

HOUSE No. 3785

House bill No. 3773, as changed by the House committee on Bills in the Third Reading, and as amended and passed to be engrossed by the House. September 30, 2015.

The Commonwealth of Massachusetts

In the One Hundred and Eighty-Ninth General Court
(2015-2016)

An Act making appropriations for the fiscal year 2015 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 forthwith make supplemental appropriations for fiscal year 2015 and to make certain changes in law, 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 2015, the sums set forth in sections 2, 2A, 2C.I and
3 2C.II are hereby appropriated from the General Fund unless specifically designated otherwise in
4 this act or in those appropriation acts, for the several purposes and subject to the conditions
5 specified in this act or in those appropriation acts, and subject to the laws regulating the
6 disbursement of public funds for the fiscal year ending June 30, 2015. These sums shall be in
7 addition to any amounts previously appropriated and made available for the purposes of those
8 items. These sums shall be made available until June 30, 2016.

9 SECTION 2.

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JUDICIARY

Committee for Public Counsel Services

0321-1510	\$1,400,000
0321-1520	\$2,500,000

DISTRICT ATTORNEYS

Bristol District Attorney

0340-0900	\$105,018
0340-0998	\$53,849

SECRETARY OF THE COMMONWELATH

0521-0000	\$75,773
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EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

Office of the Secretary for Administration and Finance

1599-0026	.....	\$52,296
1599-2015	.....	\$8,043,236
1599-4299	.....	\$10,901,699
1599-4440	.....	\$2,329,037
1599-4441	.....	\$137,151

27 1599-6901 \$5,287,476

28 EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS

29 Department of Conservation and Recreation

30 2810-0100 \$402,000

31 EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

32 Office of the Secretary of Health and Human Services

33 1595-1067 \$8,227,865

34 4000-0600 \$1,505,035

35 4000-0700 \$214,000,000

36 Department of Public Health

37 4510-0110 \$175,000

38 4512-0200 \$15,200,000

39 Department of Children and Families

40 4800-0038 \$2,000,000

41 Department of Mental Health

42 5095-0015 \$5,800,000

43 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

44		Department of Transportation	
45	1595-6368	.....	\$31,518,732
46		Commonwealth Transportation Fund.....100%	
47		EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT	
48		Massachusetts Office of Travel and Tourism	
49	7008-0900	.....	\$500,000
50		EXECUTIVE OFFICE OF EDUCATION	
51		Department of Elementary and Secondary Education	
52	7010-0060	.....	\$3,800,000
53	7061-0011	.....	\$630,000
54		University of Massachusetts	
55	7100-0200	.....	\$250,000
56		EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY	
57		Military Division	
58	8700-1150	.....	\$9,489,062
59		Department of Correction	
60	8900-0001	.....	\$2,193,155

61 SECTION 2A. To provide for certain unanticipated obligations of the commonwealth, to
62 provide for an alteration of purpose for current appropriations, and to meet certain requirements
63 of law, the sums set forth in this section are hereby appropriated from the General Fund unless
64 specifically designated otherwise in this section, for the several purposes and subject to the
65 conditions specified in this section, and subject to the laws regulating the disbursement of public
66 funds for the fiscal year ending June 30, 2015. These sums shall be in addition to any amounts
67 previously appropriated and made available for the purposes of these items. These sums shall be
68 made available until June 30, 2016.

69 OFFICE OF THE TREASURER AND RECEIVER GENERAL

70 0612-0001 For the state board of retirement to meet the obligations required of the board
71 to implement the early retirement incentive program and any expenses incurred related
72 thereto.....\$146,980

73 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

74 Office of the Secretary for Administration and Finance

75 1599-0044 For a reserve related to special litigation costs \$1,500,000
76 1599-0999 For a reserve to assist agencies in organizational transformation and other
77 improvements \$1,000,000
78 1599-1100 For a reserve at the executive office of health and human services to
79 address immediate staffing and training needs at the department of children and families,
80 provided that, funds shall first be used to address immediate staffing and training needs in order
81 to provide systematic improvement at the department; provided further, that release of funds

124 clinical treatment and recovery services to pretrial offenders; provided that the unit shall be
125 operated by licensed medical professionals with expertise in substance abuse treatment; provided
126 further, that the sheriff may allow certain detainees subject to section 20B of chapter 127 of the
127 General Laws to participate in the program; provided further, that the sheriff's office shall
128 prepare a report including, but not be limited to: (a) the number of pretrial offenders who choose
129 to participate in the program; (b) the charges levied against each participant; (c) the types of
130 treatments offered in the program; (d) the final dispositions of the charges levied against
131 participants in the program; (e) the length of stay for each individual in the program; (f) the total
132 cost of treatment provided to each individual; and (g) the potential or actual cost savings related
133 to the program; and, provided further, that the report shall be submitted to the joint committee on
134 the judiciary, and to the house and senate committees on ways and means not later than June 30,
135 2016.....\$1,712,693

136 SECTION 2C.I. For the purpose of making available in fiscal year 2016 balances of
137 appropriations which otherwise would revert on June 30, 2015, the unexpended balances of the
138 appropriations listed below, not to exceed the amount specified below for each item, are hereby
139 re-appropriated for the purposes of and subject to the conditions stated for the corresponding
140 item in section 2 of chapter 165 of the acts of 2014. However, for items which do not appear in
141 section 2 of the general appropriation act, the amounts in this section are re-appropriated for the
142 purposes of and subject to the conditions stated for the corresponding item in section 2 or 2A in
143 prior appropriation acts. The unexpended balances of all appropriations in the Massachusetts
144 management accounting and reporting system with a secretariat code of 01 or 17, are hereby re-
145 appropriated for the purposes of and subject to the conditions stated for the corresponding item
146 in said section 2 of said chapter 165 or in section 2A of chapter 194 of the acts of 2011. The

147 sums re-appropriated in this section shall be in addition to any amounts available for said
148 purposes.

149 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

150 Office of the Secretary for Administration and Finance

151	1599-0054	.....	\$1,235,079
152	1599-0415	.....	\$53,357
153	1599-4444	.....	\$3,774,924
154	1599-6903	.....	\$7,435,045

155 EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS

156 Department of Public Utilities

157	2100-0012	\$147,589
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158 Department of Environmental Protection

159	2200-0135	\$400,000
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160 EXECUTIVE OFFICE OF EDUCATION

161 Department of Early Education and Care

162	3000-4060	\$3,400,000
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163 EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

164 Department of Transitional Assistance

165 4401-1000 \$862,000

166 Department of Public Health

167 4510-0710 \$1,634,400

168 Department of Children and Families

169 4800-0015 \$208,302

170 Department of Mental Health

171 5046-0000 \$2,000,000

172 EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT

173 Massachusetts Office of Travel and Tourism

174 7008-0900.....\$662,924

175 EXECUTIVE OFFICE OF EDUCATION

176 University of Massachusetts

177 7100-0207 \$331,175

178 EXECUTIVE OFFICE OF EDUCATION

179 Cape Cod Community College

180 7504-0102.....\$1,433,293

181 EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY

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Department of State Police

8000-0106.....\$237,246

EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY

Department of Fire Services

8324-0000 \$695,000

SHERIFFS

Hampden Sheriff's Department

8910-0102\$240,000

SECTION 2C.II. For the purpose of making available in fiscal year 2016 balances of retained revenue and intragovernmental chargeback authorizations which otherwise would revert on June 30, 2015, the unexpended balances of the authorizations listed below, not to exceed the amount specified below for each item, are hereby re-authorized for the purposes of and subject to the conditions stated for the corresponding item in section 2 or 2B of the general appropriation act for fiscal year 2015. Amounts in this section are re-authorized from the fund or funds designated for the corresponding item in section 2 or 2B of the general appropriation act; however, for items which do not appear in section 2 or 2B of the general appropriation act, the amounts in this section are re-authorized from the fund or funds designated for the corresponding item in section 2, 2A, or 2B of this act or in prior appropriation acts. The sums re-authorized in this section shall be in addition to any amounts available for those purposes.

EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

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Human Resources Division

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1750-0601 \$300,000

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EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY

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Office of the Chief Medical Examiner

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8000-0122 \$200,000

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SECTION 3. Section 207 of chapter 6 of the General Laws, as appearing in the 2014

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Official Edition, is hereby amended by striking out, in line 21, the words “public welfare” and

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inserting in place thereof the following words:- transitional assistance.

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SECTION 4. Said section 207 of said chapter 6, as so appearing, is hereby further

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amended by inserting after the word “or”, in line 22, the following words:- of the division of

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medical assistance under chapter.

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SECTION 5. Section 14A of chapter 6A of the General Laws, as so appearing, is hereby

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amended by striking out, in line 34, the words “and (7)” and inserting in place thereof the

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following words:- (7) provide consolidated human resource services to the employees of the

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department of higher education, the department of early education and care and the department

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of elementary and secondary education; and (8).

