral testimony under oath; or (iv) to furnish any combination of such material, answers or testimony. The attorney general may delegate to an assistant attorney general the authority to issue civil investigative demands under this section.

(2) Service of any such demand may be made by (i) delivering a copy thereof to the person to be served or to a partner or to any officer or agent authorized by appointment or by law to receive service of process on behalf of such person; (ii) delivering a copy thereof to the principal place of business or last and usual place of abode in the commonwealth of the person to be served; or (iii) mailing by registered or certified mail a copy thereof addressed to the person to be served at the person's last and usual place of abode, the principal place of business in the commonwealth or, if said person has no place of business in the commonwealth, to his principal office or place of business.

SECTION 29. Said section 5N of said chapter 12, as so appearing, is hereby further amended by striking out paragraph (8) and inserting in place thereof the following paragraph:-

(8) Any documentary material or other information produced by any person pursuant to sections 5B to 5O, inclusive, shall not, unless otherwise ordered by a justice of the superior court for good cause shown, be disclosed to any person other than the authorized agent or representative of the attorney general and any officer or employee of the commonwealth who is working under their direct supervision with respect to the false claims law investigation, unless with the consent of the person producing the same, except that any information obtained by the attorney general under this section may be shared with any *qui tam* relator if the attorney general determines it is necessary as part of any false claims act investigation. Such documentary material or information may be disclosed by the attorney general in court proceedings or in papers filed in court. Nothing in this section shall preclude the attorney general from disclosing information and evidence secured pursuant to sections 5B to 5O, inclusive, to officials of the United States, other states, the commonwealth, or any political subdivision thereof, charged with responsibility for enforcement of federal, state or local laws respecting fraud or false claims upon federal, state or local governments. Prior to any such disclosure the attorney general shall obtain a written agreement from such officials to abide by the restrictions of this section.

SECTION 30. Section 21 of chapter 15A of the General Laws, as so appearing, is hereby amended by striking out the first paragraph and inserting in place thereof the following paragraph:-

There shall be a board of trustees consisting of 11 members for each of the institutions named in section 5, other than the University of Massachusetts. Each board of trustees shall elect a chairman; provided, however, that in the case of community colleges, the governor shall appoint the chairman, who shall reside within the geographic region of the community college. Each community college board of trustees shall include a vocational-technical school district trustee, pursuant to section 4 of chapter 74, representing each vocational-technical school in the region, to serve as a non-voting member.

SECTION 31 Said section 21 of said chapter 15A, as so appearing, is hereby further amended by inserting after the word "institution", in line 57, the following words:- ; provided, however, the council shall appoint 1 voting member to assist the board of trustees in a search for the appointment of the chief executive officer.

SECTION 32 Said section 21 of said chapter 15A, as so appearing, is hereby further amended by inserting after the second paragraph the following paragraph:-

Each community college board of trustees shall designate a member to serve as a non-voting member of the district trustees for vocational-technical schools that share the same geographic region as the community college. The designated member shall serve as a liaison between the 2 boards for the purposes of sharing information and developing policies that promote greater interaction between the community college and the vocational-technical schools while maximizing the educational resources available to individuals seeking to learn a trade or develop targeted employment skills.

SECTION 33 Section 22 of said chapter 15A, as so appearing, is hereby amended by inserting after the word "authority", in lines 7 and 8, the following words:- ; provided further, that the local board of trustees of a community college shall annually submit a report detailing estimates of maintenance, capital outlay budgets and proposed property acquisitions for the institution under its authority to the house and senate committees on ways and means, secretary of administration and finance and the commissioner of capital asset management and maintenance on or before December 31.

SECTION 34 Clause (o) of said section 22 of said chapter 15A, as so appearing, is hereby amended by adding the following sentence:- Said assessment report shall include an analysis of the collaboration between the community college and vocational-technical schools and the training and job development programs implemented by the community college and vocational-technical schools.

SECTION 35. Chapter 18 of the General laws, as amended by chapter 84 of the acts of 2011, is hereby amended by striking out sections 5I through 5J, inclusive, and inserting in place thereof the following 2 sections:-

Section 5I. (a) As used in sections 5I through 5J, inclusive, the following terms shall, unless the context clearly requires otherwise, have the following meanings:-

"Access device", a card, code, or other means of access that can be used, alone or in conjunction with another access device, to obtain payments, allotments, benefits, money, goods or other things of value, or that can be used to initiate a transfer of funds under the federal Food Stamp Act, 7 U.S.C. § 2011 et seq., or regulations issued pursuant to the federal Food Stamp Act.

"Cosmetics", includes (1) articles intended to be rubbed, poured, sprinkled, or sprayed on, introduced into, or otherwise applied to the human body or any part thereof for cleansing, beautifying, promoting attractiveness, or altering the appearance, and (2) articles intended for use as a component of any such articles; provided, however, that cosmetics shall not include soap, shampoo, deodorant, toothpaste, or other personal hygiene products.

"Automatic teller machine", a machine allowing for cash withdrawals of direct cash assistance.

"Department", the department of transitional assistance.

"Direct cash assistance", any manner of cash assistance provided by the department of transitional assistance, including, but not limited to, temporary aid to families with dependent children, wherein the assistance is provided directly to the recipient, rather than a vendor.

"Drinking establishment", a business licensed to sell alcoholic beverages pursuant to chapter 138 that derives more than 50 per cent profit from the sale of alcoholic beverages.

"Electronic benefit transfer card", a card that provides benefits through an electronic benefit transfer.

Electronic benefit transfer", a system for the food stamp program as an alternative to issuing food stamp coupons. An electronic benefit transfer system is a computer based system in which the benefit authorization is received through a point of sale terminal. Eligible households utilize plastic cards in lieu of food stamp coupons to purchase food items at authorized food retailers. This type of benefit may also be used to issue other types of public welfare benefits.

"Eligible recipient", a person who meets the nonfinancial, financial and categorical requirements that the department of transitional assistance utilizes to determine, upon application or review, whether a person is entitled to direct cash assistance, barring any evidence of an outstanding default or arrest warrant issued by any court of the commonwealth.

"Immediate family", the recipient and his spouse, and their parents, children, brothers and sisters.

“Liquor Store”, an establishment licensed to sell alcoholic beverages not to be drunk on the premises pursuant to section 15 of chapter 138 excluding any food store as defined pursuant to section 184B of chapter 94.

“Performance”, any commercially offered play, dance, concert, exhibit, including movies or simulcasts, any such entertainment at an establishment which displays live nudity for patrons as defined pursuant to section 9A of chapter 40A, or any such entertainment performed before 1or more persons, excluding performances offered by, at or through any preschool, school, college, university, public library, church or nonprofit organization.

“Performance venue”, any place at which a performance is conducted, including, but not limited to, a sports arena, stadium, ball park, race track, , or establishment which display live nudity for patrons, as defined pursuant to section 9A of chapter 40A.

“Person”, a natural person, corporation, association, partnership or other legal entity.

“Travel services”, furnishing or facilitating interstate travel for vacation or foreign travel, except in the case of the death of a family member or family emergency.

(b) (1) No person shall knowingly use or accept direct cash assistance funds held on electronic benefit transfer cards or access devices for the purchase or sale of the following services or products: (1) alcoholic beverages as defined in section 1 of chapter 138; (2) lottery tickets; (3) tobacco products as defined in section 1 of chapter 64C; (4) any visual material or performance intended to create or simulate sexual conduct or sexual excitement as those terms are defined pursuant to section 31 of chapter 272; (5) firearms or ammunition as defined in section 121 of chapter 140; (6) admission to any performances; (7) cosmetics; (8) professional services, excluding medical care, provided by any member of the bar or any person licensed pursuant to chapter 112 professional services provided by any member of the bar or any person licensed pursuant to chapter 112, but excluding health care services and services provided for haircutting or funeral or final disposition; (9) travel services; (10) services, excluding childcare services, programs at a community center or similar nonprofit facility or memberships, provided by health clubs as defined pursuant to section 78 of chapter 93; (11) tattoos for the marking of the human body or other body art or piercings; (12) jewelry; (13) for the rental of goods or real property, except for rent paid for a primary residence; (14) for the payment to the commonwealth or any political subdivision thereof of any, fee, fine or penalty, including restitution or bail or bail bonds ordered by a court; or (15) gambling as defined pursuant to section 2 of chapter 23K.

(2) No person shall knowing use an access device or automatic teller machine to access direct cash assistance funds held on electronic benefit transfer cards at: (1) liquor stores; (2) gaming establishments licensed pursuant to chapter 23K; (3) performance venues; (4) adult bookstores or adult paraphernalia stores, as defined pursuant to section 9A of chapter 40A; (5) firearms dealers licensed pursuant to section 122 of chapter 140 and ammunitions dealers licensed pursuant to section 122B of chapter 140; (6) tattoo parlors; (7) manicure shops or aesthetic shops registered pursuant to chapter 112; (8) (9) rent-to-own furniture, electronics, or appliance stores; (10) jewelry stores; (11) drinking establishments; (12) on cruise ships.

(3) No person shall permit the use of an access device or automatic teller machine to access direct cash assistance funds held on electronic benefit transfer cards at: (1) liquor stores; (2) gaming establishments licensed pursuant to chapter 23K; (3) performance venues; (4) adult bookstores or adult paraphernalia stores, as defined pursuant to section 9A of chapter 40A; (5) firearms dealers licensed pursuant to section 122 of chapter 140 and ammunitions dealers licensed pursuant to section 122B of chapter 140; (6) tattoo parlors; (7) manicure shops or aesthetic shops registered pursuant to chapter 112; (9) rent-to-own furniture, electronics, or appliance stores; (10) jewelry stores; and (11) drinking establishments; or (12) cruise ships.

(c) The following types of businesses shall not house access devices or automatic teller machines that accept electronic benefit transfer cards: (1) liquor stores; (2) gaming establishments licensed pursuant to chapter 23K; (3) performance venues; (4) adult bookstores or adult paraphernalia stores, as defined pursuant to section 9A of chapter 40A; (5) firearms dealers licensed pursuant to section 122 of chapter 140 and ammunitions dealers licensed pursuant to section 122B of chapter 140; (6) tattoo parlors; (7) manicure shops or aesthetic shops registered pursuant to chapter 112; (8) rent-to-own furniture, electronics, or appliance stores; (10) jewelry stores; and (11) drinking establishments; (12) cruise ships.

(d) Any business that offers for sale the services or products defined by subsection (b), excluding businesses defined by subsection (e), shall display in an area conspicuous to patrons a sign advising patrons of the excluded products.

The department shall develop the sign and make a downloadable form available on the department's website. Business associations may also maintain a downloadable form of the sign on their websites.

(e) Any business identified in subsection (b), shall display in an area conspicuous to patrons a sign instructing patrons that the business is prohibited from accepting electronic benefit transfer cards.

The department shall develop the sign and make a downloadable form available on the department's website. Business associations may also maintain a downloadable form of the sign on their websites.

(f) No person shall knowingly access, or provide access to, direct cash assistance funds held on electronic benefit transfer cards or access devices to an eligible recipient from outside the commonwealth, except for states that immediately border the commonwealth; provided, however, that the department may permit direct cash assistance funds held on electronic benefit transfer cards or access devices to an eligible recipient to be accessed outside of the commonwealth or states along its border for a family or medical emergency or other such emergency purpose as approved by the department; and provided further, that an electronic benefit transfer card or access device shall be authorized to access federal Supplemental Nutrition Assistance Program benefits in any manner authorized by federal law.

(g) Any eligible recipient of direct cash assistance who knowingly makes a purchase in violation of this section shall reimburse the department for such purchase and shall be

disqualified from the direct cash assistance program for a period of 3 months for the first offense and permanently for the second offense.

(h) Any person, except an eligible recipient, who knowingly violates clause 1 of subsection (b), subsection (c) or subsection (d) of this section shall be punished by a fine of not more than $500 for the first offense, a fine of not less than $500 nor more than $1,000 for the second offense and a fine of not less than $10,000 for the third or subsequent offense.

At minimum, the department shall identify all violators on a monthly basis and direct the appropriate vendor to technologically prohibit the respective access device from accepting electronic benefit transfer cards.

(i) Any person, except an eligible recipient who knowingly violates clause 2 or clause 3 of subsection (b) shall be punished by a fine of not less than $1,000 for the first offense; not less than $3,000 for the second offense and not less than $10,000 for the third or subsequent offense.

(j) The alcoholic beverages control commission may suspend or revoke the license of any person who is found to have knowingly violated subsection (b) or subsection (c).

(k) The state lottery commission may suspend or revoke the license of any person who is found to have knowingly violated subsection (b) or subsection (c).

Section 5J (a) No person shall knowingly, transfer, acquire, alter or possess an electronic benefit transfer card or access device in any manner not authorized by the federal Food Stamp act or this chapter.

(b) No person shall present for payment or redemption an electronic benefit transfer card or access device that has been illegally received, transferred, or altered.

(c) A person who is found to have knowingly violated subsection (a) or subsection (b), if such benefits are of an aggregate value of less than $100, shall, upon the first conviction thereof, be imprisoned in a jail or house of correction for not more than 1 year or fined not more than $1,000, or both, and upon the second and any subsequent conviction thereof, shall be imprisoned in a jail or house of correction for not more than 2 1/2 years or fined not more than $1,000, or both.

A person who is found to have knowingly violated subsection (a) or subsection (b), if such benefit has an aggregate value of more than $100 but less than $5,000, shall, upon the first conviction thereof, be imprisoned in a jail or house of correction or in the state prison for not more than 3 years or be fined not more than $10,000, or both, and, upon the second and any subsequent conviction thereof, shall be imprisoned in a jail or house of correction or in the state prison for not more than 5 years or be fined not more than $10,000, or both.

A person who is found to have knowingly violated subsection (a) or subsection (b), if such benefits are of an aggregate value of $5,000 or more, shall be imprisoned in a jail or house of

correction or the state prison for not more than 20 years or be fined not more than $250,000, or both.

(d) Any person who is found to have knowingly violated subsection (a) or subsection (b) shall forfeit to the commonwealth all property, real and personal, used in connection with the violation or any proceeds traceable to said violation.

The proceeds from any sale of forfeited property and any monies forfeited under this subsection shall be used by the commonwealth to reimburse the bureau of special investigations in the office of the state auditor, established under section 16 of chapter 11, or any other state or local agency for any cost incurred in the investigative effort resulting in the forfeiture.

No interest in property shall be forfeited under this subsection as the result of any act or omission established by the owner of the interest to have been committed or omitted without the knowledge or consent of the owner.

(e) The alcoholic beverages control commission may suspend or revoke the license of any person who is found to have knowingly violated subsection (a) or subsection (b).

(f) The state lottery commission may suspend or revoke the license of any person who is found to have knowingly violated subsection (a) or subsection (b).

Section 5K. Whoever embezzles, steals or obtains by fraud any funds, assets or property provided by the department and whoever receives, conceals or retains such funds, assets or property for his own interest knowing such funds, assets or property have been embezzled, stolen or obtained by fraud shall, if such funds, assets or property are of a value of $100 or more, be punished by a fine of not more than $25,000 or by imprisonment in a jail or house of correction for not more than 2 1/2 years, or imprisonment in the state prison for not more than 5 years, or both such fine and imprisonment, or if such funds, assets or property are of a value of less than $100, by a fine of not more than $1,000 or by imprisonment in a jail or house of correction for not more than 1 year, or both such fine and imprisonment.

Section 5L. The department shall charge all eligible recipients of direct cash assistance a fee of $5 for each requested replacement card. All fees for replacement cards shall be deducted directly from the recipient's direct cash assistance.

SECTION 35A. Notwithstanding any general or special law to the contrary, the department of transitional assistance benefits in the form of vendor payments with respect to rent and utilities, whenever a determination is made that the grant has not been used in the best interests of the child or the assistance unit or other chronic misuse of benefits is occurring, provided that implementation of vendor payments will not increase the risk of homelessness, decrease the ability to escape domestic abuse or impair the assistance unit's ability to withhold payment as a reasonable exercise of consumer or tenant rights when there is a legitimate dispute as to whether terms of an agreement have been met. The department of transitional assistance may presume mismanagement of benefits whenever shelter costs, including, but not limited to, rent, heat, fuel, utilities, have regularly not been met without reasonable cause. At eligibility determinations and

redeterminations, the department shall screen households to determine if they have chronically failed to pay rent and utilities to determine if vendor payments are appropriate and shall refer households to the housing consumer education centers and community based resources for assistance in meeting their expenses.

SECTION 35B. Notwithstanding any general or special law to the contrary, the department of transitional assistance and the Massachusetts Bay Transit Authority shall coordinate to ensure that by June 30, 2013, direct cash assistance funds held on electronic benefit transfer cards be accepted for payment of public transportation fares at electronic fare vending machines.

SECTION 35C. Notwithstanding any general or special law to the contrary, there shall be an independent commission to study and report on the development of a cashless payment system in using electronic benefit transfer, or EBT, cards. The commission shall consist of the following 9 members: the commissioner of transitional assistance, or a designee, who shall serve as chair; the inspector general, or a designee; the state auditor, or a designee; 2 members of the house of representatives, 1 of whom shall be appointed by the minority leader; 2 members of the senate, 1 of whom shall be appointed by the minority leader; and 2 persons representing eligible recipients as appointed by the governor. The commission shall research, assess and develop recommendations to implement a cashless payment system and investigate and report on the feasibility of expanding the direct vendor payment system for rent and utility payments for all eligible recipients.. The commission shall hire an independent consultant to conduct the research and assist with the preparation of any recommendations. The report shall include, but shall not be limited to, the following: (1) the costs associated with and any technological improvements necessary to implement and the time frame required for the expansion; (2) the implementation of a vendor payment system for the non-cash payment of rent and utility bills for all eligible recipients of direct cash assistance; and (3) the feasibility of placing fluctuating limitations on the percentage allocated to direct cash assistance and point of sale use. The commission shall submit a final report of its findings and recommendations, together with drafts of legislation necessary to implement those recommendations, by filing the same with the clerks of the senate and house on or before December 31, 2012.

SECTION 36. Chapter 22C of the General Laws is hereby amended by striking out section 39, as appearing in the 2010 Official Edition, and inserting in place thereof the following 3 sections:

Section 39. (a) The department or the University of Massachusetts medical school shall make, free of charge, a chemical analysis of any narcotic drug, or any synthetic substitute for the same, or any preparation containing the same, or any salt or compound thereof, and of any poison, drug, medicine or chemical, when submitted to it by police authorities, as the department shall approve for this purpose, if the department is satisfied that the analysis is to be used for the enforcement of law.

(b) A certificate by a chemist or analyst or other designated employee of the department or of the University of Massachusetts medical school of the result of the chemist's or analyst's or other designated employee's analysis, signed and sworn to by that chemist or analyst or other designated employee, shall be evidence of the composition, quality and, when appropriate, net weight of the substance or any mixture containing the substance.

(c) A signed certificate of drug analysis furnished by an analyst, assistant analyst or other designated employee of the Drug Enforcement Administration of the United States Department of Justice, which conforms with the requirements of this section, shall be evidence of the composition, quality and, when appropriate, the net weight of the substance or any mixture containing the substance.

Section 39A. The department shall analyze, in accordance with sections 36 to 39, inclusive, of chapter 138, all samples of alcoholic beverages, as defined in section 1 of chapter 138, submitted to it for that purpose by the officers mentioned in said section 36 if satisfied that the analysis is to be used in enforcing the laws.

Section 39B. The director of the crime laboratory within the department shall establish procedural rules and policies governing the testing and analysis of drug samples and shall establish a quality assurance program, which shall include proficiency standards for laboratories and analysts responsible for performing drug testing and analysis. The procedural rules and quality assurance program shall be compatible with the laboratory's accreditation procedural rules and shall establish compatible laboratory techniques, laboratory equipment, supplies, computer software and acceptance criteria for laboratory accreditation.

SECTION 37. Chapter 29 of the General Laws is hereby amended by inserting after section 2EEEE, inserted by section 18 of chapter 194 of the acts of 2011, the following section:-

2FFFF. There shall be established and set upon the books of the commonwealth a separate fund to be known as the Dam, Sea Wall and Retaining Wall Infrastructure Fund, hereinafter referred to as the fund. There shall be credited to said fund monies appropriated to the fund by the general court and any monies credited or transferred to the fund from any other fund or source and to include without limitation any investment earnings on fund monies. The fund shall be administered by the executive office of energy and environmental affairs.

Amounts credited to the fund shall be used, without further appropriation, to provide grants or loans to local governmental units and other eligible borrowers to finance or refinance costs of eligible coastal and inland waterways infrastructure projects including, but not limited to, seawalls, jetties, revetments, retaining walls, levies, dams and other means of flood control. A local governmental unit shall include a town, city, district, commission, agency, authority, board or other instrumentality of the commonwealth or any of its political subdivisions, including any regional local governmental unit.

