

HOUSE No. 3611

The Commonwealth of Massachusetts



DEVAL L. PATRICK
GOVERNOR

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EXECUTIVE DEPARTMENT
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August 1, 2013

To the Honorable Senate and House of Representatives,

I am filing for your consideration a bill entitled “An Act Making Appropriations for the Fiscal Year 2013 to Provide for Supplementing Certain Existing Appropriations and for Certain Other Activities and Projects.”

The legislation I am filing requests \$41.1 million in supplemental funding (\$37.4 million after accounting for offsetting revenues) for a limited number of spending items. \$5.1 million of this funding will support unavoidable FY 2013 costs at the Committee for Public Counsel Service and the Military Division. The remaining \$36 million (\$32.3 million after accounting for offsetting revenue) will address required FY 2014 costs not accounted for in the FY 2014 budget, including:

- \$20 million for emergency assistance services for homeless families provided by the Department of Housing and Economic Development
- \$14.2 million to support direct care salary raises in FY 2014 that were included in the FY 2013 budget
- \$1.3 million to enhance the Department of Public Health’s Arbovirus surveillance program by adding 5 new sites to be monitored for Eastern Equine Encephalitis and fund aerial spraying, if necessary.

- \$540,000 for the Department of Elementary and Secondary Education's English Language Learner program to comply with new U.S. Department of Justice requirements

In addition to these supplemental funding items, I am proposing legislation to carry-forward or "PAC" up to \$40.6 million in FY 2013 funding in a number of appropriations for the purpose of supporting one-time projects or addressing funding exposures in FY 2014.

This legislation also includes technical changes to earlier laws, including improvements to the local-option process for municipalities to fund their retiree health care liabilities.

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

Respectfully submitted,

Deval L. Patrick,
Governor

HOUSE No. 3611

[Pin Slip]

The Commonwealth of Massachusetts

In the Year Two Thousand Thirteen

An Act making appropriations for the fiscal year 2013 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 2013, and to make other changes in law, each of which is immediately needed for 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 SECTION1. To provide for supplementing certain items in the general appropriation act
2 and other appropriation acts for fiscal year 2013, 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, 2013. 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, 2014.

9 SECTION 2.

10 JUDICIARY

11 Committee for Public Counsel Services.

12 0321-1510.....\$2,500,000

13 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

14 Reserves.

15 1599-6901.....\$14,200,000

16 EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

17 Department of Public Health.

18 4516-1000.....\$285,000

19 EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT

20 Department of Housing and Community Development.

21 7004-0103..... \$20,000,000

22 EXECUTIVE OFFICE OF EDUCATION

23 Department of Elementary and Secondary Education.

24 7027-1004.....\$540,000

25 EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY

26 Military Division.

27 8700-1150.....\$2,600,000

28 SECTION 2A. To provide for certain unanticipated obligations of the commonwealth, to
29 provide for an alteration of purpose for current appropriations, and to meet certain requirements
30 of law, the sum set forth in this section is hereby appropriated from the General Fund unless
31 specifically designated otherwise in this section, for the several purposes and subject to the
32 conditions specified in this section, and subject to the laws regulating the disbursement of public
33 funds for the fiscal year ending June 30, 2013. This sum shall be in addition to any amounts
34 previously appropriated and made available for the purposes of this item. These sums shall be
35 made available until June 30, 2014.

36 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

37 Reserves.

38 1599-6263.....\$1,000,000

39 SECTION 2C.I. For the purpose of making available in fiscal year 2014 balances of
40 appropriations which otherwise would revert on June 30, 2013, the unexpended balances of the
41 maintenance appropriations listed below, not to exceed the amount specified below for each
42 item, are hereby re-appropriated for the purposes of and subject to the conditions stated for the
43 corresponding item in section 2 of chapter 139 of the acts of 2012. The unexpended balances of
44 all appropriations in the Massachusetts management accounting and reporting system with a

45 secretariat code of 01 or 17, are hereby re-appropriated for the purposes of and subject to the
46 conditions stated for the corresponding item section 2 of chapter 139 of the acts of 2012 or
47 section 2A of chapter 194 of the acts of 2011. However, for items which do not appear in section
48 2 of the general appropriation act, the amounts in this section are re-appropriated for the
49 purposes of and subject to the conditions stated for the corresponding item in section 2 of this act
50 or in prior appropriation acts. Amounts in this section are re-appropriated from the fund or funds
51 designated for the corresponding item in section 2 of the general appropriation act; provided,
52 however, that for items which do not appear in section 2 of the general appropriation act, the
53 amounts in this section are re-appropriated from the fund or funds designated for the
54 corresponding item in section 2 of this act or in prior appropriation acts. The sums re-
55 appropriated in this section shall be in addition to any amounts available for said purposes.

