

HOUSE No. 3979

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, October 26, 2017.

The committee on Ways and Means to whom was referred the message from His Excellency the Governor recommending legislation relative to making appropriations for the fiscal year 2017 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 3869), reports, in part, that the accompanying bill (House, No. 3979) ought to pass. [Total Appropriations: \$131,596,223.00] [Representatives Berthiaume of Spencer and Dooley of Norfolk dissent].

For the committee,

JEFFREY SÁNCHEZ.

HOUSE No. 3979

The Commonwealth of Massachusetts

**In the One Hundred and Ninetieth General Court
(2017-2018)**

An Act making appropriations for the fiscal year 2017 to provide for supplementing certain existing appropriations and for certain other activities and projects.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to make supplemental appropriations for fiscal year 2017 and to make certain changes in law, each of which is immediately necessary to carry out those appropriations or to accomplish other important public purposes, therefore, it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

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

1 SECTION 1. To provide for supplementing certain items in the general appropriation act
2 and other appropriation acts for fiscal year 2017, the sums set forth in section 2 are hereby
3 appropriated from the General Fund unless specifically designated otherwise in this act or in
4 those appropriation acts, for the several purposes and subject to the conditions specified in this
5 act or in those appropriation acts, and subject to the laws regulating the disbursement of public
6 funds for the fiscal year ending June 30, 2017. These sums shall be in addition to any amounts
7 previously appropriated and made available for the purposes of those items. These sums shall be
8 made available until June 30, 2018.

9 SECTION 2.

10 DISTRICT ATTORNEYS

11 *Hampden District Attorney*

12 0340-0500.....\$150,215

13 *Northwestern District Attorney*

14 0340-0600.....\$142,798

15 *Bristol District Attorney*

16 0340-0998\$19,393

17 *Cape and Islands District Attorney*

18 0340-1000.....\$257,578

19 SECRETARY OF THE COMMONWEALTH

20 0521-0000.....\$341,393

21 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

22 *Office of the Secretary for Administration and Finance*

23 1599-8910.....\$20,408,910

24 *Human Resources Division*

25 1750-0100.....\$250,000

26 EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS

27 *Department of Fish and Game*
28 2330-0300.....\$1,000,000

29 EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

30 *Office of the Secretary*

31 4000-0005.....\$4,750,000

32 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

33 *Department of Transportation*

34 1595-6368.....\$49,828,056

35 Commonwealth Transportation Fund.....100%

36 EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT

37 *Office of the Secretary*

38 7002-1506.....\$500,000

39 EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY

40 *Military Division*

41 8700-1150.....\$8,700,000

42 SECTION 2A. To provide for certain unanticipated obligations of the commonwealth, to
43 provide for an alteration of purpose for current appropriations, and to meet certain requirements
44 of law, the sums set forth in this section are hereby appropriated from the General Fund unless

65 SECTION 2C.I. For the purpose of making available in fiscal year 2018 balances of
66 appropriations which otherwise would revert on June 30, 2017, the unexpended balances of the
67 appropriations listed below, not to exceed the amount specified below for each item, are hereby
68 re-appropriated for the purposes of and subject to the conditions stated for the corresponding
69 item in section 2 of chapter 133 of the acts of 2016. However, for items which do not appear in
70 section 2 of the general appropriation act, the amounts in this section are re-appropriated for the
71 purposes of and subject to the conditions stated for the corresponding item in section 2 or 2A of
72 this act or in prior appropriation acts. Amounts in this section are re-appropriated from the fund
73 or funds designated for the corresponding item in section 2 of said chapter 133; provided,
74 however, that for items which do not appear in section 2 of said chapter 133, the amounts in this
75 section are re-appropriated from the fund or funds designated for the corresponding item in
76 section 2 through 2E of this act or in prior appropriation acts. The unexpended balance of each
77 appropriation in the Massachusetts management accounting and reporting system with a
78 secretariat code of 01 or 17 is hereby re-appropriated for the purposes of and subject to the
79 conditions stated for the corresponding item in said section 2 of said chapter 133. The sums re-
80 appropriated in this section shall be in addition to any amounts available for said purposes.

