

HOUSE No. 4508

House bill No. 4504, as changed by the committee on Bills in the Third Reading, and as amended and passed to be engrossed by the House. October 9, 2014.

The Commonwealth of Massachusetts

In the Year Two Thousand Fourteen

An Act making appropriations for the fiscal year 2014 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 forthwith supplemental appropriations for fiscal year 2014, and to make other changes in law, each of which is immediately needed for important public purposes, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

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

1 SECTION 1. To provide for supplementing certain items in the general appropriation act and
2 other appropriation acts for fiscal year 2014, 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, 2014. These sums shall be in addition to any amounts
7 previously appropriated and made available for the purposes of those items. These sums shall be
8 made available until June 30, 2015.

9 SECTION 2.

10 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

11 *Reserves.*

12 1599-0026.....\$600,000

13 EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

14 *Department of Veterans' Services.*

15 1410-0010\$500,000

16 *Department of Public Health.*

17 4510-0110\$150,000

18 4510-0600\$190,000

19 EXECUTIVE OFFICE OF LABOR AND WORKFORCE DEVELOPMENT

20 *Department of Career Services.*

21 7003-1206\$200,000

22 EXECUTIVE OFFICE OF EDUCATION

23 *Department of Elementary and Secondary Education.*

24 7010-0005.....\$100,000

25 7061-9412.....\$1,000,000

26 SHERIFFS

27 *Franklin Sheriff's Department.*

28 8910-0108\$15,000

29 SECTION 2A. To provide for certain unanticipated obligations of the commonwealth, to provide
30 for alterations of purpose for current appropriations and to meet certain requirements of law, the
31 sums set forth in this section are hereby appropriated from the General Fund unless specifically
32 designated otherwise in this section, for the several purposes and subject to the conditions
33 specified in this section and subject to the laws regulating the disbursement of public funds for
34 the fiscal year ending June 30, 2014. These sums shall be in addition to any amounts previously
35 appropriated and made available for the purposes of those items. These sums shall be made
36 available until June 30, 2015.

37 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

38 *Reserves.*

39 1599-3765 For a reserve to reimburse municipalities' share of costs related to extreme or severe
40 weather events; provided, that municipalities shall first submit a plan to the secretary of
41 administration and finance on how the funds shall be used; provided, that the comptroller shall
42 transfer funds made available in this item to municipalities for this purpose upon the written
43 request of the secretary of administration and finance.....\$5,000,000

44 1599-6732 For a reserve for the executive office for administration and finance, which shall
45 continue for a period of 3 years to audit Other Post Employment Benefit Trust Funds or other
46 similar funds of certain cities and towns as otherwise provided in law; provided, that funds from
47 this item shall be used for said audits by the public employee retirement administration
48 commission pursuant to section 21 of chapter 32 of the General Laws.....\$25,000

49 1599-8910 For a reserve for operations at the sheriffs' facilities; provided, that any spending
50 from this account shall be used solely for costs associated with the annual operations of the
51 sheriffs' departments and not for capital projects; and provided further, that the secretary of
52 administration and finance may transfer amounts from the reserve to a sheriff's department only
53 if the secretary of administration and finance (a) has verified a deficiency in fiscal year 2014 for
54 that department's operations with the office of the comptroller and (b) has determined, in
55 consultation with the house and senate committees on ways and means, that the amounts
56 transferred to the sheriff's department are necessary to support its operations.....\$6,813,877

57 SECTION 2C.I. For the purpose of making available in fiscal year 2015 balances of
58 appropriations which otherwise would revert on June 30, 2014, the unexpended balances of the
59 maintenance appropriations listed below, not to exceed the amount specified below for each
60 item, are hereby re-appropriated for the purposes of and subject to the conditions stated for the
61 corresponding item in section 2 of chapter 38 of the acts of 2013; provided, however, for items
62 which do not appear in section 2 of the general appropriation act, the amounts in this section are
63 re-appropriated for the purposes of and subject to the conditions stated for the corresponding
64 item in section 2 in prior appropriation acts. The unexpended balances of all appropriations in
65 the Massachusetts management accounting and reporting system with a secretariat code of 01 or
66 17, are hereby re-appropriated for the purposes of and subject to the conditions stated for the
67 corresponding item pursuant section 2 of chapter 38 of the acts of 2013 or section 2A of chapter

68 194 of the acts of 2011. The sums re-appropriated in this section shall be in addition to any
69 amounts available for said purposes.

70 TREASURER AND RECEIVER GENERAL

71 *Office of the Treasurer and Receiver General.*

72 0612-0105\$650,000

73 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

74 *Office of the Secretary of Administration and Finance.*

75 1599-0027\$2,000,000

76 *Reserves.*

77 1599-0026\$1,757,095

78 1599-1705\$399,034

79 1599-2013\$341,623

80 1599-3557\$250,000

81 1599-7104\$4,000,000

82 EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS

83 *Department of Environmental Protection.*

84	2200-0100	\$970,000
85	<i>Department of Fish and Game.</i>	
86	2330-0100	\$124,517
87	EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT	
88	<i>Office of the Secretary of Housing and Economic Development.</i>	
89	7002-0035	\$69,000
90	EXECUTIVE OFFICE OF EDUCATION	
91	<i>Office of the Secretary of Education.</i>	
92	7009-6402	\$127,849
93	EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY	
94	<i>State Police Crime Laboratory.</i>	
95	8000-0106	\$600,000
96	<i>Department of Fire Services</i>	
97	8324-0000	\$72,000
98	<i>Military Division.</i>	
99	8700-0001	\$100,000

100 SECTION 2C.II. For the purpose of making available in fiscal year 2015 balances of retained
101 revenue and intragovernmental chargeback authorizations which otherwise would revert on June
102 30, 2014, the unexpended balances of the authorizations listed below, not to exceed the amount
103 specified below for each item, are hereby re-authorized for the purposes of and subject to the
104 conditions stated for the corresponding item in section 2 or 2B of the general appropriation act
105 for fiscal year 2014; provided, however, for items which do not appear in section 2 or 2B of the
106 general appropriation act, the amounts in this section are re-authorized for the purposes of and
107 subject to the conditions stated for the corresponding item in section 2, 2A, or 2B in prior
108 appropriation acts. Amounts in this section are re-authorized from the fund or funds designated
109 for the corresponding item in section 2 or 2B of the general appropriation act; however, for items
110 which do not appear in section 2 or 2B of the general appropriation act, the amounts in this
111 section are re-authorized from the fund or funds designated for the corresponding item in section
112 2, 2A, or 2B of this act or in prior appropriation acts. The sums re-authorized in this section
113 shall be in addition to any amounts available for those purposes.

114 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

115 *Human Resources Division.*

116 1750-0102\$250,000

117 1750-0601\$300,000

118 EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY

119 *Office of the Chief Medical Examiner.*

120 8000-0122\$200,000

121 SECTION 3. Subsection (a) of section 216 of chapter 6 of the General Laws, added by section 3
122 of chapter 48 of the acts of 2014, is hereby amended by striking out the second and third
123 sentences and inserting in place thereof the following 2 sentences:- The task force shall also be
124 co-chaired by up to 4 current or former elected officials to be appointed by the governor and
125 shall include at least 1 member of the federal congressional delegation, who shall serve on the
126 task force through at least the first full year of a new gubernatorial administration. The task force
127 shall consist of the following members: the secretary of public safety and security or a designee;
128 the adjutant general of the Massachusetts national guard or a designee; the commander of the
129 Massachusetts army national guard or a designee; the commander of the Massachusetts air
130 national guard or a designee; the secretary of housing and economic development or a designee;
131 the secretary of labor and workforce development or a designee; the secretary of energy and
132 environmental affairs or a designee; the secretary of education or a designee; the secretary of
133 administration and finance or a designee; the secretary of the Massachusetts Department of
134 Transportation or a designee; the chief executive officer of the Massachusetts Port Authority or a
135 designee; the secretary of health and human services or a designee; the secretary of the
136 department of veterans services or a designee; the president and chief executive officer of
137 Massachusetts Development Finance Agency or a designee; 2 representatives from the defense
138 sector appointed by the governor; 2 representatives from institutions of higher education
139 appointed by the governor; 2 members of the senate, 1 of whom shall be the chair of the joint
140 committee on veterans and federal affairs and 1 of whom shall be appointed by the minority
141 leader; and 2 members of the house of representatives, 1 of whom shall be the chair of the joint

142 committee on veterans and federal affairs and 1 of whom shall be appointed by the minority
143 leader.