56 TREASURER & RECEIVER GENERAL

57 Lottery Commission.

58 0640-0000.....\$670,800

59 OFFICE OF THE INSPECTOR GENERAL

60 0910-0200.....\$400,000

61 OFFICE OF THE STATE COMPTROLLER

62 1599-3384.....\$5,000,000

63 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

64 Office of the Secretary of Administration and Finance.

65 1106-0064.....\$111,000

66 Reserves.

67 1599-0026.....\$1,060,000

68 1599-0093.....\$225,186

69 1599-0117.....\$2,395,754

70 1599-1705.....\$589,328

71 1599-2004.....\$695,000

72 1599-2013.....\$100,000

73 Information Technology Division.

74	1790-0350.....	\$950,000
75	EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES	
76	Office of the Secretary of Health and Human Services.	
77	4000-0114.....	\$1,000,000
78	4000-0300.....	\$300,000
79	4000-0700.....	\$16,062,000
80	Department of Transitional Assistance.	
81	4400-1000.....	\$1,300,000
82	4400-1100.....	\$800,000
83	Department of Children and Families.	
84	4800-0015.....	\$617,691
85	4800-0038.....	\$1,800,000
86	4800-0041.....	\$2,000,000
87	Department of Public Health.	
88	4590-0915.....	\$221,000
89	Department of Mental Health	
90	5046-0000.....	\$1,000,000
91	5095-0015.....	\$2,500,000
92	EXECUTIVE OFFICE OF EDUCATION	
93	Department of Early Education and Care.	
94	3000-1000.....	\$85,000
95	Department of Elementary and Secondary Education.	
96	7053-1925.....	\$400,912
97	Department of Higher Education.	
98	7066-0025.....	\$1,240,000

99	EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY	
100	Office of the Chief Medical Examiner.	
101	8000-0106.....	\$702,400
102	Military Division.	
103	8700-0001.....	\$100,000
104	Parole Board.	
105	8950-0001.....	\$387,991

106 SECTION 2C.II. For the purpose of making available in fiscal year 2014 balances of
107 retained revenue and intragovernmental chargeback authorizations which otherwise would revert
108 on June 30, 2013, the unexpended balances of the authorizations listed below, not to exceed the
109 amount specified below for each item, are hereby re-authorized for the purposes of and subject to
110 the conditions stated for the corresponding item in section 2 or 2B of the general appropriation
111 act for fiscal year 2013. However, for items which do not appear in section 2 or 2B of the
112 general appropriation act, the amounts in this section are re-authorized for the purposes of and
113 subject to the conditions stated for the corresponding item in section 2, 2A, or 2B of this act or in
114 prior appropriation acts. Amounts in this section are re-authorized from the fund or funds
115 designated for the corresponding item in section 2 or 2B of the general appropriation act;
116 however, for items which do not appear in section 2 or 2B of the general appropriation act, the
117 amounts in this section are re-authorized from the fund or funds designated for the corresponding
118 item in section 2, 2A, or 2B of this act or in prior appropriation acts. The sums re-authorized in
119 this section shall be in addition to any amounts available for those purposes.

120	EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE	
121	Division of Human Resources.	
122	1750-0102.....	\$220,000
123	1750-0601.....	\$150,000

124	EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY	
125	Office of the Chief Medical Examiner.	
126	8000-0122.....	\$250,000
127	PRIM Board to Manage MSCBA Funds	

128 SECTION 3. The definition of “System” in section 1 of chapter 32 of the General Laws,
129 is hereby amended by adding the following sentence:- For the purpose of investing in the
130 Pension Reserve Investment Trust Fund established by subdivision (8) of section 22, the
131 Massachusetts State College Building Authority shall be a system.