81 TREASURER AND RECEIVER GENERAL

82 *Office of the Treasurer and Receiver General*

83 0610-0010.....\$350,000

84 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

85 *Reserves*

| | | |
|----|----------------|-------------|
| 86 | 1599-0044..... | \$80,000 |
| 87 | 1599-0054..... | \$1,162,177 |
| 88 | 1599-0840..... | \$300,000 |
| 89 | 1599-4445..... | \$300,000 |

90 *Health Policy Commission*

| | | |
|----|----------------|-----------|
| 91 | 1599-1450..... | \$233,997 |
| 92 | 1599-2004..... | \$83,326 |

93 MASSACHUSETTS OFFICE OF INFORMATION TECHNOLOGY

| | | |
|----|----------------|-------------|
| 94 | 1790-0300..... | \$2,653,323 |
|----|----------------|-------------|

95 CENTER FOR HEALTH INFORMATION AND ANALYSIS

| | | |
|----|----------------|-------------|
| 96 | 4100-0060..... | \$1,772,625 |
|----|----------------|-------------|

97 EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

98 *Department of Mental Health*

| | | |
|----|----------------|-----------|
| 99 | 5046-0000..... | \$900,000 |
|----|----------------|-----------|

100 *Department of Children and Families*

| | | |
|-----|----------------|-----------|
| 101 | 4800-0091..... | \$160,000 |
|-----|----------------|-----------|

102 *Department of Veteran Services*

103 1410-0018.....\$139,396

104 *Chelsea Soldiers Home*

105 4180-1100.....\$128,995

106 *Holyoke Soldiers Home*

107 4190-0300.....\$30,000

108 4190-1100.....\$587,579

109 COMMUNITY COLLEGES

110 *Northern Essex Community College*

111 7510-0200.....\$1,000,000

112 SECTION 3. Section 172 of chapter 6 of the General Laws, as appearing in the 2016
113 Official Edition, is hereby amended by adding the following subsection:

114 (o) Notwithstanding any other provision of this section or any other general or special
115 law to the contrary, all gaming service employees shall be required to register with the
116 investigations and enforcement bureau established in section 6 of chapter 23K but the
117 Massachusetts gaming commission may, in its discretion, exempt certain gaming service
118 employees by job position from the registration requirement. The commission and the bureau
119 may require a gaming service employee to produce any information deemed necessary.

120 SECTION 4. Section 5 of chapter 18 of the General Laws, as so appearing, is hereby
121 amended by striking out, in lines 71 and 72, the words “and shall have a caseload of not more
122 than 60 recipients”.

123 SECTION 5. Section 2QQQ of chapter 29 of the General Laws is hereby amended by
124 striking out, in lines 4 and 5, as so appearing, the words “supplemental and incentive”.

125 SECTION 6. Subsection (b) of section 2RRRR of said chapter 29, as appearing in the
126 2016 Official Edition, is hereby amended by inserting after the third sentence the following
127 sentence:- For the purpose of accommodating timing discrepancies between the receipt of
128 retained revenues and related expenditures, the department may incur expenses and the
129 comptroller may certify for payment amounts not to exceed the lower of this authorization or the
130 most recent revenue estimate as reported in the state accounting system.

131 SECTION 7. Subsection (b) of section 2XXXX of said chapter 29, as appearing in
132 section 22 of chapter 47 of the acts of 2017, is hereby amended by inserting after the third
133 sentence the following sentence:- For the purpose of accommodating timing discrepancies
134 between the receipt of retained revenues and related expenditures, the department may incur
135 expenses and the comptroller may certify for payment amounts not to exceed the lower of this
136 authorization or the most recent revenue estimate as reported in the state accounting system.

137 SECTION 8. Said chapter 29 of the General Laws is hereby further amended by inserting
138 after section 2XXXX the following section:-

139 Section 2YYYY. In order to implement MassHealth’s substance use disorder 1115
140 waiver demonstration project and to enhance and expand substance use disorder services, there
141 shall be established and set up on the books of the commonwealth a separate fund to be known as

142 the Substance Use Disorder Federal Reinvestment Trust Fund, in this section called the fund.
143 There shall be credited to the fund revenues equal to the amount of federal financial participation
144 received by the Commonwealth's General Fund for expenditures for residential recovery
145 services, transitional support services, family recovery services, recovery support navigator
146 services, recovery coach services and other new or expanded substance use disorder treatment
147 services and any other federal reimbursements, grants, premiums, gifts, interest or other
148 contributions from any source received that are specifically designated to be credited to the fund.
149 The secretary of health and human services shall be the trustee of the fund.