144 SECTION 4. The introductory paragraph of section 4A of chapter 7 of the General Laws, as
145 appearing in section 19 of chapter 165 of the acts of 2014, is hereby amended by adding the
146 following sentence:- The executive office shall also include an office of access and opportunity.

147 SECTION 5. Said section 4A of said chapter 7, as appearing in the 2012 Official Edition, is
148 hereby further amended by inserting after paragraph (e) the following paragraph:-

149 (f) The office of access and opportunity shall be headed by an assistant secretary for access and
150 opportunity who shall be appointed by the secretary with the approval of the governor. The
151 assistant secretary shall be a person who has at least 5 years experience in the area of civil rights
152 or diversity and inclusion efforts. The office shall: (1) promote non-discrimination and equal
153 opportunity in all aspects of executive agency decision-making and operations, including but not
154 limited to, employment activity, procurement activity, policymaking and implementation and
155 access to executive agency services; (2) review and recommend improvements to executive
156 agency programs, activities and services to ensure that said programs, activities and services are
157 administered in a non-discriminatory manner; (3) review and recommend improvements to
158 executive agency programs, activities and services to foster economic opportunity for all
159 persons; and (4) with the approval of the secretary, take administrative actions, including but not
160 limited to, promulgating administrative bulletins and other policy guidance to promote and
161 ensure nondiscrimination and equal opportunity in the policies, services, programs and activities
162 of executive agencies. The office shall report annually the results of its effort to the chairs of the
163 joint committee on state administration and regulatory oversight.

164 SECTION 5A. Chapter 9 of the General Laws, as so appearing, is hereby amended by adding the
165 following section:-

166 Section 32. The state secretary, acting on behalf of the commonwealth, may sell, transfer or
167 license the corporation division's software and related documents pertaining to its web based
168 searching and filing applications, including the business entity and uniform commercial code
169 software, developed by the department of the secretary and copyrighted by it to other states,
170 multi-state or regional associations or other sovereign governments on such terms and conditions
171 as in the secretary's sole discretion reasonably compensates the commonwealth for its interests.
172 The secretary may retain and expend revenues collected from such sales, licensure or user
173 agreements in an amount 50 per cent for technical activities of the corporations division, the
174 remaining 50 per cent to be deposited in the General Fund. The secretary may provide
175 webhosting, and ongoing support and maintenance to other states, provinces or territories of
176 Canada relative to their UCC and corporate applications. The department of the state secretary
177 may accept credit and debit cards from individuals and corporations filing documents with the
178 division.

179 SECTION 5B. Section 22 of chapter 13 of the General Laws, as appearing in section 2 of chapter
180 159 of the acts of 2014, is hereby amended by striking out, in lines 13, 19, 25, 28, 31 and 35, the
181 words "at least".

182 SECTION 5C. Subsection (i) of said section 22 of said chapter 13, as so appearing, is hereby
183 amended by adding the following sentence:- The registered pharmacist as defined in subsection
184 (g) shall not constitute an appointment of an independent pharmacist, chain pharmacist, hospital
185 pharmacist, long-term care pharmacist, or academic pharmacist as defined in subsections (c), (d),
186 (e), (f), and (h) for the purposes of this paragraph.

187 SECTION 6. Subsection (d) of section 8 of chapter 15D of the General Laws, as amended by
188 section 31 of chapter 165 of the acts of 2014, is hereby further amended by adding after the
189 words “information check” the following:- every 3 years in accordance with regulations
190 established by the department, provided that applicants for employment in any department
191 licensed, funded or approved program who are subject to a fingerprint-based check of the state
192 and national criminal history databases for the same employer that is approved or licensed under
193 chapter 19B or chapter 71B shall submit to a fingerprint-based check in accordance with
194 regulations established by the department; provided further, that no person who is deemed
195 suitable by the department shall be subject to more than 1 fingerprint-based check every 3 years
196 for the purpose of maintaining employment with the same employer that is licensed, approved or
197 funded under this chapter or chapters 19B and 71B, and shall not be subject to duplicative
198 fingerprint-based checks for the same employer unless an exception described in the
199 department's regulations applies. The department will only determine whether an applicant is
200 suitable for association with a department licensed, funded or approved program.

201 SECTION 7. Subsection (a) of section 13 of chapter 17 of the General Laws, as amended by
202 section 2 of chapter 258 of the acts of 2014, is hereby further amended by striking out the figure
203 “10” and inserting in place thereof the following figure:- 13.

204 SECTION 8. Section 1 of chapter 23 of the General Laws, as appearing in the 2012 Official
205 Edition, is hereby amended by inserting after the word “director”, in line 11, the following
206 words:- and each department may, with the approval of the secretary of labor and workforce
207 development, adopt regulations under chapter 30A.

208 SECTION 9. The first sentence of section 21A of chapter 24 of the General Laws, inserted by
209 section 42 of chapter 165 of the acts of 2014, is hereby amended by inserting after the word

210 “affairs”, the second time it appears, the following words:- and the chancellor of the University
211 of Massachusetts at Amherst.

212 SECTION 10. The second sentence of said section 21A of said chapter 24, as so inserted, is
213 hereby amended by striking out the words “and the chancellor of the University of Massachusetts
214 at Amherst” and inserting in place thereof the following words:- shall be housed at the
215 University of Massachusetts at Amherst and.

216

217 SECTION 11. Chapter 29 of the General Laws is hereby amended by adding the following
218 section:-

219 Section 2QQQQ. There shall be established upon the books of the commonwealth a separate
220 fund to be known as the Logan Airport Health Study Trust Fund to be expended, without prior
221 appropriation, by the department of public health. The fund shall consist of monies allocated by
222 the Massachusetts Port Authority or any other public or private entity to the department of public
223 health for the purpose of conducting public health activities associated with the Logan Airport
224 Health Study, conducted pursuant to chapter 159 of the acts of 2000. The commissioner shall
225 make necessary expenditures from the fund for administration and project management activities
226 as well as for direct support to community health centers within the study area. The department
227 may incur expenses and the comptroller may certify for payment amounts in anticipation of
228 expected receipts, but no expenditure shall be made from the fund that would cause the fund to
229 be in deficit at the close of a fiscal year. Monies deposited in the fund that are unexpended at the
230 end of the fiscal year shall not revert to the General Fund.

231 SECTION 12. Section 4 of chapter 30B of the General Laws, as so appearing, is hereby
232 amended by striking out, in line 9, the figure “\$25,000” and inserting in place thereof the
233 following figure:- \$35,000.

234 SECTION 13. Chapter 32B of the General Laws is hereby amended by striking out section 20, as
235 appearing in the 2012 Official Edition, and inserting in place thereof the following 2 sections:-

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

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

242 “Commission”, the public employee retirement administration commission established pursuant
243 to section 49 of chapter 7.

244 “GASB”, the Governmental Accounting Standards Board.

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

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

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

258 “OPEB Fund board of trustees”, an independent board of trustees selected by the governmental
259 unit with investing authority for the OPEB Fund.

260 “OPEB investing authority” or “investing authority”, the trustee or board of trustees designated
261 by the governmental unit to invest and reinvest the OPEB Fund using the investment standard or
262 investment vehicle established under this section.

263 “State Retiree Benefits Trust Fund board of trustees”, the board of trustees established by section
264 24A of chapter 32A.

265 (b) A governmental unit that accepts this section shall establish on its books and accounts the
266 Other Post-Employment Benefits Liability Trust Fund, the assets of which shall be held solely to
267 meet the current and future liabilities of the governmental unit for group health insurance
268 benefits for retirees and their dependents. The governmental unit may appropriate amounts to be
269 credited to the fund and the treasurer of the governmental unit may accept gifts, grants and other
270 contributions to the fund. The fund shall be an expendable trust subject to appropriation and shall
271 be managed by a trustee or a board of trustees as provided in subsection (d). Any interest or other
272 income generated by the fund shall be added to and become part of the fund. Amounts that a
273 governmental unit receives as a sponsor of a qualified retiree prescription drug plan under 42

274 U.S.C. section 1395w-132 may be dedicated to and become part of the fund by vote of the
275 governing body of the governmental unit. All monies held in the fund shall be accounted for
276 separately from other funds of the governmental unit and shall not be subject to the claims of any
277 general creditor of the governmental unit.