132 Improve Municipal OPEB Funds and Investments

133 SECTION 4. (A) Chapter 32B of the General Laws is hereby amended by striking out
134 section 20, and inserting in place thereof the following 2 sections:-

135 Section 20. (a) As used in this section, the following words shall have the following
136 meanings unless the context clearly requires otherwise:

137 “Chief executive officer”, the mayor in a city and the board of selectmen in a town unless
138 some other municipal office is designated to be the chief executive officer under a local charter,
139 the county commissioners in a county and the governing board, commission or committee in a
140 district or other governmental unit.

141 “Commission”, the public employee retirement administration commission established
142 under section 49 of chapter 7.

143 “GASB”, the Governmental Accounting Standards Board.

144 “Governing body”, the legislative body in a city or town, the county commissioners in a
145 county, the regional district school committee in a regional school district, or the district meeting
146 or other appropriating body in any other governmental unit.

147 "Governmental unit", any political subdivision of the commonwealth, which for the
148 purposes of this section shall include a local housing or redevelopment authority, regional
149 council of government established under section 20 of chapter 34B and educational collaborative
150 as defined by section 4E of chapter 40.

151 “Health Care Security Trust board of trustees”, the board of trustees established by
152 section 4 of chapter 29D.

153 “Other Post-Employment Benefits Liability Trust Fund” or “OPEB Fund”; a trust fund
154 established by a governmental unit under this section for the deposit of gifts, grants and
155 appropriations and other funds for the benefit of retired employees and their dependents, the
156 payment of required contributions of the unit to the group health insurance benefits provided to
157 employees and their dependents after retirement and the reduction and elimination of the
158 unfunded liability of the unit for such benefits.

159 “OPEB Fund board of trustees”; an independent board of trustees selected by the
160 governmental unit with investing authority for the OPEB Fund.

161 “OPEB investing authority” or “investing authority”; the trustee or board of trustees
162 designated by the governmental unity to invest and reinvest the OPEB Fund using the investment
163 standard or investment vehicle established under this section.

164 (b) A governmental unit that accepts this section shall establish on its books and accounts
165 the Other Post-Employment Benefits Liability Trust Fund, the assets of which shall be held
166 solely to meet the current and future liabilities of the governmental unit for group health
167 insurance benefits for retirees and their dependents. The governmental unit may appropriate
168 amounts to be credited to the fund and the treasurer of the governmental unit may accept gifts,
169 grants and other contributions to the fund. The fund shall be an expendable trust subject to
170 appropriation and shall be managed by a trustee or a board of trustees as provided in subsection
171 (d). Any interest or other income generated by the fund shall be added to and become part of the
172 fund. Amounts that a governmental unit receives as a sponsor of a qualified retiree prescription
173 drug plan under 42 U.S.C. section 1395w-132 may be dedicated to and become part of the fund
174 by vote of the governing body of the governmental unit. All monies held in the fund shall be
175 accounted for separately from other funds of the governmental unit and shall not be subject to the
176 claims of any general creditor of the governmental unit.

177 (c) The treasurer of the governmental unit shall be the custodian of the OPEB Fund and
178 shall be bonded in any additional amounts necessary to protect fund assets.

179 (d) The governing body of the governmental unit shall designate a trustee or board of
180 trustees, which shall have general supervision of the management, investment and reinvestment
181 of the OPEB Fund. The governing body may designate as the trustee or board of trustees (i) the
182 custodian; or (ii) an OPEB Fund board of trustees established by the governmental unit under
183 subsection (e). If no designation is made, the custodian of the fund shall be the trustee and shall
184 manage and invest the fund. The duties and obligations of the trustee or board of trustees with
185 respect to the fund shall be set forth in a declaration of trust to be adopted by the trustee or board,
186 but shall not be inconsistent with this section. The declaration of trust and any amendments
187 thereto shall be filed with the chief executive and the clerk of the governing body of the
188 governmental unit and take effect 90 days after the date filed unless the governing body votes to
189 disapprove any such declaration or amendment within that period. The trustee or board of
190 trustees may employ reputable and knowledgeable investment consultants to assist in
191 determining appropriate investments and pay for those services from the fund, if authorized by
192 the governing body of the governmental unit. The trustee or trustees may, with the approval of
193 the Health Care Security Trust board of trustees, invest the OPEB Fund in the State Retiree
194 Benefits Trust Fund established in section 24 of chapter 32A.