150 The secretary may expend, without further appropriation, not more than \$21 million each
151 year from the fund to expand the residential treatment system to treat individuals with a
152 substance use disorder or co-occurring mental health and substance use disorder; not more than
153 \$14 million each year from the fund to expand access to medication assisted treatment; not more
154 than \$8 million each year from the fund to expand access to recovery treatment support services;
155 and not more than \$4 million each year from the fund to implement a standardized American
156 Society of Addiction Medicine assessment and care planning tool across substance use treatment
157 providers. For the purpose of accommodating timing discrepancies between the receipt of
158 revenues and related expenditures, the fund may incur expenses, and the comptroller shall certify
159 for payment, amounts not to exceed the most recent revenue estimate as certified by the
160 MassHealth director, as reported in the state accounting system. Amounts credited to the fund
161 shall not be subject to further appropriation and monies remaining in the fund at the end of a
162 fiscal year shall not revert to the General Fund and shall be available for expenditure in the
163 subsequent fiscal year.

164 The secretary shall report annually, on or before August 1, to the house and senate
165 committees on ways and means and the senate and house chairs of the joint committee on mental
166 health, substance use and recovery on the revenue and expenditure activity within the trust fund.

167 SECTION 9 . Section 2YYYY of chapter 29 of the General Laws is hereby repealed.

168 SECTION 10. Section 5H of said chapter 29, as appearing in the 2016 Official Edition,
169 is hereby amended by striking out the second sentence and inserting in place thereof the
170 following 2 sentences:- Not later than October 31, the state treasurer shall certify the amount of
171 actual receipts and distributions to claimants of abandoned property for the previous fiscal year
172 and, beginning in fiscal year 2013, the comptroller shall transfer 75 per cent of the growth in
173 abandoned property net revenue to the Commonwealth Stabilization Fund established in section
174 2H; provided, however, that such transfer shall be made prior to the certification of the
175 consolidated net surplus for the previous fiscal year as provided in section 5C. For the purposes
176 of this section, “abandoned property net revenue” shall mean the difference between abandoned
177 property receipts and distributions to claimants that exceeds the amount of net revenue collected
178 during the previous fiscal year.

179 SECTION 11. Section 184C of chapter 94 of the General Laws, as so appearing, is
180 hereby amended by striking out, in line 133, the words “size and brand” and inserting in place
181 thereof the following words:- brand, and may only vary in random weight.

182 SECTION 12. Chapter 118E of the General Laws is hereby amended by adding the
183 following section:-

184 Section 78. (a) The division shall create an employer healthcare coverage form.
185 Every employer with 6 or more employees, doing business in the commonwealth, shall annually

186 complete and submit the form under oath. The form shall indicate whether the employer has
187 offered to pay or arrange for the purchase of health care insurance and information about such
188 health care insurance such as the premium cost, benefits offered, cost sharing details, eligibility
189 criteria and other information deemed necessary by the division; provided, that the information
190 collected through the form shall not be used to deny or terminate MassHealth eligibility for non-
191 disabled persons who would otherwise qualify for a program of medical benefits pursuant to this
192 chapter who have access to employer sponsored health insurance.

193 The division may make arrangements with other agencies of the commonwealth,
194 including the department of unemployment assistance and the department of revenue, to assist
195 with the administration of this section. Employers shall provide supplemental information that is
196 necessary to implement said section 189A of said chapter 149 to the division or its designee,
197 upon request. An employer receiving information that identifies, or could be used to identify, a
198 MassHealth member or recipient of subsidized health insurance shall not use or disclose such
199 information except as authorized by the division.

200 (b) Notwithstanding any general or special law to the contrary, information
201 reported under subsection (a) that identifies individual employees by name or health insurance
202 status or is protected health information shall not be a public record under clause Twenty-sixth of
203 section 7 of chapter 4 or chapter 66. Reported information may be exchanged among the
204 executive office of health and human services, the commonwealth health insurance connector
205 authority, the department of unemployment assistance, the center for health information and
206 analysis and the department of revenue as necessary to implement section 189A of chapter 149.
207 An employer who knowingly falsifies or fails to file any information required by this section, or

208 its implementing regulation, shall be subject to a penalty of not less than \$1,000 or more than
209 \$5,000 for each violation.

210 SECTION 13. Section 78 of chapter 118E of the General Laws is hereby amended by
211 striking out the fifth sentence and inserting in place thereof the following sentence:- Employers
212 shall provide supplemental information that is deemed necessary by the division or its designee
213 upon request by the division.

214 SECTION 14. Subsection (b) of section 78 of chapter 118E of the General Laws is
215 hereby amended by striking out the second sentence.