A local governmental unit and other eligible borrowers may apply to the executive office of energy and environment affairs for financial assistance to assist in financing the cost of coastal and inland waterway infrastructure projects. Consideration for eligibility shall be given to an applicant for a structure identified by the federal government as requiring imminent infrastructure improvement. Factors to consider when prioritizing grants from the fund shall include: (i) affirmative steps taken by local governmental bodies to identify future infrastructure needs; (ii) applicable data from Federal Emergency Management Agency or the National Flood Insurance Program demonstrating areas in the commonwealth that are subject to repetitive property damage and are a priority for coastal and inland waterways infrastructure projects; and

(iii) demonstrated flood prevention efforts and financial contributions made by the applicant. Any repayment by borrowers of loans of financial assistance from fund monies shall be credit to the fund.

The executive office of energy and environment affairs may promulgate rules and regulations for the administration and implementation of this section, including, but not limited to, a priority system and priority list for the approval of projects and the determination of eligible borrowers and eligible costs of projects.

Monies deposited into the fund that are unexpended at the end of the fiscal year shall not revert to the General Fund and shall be available for expenditure in the subsequent fiscal year.

SECTION 38. Chapter 58 of the General Laws is hereby amended by inserting after section 18F the following section:-

Section 18G. The state treasurer, upon certification by the state racing commission, shall quarterly distribute to each city and town within which racing meetings are conducted, including racing meetings conducted in connection with a state or county fair, under licenses issued under the provisions of chapter 128A, the sum of .35 per cent of the total pari-mutuel wager for each such racetrack within said city or town for the 3 months ending 2 quarters prior to the quarter for which said distribution is being made, which sum shall be allocated from the commonwealth's share; provided, however, that if the parcel of land containing such racetrack is located in 2 cities or towns, said sum shall be divided so that two-thirds shall be distributed to the city or town in which the major portion of said parcel is located and one-third shall be distributed to the other city or town.

SECTION 38A. Subsection (f) of section 1 of chapter 62 of the General Laws, as appearing in the 2010 Official Edition, is hereby amended by inserting after the first sentence the following sentence:- For purposes of clause (1), the making of a financial contribution, gift, bequest, donation or any other financial instrument or pledge in any amount or the donation or loan of any object of any value, or any combination of the foregoing, qualifying for deduction as a charitable contribution under section 170 (a) of the Code to any corporation, foundation, organization or institution, which is exempt from taxation under the provisions of section 501 (c)(3) of the Code, shall not be used in any manner to determine domicile in the commonwealth or any other jurisdiction.

SECTION 38B. Chapter 64A of the General Laws, as appearing in the 2010 Official Edition, is hereby amended by inserting, after section 7A, the following section:—

Section 7B. The sale of fuel to a city or town which having consumed the same for any municipal purpose shall be exempt from the excise established by this chapter.

Notwithstanding any special or general law to the contrary, the provisions of this section shall not take effect until such time as the executive office of administration and finance and the department of revenue has furnished a study of its impact on the state’s economy and revenue cost to the commonwealth and its cities and towns, including, but not limited to, a distributional

analysis showing the impact on taxpayers of varying income levels, the current practice of other states, any anticipated change in employment and ancillary economic activity to the joint committee on revenue and until legislation has been filed and passed pursuant to Part 2, Chap. 1, Sec. 1, Art. II of the Constitution.

SECTION 38C. Section 6 of chapter 64C of the General Laws, as appearing in the 2010 Official Edition, is hereby amended by striking, in lines 3 and 11, respectively, the figure '100 ½' and inserting in place thereof the following:- 125 ½.

SECTION 38D. Section 13 of chapter 64C of the General Laws, as so appearing, is hereby amended by striking, in line 54, the words 'twenty-five' and inserting in place thereof the following:- twelve and one half.

SECTION 38E. Section 6 of chapter 64C of the General Laws, as so appearing, is amended by adding at the end thereof:- All cigarette excise revenues in excess of the amount received in the fiscal year ending June 30, 2012, shall be credited to the Massachusetts Transportation Trust Fund for the purpose of subsidizing the cost of fares for the Massachusetts Bay Transportation Authority.

SECTION 38F. Notwithstanding any special or general law to the contrary, the provisions of sections 38C to 38E, inclusive, shall not take effect until such time as the executive office of administration and finance and the department of revenue has furnished a study of its impact on the state's economy and revenue cost to the commonwealth and its cities and towns, including, but not limited to, a distributional analysis showing the impact on taxpayers of varying income levels, the current practice of other states, any anticipated change in employment and ancillary economic activity to the joint committee on revenue and until legislation has been filed and passed pursuant to Part 2, Chap. 1, Sec. 1, Art. II of the Constitution.

SECTION 38G. Section 1 of chapter 64H of the General Laws, as appearing in the 2008 Official Edition, is hereby amended by inserting after the word 'services.' in line 204 the following new sentence:- In the case of the sale by a vendor of a mobile telecommunications device with mobile telecommunications services, the tax shall be imposed upon the sales price of the mobile telecommunications device.

Notwithstanding any special or general law to the contrary, the provisions of this section shall not take effect until such time as the executive office of administration and finance and the department of revenue has furnished a study of its impact on the state's economy and revenue cost to the commonwealth and its cities and towns, including, but not limited to, a distributional analysis showing the impact on taxpayers of varying income levels, the current practice of other states, any anticipated change in employment and ancillary economic activity to the joint committee on revenue and until legislation has been filed and passed pursuant to Part 2, Chap. 1, Sec. 1, Art. II of the Constitution.

SECTION 38H. Section 2 of chapter 64H of the General Laws, as appearing in the 2010 Official Edition, is hereby amended by striking out the words '6.25 per cent' and inserting in place thereof the following words:- 5.833 per cent.

SECTION 38I. Section 2 of said chapter 64H of the General Laws, as so appearing, is hereby amended by striking out the words '5.833 per cent' and inserting in place thereof the following words:- 5.417 per cent.

SECTION 38J. Section 2 of said chapter 64H of the General Laws, as so appearing, is hereby amended by striking out the words '5.417 per cent' and inserting in place thereof the following words:- 5 per cent.

SECTION 38K. Section 30A of chapter 64H is hereby amended by striking out, in each instance in which it appears, the word '6.25' and inserting in place thereof, in each instance, the following figure:- 5.833.

SECTION 38L. Section 30A of said chapter 64H, as so appearing, is hereby amended by striking out, in each instance in which it appears, the figure '5.833' and inserting in place thereof, in each instance, the following figure:- 5.417.

SECTION 38M. Section 30A of said chapter 64H, as so appearing, is hereby amended by striking out, in each instance in which it appears, the figure '5.417' and inserting in place thereof, in each instance, the following figure:- 5.

SECTION 38N. Section 2 of chapter 64I of the General Laws is hereby amended by striking out the words '6.25 per cent' and inserting in place thereof the following words:- 5.833 per cent.

SECTION 38O. Section 2 of said chapter 64I of the General Laws, as so appearing, is hereby amended by striking out the words '5.833 per cent' and inserting in place thereof the following words:- 5.417 per cent.

SECTION 38P. Section 2 of said chapter 64I of the General Laws, as so appearing, is hereby amended by striking out the words '5.417 per cent' and inserting in place thereof the following words:- 5 per cent.

SECTION 38Q. Section 31A of chapter 64I is hereby amended by striking out, in each instance in which it appears, the figure '6.25' and inserting in place thereof, in each instance, the following figure:- 5.833.

SECTION 38R. Section 31A of said chapter 64I, as so appearing, is hereby amended by striking out, in each instance in which it appears, the figure '5.833' and inserting in place thereof, in each instance, the following figure:- 5.417.

SECTION 38S. Section 31A of said chapter 64I, as so appearing, is hereby amended by striking out, in each instance in which it appears, the figure '5.417' and inserting in place thereof, in each instance, the following figure:- 5.

SECTION 38T. Sections 38H, 38K, 38N, and 38Q, inclusive, of this act shall be effective on July 1, 2013.

SECTION 38U. Sections 38I, 38L, 38O, and 38R, inclusive, of this act shall be effective on July 1, 2014.

SECTION 38V. Sections 38J, 38M, 38P, and 38S, inclusive, of this act shall be effective on July 1, 2015.

SECTION 38W. Notwithstanding any special or general law to the contrary, the provisions of sections 38H to 38Y, inclusive, shall not take effect until such time as the executive office of administration and finance and the department of revenue has furnished a study of its impact on the state's economy and revenue cost to the commonwealth and its cities and towns, including, but not limited to, a distributional analysis showing the impact on taxpayers of varying income levels, the current practice of other states, any anticipated change in employment and ancillary economic activity to the joint committee on revenue and until legislation has been filed and passed pursuant to Part 2, Chap. 1, Sec. 1, Art. II of the Constitution.

SECTION 39 Section 4 of chapter 74 of the General Laws, as appearing in the 2010 Official Edition, is hereby amended by adding the following 2 sentences:- Pursuant to section 21 of chapter 15A, 1 member of said board shall be designated by the district trustees to serve as a non-voting member of the board of trustees for any community college that shares the same geographic region as the independent vocational-technical school. The designated member shall serve as a liaison between the 2 boards for the purposes of sharing information and developing policies that will promote greater interaction between the vocational-technical school and the community college while maximizing the educational resources available to individuals seeking to learn a trade or develop targeted employment skills.

SECTION 40. Chapter 75 of the General Laws is hereby amended by adding the following section:-

Section 47. Notwithstanding any general or special law to the contrary, any trade secret or other proprietary information of the university including that provided to the university by research sponsors or private concerns shall be exempt from the definition of public records in clause Twenty-sixth of section 7 of chapter 4**.**

SECTION 41. Section 47A of chapter 94C of the General Laws, as appearing in the 2010 Official Edition, is hereby amended by striking out, in line 10, the words "the department of public health or".

SECTION 42. Said section 47A of said chapter 94C of the General Laws, as so appearing, is hereby further amended by striking out, in lines 37 and 38, the words "or by an analyst of the department of public health".

SECTION 43. Said section 47A of said chapter 94C of the General Laws, as so appearing, is hereby further amended by inserting after the word "department", in lines 45, 53 and 54, 60 and 74, in each instance, the following words:- of state police.

SECTION 44. Said section 47A of said chapter 94C of the General Laws, as so appearing, is hereby further amended by striking out the seventh paragraph.

SECTION 45. Sections 11, 12 and 13 of chapter 111 of the General Laws are hereby repealed.

SECTION 46. Chapter 111N of the General Laws is hereby repealed.

SECTION 47. Section 9 of chapter 117A of the General Laws, as appearing in the 2010 Official Edition, is hereby amended by striking out the second sentence and inserting in place thereof the following 2 sentences:- The commonwealth may recover this expense from any legally liable family members in the manner provided in this chapter, and if such family members do not pay this expense, the commonwealth shall pay an amount not exceeding $1,100 to the funeral establishment if the total expense of the funeral and final disposition does not exceed $3,500. The commonwealth shall have the right of reimbursement from whatever resources may exist in the estate of the deceased person.

SECTION 48. Section 10 of said chapter 117A is hereby repealed.

SECTION 49. Section 2 of chapter 118 of the General Laws, as appearing in the 2010 Official Edition, is hereby amended by inserting after the word "disposition", in line 32, the following words:- and if the total expense of the funeral and final disposition does not exceed $3,500.

SECTION 50. Section 7 of chapter 118A of the General Laws, as so appearing, is hereby amended by inserting after the word "disposition", in line 8, the following words:- and if the total expense of the funeral and final disposition does not exceed $3,500.

SECTION 51. Section 36 of chapter 138 of the General Laws, as so appearing, is hereby amended by striking out, in line 2, the words "public health" and inserting in place thereof the following words:- state police.

SECTION 52. Section 37 of said chapter 138 of the General Laws, as so appearing, is hereby amended by striking out, in lines 2 and 9, the words "public health" and inserting in place thereof, in each instance, the following words:- state police.

SECTION 53. Section 38 of said chapter 138 of the General Laws, as so appearing, is hereby amended by striking out, in line 3, the words "public health" and inserting in place thereof the following words:- state police.

SECTION 54. The third sentence of the first paragraph of subsection (c) of section 2A of chapter 211D of the General Laws, as appearing in section 112 of chapter 68 of the acts of 2011, is hereby amended by striking out the word "may" and inserting in place thereof the following word:- shall.

SECTION 55. The fifth sentence of the first paragraph of said subsection (c) of said section 2A of said chapter 211D of the General Laws, as amended by said section 112 of said chapter 68, is

1002 hereby amended by inserting after the words “chief probation officer” the following words:- or
1003 the officer’s designee.

1004 **SECTION 56.** The third sentence of subsection (d) of said section 2A of said chapter 211D of
1005 the General Laws, as amended by said section 112 of said chapter 68, is hereby amended by
1006 inserting after the words “chief probation officer” the following words:- or the officer’s designee.

1007 **SECTION 57.** Section 26 of chapter 218 of the General Laws, as appearing in the 2010 Official
1008 Edition, is hereby amended by inserting after the words “the crimes listed in”, in line 10, the
1009 following words:- section 5J of chapter 18,.

1010 **SECTION 58.** Subsection (2) of section 95 of chapter 173 of the acts of 2008 is hereby amended
1011 by striking out the figure “2013”, inserted by section 136 of chapter 68 of the acts of 2011, and
1012 inserting in place thereof the following figure:- 2014.

1013 **SECTION 59.** Section 23 of chapter 5 of the acts of 2009 is hereby amended by striking out the
1014 figure "2012", inserted by section 137 of said chapter 68, and inserting in place thereof the
1015 following figure:- 2013.

1016 **SECTION 60.** Section 152 of chapter 25 of the acts of 2009 is hereby amended by striking out
1017 the figure "2013", inserted by section 138 of said chapter 68 of the acts of 2011, and inserting in
1018 place thereof the following figure:- 2014.

1019 **SECTION 61.** Section 178 of chapter 131 of the acts of 2010 is hereby amended by striking out
1020 the second paragraph, as amended by section 41 of chapter 9 of the acts of 2011, and inserting in
1021 place thereof the following 2 paragraphs:-
1022
1023 The advisory committee shall utilize any previously collected data, where relevant, to compare
1024 the current and projected impact of the managed care program, the primary care clinician plan,
1025 accountable care organizations and patient-centered medical homes on the
1026 following: (1) the quality and continuity of care provided to MassHealth members; (2) access to
1027 primary care or other specialty care providers; (3) access to behavioral health or long term care
1028 support services; (4) the availability of care coordination programs, excluding any proposed
1029 demonstration projects involving dual-eligible populations; (5) the overall quality of care for all
1030 MassHealth members, with particular emphasis on quality of care for disabled members; (6)
1031 accountability through the reporting of quality data; (7) the potential to address racial and ethnic
1032 disparities; and (8) appropriations to the Medicaid program, including, but not limited to, an
1033 estimate of the potential increase or decrease in programmatic costs of transitioning from 1 care
1034 delivery system to another and the impact of the different delivery systems on the financial risk
1035 borne by the commonwealth.
1036
1037 The secretary of health and human services shall make any data requested by the advisory
1038 committee available in a timely manner. For the purpose of conducting this analysis, the
1039 secretary of administration and finance, in consultation with the advisory committee and subject
1040 to appropriation, shall contract with a private or not-for-profit organization with expertise in
1041 fiscal analysis of the Medicaid program and the managed care model within state Medicaid

programs. The advisory committee shall file a report of its findings with the clerks of the senate and house of representatives, the house and senate committees on ways and means and the joint committee on health care financing on or before October 1, 2012.

SECTION 62. Section 195 of chapter 131 of the acts of 2010 is hereby amended by striking out the figure "2012", inserted by section 144 of chapter 68 of the acts of 2011, and inserting in place thereof the following figure:- 2013.

SECTION 63. Section 124 of chapter 359 of the acts of 2010 is hereby amended by striking out the words "and June 30, 2012", inserted by section 145 of said chapter 68, and inserting in place thereof the following words:- , June 30, 2012 and June 30, 2013.

SECTION 64. The second paragraph of section 181 of chapter 68 of the acts of 2011 is hereby amended by striking out the figure “2012” and inserting in place thereof the following figure:- 2013.

SECTION 65. Section 220 of said chapter 68 is hereby amended by striking out the figure “2012” and inserting in place thereof the following figure:- 2013.

SECTION 66. Notwithstanding any general or special law to the contrary, when the comptroller disposes of the consolidated net surplus for fiscal year 2013 under subsection (a) of section 5C of chapter 29 of the General Laws, the comptroller shall not carry forward 0.5 per cent of the total revenue from taxes in fiscal year 2013.

SECTION 67. Notwithstanding any general or special law to the contrary, upon receiving a written request from the secretary of administration and finance, the comptroller shall transfer to the General Fund the unexpended balance of a fund, trust fund or other separate account in existence on April 1, 2012, including the balance of any amounts transferred to the Water Pollution Abatement Trust by the state treasurer pursuant to paragraph (a) of section 16 of chapter 275 of the acts of 1989 for the Water Pollution Abatement Revolving Fund, and applied to the trust to make loans to local governmental units pursuant to section 26 of chapter 203 of the acts of 1992, including repayments of such loans and any investment earnings thereon, whether established administratively or by law, and including a separate account established under section 6 of chapter 6A of the General Laws or section 4F of chapter 7 of the General Laws; provided, however, the secretary and comptroller shall report to the house and senate committees on ways and means 45 days prior to any such transfer. The request shall certify that the secretary, in consultation with the comptroller, has determined this balance not to be necessary for the purposes for which it was made available.

SECTION 68. Notwithstanding any general or special law to the contrary, in hospital fiscal year 2013, the office of the inspector general may continue to expend funds from the Health Safety Net Trust Fund, established by section 36 of chapter 118G of the General Laws, for costs associated with maintaining a pool audit unit within the office. The unit shall continue to oversee and examine the practices in all hospitals including, but not limited to, the care of the uninsured and the resulting free charges. The inspector general shall submit a report to the house and senate committees on ways and means on the results of the audits and any other completed analyses on

or before March 1, 2013. For the purposes of these audits, allowable free care services shall be defined pursuant to said chapter 118G and any regulations adopted under that chapter.

SECTION 69. Notwithstanding any general or special law to the contrary, the nursing home assessment established by subsection (b) of section 25 of chapter 118G of the General Laws shall be sufficient in the aggregate to generate $220,000,000 in fiscal year 2013.

SECTION 70. Notwithstanding any general or special law to the contrary, the amounts transferred pursuant to subdivision (1) of section 22C of chapter 32 of the General Laws shall be made available for the commonwealth's Pension Liability Fund established by section 22 of said chapter 32. The amounts transferred pursuant to said subdivision (1) of said section 22C of said chapter 32 shall meet the commonwealth's obligations pursuant to said section 22C of said chapter 32, including retirement benefits payable by the state employees' and the state teachers' retirement systems, for the costs associated with a 3 per cent cost-of-living adjustment pursuant to section 102 of said chapter 32, for the reimbursement of local retirement systems for previously authorized cost-of-living adjustments pursuant to said section 102 of said chapter 32 and for the costs of increased survivor benefits pursuant to chapter 389 of the acts of 1984. The state board of retirement and each city, town, county and district shall verify these costs, subject to the rules adopted by the state treasurer. The state treasurer may make payments upon a transfer of funds to reimburse certain cities and towns for pensions to retired teachers, including any other obligations which the commonwealth has assumed on behalf of any retirement system other than the state employees' or state teachers' retirement systems and also including the commonwealth's share of the amounts to be transferred pursuant to section 22B of said chapter 32 and the amounts to be transferred pursuant to clause (a) of the last paragraph of section 21 of chapter 138 of the General Laws. All payments for the purposes described in this section shall be made only pursuant to distribution of monies from the fund, and any distribution and the payments for which distributions are required shall be detailed in a written report filed quarterly by the secretary of the executive office for administration and finance with the house and senate committees on ways and means and the joint committee on public service in advance of this distribution. Distributions shall not be made in advance of the date on which a payment is actually to be made. The state board of retirement may expend an amount for the purposes of the board of higher education's optional retirement program pursuant to section 40 of chapter 15A of the General Laws. To the extent that the amount transferred pursuant to said subdivision (1) of said section 22C of said chapter 32 exceeds the amount necessary to adequately fund the annual pension obligations, the excess amount shall be credited to the Pension Reserves Investment Trust Fund, established by subdivision (8) of section 22 of said chapter 32, for the purpose of reducing the unfunded pension liability of the commonwealth.

