

SENATE No. 2378

The Commonwealth of Massachusetts

In the One Hundred and Ninety-First General Court
(2019-2020)

SENATE, October 21, 2019

The committee on Ways and Means to whom was referred the House Bill making appropriations for the fiscal year 2019 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 4132),-- reports (in part) a Bill making appropriations for the fiscal year 2019 to provide for supplementing certain existing appropriations and for certain other activities and projects (Senate, No. 2378).

[Direct Appropriation: \$770,900,000]

For the committee,
Michael J. Rodrigues

11 *Committee for Public Counsel Services*

12 0321-1500\$750,000

13 0321-1510\$4,985,825

14 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

15 *Reserves*

16 1599-0026\$4,000,000

17 1599-6903\$20,500,000

18 1599-8910\$7,800,000

19 *Group Insurance Commission*

20 1108-5500\$100,000

21 EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS

22 *Department of Agricultural Resources*

23 2511-0100 \$5,000,000

24 EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

25 *Office of the Secretary*

26 1595-1070\$16,300,000

27 4000-0641\$9,858,217

28 4000-0700\$296,500,000

29 *Massachusetts Rehabilitation Commission*

30 4120-4000\$630,000

31 *Department of Youth Service*

32 4200-0010\$300,000

33 *Department of Public Health*

34 4590-1504\$5,000,000

35 *Department of Children and Families*

36 4800-0200\$3,000,000

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38 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

39 *Department of Transportation*

40 1595-6368\$6,916,098

41 EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT

42 *Department of Housing and Community Development*

43 7004-0100\$71,800

44 7004-9007\$325,000

45 *Division of Professional Licensure*

46 7006-0040\$350,000

47 *Division of Telecommunications and Cable*

48 7006-0071\$150,000

49 EXECUTIVE OFFICE OF LABOR AND WORKFORCE DEVELOPMENT

50 *Office of the Secretary*

51 7003-0101\$1,948,449

52 1595-1075\$3,372,500

53 Gaming Economic Development Fund..... 100%

54 *Department of Career Services*

55 7003-0800\$4,495,579

56 EXECUTIVE OFFICE OF EDUCATION

57 *Department of Elementary and Secondary Education*

58 7035-0006\$5,187,992

59 7061-0012\$1,998,540

60 7061-9408\$30,000,000

61 7061-9813\$1,000,000

62 *Department of Higher Education*

63 7066-0021\$1,221,418

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Cape Cod Community College

7504-0100\$100,000

EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY

Military Division

8700-1150\$8,702,548

SECTION 2A. To provide for certain unanticipated obligations of the commonwealth, to provide for an alteration of purpose for current appropriations, and to meet certain requirements of law, the sums set forth in this section are hereby appropriated from the General Fund unless specifically designated otherwise in this section, for the several purposes and subject to the conditions specified in this section, and subject to the laws regulating the disbursement of public funds for the fiscal year ending June 30, 2019. Except as otherwise stated, these sums shall be made available until June 30, 2020.

SECRETARY OF THE COMMONWEALTH

0521-0002 To implement early voting in the commonwealth for the presidential primaries as required by section 53 of this act\$750,000

EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

Reserves

1599-1214 For a reserve for expansion, upgrades or enhancements to staffing, operations or infrastructure for new and existing facilities that treat men with an alcohol or substance use disorder under section 35 of chapter 123 of the General Laws; provided, that the secretary of