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

280 (d) The governing body of the governmental unit shall designate a trustee or board of trustees,
281 which shall have general supervision of the management, investment and reinvestment of the
282 OPEB Fund. The governing body may designate as the trustee or board of trustees: (i) the
283 custodian; or (ii) an OPEB Fund board of trustees established by the governmental unit under
284 subsection (e). If no designation is made, the custodian of the fund shall be the trustee and shall
285 manage and invest the fund. The duties and obligations of the trustee or board of trustees with
286 respect to the fund shall be set forth in a declaration of trust to be adopted by the trustee or board,
287 but shall not be inconsistent with this section. The declaration of trust and any amendments
288 thereto shall be filed with the chief executive and the clerk of the governing body of the
289 governmental unit and take effect 90 days after the date filed unless the governing body votes to
290 disapprove any such declaration or amendment within that period. The trustee or board of
291 trustees may employ reputable and knowledgeable investment consultants to assist in
292 determining appropriate investments and pay for those services from the fund, if authorized by
293 the governing body of the governmental unit. The trustee or trustees may, with the approval of
294 the State Retiree Benefits Trust Fund board of trustees, invest the OPEB Fund in the State
295 Retiree Benefits Trust Fund established in section 24 of chapter 32A.

296 (e) The governing body of the governmental unit may vote to establish a separate OPEB Fund
297 board of trustees to be the investing authority. The board of trustees shall consist of 5 to 13
298 individuals, including a person or persons with the investment experience desired by the
299 governmental unit, a citizen or citizens of the governmental unit, an employee of the
300 governmental unit, a retiree or retirees of the governmental unit, and a governmental unit officer
301 or officers. The governmental unit employee trustee or trustees shall be selected by current
302 employees of the unit by ballot, and the retiree trustee or trustees shall be selected by current
303 retirees of the unit by ballot. The remainder of the trustees shall be appointed by the chief
304 executive officer of the governmental unit. The trustees shall serve for terms of 3 or 5 years as
305 determined by the governing body of the governmental unit, and if a vacancy occurs, a trustee
306 may be elected or selected in the same manner to serve for the remainder of the term. Trustees
307 shall be eligible for reappointment.

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

314 In any civil action brought against a trustee or the board of trustees, acting within the scope of
315 official duties, the defense or settlement of which is made by legal counsel for the governmental
316 unit, such trustee or employee shall be indemnified from the OPEB Fund for all expenses
317 incurred in the defense thereof and for damages to the same extent as provided for public
318 employees in chapter 258. No trustee or employee shall be indemnified for expenses in an action

319 or damages awarded in such action in which there is shown to be a breach of fiduciary duty, an
320 act of willful dishonesty or an intentional violation of law by such trustee or employee.

321 (g) Monies in the OPEB Fund not required for expenditures or anticipated expenditures within
322 the investment period, shall be invested and reinvested by the custodian as directed by the
323 investing authority from time to time; provided such investment is made in accordance with: (i)
324 section 54 of chapter 44, in the case of the treasurer or OPEB Fund board of trustees as investing
325 authority, unless the governing body of the governmental unit authorizes investment under the
326 prudent investor rule established in chapter 203C; or (ii) sections 24 and 24A of chapter 32A, if
327 the OPEB Fund is invested in the State Retiree Benefits Trust Fund.

328 (h) Amounts in the OPEB Fund may be appropriated by a two thirds vote of the governing body
329 of the governmental unit to pay the unit's share of health insurance benefits for retirees and their
330 dependents upon certification by the trustee or board of trustees that such amounts are available
331 in the fund. The treasurer of the governmental unit after consulting with the chief executive
332 officer of the unit shall determine the amount to be appropriated from the fund to the annual
333 budget for retiree health insurance and notify the trustee or board of trustees of that amount at the
334 earliest possible opportunity in the annual budget cycle. Upon notification, the trustee or board of
335 trustees shall take diligent steps to certify those funds as available for appropriation by the
336 governmental unit, or will be available by the time the appropriation would become effective or
337 provide an explanation why the funds are or will not be available or should not be made
338 available.

339 (i) In a regional school district, appropriations of amounts to the OPEB Fund may be made only
340 in the annual budget submitted to the member cities and towns for approval. The annual report
341 submitted to the member cities and towns pursuant to clause (k) of section 16 of chapter 71 shall

342 include a statement of the balance in the fund and all additions to and appropriations from the
343 fund during the period covered by such report.

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

351 The participating governmental unit may appropriate or otherwise contribute amounts to the
352 OPEB Fund as provided in subsection (b). Amounts from the fund may be appropriated by the
353 participating unit for its retiree health insurance expenses in the manner authorized in subsection
354 (h) upon a determination by the treasurer of the governmental unit, after consulting with the chief
355 executive officer of the governmental unit, of the necessary amount and notification of the
356 treasurer of the governmental unit maintaining the fund and the trustee or board of trustees of
357 that amount. The trustee or board of trustees shall certify those funds available for appropriation,
358 as provided in subsection (h), and the treasurer of the governmental unit maintaining the fund
359 shall transfer the amounts certified to the participating governmental unit.

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

364 (k) This section may be accepted in a city or town in the manner provided in section 4 of chapter
365 4; in a county, by vote of the county commissioners; in a regional school district, by vote of the
366 regional school committee; and in a district or other governmental unit, by vote of the district
367 meeting or other appropriating body.

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

371 Section 20A. Whenever a governmental unit obtains an actuarial valuation report in accordance
372 with GASB statements of the liabilities of the unit for health care and other post-employment
373 benefits for its retired employees and their dependents, it shall submit a copy to the commission
374 no later than 90 days after receipt of such report. The commission may require that the
375 governmental unit provide additional information related to such liabilities, normal cost and
376 benefit payments, as specified by the executive office for administration and finance in
377 consultation with the commission. The governmental unit shall file the report and the additional
378 information with the commission and the division of local services. The commission shall file a
379 summary report of the information received under this section with the chairs of the house and
380 senate committees on ways and means, the secretary of administration and finance and the board
381 of trustees of the State Retiree Benefits Trust Fund established under section 24A of chapter 32.

382 SECTION 14. Section 3 of chapter 44B of the General Laws, as appearing in the 2012 Official
383 Edition, is hereby amended by striking out subsection (c) and inserting in place thereof the
384 following subsection:-

385 (c) All exemptions and abatements of real property authorized by said chapter 59 or any other
386 law for which a taxpayer qualifies as eligible shall not be affected by this chapter. The surcharge
387 to be paid by a taxpayer receiving an exemption or abatement of real property authorized by said
388 chapter 59 of any other law shall be reduced in proportion to the amount of such exemption or
389 abatement.

390 SECTION 15. Section 6 of chapter 62 of the General Laws is hereby amended by striking out, in
391 line 169, as appearing in the 2012 Official Edition, the figure “\$25,000,000” and inserting in
392 place thereof the following figure:- \$30,000,000.

393 SECTION 16. Paragraph (4) of subsection (r) of said section 6 of said chapter 62 is hereby
394 amended by striking out the figure “\$30,000,000”, inserted by section 49 of chapter 287 of the
395 acts of 2014, and inserting in place thereof the following figure:- \$25,000,000.

396 SECTION 17. Section 71 of chapter 62C of the General Laws, as so appearing, is hereby
397 amended by inserting after the word “commissioner”, in lines 4 and 5, the following words:- , or
398 may be given as the parties otherwise agree, including by electronic notification as provided in
399 chapter 110G.

400 SECTION 18. Section 38R of chapter 71 of the General Laws, as amended by section 7 of
401 chapter 77 of the acts of 2013, is hereby amended in the second sentence of the second paragraph
402 by adding after the words “contact with children” the following:- ; provided, that no person who
403 is deemed suitable by the department of early education and care shall be subject to more than 1
404 fingerprint-based check every 3 years for the purposes of maintaining employment with the same
405 employer operating programs licensed, funded or approved under chapter 15D and chapter 71B,

406 and provided further that the department of early education and care shall conduct said
407 background record check in accordance with section 8 of chapter 15D.

408 SECTION 19. Section 25M of chapter 111 of the General Laws, as appearing in the 2012
409 Official Edition, is hereby amended by striking out, in lines 22 to 24, inclusive, the words “1 of
410 whom shall be a representative of the Massachusetts Center for Nursing, Inc.,” and inserting in
411 place thereof the following words:- 1 of whom shall be appointed by the governor at his
412 discretion.

413 SECTION 20. Section 229 of chapter 111 of the General Laws, as inserted by section 1 of
414 chapter 371 of the acts of 2012, is hereby repealed.