SECTION 71. (a) Notwithstanding any general or special law to the contrary, the comptroller shall, on or before June 30, 2013, transfer $400,000,000 to the General Fund from the Commonwealth Stabilization Fund; provided, however, the comptroller shall instead transfer a lesser amount if the secretary of administration and finance so requests in writing. The comptroller, in consultation with the secretary of administration and finance, may take the overall cash flow needs of the commonwealth into consideration in determining the timing of any transfer of funds. The comptroller shall provide a schedule of transfers to the secretary of administration and finance and to the house and senate committees on ways and means.

(b) Notwithstanding any general or special law to the contrary, during fiscal year 2013 the comptroller shall not transfer 0.5 per cent of the total revenue from taxes in the preceding fiscal year to the Commonwealth Stabilization Fund, as otherwise required pursuant to clause (a) of section 5C of chapter 29 of the General Laws; provided however, that upon written certification by the secretary of administration and finance that there are sufficient funds to make some or all of the transfer required under said clause (a), the comptroller shall so transfer the amount certified. The comptroller, in consultation with the secretary, may take the overall cash flow needs of the commonwealth into consideration in determining the timing of any transfer of funds under this subsection. The comptroller shall provide a schedule of transfers to the secretary of administration and finance and to the house and senate committees on ways and means.

(c) Notwithstanding any general or special law to the contrary, the comptroller shall, on or before June 30, 2013, transfer the interest earned from the Commonwealth Stabilization Fund during fiscal year 2013 to the General Fund.

SECTION 72. Notwithstanding any general or special law to the contrary, the formula for application of funds provided in section 35J of chapter 10 of the General Laws shall not apply in fiscal year 2013.

SECTION 73. Notwithstanding any general or special law to the contrary, the executive office of health and human services, acting in its capacity as the single state agency under Title XIX of the Social Security Act and as the principal agency for all of the agencies within the executive office and other federally-assisted programs administered by the executive office, may enter into interdepartmental services agreements with the University of Massachusetts medical school to perform activities that the secretary of health and human services, in consultation with the comptroller, determines appropriate and within the scope of the proper administration of said Title XIX and other federal funding provisions to support the programs and activities of the executive office. The activities may include: (1) providing administrative services including, but not limited to, providing the medical expertise to support or administer utilization management activities, determining eligibility based on disability, supporting case management activities and similar initiatives; (2) providing consulting services related to quality assurance, program evaluation and development, integrity and soundness and project management; and (3) providing activities and services for the purpose of pursuing federal reimbursement or avoiding costs, third-party liability and recouping payments to third parties. Federal reimbursement for any expenditures made by the University of Massachusetts medical school relative to federally-reimbursable services the University provides under these interdepartmental service agreements or other contracts with the executive office shall be distributed to the University and recorded distinctly in the state accounting system. The secretary may negotiate contingency fees for activities and services related to pursuing federal reimbursement or avoiding costs and the comptroller shall certify these fees and pay them upon the receipt of this revenue, reimbursement or demonstration of costs avoided. Contracts for contingency fees shall not exceed 3 years and shall not be renewed without prior review and approval by the executive office for administration and finance. The secretary shall not pay contingency fees in excess of $40,000,000 for state fiscal year 2013; provided, however, contingency fees paid to the University of Massachusetts medical school under an interagency service agreement for recoveries related to the special disability workload projects shall be excluded from that $40,000,000 limit for fiscal year 2013.

The secretary of health and human services shall submit to the secretary of administration and finance and the senate and house committees on ways and means a quarterly report detailing the amounts of the agreements, the ongoing and new projects undertaken by the university, the amounts expended on personnel and the amount of federal reimbursement and recoupment payments that the university collected.

SECTION 74. Notwithstanding section 53 of chapter 118E of the General Laws or any other general or special law to the contrary, the secretary of health and human services may manage the MassHealth program within the appropriated levels in items 4000-0430, 4000-0500, 4000-0600, 4000-0700, 4000-0870, 4000-0875, 4000-0880, 4000-0890, 4000-0895, 4000-0950, 4000-0990, 4000-1400 and 4000-1405 by restructuring benefits to the extent permitted by federal law. At least 90 days before restructuring any MassHealth benefits under this section, the secretary shall file a report with the executive office for administration and finance and the house and senate committees on ways and means detailing the proposed changes and the anticipated fiscal impact of those changes.

SECTION 75. Notwithstanding any general or special law to the contrary, on or before October 1, 2012 and without further appropriation, the comptroller shall transfer from the General Fund to the Health Safety Net Trust Fund, established pursuant to section 36 of chapter 118G of the General Laws, in this section called the fund, the greater of $45,000,000 or one-twelfth of the total expenditures to hospitals and community health centers required pursuant to this act, for the purposes of making initial gross payments to qualifying acute care hospitals for the hospital fiscal year beginning October 1, 2012. These payments shall be made to hospitals before, and in anticipation of, the payment by hospitals of their gross liability to the fund. The comptroller shall transfer from the fund to the General Fund on or before June 30, 2013, the amount of the transfer authorized by this section and any allocation of that amount as certified by the director of the health safety net office.

SECTION 76. (a) Notwithstanding section 53 of chapter 118E of the General Laws, for fiscal year 2013, the executive office of health and human services may determine the extent to which to include within its covered services for adults the federally optional dental services that were included in its state plan or demonstration program in effect on January 1, 2002 and the dental services that were covered for adults in the MassHealth basic program as of January 1, 2002.

(b) Notwithstanding subsection (a) of section 6 of chapter 118H of the General Laws, for fiscal year 2013, medically necessary dental services covered through health insurance plans procured by the board of the commonwealth health insurance connector authority for any resident with a household income that does not exceed 100 per cent of the federal poverty level shall include preventative procedures but shall exclude those categories of services that are not provided through MassHealth.

SECTION 77. Notwithstanding any general or special law to the contrary, nursing facility and resident care facility rates effective July 1, 2012 under section 7 of chapter 118G of the General Laws may be developed using the costs of calendar year 2005.

SECTION 78. Notwithstanding any general or special law to the contrary, the court administrator may execute a memorandum of understanding with an interested sheriff's office to initiate the use of a video conferencing technology program to conduct certain court proceedings for the purposes of decreasing inmate transportation costs and improving court efficiency. The terms of the agreement shall specify the court appearances that may be conducted by video conferencing.

The sheriffs of the counties of Bristol, Plymouth and Middlesex shall provide technical assistance and program guidance to other sheriffs' departments.

The Massachusetts Sheriffs' Association and the court administrator shall, on or before January 15, 2013, file a report with the house and senate committees on ways and means which shall include, but not be limited to, the number of sheriffs' departments participating in the program and the number of courthouses where video conferencing is being utilized, the number of inmate transportation trips to and from courthouses that have been eliminated, the feasibility of expanding video conferencing technology to additional courthouses and sheriffs' departments, and the savings associated with the elimination of inmate trips to courthouses.

SECTION 79. Notwithstanding clause (xxiii) of the third paragraph of section 9 of chapter 211B of the General Laws or any other general or special law to the contrary, the court administrator may, from the effective date of this act through April 30, 2013, transfer funds from any item of appropriation within the trial court; provided, however, that the court administrator may transfer not more than 5 per cent of funds from each of the items 0339-1001 and 0339-1003 to any other item of appropriation within the trial court. These transfers shall be made in accordance with schedules submitted to the house and senate committees on ways and means. The schedule shall include: (1) the amount of money transferred from any item of appropriation to any other item of appropriation; (2) the reason for the necessity of the transfer; and (3) the date on which the transfer shall be completed. A transfer under this section shall not occur until 10 days after the revised funding schedules have been submitted in written form to the house and senate committees on ways and means.

SECTION 80. Notwithstanding any general or special law to the contrary, the department of correction shall reprocure medical services provided at all institutions with 1 or more contracts to decrease healthcare expenses and increase efficiencies. The department shall solicit new bids for such services and shall include, but not be limited to, mental health and dental services. Reprocurement shall be subject to an open and competitive bid process. Eligible applications shall include plans to track claims and treatment data. When entering into a new healthcare contract, the department of correction may give preference to vendors with a demonstrated ability to most effectively secure federal reimbursements. In executing the reprocurement of such services, the department shall notify the sheriffs in each of the departments of county sheriffs who may elect to participate in the reprocurement of such services.

SECTION 81. Notwithstanding chapter 66A of the General Laws or any other general or special law to the contrary, the Massachusetts Bay Transportation Authority and the Regional Transit Authorities organized under the provisions of chapter 161B of the General Laws may provide to

the executive office of health and human services personal data relative to customers using the authorities' paratransit services for the purposes of securing federal reimbursement and of administering the MassHealth program.

SECTION 82. Notwithstanding any general or special law to the contrary, at the conclusion of a pilot program pursuant to a memorandum of understanding between the office of the inspector general and the department of transitional assistance to use live verification in eligibility intake processes for the department's cash assistance program, the office of the inspector general and the department shall make a report to the house and senate committees on ways and means on the effectiveness of the live verification pilot program. The report shall include any legislative recommendations for the implementation of live verification in eligibility for other state benefits including, but not limited to, benefits provided through the executive office of health and human services, the executive office of housing and economic development, the executive office of labor and workforce development and the committee for public counsel services. The report shall include the cost estimate for full implementation and any modifications that may need to be made to the cash assistance program.

SECTION 83. (a) Notwithstanding any general or special law to the contrary, this section shall facilitate the orderly transfer of certain employees, proceedings, rules and regulations, property and legal obligations of the department of public health, as the transferor agency, to the department of state police, as the transferee agency, as follows.

(b) Subject to appropriation and chapter 22C of the General Laws, the employees of the laboratories of the department of public health that analyze illicit and seized drugs for law enforcement purposes, including those employees who immediately before the effective date of this act held permanent appointment in positions classified under chapter 31 of the General Laws or were granted tenure in their positions as provided by section 9A of chapter 30 of the General Laws or did not hold such tenure, or held confidential positions, are hereby transferred to the department of state police, without interruption of service within the meaning of said section 9A of said chapter 30, without impairment of seniority, retirement or other rights of the employee, and without reduction in compensation or salary grade, notwithstanding any change in title or duties resulting from such reorganization, and without loss of accrued rights to holidays, sick leave, vacation or benefits, and without change in union representation or certified collective bargaining unit as certified by the state labor relations commission or in local union representation or affiliation. Any collective bargaining agreement in effect immediately before the transfer date shall continue in effect and the terms and conditions of employment in that agreement shall continue as if the employees had not been so transferred. The transfer shall not impair the civil service status of any such reassigned employee who immediately before the effective date of this act either held a permanent appointment in a position classified under chapter 31 of the General Laws or was granted tenure in a position pursuant to section 9A of chapter 30 of the General Laws.

Notwithstanding any general or special law to the contrary, all such employees shall continue to retain their right to collectively bargain under chapter 150E of the General Laws and shall be considered employees of the department of state police for the purposes of said chapter 150E.

Nothing in this section shall be construed to confer upon any employee any right not held immediately before the date of the transfer, or prohibit any reduction of salary grade, transfer, reassignment, suspension discharge layoff or abolition of position not prohibited before such date.

(c) All petitions, requests, investigations and other proceedings appropriately and duly brought before the laboratories of the department of public health that analyze illicit and seized drugs for law enforcement purposes or duly begun by the laboratories and pending before them prior to the effective date of this act, shall continue unabated and remain in force, but shall be assumed and completed by the department of state police.

(d) All orders, rules and regulations duly made and all approvals duly granted by the laboratories of the department of public health that analyze illicit and seized drugs for law enforcement purposes, which were in force immediately before the effective date of this act, shall continue in force and shall thereafter be enforced, until superseded, revised, rescinded or canceled, in accordance with law, by the department of state police or the department of public health.

(e) Books, papers, records, documents, equipment, buildings, facilities, cash and other property, both personal and real, including all such property held in trust, which immediately before the effective date of this act were in the custody of the laboratories of the department of public health that analyze illicit and seized drugs for law enforcement purposes, shall be transferred to the department of state police, to the extent agreed by both departments.

(f) All duly existing contracts, leases and obligations of the laboratories of the department of public health entered into to enable the analysis of illicit and seized drugs for law enforcement purposes shall continue in effect, but shall be assumed by the department of state police. No existing right or remedy of any character shall be lost, impaired or affected by this act.

SECTION 84. (a) Notwithstanding any general or special law to the contrary, this section shall facilitate the orderly transfer of employees, proceedings, rules and regulations, property and legal obligations of the following functions of state government from the bureau of state office buildings, except for functions related to the operation and maintenance of the state house, as the transferor agency, to the division of capital asset management and maintenance, as the transferee agency.

(b) To the extent that employees of the transferor agency, including those who hold permanent appointment in positions classified under chapter 31 of the General Laws or have tenure in their positions as provided by section 9A of chapter 30 of the General Laws or do not hold such tenure, or hold confidential positions, are transferred to the respective transferee agency, such transfers shall be effected without interruption of service within the meaning of said section 9A of said chapter 30, without impairment of seniority, retirement or other rights of the employee, and without reduction in compensation or salary grade, notwithstanding any change in title or duties resulting from such reorganization, and without loss of accrued rights to holidays, sick leave, vacation and benefits, and without change in union representation or certified collective bargaining unit as certified by the state division of labor relations or in local union representation

or affiliation. Any collective bargaining agreement in effect immediately before the transfer date shall continue in effect and the terms and conditions of employment therein shall continue as if the employees had not been so transferred. The reorganization shall not impair the civil service status of any such reassigned employee who immediately, before the effective date of this act, either holds a permanent appointment in a position classified under chapter 31 of the General Laws or has tenure in a position by reason of section 9A of chapter 30 of the General Laws

Notwithstanding any other general or special law to the contrary, all such employees shall continue to retain their right to collectively bargain under chapter 150E of the General Laws and shall be considered employees for the purposes of said chapter 150E. Nothing in this section shall be construed to confer upon any employee any right not held immediately before the date of said transfer, or to prohibit any reduction of salary grade, transfer, reassignment, suspension, discharge, layoff or abolition of position not prohibited before such date.

(c) All petitions, requests, investigations and other proceedings appropriately and duly brought before the transferor agency or duly begun by the transferor agency and pending before it before the effective date of this act, shall continue unabated and remain in force, but shall be assumed and completed by the transferee agency.

(d) All orders, rules and regulations duly made and all approvals duly granted by the transferor agency, which are in force immediately before the effective date of this act, shall continue in force and shall thereafter be enforced, until superseded, revised, rescinded or canceled, in accordance with law, by the transferee agency.

(e) All books, papers, records, documents, equipment, buildings, facilities, cash and other property, both personal and real, including all such property held in trust, which immediately before the effective date of this act are in the custody of the transferor agency shall be transferred to the transferee agency; provided, however, that this shall not include any property related to the operation and maintenance of the state house, including, but not limited to, the community crew transportation vehicle.

(f) All duly existing contracts, leases and obligations of the transferor agency shall continue in effect but shall be assumed by the transferee agency. No existing right or remedy of any character shall be lost, impaired or affected by this act.

SECTION 85. Notwithstanding any general or special law to the contrary, the commissioner of capital asset management and maintenance and the superintendent of the state house shall enter into a memorandum of understanding regarding the negotiation of and participation in bulk purchasing contracts. The memorandum shall ensure the continued participation of the bureau of the state house in all bulk purchasing contracts currently in place under the bureau of state office buildings and shall require the superintendent of the state house or a designee to participate in all such future contract negotiations; provided, further, that the memorandum shall ensure that the state house is a priority in all contracts for mechanical and building maintenance during emergency situations; provided, further, that the memorandum shall require said division to continue to provide access control cards and parking services currently in place under the bureau of state office buildings for the legislature; provided, further, that the memorandum shall require

said division to provide to the bureau of the state house engineers and specialists for consultation on projects or in the event of an emergency; and provided, further, that the memorandum shall require said division to continue to provide access to equipment currently used by the bureau of state office buildings. The memorandum shall authorize the bureau of the state house to use work order management system software at no cost of the division of capital asset management and maintenance.

SECTION 86. The secretary of administration and finance shall ensure the orderly transition of the bureau of state office building employees to the division of capital asset management and maintenance under section 84 and shall maintain the continued, orderly operation of the state house during the transition period.

SECTION 87. The commissioner of higher education, in consultation with the presidents of the community colleges and representatives of the Massachusetts Teachers Association, shall develop a funding formula for the community colleges which incorporates the allocation of appropriations to the individual community colleges based, in part, on performance. In developing the system of allocations, the commissioner and community college presidents shall consider: (1) accurate enrollment data for each college and the operational goals and needs for each college; (2) institutional performance with respect to clearly defined goals and metrics; and (3) the relationship of the allocation formula to state initiatives relative to innovation and institutional action in support of workforce development, partnerships with commonwealth businesses and industry, collaboration with state universities and vocational-technical schools, and overall revenue available to each institution.

The commissioner of higher education, in consultation with the presidents of the community colleges, shall establish the goals and metrics for measuring community college performance. The goals and metrics shall include, but not be limited to: the educational goals and metrics included in the Vision Project, including those related to the improvement of graduation and student success rates and the closing of the achievement gaps for low income and moderate income students, adult students, and students requiring remediation upon entry; and alignment of degree and certificate programs with existing and emerging business and industry sectors in the commonwealth. In addition, a portion of performance funding may be utilized by the board of higher education to provide grants to community colleges based on, but not limited to, the following: coordinated procurement of goods and services among the community colleges and other public higher education institutions, including, but not limited to, consolidation of information technology platforms and services; undertaking innovative methods for delivering quality higher education that increase capacity, reduce costs, and promote student completion; engaging in statewide and regional collaborations with other public higher education institutions that reduce costs, increase efficiency, and promote quality, including, but not limited to, in the areas of academic programming and campus management; and improving student learning outcomes assessments set forth by the board of higher education under its Vision Project.

The commissioner of higher education shall submit a report including, but not limited to, the funding formula, clearly defined goals and metrics for the performance-based portion of the formula, and other recommendations relative to the promotion of stable, equitable funding of the institutions including efforts to contain the growth in student costs and borrowing. Said report

shall be filed with the house and senate committees on ways and means, the joint committee on higher education, and the secretary of administration and finance on or before December 1, 2012.

SECTION 88. There shall be established a community college workforce grant advisory committee, hereinafter referred to as the committee, to provide recommendations to the board of higher education for grant awards to community colleges from the Community College Fund, established pursuant to section 99 of chapter 194 of the acts of 2011, to promote the development of workforce training programs and partnerships with commonwealth businesses and industry, other educational and training institutions, labor organizations, and other organizations supporting workforce development in the commonwealth.

The committee shall consist of the commissioner of higher education, or a designee, who shall serve as chair; the secretary of the executive office of education, or a designee; the secretary of labor and workforce development, or a designee; the secretary of housing and economic development, or a designee; the commissioner of elementary and secondary education, or a designee; the president of the Massachusetts Association of Vocational Administrators, or a designee; the president of the Commonwealth Corporation, or a designee; the chair of the Massachusetts Workforce Investment Board Association, or a designee; the president of the Associated Industries of Massachusetts, or a designee; the president and chief executive officer of the Massachusetts Competitive Partnership, or a designee; a member of the Massachusetts Business Roundtable, or a designee; a member of the Governor's Science Technology Engineering and Math Advisory Council, or a designee; and 1 member appointed by the Governor who represents organized labor. The members of the committee shall serve without compensation, but each member shall be entitled to reimbursement for his actual and necessary expenses incurred in the performance of his official duties.

The committee shall establish criteria and guidelines for the award of grants to community colleges. The criteria for the award of grants to community colleges shall focus on workforce development programs and partnerships and shall include, but not be limited to: collaboration, coordination and partnerships with commonwealth businesses and other educational and training institutions, including vocational-technical schools, state universities and career centers; a focus on existing and emerging business and industry sectors in the commonwealth, as identified by the committee; alignment of degree and certificate programs with regional workforce development demands; an ability or likelihood to foster high rates of completion of certificate and degree programs by students served by the program; and a record of, or explicit commitment to, successful job placement for program graduates. Partnerships with vocational schools shall include, but not be limited to, agreements to utilize facilities at vocational high schools and offer degrees and certificates that build upon current vocational offerings

The committee shall make recommendations to the board of higher education and the board shall promulgate regulations to develop a formula for required matching grants to be made by business and industry partners of applicants. Required matching grants shall range from 30 cents for each state dollar invested to $3 for each state dollar invested. The lowest match amounts shall be reserved for those programs with the highest concentration of credits and credentials that articulate with other educational degrees or certifications at other educational and

training institutions. The committee shall establish a formula for the geographic distribution of grant awards among the community colleges.

The committee shall solicit grant applications from community colleges and review such applications according to the criteria so established. The committee shall establish timely deadlines for the submission of applications and recommendations of grant awards including provision for an expedited process of consideration and recommendation in instances when the secretary of housing and economic development and secretary of labor and workforce development jointly certify the need for timely evaluation and disposition of the application. The board of higher education shall make the final determination as to the distribution of the grants. No more than $12,000,000 in grants shall be awarded from the fund in any given fiscal year.

