

HOUSE No. 3429

The Commonwealth of Massachusetts

EXECUTIVE DEPARTMENT



DEVAL L. PATRICK
GOVERNOR

TIMOTHY P. MURRAY
LIEUTENANT GOVERNOR

May 4, 2011

[Governors Message Body Text]

Respectfully submitted,

Deval L. Patrick,
Governor

HOUSE No. 3429

Message from His Excellency the Governor submitting requests for making appropriations for the fiscal year 2011 to provide for supplementing certain existing appropriations and for certain other activities and projects

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act making appropriations for the fiscal year 2011 to provide for supplementing certain existing appropriations and for certain other activities and projects.

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

1 May 4, 2011

2 To the Honorable Senate and House of Representatives:

3 I am filing for your consideration a bill entitled “An Act Making Appropriations for the
4 Fiscal Year 2011 to Provide for Supplementing Certain Existing Appropriations and for Certain
5 Other Activities and Projects.”

6 Consistent with our previously planned expenditures for fiscal year 2011, the legislation I
7 am filing includes supplemental funding requests for the following obligations:

- 8 • \$42.2 million for the Committee for Public Counsel Services.
- 9 • \$3.3 million remaining snow and ice removal cost this year.
- 10 • \$15 million to support cash assistance caseload spending at the Department of
11 Transitional Assistance.

12 • \$100K for Other Needs Assistance for the 2010 flood damage.

13 The CPCS request, while necessary under present arrangements, is further proof of the
14 need for the comprehensive reform of indigent defense services that I proposed in my fiscal year
15 2012 budget.

16 Sufficient revenues are estimated to be available to finance these appropriations. I urge
17 your prompt and favorable consideration of this bill.

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19 Respectfully submitted,

20 DEVAL L. PATRICK

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22 ELEVEN

23 MAKING APPROPRIATIONS FOR THE FISCAL YEAR 2011 TO PROVIDE FOR
24 SUPPLEMENTING CERTAIN EXISTING APPROPRIATIONS AND FOR CERTAIN
25 OTHER ACTIVITIES AND PROJECTS.

26 Whereas, The deferred operation of this act would tend to defeat its purposes, which are
27 forthwith to make supplemental appropriations for fiscal year 2011 and to make certain changes
28 in law, each of which is immediately necessary to carry out those appropriations or to
29 accomplish other important public purposes, therefore it is hereby declared to be an emergency
30 law, necessary for the immediate preservation of the public convenience.

31 To provide for supplementing certain items in the general appropriation act and other
32 appropriation acts for fiscal year 2011, the sums set forth in section 2 are hereby appropriated
33 from the General Fund unless specifically designated otherwise in this act or in those
34 appropriation acts, for the several purposes and subject to the conditions specified in this act or
35 in those appropriation acts, and subject to the laws regulating the disbursement of public funds
36 for the fiscal year ending June 30, 2011. These sums shall be in addition to any amounts
37 previously appropriated and made available for the purposes of those items.

38 SECTION 2.

39 JUDICIARY

40 Committee for Public Counsel Services

41 0321-1510 \$42,200,000

42 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

43 Office of the Secretary of Administration and Finance

44 1599-5973 \$3,300,000

45 Commonwealth Transportation Fund 100 %

46 EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

47 Department of Transitional Assistance

48 4403-2000 \$8,900,000

49 4405-2000 \$5,960,000

50 EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY

51 Massachusetts Emergency Management Agency

52 8800-0001 \$100,000

53 Benefit Changes Reserve PAC

54 SECTION 3. Item 1599-1027 of section 2 of chapter 131 of the acts of 2010 is hereby
55 amended by adding the following words:- ; provided, that any unexpended funding made
56 available under this item shall not revert and shall be available for expenditure until June 30,
57 2012.

58 MassDOT Labor Agreement

59 SECTION 4. To the extent that any provision of chapter 25 of the acts of 2009 conflicts
60 with a term of the Master Labor Integration Agreement, in this section called the Agreement,
61 executed by the Massachusetts Department of Transportation on or about December 29, 2008 or
62 any agreement between the department and labor organizations representing employees
63 transferred to the department executed between November 1, 2009 and the execution of the
64 Agreement, then the terms of the Agreement or such other agreement shall prevail over such
65 provision of chapter 25. Notwithstanding any general or special law to the contrary, the
66 department may recognize and negotiate with the exclusive bargaining unit representative
67 identified in the Agreement pursuant to chapter 150E of the General Laws for the units
68 established in the Agreement. Nothing in this section shall amend, modify or render ineffective
69 any other applicable general law.