216 SECTION 15. Section 23 of chapter 119 of the General Laws, as so appearing, is hereby
217 amended by striking out, in line 93, the word “or” and inserting in place thereof the following
218 words:- , including the parents of siblings who have custody of the siblings, or.

219 SECTION 16. Subsection (a) of section 29B of said chapter 119, as so appearing, is
220 hereby amended by striking out the last 2 sentences and inserting in place thereof the following 4
221 sentences:- No child under the age of 16 shall have a permanency plan for another permanent
222 planned living arrangement. The department shall file a permanency plan prior to a permanency
223 hearing that shall address the above placement alternatives. The court shall consult with the child
224 in an age-appropriate manner about the permanency plan developed for the child, including for
225 children and young adults whose permanency plan is another permanency planned living
226 arrangement, asking the child or young adult their desired permanency plan. At each hearing
227 where the court determines that a permanency plan for a child is another permanency planned
228 living arrangement, the court shall specify why this plan is in the child’s best interest and the
229 compelling reasons why it is not in the child’s best interest to: (i) return home; (ii) be placed for

230 adoption; (iii) be placed with a legal guardian; or (iv) be placed in a permanency planned living
231 arrangement with other relatives.

232 SECTION 17. Subsection (c) of said section 29B of said chapter 119, as so appearing, is
233 hereby amended by striking out the third sentence and inserting in place thereof the following 2
234 sentences: In the case of a child who has attained age 14 or any young adult, the permanency
235 plan shall also address the services needed to assist the child or young adult in making the
236 transition from foster care to a successful adulthood; provided, however, that the court shall
237 consult with the child or young adult in an age-appropriate manner about the permanency plan. If
238 the permanency plan for the child is another permanency planned living arrangement, the
239 permanency plan shall address the efforts the department has made to place the child or young
240 adult with a parent or relative or in a guardianship or adoption placement.

241 SECTION 18. Chapter 140 of General Laws is hereby amended by inserting after section
242 131Q, as appearing in the 2016 Official Edition, the following section:-

243 Section 131R. Whoever possesses, owns or offers for sale any device which attaches to a
244 rifle, shotgun or firearm, except a magazine, that is designed to increase the rate of discharge of
245 the rifle, shotgun or firearm or whoever modifies any rifle, shotgun or firearm with the intent to
246 increase its rate of discharge, shall be punished by imprisonment in the state prison by not less
247 than 3 nor more than 20 years.

248 SECTION 19. Section 10 of chapter 183A, as appearing in the 2016 Official Edition, is
249 hereby amended, in line 73, by inserting, after the word “kept”, the following:- which shall be
250 made available to unit owners through electronic mail upon request.

251 SECTION 20. Chapter 224 of the acts of 2012 is hereby amended by inserting after
252 section 254 the following section:-

253 Section 254A. (a) For the purposes of this section, the following words shall have the
254 following meanings unless the context clearly requires otherwise:

255 “Behavior management monitoring”, monitoring of a child’s behavior, the
256 implementation of a behavior plan and reinforcing implementation of a behavior plan by the
257 child’s parent or other caregiver.

258 “Behavior management therapy”, therapy that addresses challenging behaviors that
259 interfere with a child’s successful functioning; provided, however, that “behavior management
260 therapy” shall include assessment, development of a behavior plan and supervision and
261 coordination of interventions to address specific behavioral objectives or performance, including
262 the development of a crisis-response strategy; and provided further, that “behavior management
263 therapy” may include short-term counseling and assistance.

264 “Child” a person under the age of 21.

265 “Family support and training”, a service provided to a parent or other caregiver of a child
266 to improve the capacity of the parent or caregiver to ameliorate or resolve the child’s emotional
267 or behavioral needs and to parent; provided, however, that such service shall be provided where
268 the child resides, including in the child’s home, a foster home, a therapeutic foster home or
269 another community setting.

270 “In-home behavioral services”, a combination of behavior management therapy and
271 behavior management monitoring; provided, however, that such services shall be provided where

272 the child resides, including in the child’s home, a foster home, a therapeutic foster home or
273 another community setting.

274 “In-home therapy”, therapeutic clinical intervention or ongoing training and therapeutic
275 support; provided however, that the intervention or support shall be provided where the child
276 resides, including in the child’s home, a foster home, a therapeutic foster home or another
277 community setting.