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SECTION 5A. Said chapter 6A is hereby further amended by adding the following

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section:-

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Section 105 (a) There shall be a Massachusetts Council on Substance Use Disorder

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Prevention and Treatment. The council shall: (i) support the efforts of the department of public

222 health and the department of mental health to supervise, coordinate and establish standards for
223 the operation of substance use prevention and treatment services; (ii) oversee implementation of
224 initiatives and programs that effectively direct the existing resources and minimize the impact of
225 substance use and misuse; (iii) develop and recommend formal policies and procedures for the
226 coordination and efficient utilization of programs and resources across state agencies and
227 secretariats; (iv) provide recommendations on methods and programs to increase the collection
228 and safe disposal of federally scheduled prescription medications; and (v) develop an annual
229 report and submit said report to the governor, on or before November 30 of each year, detailing
230 all activities of the council and recommending further efforts and resource needs.

231 (b) The council shall consist of the following members or their designees: the
232 secretary of health and human services, who shall serve as chair; the secretary of public safety;
233 the secretary of education; the commissioner of public health; the commissioner of mental
234 health; the chief justice of the trial court; 1 member appointed by the president of the senate; 1
235 member appointed by the speaker of the house; 1 member appointed by the senate minority
236 leader; 1 member appointed by the house minority leader; 12 members appointed by the
237 governor, 2 of whom shall be medical professionals specializing in the treatment of substance
238 use disorders, 1 of whom shall be a medical professional with expertise in the assessment and
239 management of neonatal abstinence syndrome, 1 of whom shall be an individual recovering from
240 a substance use disorder, 1 of whom shall be a family member of an individual with a substance
241 use disorder, 1 of whom shall represent the interests of individuals with chronic pain, 1 of whom
242 shall be a mayor or selectman in a city or town in the commonwealth, 1 of whom shall be a
243 representative of the Massachusetts Sheriffs' Association, 1 of whom shall be a representative
244 from the Massachusetts Chiefs of Police Association, 1 of whom shall be a representative of the

245 Massachusetts District Attorneys Association, 1 of whom shall be a representative of the
246 Massachusetts Biotechnology Council, 1 of whom shall represent pharmacists; and other
247 appropriate representatives as determined by the governor. All members shall serve without
248 compensation in an advisory capacity and at the pleasure of the governor.

249 (c) The council shall meet at least 4 times annually and shall establish task groups,
250 meetings, forums and any other activity deemed necessary to carry out its mandate.

251 (d) All affected agencies, departments and boards of the commonwealth shall fully
252 cooperate with the council. The council may call and rely upon the expertise and services of
253 individuals and entities outside of its membership for research, advice, support or other functions
254 necessary and appropriate to further accomplish its mission.

255 SECTION 6. Subsection (a) of section 45 of chapter 7C of the General Laws, as so
256 appearing, is hereby amended by striking out the second sentence and inserting in place thereof
257 the following sentence:- 8 members shall be appointed by the governor, 3 of whom shall have
258 not fewer than 15 years of experience as registered architects in the commonwealth, who may be
259 architects emeritus, and shall not have a record of disciplinary action, 3 of whom shall have not
260 fewer than 15 years of experience as registered engineers in the commonwealth and shall not
261 have a record of disciplinary action, and 2 of whom shall be representatives of the public who are
262 not architect designers, engineers or construction contractors.

263 SECTION 7. Subsection (c) of said section 45 of said chapter 7C, as so appearing, is
264 hereby amended by striking out the first sentence and inserting in place thereof the following
265 sentence:- The board shall employ an executive director, who shall be appointed by the secretary
266 of administration and finance and shall have either (i) not fewer than 15 years of experience as a

267 registered architect or (ii) not fewer than 15 years of experience as a registered engineer , and
268 shall not have a record of disciplinary action, and such other staff or consultants as it may deem
269 necessary, subject to appropriation.

270 SECTION 8. Said chapter 7C is hereby further amended by striking out section 59, as so
271 appearing, and inserting in place thereof the following section:-

272 Section 59. As used in this section, “schematic design” shall, unless the context clearly
273 requires otherwise, mean a basic and preliminary revision, development and implementation of
274 the study or program parameters, or both such parameters, and a further, but preliminary,
275 investigation of the construction details, mechanical system, code issues, construction schedule,
276 site utilities and cost estimate including preliminary designs and design premises upon which the
277 design scheme is based.

278 Every appropriation or authorization for the design or construction of a building project,
279 beyond schematic design, for which a state agency is the using agency shall be deemed to require
280 the satisfactory completion of a study or program through schematic design before any services
281 for the design or construction of such project may be contracted for, performed by contract or
282 otherwise, or funds allotted, encumbered or expended therefor, unless such appropriation or
283 authorization specifically states that no such study or program need or shall be done.

284 No provider of design services for any building project for which a state agency is the
285 using agency shall be selected by the designer selection board or by the administering agency
286 and no design services shall be performed beyond schematic design for or by such administering
287 agency for any building project for which the satisfactory completion of a study program is
288 required prior to the design or construction of that project, unless and until: (a) said study,

289 program or where appropriate, both, have been satisfactorily completed through schematic
290 design; (b) the using agency certifies in writing to the commissioner of capital asset management
291 and maintenance that the study or program including schematic design, or where appropriate,
292 both, correspond to the current needs of that agency, including its current long term capital
293 facilities development plan; (c) the commissioner requests that one or more of the directors of
294 the office of programming, office of project management, or office of facilities management
295 review the study or program including schematic design, or where appropriate, both, and the
296 director or directors certify in writing to the commissioner that the study or program including
297 schematic design, or where appropriate, both, reflect the using agency's needs as stated, that they
298 provide an accurate estimate of the project requirements, cost and schedule, that the project can
299 be accomplished within the appropriation or authorization for that project, and recommends
300 proceeding with design, construction, or where appropriate, both; and (d) the commissioner of
301 the capital asset management and maintenance certifies in writing to the secretary of
302 administration and finance that the study or program including schematic design, or where
303 appropriate, both, are in conformity with the scope and purpose of the appropriation or
304 authorization for the project and legislative intent in regard to long range capital facility plans for
305 the using agency, approves proceeding with regard to long range capital facility plans for the
306 using agency, and approves proceeding with design, construction, or where appropriate, both.

307 If either the director or directors whose review is requested or the commissioner of
308 capital asset management and maintenance should fail to so certify, recommend, or approve, the
309 commissioner shall forthwith send notice of the commissioner's decision and the reasons
310 therefor to the secretary of administration and finance and to the house and senate committees on
311 ways and means.

312 SECTION 9. Section 35AAA of chapter 10 of the General Laws, as so appearing, is
313 hereby amended by striking out the seventh sentence and inserting in place thereof the following
314 two sentences:-

315 Any fiscal year-end balance in the fund that is not subject to appropriation shall not revert
316 to the General Fund but shall remain in the fund and be available for expenditure during the next
317 fiscal year. Any fiscal year-end balance in the fund that is subject to appropriation shall not be
318 subject to section 5C of chapter 29.

319 SECTION 10. Chapter 14 of the General Laws is hereby amended by striking out section
320 2, as so appearing, and inserting in place thereof the following section:-

321 Section 2. The commissioner of revenue, in this chapter called the commissioner, shall be
322 appointed by the secretary of administration and finance, with the approval of the governor, and
323 may be removed in like manner. The commissioner shall be a person of ability and experience,
324 shall devote full time and attention to the duties of the office, and shall perform such functions as
325 said secretary shall from time to time assign. The position of commissioner shall be classified in
326 accordance with section 45 of chapter 30, and the salary shall be determined in accordance with
327 section 46C of said chapter 30. The position of commissioner shall not be subject to the
328 provisions of chapter 31 or section 9A of chapter 30.

329 The commissioner shall give to the state treasurer a bond for the faithful performance of
330 the commissioner's official duties in a penal sum and with sureties approved by the governor.

331 SECTION 11. Section 21 of chapter 15A of the General Laws, as so appearing, is hereby
332 amended by inserting after the word, "education", in line 54, the following words:- except as
333 otherwise required by section 4.

334 SECTION 12. Section 14 of chapter 17 of the General Laws is hereby repealed.

335 SECTION 13. Section 2 of chapter 26 of the General Laws, as so appearing, is hereby
336 amended by striking out, in lines 9 and 10, the words “, and he shall not engage in any other
337 business”.

338 SECTION 13A. Section 6I of chapter 40J of the General Laws, as inserted by section 63
339 of chapter 46 of the acts of 2015, is hereby amended by striking out the words “non-state” and
340 inserting in place thereof the following words:- private.

341 SECTION 14. Section 25B of chapter 54 of the General Laws, as so appearing, is hereby
342 amended by adding the following subsection:-

343 (q) No early voting ballot cast under this section shall be counted if the officers charged
344 with the duty of counting the same are cognizant of the fact that the voter has died prior to the
345 opening of the polls on the day of the election.

346 SECTION 15. Section 3 of chapter 111E of the General Laws is hereby repealed.

347 SECTION 16. Section 24B of chapter 112 of the General Laws, as so appearing, is
348 hereby amended by striking out, in line 1, the words “and the commissioner of education”.

349 SECTION 17. Said section 24B of said chapter 112, as so appearing, is hereby further
350 amended by striking out, in lines 3 and 4, the words “and the commissioner”.

351 SECTION 18. Said section 24B of said chapter 112, as so appearing, is hereby further
352 amended by striking out, in lines 8, 9, lines 10 and 11 and in line 15, each time they appear, the
353 words “and said commissioner”.