85 administration and finance may transfer funds from this item to state agencies as defined in section
86 1 of chapter 29 of the General Laws; provided, that, not later than February 1, 2020, the secretary
87 of administration and finance, in coordination with the secretary of health and human services,
88 shall submit to the house and senate committees on ways and means and the joint committee on
89 mental health, substance use and recovery a report on current and anticipated expenditures from
90 this item; provided further, that the report shall also include information on the process and
91 timeline for transferring all men who are civilly committed under said section 35 of said chapter
92 123 to either: (i) a facility approved by the department of public health or the department of mental
93 health; or (ii) a secured facility approved by the department of public health or the department of
94 mental health if a court makes a specific finding that the only appropriate setting for treatment for
95 the person is a secure facility; provided further, that the report shall also detail the status of
96 implementing the recommendations of the section 35 involuntary commitment commission
97 established in section 104 of chapter 208 of the acts of 2018, including, but not limited to, the
98 establishment of standards of medical care for patients who are committed under said section 35
99 of said chapter 123 and the procedures adopted to ensure continuity of care post-discharge between
100 facilities under said section 35 of said chapter 123 and community-based facilities; and provided
101 further, that the report shall also include recommendation on how to ensure sufficient access to
102 facilities and services for patients who are committed under said section 35 of said chapter 123 in
103 all regions of the commonwealth, prioritizing those regions currently lacking access to
104 facilities.... \$16,363,882

105 EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS

106 *Office of the Secretary*

107 1599-0718 For a reserve to fund the costs associated with efforts to enhance safety and mitigate
108 harms stemming from the increased presence of great white sharks in the Cape Cod region,
109 including, but not limited to, shark tagging, monitoring and surveillance activities and staff costs
110 associated therewith.....\$195,000

111 2000-0102 For a program to provide consumer rebates and other consumer economic incentives
112 to reduce carbon emissions; provided, that rebates or incentives shall be provided for purchases or
113 to encourage other consumer behaviors that reduce carbon emissions from residential buildings
114 and small and medium-sized industrial, commercial, or institutional buildings, including, but not
115 limited to: heating, cooling and energy storage products and services; provided further, that the
116 consumer rebates or other consumer economic incentives shall be distributed in a manner that
117 ensures geographic equity and prioritizes communities with high percentages of low-income
118 households; and provided further, that not later than June 1, 2020, the executive office of energy
119 and environmental affairs shall provide a report to the house and senate committees on ways and
120 means and the joint committee on telecommunications, utilities and energy that detail the identified
121 and selected rebates or incentives and, for each, shall include, but not be limited to the: (i)
122 application process; (ii) criteria for approval; (iii) status of implementation; (iv) current
123 expenditure level; (v) current estimate for reduction in emissions produced; (vi) estimated annual
124 fiscal impact; and (vii) estimated annual reduction in emissions\$5,000,000

125 2000-1012 For a grant program to support the commonwealth’s agricultural, commercial fishing
126 and cranberry growing industries; provided, that grants from this program shall be allocated
127 equally for each industry; provided further, that the executive office for energy and environmental
128 affairs shall establish the grant program and application criteria in consultation with the department
129 of agricultural resources and the division of marine fisheries; provided further, that the executive

130 office shall prioritize grant applicants focused on innovative approaches to enhance environmental
131 benefits and encourage increased economic activity in its respective sector including, but not
132 limited to: (i) capital infrastructure improvements that promote energy efficiency; (ii) the purchase
133 or expanded use of renewable energy technologies; or (iii) tools to address barriers to economic
134 growth, including business management technical assistance and the purchase of more efficient
135 equipment and technology; provided further, that no grant recipient shall receive more than
136 \$100,000 from the grant program; and provided further, that not later than March 30, 2020, the
137 executive office shall submit a report to the house and senate committees on ways and means
138 detailing the status of the grant program that shall include, but not be limited to: (a) the number of
139 grant applications, by industry; (b) the number of successful grant applicants, by industry; (c) the
140 amount of grant funding allocated for each successful applicant; (d) each successful grant
141 applicant’s proposed use of grant funding; and (e) the criteria used to determine successful
142 applications\$3,000,000