278 “Mobile crisis intervention”, a short-term, mobile, on-site, face-to-face therapeutic
279 response service that is available 24 hours a day, 7 days a week to a child experiencing a
280 behavioral health crisis to identify, assess, treat and stabilize a situation and reduce the
281 immediate risk of danger to the child or others; provided, however, that the intervention shall be
282 consistent with the child’s risk management or safety plan, if any.

283 “Ongoing therapeutic training and support”, services that support implementation of a
284 treatment plan pursuant to therapeutic clinical intervention that shall include, but not be limited
285 to, teaching the child to understand, direct, interpret, manage and control feelings and emotional
286 responses to situations and assisting the family in supporting the child and addressing the child’s
287 emotional and mental health needs.

288 “Therapeutic clinical intervention”, intervention that shall include: (i) a structured and
289 consistent therapeutic relationship between a licensed clinician and a child and the child’s family
290 to treat the child’s mental health needs, including improvement of the family’s ability to provide
291 effective support for the child and promotion of healthy functioning of the child within the
292 family; (ii) the development of a treatment plan; and (iii) using established psychotherapeutic

293 techniques, working with the family or a subset of the family to enhance problem solving, limit
294 setting, communication, emotional support or other family or individual functions.

295 “Therapeutic mentoring services”, services provided to a child designed to support age-
296 appropriate social functioning or to ameliorate deficits in the child’s age-appropriate social
297 functioning; provided, however, that such services may include supporting, coaching and
298 training the child in age-appropriate behaviors, interpersonal communication, problem solving,
299 conflict resolution and relating appropriately to other children and adolescents and to adults in
300 recreational and social activities; and provided further, that such services shall be provided where
301 the child resides, including in the child’s home, a foster home, a therapeutic foster home or
302 another community setting.

303 (b) The annual report submitted by carriers and contractor pursuant to section 254 shall
304 include a certification that their coverage includes the following mental health home-based and
305 community-based services for a child: (i) intensive care coordination for a child with a serious
306 emotional disturbance; (ii) mobile crisis intervention; (iii) family support and training; (iv) in-
307 home therapy; (v) therapeutic mentoring services; and (vi) in-home behavioral services. The
308 certification shall substantiate that networks for the provided services are active and adequate to
309 ensure access.

310 (c) The commissioner may promulgate regulations or guidelines to implement this
311 section.

312 SECTION 21. Item 1233-2350 of section 2 of chapter 133 of the acts of 2016 is hereby
313 amended by striking out the words “State Lottery and Gaming Fund” and inserting in place
314 thereof the following words:- Gaming Local Aid Fund.

315 SECTION 22. Item 9110-1630 of said section 2 of said chapter 133 is hereby amended
316 by inserting after the word “program”, in line 27, the following words:- ; provided further, that
317 the secretary of elder affairs may transfer funds appropriated in this item to item 9110-1500 for
318 the provision of enhanced home care services.

319 SECTION 23. Said item 9110-1630 of said section 2 of said chapter 133 is hereby
320 further amended by striking out the words

321 General Fund.....95%

322 Community First Trust Fund.....5%", inserted by section 29 of chapter 283 of the
323 acts of 2016, and inserting in place thereof the following words :-

324 General Fund.....86.32%

325 Community First Trust Fund.....13.68%

326 SECTION 24. The second paragraph of section 136 of chapter 219 of the acts of 2016 is
327 hereby amended by striking out, in line 3, the word “March” and inserting in place thereof the
328 following word:- December.

329 SECTION 25. Section 2 of chapter 47 of the acts of 2017 is hereby amended by inserting
330 after item 0521-0001, the following item:-

331 0521-0002 For reimbursements to municipalities for costs associated with the
332 implementation of the mandated provisions of early voting for the November 8, 2016 State
333 Election as required by section 25B of chapter 54 of the General Laws; provided, that the state
334 secretary shall only reimburse the municipalities for costs that have previously been certified by
335 the division of local mandates within the office of the state auditor; and provided further, that

336 any unexpended funds in this item shall be made available until December 31,
337 2017.....\$485,559.

338 SECTION 26. Item 0940-0101 of said section 2 of said chapter 47 of the acts of 2017 is
339 hereby amended by striking out the figure “\$2,468,211” and inserting in place thereof the
340 following figure:- \$3,100,000.

341 SECTION 27. Item 1410-0012 of said section 2 of said chapter 47 is hereby amended by
342 adding after the words “Grace Veterans Program”, the following words:- ; provided further, that
343 not less than \$25,000 shall be expended for the Disabled American Veterans, in the city of
344 Lawrence for the purpose of creating a shuttle service for disabled veterans..

