

# **HOUSE . . . . . No. 4946**

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## The Commonwealth of Massachusetts

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HOUSE OF REPRESENTATIVES, October 29, 2018.

The committee on Ways and Means, to whom was referred the message from His Excellency the Governor recommending legislation relative to making appropriations for Fiscal Year 2018 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 4231), reports, in part, recommending that the accompanying bill ought to pass (House, No. 4946).

For the committee,

JEFFREY SÁNCHEZ.

**HOUSE . . . . . No. 4946**

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**The Commonwealth of Massachusetts**

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

An Act making appropriations for the fiscal year 2018 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 purposes, which are forthwith to make supplemental appropriations for fiscal year 2018 and to make certain changes in law, each of which is immediately necessary to carry out those appropriations or to accomplish other important public purposes, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

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

1           SECTION 1. Section 2RRRR of chapter 29 of the General Laws is hereby amended by  
2 striking out subsection (a), as most recently amended by section 21 of chapter 208 of the acts of  
3 2018, and inserting in place thereof the following subsection:-

4           (a) There shall be a Municipal Naloxone Bulk Purchase Trust Fund. The fund shall be  
5 administered and expended by the commissioner of public health or a designee for the municipal  
6 naloxone bulk purchase program. Municipalities and non-profit organizations that contract with  
7 the department of public health’s bureau of substance addiction services may join the program to  
8 purchase naloxone for municipal first responder agencies and such non-profit organizations. A  
9 sheriff of a house of correction that contracts with the department of public health may also  
10 participate in the program; provided, however, that such participation shall be pursuant to terms

11 that the department may establish for such contract. The state office of pharmacy services shall  
12 assist with the purchasing and distribution of naloxone on behalf of the program. For the purpose  
13 of accommodating timing discrepancies between the receipt of retained revenues and related  
14 expenditures, the department may incur expenses and the comptroller may certify for payment  
15 amounts not to exceed the lower of this authorization or the most recent revenue estimate as  
16 reported in the state accounting system. The department of public health shall provide technical  
17 assistance to participating municipalities, non-profit organizations and sheriffs to ensure that the  
18 municipalities, non-profit organizations and sheriffs complete all training and registration  
19 requirements.

20 SECTION 2. Item 8100-0515 of section 2 of chapter 47 of the acts of 2017, is hereby  
21 amended by striking out the words, “Public Safety Training Fund.....100%”, and inserting in  
22 place thereof the following words:-

23 General Fund.....80.00%

24 Public Safety Training Fund.....20.00%.

25 SECTION 3. Section 99 of said chapter 47 is hereby further amended by striking out the  
26 second sentence and inserting in place thereof the following sentence: - Other federally  
27 permissible funding mechanisms available for certain hospitals, as defined by regulations of the  
28 executive office of health and human services, may be used to reimburse up to \$70,000,000 of  
29 uncompensated care pursuant to sections 66 and 69 of said chapter 118E using sources distinct  
30 from the funding made available to the Health Safety Net Trust Fund.

31 SECTION 4. Chapter 99 of the acts of 2018 is hereby amended by striking out, in section  
32 2, the item number “7004-0054” and inserting in place thereof the following item number:-  
33 7004-0061.

34 SECTION 5. Section 72 of chapter 154 of the acts of 2018 is hereby amended by striking  
35 out the words “2 members of the house of representatives, 1 of whom shall be appointed by the  
36 minority leader of the house of representatives; 2 members of the senate, 1 of whom shall be  
37 appointed by the minority leader of the senate” and inserting in place thereof the following:- 2  
38 members of the house of representatives, 1 of whom shall be appointed by the speaker of the  
39 house of representatives and 1 of whom shall be appointed by the minority leader of the house of  
40 representatives; 2 members of the senate, 1 of whom shall be appointed by the senate president  
41 and 1 of whom shall be appointed by the minority leader of the senate.

42 SECTION 6. The second paragraph of said section 72 of said chapter 154 is hereby  
43 amended by striking out the words “November 1, 2018” and inserting in place thereof the  
44 following:- February 15, 2019.

45 SECTION 7. Notwithstanding any general or special law to the contrary, the secretary of  
46 health and human services, with the written approval of the secretary of administration and  
47 finance, may authorize transfers of surplus among items 4000-0320, 4000-0430, 4000-0500,  
48 4000-0601, 4000-0641, 4000-0700, 4000-0875, 4000-0880, 4000-0885, 4000-0940, 4000-0950,  
49 4000-0990, 4000-1400, 4000-1420 and 4000-1425.

50 SECTION 8. Notwithstanding any general or special law to the contrary, any unexpended  
51 balances, not exceeding a total of \$20,000,000, in items 4000-0700 and 4000-1425 of section 2  
52 of chapter 47 of the acts of 2017 shall not revert to the General Fund until September 1, 2018 and

53 may be expended by the executive office of health and human services to pay for services  
54 enumerated in said items 4000-0700 and 4000-1425 provided during fiscal year 2018.

55 SECTION 9. The salary adjustments and other economic benefits authorized by the  
56 following collective bargaining agreements shall be effective for the purposes of section 7 of  
57 chapter 150E of the General Laws:

58 (1) between the Suffolk County Sheriff and AFSCME, Local 3643, Unit SS6;

59 (2) between the Norfolk County Sheriff and the Norfolk County Correctional Officers  
60 Association, NEPBA, Local 575, Unit SN2;

61 (3) between the Norfolk County Sheriff and NAGE, Local 202, Unit SN1; and

62 (4) between the University of Massachusetts and AFSCME, Local 507, Unit D82.