415 SECTION 21. Chapter 111 of the General Laws is hereby amended by adding the following
416 section:-

417 Section 230. (a) For purposes of this section, the following terms shall have the following
418 meanings:

419 “Health care practitioner”, any person licensed or registered under section 2, 16, 74 or 74A of
420 chapter 112, including any intern, resident, fellow or medical officer who conducts or assists
421 with the performance of surgery.

422 “Operating room circulator”, a licensed registered nurse who is educated, trained and
423 experienced in perioperative nursing, who is immediately available to physically intervene in
424 providing care to the surgical patient.

425 “Surgical facility”, any entity that provides surgical health care services, whether inpatient or
426 outpatient and whether overnight or ambulatory including, but not limited to, any hospital, clinic

427 or private office of a health care practitioner, whether conducted for charity or for profit and
428 whether or not subject to section 25C, as well as any organization, partnership, association,
429 corporation, trust or the commonwealth, or any subdivision thereof.

430 “Surgical technologist”, any person who provides surgical technology services who is not a
431 health care practitioner.

432 “Surgical technology”, surgical patient care including, but not limited to, 1 or more of the
433 following:

434 (i) collaboration with an operating room circulator prior to a surgical procedure to carry out the
435 plan of care by preparing the operating room, gathering and preparing sterile supplies,
436 instruments and equipment, preparing and maintaining the sterile field using sterile and aseptic
437 technique and ensuring that surgical equipment is functioning properly and safely;

438 (ii) intraoperative anticipation and response to the needs of a surgeon and other team members
439 by monitoring the sterile field and providing the required instruments or supplies;

440 (iii) performance of tasks at the sterile field, as directed in an operating room setting, including:
441 (1) passing supplies, equipment or instruments; (2) sponging or suctioning an operative site; (3)
442 preparing and cutting suture material; (4) transferring and irrigating with fluids; (5) transferring,
443 but not administering, drugs within the sterile field; (6) handling specimens; (7) holding
444 retractors; and (8) assisting in counting sponges, needles, supplies and instruments with an
445 operating room circulator.

446 (b) A surgical facility shall not employ or otherwise retain the services of any person to perform
447 surgical technology tasks or functions unless such person: (1) has successfully completed an
448 accredited educational program for surgical technologists and holds and maintains a certified

449 surgical technologist credential administered by a nationally recognized surgical technologist
450 certifying body accredited by the National Commission for Certifying Agencies and recognized
451 by the American College of Surgeons and the Association of Surgical Technologists; (2) has
452 successfully completed an accredited school of surgical technology but has not, as of the date of
453 hire, obtained the certified surgical technologist certification required in clause (1); provided,
454 however, that such certification shall be obtained within 12 months of the graduation date; (3)
455 was employed as a surgical technologist in a surgical facility on or before July 1, 2013; (4) has
456 successfully completed a training program for surgical technology in the Army, Navy, Air Force,
457 Marine Corps or Coast Guard of the United States or in the United States Public Health Service
458 which has been deemed appropriate by the commissioner; or (5) is performing surgical
459 technology tasks or functions in the service of the federal government, but only to the extent the
460 person is performing duties related to that service.

461 (c) A person employed or otherwise retained to practice surgical technology in a healthcare
462 facility may assist in the performance of operating room circulator duties under the direct clinical
463 supervision, limited to clinical guidance, of the operating room circulator if: (1) the operating
464 room circulator is present in the operating room for the duration of the procedure; (2) any such
465 assistance has been assigned to such person by the operating room circulator; and (3) such
466 assistance is consistent with the education, training and experience of the person providing such
467 assistance.

468 (d) Nothing in this section shall prohibit a registered nurse, licensed or registered health care
469 provider or other health care practitioner from performing surgical technology tasks or functions
470 if such person is acting within the scope of such person's license.

471 (e) Notwithstanding subsection (b), a surgical facility may employ a surgical technologist who
472 does not meet the requirements of this section if the surgical facility receives a waiver from the
473 department signifying that the surgical facility has: (1) made a diligent and thorough effort to
474 employ qualified surgical technologists who meet the requirements of this section; and (2) is
475 unable to employ enough qualified surgical technologists for its needs. The department, in
476 consultation with an advisory committee of clinicians, shall establish criteria for said waiver.

477 SECTION 22. Section 1B of chapter 112 of the General Laws, as amended by section 23 of
478 chapter 62 of the acts of 2014, is hereby further amended by adding the following subsection:-

479 (g) The commissioner of public health and each of the boards of registration and examination
480 under the commissioner's supervision shall waive the commonwealth's portion of the initial
481 application fee and the initial fee for a license application or certification granted pursuant to this
482 section.

483 SECTION 22A. Subsection (c) of section 39F of chapter 112 of the General Laws, as so
484 appearing, is hereby amended by striking out the word "pharmacies" and inserting in place
485 thereof the following word:- entities.

486 SECTION 23. Section 252 of chapter 112 of the General Laws, as appearing in the 2012 Official
487 Edition, is hereby amended by striking out, in line 52, the figure "239" and inserting in place
488 thereof the following figure:- 255.

489 SECTION 24. Section 257 of chapter 112 of the General Laws, as so appearing, is hereby
490 amended by striking out, in lines 2 and 14, in each instance, the figure “239” and inserting in
491 place thereof the following figure:- 255.

492 SECTION 25. Section 26A of chapter 119 of the General Laws, as amended by section 152 of
493 chapter 165 of the acts of 2014, is hereby further amended by inserting after the words "42
494 U.S.C. § 16962", in each instance, the following words:- and Public Law 92-544.

495 SECTION 26. Section 63 of chapter 152 of the General Laws, as amended by section 168 of
496 chapter 165 of the acts of 2014, is hereby amended by striking out the words “insured pays” and
497 inserting in place thereof the following words:- insurer receives.

498 SECTION 27. Section 5 of chapter 624 of the acts of 1986, as amended by chapter 165 of the
499 acts of 2014, is hereby amended by striking out the words “and use of Turtle Lane, a private
500 way, and the use of a private driveway shall be restricted to emergency access, except that a
501 temporary easement through Turtle Lane shall be authorized for rehabilitation of Elm Bank.

502 SECTION 28. Section 21 of chapter 137 of the acts of 2003, as appearing in section 131 of
503 chapter 68 of the acts of 2011, is hereby amended by striking out the first sentence and inserting
504 in place thereof the following sentence:- Section 1 shall expire on September 11, 2017.

505 SECTION 29. Subsection (c) of section 190 of chapter 68 of the acts of 2011 is hereby amended
506 by striking out the words “December 31, 2012” and inserting in place thereof the following
507 words:- November 1, 2014.

508 SECTION 30. Section 2 of chapter 287 of the acts of 2012 is hereby amended by striking out the
509 words “June 30” and inserting in place thereof the following words:- November 1, 2014.

510 SECTION 31. The fourth sentence of section 73 of chapter 36 of the acts of 2013, as amended
511 by section 13 of chapter 52 of the acts of 2014, is hereby further amended by striking out the
512 words “June 16, 2014” and inserting in place thereof the following words:- December 15, 2014.

513 SECTION 32. Item 4800-0015 of section 2 of chapter 38 of the acts of 2013, as amended by
514 section 7 of chapter 119 of the acts of 2014, is hereby further amended by striking out the words
515 “among items 4800-0038, 4800-0040, 4800-0041, and 4800-0015; provided further, that the
516 commissioner may transfer funds from items 4800-0038, 4800-0040, 4800-0041 and 4800-0015
517 to item 4800-1100” and inserting in place thereof the following words: - among items 4800-
518 0038, 4800-0040, 4800-0041, 4800-0015 and 4800-1100; provided further, that up to \$2,000,000
519 in funds unexpended in fiscal year 2014 in items 4800-0038, 4800-0040, 4800-0041, 4800-0015
520 and 4800-1100, collectively, shall not revert and shall be made available for the purposes of
521 these items until June 30, 2015.

522 SECTION 33. Subsection (c) of section 165 of chapter 38 of the acts of 2013 is hereby amended
523 by striking out the words “June 30” and inserting in place thereof the following words:-
524 November 1.

525 SECTION 34. The last sentence of section 64 of chapter 46 of the acts of 2013 is hereby
526 amended by striking out the figure “2014” and inserting in place thereof the following figure:-
527 2015.