Each grant recipient shall submit an annual report for the duration of the program or partnership funded through a grant to the committee for its review.

The committee shall submit an annual report to the clerks of the house of representatives and the senate who shall forward the same to the senate and house committees on ways and means, the joint committee on higher education, the joint committee on economic development and emerging technologies, and the joint committee on labor and workforce development on or before December 31. Said report shall include a list of grant recommendations and recipients, including the amount of each grant. The report shall include a current assessment of the progress of each program funded through the grant program and the progress of the committee's activity, including any recommendations for legislation. The report shall be made available on a public website.

The board of higher education, in consultation with the committee, may promulgate rules and regulations for the implementation and administration of this section.

SECTION 89. (a) There shall be a pilot program to equip students with the knowledge and skills needed to become self-supporting and to enable students to make critical decisions regarding personal finances. The department of elementary and secondary education shall develop a 3-year pilot program for 10 public high schools on financial literacy education for implementation in the school year beginning in 2013. The pilot program shall be a competitive grant process for high schools in gateway municipalities, as defined in section 3A of chapter 23A of the General Laws. The proposed curricula on financial literacy of schools applying for the pilot program shall be aligned with the math curriculum frameworks. The department shall identify and offer to schools applying for the pilot program information on cost-effective methods for fulfilling the professional development activities and resources needed for program implementation. The department may consult with private, nonprofit or other government institutions in order to identify and offer said information. The department shall develop guidelines for an annual review of the progress being made by each pilot school. Each school shall participate in any evaluation or accountability process implemented by or authorized by the department.

The department shall prepare and submit an annual report describing and analyzing the implementation of the pilot program in all participating schools to the joint committee on

education, the house and senate committees on ways and means, and the office of the state treasurer on or before September 30 of each pilot year.

(b) The department shall establish an advisory committee to consist of 11 members: the commissioner of the department of elementary and secondary education, or a designee, who shall serve as co-chair; the state treasurer, or a designee, who shall serve as co-chair; 2 public high school educators who have taught programs on financial literacy, 1 of whom shall be appointed by the Massachusetts Teachers Association and 1 of whom shall be appointed by American Federation of Teachers Massachusetts; 1 superintendent of a public high school, selected by the Massachusetts Association of School Superintendents; the undersecretary of the Massachusetts office of consumer affairs and business regulation, or a designee; 1 member appointed by the Massachusetts Bankers Association; 1 member appointed by the Massachusetts Credit Union League; 1 member appointed by the Massachusetts Council on Economic Education; and 2 Massachusetts community college or state university professors who teach financial literacy or personal finance, to be appointed by the commissioner of higher education.

The advisory committee shall meet no less than quarterly for the first 4 years after the effective date of this section. The committee shall continue to meet thereafter for a time period to be determined by the advisory committee co-chairs. The department shall consult with the advisory committee regarding metrics and guidelines for evaluating the success of the pilot program, as established in subsection (a). Following the first 3 years of implementation, the advisory committee shall review the pilot program and issue a report of its findings including an analysis of all relevant data so as to determine the effectiveness of the program. The report shall include specific legislative recommendations, including whether the program should be expanded, maintained or discontinued. The advisory committee shall report to the joint committee on education, the house and senate committees on ways and means, and the office of the state treasurer on or before December 31, 2016.

SECTION 90. There shall be a special commission to make an investigation and study of elder protective services and to make recommendations to enhance said services where appropriate and necessary. The special commission shall consist of the house and senate chairs of the committee on elder affairs, or their designees, who shall serve as co-chairs; the secretary of elder affairs, or a designee; the commissioner of public health, or a designee; the attorney general, or a designee; a district attorney as designated by the Massachusetts District Attorneys Association; the president of the Massachusetts chiefs of police association, or a designee; the executive director of the Massachusetts Association of Home Care Programs, or a designee; the head of the elder, health and disability unit of Greater Boston Legal Services, Inc., or a designee; the state director of AARP Massachusetts, or a designee; the executive director of the Massachusetts Association of Councils on Aging Inc., or a designee; the executive director of Jane Doe, Inc., or a designee; the executive director of the Massachusetts office of victim assistance, or a designee; the president of the Alzheimer's Association, or a designee; and 3 members appointed by the governor, 1 of whom shall be a member of the Massachusetts bar who practices in the area of elder law, 1 of whom shall be an expert in financial services, 1 of whom shall be a representative of a visiting nurse association, and 1 of whom shall be an expert in geriatric mental health.

The commission shall examine strategies to increase public awareness of elder abuse and mechanisms for reporting said abuse. The commission shall assess the funding and programming needed to enhance elder protective services to the growing elder population and examine best practices for the prevention and detection of elder abuse. The commission shall also examine methods for addressing the high cost of financial exploitation investigations and expanding the availability of affordable legal services and financial advisory services for elders. The commission shall also examine the development of elder abuse multidisciplinary teams to provide consultation on protective services cases and perform critical incident case reviews.

The commission, in formulating its recommendations, shall take into account the best policies and practices in other states and jurisdictions, including, but not limited to, those relating to elder abuse prevention strategies. The commission shall be empowered to hold regular public meetings, fact-finding hearings and other public forums as it considers necessary.

The commission shall file its recommendations, together with recommendations for legislation, if any, with the clerks of the house of representatives and senate on or before June 30, 2013.

SECTION 91 Notwithstanding any general or special law to the contrary, in the case of community colleges; and, the board of higher education shall, within 120 days of the effective date of this act, establish and issue guidelines and procedures for the search, selection, appointment, compensation, evaluation and removal of the chief executive officers of the community colleges. Such guidelines shall be established pursuant to and without limitation to the generality of the board's responsibilities in sections 9 and 21 of chapter 15A of the General Laws to approve the appointment and removal and to fix the compensation of the chief executive officers, and in furtherance of the board's responsibility in clause (u) of said section 9 of said chapter 15A to establish coordination between and among post-secondary public institutions and to resolve conflicts of policies or operations arising in public higher education.

SECTION 91A. Notwithstanding any general or special law to the contrary, the department of revenue shall study the tax revenue loss incurred by establishing a deduction, under section 3 of chapter 62 of the General Laws, similar to the deduction described in section 165(d) of the Code, to the extent, if any, that that amount of such losses occurred in gaming facilities located in Massachusetts. The department shall report its findings and recommendations, together with drafts of legislation necessary to carry those recommendations into effect, by filing the same with the clerks of the senate and house of representatives and with the house and senate chairs of the joint committee on revenue not later than December 31, 2012.

SECTION 92. All references in any general or special law, regulation, or contract to the laboratories of the department of public health that analyze illicit and seized drugs for law enforcement purposes or to a principal officer thereof shall be taken to refer to the department of state police or to a principal officer of that department.

SECTION 93. The president of the University of Massachusetts shall prepare a report regarding the feasibility of offering a three year program of study for undergraduate degree which costs students less than a four year program of study, to reduce the cost of undergraduate education in

the commonwealth. Such report shall be filed with the Clerk of the Senate and Clerk of the House no later than January 15, 2013.

SECTION 94. Subsection (a) of section 13 of chapter 13 of the General Laws, as appearing in the 2010 Official Edition, is hereby amended by striking, in line 1, the figure '17' and inserting in place thereof the following figure:- 18.

SECTION 95. Subsection (a) of section 13 of said chapter 13, as so appearing, is hereby amended by striking, in line 8, the word 'consumers.' and inserting in place thereof the following words:- consumers; and a vocational-technical licensed practical nursing educator or administrator who shall be selected from a group of three nominees, to be nominated by the Massachusetts Association of Vocational Administrators.

SECTION 96. Section 32 of said chapter 13, as so appearing, is hereby amended by striking, in line 4, the word 'eight' and inserting in place thereof the following figure:- 9.

SECTION 97. Section 32 of said chapter 13, as so appearing, is hereby amended by inserting after the word 'forty-one.', in line 8, the following sentence:- 1 of the appointees shall be a vocational-technical electrical educator or administrator, who shall be selected from a group of three nominees, to be nominated by the Massachusetts Association of Vocational Administrators.

SECTION 98. Section 36 of said chapter 13, as so appearing, is hereby amended by striking, in line 3, the word 'nine' and inserting in place thereof the following figure:- 10.

SECTION 99. Section 36 of said chapter 13, as so appearing, is hereby amended by inserting, in line 16, after the word 'systems,' the following words:- 1 of whom shall be a vocational-technical plumbing educator or administrator who shall be selected from a group of three nominees to be nominated by the Massachusetts Association of Vocational Administrators,

SECTION 100. Section 42 of said chapter 13, as so appearing, is hereby amended by striking, in line 2, the word 'seven' and inserting in place thereof the following figure:- 8

SECTION 101. Section 42 of said chapter 13, as so appearing, is hereby amended by striking, in line 35, the word:- and.

SECTION 102. Section 42 of said chapter 13, as so appearing, is hereby amended by striking, in line 36, the word 'cosmetology' and inserting in place thereof the following words:- cosmetology; and (c) one member shall be a vocational-technical cosmetology educator or administrator who shall be selected from a group of three nominees, to be nominated by the Massachusetts Association of Vocational Administrators.

SECTION 103. Section 101 of said chapter 13, as so appearing, is hereby amended by striking, in line 4, the figure '5' and inserting in place thereof the following figure:- 6

SECTION 104. Subsection (a) of section 101 of said chapter 13, as so appearing, is hereby amended by inserting, after the word 'work,' in line 9 the following words:- , 1 of whom shall be

a vocational-technical sheet metal educator or administrator who shall be selected from a group of three nominees, to be nominated by the Massachusetts Association of Vocational Administrators,.

SECTION 105. Section 1 of chapter 74 of the General Laws, as appearing in the 2010 Official Edition, is hereby amended by striking out the definition of 'service programs' contained in lines 43 to 44, inclusive, and inserting in place thereof the following definition:-

'Service programs', the preparation of students in occupational areas such as hotel and lodging, cosmetology, child care or any service occupation that by its nature is characterized as being a service, professional or non-professional. Such programs shall be in compliance with the program approval criteria regulations published by the state board.

SECTION 106. Chapter 74 of the General Laws, as so appearing, is hereby amended by inserting after section 55 the following section:-

Section 56. The district trustees shall establish a program, in collaboration with the advisory committee, the director of the department of career services and a representative of the local workforce investment board, to expand not-for-credit vocationally-oriented instruction provided through contracts with Massachusetts employers. The program shall allow interested business partners to sponsor a prospective or current employee for training provided by the vocational school at the expense of the employer. Each vocational school shall report not later than December 31, annually, to the commissioner of education on the level of not-for-credit vocationally-oriented instruction provided in the preceding fiscal year and the anticipated level of such instruction in the current fiscal year. The report shall detail enrollment levels, revenues received, sources of revenues, recruitment tools, the number of service contracts established with Massachusetts employers and such other information as the commissioner may require. The commissioner shall prepare a comprehensive report of the information and present copies of which to the board of higher education and the house and senate chairs of the joint committee on labor and workforce development not later than March 31, annually.

SECTION 107. There is hereby established a commission on vocational-technical education in the twenty first century, to investigate and study the feasibility of authorizing public vocational-technical high schools to award post-secondary associates degrees. The commission shall consist of 14 members: the secretary of education or the secretary's designee who shall serve as chair of the commission; 2 members of the house of representatives, to be appointed by the speaker of the house; 2 members of the senate, to be appointed by the senate president; 4 members to be appointed by the Massachusetts Association of Vocational Administrators; 3 individuals to be appointed by the governor; the commissioner of higher education or a designee; and the commissioner of workforce development or a designee. The commission shall report to the general court the results of its investigation and study and its recommendations, if any, together with any drafts of legislation necessary to carry out such recommendations, by filing the same with the clerks of the senate and house who shall forward the same to the chairs of the joint committee on education on or before December 31, 2013.

SECTION 108. Notwithstanding any general or special law to the contrary, the division of purchase services of the operational services division which, under Section 22N of Chapter 7 of the General Laws, as most recently amended by Chapter 257 of the Acts of 2008, is responsible for determining prices for programs under chapter 71B of the General Laws, shall authorize the annual price for out-of-state purchasers requested by a program, not to exceed a maximum price determined by the division by identifying the most recent price calculated for the program and applying the estimated rate of inflation for each year, as determined by the division pursuant to said section 22N of said chapter 7, in which the rate of inflation is frozen beginning with fiscal year 2004, in a compounded manner for each fiscal year.

SECTION 109. Notwithstanding any general or special law to the contrary, the department of education shall file a report examining the high school dropout rates for students denied entry to vocational schools with the clerks of the senate and the house of representatives who shall forward the same to the chairs of the joint committee on education and the chairs of the house and senate committees on ways and means on or before June 30, 2013.

SECTION 110. Chapter 44B of the General Laws is hereby amended by striking out section 2 and inserting in place thereof the following section:-

"Acquire", to obtain by gift, purchase, devise, grant, rental, rental purchase, lease or otherwise; provided, however that "acquire" shall not include a taking by eminent domain, except as provided in this chapter.

"Annual income", a family's or person's gross annual income less such reasonable allowances for dependents, other than a spouse, and for medical expenses as the housing authority or, in the event that there is no housing authority, the department of housing and community development, determines.

"Capital improvement", reconstruction or alteration of real property that (1) materially adds to the value of the real property, or appreciably prolongs the useful life of the real property, (2) becomes part of the real property or is permanently affixed to the real property so that removal would cause material damage to the property or article itself and (3) is intended to become a permanent installation or is intended to remain there for an indefinite period of time.

"Community housing", low and moderate income housing for individuals and families, including low or moderate income senior housing.

"Community preservation", the acquisition, creation and preservation of open space, the acquisition, creation and preservation of historic resources and the creation and preservation of community housing.

"Community preservation committee", the committee established by the legislative body of a city or town to make recommendations for community preservation, as provided in section 5.

"Community Preservation Fund", the municipal fund established under section 7.

“Historic resources,” a building, structure, vessel, real property, document or artifact that is listed on the state register of historic places or has been determined by the local historic preservation commission to be significant in the history, archaeology, architecture or culture of a city or town.

“Legislative body”, the agency of municipal government which is empowered to enact ordinances or by-laws, adopt an annual budget and other spending authorizations, loan orders, bond authorizations and other financial matters and whether styled as a city council, board of aldermen, town council, town meeting or by any other title.

“Low income housing”, housing for those persons and families whose annual income is less than 80 per cent of the areawide median income. The areawide median income shall be the areawide median income as determined by the United States Department of Housing and Urban Development.

“Low or moderate income senior housing”, housing for those persons having reached the age of 60 or over who would qualify for low or moderate income housing.

“Maintenance”, incidental repairs which neither materially add to the value of the property or appreciably prolong the property’s life, but keep the property in a condition of fitness, efficiency or readiness.

“Moderate income housing”, housing for those persons and families whose annual income is less than 100 per cent of the areawide median income. The areawide median income shall be the areawide median income as determined by the United States Department of Housing and Urban Development.

“Open space”, shall include, but not be limited to, land to protect existing and future well fields, aquifers and recharge areas, watershed land, agricultural land, grasslands, fields, forest land, fresh and salt water marshes and other wetlands, ocean, river, stream, lake and pond frontage, beaches, dunes and other coastal lands, lands to protect scenic vistas, land for wildlife or nature preserve and land for recreational use.

“Preservation”, protection of personal or real property from injury, harm or destruction.

“Real property”, land, buildings, appurtenant structures and fixtures attached to buildings or land, including, where applicable, real property interests.

“Real property interest”, a present or future legal or equitable interest in or to real property, including easements and restrictions, and any beneficial interest therein, including the interest of a beneficiary in a trust which holds a legal or equitable interest in real property, but shall not include an interest which is limited to the following: an estate at will or at sufferance and any estate for years having a term of less than 30 years; the reversionary right, condition or right of entry for condition broken; the interest of a mortgagee or other secured party in a mortgage or security agreement.

“Recreational use”, active or passive recreational use including, but not limited to, the use of land for community gardens, trails, and noncommercial youth and adult sports, and the use of land as a park, playground or athletic field. “Recreational use” shall not include horse or dog racing or the use of land for a stadium, gymnasium or similar structure.

“Rehabilitation”, capital improvements, or the making of extraordinary repairs, to historic resources, open spaces, lands for recreational use and community housing for the purpose of making such historic resources, open spaces, lands for recreational use and community housing functional for their intended use, including, but not limited to, improvements to comply with the Americans with Disabilities Act and other federal, state or local building or access codes. With respect to historic resources, rehabilitation shall comply with the Standards for Rehabilitation stated in the United States Secretary of the Interior's Standards for the Treatment of Historic Properties codified in 36 C.F.R. Part 68. With respect to land for recreational use, rehabilitation shall include the replacement of playground equipment and other capital improvements to the land or the facilities thereon which make the land or the related facilities more functional for the intended recreational use.

"Support of Community housing", shall include, but not be limited to, programs that provide grants, loans, rental assistance, security deposits, interest-rate write downs or other forms of assistance directly to individuals and families who are eligible for community housing, or to housing, for the purpose of making housing affordable.

SECTION 111. Section 3 of chapter 44B of the General Laws, as appearing in the 2010 Official Edition, is hereby amended by adding after paragraph (b) the following new paragraph:-

(b 1/2) Notwithstanding the provisions of chapter 59 or any other general or special law to the contrary, as an alternative to subsection (b), the legislative body may vote to accept sections 3 to 7, inclusive, by approving a surcharge on real property of not less than 1 per cent of the real estate tax levy against real property, and making an additional commitment of funds by dedicating revenue not greater than 2 per cent of the real estate tax levy against real property; provided, however, that additional funds so committed shall come from other sources of municipal revenue, including, but not limited to, hotel excise taxes pursuant to chapter 64G, linkage fee and inclusionary zoning payments, however authorized, the sale of municipal property pursuant to section 3 of chapter 40, parking fines and surcharges pursuant to sections 20, 20A, and 20A1/2 of chapter 90, existing dedicated housing, open space and historic preservation funds, however authorized, gifts received from private sources for community preservation purposes, and provided further that additional funds so committed shall not include any federal or state funds. The total funds committed to purposes authorized under this chapter by means of this subsection shall not exceed 3 per cent of the real estate tax levy against real property, less exemptions adopted. In the event that the municipality shall no longer dedicate all or part of the additional funds to community preservation, the surcharge of not less than 1 per cent shall remain in effect, but may be reduced pursuant to section 16.

SECTION 112. Subsection (e) of said section 3 of chapter 44B, as so appearing, is hereby amended by inserting the following new clause :-

(4) for $100,000 of the value of each taxable parcel of class 3, commercial property, and class four, industrial property as defined in section 2A of said chapter 59.

SECTION 113. Subsection (b) of section 5 of said chapter 44B, as so appearing, is hereby amended by inserting after the word “preservation”, in lines 23 and 24, the following words:-, including the consideration of regional projects for community preservation.

SECTION 114. Said subsection (b) of said section 5 of said chapter 44B, as so appearing, is hereby further amended by striking paragraph (2) and inserting in place thereof the following paragraph:-

(2) The community preservation committee shall make recommendations to the legislative body for the acquisition, creation and preservation of open space; for the acquisition, preservation, rehabilitation and restoration of historic resources; for the acquisition, creation, preservation, rehabilitation and restoration of land for recreational use; for the acquisition, creation, preservation and support of community housing; and for the rehabilitation or restoration of open space and community housing that is acquired or created as provided in this section; provided, however, that funds expended pursuant to this chapter may not be used for maintenance. With respect to community housing, the community preservation committee shall recommend, wherever possible, the reuse of existing buildings or construction of new buildings on previously developed sites. With respect to recreational use, the acquisition of artificial turf for athletic fields shall be prohibited.

SECTION 115. Said section 5 of said chapter 44B, as so appearing, is further amended by striking out subsection (d) and inserting in place thereof the following subsection:-

(d) After receiving recommendations from the community preservation committee, the legislative body shall then take such action and approve such appropriations from the Community Preservation Fund as set forth in section 7, and such additional non-Community Preservation Fund appropriations as it deems appropriate to carry out the recommendations of the community preservation committee. In the case of a city, the ordinance shall provide for the mechanisms under which the legislative body may approve and veto appropriations made pursuant to this chapter, in accordance with the city charter.