345 SECTION 28. Said section 2 of said chapter 47 is hereby further amended by inserting
346 after item 1410-0018 the following item:-

347 1410-0022 For the operation of a comprehensive program to enhance employment
348 opportunities and outcomes among veterans by assisting businesses to attract, hire, train and
349 retain veterans under section 2C of chapter 115 of the General Laws \$100,000

350 SECTION 29. Said section 2 of said chapter 47 is hereby further amended by striking
351 out the item number 1599-1690 and inserting in place thereof the following item number:- 1599-
352 1691.

353 SECTION 30. Said item 1599-1690 of said section 2 of said chapter 47, as amended by
354 section 22, is hereby further amended by inserting after the words “said transfer”, the following
355 words:- ; provided further, that not more than \$13,511,090 from this item shall be expended for
356 payroll costs incurred in fiscal year 2017 by the 14 sheriffs’ offices; and.

357 SECTION 31. Said section 2 of said chapter 47 is hereby further amended by inserting
358 after item 1599-1977 the following 2 items:-

359 1599-2003 For the purpose of funding the Uniform Law Commission; provided, that
360 prior fiscal year payments may be payable from this item \$50,000

361 1599-3222 For a reserve to fund the administrative costs associated with the
362 implementation of an employer contribution, including, but not limited to, costs of
363 commonwealth personnel, contracts, and the purchase of new information technologies as
364 necessary; provided further, that the secretary may transfer from the sum appropriated herein to
365 other items of appropriation and allocations as are necessary to meet said costs where the
366 amounts otherwise available are insufficient for the purpose, in accordance with a transfer plan,
367 which shall be filed in advance with the house and senate committees on ways and means;
368 provided further, that the executive office of administration and finance shall report to the house
369 and senate committees on ways and means on or before January 1, 2018, and quarterly thereafter,
370 on the implementation of the contribution established in section 189A of chapter 149 of the
371 General Laws, including but not limited to: (i) a detailed summary of expenditures associated
372 with the implementation of the contribution; (ii) the number of employers subject to the
373 contribution; (iii) the number of employees who receives health insurance coverage through the
374 division of medical assistance; (iv) the number of appeals filed with the division of
375 unemployment assistance, including the status of said appeals; and (v) an estimate of total
376 collections from the contribution for fiscal year 2018; and provided further, that the secretary
377 may only transfer such amounts to other items of appropriation and allocations within the
378 executive office for administration and finance, the executive office of health and human

379 services, the executive office of labor and workforce development, the department of revenue,
380 and the department of unemployment assistance \$2,925,694.

381 SECTION 32. Item 2330-0100 of said section 2 of said chapter 47 is hereby amended by
382 inserting after the penultimate proviso the following proviso:- ; provided further, that not less
383 than \$450,000 shall be expended for a program of collaborative research by the division of
384 marine fisheries through the Massachusetts Marine Fisheries Institute, in collaboration with the
385 School for Marine Science and Technology at the University of Massachusetts at Dartmouth, that
386 applies innovative technology to assess the biomass of fish in the region managed by the New
387 England Fishery Management Council.

388 SECTION 33. Said section 2 of said chapter 47 is hereby further amended by inserting
389 after item 4000-0051 the following item:-

390 4000-0250 For the executive office of health and human Services which may expend for
391 the costs of the operations and maintenance of the health insurance exchange not more than
392 \$15,000,000 from monies received from the commonwealth health insurance connector
393 authority; provided, that for the purpose of accommodating timing discrepancies between the
394 receipt of retained revenues and related expenditures, the office may incur expenses and the
395 comptroller may certify for payment amounts not to exceed the lower of this authorization or the
396 most recent revenue estimate as reported in the state accounting system; and provided further,
397 that any unspent balance at the close of fiscal year 2018 shall remain in the account and may be
398 expended for this item in fiscal year 2019.....\$15,000,000.

399 SECTION 34. Item 4513-1000 of said section 2 of said chapter 47 is hereby amended by
400 inserting after the penultimate proviso the following proviso:- ; provided further, that not less

401 than \$100,000 shall be expended for the program's critical congenital heart defects screening
402 activities.