528 SECTION 35. Item 1595-6368 of section 2E of chapter 52 of the acts of 2014 is hereby
529 amended by striking out the figure “\$30,115,915” and inserting in place thereof the following
530 figure:- \$62,115,915.

531 SECTION 36. Chapter 144 of the acts of 2014 is hereby amended by striking out section 51 and
532 inserting in place thereof the following section:-

533 Section 51. Said paragraph (1) of said subsection (i) of said section 14 of said chapter 151A, as
534 so appearing, is hereby = amended by striking out paragraph (1) and inserting in place thereof
535 the following paragraph:-

536 With respect to calendar years beginning on or after January 1, 2015, the experience rate
537 of any employer qualifying therefor under subsection (b) shall be the rate which appears
538 in the column headed by the unemployment compensation reserve percentage as of the
539 applicable computation date and on the line with the applicable employer account reserve
540 percentage as set forth in the experience rate table:

EXPERIENCE RATE TABLE								
Unemployment Compensation Fund Reserve Percentage								
	A	B	C	D	E	F	G	
	1.65% and over	1.5% or more less than 1.65%	1.2% or more less than 1.5%	0.9% or more less than 1.2%	0.6% or more less than 0.9%	0.3% or more less than 0.6%	less than 0.3%	
Employer Account Reserve Percentages								
Negative Percentage								
23 or more	8.62	9.79	11.13	12.65	14.37	16.33	18.55	
21.0 but less than 23.0	8.25	9.37	10.65	12.11	13.76	15.63	17.76	
19.0 but less than 21.0	7.88	8.96	10.18	11.57	13.15	14.94	16.97	
17.0 but less than 19.0	7.52	8.54	9.71	11.03	12.53	14.24	16.18	
15.0 but less than 17.0	7.15	8.13	9.24	10.49	11.93	13.55	15.39	
13.0 but less than 15.0	6.78	7.71	8.76	9.95	11.31	12.85	14.60	
11.0 but less than 13.0	6.42	7.29	8.29	9.42	10.70	12.16	13.81	
9.0 but less than 11.0	6.05	6.87	7.81	8.88	10.09	11.46	13.02	
7.0 but less than 9.0	5.68	6.46	7.34	8.34	9.48	10.77	12.23	
5.0 but less than 7.0	5.32	6.04	6.86	7.80	8.86	10.07	11.44	
3.0 but less than 5.0	4.95	5.63	6.39	7.27	8.26	9.38	10.66	
1.0 but less than 3.0	4.58	5.21	5.92	6.72	7.64	8.68	9.86	
0.0 but less than 1.0	4.22	4.79	5.45	6.19	7.03	7.99	9.08	
Positive Percentage								
0.0 but less than 0.5	3.14	3.57	4.06	4.61	5.24	5.96	6.77	
0.5 but less than 1.0	3.06	3.48	3.96	4.50	5.11	5.81	6.60	
1.0 but less than 1.5	2.98	3.39	3.85	4.38	4.98	5.65	6.43	
1.5 but less than 2.0	2.90	3.30	3.75	4.26	4.84	5.50	6.25	
2.0 but less than 2.5	2.82	3.21	3.65	4.14	4.71	5.35	6.08	
2.5 but less than 3.0	2.75	3.12	3.54	4.02	4.57	5.20	5.90	
3.0 but less than 3.5	2.67	3.03	3.44	3.91	4.44	5.05	5.74	
3.5 but less than 4.0	2.58	2.93	3.33	3.79	4.30	4.89	5.56	
4.0 but less than 4.5	2.50	2.84	3.23	3.67	4.17	4.74	5.38	
4.5 but less than 5.0	2.42	2.75	3.13	3.55	4.04	4.59	5.21	
5.0 but less than 5.5	2.34	2.66	3.02	3.43	3.90	4.43	5.04	
5.5 but less than 6.0	2.25	2.56	2.91	3.31	3.76	4.28	4.86	
6.0 but less than 6.5	2.17	2.47	2.81	3.20	3.63	4.13	4.69	
6.5 but less than 7.0	2.09	2.38	2.71	3.08	3.50	3.97	4.51	
7.0 but less than 7.5	2.02	2.30	2.61	2.96	3.37	3.82	4.35	
7.5 but less than 8.0	1.94	2.20	2.50	2.84	3.23	3.67	4.17	
8.0 but less than 8.5	1.85	2.10	2.39	2.72	3.09	3.51	3.99	
8.5 but less than 9.0	1.78	2.02	2.29	2.61	2.96	3.37	3.82	
9.0 but less than 9.5	1.70	1.93	2.19	2.49	2.82	3.21	3.65	
9.5 but less than 10.0	1.61	1.83	2.08	2.36	2.69	3.05	3.47	
10.0 but less than 10.5	1.53	1.74	1.98	2.25	2.56	2.91	3.30	
10.5 but less than 11.0	1.45	1.65	1.87	2.13	2.42	2.75	3.12	
11.0 but less than 11.5	1.37	1.56	1.77	2.01	2.29	2.60	2.96	
11.5 but less than 12.0	1.29	1.47	1.67	1.89	2.15	2.45	2.78	
12.0 but less than 12.5	1.21	1.37	1.56	1.77	2.01	2.29	2.60	
12.5 but less than 13.0	1.13	1.28	1.46	1.66	1.89	2.14	2.43	
13.0 but less than 13.5	1.05	1.19	1.35	1.54	1.75	1.99	2.26	
13.5 but less than 14.0	0.97	1.10	1.25	1.42	1.61	1.83	2.08	
14.0 but less than 15.0	0.81	0.92	1.04	1.18	1.34	1.53	1.73	
15.0 but less than 16.0	0.73	0.83	0.94	1.07	1.21	1.38	1.57	
16.0 but less than 17.0	0.64	0.73	0.83	0.95	1.08	1.22	1.39	
17.0 or more	0.56	0.64	0.73	0.83	0.94	1.07	1.21	

541 SECTION 37. Said chapter 144 of the acts of 2014 is hereby further amended by striking out
542 sections 52, 53 and 54.

543 SECTION 37A. Section 77 of said chapter 144 of the acts of 2014 is hereby amended by
544 striking out the figures “52, 53 and 54”.

545 SECTION 38. Item 0330-0300 of section 2 of chapter 165 of the acts of 2014 is hereby
546 amended by striking out the words “provided further, that not less than \$30,000 shall be
547 expended for the Grandparents Raising Grandchildren Project to provide legal services to such
548 grandparents in the areas of family law and public benefits, and further requiring the chief justice
549 of administration and management to make a report to the general court on or before January 1,
550 2015, of all grandparents who requested legal services, their eligibility for such services and
551 whether or not they were denied due to insufficient resources, including the legal problem for
552 which they sought assistance; provided further, that not less than \$50,000 shall be expended for
553 the creation of a special commission on the Grandparents Raising Grandchildren Project;” and
554 inserting in place thereof the following:- provided further, that not less than \$80,000 shall be
555 expended for the purpose of hiring staff and administering a program for the commission on the
556 Status of Grandparents Raising Grandchildren.

557 SECTION 39. Item 1410-0010 of said section 2 of said chapter 165 is hereby amended by
558 inserting after the words “dogs for veterans” the following words:- ; provided further, that not
559 less than \$500,000 shall be expended for the Statewide Housing Advocacy Reintegration and
560 Prevention program, so called.

561 SECTION 40. Item 1599-0026 of said section 2 of said chapter 165 is hereby amended by
562 striking out the words “to mitigate student overcrowding in the city of Haverhill” and inserting in

563 place thereof the following words:- for a technology grant to Haverhill public schools; provided
564 further, that not less than \$200,000 shall be expended for the further implementation of the
565 design and engineering of a new highway department building in Boylston; provided further, that
566 not less than \$400,000 shall be expended for an infrastructure improvement project in the town
567 of Hatfield;.

568

569 SECTION 41. Item 4110-3010 of said section 2 of said chapter 165 is hereby amended by
570 striking out the words “; and provided further, that an additional \$300,000 shall be made
571 available to expand the contract for vocational rehabilitation services provided by The Carroll
572 Center for the Blind, Inc”.