195 (e) The governing body of the governmental unit may vote to establish a separate OPEB
196 Fund board of trustees to be the investing authority. The board of trustees shall consist of 5 to 13
197 individuals, including a person or persons with the investment experience desired by the
198 governmental unit, a citizen or citizens of the governmental unit, an employee of the

199 governmental unit, a retiree or retirees of the governmental unit, and a governmental unit officer
200 or officers. The governmental unit employee trustee or trustees shall be selected by current
201 employees of the unit by ballot, and the retiree trustee or trustees shall be selected by current
202 retirees of the unit by ballot. The remainder of the trustees shall be appointed by the chief
203 executive officer of the governmental unit. The trustees will serve for terms of 3 or 5 years as
204 determined by the governing body of the governmental unit, and if a vacancy occurs, a trustee
205 may be elected or selected in the same manner to serve for the remainder of the term. Trustees
206 shall be eligible for reappointment.

207 (f) The trustee or board of trustees shall act in a fiduciary capacity and shall discharge its
208 duties for the primary purpose of enhancing the value of the OPEB Fund and shall act with the
209 care, skill, prudence and diligence under the circumstances then prevailing that a prudent person
210 acting in a like capacity and familiar with such matters would use in the conduct of an enterprise
211 with like character and with like aims and by diversifying the investments in the fund so as to
212 minimize the risk of large losses unless under the circumstances it is clearly prudent not to do so.

213 In any civil action brought against a trustee or the board of trustees, acting within the
214 scope of official duties, the defense or settlement of which is made by legal counsel for the
215 governmental unit, such trustee or employee shall be indemnified from the OPEB Fund for all
216 expenses incurred in the defense thereof and for damages to the same extent as provided for
217 public employees in chapter 258. No trustee or employee shall be indemnified for expenses in an
218 action or damages awarded in such action in which there is shown to be a breach of fiduciary
219 duty, an act of willful dishonesty or an intentional violation of law by such trustee or employee.

220 (g) Monies in the OPEB Fund not required for expenditures or anticipated expenditures
221 within the investment period, shall be invested and reinvested by the custodian as directed by the
222 investing authority from time to time; provided such investment is made in accordance with (i)
223 section 54 of chapter 44, in the case of the treasurer or OPEB Fund board of trustees as investing
224 authority, unless the governing body of the governmental unit authorizes investment under the
225 prudent investor rule established in chapter 203C; or (ii) section 4 of chapter 29D and section 24
226 of chapter 32A, if the OPEB Fund is invested in the State Retiree Benefits Trust Fund.

227 (h) Amounts in the OPEB Fund may be appropriated by a two thirds vote of the
228 governing body of the governmental unit to pay the unit's share of health insurance benefits for
229 retirees and their dependents upon certification by the trustee or board of trustees that such
230 amounts are available in the fund. The treasurer of the governmental unit after consulting with
231 the chief executive officer of the unit shall determine the amount to be appropriated from the
232 fund to the annual budget for retiree health insurance and notify the trustee or board of trustees
233 of that amount at the earliest possible opportunity in the annual budget cycle. Upon notification,
234 the trustee or board of trustees shall take diligent steps to certify those funds as available for
235 appropriation by the governmental unit, or will be available by the time the appropriation would

236 become effective or provide an explanation why the funds are or will not be available or should
237 not be made available.

238 (i) In a regional school district, appropriations of amounts to the OPEB Fund may be
239 made only in the annual budget submitted to the member cities and towns for approval. The
240 annual report submitted to the member cities and towns pursuant to clause (k) of section 16 of
241 chapter 71 shall include a statement of the balance in the fund and all additions to and
242 appropriations from the fund during the period covered by such report.

243 (j) A governmental unit that accepts this section may participate in the OPEB Fund
244 established by another governmental unit under this section upon authorization of the governing
245 boards of both units and in accordance with the procedures and criteria established by the trustee
246 or board of trustees of the fund. Each governmental unit shall remain responsible for all costs
247 attributable for the health care and other post-employment obligations for its retired employees
248 and their dependents and for completing an actuarial valuation of its liabilities and funding
249 schedule that conforms to GASB requirements.