354 SECTION 19. Chapter 118E of the General Laws is hereby amended by adding the
355 following section:-

356 Section 78. Any non-profit home health agency in the commonwealth providing Title
357 XIX of the federal Social Security Act services in accordance with 114.3 C.M.R. 50.00 and with
358 Medicaid services not including continuous skilled nursing comprising at least 7 per cent of their
359 total visits shall qualify for a community-based safety net adjustment. Said adjustment shall
360 amount to no less than 22 per cent for skilled nursing, physical therapy, occupational therapy and
361 speech therapy and 18 per cent for home health aide services; provided, further, that those
362 adjustments and the base rate would remain at the same level past 60 days of service.

363 The adjustment shall not apply to non-profit agencies who currently receive an episodic
364 payment rate for their Medicaid population.

365 SECTION 20. The fifth paragraph of section 17 of chapter 138 of the General Laws, as
366 so appearing, is hereby amended by striking out the first sentence and inserting in place thereof
367 the following sentence:- The licensing board for the city of Boston may grant 660 licenses for the
368 sale of all alcoholic beverages under section 12.

369 [NO SECTION 21.]

370 SECTION 22. Said first sentence of said fifth paragraph of said section 17 of said chapter
371 138 is hereby further amended by striking out the figure “660”, as appearing in section 20, and
372 inserting in place thereof the following figure:- 665.

373 SECTION 23. Section 3 of chapter 176Q of the General Laws, as appearing in the 2014
374 Official Edition, is hereby amended by adding the following clause:-

375 (x) to make applications to the United States Secretary of Health and Human Services to
376 waive any applicable provisions of the Patient Protection and Affordable Care Act, Public Law
377 111-148, as amended from time to time, as provided for by 42 U.S.C. section 18052, and to
378 implement the state plan or plans of any such waiver, in a manner consistent with applicable
379 state and federal laws, as authorized by the United States Secretary of Health and Human
380 Services pursuant to 42 U.S.C. section 18052.

381 SECTION 24. Section 39 of chapter 207 of the General Laws, as so appearing, is hereby
382 amended by striking out, in lines 43 and 44, the words, “of twenty-five dollars by said other
383 person,” and inserting in place thereof the following words:- of \$25 for applications delivered by
384 mail, facsimile or by hand, or \$20 for applications submitted electronically,.

385 SECTION 25. Chapter 465 of the acts of 1956 is hereby amended by striking out section
386 36, inserted by section 55 of chapter 46 of the acts of 2013, and inserting in place thereof the
387 following section:-

388 Section 36. (a) As used in this section the follow words shall have the following
389 meanings unless the context clearly requires otherwise:-

390 “Authority”, the Massachusetts Port Authority established pursuant to chapter 465 of the
391 acts of 1956.

392 “Chief executive officer”, shall include the mayor in a city and the board of selectmen in
393 a town unless some other municipal office is designated to be the chief executive officer under
394 the provisions of a local charter.

395 “Committee”, the Massachusetts Port Authority Community Advisory Committee
396 established in subsection (b).

397 “Quorum”, a majority of the members of the committee appointed, present and voting at
398 any meeting of the committee.

399 (b) There shall be an advisory board to the authority which shall be named the
400 Massachusetts Port Authority Community Advisory Committee which shall consist of 40 voting
401 members, 6 of whom shall be appointed by the chief executive officer of the city of Boston,
402 provided that 1 member from Boston shall be from the East Boston section of the city of Boston
403 and 1 member from Boston shall be from the South Boston section of the city of Boston; 1 of
404 whom shall be appointed by the chief executive officer of the town of Arlington; 1 of whom
405 shall be appointed by the chief executive officer of the town of Bedford; 1 of whom shall be
406 appointed by the chief executive officer of the town of Belmont; 1 of whom shall be appointed
407 by the chief executive officer of the town of Beverly; 1 of whom shall be appointed by the chief
408 executive officer of the town of Braintree; 1 of whom shall be appointed by the chief executive
409 officer of the town of Brookline; 1 of whom shall be appointed by the chief executive officer of
410 the city of Cambridge; 1 of whom shall be appointed by the chief executive officer of the town of
411 Canton; 1 of whom shall be appointed by the chief executive officer of the city of Chelsea; 1 of
412 whom shall be appointed by the chief executive officer of the town of Cohasset; 1 of whom shall
413 be appointed by the chief executive officer of the town of Concord; 1 of whom shall be
414 appointed by the chief executive officer of the city of Everett; 1 of whom shall be appointed by
415 the chief executive officer of the town of Hingham; 1 of whom shall be appointed by the chief
416 executive officer of the town of Hull; 1 of whom shall be appointed by the chief executive
417 officer of the town of Lexington; 1 of whom shall be appointed by the chief executive officer of

418 the town of Lincoln; 1 of whom shall be appointed by the chief executive officer of the city of
419 Lynn; 1 of whom shall be appointed by the chief executive officer of the city of Malden; 1 of
420 whom shall be appointed by the chief executive officer of the town of Marblehead; 1 of whom
421 shall be appointed by the chief executive officer of the city of Melrose; 1 of whom shall be
422 appointed by the chief executive officer of the city of Medford, 1 of whom shall be appointed by
423 the chief executive officer of the town of Milton; 1 of whom shall be appointed by the chief
424 executive officer of the town of Nahant; 1 of whom shall be appointed by the chief executive
425 officer of the city of Quincy; 1 of whom shall be appointed by the chief executive officer of the
426 town of Randolph; 1 of whom shall be appointed by the chief executive officer of the city of
427 Revere; 1 of whom shall be appointed by the chief executive officer of the city of Salem; 1 of
428 whom shall be appointed by the chief executive officer of the town of Scituate; 1 of whom shall
429 be appointed by the chief executive officer of the city of Somerville; 1 of whom shall be
430 appointed by the chief executive officer of the town of Swampscott; 1 of whom shall be
431 appointed by the chief executive officer of the town of Watertown; 1 of whom shall be appointed
432 by the chief executive officer of the town of Weymouth; 1 of whom shall be appointed by the
433 chief executive officer of the city of Worcester; and 1 of whom shall be appointed by the chief
434 executive officer of the town of Winthrop.

435 Any vacancy on the committee shall be filled as provided for above; provided, however,
436 that if a chief executive officer fails to appoint a successor within 90 days of a vacancy, the
437 committee shall appoint a qualified person to represent the municipality left unrepresented by the
438 failure of the chief executive officer to act.;

439 (c) The committee may act at a regular periodic meeting called in accordance with its by-
440 laws, at a special meeting called by the authority or if a majority of members choose to do so.

441 The committee shall be deemed to be a governing body for the purposes of, and shall be subject
442 to, sections 18 to 25, inclusive, of chapter 30A of the General Laws.

443 (d) The committee shall adopt and may revise and amend by-laws. The committee shall
444 annually elect a chairperson, a vice-chairperson, a secretary and such officers as said committee
445 might determine. Each member of said committee shall serve without compensation, except if a
446 member provides specialized services, such as legal, accounting, record keeping, administration,
447 or any other specialized services provided to the committee. Members may be reimbursed, as an
448 expense of said committee, for all reasonable expenses incurred in the performance of their
449 duties as approved by the committee.

450 (e) The purposes of the committee shall be as follows: (i) to appoint a member to the
451 board of directors of the authority, as provided for in section 2 and in the manner prescribed in
452 paragraph (f); (ii) to make recommendations to the authority on annual current expense
453 expenditure budgets submitted to the committee under paragraph (g); (iii) to hold hearings,
454 which may be held jointly with the authority at the discretion of the committee and authority, on
455 matters relating to the authority; (iv) to review the annual report of the authority and to prepare
456 comments thereon to the authority and the governor and the general court, and to make such
457 examinations of the reports on the authority's records and affairs as the committee deems
458 appropriate; and (v) to make recommendations to the governor and the general court respecting
459 the authority and its programs. The committee shall have all powers necessary or convenient to
460 carry out and effectuate the foregoing purposes.

461 (f) A 2/3 vote of the committee members appointed, present and voting shall be required
462 for the committee to exercise its power to appoint a member of the board of directors to the

463 authority. The committee's appointment to the board of directors shall be a resident of 1 of the
464 following communities: the East Boston or South Boston section of the city of Boston, or the
465 town of Winthrop.

466 (g) The committee may hold a public hearing on matters relating to said budget to
467 ascertain, for subsequent report to the authority if necessary, the views of the public thereon.

468 (h) The committee may provide for the appointment of staff who shall serve at the
469 pleasure of the committee.

470 (i) The committee may incur annual expenses, not to exceed \$250,000. Said annual
471 expenses shall be paid by the authority.

472 (j) The authority shall provide any information including, but not limited to, annual
473 current expense expenditure budgets and capital expenditure reports, requested by the committee
474 which are necessary for the discharge of its duties; provided, however, that the committee shall
475 not be granted access to any information if it be determined by the executive director of the
476 authority and the director of security for the authority that the release of such information would
477 be detrimental to public safety, or if providing such information would be in violation of any
478 federal statute or regulation of the Federal Aviation Administration or other federal agency;
479 provided, further, that said determination shall be made in writing which shall be delivered to the
480 committee within 10 business days.