573 SECTION 42. Item 4510-0110 of said section 2 of said chapter 165 is hereby amended by
574 inserting after the words “South Boston Leadership Initiative” the following words:- ; provided
575 further, that not less than \$150,000 shall be expended to develop and administer a pilot program
576 to prevent and treat addiction to opioid and related substances; provided further, that said pilot
577 shall be administered by a community health center agency that administers licensed community
578 health center sites in no less than 3counties, 1 of which shall be Suffolk; provided further, the
579 program shall include prevention and treatment for patients and professional support for primary
580 care providers and shall include the use of tools to assess risk factors, the development of patient
581 registries, the provision of pain management alternatives and the development of best practices
582 protocols to assist primary care providers; provided further, that the pilot program shall report to
583 the department of public health and the house and senate committees on ways and means 6and
584 12months after the initiation of the program.

585 SECTION 43. Item 4510-0600 of said section 2 of said chapter 165 is hereby amended by
586 inserting after the words “October 3, 2014” the following words:- ; provided further, that no less
587 than \$190,000 shall be expended on a federally approved health center with a public health
588 designated emergency department or satellite emergency facility that operates 24 hours, 7 days a
589 week and the primary service area includes Massachusetts Port Authority to address
590 environmental health problems identified in the General Edward Lawrence Logan International
591 Airport health study, issued in May 2014 by the department of public health bureau of
592 environmental health.

593 SECTION 44. Item 7004-9024 of said section 2 of said chapter 165 is hereby amended by
594 striking out the words “prior appropriation continued” and inserting in place thereof the
595 following words:- provided further, that any unexpended funds in fiscal year 2014 shall not
596 revert to the General Fund but instead up to \$6,000,000 shall be deposited in the Housing
597 Preservation and Stabilization Trust Fund established by section 60 of chapter 121B of the
598 General Laws; and provided further, that any balance of unexpended funds in fiscal year 2014
599 not deposited in that Fund shall be made available for the purposes of this item until June 30,
600 2015.

601 SECTION 45. Item 7003-1206 of said section 2 of said chapter 165 is hereby amended by
602 inserting after the words “citizens of the town of Southbridge” the following words:- ; provided
603 further, that not less than \$200,000 shall be expended for the practical nursing program at the
604 Blackstone Valley Vocational Regional School District.

605 SECTION 46. Item 7009-1700 of said section 2 of chapter 165 of the acts of 2014 is hereby
606 amended by striking out the figure “\$18,134,995” and inserting in place thereof the following
607 figure:- \$18,930,543.

608 SECTION 47. Item 7010-0005 of said section 2 of said chapter 165 is hereby amended by
609 inserting after the word “Pohelo” the following words:- ; provided further, that no less than
610 \$100,000 shall be expended to retain a consultant to assist with the work of the foundation
611 budget review commission established in section 4 of chapter 70 of the General Laws.

612 SECTION 48. Item 8324-0000 of said section 2 of said chapter 165 is hereby amended by
613 inserting after the words “57 per cent” the following words:- ; provided further, that any
614 unexpended funds for the Boston Fire Department hazardous materials response team shall not
615 revert and shall be made available for expenditure until June 30, 2015; provided further, that not
616 less than \$35,000 shall be expended for the firefighting equipment grant program for the Hadley
617 Fire Department.

618 SECTION 49. Item 8910-0108 of said section 2 of said chapter 165 is hereby amended by
619 striking out the figure “\$100,000” and inserting in place thereof the following figure:- \$115,000.

620 SECTION 50. Item 1000-0005 of section 2B of said chapter 165 is hereby amended by striking
621 out the figure “\$1,000,000” and inserting in place thereof the following figure:- \$1,200,000.

622 SECTION 51. Section 2D of said chapter 165 is hereby amended by striking out item 1100-
623 1702 and inserting in place thereof the following 3 items:-

624 1100-1702 For the purposes of a federally funded grant entitled, Implementation of the Federal
625 Developmental Disabilities Act; provided, that in order to qualify for said grant, this account
626 shall be exempt from the first \$270,000 of fringe benefit and indirect cost charges pursuant to
627 section 6B of chapter 29 of the General Laws.....\$1,400,096

628 1100-1703 For the purposes of a federally funded grant entitled, Implementation of the Federal
629 Developmental Disabilities Act.....\$323,415

630 1100-1704 For the purposes of a federally funded technical assistance grant entitled, Maintain
631 and Further Development of Developmental Disabilities Suite; provided, that in order to qualify
632 for this grant, this account shall be exempt from the first \$40,000 of fringe benefit and indirect
633 cost charges pursuant to section 6B of chapter 29 of the General Laws.....\$231,706

634 SECTION 52. Item 1595-1067 of section 2E of said chapter 165 is hereby amended by striking
635 out the figure “\$22,426,667” and inserting in place thereof the following figure:- \$22,423,677.

636 SECTION 53. Said item 1595-1067 of said section 2E of said chapter 165 is hereby further
637 amended by striking out the figure “\$11,213,334” and inserting in place thereof the following
638 figure:- \$11,211,839.

639 SECTION 54. Said item 1595-1067 of said section 2E of said chapter 165 is hereby further
640 amended by striking out the figure “\$210,261,307” and inserting in place thereof the following
641 figure:- \$232,979,059.

642 SECTION 55. Item 1595-1068 of said section 2E of said chapter 165 is hereby amended by
643 adding the following words:- ; and provided further, that up to \$243,000,000 in payments made
644 for federal fiscal year 2014 shall be made from the Medical Assistance Trust Fund of which
645 \$31,000,000 shall be made to the Cambridge public health commission for dates of service in
646 state and federal fiscal year 2014 only after the Cambridge public health commission transfers up
647 to \$15,500,000 of its funds to the Medical Assistance Trust Fund using a federally permissible
648 source of funds which shall fully satisfy the non-federal share of such payment.

649 SECTION 56. Said item 1595-1068 of said section 2E of said chapter 165 is hereby further
650 amended by striking out the figure “\$412,000,000” and inserting in place thereof the following
651 figure:- \$639,500,000.

652 SECTION 57. Section 239 of said chapter 165 is hereby amended by striking out the words
653 “September 30” and inserting in place thereof the following words:- December 1.

654 SECTION 58. Section 272 of said chapter 165 is hereby amended by striking out the words
655 “December 31, 2014” and inserting in place thereof the following words:- June 30, 2015.

656 SECTION 59. Section 4 of chapter 188 of the acts of 2014 is hereby amended by striking out the
657 figure “4000-0890” and inserting in place thereof the following figure:- 4000-0885.

658 SECTION 60. Section 1 of chapter 234 of the acts of 2014 is hereby amended by striking out, in
659 each instance, the words “28 CFR 20.33 and”.

660 SECTION 61. Chapter 236 of the acts of 2014 is hereby amended by striking out section 6 and
661 inserting in place thereof the following section:-

662 Section 6. Chapter 13 of the General Laws is hereby amended by striking out section 32 and
663 inserting in place thereof the following section:-

664 Section 32. The state examiners of electricians, hereinafter, called the board, shall consist of the
665 state fire marshal, the office of private occupational school education in the division of
666 professional licensure, ex officiiis, and 9 persons to be appointed for terms of 3 years each by the
667 governor. One of said appointees shall be a representative of the public, subject to section 9B and
668 1 shall be a local wiring inspector who is an electrician licensed under chapter 141. One of the
669 appointees shall be a vocational-technical electrical educator or administrator, who shall be
670 selected from a group of 3 nominees, to be nominated by the Massachusetts Association of
671 Vocational Administrators. Six of said appointees shall be citizens of the commonwealth: 1 shall
672 be a master electrician who holds a certificate A license issued under said chapter 141 and has at
673 least 10 years’ experience as an employing master electrician; 1 shall be a master electrician who

674 holds certificate A and certificate B licenses issued under said chapter 141, is actively engaged in
675 such business and has at least 10 years' experience as an employing master electrician; 1 shall be
676 a journeyman electrician who holds a certificate B license issued under said chapter 141, is a
677 wage earner and has at least 10 years' practical experience in the installation of wires and
678 appliances for carrying electricity for light, heat or power purposes; 1 shall be a systems
679 contractor who holds a certificate C license issued under said chapter 141, is actively engaged in
680 the business of fire warning and security systems as a principal business and has at least 10
681 years' experience as an employing systems contractor; 1 shall be a systems technician who holds
682 a certificate D license issued under said chapter 141, is a wage earner and has at least 10 years'
683 practical experience in the installation, repair and maintenance of systems; and 1 shall be a
684 representative of the New England Section of the International Municipal Signal Association
685 who holds at least a level I competency certificate from said association, is a municipal employee
686 and has at least 10 years' practical experience in the installation, repair and maintenance of fire
687 warning or signaling systems. The state fire marshal shall be chairman. The members of the
688 board shall serve without compensation but shall be reimbursed for actual and necessary
689 expenses reasonably incurred in the performances of their duties as members or on behalf of the
690 board.