250 The participating governmental unit may appropriate or otherwise contribute amounts to
251 the OPEB Fund as provided in subsection (b). Amounts from the fund may be appropriated by
252 the participating unit for its retiree health insurance expenses in the manner authorized in
253 subsection (h) upon a determination by the treasurer of the unit, after consulting with the chief
254 executive officer of the unit, of the necessary amount and notification of the treasurer of the
255 governmental unit maintaining the fund and the trustee or board of trustees of that amount. The
256 trustee or board of trustees shall certify those funds available for appropriation, as provided in
257 subsection (h), and the treasurer of the governmental unit maintaining the fund shall transfer the
258 amounts certified to the participating governmental unit.

259 The participating governmental unit shall be separately credited for any contributions
260 made to and appropriations from the OPEB Fund, and interest or other income generated by the
261 fund, in the accounting of the relative liabilities of each governmental unit for its retirees and
262 their dependents.

263 (k) This section may be accepted in a city or town in the manner provided in section 4 of
264 chapter 4; in a county, by vote of the county commissioners; in a regional school district, by vote
265 of the regional school committee; and in a district or other governmental unit, by vote of the
266 district meeting or other appropriating body.

267 (l) This section shall also apply to the OPEB Fund established by a governmental unit
268 under a special law, notwithstanding any provision to the contrary, upon the acceptance of this
269 section by the governmental unit.

270 Section 20A. (a) As used in this section, the following words shall have the following
271 meanings unless the context clearly requires otherwise:

272 “PERAC”, the public employee retirement administration commission established under
273 section 49 of chapter 7.

274 “GASB”, the Governmental Accounting Standards Board.

275 (b) Whenever a governmental unit obtains an actuarial valuation report in accordance
276 with GASB statements of the liabilities of the unit for health care and other post-employment
277 benefits for its retired employees and their dependents, it shall submit a copy to PERAC no later
278 than 90 days after receipt of such report. PERAC may require that the governmental unit provide
279 additional information related to such liabilities, normal cost and benefit payments, as specified
280 by the executive office for administration and finance in consultation with PERAC. The
281 governmental unit shall file the report and the additional information with PERAC and the
282 division of local services. PERAC shall file a summary report of the information received under
283 this section with the chairs of the house and senate committees on ways and means, the secretary
284 of administration and finance and the board of trustees of the Health Care Security Trust
285 established under section 4 of chapter 29D.

286 (B) (a) Any municipal lighting plant board that established an OPEB Fund under section
287 20 of chapter 32B of the General Laws before the effective date of this act shall continue it under
288 the terms originally established, unless it elects to merge it with any OPEB Fund established by
289 the municipality. If the lighting plant board continues its OPEB fund, the lighting plant shall be
290 responsible for paying the premiums and assuming the liability for the municipal share of retiree
291 healthcare benefits attributable to lighting plant employees and their dependents from the
292 effective date of this act. If the lighting plant board elects to merge its OPEB Fund into the
293 municipal OPEB Fund, the lighting plant shall be responsible for all costs attributable to the city
294 or town for health insurance contributions to lighting plant retirees and their dependents, offset
295 by contributions to the municipal OPEB Fund from the lighting plant. The lighting plant shall be
296 separately credited for any contributions made to the municipal OPEB Fund in the accounting of
297 the relative liabilities of the municipal government and lighting plant for their retirees and their
298 dependents.

299 (b) Any city, town, district or county that established an OPEB Fund under section 20 of
300 chapter 32B of the General Laws before the effective date of this act shall continue it under the
301 terms originally established unless it reaccepts section 20 of chapter 32B after the effective date
302 of this act.

303 Substance Abuse Services Fund Sunset Fix

304 SECTION 5. (A) The last sentence of section 94 of chapter 142 of the acts of 2011 is
305 hereby amended by striking out the figure "2013" and inserting in place thereof the following
306 figure:- 2014.

307 (B) Section 154 of chapter 38 of the acts of 2013 is hereby repealed.

308 Extensions of Medicaid Delivery Model Committee and

309 Ballot Question Fiscal Impact Statement Reports

310 SECTION 6. (A) The last sentence of the last paragraph of section 178 of chapter 131 of
311 the acts of 2010, as appearing in section 145 of chapter 139 of the acts of 2012, is hereby
312 amended by striking out the words “October 1, 2012” and inserting in place thereof the following
313 words:- December 31, 2013.