481 SECTION 26. The second paragraph of chapter 313 of the acts of 2010 is hereby
482 amended by adding the following sentence:- The co-chairs of the commission may each appoint
483 up to 3 additional commission members to fulfill the purpose of the commission.

484 SECTION 27. Subsection (e) of section 49 of chapter 9 of the acts of 2011 is hereby
485 amended by striking out, in line 2, the word, “January 1, 2016” and inserting in place thereof the
486 following word:- January 1, 2017.

487 SECTION 28. Subsection (f) of said section 49 of said chapter 9 is hereby amended by
488 striking out, in line 1, the word, “June 30, 2016” and inserting in place thereof the following
489 word:- June 1, 2017.

490 SECTION 29. Section 102 of chapter 35 of the acts of 2013 is hereby amended by
491 striking out the figure “2015”, each time it appears, and inserting in place thereof the following
492 figure:- 2017.

493 SECTION 30. Item 7002-0021 of section 2 of chapter 38 of the acts of 2013 is hereby
494 amended by striking out the word “December 31, 2015,” and inserting in place thereof the
495 following word:- June 30, 2016.

496 SECTION 31. Item 7061-0011 of section 2 of chapter 165 of the acts of 2014 is hereby
497 amended by inserting after the words “regional school district” the following words:- ; provided
498 further, that funds in the amount of \$630,000 appropriated for this item for clause (ii) in fiscal
499 year 2015 shall not revert but shall be made available for the purposes of clause (ii) in this item
500 until June 30, 2016.

501 SECTION 32. Item 8324-0000 of said section 2 of said chapter 165, as amended by
502 section 50 of chapter 359 of the acts of 2014, is hereby further amended by striking out the
503 words “provided further, that the amount allocated for critical incident stress intervention
504 programs and fire department training academies in said item 8324-0000 of said section 2 of said
505 chapter 182 shall be allocated to each program in fiscal year 2015” and inserting in place thereof

506 the following words:- provided further, that the amount allocated for critical incident stress
507 intervention programs and fire department training academies in said item 8324-0000 of said
508 section 2 of said chapter 182 shall be allocated to each program in fiscal year 2015; provided
509 further, that amounts allocated to said fire department training academies shall not revert and
510 shall be made available until June 30, 2016.

511 SECTION 33. Section 43 of chapter 258 of the acts of 2014 is hereby repealed.

512 SECTION 33A. Section 73 of chapter 287 of the acts of 2014 is hereby repealed.

513 SECTION 33B. Section 132 of said chapter 287 is hereby amended by striking out, in
514 line 1, the figure “73,”.

515 SECTION 34. Chapter 431 of the acts of 2014 is hereby amended by striking out the first
516 paragraph and inserting in place thereof the following paragraph:-

517 There shall be established a task force on child sexual abuse prevention, hereinafter
518 referred to as the task force. The task force shall be co-chaired by the child advocate and the
519 executive director of the Children’s Trust and shall include: the attorney general or a designee,
520 the lieutenant governor or a designee, the chairs of the joint committee on children, families and
521 persons with disabilities; the house minority leader, or a designee; the senate minority leader, or
522 a designee; the commissioner of public health, or a designee; the commissioner of early
523 education and care, or a designee; the commissioner of children and families, or a designee; the
524 executive director of the Massachusetts office of victim assistance, or a designee; the executive
525 director of the Massachusetts District Attorneys Association, or a designee, Chairperson of the
526 sex offender registry board or a designee, the commissioner of the department of elementary and
527 secondary education or a designee; and representatives from each of the following child and

528 youth service providers and advocacy organizations, who shall be appointed by the governor: the
529 Alliance of Massachusetts YMCAs, Inc., the Massachusetts Society for the Prevention of Cruelty
530 to Children, the Massachusetts Children's Alliance, Inc., Massachusetts Citizens for Children,
531 Inc., the Children's League of Massachusetts, Inc., The Mass Mentoring Partnership, Inc., the
532 Girl Scouts, the MA Alliance of Boys and Girls Clubs, Massachusetts Association for the
533 Treatment of Sexual Abusers, the Massachusetts Afterschool Partnership, Inc., the Roman
534 Catholic Archdiocese of Boston, and the Massachusetts Adolescent Sexual Offender Coalition,
535 Inc. The governor may appoint additional representatives from agencies serving children, law
536 enforcement, religious organizations and others as necessary to fulfill the purpose of the task
537 force.

538 SECTION 35. Said chapter 431 is hereby further amended by striking out the last
539 paragraph and inserting in place thereof the following paragraph:-

540 The task force shall periodically report on its activities and recommendations to the
541 governor, the clerks of the house of representatives and senate, and the chairs of the joint
542 committee on children, families and persons with disabilities and shall submit a final report on or
543 before June 30, 2017.

544 SECTION 37. Item 0930-0100 of said section 2 of said chapter 46 is hereby amended by
545 striking out the words "prior appropriation continued" and inserting in place thereof the
546 following words:- ; provided further, that as of June 30, 2015, any unexpended balance in item
547 0411-1005 shall not revert to the General Fund and shall be made available for expenditure in
548 fiscal year 2016; and, provided further, that the comptroller shall transfer the unexpended
549 balance to this item.

550 SECTION 36. Item 0910-0210 of section 2 of chapter 46 of the acts of 2015 is hereby
551 amended by striking out the figure “\$650,000”, each time it appears, and inserting in place
552 thereof, in each instance, the following figure:- \$850,000.

553 SECTION 38. Item 0940-0101 of said section 2 of said chapter 46 is hereby amended by
554 striking out the figure “\$2,168,911”, each time it appears, and inserting in place thereof, in each
555 instance, the following figure:- \$2,518,911.

556 SECTION 39. Item 0940-0102 of said section 2 of said chapter 46 is hereby amended by
557 striking out the figure “\$210,000”, each time it appears, and inserting in place thereof, in each
558 instance, the following figure:- \$240,000.

559 SECTION 40. Item 4000-0300 of said section 2 of said chapter 46 is hereby amended by
560 inserting after the words “chapter 165 of the acts of 2014” the following words:- ; provided
561 further, that in fiscal year 2016, in addition to the 50 per cent in the previous proviso, the
562 executive office shall expend the full amount in item 4000-0700 in chapter 38 of the acts of
563 2013 for payments to any acute pediatric hospital and pediatric specialty unit as defined in
564 section 8A of said chapter 118E to compensate for high complexity pediatric care.

565 SECTION 41. Item 4000-0700 of said section 2 of chapter 46 is hereby amended by
566 inserting after the words “neonatal intensive care unit cases” the following words:-

567 ;provided further, that MassHealth shall expend not less than \$11,000,000 for payments
568 in addition to its standard payment amount per discharge, or SPAD, above rate year 2013, or of
569 reimbursement provided under any subsequent inpatient payment methodologies, and to provide
570 additional payments above its standard outpatient payment amount per episode, or PAPE, above
571 rate year 2013, or of reimbursement provided under any subsequent outpatient payment

572 methodologies to any acute care hospital that has greater than 63 per cent of its gross patient
573 service revenue from governmental payers and free care as determined by the executive office of
574 health and human services.

575 SECTION 42 . Item 4510-0110 of said section 2 of said chapter 46 is hereby amended
576 by inserting after the words “South Boston Leadership Initiative” the following words:-

577 ; provided further, that not less than \$175,000 shall be expended to develop and
578 administer a pilot program to prevent and treat addiction to opioid and related substances;
579 provided further, that said pilot shall be administered by a federally-approved community health
580 center agency that administers licensed community health center sites in no less than 3 counties
581 and has been treating opioid-addicted patients for a minimum of 5 years; provided further, the
582 program shall include prevention and treatment for patients and professional support for primary
583 care providers and shall include the use of tools to assess risk factors, the development of patient
584 registries, the provision of pain management alternatives and the development of best practices
585 protocols to assist primary care providers; provided further, the pilot program shall report to the
586 department of public health and the house and senate committees on ways and means 6 and 12
587 months after the initiation of the program.

588 SECTION 43. Item 4510-0600 of said section 2 of said chapter 46 is hereby amended by
589 striking out the words “September 30, 2015” and inserting in place thereof the following words:-
590 June 30, 2016.

591 SECTION 44. Item 4513-1026 of said section 2 of chapter 46 is hereby amended by
592 striking out the words “Good Samaritans” and inserting in place thereof the following:
593 Samaritans Inc. of Boston.

594 SECTION 45. Item 7004-0099 of said section 2 of said chapter 46 is hereby amended by
595 striking out the words “Community Action Programs Inter-City Real Estate Corporation for the
596 cities of Chelsea, Revere and Winthrop” and inserting in place thereof the following:-
597 Community Action Programs Inter-City, Inc. for the communities of Chelsea, Revere and
598 Winthrop.

599 [NO SECTION 46.]

600 SECTION 47. Item 7008-0900 of said section 2 of said chapter 46 is hereby amended by
601 inserting after the words “city of Chelsea” the following words:- ; provided further, that not less
602 than \$500,000 shall be expended for the Outside the Box festival in the city of Boston.