403 SECTION 35. Said section 2 of said chapter 47 is hereby further amended by striking
404 out item 7002-1075.

405 SECTION 36. Said section 2 of said chapter 47 is hereby further amended by inserting,
406 after item 7002-1502, the following item:-

407 7002-1506 For competitive technical assistance grants to be administered by the
408 executive office of housing and economic development, in coordination with the Federal Reserve
409 Bank of Boston, to provide multi-year support to initiatives that advance cross-sector
410 collaboration among the public, private and nonprofit sectors; provided, that in order to qualify
411 for funding, a project proposal shall catalyze and accelerate initiatives that create new or stronger
412 working relationships between key institutions, agencies, organizations and businesses within
413 municipalities with: (a) populations of more than 35,000 and less than 250,000 residents; (b)
414 median family incomes that are below the median of similarly-sized municipalities; and (c)
415 median poverty rates that are above the median for similarly-sized municipalities; provided
416 further, that the Federal Reserve Bank of Boston shall identify additional program eligibility
417 requirements; and provided further, that the private sector and other institutions shall contribute
418 to this program an amount that is at least equal to the total state appropriation for this program
419\$500,000

420 SECTION 37. Item 8324-0000 of said section 2 of said chapter 47 is hereby amended by
421 inserting after the word "option" the following words: - ; provided further, that notwithstanding
422 any general or special law to the contrary, 100 per cent of the amount appropriated in this item

423 for the administration of the department of fire services, the state fire marshal's office, the
424 Massachusetts firefighting academy, critical incident stress management programs, the On-Site
425 Academy, other fire training academies, the regional dispatch centers, the radio and dispatch
426 center improvements and the associated fringe benefits costs of personnel paid from this item for
427 these purposes shall be assessed upon insurance companies writing fire, homeowners' multiple
428 peril or commercial multiple peril policies on property situated in the commonwealth and paid
429 within 30 days after receiving notice of the assessment from the commissioner of insurance.

430 SECTION 38. Item 2000-1701 of section 2B of said chapter 47 is hereby amended by
431 striking out the figure "\$1,535,671", and inserting in place thereof the following figure:-
432 \$3,150,000.

433 SECTION 39. Item 4000-0102 of said section 2B of said chapter 47 is hereby amended
434 by striking out the figure "\$8,878,161", and inserting in place thereof the following figure:-
435 \$11,914,066

436 SECTION 40. Section 2E of said chapter 47 is hereby amended by striking out item
437 1595-1068 and inserting in place thereof the following item:-

438 1595-1068 For an operating transfer to the MassHealth provider payment account in the
439 Medical Assistance Trust Fund established in section 2QQQ of chapter 29 of the General Laws;
440 provided, that these funds shall be expended for services provided during state or federal fiscal
441 year 2016, 2017 or 2018 or for public hospital transformation and incentive initiative payments
442 for state fiscal year 2017 or 2018 or for Medicaid care organization payments under 42 CFR
443 438.6(c) for rate year 2018; provided further, that all payments from the Medical Assistance
444 Trust Fund shall be: (i) subject to the availability of federal financial participation; (ii) made only

445 under federally-approved payment methods; (iii) consistent with federal funding requirements
446 and all federal payment limits as determined by the secretary of health and human services; and
447 (iv) subject to the terms and conditions of an agreement with the executive office of health and
448 human services; provided further, that the secretary of health and human services shall notify, in
449 writing, the house and senate committees on ways and means and the joint committee on health
450 care financing of increases or decreases in any payments made within the term of the current
451 1115 waiver or other state plan amendments within 15 days; and provided further, that the
452 secretary of health and human services shall utilize funds from the Medical Assistance Trust
453 Fund to make payments of up to \$492,955,903 to the Cambridge public health commission or to
454 Medicaid care organizations for payment to the Cambridge public health commission if the
455 Cambridge public health commission, in anticipation of receiving such payments, first
456 voluntarily transfers an amount equal to the nonfederal share of such payments to the Medical
457 Assistance Trust Fund using a federally-permissible source of funds.....\$747,100,000.

458 SECTION 41. Said section 2E of said chapter 47 is hereby further amended by inserting
459 after item 1595-1069 the following item under the following caption:-

460 EXECUTIVE OFFICE OF LABOR AND WORKFORCE DEVELOPMENT

461 Department of Career Services

462 1595-1075 For an operating transfer to the Workforce Competitiveness Trust Fund
463 established in section 2WWW of chapter 29 of the General Laws.....\$1,000,000

464 SECTION 42. Section 133 of said chapter 47 is hereby amended by striking out the first
465 sentence and inserting in place thereof the following sentence:- The registry of motor vehicles,
466 in cooperation with the department of conservation and recreation, shall offer for purchase an

467 annual MassParks pass and a senior MassParks pass to cover fees for parking for 1 calendar year
468 at state-owned facilities where parking fees are charged to applicants for the issuance or renewal
469 of a motor vehicle registration or license to operate a motor vehicle.

