

# **HOUSE . . . . . No. 3718**

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## The Commonwealth of Massachusetts

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HOUSE OF REPRESENTATIVES, May 24, 2017.

The committee on Ways and Means to whom was referred the message from His Excellency the Governor submitting requests for making appropriations for the fiscal year 2017 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 72), report, in part, recommending that the accompanying bill (House, No. 3718) ought to pass [Total appropriation: \$45,462,481.00].

For the committee,

BRIAN S. DEMPSEY.

**HOUSE . . . . . No. 3718**

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**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. Notwithstanding  
8 any general or special law to the contrary, appropriations made in section 2 shall not revert and  
9 shall be available for expenditure until June 30, 2017.

10           SECTION 2.

11 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

12 *Office of the Secretary for Administration and Finance*

13 1599-6903.....\$14,962,481

14 EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS

15 *Department of Conservation and Recreation*

16 2810-2042.....\$1,500,000

17 EXECUTIVE OFFICE OF PUBLIC SAFETY

18 *Department of Correction*

19 8900-0001.....\$15,000,000

20 SECTION 2E. The sums set forth in this section are hereby appropriated for transfer from  
21 the General Fund to the trust fund named within the item unless specifically designated  
22 otherwise in section 2E of chapter 133 of the acts of 2016, for the purposes and subject to the  
23 conditions specified in this section and said section 2E and subject to the laws regulating the  
24 disbursement of public funds for the fiscal year ending June 30, 2017. These sums shall be in  
25 addition to any amounts previously appropriated and made available for the purposes of those  
26 items.

27 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

28 *Department of Transportation*

29 1595-6368.....\$14,000,000

30 SECTION 3. Section 2QQQ of chapter 29 of the General Laws, as amended by section  
31 47 of chapter 46 of the acts of 2015, is hereby further amended by inserting in line 5, after the  
32 word “providers”, the following words:- or care organizations.

33 SECTION 4. Item 2810-2042 of section 2 of chapter 133 of the acts of 2016 is hereby  
34 amended by striking out the figure “\$17,700,000”, and inserting in place thereof the following  
35 figure:- \$19,200,000.

36 SECTION 5. Notwithstanding any general or special law to the contrary, the secretary of  
37 housing and economic development, with the written approval of the secretary of administration  
38 and finance, may authorize transfers of not more than \$3,785,457 among items 7004-0101 and  
39 7004-0108 of chapter 133 of the acts of 2016, as amended, for the purpose of reducing any  
40 deficiency in these items, but any such transfer shall be made not later than September 1, 2017.

41 SECTION 6. (a) Notwithstanding any general or special law to the contrary, the  
42 unexpended balances in items 0699-0014, 0699-0015, 0699-2005 and 0699-9100 shall be  
43 deposited into the State Retiree Benefits Trust Fund established in section 24 of chapter 32A of  
44 the General Laws not later than June 30, 2017. The amount deposited shall be an amount equal  
45 to 10 per cent of all payments received by the commonwealth in fiscal year 2017 under the  
46 master settlement agreement in Commonwealth of Massachusetts v. Philip Morris, Inc. et al.,  
47 Middlesex Superior Court, No. 95-7378; provided, however, that if in fiscal year 2017 the  
48 unexpended balances of said items 0699-0014, 0699-0015, 0699-2005 and 0699-9100 is less  
49 than 10 per cent of all payments received by the commonwealth in fiscal year 2017 under the  
50 master settlement agreement payments, an amount equal to the difference shall be transferred to

51 the State Retiree Benefits Trust Fund from payments received by the commonwealth under the  
52 master settlement agreement.

53 (b) Notwithstanding any general or special law to the contrary, the percentage increase  
54 set forth in section 152 of chapter 68 of the acts of 2011 shall not apply in fiscal year 2017.