603 SECTION 48. Item 8900-0001 of said section 2 of said chapter 46 is hereby amended by
604 striking out the words “chapter 131 of the acts of 2010 shall be allocated to the programs in fiscal
605 year 2015” and inserting in place thereof the following words:- chapter 131 of the acts of 2010
606 shall be allocated to the programs in fiscal year 2016.

607 SECTION 49. Item 1599-2040 of section 2B of said chapter 46 is hereby amended by
608 striking out the figure, “\$5,000,000” and inserting in place thereof the following figure:-
609 \$30,303,853.

610 SECTION 50. Section 2D of said chapter 46 is hereby amended by striking out item
611 7002-9701 and inserting in place thereof the following 5 items:-

- 612 7002-9701 For the purposes of a federally funded grant entitled, Federal Bureau of
- 613 Labor Statistics\$2,124,386
- 614 Department of Early Education and Care.

615 3000-0707 For the purposes of a federally funded grant entitled, Head Start
616 Collaboration\$175,000

617 3000-2010 For the purposes of a federally funded grant entitled, Race-to-the-Top
618 Early Learning Challenge\$9,786,651

619 3000-4001 For the purposes of a federally funded grant entitled, Preschool
620 Development Grant: Expansion Grant\$15,000,000

621 3000-9003 For the purposes of a federally funded grant entitled, Child Abuse
622 Prevention\$541,000

623 SECTION 51. Said section 2D of said chapter 46 is hereby further amended by striking
624 out item 7043-1005 and inserting in place thereof the following 11 items:-

625 7043-1005 For the purposes of a federally funded grant entitled, Title 1
626 Program.....\$66,058

627 Department of Elder Affairs

628 9110-1074 For the purposes of a federally funded grant entitled, Older Americans Act
629 – Title III and Title VII \$10,182,633

630 9110-1076 For the purposes of a federally funded grant entitled, Older Americans Act
631 – Title IIIB \$1,190,451

632 9110-1077 For the purposes of a federally funded grant entitled, National Family
633 Caregiver Support Program \$3,700,000

634 9110-1094 For the purposes of a federally funded grant entitled, SHINE – Serving the
635 Health Insurance needs of Elders \$1,097,000

636 9110-1173 For the purposes of a federally funded grant entitled, Older Americans Act
637 – Title III Nutrition Program \$13,383,620

638 9110-1174 For the purposes of a federally funded grant entitled, Nutrition Services
639 Incentive Program \$4,885,300

640 9110-1178 For the purposes of a federally funded grant entitled, Senior Community
641 Service Employment Program \$1,881,340

642 9110-1190 For the purposes of a federally funded grant entitled, MA Chronic Disease
643 Self-Management Education Program \$100,714

644 9110-1191 For the purposes of a federally funded grant entitled, Enhanced Alcohol
645 and Drug Recovery Options Counseling Program \$198,706

646 9110-1194 For the purposes of a federally funded grant entitled, MIPPA ADRC
647 \$79,154

648 SECTION 52. Item 1595-1068 of section 2E of said chapter 46 is hereby amended by
649 adding the following words:- and provided further, that up to \$707,000,000 in payments made
650 for state and federal fiscal year 2014 or 2015 shall be made from the Medical Assistance Trust
651 Fund, of which \$283,000,000 shall be made to the Cambridge Public Health Commission for
652 dates of service in state and federal fiscal year 2014 or 2015 only after the Cambridge Public
653 Health Commission transfers up to \$141,500,000 of its funds to the Medical Assistance Trust

654 Fund using a federally permissible source of funds which shall fully satisfy the non-federal share
655 of such payment

656 SECTION 53. Said item 1595-1068 of said section 2E of said chapter 46 is hereby further
657 amended by striking out the figure “\$462,000,000” and inserting in place thereof the following
658 figure:- \$1,027,500,000.

659 SECTION 54. The last paragraph of section 164 of said chapter 46 is hereby amended by
660 striking out the word “October 1, 2015” and inserting in place thereof the following word:-
661 March 1, 2016.

662 SECTION 55. Notwithstanding any general or special law to the contrary, prior to the
663 close of fiscal year 2015 and upon the recommendation of both the secretary of administration
664 and finance and the secretary of health and human services, or their designees, the comptroller
665 shall adjust any fiscal year 2015 appropriation fund split against or transfer out of the
666 Community First Trust Fund, established in section 35AAA of chapter 10 of the General Laws,
667 to match final department fiscal year 2015 Community First Trust Fund expenditures.

668 SECTION 56. Notwithstanding any general or special law to the contrary, the secretary
669 of health and human services, with the written approval of the secretary of administration and
670 finance, may authorize transfers of surplus among items 4000-0320, 4000-0430, 4000-0500,
671 4000-0600, 4000-0700, 4000-0875, 4000-0880, 4000-0885, 4000-0940, 4000-0950, 4000-0990,
672 4000-1400, 4000-1420, and 4000-1425 of section 2 of chapter 165 of the acts of 2014 for the
673 purpose of reducing any deficiency in these items, but any such transfer shall be made not later
674 than October 31, 2015.

675 SECTION 57. Notwithstanding any general or special law to the contrary, any
676 unexpended balances, not exceeding a total of \$20,000,000, in items 4000-0600, 4000-0700 and
677 4000-1425 of section 2 of chapter 165 of the acts of 2014 shall not revert to the General Fund
678 until October 31, 2015 and may be expended by the executive office of health and human
679 services to pay for services enumerated in said items 4000-0600, 4000-0700 and 4000-1425 of
680 said section 2 of said chapter 165 provided during fiscal year 2015.

681 SECTION 58. There is hereby established on the books of the commonwealth a Debt
682 Defeasance Trust Fund, to be used, without further appropriation, in the manner and for the
683 purposes specified in section 59. The comptroller shall transfer the sum of \$113,200,000 to said
684 Trust Fund from the General Fund. The Trust Fund shall not be subject to appropriation and the
685 balance remaining at the end of fiscal year 2015 shall not revert to the General Fund.

686 SECTION 59. Notwithstanding any general or special law to the contrary, except section
687 58, the state treasurer shall expend on or before May 31, 2016, from the Debt Defeasance Trust
688 Fund established in said section 58 an amount not to exceed \$113,200,000 for the purpose of
689 purchasing securities to be held for the credit of or cash deposit into a sinking fund to be
690 established in accordance with section 49 of chapter 29 of the General Laws. The monies in such
691 sinking fund shall be applied to pay, at maturity or upon redemption, bonds of the
692 commonwealth to be identified by the state treasurer at the time the sinking fund is established,
693 including the payment of any redemption premium thereon and any interest accrued or to accrue
694 to the date of maturity or earlier redemption of such bonds. In selecting the bonds to be paid
695 from the sinking fund, the state treasurer shall attempt to maximize the financial benefits to the
696 commonwealth produced thereby. The state treasurer may enter into an agreement with a trustee
697 for the purpose of establishing the sinking fund for the benefit of the holders of the bonds to be

698 paid pursuant to this section. The provisions of said section 49 of said chapter 29 applicable to
699 sinking funds established with trustees shall apply to the deposit of funds pursuant to this section,
700 to the extent such provisions are not otherwise inconsistent with this section.

701 SECTION 60. Notwithstanding the provisions of sections 58 and 59, if any monies
702 remain in the Debt Defeasance Trust Fund established in section 58 on or after June 1, 2016, the
703 comptroller shall, with the consent of the state treasurer and the secretary of administration and
704 finance, transfer such monies from the Debt Defeasance Trust Fund established in section 58 to
705 the General Fund, to be made available exclusively for item 0699-0015 without further
706 appropriation.

707 SECTION 61. Section 58 is hereby repealed.

708 SECTION 62. Notwithstanding section 5C of chapter 29 of the General Laws or any
709 other general or special law to the contrary, the comptroller shall dispose of the consolidated net
710 surplus in the budgetary funds at the close of fiscal year 2015 as follows:

711 First, comply with section 194 of chapter 46 of the acts of 2015; and

712 Second, to the extent available, transfer \$75,000,000 or any remaining funds of
713 the consolidated net surplus to the Commonwealth Stabilization Fund established in section 2H
714 of said chapter 29.

715 SECTION 63. In fiscal year 2015, the comptroller shall credit to the Money
716 Follows the Person Rebalancing Demonstration Grant Trust Fund \$732,585, an amount equal to
717 the amount of federal financial participation received in the fourth quarter of state fiscal year
718 2014, in accordance with section 35TT of chapter 10 of the General Laws.

719 SECTION 64. On or before November 17, 2015 the department of children and families
720 shall report to the house and senate committees on ways and means and the joint committee on
721 children, families and persons with disabilities on any new or updated policies, procedures and
722 guidelines put into place at the department over the last year in order to provide systemic
723 improvements that will ensure the safety and wellbeing of children in custody of the department
724 and in-home placements, and provide an update on the progress made in each area. The report
725 shall include any performance benchmarks used to assess new or updated policies as well as any
726 procedures the department will take to improve its evaluation of children suspected of abuse or
727 neglect.