691 SECTION 62. Section 34 of chapter 286 of the acts of 2014 is hereby amended by striking out
692 the figure "1100-2510" and inserting in place thereof the following figure:- 6720-1350.

693 SECTION 63. Notwithstanding any general or special law to the contrary, the secretary of
694 health and human services, with the written approval of the secretary of administration and
695 finance, may authorize transfers of surplus among items 4000-0320, 4000-0430, 4000-0500,
696 4000-0600, 4000-0700, 4000-0875, 4000-0880, 4000-0890, 4000-0940, 4000-0950, 4000-0990,

697 4000-1400, and 4000-1420 of section 2 of chapter 38 of the acts of 2013 for the purpose of
698 reducing any deficiency in these items.

699 SECTION 64. Notwithstanding any general or special law to the contrary, any unexpended
700 balances, not exceeding a total of \$20,000,000, in items 4000-0600 and 4000-0700 of section 2
701 of chapter 38 of the acts of 2013, shall not revert to the General Fund until September 1, 2014,
702 and may be expended by the executive office of health and human services to pay for services
703 enumerated in said items 4000-0600 and 4000-0700 of said section 2 of said chapter 38 provided
704 during fiscal year 2014.

705 SECTION 65. Not less than \$5,468,000 shall be expended in fiscal year 2015 from the
706 Community First Trust Fund established in section 35AAA of chapter 10 of the General Laws to
707 expand access to services under items 5920-2025, 5920-3000, 5911-2000, 5911-1003, and 5920-
708 3010 of section 2, as required by chapter 226 of the acts of 2014.

709 SECTION 66. The salary adjustments and other economic benefits authorized by the following
710 collective bargaining agreements shall be effective for the purposes of section 7 of chapter 150E
711 of the General Laws:

712 (1) between the commonwealth and National Association of Government Employees, Units 1,
713 3 and 6;

714 (2) between the commonwealth and American Federation of State, County and Municipal
715 Employees, Unit 2;

716 (3) between the Plymouth sheriff and the Association of County Employees;

- 717** (4) between the Barnstable sheriff and the American Federation of State, County and
718 Municipal Employees, Local 1462C, AFL-CIO Council 93, Unit S2B;
- 719** (5) between the Middlesex sheriff and the Middlesex Sheriff's Superior Officers Association,
720 Unit SM4;
- 721** (6) between the Worcester sheriff and the New England Police Benevolent Association, Local
722 275, Unit SW2;
- 723** (7) between the trial court and the National Association of Government Employees/Service
724 Employees International Union Local 5000, Units J2C and J2P;
- 725** (8) between the Barnstable sheriff and the National Association of Government Employees,
726 Local 220, Unit S5B;
- 727** (9) between the Barnstable sheriff and the Barnstable County Correctional Officers Union,
728 Unit S1B;
- 729** (10) between the Barnstable sheriff and the National Correctional Employees Union Local
730 119, Unit S4B;
- 731** (11) between the Barnstable sheriff and the National Association of Government Employees –
732 International Brotherhood of Correctional Officers, Local 217 Public Safety, Groups A,B,
733 C, Unit S3B;
- 734** (12) between the Berkshire sheriff and the Berkshire County Sheriff's Office Employees
735 Association, Unit SB3;
- 736** (13) between the Berkshire sheriff's Office Communication Center and the I.U.E.-C.W.A.,
737 Unit SB2;

- 738** (14) between the Essex sheriff and the International Brotherhood of Corrections Officers,
739 Local R1-71, Unit SE9;
- 740** (15) between the Berkshire sheriff and the International Brotherhood of Corrections Officers
741 Local R1-297, Unit SB1;
- 742** (16) between the Hampshire sheriff and the National Correctional Employees Union, Unit
743 SH9;
- 744** (17) between the Hampshire sheriff and the Hampshire Sherriff's Office Non-Uniform
745 Correctional Association, Unit SH7;
- 746** (18) between the Hampshire sheriff and the Hampshire Sherriff's Office Jail and House of
747 Correction Supervisory Correctional Officers' Association, Unit SH8;
- 748** (19) between the Hampshire sheriff and the Hampshire Sherriff's Office Jail and Hampshire
749 Sheriff's Office Treatment Association, Unit SH6;
- 750** (20) between the Norfolk sheriff and the National Association of Government Employees
751 /Service Employees International Union R1-202, Unit SN1;
- 752** (21) between the Plymouth sheriff and the National Correctional Employees Union, Unit SP7;
- 753** (22) between the Plymouth sheriff and the Massachusetts Correctional Officers Federated
754 Union Bureau of Criminal Investigation Officers Unit, Unit SP3;
- 755** (23) between the Plymouth sheriff and the Massachusetts Correctional Officers Federated
756 Union Communication Officers Unit, Unit SP5;
- 757** (24) between the Plymouth sheriff and the National Correctional Employees Union, Unit SP1;

- 758** (25) between the Suffolk sheriff and the National Association of Government Employees,
759 Local 298, Unit SS2;
- 760** (26) between the Suffolk sheriff and the Jail Officers and Employees Association of Suffolk
761 County, Unit SS4;
- 762** (27) between the Suffolk sheriff and the American Federation of State, County and Municipal
763 Employees, Council 93, Local 419, Unit SS0;
- 764** (28) between the Suffolk sheriff and the American Federation of State, County and Municipal
765 Employees, Council 93, Local 3643, Unit SS5;
- 766** (29) between the Suffolk sheriff and the American Federation of State, County and Municipal
767 Employees, Council 93, Local 3967, Unit SS6;
- 768** (30) between the Suffolk sheriff and the American Federation of State, County and Municipal
769 Employees, Council 93, Local RN, Unit SS3;
- 770** (31) between the Hampden sheriff and the National Correctional Employees Union, Unit SH4;
- 771** (32) between the Hampden sheriff and the Hampden County Superior Correctional Officer
772 Association, Unit SH3;
- 773** (33) between the Hampden sheriff and the Non-Uniformed Correctional Association, Unit
774 SH2;
- 775** (34) between the Franklin sheriff and the National Correctional Employees Union, Unit SF1;
- 776** (35) between the Franklin sheriff and the Local R1-045, International Brotherhood of
777 Corrections Officers , Unit SF3;

778 (36) between the trial court and the OPEIU Local 6, Units J6C and J6P;

779 (37) between the Worcester sheriff and the United Auto Workers (UAW), Local 422, Unit
780 SW5;

781 (38) between the Bristol sheriff and the Bristol Superior Officers, National Correctional
782 Employees Union, Unit SA3;

783 (39) between the Bristol sheriff and the Massachusetts Correctional Officers Federated Union,
784 Unit SA4;

785 (40) between the commonwealth and the Service Employees International Union, Local 509,
786 Units 8 & 10;

787 (41) between the Worcester Sheriff and the National Association of Government Employees,
788 Local 255, Unit SW4;

789 (42) between the Massachusetts Department of Transportation and DOT Unit A - clerical and
790 administrative workers, unit D01, National Association of Government Employees;

791 (43) between the Massachusetts Department of Transportation and DOT Unit C - Skilled
792 Trades and Crafts, Units D02, National Association of Government Employees, IBEW
793 Local 103, Teamsters Local 127, and Teamsters Local 25;

794 (44) between the Massachusetts Department of Transportation and DOT Unit D – Professional
795 Admin, Units D06, National Association of Government Employees, IBEW Local 103,
796 Teamsters Local 127, Clerical, Audit, and Support Employees, and USW Local 596;

797 (45) between the Massachusetts Department of Transportation and DOT Unit E –Engineers
798 and Scientists, Unit D09 including Massachusetts Organization of State Engineers and
799 Scientists and USW Local 596;

800 (46) between the commonwealth and Massachusetts Organization of State Engineers and
801 Scientists, Unit 9;

802 (47) between the Berkshire Middle, North, and South Registry of Deeds and the Service
803 Employees International Union, Local 888;

804 (48) between the Essex North and South Registry of Deeds and The American Federation of
805 State, County, and Municipal Employees, Local 653;

806 (49) between the Middlesex South Registry of Deeds and The American Federation of State,
807 County, and Municipal Employees, Local 414;

808 (50) between the Suffolk Registry of Deeds and the Service Employees International Union,
809 Local 888;

810 (51) between the Worcester North Registry of Deeds and the Service Employees International
811 Union, Local 888;