SECTION 116. Said chapter 44B, as so appearing, is hereby amended by striking out section 6 and inserting in place thereof the following section:-

Section 6. In every fiscal year and upon the recommendation of the community preservation committee, the legislative body shall spend, or set aside for later spending, not less than 10 per cent of the annual revenues in the Community Preservation Fund for open space, not less than 10 per cent of the annual revenues for historic resources and not less than 10 per cent of the annual revenues for community housing. In each fiscal year, the legislative body shall make appropriations from the Community Preservation Fund as it deems necessary for the administrative and operating expenses of the community preservation committee, but the appropriations shall not exceed 5 per cent of the annual revenues in the Community Preservation Fund. The legislative body may also make appropriations from the Community Preservation

Fund as it deems necessary for costs associated with tax billing software and outside vendors necessary to integrate such software for the first year that a city or town implements the provisions of this chapter; provided, however, that the total of any administrative and operating expense of the community preservation committee and the first year implementation expenses do not exceed 5 per cent of the annual revenues in the Community Preservation Fund.

Funds that are set aside shall be held in the Community Preservation Fund and spent in that year or later years, but funds set aside for a specific purpose shall be spent only for the specific purpose. Any funds set aside may be expended in any city or town in the commonwealth. The community preservation funds shall not replace existing operating funds, only augment them.

SECTION 117. The second paragraph of section 7 of said chapter 44B, as so appearing, is hereby amended by striking out the first sentence and inserting in place thereof the following sentence:-

The following monies shall be deposited in the fund: (i) all funds collected from the real property surcharge or bond proceeds in anticipation of revenue pursuant to sections 4 and 11; (ii) additional funds appropriated or dedicated from allowable municipal sources pursuant to subsection (b ½) of section 3, if applicable; (iii) all funds received from the commonwealth or any other source for such purposes; and (iv) proceeds from the disposal of real property acquired with funds from the Community Preservation Fund.

SECTION 118. Said chapter 44B, as so appearing, is hereby amended by striking out section 10 and inserting in place thereof the following section:-

Section 10. (a) The commissioner of revenue shall annually on or before November 15 disburse monies from the fund established in section 9 to cities and towns that have accepted sections 3 to 7, inclusive, and notified the commissioner of their acceptance. The community shall notify the commissioner of the date and terms on which the voters accepted said sections 3 to 7, inclusive. The municipal tax collecting authority shall certify to the commissioner the amount the city or town has raised through June 30 by imposing a surcharge on its real property levy and shall certify the percentage of the surcharge applied. In the event a city or town accepts this act pursuant to subsection (b 1/2) of section 3, the municipal tax collecting authority shall certify to the commissioner by October 30, the maximum additional funds the city or town intends to transfer to the Community Preservation Fund from allowable municipal sources for the following fiscal year. Once certified, the city or town may choose to transfer less than the certified amount during the following fiscal year.

(b) The commissioner shall multiply the amount remaining in the fund after any disbursements for operating and administrative expenses pursuant to section 9c by 80 per cent. This amount distributed in the first round distribution shall be known as the match distribution. The first round total shall be distributed to each city or town accepting said sections 3 to 7, inclusive, in an amount not less than 5 per cent but not greater than 100 per cent of the total amount raised by the additional surcharge on real property by each city or town and, if applicable, the additional funds committed from allowable municipal sources pursuant to subsection (b ½) of section 3. The percentage shall be the same for each city and town and shall be determined by the commissioner

annually in a manner that distributes the maximum amount available to each participating city or town.

(c) The commissioner shall further divide the remaining 20 per cent of the fund in a second round distribution, known as the equity distribution. The commissioner shall determine the equity distribution in several steps. The first step shall be to divide the remaining 20 per cent of the fund by the number of cities and towns that have accepted said sections 3 to 7, inclusive. This dividend shall be known as the base figure for equity distribution. This base figure shall be determined solely for purposes of performing the calculation for equity distribution and shall not be added to the amount received by a participant.

(d) Each city and town in the commonwealth shall be assigned a community preservation rank for purposes of the equity distribution. The commissioner shall determine each community's rank by first determining the city or town’s equalized property valuation per capita ranking, ranking cities and towns from highest to lowest valuation. The commissioner shall also determine the population of each city or town and rank each from largest to smallest in population. The commissioner shall add each equalized property valuation rank and population rank, and divide the sum by 2. The dividend is the community preservation raw score for that city or town.

(e) The commissioner shall then order each city or town by community preservation raw score, from the lowest raw score to the highest raw score. This order shall be the community preservation rank for each city or town. If more than 1 city or town has the same community preservation raw score, the city or town with the higher equalized valuation rank shall receive the higher community preservation rank.

(f) After determining the community preservation rank for each city or town in the commonwealth, the commissioner shall divide all cities or townsinto deciles according to their community preservation ranking, with approximately the same number of cities or towns in each decile, and with the cities or townswith the highest community preservation rank shall be placed in the lowest decile category, starting with decile 10. Percentages shall be assigned to each decile as follows:

decile 1 140 per cent of the base figure
decile 2 130 per cent of the base figure
decile 3 120 per cent of the base figure
decile 4 110 per cent of the base figure
decile 5 100 per cent of the base figure
decile 6 90 per cent of the base figure
decile 7 80 per cent of the base figure
decile 8 70 per cent of the base figure
decile 9 60 per cent of the base figure
decile 10 50 per cent of the base figure

After assigning each city or town to a decile according to their community preservation rank, the commissioner shall multiply the percentage assigned to that decile by the base figure to determine the second round equity distribution for each participant.

(g) Notwithstanding any other provision of this section, the total state contribution for each city or town shall not exceed the actual amount raised by the city or town's surcharge on its real property levy, and if applicable, additional funds committed from allowable municipal sources pursuant to subsection (b1/2) of section 3.

(h) When there are monies remaining in the trust fund after the first and second round distributions, and any necessary administrative expenses have been paid in accordance with section 9, the commissioner may conduct a third round surplus distribution. Any remaining surplus in the fund may be distributed by dividing the amount of the surplus by the number of cities and towns that have accepted this chapter. The resulting dividend shall be the surplus base figure. The commissioner shall then use the decile categories and percentages as defined in this section to determine a surplus equity distribution for each participant.

(i) The commissioner shall determine each participant's total state grant by adding the amount received in the first round distribution with the amounts received in any later round or rounds of distributions, with the exception of a city or town that has already received a grant equal to 100 per cent of the amount the community raised by its surcharge on its real property levy.

(1) Only those cities and towns that adopt the maximum surcharge pursuant to subsection (b) of section 3 and those cities and towns that adopt the maximum surcharge and additional funds committed from allowable municipal sources such that the total funds are the equivalent of 3 per cent of the real estate tax levy against real property pursuant to subsection (b 1/2) of section 3 shall be eligible to receive additional state monies through the equity and surplus distributions.

(2) If less than 10 per cent of the cities and towns in the commonwealth have accepted sections 3 to 7, inclusive, and imposed and collected a surcharge on their real property levy, the commissioner may calculate the state grant with only 1 round of distributions, or in any other equitable manner.

(j) After distributing the trust fund in accordance with this section, the commissioner shall keep any remaining funds in the trust for distribution in the following year.

SECTION 119. Section 12 of said chapter 44B, as so appearing, is hereby amended by striking out subsection (a) and inserting in place thereof the following subsection:-

(a) A real property interest that is acquired with monies from the Community Preservation Fund shall be bound by a permanent restriction, recorded as a separate instrument, that meets the requirements of sections 31 to 33, inclusive, of chapter 184 limiting the use of the interest to the purpose for which it was acquired. The permanent restriction shall run with the land and shall be enforceable by the city or town or the commonwealth. The permanent restriction may also run to the benefit of a nonprofit, charitable corporation or foundation selected by the city or town with the right to enforce the restriction. The legislative body may appropriate monies from the Community Preservation Fund to pay a non-profit organization created pursuant to chapter 180 to hold, monitor and enforce the deed restriction on said property.

SECTION 120. Subsection (a) of section 16 of said chapter 44B, as so appearing, is hereby amended by inserting after the word "chapter", in line 5, the following words:- , including reducing the surcharge to 1 per cent and committing additional municipal funds pursuant to subsection (b 1/2) of section 3.

SECTION 121. Sections XX to XX (CPA sections) shall apply to all Community Preservation Fund appropriations approved by a city or town's legislative body on or after the effective date of acceptance of chapter 44B of the General Laws in such city or town.

SECTION 122. (a) Notwithstanding any general or special law to the contrary, after complying with clause (a) of section 5C of chapter 29 of the General Laws, the comptroller shall beginning for fiscal year 2013 and in every fiscal year thereafter dispose of the consolidated net surplus in the budgetary funds in the following order to the extent that funds are available: (1) the comptroller shall transfer $25,000,000 to the Massachusetts Community Preservation Trust Fund, established by section 9 of chapter 44B of the General Laws; and (2) the comptroller shall transfer the remaining balance from the General Fund to the Commonwealth Stabilization Fund.

(b) All transfers pursuant to this section shall be made from the undesignated fund balance in the budgetary funds proportionally from the undesignated fund balances; but no such transfers shall cause a deficit in any of the funds.

SECTION 123. (a) Notwithstanding any general or special law to the contrary, after complying with clause (a) of section 5C of chapter 29 of the General Laws, the comptroller shall dispose of the consolidated net surplus in the budgetary funds for fiscal year 2012 in the following order to the extent that funds are available: (1) the comptroller shall transfer $10,000,000 from the General Fund to the Massachusetts Life Sciences Investment Fund established by section 6 of chapter 23I of the General Laws; and (2) the comptroller shall transfer the remaining balance from the General Fund to the Commonwealth Stabilization Fund.

(b) All transfers pursuant to this section shall be made from the undesignated fund balances in the budgetary funds proportionally from the undesignated fund balances; but no such transfer shall cause a deficit in any of the funds.

SECTION 124. Section 14C of chapter 7 of the General Laws, as appearing in the 2010 Official Edition, is hereby amended by inserting after the word "association", in line 13, the following words:— a public charity holding funds subject to the provisions of section 8 of chapter 12,

SECTION 125. Said section 14C of chapter 7 of the General Laws is hereby amended by adding, at the end thereof, the following:—

(h) The searchable website shall be updated to include items in subdivisions (1) through (6) of this section, if applicable, relative to any quasi-public agency in the commonwealth by December 31, 2017. For purposes of this section, "quasi-public agency" shall mean any authority or entity established by the General Court to serve a public purpose including, but not limited to, Bay State Skills Corporation; Boston Metropolitan District; Centers of Excellence Corporation; Community Economic Development Assistance Corporation; Community Development Finance

Corporation; Government Land Bank; Massachusetts Bay Transportation Authority; Massachusetts Business Development Corporation; Massachusetts Convention Center Authority; Massachusetts Corporations for Educational Telecommunications; Massachusetts Educational Loan Authority; Massachusetts Health and Educational Facilities Authority; Massachusetts Horse Racing Authority; Massachusetts Housing Finance Agency; Massachusetts Industrial Finance Agency; Massachusetts Industrial Service Program; Massachusetts Port Authority; Massachusetts Product Development Corporation; Massachusetts Technology Development Corporation; Massachusetts Technology Park Corporation; Massachusetts Department of Transportation; Massachusetts Turnpike Authority; Massachusetts Water Resources Authority; Pension Reserves Investment Management Board; State College Building Authority; Southeastern Massachusetts University Building Authority; Thrift Institutions Fund for Economic Development; University of Lowell Building Authority; University of Massachusetts Building Authority; and the Water Pollution Abatement Trust.

(i) The searchable website shall be updated to include items in subdivisions (1) through (6) of this section, if applicable, relative to any city, town or municipality in the commonwealth by December 31, 2017.

SECTION 126. Said section 14C of chapter 7 of the General Laws, as so appearing, is hereby amended by adding the following subsection:-

(j) the searchable website shall allow users to search by agency if such agency provides awards to a public charity holding funds subject to the provisions of section 8 of chapter 12.

SECTION 127. Section 3 of chapter 30A of the General Laws, as appearing in the 2010 Official Edition, is amended by inserting after the 2nd paragraph the following paragraph:-

The notice shall refer to the statutory authority under which the action is proposed; give the time and place of any public hearing or state the anticipated time of agency action; state the manner in which data, views, or arguments may be submitted to the agency by any interested person; either state the express terms or describe the substance of the proposed action; and include any additional matter required by any law.

SECTION 128. Section 19 of chapter 32B of the General Laws, as most recently amended by chapter 68 of the acts of 2011, is hereby further amended by inserting at the end thereof the following subsection:-

(j) Notwithstanding any other general or special law to the contrary, in the event that an agreement, either executed or modified, was reached by an appropriate public authority and the public employee committee to transfer all subscribers, for whom the authority provides health insurance coverage, to the commission under subsections (e) and (f) of this section, its retirees, surviving spouses and their dependents may enroll in the dental insurance plan provided by the commission to retirees, surviving spouses and their dependents insured under chapter 32A, at premium contribution ratios that requires retirees, surviving spouses and their dependents to contribute 100 per cent of the dental insurance premium and administrative fee. The commission shall provide dental insurance coverage, under its plan for retirees, surviving spouses and their

dependents insured under chapter 32A, to retirees, surviving spouses and their dependents who elect the coverage under this subsection, as it so provides health insurance coverage under subsections (e) and (f) of this section. The commission may charge an administrative fee, which shall not be more than 1 per cent of the cost of total dental insurance premiums for the retirees, surviving spouses and their dependents who enroll in the dental insurance plan under this section, to be determined by the commission which shall be considered as part of the cost of coverage for purposes of determining the contributions of the political subdivision and its retirees, surviving spouses and their dependents to the cost of insurance coverage by the commission.

SECTION 129. Section 23 of chapter 32B of the General Laws is hereby amended by inserting at the end thereof the following subsection:-

(i) Notwithstanding any other general or special law to the contrary, in the event that an agreement, either executed or modified, was reached by an appropriate public authority and the public employee committee to transfer all subscribers, for whom the authority provides health insurance coverage, to the commission under this section, its retirees, surviving spouses and their dependents may enroll in the dental insurance plan provided by the commission to retirees, surviving spouses and their dependents insured under chapter 32A, at premium contribution ratios that requires retirees, surviving spouses and their dependents to contribute 100 per cent of the dental insurance premium and administrative fee. The commission shall provide dental insurance coverage, under its plan for retirees, surviving spouses and their dependents insured under chapter 32A, to retirees, surviving spouses and their dependents who elect the coverage under this subsection, as it so provides health insurance coverage under this section. The commission may charge an administrative fee, which shall not be more than 1 per cent of the cost of total dental insurance premiums for the retirees, surviving spouses and their dependents who enroll in the dental insurance plan under this subsection, to be determined by the commission which shall be considered as part of the cost of coverage for purposes of determining the contributions of the political subdivision and its retirees, surviving spouses and their dependents to the cost of insurance coverage by the commission.

SECTION 130. Notwithstanding any general or special law to the contrary, the comptroller, in consultation with the Massachusetts Bay Transportation Authority, shall study and report on the feasibility of allocating funds to the fiscal year 2013 deficit of the Massachusetts Bay Transportation Authority to be applied specifically to debt service in order to reduce any anticipated fare hike increases in fiscal year 2013. The comptroller shall report its findings and recommendations by filing the same with the clerks of the house of representatives and senate, the joint committee on transportation and the house and senate committees on ways and means not later than September 1, 2012.

SECTION 131. The Massachusetts Department of Transportation shall investigate and report on means of addressing the fiscal difficulties of the transportation system of the commonwealth. The executive of administration and finance shall provide assistance as deemed necessary by the Department of Transportation. The Department of Transportation shall report its findings and recommendations, together with drafts of legislation necessary to carry the recommendations into effect, by filing the same with the clerks of the house of representatives and senate, the joint

committee on transportation and the house and senate committees on ways and means not later than December 31, 2012.

SECTION 132. Section 41 of chapter 161A of the General Laws, as appearing in the 2010 Official Edition, is hereby amended by inserting at the end thereof the following subsection:- (f) to sell electricity to the divisions within the Massachusetts Department of Transportation.

SECTION 133. The Greenbush Station in the Town of Scituate shall henceforth be referred to as the "Frank M. Hynes Station at Greenbush." The Massachusetts Bay Transportation Authority shall expend a one-time disbursement of funds to be used for the creation of signs at the station which shall display the new name. The Massachusetts Bay Transportation Authority may continue to abbreviate the station as "Greenbush" on all Massachusetts Bay Transportation Authority and Massachusetts Department of Transportation materials.

SECTION 134. Notwithstanding any rule or regulation of the Massachusetts Department of Transportation highway division to the contrary, the Bridge B-12-012, spanning the Massachusetts Bay Transit Authority rail line in the town of Billerica shall be designated and known as the William G. Greene Bridge in honor of the Commonwealth's former state representative and dedicated public servant. The highway division shall erect suitable markers bearing this designation in compliance with the standards of the division and any existing historic preservation guidelines or statutes.

SECTION 135. Notwithstanding any general or special law, rule or regulation or performance standard to the contrary, and in order to increase access to the Yarmouth waterfront; to promote the increase, preservation and restoration of salt water marshes, wetlands and wetland vegetation; to provide quicker public safety response, to provide the area's first permanent boat waste pump-out facility, to reduce fuel spills by providing the area's first fully contained fuel station; to educate the public in habitat restoration and creation, and provide other improvements beneficial to the public interest, the legislature finds that the Yarmouth Marina Project located on Parker's River at the site of the former drive-in theater on Route 28 in the Town of Yarmouth demonstrates an overriding public interest and shall be exempt from any Department of Environmental Protection review under the Wetlands Protection Act and a Water Quality Certification under the Massachusetts Clean Waters Act (401 Water Quality Certification Program) provided that the town shall mitigate any disturbance of wetland vegetation by aggressive attempts at restoration or rehabilitation of an area or areas of distressed wetland vegetation of a total area of not less than twice the area of wetland vegetation disturbed.

SECTION 136. Chapter 20 of the General Laws is hereby amended by inserting after section 31 the following section:-

Section 32. There shall be established and set upon the books of the commonwealth a separate fund to be known as the Agricultural Inspection and Infrastructure Trust Fund, consisting of revenues received pursuant to section 3B of chapter 7; chapters 128, 129, 132B; poultry testing fees for services established by 330 CMR 5.00 et seq.; interest or investment earnings on such monies; and all other monies credited or transferred thereto from any other fund or service.

Monies in the Agricultural Inspection and Infrastructure Trust Fund may be expended without further appropriations on programs and costs related to the following: (1) sections 32 to 38 inclusive of chapter 128; (2) the integrated pest management program established by chapter 132B and by chapter 85 of the acts of 2000; (3) spay and neuter programs and animal rescue and shelter programs established under section 2 of chapter 129; (4) poultry testing programs established by 330 CMR 5.00 seq; and (5) the Agricultural Innovation Center.

Any unexpended balance in the fund at the end of the fiscal year, not to exceed $200,000, shall not revert to the General Fund but shall remain available for expenditure in subsequent fiscal years. No expenditure made from the fund shall cause the fund to become deficient at any point during a fiscal year.

SECTION 137. Section 144 of chapter 122 of the acts of 2006 is hereby amended by striking out, in lines 4 to 6, inclusive, the words "; provided, however, that no waiver or exemption shall be granted without the written approval of the secretary of administration and finance".

SECTION 138. The second sentence of section 1 of chapter 65 of the acts of 2010 is hereby amended by inserting after the words “Boston University Sailing Pavilion in the city of Boston;” the following words:- the Northeastern University Henderson Boat House in the city of Boston.

SECTION 139. Section 15F of chapter 138 of the General Laws, as appearing in the 2010 Official Edition, is hereby amended by inserting at the end thereof the following paragraph:-

(b). A special license under this section may be granted by the local licensing authorities for a portion of premises that are licensed under §12 of this chapter provided that: (a) the special licensee documents the legal basis for use of the §12 licensed premises; (b) the area in which a special license is approved must be physically delineated from the area remaining under the control of the §12 license-holder; (c) the holder of the special license and not the §12 licensee, shall be solely liable for all activities that arise out of the special license; and (e) the special license holder shall not pay any consideration, directly or indirectly, to the §12 license holder for the access to or use of the §12 licensee’s premises.

SECTION 140 Chapter 15A of the General Laws, as appearing in the 2010 Official Edition, is hereby amended by inserting, after section 41, the following new section:-

Section 42. (a) The board shall develop and adopt a written policy requiring each public institution of higher education to develop a set of policies and procedures governing the evaluation of a student’s military occupation(s), and military training , coursework, and experience, for purposes of determining whether academic credit will be awarded by the institution for the evaluated experience, training, and coursework.; provided, that the occupation(s), training, experience, or courses meet the standards of the American Council on Education or equivalent standards for awarding academic credit; provided further, that the award of educational credit is based upon each institution’s admissions standards and is consistent with the mission of the commonwealth’s system of public higher education, as defined by the board, pursuant to section 1 of chapter 15A. Each public institution of higher education shall designate a single point of contact for a student who is enrolled in such an institution and who is also a

veteran, as defined in clause 43 of section 7 of chapter 4 to initiate and pursue such an evaluation and determination.