314 (B) The last sentence of section 131 of chapter 165 of the acts of 2012 is hereby amended
315 by striking out the words “July” and inserting in place thereof the following word:- December.

316 Transferability for DHCD Motels

317 SECTION 7. Item 7004-0103 of section 2 of chapter 139 of the acts of 2012 is hereby
318 amended by adding the following words:- ; provided further, that upon written approval from the
319 secretary of administration and finance, funds may be transferred from item 7004-0101 to item
320 7004-0103; provided further, that the secretary of administration and finance shall notify the
321 house and senate committees on ways and means 30 days before approving any such transfer;
322 and provided further, that the secretary of administration and finance shall notify the house and
323 senate committees on ways and means concurrently with the transfer if the department has
324 identified an immediate cash run-out.

325 Disposition of Consolidated Net Surplus

326 SECTION 8. Clause (ii) of subsection (a) of section 155 of chapter 139 of the acts of
327 2012, as appearing in section 145 of chapter 38 of the acts of 2013, is hereby amended by
328 striking out the figure “\$19,500,000” and inserting in place thereof the following figure:-
329 \$25,000,000.

330 (B) Said subsection (a) of said section 155 of said chapter 139, as so appearing, is hereby
331 further amended by striking out the words “and (vii)” and inserting in place thereof the following
332 words:- (vii) \$21,800,000 to the secretary of administration and finance, for transfer to
333 appropriate accounts for information technology operating expenses; and (viii).

334 GAA Technical Corrections

335 SECTION 9. (A) The fourth sentence of section 41 of chapter 19A of the General Laws,
336 inserted by section 32 of chapter 38 of the acts of 2013, is hereby amended by inserting after the
337 word “that” the following word:- no.

338 (B) Section 2 of said chapter 38 is hereby amended by re-designating item 2810-2041 as
339 item 2810-2042.

340 (C) Said section 2 of said chapter 38 is hereby further amended by re-designating item
341 2210-0105 as item 2210-0106.

342 (D) Section 2E of said chapter 38 is hereby further amended by re-designating item 7066-
343 0035 as item 1595-7066.

344 Career Academies in Gateway Cities

345 SECTION 10. Item 7009-6402 of said section 2 of said chapter 38 is hereby amended by
346 striking out the text and inserting in place thereof the following text:- For grants to support the
347 establishment and operation of career academies in Gateway Cities, and to build stronger
348 relationships and partnerships among high schools, institutions of higher education, local
349 employers, and workforce development entities, in order to create multiple and seamless
350 pathways to employment; provided, that such funds shall be used to establish Education and
351 Industry Coordinating Councils (EICCs); provided further, that the EICCs shall be chaired by the
352 district superintendent and chair of the local workforce investment boards, and shall include
353 representatives from district high schools, institutions of higher education, industry partners, and
354 local/regional employers; provided further, that this funding shall be used to engage in planning
355 to establish career academies or to plan for the establishment of these academies during the
356 following fiscal year; and, provided further, that this funding shall also be used to support the
357 implementation of new academic and career programs at established career academies for up to 1
358 year of operation; and provided further, that funds may be expended through August 31, 2014 to
359 allow for summer planning activities and programming.

360 Innovation Fellowships

361 SECTION 11. Item 7061-9011 of said section 2 of said chapter 38 is hereby amended by
362 striking the words “and provided further, that priority shall be given to schools proposed in level
363 3 and 4 districts” and inserting in place thereof the following words:- provided further, that
364 priority shall be given to schools proposed in level 3 and 4 districts; and provided further, that up
365 to \$225,000 of the funds may be expended through June 30, 2015 on innovation fellowships in
366 sponsoring school districts that will participate in an in-depth, yearlong planning process, which
367 shall include, but not be limited to, a comprehensive review and analysis of the department’s
368 District Standards and Indicators, Conditions for School Effectiveness, and other priorities of the
369 department.