812 (52) between the Middlesex North Registry or Deeds and OPEIU, Local 6;

813 (53) between the Hampden Registry of Deeds and OPEIU, Local 6;

814 (54) between the Middlesex South Registry of Deeds and OPEIU, Local 6;

815 (55) between the Norfolk Sheriff and the County Correctional Officers Association, Local
816 296, Unit SN3;

- 817** (56) between the Norfolk Sheriff and County Correctional Officers Association, Local 295,
818 Unit SN2;
- 819** (57) between the Bristol Sheriff and the National Correctional Employees Union, Unit SA7;
- 820** (58) between the Franklin Sheriff and the FCSO non-unit Association, Unit SF2;
- 821** (59) between the Middlesex Sheriff and the New England Police Benevolent Association,
822 Local 500, Unit SM5;
- 823** (60) between the Middlesex Sheriff and the National Correctional Employees Union, Local
824 116, Civil Process Unit;
- 825** (61) between the Bristol Sheriff and the National Association of Government Employees,
826 Units A & C;
- 827** (62) between the University of Massachusetts and the Massachusetts Society of Professors
828 Lowell, MTA/NEA, Unit L90;
- 829** (63) between the University of Massachusetts and the Service Employees International Union,
830 Local 888, Unit L95;
- 831** (64) between the University of Massachusetts and the International Brotherhood of Police
832 Office, Local 339, Unit D84;
- 833** (65) between the University of Massachusetts and the American Federation of State, County,
834 and Municipal Employees, Local 507, Unit D82;

835 (66) between the Board of Higher Education and the Massachusetts State College
836 Association/MTA/NEA;

837 (67) between the Board of Higher Education and the Association of Professional
838 Administrators, MTA/NEA;

839 (68) between the Board of Higher Education and the American Federation of State and
840 County and Municipal Employees, Local 1067/Council 93; and

841 (69) between the Massachusetts State Lottery Commission and the Service Employees
842 International Union, Local 888.

843 (70) between the Essex County Sheriffs and the National Corrections Employees Union, Local
844 121.

845 SECTION 67. (a) Notwithstanding any general or special law to the contrary, the trustees of the
846 Worcester City Campus Corporation are authorized to convey by quitclaim deed to the
847 Massachusetts Department of Transportation, fee title in and to all or a portion of a parcel of
848 land located off Plantation Parkway in the City of Worcester, Massachusetts, and shown as
849 Parcel 2A on a plan entitled "Subdivision Plan of Land," prepared by Vanasse Hangen Brustlin,
850 Inc., dated July 17, 2014, which plan shall be duly recorded with the Worcester District Registry
851 of Deeds.

852 (b) The deed conveying the parcel in subsection (a) shall transfer said parcel to the
853 department for highway purposes, and for all purposes consistent with the provisions of chapter
854 6C of the General Laws.

855 (c) The consideration for said conveyance shall be the conveyance by said department by
856 quitclaim deed to the Worcester City Campus Corporation, that parcel of land on the northerly
857 side of Belmont Street, known as and numbered 403 Belmont Street in said Worcester, which
858 currently serves as the District 3 headquarters, comprising approximately 6.625 acres and shown
859 as Parcel 66-M-1 on a plan of land entitled “Massachusetts Department of Transportation Plan of
860 Land in the City of Worcester, Worcester County, Showing Location of Maintenance Area”,
861 prepared by Vanesse Hangen Brustlin, Inc., dated October 23, 2013, and recorded with the
862 Worcester District Registry of Deeds in Plan Book 904, Plan 10.

863 (d) The conveyance described in subsection (c) shall occur only after the conveyance in
864 subsection (a) has occurred and said conveyances shall also occur prior to the construction of a
865 new District 3 headquarters by the department of transportation.

866 SECTION 68. Notwithstanding any general or special law to the contrary, the department of
867 housing and community development may provide not more than \$20,000,000 to eligible entities
868 that administer the federal Low Income Home Energy Assistance Program, described in item
869 7004-2033 of section 2D of chapter 165 of the acts of 2014, to allow such eligible entities to
870 begin start-up operations of the program and to provide advanced funding, not later than 30 days
871 after the start of the fiscal year; provided, however, that the department and such eligible entities
872 may expend a portion of these funds for approved administrative costs consistent with the current
873 or prior year’s state plan submitted by the department under the federal program; provided
874 further, that the department and such eligible entities may, after November 1, 2014, expend a
875 portion of these funds in accordance with the state plan; provided further, that funds expended
876 for this purpose shall be transferred from the General Fund; and, provided further, that such

877 advanced funding shall be subject to the federal reimbursement of funds under said item 7004-
878 2033 of said section 2D.

879 SECTION 69. (a) Notwithstanding sections 32 to 38, inclusive, of chapter 7C of the General
880 Laws or any other general or special law to the contrary, the commissioner of capital asset
881 management and maintenance, in this section called the commissioner, may sell or otherwise
882 grant, convey or transfer those certain parcels of land located at 10 Park Plaza in the city of
883 Boston, together with the buildings and structures on those parcels, known as the “transportation
884 building”, and may assign all interests of the commonwealth under a master lease and garage
885 operating agreement with Theatre District Limited Partnership, as amended, occupancy
886 agreements and licenses at the transportation building, to the Massachusetts Department of
887 Transportation, in this section called the department. The exact boundaries of the transportation
888 building shall be determined by the commissioner. No monetary consideration shall be required
889 for the conveyance and assignments authorized by this act except as provided in this
890 section. The state conveyance and assignments shall be without warranties or representations by
891 the commonwealth.

892 (b) The commissioner may retain or grant rights of way or easements for access, egress,
893 utilities and drainage across the transportation building and across other commonwealth property
894 contiguous to the transportation building, and may accept from the department such rights of
895 way or easements in roadways or across the transportation building for access, egress, drainage
896 and utilities as the commissioner considers necessary or appropriate to carry out this section.

897 (c) Notwithstanding any general or special law to the contrary, the department shall be
898 responsible for all costs and expenses including, but not limited to, costs associated with any
899 engineering, surveys, appraisals, title examinations, recording fees and deed preparation related

900 to the transactions authorized by this section as such costs may be determined by the
901 commissioner.

902 SECTION 70. (a) Any municipal lighting plant board that established an Other Post-
903 Employment Benefits Liability Trust Fund under section 20 of chapter 32B of the General Laws
904 before the effective date of this section shall continue it under the terms originally established,
905 unless it elects to merge it with any Other Post-Employment Benefits Liability Trust Fund
906 established by the municipality. If the lighting plant board continues its Other Post-Employment
907 Benefits Liability Trust Fund, the lighting plant shall be responsible for paying the premiums and
908 assuming the liability for the municipal share of retiree healthcare benefits attributable to lighting
909 plant employees and their dependents from the effective date of this act. If the lighting plant
910 board elects to merge its Other Post-Employment Benefits Liability Trust Fund into the
911 municipal Other Post-Employment Benefits Liability Trust Fund, the lighting plant shall be
912 responsible for all costs attributable to the city or town for health insurance contributions to
913 lighting plant retirees and their dependents, offset by contributions to the municipal Other Post-
914 Employment Benefits Liability Trust Fund from the lighting plant. The lighting plant shall be
915 separately credited for any contributions made to the municipal Other Post-Employment Benefits
916 Liability Trust Fund in the accounting of the relative liabilities of the municipal government and
917 lighting plant for their retirees and their dependents.

918 (b) Any city, town, district or county that established an Other Post-Employment Benefits
919 Liability Trust Fund under section 20 of chapter 32B of the General Laws before the effective
920 date of this section shall continue it under the terms originally established unless it reaccepts
921 section 20 of chapter 32B after the effective date of this section.

922 SECTION 71. Sections 13 and 14 shall take effect as of August 13, 2014.

923 SECTION 72. Section 3 shall take effect as of September 11, 2014.

924 SECTION 73. Section 2A of chapter 79 of the acts of 2014 is hereby amended by inserting, in

925 item 6121-1317, after the words “town of Marion”, the following:- ; provided further, that not

926 less than \$500,000 shall be expended to study the replacement of the Main Street Bridge and the

927 Lawrence Street Bridge in the Town of Norfolk.

928 SECTION 74. Item 7000-9091 of chapter 237 of the act of 2014 is hereby amended by inserting

929 after the word Mendon the following:- provided further that \$250,000 shall be expended for

930 improvements to the roof of the Shelbourne Library;.