(b) The board shall consult and collaborate with the boards of trustees in implementing the policy set forth in subsection (a) and the policy adopted by the board shall, to the greatest extent possible, provide for consistent application by all the commonwealth's public institutions of higher education and promote accurate and complete academic counseling.

(c) The board shall adopt all necessary rules, regulations, and procedures to implement the provisions of this section, effective beginning March 1, 2013 and continuing thereafter.

SECTION 141. A special commission is hereby established to study the revenue impact on cities and towns of businesses conforming with federal entity classification rules. The commission shall consider the amount of personal property tax revenue lost by individual cities and towns, the amount of revenue gained by the state, and ways to incentivize businesses to become domestic corporations while cities and towns are held harmless. The commission shall consist of 11 members, as follows: the chairs of the joint committee on revenue, who shall chair the commission; the commissioner of revenue, or her designee; 1 designee appointed by the governor; the house chair of ways and means, or his designee; the senate chair of ways and means, or his designee; the secretary of administration and finance, or his designee; the auditor, or her designee; the treasurer or his designee; the house minority leader, or his designee; and the senate minority leader, or his designee. Said commission shall report its findings, together with drafts of any legislation it recommends, to the senate and house clerks no later than July 1, 2013.

SECTION 142. There shall be hereby established a special commission to conduct a comprehensive review and evaluation of the commonwealth's inpatient mental healthcare system including, but not limited to, the statewide network of community-based services and support and the continuum of care in all regions of Massachusetts.

The commission shall consist of 9 members, 1 of whom shall be appointed by the speaker of the house of representatives, who shall serve as co-chair; 1 of whom shall be appointed by the president of the senate, who shall serve as co-chair; 1 of whom shall be appointed by the minority leader of the house of representatives; 1 of whom shall be appointed by the minority leader of the senate; 1of whom shall be appointed by the Governor; 1 of whom shall be a representative of the Arc of Massachusetts; 1 of whom shall be a representative of the Association of Behavioral Health Systems; 1 of whom shall be a representative of the Disability Law Center; and 1 of whom shall be a representative of the Massachusetts Psychiatric Society.

The department of mental health shall provide any information requested by the commission in order to further the purposes of the commission; provided, however, that such information shall not be provided to the commission if the information would violate the federal Health Insurance Portability and Accountability Act of 1996.

The commission shall file a report of their findings, together with recommendations for legislation, if any, with the joint committee on mental health and substance abuse and the house and senate committees on ways and means, no later than December 28, 2012.

2293
2294 **SECTION 143.** Chapter 118E of the General Laws, as appearing in the 2010 Official Edition, is
2295 hereby amended by inserting after section 62 the following new section:-
2296
2297 Section 63. Auto-Assignment for Medicaid Beneficiaries.
2298
2299 Beginning October 1, 2012, and until such time as the Managed Care Advisory Committee,
2300 established pursuant to Section 178 of Chapter 131 of the Acts of 2010 has filed its report with
2301 the legislature, the division shall make provisions to enroll those MassHealth beneficiaries who
2302 did not affirmatively select a managed care option into a Medicaid managed care organization
2303 that has contracted with the Commonwealth to deliver managed care services to eligible
2304 MassHealth beneficiaries, provided that the division shall give the Primary Care Clinician plan
2305 no greater preference than any single MCO in such assignment process and shall divide said
2306 assigned members equally among the Primary Care Clinician Plan and individual Medicaid
2307 managed care organizations on a rotating basis.
2308
2309 **SECTION 144.** Notwithstanding any general or special law to the contrary, the executive office
2310 of health and human services shall conduct a procurement to select an entity or entities to
2311 conduct an analysis of the children with complex care needs in the MassHealth program. The
2312 goal of the procurement shall be to identify a suitable vendor to partner with the Executive
2313 Office to identify all children with complex care needs in the MassHealth program, understand
2314 the services, service providers and medical resources utilized and current costs of serving these
2315 children; and to analyze the suitability of their current primary or majority care settings relative
2316 to the goals of the Commonwealth's Patient-Centered Medical Home Initiative and the goal of
2317 providing the highest quality care most efficiently by managing care and utilization of services.
2318 The analysis conducted pursuant to the procurement shall group the patients by primary
2319 diagnosis, including mental health diagnoses, or other clinical profile characteristics and assess
2320 the current medical home capabilities of primary care providers for the relevant patients in each
2321 category, by geographic region. The office shall not award any money or other compensation
2322 with the contract. The request for proposals shall be released by October 1, 2012 and the vendor
2323 shall be selected by November 30, 2012.
2324
2325 The chosen entity or entities shall produce a report of its findings to the executive office of
2326 health and human services, the division of insurance, the joint committee on health care finance,
2327 the house and senate committees on ways and means and the house and senate clerks, for public
2328 availability, no later than August 31, 2013. Such report shall include the following: (a)
2329 recommendations for how children with complex care needs could be served in keeping with the
2330 goals of the Commonwealth's Patient Centered Medical Home Initiative; (b) recommendations
2331 for appropriate quality benchmarks for their care or recommendations regarding the development
2332 of such metrics; (c) an analysis of potential federal and external funding sources; and (d) an
2333 analysis of care models and financial arrangements used for children with complex care needs in
2334 other states.
2335
2336 **SECTION 145.** Notwithstanding any general or special law to the contrary, the executive office
2337 of health and human services shall conduct an investigation of all federal and state assistance
2338 programs to determine which have eligibility requirements within the requirements of

2339 MassHealth and which could feasibly share data with the MassHealth program for purposes of
2340 renewing eligible children and their eligible parents in MassHealth through the express-lane
2341 eligibility option created under the Children's Health Insurance Program Reauthorization Act of
2342 2009 (PL 111-3). The office shall submit a report on the results of that investigation to the house
2343 and senate committees on ways and means, the joint committee on health care financing, the
2344 joint committee on children and families and persons with disabilities and the house and senate
2345 clerks not later than April 1, 2013.
2346
2347 **SECTION 146.** Notwithstanding any general or special law to the contrary, there shall be a
2348 special commission for the purpose of studying and making recommendations concerning
2349 services for unaccompanied homeless youth age 22 and under, with the goal of ensuring a
2350 comprehensive and effective response to the unique needs of this population. The focus of the
2351 commission's work shall include, but not be limited to, an analysis of the barriers to serving
2352 unaccompanied youth who are gay, lesbian, bisexual, and transgender; an analysis of the barriers
2353 to serving unaccompanied youth under 18 years of age; an assessment of the impact of mandated
2354 reporting requirements on unaccompanied youths' access to services; the state's ability to
2355 identify and connect with unaccompanied youth; and recommendations to reduce identified
2356 barriers to serving this population, including, but not limited to, extending the time for certain
2357 categories of mandated reporters to file reports and establishing special licensure provisions to
2358 allow service providers to serve homeless youth under 18 years of age. The commission, in
2359 formulating its recommendations, shall take account of best practices and policies in other states
2360 and jurisdictions.
2361
2362 The commission shall include, the secretary of health and human services, the commissioner of
2363 the department of children and families, the commissioner of the department of elementary and
2364 secondary education, the commissioner of the department of public health, the commissioner of
2365 the department of mental health, the commissioner of MassHealth, the commissioner of the
2366 department of transitional assistance, the undersecretary of housing and community
2367 development, 2 members of the senate, appointed by the senate president, 2 members of the
2368 house of representatives, appointed by the speaker of the house, 3 youth who have experienced
2369 homelessness, appointed by the office of the child advocate, and a representative from each of
2370 the following organizations: Massachusetts Coalition for the Homeless, Task Force on Youth
2371 aging Out, Massachusetts Appleseed Center for Law and Education, MassEquality,
2372 Massachusetts Housing and Shelter Alliance, Massachusetts Transgender Political Coalition, the
2373 Boston Alliance of Gay, Lesbian Bisexual and Transgender Youth, and three persons to be
2374 named by the Governor.
2375
2376 The commission shall submit a report to the Governor, the speaker of the house of
2377 representatives and the president of the senate, the joint committee on children, families and
2378 persons with disabilities and the office of the child advocate no later than March 31, 2013,
2379 setting forth the commission's findings, together with any recommendations for regulatory or
2380 legislative action with a timeline for implementation, cost estimates and finance mechanisms.
2381 Thereafter, the commission shall submit a report annually by December 31st of each year to the
2382 Governor, the speaker of the house of representative and the president of the senate, the joint
2383 committee on children, families and persons with disabilities, the clerks of the house of
2384 representatives and the senate and the office of the child advocate, detailing the extent of

homelessness among unaccompanied youth within the commonwealth and the progress made toward implementing the commission's recommendations along with other efforts to address the needs of this population.

SECTION 147. Notwithstanding any general or special law to the contrary, the department of revenue, in conjunction with the executive office of health and human services, shall investigate and report on the feasibility and costs of implementing a sales tax exemption for any medical equipment deemed medically necessary and prescribed by a physician. The department of revenue shall report its findings and recommendations, together with drafts of legislation necessary to carry those recommendations into effect, by filing the same with the clerks of the house of representatives and senate, the joint committee on revenue and the house and senate committees on ways and means not later than December 31, 2012.

SECTION 148. Section 24 of chapter 138 of the General Laws, as appearing in the 2010 Official Edition, is hereby amended by adding, in line 17, after the words 'quantities thereof', the following:− ; provided, further, that no regulation promulgated as a result of this section shall prohibit the practice of selling, offering to sell or delivering to any person or group of persons any drinks at a price less than the price regularly charged for such drinks for a period longer than 48 hours, except at private functions not open to the public.

SECTION 149. Notwithstanding any general or special law to the contrary, the alcoholic beverages control commission shall, 1 year after the effective date of section 176, conduct an investigation and study as to of the impacts of said section. The commission shall report the results of its investigation and study, together with drafts of legislation, if any, necessary to carry its recommendations into effect, by filing the same with the clerks of the senate and house of representatives, who shall forward the same to the joint committee on consumer protection and professional licensure on or before December 31, 2013.

SECTION 150. Section 106 of chapter 194 of the acts 2011 is hereby amended by inserting after the second sentence the following sentence:- In addition, the alcohol beverages control commission shall also investigate and report on the possibility of promulgating regulations allowing for the practice of selling, offering to sell or delivering to any person or group of persons any drinks at a price less than the price regularly charged for such drinks for period longer than 48 hours, except at private functions not open to the public.

SECTION 151. Said section 106 of said chapter 194 is hereby further amended by striking out the words 'June 30, 2013' and inserting in place thereof the following words:- October 1, 2012.

SECTION 152. Section 3A of chapter 60 of the General Laws, as appearing in the 2010 Official Edition, is hereby amended by adding the following subsection:-

(e) The collector may issue an electronic bill or notice for any other tax, excise, betterment or assessment committed by the assessors under a voluntary electronic billing program established for such tax, excise, betterment or assessment in the manner set forth in subsection (c). The electronic bill or notice issued under the program must meet the standards required by law for such tax, excise, betterment or assessment bills or notices.

SECTION 153. Section 2 of chapter 60A of the General Laws, as appearing the 2010 Official Edition, is hereby amended by striking the following sentence in lines 28-31:- All tax notices sent to owners of vehicles notifying said owners of the amount of excise tax due and the due date shall indicate the owner's license to operate number as appearing on the registration application, renewal application or amended registration as provided in section two of chapter ninety.

SECTION 154. Section 10 of chapter 132 of the acts of 2009 is hereby repealed.

SECTION 155. Chapter 112 of the General Laws, as appearing in the 2010 Official Edition, is hereby amended by inserting, after section 1A, the following new section:—

Section 1B. (a)The director and each of the boards of registration and examination under the director's supervision, shall upon presentation of satisfactory evidence by an applicant for certification or licensure, accept education, training, or service completed by an individual as a member of the armed forces, as defined in clause 43 of section 7 of chapter 4; or the United States military reserves toward the qualifications required to receive the license or certification in question.

(b) The commissioner of public health and each of the boards of registration and examination under the commissioner's supervision, shall upon presentation of satisfactory evidence by an applicant for certification or licensure, accept education, training, or service completed by an individual as a member of the armed forces, as defined in clause 43 of section 7 of chapter 4, or the United States military reserves toward the qualifications required to receive the license or certification in question.

(c) Notwithstanding any general or special law to the contrary, if a licensee or certificate holder, pursuant to chapter 112, is engaged in active service in the armed forces of the United States, as defined in clause 43 of section 7 of chapter 4, the license or certification held by a licensee or certificate holder shall remain valid until the licensee or certificate holder is released from active duty and for a period of not less than 90 days following said release.

(d) Notwithstanding any general or special law to the contrary, the commissioner of public health and each of the boards of registration and examination under the supervision of the commissioner, shall upon presentation of satisfactory evidence by an applicant for certification or licensure, expedite the issuance of a license or certification to a person: (i) who is certified or licensed in a state other than Massachusetts, (ii) whose spouse is a member of the armed forces in the United States; (iii) whose spouse is a the subject of a military transfer to Massachusetts; and (iv) who left employment to accompany the person's spouse to Massachusetts. The procedure shall include, but shall not be limited to: (v) issuing the person a license or certificate, if, in the opinion of the department, the requirements for licensure or certification of such other state are substantially equivalent to that required in Massachusetts; or (vi) issuing the person a temporary license or certificate to allow the person to perform services while completing any specific requirements that may be required in Massachusetts but were not required in the state in which the person was licensed or certified.

(e) Notwithstanding any general or special law to the contrary, the director and each of the boards of registration and examination under the supervision of the director, shall upon the presentation of satisfactory evidence by an applicant for certification or licensure, expedite the issuance of a license or certification for a person: (i) who is certified or licensed in a state other than Massachusetts; (ii) whose spouse is a member of the armed forces in the United States; (iii) whose spouse is the subject of a military transfer to Massachusetts; and (iv) who left employment to accompany their spouse to Massachusetts. The procedure shall include, but not be limited to: (i) issuing said person a license or certificate, if, in the opinion of the department, the requirements for licensure or certification of such other state are substantially equivalent to those required in Massachusetts; or (ii) issuing said person a temporary license or certificate to allow said person to perform services while completing any specific requirements that may be required in Massachusetts but were not required in the state in which said person was licensed or certified.

(f) The director and each of the boards of registration and examination under the director's supervision shall adopt all necessary rules, regulations, and procedures to implement the provisions of this section, effective beginning January 1, 2013.

(g) The commissioner and each of the boards of registration and examination under the commissioner's supervision shall adopt all necessary rules, regulations, and procedures to implement the provisions of this section, effective beginning January 1, 2013.

SECTION 156. Chapter 147 of the General Laws, as appearing in the 2010 Official Edition, is hereby amended by inserting after section 61 the following new section:—

Section 62. (a) The commissioner shall coordinate and adopt a uniform policy within the department to accept, upon presentation of satisfactory evidence by an applicant for certification or licensure under the authority of the department, education, training, or service completed by an individual as a member of the armed forces, as defined in clause 43 of section 7 of chapter 4, or the United States military reserves toward the qualifications required to receive the license or certification in question.

(b) Notwithstanding any general or special law to the contrary, if a licensee or certificate holder, who received a license or certificate under the authority of the department, is engaged in active service in the armed forces of the United States, as defined in clause 43 of section 7 of chapter 4, the license or certification held by a licensee or certificate holder shall remain valid until the licensee or certificate holder is released from active duty and for a period of not less than ninety days following said release.

(c) Notwithstanding any general or special law to the contrary, the commissioner shall establish a procedure within the department to, upon the presentation of satisfactory evidence by an applicant for certification or licensure under the authority of the department, expedite the issuance of a license or certification for a person: (i) who is certified or licensed in a state other than Massachusetts; (ii) whose spouse is a member of the armed forces in the United States; (iii) whose spouse is the subject of a military transfer to Massachusetts; and (iv) who left employment to accompany their spouse to Massachusetts. The procedure shall include, but not

be limited to: (i) issuing said person a license or certificate, if, in the opinion of the department, the requirements for licensure or certification of such other state are substantially equivalent to those required in Massachusetts; or (ii) issuing said person a temporary license or certificate to allow said person to perform services while completing any specific requirements that may be required in Massachusetts but were not required in the state in which said person was licensed or certified.

(d) The commissioner and the department shall adopt all necessary rules, regulations, and procedures to implement the provisions of this section, effective January 1, 2013.

SECTION 157. Section 25 of Chapter 151A, as so appearing, is hereby amended by adding at the end thereof the following (k) employees terminated for and proven; stealing from their place of employment or for illegal drug use while at work or drunkenness while at work.

SECTION 158. Section 3 of chapter 32 of the General Laws as appearing in the 2006 Official Edition is hereby amended in line 252 by inserting after the word prisoners the following words: employees of the department of children and families holding the title of social worker A/B, C, or D or successive titles who have been employed in such titles for 10 years or more.

SECTION 159. Section 8F of chapter 12 of the General Laws, as appearing in the 2010 Official Edition, is hereby amended by striking, in line 135, the figure '$5,000' and inserting in place thereof the following figure:—$10,000.

SECTION 160. Said section 8F of chapter 12 is hereby amended by adding, at the end thereof, the following:-

A public charity, or an officer or agent of a public charity, who knowingly makes, executes or files a report false in any material representation shall be punished by a fine of not more than $5,000 or by imprisonment for not more than 1 year, or by both such fine and imprisonment.

SECTION 161. Chapter 10 of the General Laws is hereby amended by striking out section 66, as appearing in the 2010 Official Edition, and inserting in place thereof the following section:-

Section 66. There shall be established and set up on the books of the commonwealth a separate fund to be known as the Victims of Drunk Driving Trust Fund. The fund shall consist of monies paid to the courts pursuant to the third paragraph of subparagraph (1) of paragraph (a) of subdivision (1) of section 24 of chapter 90, together with any interest or earnings accrued on such monies through investment or deposit. The state treasurer shall be the custodian of the fund and shall receive, deposit and invest all monies transmitted to him under this section in accordance with sections 34, 34A and 38 of chapter 29 in such a manner as to secure the highest rate of return available consistent with the safety of the fund, and shall credit interest and earnings on the trust fund corpus to the trust fund. The state treasurer shall transfer funds from the income and receipts of the fund to the victim and witness assistance board, as established in section 4 of chapter 258B, from time to time, at the request of the board. The board shall administer grants from the fund, without further appropriation, and may award them to community-based programs and public agencies in the commonwealth to provide counseling and

support services to victims, witnesses, and their family members of crashes caused by persons driving under the influence of drugs or alcohol. The board may also permit the allocation of funds for the purposes of impaired driving prevention, education, and training services. The board shall develop, in conjunction with the department of public health's bureau of substance abuse and the Massachusetts chapter of Mothers Against Drunk Driving, written criteria for the awarding of grants and other funding allocations, which shall be evaluated and, if necessary, revised on an annual basis. For the purposes of this section, the words "victim," "witness," and "family member" shall have the same meaning as defined in section 1 of said chapter 258B.

The board shall file a report detailing the amount of funds collected and expended from the fund along with a copy of the written criteria used to expend the funds to the house and senate committees on ways and means not later than February 28 of each calendar year. An amount not to exceed 5 per cent of the total funds deposited in the fund may be expended by the board for administrative costs directly attributable to the grants and programs funded by the fund, including, but not limited to, the costs of clerical and support personnel. Any unexpended balance of monies in the fund at the end of the fiscal year shall not revert to the General Fund but shall remain available for expenditure from such fund in subsequent fiscal years. No expenditure made from the fund shall cause the fund to become deficient at any point during a fiscal year.