370 Medical Assistance Trust Fund Transfer

371 SECTION 12. (A) Item 1595-1068 of section 2E of said chapter 38 is hereby amended by
372 striking out the words “\$312,050,000 from the Medical Assistance Trust Fund to the Cambridge
373 public health commission for dates of service in state and federal fiscal year 2014 only after the
374 Cambridge public health commission transfers up to \$156,025,000 of its funds to the Medical
375 Assistance Trust Fund using a federally permissible source of funds which shall fully satisfy the

376 non-federal share of such payment” and inserting in place thereof the following words:-
377 \$308,000,000 from the Medical Assistance Trust Fund to the Cambridge Public Health
378 Commission for dates of service in state and federal fiscal year 2014 only after the Cambridge
379 public health commission transfers up to \$154,000,000 of its funds to the Medical Assistance
380 Trust Fund using a federally permissible source of funds which shall fully satisfy the non-federal
381 share of such payment; and provided further, that \$174,025,000 in payments made for federal
382 fiscal year 2013 shall be made from the Medical Assistance Trust Fund, of which \$28,050,000
383 shall be made to the Cambridge Public Health Commission for dates of service in state and
384 federal fiscal year 2013 only after the Cambridge Public Health Commission transfers up to
385 \$14,025,000 of its funds to the Medical Assistance Trust Fund using a federally permissible
386 source of funds which shall fully satisfy the non-federal share of such payment.

387 (B) Said item 1595-1068 of said section 2E of said chapter 38 is hereby further amended
388 by striking out the figure “\$394,000,000” and inserting in place thereof the following figure:-
389 \$568,025,000.

390 CCTF Balance Transfer and Spending Authority

391 SECTION 13. (a) Notwithstanding any general or special law to the contrary, the
392 secretary of administration and finance may direct the comptroller to transfer to the General
393 Fund any remaining balance in the Commonwealth Care Trust Fund as of June 30, 2013.

394 (b) Notwithstanding any general or special law to the contrary, the secretary of
395 administration and finance may expend funds from the Commonwealth Care Trust Fund in
396 anticipation of receipt of revenue during fiscal year 2014. The secretary shall ensure that no
397 expenditures from the fund shall cause the fund to be in deficiency at the close of the fiscal year.

398 Effective Collective Bargaining Agreements

399 SECTION 14. The salary adjustments and other economic benefits authorized by the
400 following collective bargaining agreements shall be effective for the purpose of section 7 of
401 chapter 150E of the General Laws:

402 (a) between the commonwealth and the Massachusetts Correction Officers Federated
403 Union, Unit 4;

404 (b) between the Bristol sheriff and the Bristol Correction Officers MCOFU, Unit SA4;

405 (c) between the Bristol sheriff and the Bristol NCEU, Unit SA3;

406 (d) between the Bristol sheriff and the Bristol K-9 Unit, Unit SA7;

407 (e) between the Franklin sheriff and the Franklin Administrative Professionals IBCO,
408 Unit SF3;

- 409 (f) between the Franklin sheriff and the Franklin NCEU Correction Officers, Unit SF1;
410 (g) between the Hampshire sheriff and the Hampshire Treatment Staff Local 1459, Unit
411 SH6;
412 (h) between the Hampshire sheriff and the Hampshire Non-Uniform, Unit SH7;
413 (i) between the Hampshire sheriff and the Hampshire Sheriff Officers Independent
414 Association, Unit SH8;
415 (j) between the Hampshire sheriff and the Hampshire Correction Officers NCEU, Unit
416 SH9;
417 (k) between the Suffolk sheriff and the Suffolk Jail Officers, Unit SS4;
418 (l) between the Worcester sheriff and the NEPBA Local 275, Unit SW2;
419 (m) between the Worcester sheriff and the NEPBA Local 550, Unit SW3; and
420 (n) between the alcoholic beverages control commission and the Coalition of Public
421 Safety, Unit 5.

422 Transfer Fiscal Year 2013 Unexpended Balances to Housing Trust Fund

423 SECTION 15. Subsection (c) of section 60 of chapter 121B of the General Laws,
424 inserted by section 106 of chapter 38 of the acts of 2013, shall take effect as of June 30, 2013.

425 Effective Dates

426 SECTION 16. Sections 5, 8, 9, 10, 11 and 12 shall take effect as of July 1, 2013. Except
427 as otherwise provided, this act shall take effect as of June 30, 2013.