728 SECTION 65. Notwithstanding any general or special law to the contrary, chief executive
729 officers required to make appointments to the Massachusetts Port Authority Community
730 Advisory Committee, established by section 36 of chapter 465 of the acts of 1956, shall make
731 said appointments within 90 days of the effective date of this act. If any chief executive officer
732 fails to make the appointments to the Massachusetts Port Authority Community Advisory
733 Committee required by said section 36 of said chapter 465 a majority of the members of the
734 Massachusetts Port Authority Community Advisory Committee shall appoint a qualified person
735 to represent the municipality left unrepresented by the failure of the chief executive officer to act.

736 SECTION 66. Notwithstanding any general or special law to the contrary, MassHealth
737 and any commercial insurer that insures MassHealth subscribers shall provide double electric
738 breast pumps to expectant and new mothers per birth as specifically prescribed by their attending
739 physician, consistent with the Patient Protection and Affordable Care Act of 2010, Public Law
740 111-148.

741 SECTION 67. Notwithstanding any general or special law to the contrary, a retired police
742 officer, firefighter or emergency medical technician of a town, city or district who is appointed
743 as a special police officer, call or auxiliary firefighter or a call or auxiliary emergency medical
744 technician of a town, city or district pursuant to any general or special law authorizing such
745 appointment shall be subject to chapter 151A of the General Laws.

746 SECTION 68. (a) Notwithstanding sections 32 to 37, inclusive, of chapter 7C of the
747 General Laws or any other general or special law to the contrary, the commissioner of capital
748 asset management and maintenance, in consultation with the commissioner of public health, may
749 lease for a term, including extensions, not to exceed 15 years, a parcel of land on the campus of
750 the Lemuel Shattuck hospital in the Jamaica Plain section of the city of Boston to the Shattuck
751 Child Care Center, Inc., a not for profit corporation, for the purpose of operating a child day care
752 center. The exact boundaries of the property to be leased shall be determined by the
753 commissioner of capital asset management and maintenance, in consultation with the
754 commissioner of public health, based upon a survey or other plan acceptable to the
755 commissioners. The lease shall be in accordance with the terms and conditions specified in this
756 act.

757 (b) The lease authorized by this section may authorize the Shattuck Child Care Center,
758 Inc. to locate modular units on the leased premises and to undertake such site work and other
759 work as may be reasonably required to prepare the leased premises for the modular units. The
760 commissioner of capital asset management and maintenance may license or otherwise permit the
761 Shattuck Child Center, Inc. access over, on and under other portions of the Lemuel Shattuck
762 hospital campus for the purpose of connecting the leased premises to public utilities. The lease
763 shall require the Shattuck Child Care Center, Inc. to carry comprehensive general liability

764 insurance, with the commonwealth named as a co-insured, to protect the commonwealth against
765 all personal injury or property damage on the facilities during the term of the lease, and may
766 contain such other terms and provisions as the commissioner of capital asset management and
767 maintenance, in consultation with the commissioner of public health, considers appropriate.

768 (c) Notwithstanding sections 39A to 39S, inclusive, and section 39M of chapter 30 of the
769 General Laws, sections 44A to 44M, inclusive, of chapter 149 of the General Laws, and any
770 other general or special law to the contrary, the Shattuck Child Care Center, Inc. may procure the
771 project authorized by this act, and any necessary design and construction services for the project,
772 without undertaking a competitive bid process; provided, however, that the Shattuck Child Care
773 Center, Inc. shall pay prevailing wages in accordance with sections 26 and 27 of chapter 149 of
774 the General Laws in connection with any such construction.

775 (d) The Shattuck Child Center, Inc. shall annually compensate the commonwealth in the
776 sum of \$1.00 for the term of the lease authorized by this section. The Shattuck Child Care
777 Center, Inc. shall pay all costs and expenses of the transaction authorized in this section, as
778 determined by the commissioner of capital asset management and maintenance, including, but
779 not limited to, the costs of any surveys, all costs, liabilities and expenses of any nature and kind
780 related to the development, maintenance, use and operation of the leased premises, and the
781 operation costs for the portion of the parcels set aside for use by the commonwealth.

782 (e) . In executing the lease authorized by this section, the commissioner of capital asset
783 management and maintenance shall provide notice to relevant parties in accordance with section
784 36 of chapter 7C of the General Laws.

785 (f) . No lease agreement entered into pursuant to this act by or on behalf of the
786 commonwealth, shall be valid unless the lease provides that the property shall be used solely for
787 activities directly related to the operation of a child day care center. If, for any reason, the
788 property ceases to be used for the purposes described herein, the commonwealth may terminate
789 the lease. If the lease is terminated, the property shall revert to the commonwealth, under the
790 care, custody and control of the division of capital asset management and maintenance. No lease
791 authorized in this section shall be valid unless the lease provides that the property shall be used
792 solely for activities directly related to the operation of a child day care center. If for any reason
793 the property ceases to be used for the purposes described herein, the commonwealth shall have a
794 right of reversion and may exercise said right after providing the Shattuck Child Care Center,
795 Inc., with written notification and an opportunity to cure. Upon satisfaction of the foregoing
796 provisions, the property shall revert to the commonwealth under the care, custody and control of
797 the division of capital asset management and maintenance.

798 SECTION 69. Notwithstanding section 28 of chapter 53 of the General Laws or any other
799 general or special law to the contrary, the state primary in 2016 shall be held on Thursday,
800 September 8, 2016.

801 SECTION 70. Notwithstanding section 3 of chapter 53 of the General Laws or any other
802 general or special law to the contrary, a person whose name is not printed on the September 8,
803 2016 state primary ballot as a candidate for an office, but who receives sufficient votes to
804 nominate the person for the office, shall file in the office of the state secretary a written
805 acceptance of the nomination and a receipt from the state ethics commission verifying that a
806 statement of financial interest has been filed pursuant to chapter 268B of the General Laws not
807 later than 5:00 P.M. on Monday, September 12, 2016.

808 SECTION 71. Notwithstanding sections 11, 13 and 53A of chapter 53 of the General
809 Laws and section 5 of chapter 55B of the General Laws or any other general or special law to the
810 contrary, objections to and withdrawals from nominations made at the September 8, 2016 state
811 primary shall be filed with the state secretary not later than 12:00 P.M. on Tuesday, September
812 13, 2016.

813 SECTION 72. Notwithstanding section 14 of chapter 53 of the General Laws or any other
814 general or special law to the contrary, any vacancies from the September 8, 2016 state primary
815 caused by death, withdrawal or ineligibility under section 71 shall be filled by an executive
816 committee, determined by the state party committee, of the same political party who made the
817 original nomination.

818 SECTION 73. Notwithstanding section 15 of chapter 53 of the General Laws or any other
819 general or special law to the contrary, when a nomination is made to fill a vacancy caused by the
820 death, withdrawal or ineligibility of a candidate from the September 8, 2016 state primary, the
821 certificate of nomination shall be on a form prescribed by the state secretary, shall be signed by
822 the executive committee appointed by the state committee of the same political party as provided
823 for in section 72 and shall be filed with the state secretary not later than 5:00 P.M. on
824 Wednesday, September 14, 2016.

825 SECTION 74. Notwithstanding section 135 of chapter 54 of the General Laws or any
826 other general or special law to the contrary, a petition for a recount of the September 8, 2016
827 state primary shall be filed with the appropriate local election officials not later than 5:00 P.M.
828 on Monday, September 12, 2016 and all recounts shall be completed and notice of the results
829 shall be sent to the state secretary not later than 5:00 P.M. on Friday, September 16, 2016.

830 Petitions for district wide and statewide recounts of the September 8, 2016 state primary
831 shall be submitted to the appropriate local election officials for certification not later than 12:00
832 P.M. on Monday, September 12, 2016 and local election officials shall complete certification not
833 later than 12:00 P.M. on Tuesday, September 13, 2016. Thereafter, certified petitions shall be
834 filed with the secretary of state not later than 5:00 P.M. on Wednesday, September 14, 2016. If
835 the state secretary determines that the contest is eligible for a statewide or district wide recount,
836 the state secretary shall notify the local election officials who shall complete the recount and
837 shall notify the state secretary of the results of the recount not later than 4:00 P.M. on Tuesday,
838 September 20, 2016.

839 SECTION 75. Notwithstanding sections 8, 9 and 10, inclusive, of chapter 55B of the
840 General Laws or any other general or special law to the contrary, the state ballot law commission
841 shall notify candidates of any objections filed to nominations at the September 8, 2016 state
842 primary not later than 5:00 P.M. on Tuesday, September 13, 2016. Notice of the commission
843 hearings shall be given by telephone and electronic mail. Hearings on objections shall be held on
844 Thursday, September 15, 2016 and decisions shall be rendered not later than 5:00 P.M. on
845 Friday, September 16, 2016.

846 SECTION 76. Notwithstanding any general or special law to the contrary, local election
847 officials shall transmit absentee ballots to voters covered under the federal Uniformed and
848 Overseas Citizens Absentee Voting Act, 52 U.S.C. section 20302 et seq., whose applications
849 were received at least 45 days before the November 8, 2016 state election, not later than
850 Saturday, September 24, 2016.