SECTION 162. Section 5 of chapter 112 of the General Laws is hereby amended by striking out paragraphs 6 through 8, inclusive, and inserting in place thereof the following four paragraphs: - The board shall collect the following information reported to it to create individual profiles on licensees and former licensees, in a format created by the board that shall be available for dissemination to the public: (a) a description of any criminal convictions for felonies and serious misdemeanors as determined by the board. For the purposes of this subsection, a person shall be deemed to be convicted of a crime if he pleaded guilty or if he was found or adjudged guilty by a court of competent jurisdiction; (b) a description of any charges for felonies and serious misdemeanors as determined by the board to which a physician pleads nolo contendere or where sufficient facts of guilt were found and the matter was continued without a finding by a court of competent jurisdiction; (c) a description of any final board disciplinary actions; (d) a description of any final disciplinary actions by licensing boards in other states; (e) a description of revocation or involuntary restriction of privileges by a hospital, clinic or nursing home under the provisions of chapter 111, or of any employer who employs physicians licensed by the board for the purpose of engaging in the practice of medicine in the commonwealth, for reasons related to competence or character that have been taken by the governing body or any other official of the hospital, clinic or nursing home or employer who employs physicians licensed by the board for the purpose of engaging in the practice of medicine in the commonwealth after procedural due process has been afforded, or the resignation from or nonrenewal of medical staff membership or the restriction of privileges at a hospital, clinic or nursing home or employer who employs physicians licensed by the board for the purpose of engaging in the practice of medicine in the commonwealth taken in lieu of or in settlement of a pending disciplinary case related to competence or character in that hospital, clinic or nursing home or of any employer who employs physicians licensed by the board for the purpose of engaging in the practice of medicine or employer who employs physicians licensed by the board for the purpose of engaging in the practice of medicine in the commonwealth ; (f) all medical malpractice court judgments and all medical malpractice arbitration awards in which a payment is awarded to a complaining party

2615 and all settlements of medical malpractice claims in which a payment is made to a complaining
2616 party. Dispositions of paid claims shall be reported in a minimum of three graduated categories
2617 indicating the level of significance of the award or settlement. Information concerning paid
2618 medical malpractice claims shall be put in context by comparing an individual licensee's medical
2619 malpractice judgment awards and settlements to the experience of other physicians within the
2620 same specialty. Information concerning all settlements shall be accompanied by the following
2621 statement: "Settlement of a claim may occur for a variety of reasons which do not necessarily
2622 reflect negatively on the professional competence or conduct of the physician. A payment in
2623 settlement of a medical malpractice action or claim should not be construed as creating a
2624 presumption that medical malpractice has occurred.
2625
2626 Nothing herein shall be construed to limit or prevent the board from providing further
2627 explanatory information regarding the significance of categories in which settlements are
2628 reported. Pending malpractice claims shall not be disclosed by the board to the public. Nothing
2629 herein shall be construed to prevent the board from investigating and disciplining a licensee on
2630 the basis of medical malpractice claims that are pending. (g) names of medical schools and dates
2631 of graduation; (h) graduate medical education; (i) specialty board certification; (j) number of
2632 years in practice; (k) names of the hospitals where the licensee has privileges; (l) appointments to
2633 medical school faculties and indication as to whether a licensee has a responsibility for graduate
2634 medical education within the most recent ten years; (m) information regarding publications in
2635 peer-reviewed medical literature within the most recent ten years; (n) information regarding
2636 professional or community service activities and awards; (o) the location of the licensee's
2637 primary practice setting; (p) the identification of any translating services that may be available at
2638 the licensee's primary practice location; (q) an indication of whether the licensee participates in
2639 the Medicaid program.
2640
2641 The board shall provide individual licensees with a copy of their profiles prior to release to the
2642 public. A licensee shall be provided a reasonable time to correct factual inaccuracies that appear
2643 in such profile. A physician may elect to have his profile omit certain information provided
2644 pursuant to clauses (l) to (n), inclusive, concerning academic appointments and teaching
2645 responsibilities, publication in peer-reviewed journals and professional and community service
2646 awards. In collecting information for such profiles and in disseminating the same, the board shall
2647 inform physicians that they may choose not to provide such information required pursuant to said
2648 clause (l) to (n), inclusive. For physicians who are no longer licensed by the board, the board
2649 shall continue to make available the profiles of such physicians, except for those who are known
2650 by the board to be deceased. The board shall maintain the information contained in the profiles
2651 of physicians no longer licensed by the board as of the date the physician was last licensed, and
2652 include on the profile a notice that the information is current only to that date.
2653
2654 **SECTION 163.** Section 3 of chapter 175H of the General Laws, as appearing in the 2008
2655 Official Edition, is hereby amended by inserting before the word "Any", in line 1, the following:-
2656 (a).
2657
2658 **SECTION 163A.** Said section 3 of said chapter 175H, as so appearing, is hereby further
2659 amended by inserting after word "rebate", in line 7, the following words:- , except as provided in
2660 subsection (b).

2661
2662 **SECTION 163B**. Said section 3 of said chapter 175H, as so appearing, is hereby further 7
2663 amended by adding the following 3 subsections:-
2664
2665 (b)(1) This section shall not apply to any discount or free product vouchers that a retail pharmacy
2666 provides to a consumer in connection with a pharmacy service, item or prescription transfer offer
2667 or to any discount, rebate, product voucher or other reduction in an individual's out-of-pocket
2668 expenses, including co-payments and deductibles, on (i) any biological product as defined in
2669 section 351 of the Public Health Service Act, 42 USC 262, or (ii) any prescription drug provided
2670 by a pharmaceutical manufacturing company, as defined in section 1 of chapter 111N, that is
2671 made available to an individual if the discount, rebate, product voucher or other reduction is
2672 provided directly or electronically to the individual or through a point of sale or mail-in rebate,
2673 or through similar means; provided, however, that a pharmaceutical manufacturing company
2674 shall not exclude nor favor any pharmacy in the redemption of such discount, rebate, product
2675 voucher or other expense reduction offer to a consumer.
2676
2677 (2) Pharmaceutical manufacturing companies are prohibited from offering any discount, rebate,
2678 product voucher or other reduction in an individual's out-of-pocket expenses, including co-
2679 payments and deductibles, for any prescription drug that has an AB rated generic equivalent as
2680 determined by the Food and Drug Administration.
2681
2682 (c) Subsection (b) shall not: (i) restrict a pharmaceutical manufacturing company with regard to
2683 how it distributes a prescription drug, biologic or vaccine; or (ii) restrict a carrier or a health
2684 maintenance organization, as defined in section 1 of chapter 118G, with regard to how its plan
2685 design will treat such discounts, rebates, product voucher or other reduction in out-of-pocket
2686 expenses; or (iii) affect in any way the obligations of practitioners and pharmacists pursuant to
2687 the generic substitution statute as defined in section 12D of chapter 112.
2688
2689 (d) For purposes of the federal Health Insurance Portability and Accountability Act of 1996,
2690 hereinafter referred to as HIPAA, and regulations promulgated under HIPAA, nothing in this
2691 section shall be deemed to require or allow the use or disclosure of health information in any
2692 manner that does not otherwise comply with HIPAA or regulations promulgated under HIPAA.
2693
2694 **SECTION 163C.** By no later than December 31, 2015, the division of health care finance and
2695 policy, in consultation with the department of public health, shall conduct and complete an
2696 analysis of the impact on health care costs of the use of discounts, rebate, product voucher or
2697 other reduction for biological products and prescription drugs authorized pursuant to this Act.
2698 The report shall include, but not be limited to, a comparison of any change in utilization of
2699 generic versus brand name prescription drugs, the affect on patient adherence to prescribed
2700 drugs, patient access to innovative therapies, and an analysis of the impact on commercial health
2701 insurance premiums and on premiums associated with the group insurance commission. The
2702 division shall file a report of its findings with the clerks of the senate and house of
2703 representatives, the house and senate committees on ways and means and the joint committee on
2704 health care financing.
2705

SECTION 164. Section 54 of chapter 288 of the acts of 2010 is hereby amended by striking the second paragraph in its entirety and replacing it with the following new language:-

The department of public health shall convene a statewide advisory committee which shall recommend to the department by November 1, 2012 the Standard Quality Measure Set. The statewide advisory committee shall consist of the commissioner of health care finance and policy or the commissioner's designee, who shall serve as the chair; and up to 8 members, including the executive director of the group insurance commission and the Medicaid director, or the directors designees; and up to 6 representatives of organizations to be appointed by the Governor including at least 1 representative from an acute care hospital or hospital association, 1 representative from a provider group or medical association or provider association, 1 representative from a medical group, 1 representative from a private health plan or health plan association, 1 representative from the Massachusetts Association of Health Plans, 1 representative from an employer association and 1 representative from a health care consumer group.

SECTION 165. The second paragraph of section 181 of chapter 68 of the acts of 2011 is hereby amended by striking out the figure "2012" and inserting in place thereof the following figure: - 2013.

SECTION 166. Notwithstanding any general or special law to the contrary there is hereby established a special commission for the purpose of conducting an investigation and study of strategies to promote public awareness and increase knowledge of the causes of chronic obstructive pulmonary disease (COPD), the importance of early diagnosis, effective prevention strategies, and disease management. Said special commission shall determine what existing resources are currently being utilized, if there exists a solid scientific base of knowledge concerning COPD through surveillance, epidemiology, and research, and whether there is a need for improving the quality and accessibility of existing community-based COPD services. Said special commission shall consist of the chairs of the joint committee on public health, or their designees; the commissioner of the department of public health, or a designee; the secretary of the executive office of elder affairs, or a designee; a representative of the American Lung Association; and 4 members appointed by the Governor, from the following populations: a patient representative; a pulmonologist; a respiratory therapist; and a representative of the health insurance industry. Said special commission shall report, in writing the results of said study together with its recommendations, if any, not later than December 31, 2013.

SECTION 167. (a) Current positions and employees of the Massachusetts Office of Victims Assistance in the Sexual Assault Nurse Examiner Program shall be transferred to the Department of Public Health for the purposes of operating the Sexual Assault Nurse Examiner Program pursuant to Section 220 of Chapter 111 of the Massachusetts General Laws.

(b) Notwithstanding Chapter 150E of the Massachusetts general laws, these employees shall maintain salary and benefits in effect prior to the transfer and shall not be subject to collective bargaining agreements within the Department of Public Health. Nothing in this section shall confer upon any employee of the Department's Sexual Assault Nurse Examiner Program any right not held immediately before the date of the transfer.

2752
2753 (c) The Department may fill vacancies in positions transferred pursuant to section 1,
2754 notwithstanding Chapter 150E of the General Laws, provided that the salaries and benefits of
2755 individuals hired into vacant positions are comparable to the salaries and benefits of individuals
2756 transferred into the same or similar positions within the Department's Sexual Assault Nurse
2757 Examiner Program.
2758
2759 (d) Subsections (b) and (c) of this act shall expire as of June 30, 2013.
2760
2761 **SECTION 168.** There shall be a special commission to conduct an investigation and study of the
2762 activities and efficacy of the adjudication of unemployment insurance claims by the department
2763 of unemployment assistance under the executive office of labor and workforce development. The
2764 commission shall consist of 11 members: 2 members who shall be appointed by the state auditor,
2765 both of whom shall have experience with the adjudication of unemployment disputes, and 1 of
2766 whom shall serve as chair; 2 members of the senate, 1 of whom shall be appointed by the senate
2767 president and 1 of whom shall be appointed by the minority leader of the senate; 2 members of
2768 the house of representatives, 1 of whom shall be appointed by the speaker of the house and 1 of
2769 whom shall be appointed by the minority leader of the house; the director of the department of
2770 unemployment assistance, or a designee; the president of the Massachusetts taxpayer's
2771 foundation, or a designee; the executive vice-president of the AFL-CIO, or a designee; the
2772 executive vice-president of associated industries of Massachusetts, or a designee; and the
2773 executive director of the Massachusetts municipal association, or a designee.
2774
2775 The study shall include, but not be limited to, an analysis of: (1) the number of claims received
2776 by the department quarterly since January 1, 2008 and the resulting status of all claims, including
2777 any information pertinent to the description of the status of said claims, including, but not limited
2778 to (i) the results of all initial determinations of claims, (ii) the results of any appeals resulting
2779 from said initial determination, (iii) the number of rulings reversed through the appeals and
2780 review process, (iv) the number of claims arising from the provisions of subdivisions (1) and (2)
2781 of subsection e of section 25 of chapter 151A, and (v) the number of claims settled in favor of
2782 the claimant and in favor of the employer; (2) the average length of time of the appeals and
2783 review process of a claim from initial determination to final disposition; (3) the procedures
2784 through which the department hires and trains new employees to implement the provisions of
2785 sections 39 through 41, inclusive, of chapter 151A, including a determination as to whether or
2786 not employment procedures have been followed pursuant to section 9K of chapter 23.
2787
2788 The study shall also include the recommendations of the commission relative to: (1) procedures
2789 through which the department may produce a quarterly report, to be posted on the department's
2790 website, of the number of active claims and the status of said claims; (2) procedures through
2791 which any current backlog of cases may be fairly and efficiently resolved and avoided in future
2792 department proceedings; (3) procedures through which oversight and quality control principles
2793 may be implemented to ensure the continuing prompt, equitable, and transparent application of
2794 current law by the commissioner and the board of review; (4) a complete review of current
2795 statute and regulations relative to the implementation of chapter 151A and any recommendations
2796 as to possible legislative reform and streamlined procedures, including, but not limited to,

recommendations and procedures for the uniform and effective implementation of section 25 of chapter 151A.

The commission may request from all state agencies such information and assistance as the commission may require. The commission shall report the results of its investigation and study, together with drafts of legislation, if any, necessary to carry its recommendations into effect, by filing the same with the clerks of the senate and house of representatives, who shall forward the same to the joint committee on economic development and emerging technologies and the house and senate committees on ways and means on or before December 31, 2013.

SECTION 169. Subsection (c) of Section 8C of Chapter 23G of the General Laws, as appearing in the 2008 official edition, is hereby amended by inserting after the word “obligation” in line 110, the following new words:- provided, however, that such fixed annual charges and fees and expenses charged by the Agency may be paid from the proceeds of the qualified bonds or of any temporary notes in anticipation of the sale of the bonds.

SECTION 170. Subsection (c) of Section 8C of Chapter 23G of the General Laws, as so appearing, is hereby amended by inserting after the word “Agency” in line 127, the following new words:- provided, further, that annual revenues within a city or town’s Community Preservation Fund, acquired pursuant to chapter 44B shall be assurance satisfactory to the agency for purposes of this section unless the agency determines it cannot issue special obligation bonds of the agency secured by such city or town’s Community Preservation Fund revenues.

SECTION 171. Section 3 of Chapter 44A of the General Laws, as so appearing, is hereby amended by inserting after the word “bonds” in line 4, the following new words:- provided, however, that the board shall by resolution authorize such city or town, with the approval of the community preservation committee, to issue such qualified bonds when the bonds are secured with revenues within the city or town’s Community Preservation Fund, acquired pursuant to chapter 44B.

SECTION 172. Section 11 of Chapter 44B of the General Laws, as so appearing, in the 2008 official edition, is hereby amended by inserting after the word “principal” in line 18, the following new paragraph:- A city or town or multiple municipalities acting as a public body that accepts sections 3 to 7, inclusive, may through the Massachusetts Development Finance Agency request financing through subsection (c) section 8 of chapter 23G.

SECTION 173. Notwithstanding any special or general law to the contrary, any corporation engaged in the business of building or repairing boats may attach a single license plate registered and issued by the registry of motor vehicles to any trailer owned by such corporation for use to transport boats on public ways.

SECTION 174. Chapter 180 of the General Laws, as appearing in the 2010 Official Edition, is hereby amended by inserting after section 3A the following section:—

Section 3B. A pubic charity, which received more than $5,000,000 in gross support and revenue during the fiscal year covered by its report, shall establish an audit committee appointed by the

board of directors. Members shall be appointed for 5 year staggered terms. The audit committee may include persons who are not members of the board of directors, but no member of the audit committee shall be a member of the staff of the public charity, including the president or chief executive officer and the treasurer or chief financial officer. If the public charity has a preexisting finance committee, it must be separate from the audit committee. Members of the finance committee may serve on the audit committee; provided, however, that the chairperson of the audit committee shall not be a member of the finance committee; and provided further, that members of the finance committee shall constitute less than one-half of the membership of the audit committee. Members of the audit committee shall not receive any compensation for their services on the board in excess of the compensation, if any, received by members of the board of directors and shall not have a material financial interest in any entity doing business with the corporation.

Subject to the supervision of the board of directors, the audit committee shall be responsible for making recommendations to the board of directors relative to the retention and termination of an independent auditor and may negotiate the independent auditor's compensation on behalf of the board of directors. The audit committee shall: confer with the independent auditor to satisfy its members that the financial affairs of the public charity are in order; review and determine whether to accept the audit; ensure that any nonaudit services performed by the auditing firm conform to standards for auditor independence referred to in the first paragraph of this section; and approve the performance of nonaudit services by the auditing firm. If the public charity required to establish audit committee pursuant to this section is under the control of another corporation, the members of the audit committee may be members of the board of directors of the controlling corporation.

The audit committee shall establish procedures for the receipt, retention, and treatment of complaints received by an employee of the public charity regarding questionable accounting practices; internal accounting controls; or auditing matters.

Public charities required to submit a financial statement audited or reviewed by an independent certified public accountant shall be prohibited from retaining or using the same auditor or auditing firm for more than five consecutive years.

SECTION 175. The office of the inspector general shall study and report on the feasibility of setting limits on the annual compensation of the executive staff of a nonprofit corporation or public charity that receives any public funds from the commonwealth equal to or greater than 30 per cent of such nonprofit corporation or public charity’s yearly budget. The office of the inspector general shall report its findings and recommendations, together with drafts of legislation necessary to carry those recommendations into effect, by filing the same with the clerks of the house of representatives and senate and the house and senate committees on ways and means not later than December 31, 2012.

SECTION 176. Chapter 18A of the General Laws is hereby amended by adding the following section:-

Section 10. Whenever a caseworker or other employee of the department of youth services charged with the care, custody or supervision of a youthful or juvenile offender, any volunteer or employee of a contractor of the department of youth services charged with the care, custody or supervision or any duly authorized employee of the department of youth services engaged in the transportation of a youthful or juvenile offender for any lawful purpose the department of youth services of the commonwealth notifies their immediate supervisor that an assault on said employee has been committed by a juvenile or youthful offender in the care and custody of the department of youth services, the department of youth services shall forthwith notify the nearest state police unit and the district attorney for the county in which such assault occurred. Upon notification the department shall immediately provide said district attorney and state police official with any and all documentation pertaining to said assault including but not limited to video and audio recordings, written reports and any other evidence in the possession of the department of youth services.

SECTION 177. Chapter 37 of the General Laws, as appearing in the 2010 Official Edition, is hereby amended by inserting the following section:-

Section 26. The sheriff shall issue to every full-time deputy employed by the sheriff an identification card bearing the deputy's photograph and identifying information. The secretary of public safety and security may adopt regulations relative to the form, content and issuance of identification cards and to the carrying thereof by deputies.

SECTION 178. Section 38B of chapter 127 of the General Laws, as appearing in the 2010 Official Edition, is hereby amended by inserting after the words "house of correction", in line 5, the following words:- trial court detention facility.

SECTION 179. Said section 38B of said chapter 127 of the General Laws, as so appearing, is hereby further amended by inserting after the words "house of correction", in line 15, the following words:- trial court detention facility.

SECTION 180. Section 1 of chapter 218 of the General Laws, as so appearing, is hereby amended by striking out, in line 231, the words 'The district court of Chelsea, held at Chelsea; Chelsea, and Revere' and inserting in place thereof the following words:- The Chelsea division of the Boston municipal court department, held at Chelsea; Chelsea and Revere.

SECTION 181. Section 108 of chapter 231 of the General Laws, as so appearing, is hereby amended by striking out, in lines 18 to 19, the words "district court of Chelsea" and inserting in place thereof the following words:- the Chelsea division of the Boston municipal court department.

SECTION 182. Section 3 of chapter 258B of the General Laws, as so appearing, is hereby amended by inserting after paragraph (v) the following paragraph:-

(w) Where the victim or witness is an employee of the department of youth services, no law enforcement agency, prosecutor, defense counsel, or parole, probation or corrections official may disclose or state the residential address, telephone number, or place of employment or school of

the victim, a victim's family member, or a witness, except as otherwise ordered by the court. The court may enter such other orders or conditions to maintain limited disclosure of the information as it deems appropriate to protect the privacy and safety of victims, victims' family members and witnesses.

SECTION 183. Section 189 of chapter 68 of the acts of 2011 is hereby amended by striking out the words “March 31, 2012” and inserting in place thereof the following words:- March 31, 2013.

SECTION 184. The Quincy district courthouse in the city of Quincy shall be designated and known as the Francis X. Bellotti Courthouse. The division of capital asset management and maintenance shall erect and maintain suitable markers bearing the designation in compliance with the standards of the division.

SECTION 185. Notwithstanding any general or special law to the contrary, the department of fire services is hereby authorized and directed to establish rules and regulations for the safety and flammability of schools buses in the commonwealth. Such rules and regulations shall, at a minimum, address the flammability of plastic components contained in the engine compartment and occupant seating.

In developing said rules and regulations relative to the flammability of plastic components contained in the engine compartment, the department shall ensure that such rules and regulations: (i) conform with the standards set forth in Underwriters Laboratories incorporated standard 94, standard for safety of flammability of plastic materials for parts in devices and appliances testing, so-called, as that standard may be modified from time to time, and (ii) include a requirement that the plastic components contained in an engine compartment must meet a V-0 classification in the standards.