470 SECTION 43. Notwithstanding section 10 of chapter 70B of the General Laws or any
471 other general or special law to the contrary, in determining the grant percentage for the fiscal
472 year 2018 approved school projects, the Massachusetts School Building Authority shall calculate
473 the community poverty factor by examining the proportion of economically disadvantaged
474 students from calendar year 2015 to the present and assigning whichever year's factor is the
475 highest as determined by the department of elementary and secondary education.

476 SECTION 44. Section 43 is hereby repealed.

477 SECTION 45. Notwithstanding any general or special law to the contrary, unexpended
478 balances from item 7004-9024 of section 2 of chapter 133 of the acts of 2016 shall revert to the
479 General Fund at the end of fiscal year 2017.

480 SECTION 46. Notwithstanding any general or special law to the contrary, before the
481 close of fiscal year 2017 and upon the recommendation of the secretary of administration and
482 finance and the secretary of health and human services or their designees, the comptroller shall
483 adjust any fiscal year 2017 appropriation fund split against or transferred out of the Community
484 First Trust Fund established in section 35AAA of chapter 10 of the General Laws to match final
485 department fiscal year 2017 Community First Trust Fund expenditures.

486 SECTION 47. Notwithstanding any general or special law to the contrary, the executive
487 office for administration and finance may transfer up to \$15,000,000 from the Commonwealth

488 Care Trust Fund established in section 2000 of chapter 29 of the General Laws to the Health
489 Safety Net Trust Fund established in section 66 of chapter 118E of the General Laws.

490 SECTION 48. Notwithstanding any general or special law to the contrary, payments
491 from the Health Safety Net Trust Fund established in section 66 of chapter 118E of the General
492 Laws may be made either as safety net care payments under the commonwealth's waiver
493 pursuant to section 1115 of the federal Social Security Act or as an adjustment to Title XIX
494 service rate payments or a combination of both. Other federally-permissible funding mechanisms
495 available for public service hospitals as defined by the regulations of the executive office of
496 health and human services may be used to reimburse up to \$70,000,000 of uncompensated care
497 pursuant to said sections 66 and section 69 of said chapter 118E using sources distinct from the
498 funding made available to the Health Safety Net Trust Fund.

499 SECTION 49. Notwithstanding any general or special law to the contrary, any
500 unexpended balances, not exceeding a total of \$20,000,000, in items 4000-0600, 4000-0700 and
501 4000-1425 of section 2 of chapter 133 of the acts of 2016 shall not revert to the General Fund
502 until September 1, 2017 and may be expended by the executive office of health and human
503 services to pay for services enumerated in said items 4000-0600, 4000-0700 and 4000-1425
504 provided during fiscal year 2017.

505 SECTION 50. Notwithstanding any general or special law to the contrary, the secretary
506 of health and human services, with the written approval of the secretary of administration and
507 finance, may authorize transfers of surplus among items 4000-0320, 4000-0430, 4000-0500,
508 4000-0600, 4000-0640, 4000-0700, 4000-0875, 4000-0880, 4000-0885, 4000-0940, 4000-0950,

509 4000-0990, 4000-1400, 4000-1420 and 4000-1425 for the purpose of reducing any deficiency in
510 these items but any such transfer shall be made not later than September 30, 2017.

511 SECTION 51. The Secretary of Public Safety shall promulgate regulations by January 1,
512 2018 concerning the allowability of maintenance and enhancement of rifles, shotguns and
513 firearms consistent with the intent of this section.

514 SECTION 52. Not later than December 31, 2019, the Massachusetts gaming commission
515 shall file a report with the house and senate committees on ways and means on any gaming
516 service employee job positions that were exempted from the requirements of subsection (o) of
517 section 172 of chapter 6 of the General Laws, as amended by section 3.

518 SECTION 53. Section 18 shall take effect 180 days after the effective date of this act.

519 SECTION 54. Section 44 shall take effect on June 30, 2018.

520 SECTION 55. Sections 13 and 14 shall take effect December 31, 2019.

521 SECTION 56. Section 9 shall take effect on June 30, 2023.