851 SECTION 77. Notwithstanding any general or special law to the contrary, the state
852 secretary shall have the authority to add or change any dates relating to the nominations made at
853 the September 8, 2016 state primary that the state secretary considers necessary for the orderly
854 administration of the November 8, 2016 state election by providing notice of the change to the
855 state parties and any affected person, by filing notice with the rules and regulations division, by
856 posting on the state secretary's website and by whatever other means the state secretary
857 considers appropriate.

858 SECTION 78. The salary adjustments and other economic benefits authorized by the
859 following collective bargaining agreements shall be effective for the purposes of section 7 of
860 chapter 150E of the General Laws:

861 (1) Between the University of Massachusetts and the American Federation of State,
862 County, and Municipal Employees, Local 1776, Unit A01;

863 (2) Between the University of Massachusetts and the Professional Staff
864 Union/MTA/NEA, Units A52 & B42;

865 (3) Between the University of Massachusetts and the Professional Staff
866 Union/MTA/NEA, Unit A15;

867 (4) Between the University of Massachusetts and the American Federation of
868 Teachers, Local 1895, Unit D85;

869 (5) Between the Barnstable Sheriffs Office and the National Correctional Employees
870 Union, Local 122; and

871 (6) Between the Commonwealth of Massachusetts and the State Police Association of
872 Massachusetts, Unit 5A.

873 SECTION 78A. Notwithstanding the enrollment preferences of section 89 of chapter 71
874 of the General Laws, and subject to the approval of the Springfield school committee, a Horace
875 Mann charter school in the city of Springfield may limit enrollment or add an enrollment
876 preference using the assignment system of the public schools of Springfield, provided that the
877 original charter of the Horace Mann charter school or an amendment to the charter permits such
878 enrollment limitation or preference. An amendment to the charter of a Horace Mann charter
879 school in the city of Springfield to add such an enrollment limitation or preference shall require
880 only the approval of the Springfield School Committee, the board of trustees of the Horace Mann
881 charter school, and the commissioner.

882 SECTION 79. Section 20 shall take effect on September 1, 2015.

883 SECTION 80. Section 61 shall take effect on June 1, 2016.

884 SECTION 81. Section 22 shall take effect on September 1, 2016.

885 SECTION 82. Subsection (a) of section 5 of chapter 21J of the General Laws, as
886 appearing in the 2012 Official Edition, is hereby amended by striking out, in lines 7 and 8, the
887 figure “\$1,500,000” and inserting in place thereof, in each instance, the following figure:-
888 \$2,500,000.

889 SECTION 83. (A) Subsection (a) of section 22 of Chapter 186 of the General Laws is
890 hereby amended by striking the definition, ‘water company’, and replacing it with the following
891 new definition:- ‘water company’, a company, as defined in section 1 of chapter 165 or a

892 municipal utility or any other waterworks system owned, leased, maintained, operated, managed
893 or controlled by any unit of local government under any general or special law, which company,
894 utility or system supplies water to a landlord through metered measurement. Water company
895 shall also include companies that lease, operate, maintain, treat, monitor and/or test private septic
896 systems or private water wells. Any landlord imposing charges on tenants or otherwise engaging
897 in any activity permitted under this section shall not be deemed thereby to be functioning as a
898 water company as defined herein or to be subject to any laws or regulations regulating any such
899 company.

900 (B) Subsection (c) of said section 22 of Chapter 186 is hereby amended by

901 inserting at the end thereof the following:-

902 If a landlord who is not the original owner when submetering began cannot locate the original
903 certificate after a good faith effort he may verify such certification by filing a new form prior to
904 January 1, 2017 and such certification shall apply as though it was obtained prior to the
905 installation of the submeters. Any landlord that purchases a building shall have one year after
906 the date of purchase to obtain verification of such certification (which, if an original certificate
907 cannot be located after a good faith effort, may be done by filing a new form) and such
908 certification shall apply as though it was obtained prior to the installation of the submeters.

909 (C) Subsection (g) of said section 22 of Chapter 186 is hereby amended by striking said

910 section and replacing it with the following:-

911 (g) A landlord shall determine a calculated cost per unit of water consumption by

912 dividing the total amount of any bill or invoice provided to the landlord from the water company
913 for water usage, the customer service charge and taxes, but not including any interest for the late
914 payment, penalty fees or other discretionary assessments or charges, for all water provided to the
915 premises through the water company meter in that billing period, by the total amount of water
916 consumption for the entire premises. The total amount charged separately to each submetered
917 dwelling unit for water usage for any billing period shall not exceed such calculated cost per
918 unit of water multiplied by the number of units of water delivered exclusively to the particular
919 dwelling unit for the same billing period, provided that the landlord has verified that the total
920 costs of water usage billed to all dwelling units does not exceed the total costs of water usage
921 charged by the water company to the landlord for the same period. In the event that a submeter
922 read is not available, the landlord may estimate the dwelling unit consumption for no more than
923 three consecutive months and at a consumption level no higher than 70% of the lesser of (1) the
924 current resident's average historical consumption; or (2) the average historical consumption of
925 all dwelling units during the prior twelve months.

926 SECTION 84. Chapter 176D of the General Laws is hereby amended by inserting after
927 section 3B the following section:-

928 Section 3C. (a) As used in this section, the following words shall have the following
929 meanings, unless the context clearly requires otherwise:-

930 "Ambulance service provider", a person or entity licensed by the department of public
931 health pursuant to section 6 of chapter 111C to establish or maintain an ambulance service.

932 "Emergency ambulance services", emergency services that an ambulance service
933 provider may render under its ambulance service license when a condition or situation in which

934 an individual has a need for immediate medical attention or if the individual, bystander or
935 emergency medical services provider perceives the potential for the need for immediate medical
936 attention.

937 “Insurance policy” and “insurance contract”, any policy, contract, agreement, plan or
938 certificate of insurance issued, delivered or renewed within the commonwealth that provides
939 coverage for expenses incurred by an insured for transportation services rendered by an
940 ambulance service provider.

941 “Insured”, an individual entitled to ambulance services benefits pursuant to an insurance
942 policy or insurance contract.

943 “Insurer”, a person as defined in section 1 of chapter 176D; any health maintenance
944 organization as defined in section 1 of chapter 176G; a non-profit hospital service corporation
945 organized under chapter 176A; any organization as defined in section 1 of chapter 176I that
946 participates in a preferred provider arrangement also as defined in said section 1 of said chapter
947 176I; any carrier offering a small group health insurance plan under chapter 176J; any company
948 as defined in section 1 chapter 175; any employee benefit trust; any self-insurance plan, and any
949 company certified under section 34A of chapter 90 and authorized to issue a policy of motor
950 vehicle liability insurance under section 113A of chapter 175 that provides insurance for the
951 expense of medical coverage.

952 (b) In any instance in which an ambulance service provider provides an emergency
953 ambulance service to an insured, but is not an ambulance service provider under contract to the
954 insurer maintaining or providing the insured’s insurance policy or insurance contract, the insurer
955 maintaining or providing such insurance policy or insurance contract shall pay the ambulance

956 service provider directly and promptly for the emergency ambulance service rendered to the
957 insured. Such payment shall be made to the ambulance service provider notwithstanding that the
958 insureds insurance policy or insurance contract contains a prohibition against the insured
959 assigning benefits thereunder so long as the insured executes an assignment of benefits to the
960 ambulance service provider and such payment shall be made to the ambulance service provider
961 in the event an insured is either incapable or unable as a practical matter to execute an
962 assignment of benefits under an insurance policy or insurance contract pursuant to which an
963 assignment of benefits is not prohibited, or in connection with an insurance policy or insurance
964 contract that contains a prohibition against any such assignment of benefits. An ambulance
965 service provider shall not be considered to have been paid for an emergency ambulance service
966 rendered to an insured if the insurer makes payment for the emergency ambulance service to the
967 insured. An ambulance service provider shall have a right of action against an insurer that fails to
968 make a payment to it pursuant to this subsection.

969 (c) With the exception of non-profit corporations licensed to operate critical care
970 ambulance services that perform both ground and air transports, payment to an ambulance
971 service provider under subsection (b) shall be at a rate equal to the rate established by the
972 municipality from where the patient was transported.

973 (d) An ambulance service provider receiving payment for an ambulance service in
974 accordance with subsections (b) and (c) shall be deemed to have been paid in full for the
975 ambulance service provided to the insured, and shall have no further right or recourse to further
976 bill the insured for said ambulance service with the exception of coinsurance, co-payments or
977 deductibles for which the insured is responsible under the insureds insurance policy or insurance
978 contract.

979 (e) No term or provision of this section 3C shall be construed as limiting or adversely
980 affecting an insureds right to receive benefits under any insurance policy or insurance contract
981 providing insurance coverage for ambulance services. No term or provision of this section 3C
982 shall create an entitlement on behalf of an insured to coverage for ambulance services if the
983 insureds insurance policy or insurance contract provides no coverage for ambulance services.

984 SECTION 85. The first sentence of subsection (a) of section 54 of Chapter 286 of the
985 Acts of 2014 is hereby amended by striking out the figure “11” and inserting in place thereof the
986 following figure:- 16.