In developing said rules and regulations relative to the flammability of occupant seating, the department shall ensure that any such rules and regulations conform to either of the following: (i) the standard adopted by ASTM international designated as ASTM E2574 - standard test method for fire testing of schools bus seat assemblies, using pass-or-fail criteria established in section X3, as the standard may be modified from time to time, or (ii) standards adopted by the national congress on school transportation in the school bus seat upholstery fire block test, as those standards may be modified from time to time, that are established in the national school transportation specifications and procedures.

The department shall implement rules and regulations on or before January 1, 2014 to ensure no person, school board, municipality, or government entity shall contract for school bus transportation services or purchase a new school bus that is not in compliance with the provision of this section.

SECTION 186. Notwithstanding any general or special law to the contrary, the executive office of public safety and security shall provide an analysis detailing the costs of collecting DNA evidence during felony arrests. The report shall be filed with the clerks of the senate and house of representatives no later than January 1, 2013.

SECTION 187. The first paragraph of section 2 of chapter 90 of the General Laws, as appearing in the 2010 Official Edition, is hereby amended by striking out the second and third sentences and inserting in place thereof the following sentences:—

If the owner is a corporation or business entity, the application shall contain the name of the corporation or business entity, the full address, including the street, city or town, state and zip code, a federal tax identification number or social security number if the business entity is a sole proprietorship and does not have a federal tax identification number. If the applicant is a natural person, the application shall contain the name of the applicant, full residential address, date of birth, license number or identification card number issued by the registrar and such other particulars as the registrar may require. Except as otherwise provided in this chapter or in regulations adopted by the registrar, no registration shall be issued for a motor vehicle or trailer owned or leased by a natural person unless one of its registering owners or lessees holds a valid license, social security card issued by Social Security Administration, a federal tax identification number or other proof of legal presence. The registrar shall provide by regulation for exemptions for out-of-state students, military personnel, senior citizens and disabled persons.

SECTION 188. Section 12 of said chapter 90, as so appearing, is hereby amended by striking subsections (a) and (b) and inserting in place thereof the following subsections:—

(a) Whoever knowingly employs for hire as a motor vehicle operator any person not licensed in accordance with this chapter shall be punished by a fine of not more than $1,000 for a first offense, or, for a second or subsequent offense by a fine of not less than $1,000 nor more than $2,000 or imprisonment in the house of correction for not more than 1 year, or both such fine and imprisonment.

(b) Whoever knowingly permits a motor vehicle owned by him or under his control to be operated by a person who is unlicensed or whose license has been suspended or revoked shall be punished by a fine of not more than $1,000 or imprisonment in a house of correction for not more than 1 year for a first offense, or, for a second or subsequent offense by a fine of not less than $1,000 nor more than $2,000 or imprisonment in the house of correction for not more than 2 ½ years, or both such fine and imprisonment.

SECTION 189. Section 20 of said chapter 90, as so appearing, is hereby amended by striking out, in line 10, the words “of not less than $100 nor more than $1,000” and inserting in place thereof the following:-— by a fine of not more than $500 for a first offense, by a fine of not less than $500 nor more than $1,000, for a second offense, by a fine of not less than $1,000 nor more than $2,000, for any subsequent offense.

SECTION 190. Section 24B of chapter 90 of the general laws is hereby amended by inserting, after the first paragraph, the following paragraph:—

Whoever falsely makes forges or counterfeits a learner’s permit, a license to operate motor vehicles or an identification card issued under section 8E with the intent to distribute such

3026 learner's permit, license to operate motor vehicles or identification card or assists another to do
3027 so shall be punished as follows: (i) for the above acts involving 1 to 5 documents, by a fine of
3028 not more than $2,500 or by imprisonment in a house of correction for not more than 2 ½ years,
3029 or both such fine and imprisonment; (ii) for acts involving 5 to 10 documents, by a fine of not
3030 more than $5,000 or by imprisonment in state prison for not more than 5 years, or both such fine
3031 and imprisonment; (iii) for acts involving more than 10 documents, by a fine of not more than
3032 $25,000 or by imprisonment in state prison for not more than 10 years or both such fine and
3033 imprisonment.
3034
3035 **SECTION 191.** The registrar of motor vehicles shall investigate and report on any compliance
3036 issues with the implementation of the federal REAL ID Act of 2005 occurring on January 15,
3037 2013, as it pertains to the issuance of licenses to operate motor vehicles. The registrar shall file
3038 the report, accompanied by any legislative recommendations, with the clerks of the house of
3039 representatives and senate and the chairs of the joint committee on public safety on or before
3040 October 1, 2012.
3041
3042 **SECTION 192.** (a) Notwithstanding any general or special law to the contrary, the MassHealth
3043 program within the executive office of health and human services shall: (i) continue to
3044 implement the state option provided by section 1902(ee) of the Social Security Act, 42 U.S.C.
3045 section 1396a(ee), to verify the citizenship or nationality of individuals declaring to be United
3046 States citizens or nationals; and (ii) continue to use the federal Systematic Alien Verification for
3047 Entitlements, or SAVE system, to verify the immigration status of applicants presenting an alien
3048 admission number or alien file number.
3049
3050 Consistent with federal and state law and notwithstanding (a)(ii) of this section, the SAVE
3051 system may be incorporated into a system for the executive office of health and human services
3052 and all agencies organized therein, to determine common eligibility standards for applicants.
3053 Nothing in this section shall be construed to prevent the development of a system of common
3054 eligibility standards that includes additional agencies outside the executive office of health and
3055 human services, provided that such system shall include the use of the SAVE system.
3056
3057 (b) Annually, on or before February 1, or as further developments warrant, the executive
3058 office of health and human services or the executive office of administration and
3059 finance shall report to the senate and house committees on ways and means the status
3060 of efforts to implement a system to determine common eligibility standards for
3061 applicants.
3062
3063 (c) Annually, on or before February 1, the executive office of health and human services
3064 shall report to the senate and house committees on ways and means and the executive
3065 office for administration and finance the amount of money recovered from recipients,
3066 providers or other vendors who fraudulently received benefits or payments under
3067 chapter 118E of the General Laws.
3068
3069 **SECTION 193.** Notwithstanding any general or special law to the contrary, to prevent fraud and
3070 misuse of public assistance benefits, the department of transitional assistance shall continue to:
3071

(1) consistent with federal and state law, require all applicants for benefits to declare in writing under penalty of perjury whether the individual is a citizen of the United States and if not whether the individual meets applicable immigration status requirements; provided, however, that noncitizens shall be required to provide documentation from the United States Department of Homeland Security or such other documents as the department determines constitutes reasonable evidence of required immigration status; provided further, that consistent with federal and state law, the state shall provide a reasonable opportunity to submit evidence of required immigration status and will not delay, deny, reduce or terminate benefits on the basis of immigration status until such verification is provided; provided further, that the department of transitional assistance shall use the federal Systematic Alien Verification for Entitlements or SAVE system to verify the immigration status of any noncitizen whose documentation includes an alien registration number to determine whether the individual meets noncitizen requirements for benefit eligibility purposes and shall verify the social security number of each individual seeking benefits, citizens as well as noncitizens, in accordance with procedures established by the Social Security Administration;

(2) implement data matching with the department of revenue, the department of children and families, the division of unemployment assistance and any other relevant state agencies to verify financial and categorical eligibility criteria;

(3) cooperate fully with the food and nutrition service of the United States Department of Agriculture in pursuing and prosecuting vendor fraud;

(4) refer all credible reports of fraud received from its fraud hotline or any other source to the bureau of special investigations for investigation in accordance with protocols for prioritizing cases;

(5) pursue, to the fullest extent possible, consistent with protocols for prioritizing cases, administrative disqualification penalties for instances of Supplemental Nutrition Assistance Program and cash assistance fraud; and

(6) report annually to the senate and house committees on ways and means and the executive office for administration and finance the amount of money recovered by the department from those who received benefits fraudulently and the number of recipients who were issued partial or lifetime disqualifications.

SECTION 194. Consistent with federal and state law, and to prevent fraud and misuse of unemployment benefits, the division of unemployment assistance shall continue to:

(1) maintain interagency agreements with the United States Social Security Administration and the United States Citizenship and Immigration Service within the Department of Homeland Security to utilize a primary verification system to determine citizenship or work authorization at the time of new claim filings through the SAVE system;

(2) require noncitizen claimants to provide their alien registration number; provided, however, that the division of unemployment assistance shall verify claimant information

and alien registration number with the United States Citizenship and Immigration Service within the Department of Homeland Security;

(3) require noncitizen claimants who cannot provide an alien registration number during the new claim process to send copies of any official documents they have that authorize them to work in the United States to the division of unemployment assistance;

(4) institute a secondary verification process for claims for which a non-citizen does not have an alien registration number or if primary verification does not establish satisfactory status, using division staff to review the documents and transmit pertinent information from the documents for verification with the United States Citizenship and Immigration Service within the Department of Homeland Security;

(5) flag expiration dates of work authorizations or in the unemployment insurance system if such dates exist; and

(6) report annually to the senate and house committees on ways and means and the executive office for administration and finance the amount of money recovered by the division of unemployment assistance from those who received benefits fraudulently as well as the numbers of recipients who were issued disqualifications.

SECTION 195. (a) Notwithstanding any general or special law to the contrary, an applicant for the MassGrant program administered by the department of higher education office of grant assistance shall complete the Free Application for Federal Student Aid or other federal student loan program that verifies both financial and citizenship eligibility.

(b) The secretary of education shall continue to report annually to the senate and house committees on ways and means and the executive office for administration and finance the amount of money recovered by the department of education from those who received assistance fraudulently and the number of recipients who were issued partial or lifetime disqualifications.

SECTION 196. (a)(1) Notwithstanding any general or special law to the contrary, the department of housing and economic development shall continue to direct local housing authorities to:

(i) require an applicant to provide the local housing authority with access to reliable and reasonably obtainable documentation verifying the accuracy of information provided by an applicant on an application form or otherwise necessary at the time of determining final eligibility and qualification; provided, however, that income of applicants shall be verified by the procedure set forth in paragraph (2); provided further, that if the local housing authority has verified any information when making a preliminary determination of eligibility for the applicant, the local housing authority shall reverify that information on its final determination of eligibility and qualification; and provided further, that nonreceipt of requested documentation, without good cause established by the applicant, shall be cause for determining that the applicant is unqualified;

(ii) require an applicant to provide the names and current addresses of all landlords or housing providers for the applicant and the applicant's household members during the 5 years immediately preceding the application to the date of the final determination;

provided, however, that if after request the local housing authority has failed to receive a reference from a landlord or a housing provider, it shall notify the applicant of nonreceipt and the local housing authority shall request that the applicant use his best efforts to cause his landlord or housing provider to submit the reference to the local housing authority; provided further, that in the event that the applicant uses his best efforts but is unsuccessful, the applicant shall cooperate with the local housing authority in securing information from other sources relative to the tenancy; and provided further, that nonreceipt of a reference from a landlord or housing provider shall be cause for determining an applicant unqualified unless the applicant can show that he has used best efforts to secure the reference and that he has complied with reasonable requests for cooperation in securing other information;

(iii) obtain criminal offender record information for each applicant and, if necessary, check public records, credit reports, other sources of public information and other reliable sources; provided, however, that the local housing authority may conduct a home visit, which shall be scheduled reasonably in advance; and provided further, that observations by the person making such a visit shall be promptly reduced to writing and placed in the applicant's file; and

(iv) obtain information regarding eligibility or qualification from interviews with the applicant and with others from telephone conversations, letters or other documents and from other oral or written materials; provided, however, that all such information received shall be recorded in the applicant's file, including the date of its receipt, the identity of the source and the person receiving the information.

(2) The local housing authority shall assess financial eligibility by reviewing the applicant's net household income. In reviewing the applicant's financial status, the local housing authority shall assess net household income pursuant to regulations and guidelines promulgated by the department of housing and community development.

(b) The secretary of housing and economic development shall report annually to the senate and house committees on ways and means and the executive office for administration and finance the amount of money recovered by the department from those who received assistance fraudulently and the number of recipients who were issued partial or lifetime disqualifications.

SECTION 197. (a)Notwithstanding any general or special law to the contrary, the house and senate committees on post audit and oversight shall conduct a joint hearing during each session of the General Court to consider the operation of, and compliance with, citizenship verification measures for the receipt of public assistance benefits. The committees may invite the secretaries of health and human services, administration and finance, education, labor and workforce development and housing and economic development, and any other relevant agency representative, to testify as to the agency's activity, including, but not limited to, (1) compliance with the federal Systematic Alien Verification for Entitlements, or SAVE system; (2) development of a system of common eligibility standards; (3) prevention of fraud and misuse of public benefits, including the amount of money recovered from those who received benefits fraudulently and the number of recipients who were issued disqualifications; (5) the status of interagency agreements; (6) and areas of difficulty in enforcing citizenship verification measures, including the net cost of such measures. The committee shall inform the membership of the

3210 General Court of the findings of the hearing by filing a report with the clerks of the house and
3211 senate.
3212
3213 (b)Notwithstanding any general or special law to the contrary, the house and senate committees
3214 on post audit and oversight shall, on or before July 31, 2012, conduct a joint hearing to consider
3215 the Commonwealth's participation in the Secure Communities program, a program established
3216 by the U.S. Department of Homeland Security Immigration and Customs Enforcement to share
3217 data between the Federal Bureau of Investigations and Immigration and Customs Enforcement,
3218 which program the federal government plans to deploy nationwide by 2013 and which it stated,
3219 in August 2011, requires no memorandum of agreement with any state or local jurisdiction in
3220 order to implement. The committees shall invite testimony from the attorney general; the
3221 secretaries of administration and finance, public safety and security, and health and human
3222 services; the chief information officer of the Commonwealth; the director of the office for
3223 refugees and immigrants; the director of the division of local mandates within the office of the
3224 auditor; representatives of the Massachusetts Sherriff's Association; Massachusetts District
3225 Attorney's Association; the Massachusetts Office for Victim Assistance and other individuals or
3226 organizations with expertise in the administration of federal policies related to immigration,
3227 public safety and civil rights. The committees shall evaluate the steps Massachusetts and local
3228 governments would need to take, if any, to prepare for the federal government's planned
3229 universal deployment of Secure Communities in 2013 and the potential impact on state and local
3230 governments of participation in the Secure Communities program, in the areas of (1) costs
3231 associated with participation in the program, including but not limited to, potential costs related
3232 to personnel, equipment, technology upgrades, training, detention, and community education, (2)
3233 administration and functioning of the law enforcement and criminal justice systems, (3) outreach
3234 and communications strategies between law enforcement and local communities, impact on
3235 community policing initiatives and immigrants' willingness to report domestic violence and
3236 other crimes, and (4) access to public services for impacted populations, including but not
3237 limited to, children, including children placed in foster care or otherwise separated from parents
3238 following deportation of one or more their parents under the program, victims of domestic and
3239 sexual violence, seniors and persons with disabilities. The committees shall additionally request
3240 from the Department of Homeland Security (1) a report on the status of implementation of the
3241 recommendations by the Homeland Security Advisory Council Task Force on Secure
3242 Communities, contained in its report of September 2011, "Task Force on Secure Communities:
3243 Findings and Recommendations," including an explanation for the failure to implement any
3244 recommendations and (2) data on (i) the number of persons nationwide and in Massachusetts
3245 since the Secure Communities program's inception who were deported under the Secure
3246 Communities program following that person's reporting of a domestic violence incident or other
3247 crime, including those who may on that basis have been eligible to apply for documented status,
3248 (ii) the number of U.S. citizen and other children, nationwide and in Massachusetts since the
3249 Secure Communities program's inception who were separated from a parent deported under the
3250 Secure Communities program, and (iii) the number of the aforementioned child population
3251 placed in foster care as a result of separation from one or both parents. The committees shall
3252 inform the membership of the General Court of the findings of the hearing by filing a report with
3253 the clerks of the house and senate no later than August 31, 2012.
3254

(c) Notwithstanding any general or special law to the contrary, the executive office of administration and finance shall prepare a report no later than September 1, 2012 on the total amount of MassHealth spending in fiscal year 2012 on individual, family, and other benefits for citizens of the United States who are residents and non-residents of Massachusetts: qualified immigrants; aliens with special status; and persons who have provided no documentation to fit into other categories. In calculating the amounts described herein, the executive office of administration and finance shall use generally accepted accounting principles encompassing all state spending. Said report shall be filed with the chairs and ranking minority members of the house and senate committee on ways and means and the clerks of the house of representatives and senate.

SECTION 198. Chapter 23A of the General Laws, as appearing in the 2010 Official Edition, is hereby amended by inserting after section 10A the following new section:-

Section 10B. (a) There shall be established and set upon the books of the commonwealth a separate fund to be known as the Student Entrepreneurial Development and Economic Investment Fund, hereinafter referred to as the Student Investment Fund, to which shall be credited any appropriations, bond proceeds, or other monies authorized by the general court and specifically designated to be credited thereto and additional funds designated for deposit to the student investment fund, including any pension funds, federal grants or loans, or private donations made available to the secretary of economic development. The secretary of economic development shall hold the student investment fund in an account separate from other funds or accounts. Amounts credited to the student investment fund shall be available to the investment board as established in subsection (b) to carry out the purposes of subsection (c).

(b) The investment board shall consist of the following members: the secretary of economic development or his designee, who shall serve as the chairperson of the board; the chairman of the board of higher education or his designee, who shall serve as the vice-chairperson of the board; the president of the Massachusetts technology development corporation, or his designee; the executive director of commercial ventures and intellectual property, or his designee; two private Massachusetts-based investors to be chosen by the chairperson in consultation with the president of the Massachusetts technology development corporation; one student representative selected by the university of Massachusetts representative to the board of higher education; one student representative selected by the state college representative to the board of higher education; and one student representative selected by the community college representative to the board of higher education. The chairman of the board of higher education shall establish a student application program to aid the representatives of the board of higher education in the selection of student members to the board.

Five members of the board shall constitute a quorum and the affirmative vote of five members shall be necessary for any action taken by the board. No vacancy in the membership of the board shall impair the right of a quorum to exercise all the rights and perform all the duties of the board.

(c) The purpose of the student investment fund shall be to provide an opportunity for interested students to gain experience in entrepreneurialism and early-stage business development while fostering an economic environment that will attract students to the commonwealth and forge a relationship between the public higher education system and the Massachusetts business community with the intent of driving economic growth. Funds made available to the student investment board from the student investment fund shall be used for a grant program administered by the board for prototype funding of Massachusetts' student ideas in early development stages; provided however, that the development of such ideas, plans, or business occur within the commonwealth. The secretary of economic development shall promulgate rules regarding the enforcement and penalties for recipients who relocate outside of the commonwealth. The board shall not be limited in the number of grants distributed to students in any 1 year; provided however, that the total monetary amount of all grants distributed by the board in a fiscal year shall not exceed 20 per cent of the fund's first year balance. The board shall hold periodic hearings to allow selected students, who have submitted a statement of interest and initial business plan, the opportunity to present a comprehensive business plan describing characteristics and proprietary positions of the student's product or services; present and future markets for such products or services; potential strategies for the future development and funding of the prototype product or service; a statement of amount, timing and projected use of the capital sought by the student; and a statement of the projected growth in employment or other positive economic impacts. Comprehensive business plans may be written and reviewed in consultation with the Massachusetts technology transfer center at the University of Massachusetts.

(d) The board shall, by January 1 of each year, submit a report of its activities for the preceding fiscal year to the governor, the joint committee on economic development and emerging technologies, and the clerks of the house of representatives and senate. Each report shall set forth a complete financial statement covering its operation during the year and shall also include any requests for additional appropriations.

SECTION 199. Section 1 of chapter 30B of the General Laws, as appearing in the 2010 Official Edition, is hereby amended by striking out, in lines 87 through 88, paragraph (31) of subsection (b) in its entirety.

SECTION 200. Section 2 of chapter 354 of the acts of 2008 is hereby amended by striking the figure '2012' and inserting in place thereof the figure:- 2016.

SECTION 201. Section 5K of chapter 59 of the General Laws is hereby amended by inserting, in line 5 and line 7, after the phrase 'age of 60' the following:- and veterans, as defined in clause forty-third of section 7 of chapter 4.

SECTION 202. Notwithstanding any general or special law to the contrary the Department of Public Health is prohibited from raising licensing fees for food vending machines greater than 100% in a calendar year.

SECTION 203. Sections 4, 6 to 15, inclusive, 84, 85 and 86 shall take effect on October 31, 2012.

SECTION 204. Section 38 shall take effect as of November 22, 2011.

SECTION 205. Section 38 is hereby repealed.

SECTION 206. Section 88 shall take effect on January 1, 2013.

SECTION 207. Section 205 shall take effect on July 31, 2014.

SECTION 208. Except as otherwise specified, this act shall take effect on July 1, 2012.