987 SECTION 86. Section 7 of chapter 254 of the General Laws, as appearing in the 2014
988 Official Edition, is hereby amended by inserting after subsection (e) the following subsection:-

989 (f) A lien under section two of this chapter that is dissolved by the filing of a notice under
990 section 10 of this chapter to enable the registration or recording of a first mortgage, which
991 includes the funding, financing or payment of labor, including construction management and
992 general contractor services, and material or rental equipment, appliances, or tools furnished or to
993 be furnished by virtue of the lien claimant’s contract, and is re-filed or re-recorded within 7 days
994 after the registration or recording of such first mortgage, shall be subject to the provisions of
995 subsection (b); provided however that such lien shall also avail against such first mortgage to the
996 extent of all retainage withheld from the lien claimant prior to and after the registration or
997 recording of such first mortgage.

998 SECTION 87. Section 29E of chapter 149 of the General Laws, as so appearing, is
999 hereby amended by inserting after the word “and”, in line 87, the following words:- , except as
1000 provided below,.

1001 SECTION 88. Section 29E of said chapter 149 is hereby further amended by inserting
1002 after the word “payment”, in line 94, the following words:- A lien under section two of chapter
1003 254 that is dissolved and re-filed or re-recorded as provided in section 7(f) of chapter 254 shall
1004 not be deemed a dissolution within the meaning of this subsection (e)(2).

1005 SECTION 89. Section 29E of said chapter 149 is hereby further amended by striking out,
1006 in line 24, the figure “30” and inserting in place thereof the following figure:- 31.

1007 SECTION 90. Paragraph (3) of section 14 of chapter 30A, as appearing in the 2014
1008 Official Edition, is hereby amended by adding the following sentence:-

1009 Notwithstanding the foregoing, if the sex offender registry board issues a stay of a final
1010 classification in a sex offender registry board proceeding then such stay shall be for not more
1011 than 60 days; and if a court issues a stay of a final classification in a court appeal held pursuant
1012 to section 178M of chapter 6, then such hearing shall be expedited and such stay shall be for not
1013 more than 60 days, without written findings with good cause shown.

1014 SECTION 91. Chapter 36 of the General Laws, as so appearing, is hereby amended by
1015 striking out, in lines 8 and 10, "June 30, 2018", and inserting in place thereof the following "June
1016 30, 2020.

1017 SECTION 92. Section 233 chapter 165 of the acts of 2014 is hereby amended by striking
1018 out the section in its entirety and inserting in place thereof the following section:

1019 (a) There shall be a special commission to be known as the 495/MetroWest Suburban
1020 Edge Community Commission and to consist of 26 members: 3 members of the senate, 2 of
1021 whom shall be appointed by the President, 1 of whom shall serve jointly as a co-chair, and 1 of

1022 whom shall be appointed by the minority leader; 3 members from the house of representatives, 2
1023 of whom shall be appointed by the Speaker, 1 of whom shall serve jointly as a co-chair, and 1 of
1024 whom shall be appointed by the minority leader; the secretary of housing and economic
1025 development or a designee, who shall serve jointly as a co-chair; the secretary of transportation
1026 or a designee; the secretary of energy and environmental affairs or a designee; the executive
1027 director of the Massachusetts Development Finance Agency or a designee; 1 member selected by
1028 the 495/MetroWest Corridor Partnership, Inc.; 1 member selected by the Metropolitan Area
1029 Planning Council; 1 member selected by the Massachusetts Municipal Association, Inc.; 1
1030 member selected by the Massachusetts Association of Planning Directors; 1 member selected by
1031 NAIOP Massachusetts, Inc.; 1 member selected by Massachusetts Water Works Association
1032 Inc.; 1 member selected by the MetroWest Regional Transit Authority; and 9 persons to be
1033 appointed by the governor, 1 of whom shall be an academic focused on suburban development, 1
1034 of whom shall be a real estate professional with experience working in edge communities, 1 of
1035 whom shall be a water resources expert with experience working in edge communities, 1 of
1036 whom shall be a transportation engineer with experience working in edge communities and 5 of
1037 whom shall be municipal officials who represent different municipalities served by the
1038 495/MetroWest Corridor Partnership, Inc.

1039 (b) The commission shall make an investigation and study relative to development
1040 challenges being experienced by edge communities, such as needs to address transportation,
1041 water, cellular, and energy infrastructure, transit services, residential development, reuse of
1042 former industrial facilities and historic mills, brownfields reclamation, downtown redevelopment
1043 and other such constraints. The commission shall hold at least 3 public forums in the region to
1044 solicit stakeholders' feedback before developing policy responses and recommendations to

1045 ensure that edge communities can participate in state development initiatives and benefit from
1046 state resources. The commission shall focus its investigation and study on the 35 municipalities
1047 served by the 495/MetroWest Corridor Partnership, Inc. and develop a pilot program to address
1048 the issues to be studied and investigated by the commission. The commission shall choose
1049 certain municipalities served by the 495/MetroWest Corridor Partnership, Inc. to partake in the
1050 pilot program; provided, however, that the 5 municipalities represented by a municipal official
1051 chosen by the governor for appointment on the commission shall partake in the pilot program.
1052 For purposes of this section, "edge community" shall mean a municipality with a population of
1053 not more than 35,000, with a 5 per cent variance to account for postcensal population estimates,

1054 (c) The commission shall report to the clerks of the senate and the house of
1055 representatives and the joint committee on economic development and emerging technologies
1056 the results of its investigation and study and its recommendations, if any, by filing the same with
1057 the clerks of the senate and the house of representatives by December 31, 2016.

1058 (d) All appointments to the commission shall be made within 90 days of the effective
1059 date of this act.

1060 SECTION 93. Notwithstanding any general or special law to the contrary, there is hereby
1061 established a special commission to study pancreatic cancer. The commission shall consist of 15
1062 members as follows: the secretary of health and human services, or a designee; the commissioner
1063 of public health, or a designee; the commissioner of insurance, or a designee; the house and
1064 senate chairs of the joint committee on public health; the house minority leader, or a designee;
1065 the senate minority leader, or designee; 2 members appointed by the senate president, 1 of whom
1066 shall be a person with pancreatic cancer, or a survivor, and 1 of whom is a medical specialist in

1067 pancreatic cancer; 2 members appointed by the speaker of the house of representatives, 1 of
1068 whom shall be a person with pancreatic cancer, or a survivor, and 1 of whom is a medical
1069 specialist in pancreatic cancer; and 4 members appointed by the governor, 1 of whom shall be a
1070 person with pancreatic cancer, or a survivor, 1 of whom is a medical specialist in pancreatic
1071 cancer, and 2 members of the public with demonstrated expertise in issues relating to the work of
1072 the commission, is hereby established for the purpose of making an investigation and study to:

1073 (1) establish a mechanism in order to ascertain the prevalence of Pancreatic Cancer in
1074 Massachusetts, and the unmet needs of persons with Pancreatic Cancer and those of their
1075 families; collect time of diagnosis statistics and likely risks for Pancreatic Cancer;

1076 (2) study Pancreatic Cancer prevention, screening, education and support programs for
1077 Pancreatic Cancer in the Commonwealth;

1078 (3) provide recommendations for additional legislation, support programs and resources
1079 necessary to meet the unmet needs of persons with Pancreatic Cancer and their families and how
1080 to effectuate an early diagnosis and treatment for Pancreatic Cancer patients.

1081 Vacancies in the membership of the commission shall be filled in the same manner
1082 provided for the original appointments.

1083 The commission shall organize within 120 days following the appointment of a majority
1084 of its members and shall select a chairperson and vice-chairperson from among the members.

1085 The chairperson shall appoint a secretary who need not be a member of the commission.

1086 The public members shall serve without compensation, but shall be reimbursed for
1087 necessary expenses incurred in the performance of their duties as provided by section 2A of
1088 chapter 4 of the General Laws.

1089 The commission shall be entitled to call to its assistance and avail itself of the services of
1090 the employees of any state, county or municipal department, board, bureau, commission or
1091 agency as it may require and as may be available to it for its purposes.

1092 SECTION 94. Notwithstanding any general or special law to the contrary any historic
1093 property, pursuant to the provision of Section 44 of Chapter 85 of the Acts of 1994 shall not be
1094 subject to the provisions of Chapter 59 of the General Laws.

1095 SECTION 95. Section 39 1/2 of chapter 119 of the General Laws, as appearing in the
1096 2014 Official Edition, is hereby amended by striking out, in lines 3 and 4, inclusive, the words
1097 "or manned fire station" and inserting in place thereof the following:- , manned fire station or
1098 with an emergency responder at an agreed upon location following a 911 call

1099 SECTION 96. Section 39 1/2 of said chapter 119, as so appearing, is hereby amended by
1100 striking, in line 6, in the first instance in which it appears, the word "an" and inserting in place
1101 thereof the following:- and

1102 SECTION 97. Section 39 1/2 of said chapter 119, as so appearing, is hereby amended by
1103 striking out, in lines 16 and 17, inclusive, the words "hospital, police department or manned fire
1104 station" and inserting in place thereof the following:- designated facility

1105 SECTION 98. Section 39 1/2 of said chapter 119, as so appearing, is hereby amended by
1106 inserting, in line 18, after the word "police" the following:- , emergency responder.