143 2000-1013 For the design, construction, preservation, reconstruction and repair of or
144 improvements to culverts and dams across the commonwealth; provided, that expenditures from
145 this item may include the costs of engineering, design, permitting and other services essential to
146 these projects; provided further, that the executive office of energy and environmental affairs, in
147 coordination with the Massachusetts Department of Transportation, shall develop a plan for project
148 selection that takes into account need-based criteria, geographic distribution and environmental
149 impact; and provided further, that not later than January 31, 2020, the executive office shall file
150 the plan with the joint committee on environment, natural resources and agriculture, the joint
151 committee on transportation and the house and senate committees on ways\$5,000,000

152 *Department of Environmental Protection*

153 2250-2002 For the testing of potential per- and polyfluoroalkyl substances (PFAS) contamination
154 of water supplies and for grants to support treatment and design of affected drinking water systems;
155 provided, that any unexpended funds in this item shall not revert but shall be made available for
156 the purpose of this item until June 30, 2021\$8,400,000

157 EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

158 *Department of Mental Health*

159 5059-1017 For the costs associated with studying and reporting on operations at the Worcester
160 recovery center and hospital under the department of mental health; provided, that not later than
161 March 5, 2020, the department of mental health shall submit to the house and senate committees
162 on ways and means and the joint committee on mental health, substance use and recovery a report
163 including, but not limited to: (i) the number of forensic patients cared for at the hospital each
164 calendar year since 2015; (ii) the percentage of the patient population composed of forensic
165 patients as compared to the general behavioral health population each calendar year since 2015;
166 (iii) the average length of stay for forensic patients; (iv) current staffing data including, but not
167 limited to, current staffing levels per unit, overtime usage and frequency of staff absences; (v) the
168 number of reported assaults on staff each calendar year since 2015 and associated medical leave
169 taken by staff; (vi) proof of corrective action in response to the department of labor standards
170 written warning dated July 13, 2015 and the subsequent consultant report dated May 17, 2016;
171 (vii) trends in the number of beds for forensic patients across the commonwealth since 2015; and
172 (viii) the process for assigning forensic patients to a certain mental health facility\$50,000

173 *Department of Elder Affairs*

174 9110-1635 For adjustments to rates and capitations for home and community-based services
175 provided through items 9110-1630, 9110-0600, and 4000-0601; provided, that \$4,141,830 shall
176 be provided for an adjustment to approved program rates issued under said items 9110-1630 and
177 9110-0600 to provide a rate add-on for wages, compensation and salary related costs for personnel
178 providing homemaker and personal care homemaker services; provided further, that \$5,941,400
179 shall be provided for adjusting rates for home health aide services funded through said item 4000-
180 0601 to provide Title XIX services; and provided further, that the secretary of elder affairs, with
181 the approval of the secretary of health and human services and the secretary of administration and
182 finance, may transfer funds from this item to said items 9110-1630, 9110-0600 or 4000-0601 or
183 any other item necessary in order to ensure that all home health aides and personnel providing
184 homemaker and personal care homemaker services receive an appropriate rate adjustment.....

185 \$10,083,230

186 EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT

187 *Massachusetts Marketing Partnership*

188 7008-1117 For one-time local economic development projects.....\$100,000

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EXECUTIVE OFFICE OF EDUCATION

Office of the Secretary

7009-6800 For an infrastructure grant program to assist public schools in enhancing safety and security measures; provided, that grants shall be administered by the executive office of education in coordination with the executive office of public safety and security, the executive office of health and human services and the Massachusetts school building authority; provided further, that the grants shall be used for retrofitting and upgrading school buildings with safety and security enhancements including, but not limited to, classroom door locks, security cameras or active shooter detection systems; provided further, that the department shall make efforts to notify all public school districts of the program; provided further, that criteria shall be established to prioritize those schools most in need of infrastructure improvements related to safety and security and most in need of financial assistance for implementing the improvements; and provided further, that, not later than March 5, 2020, the executive office of education shall submit a report detailing the awarding of grants and the expected use of the grants to the executive office for administration and finance and the house and senate committees on ways and means.....\$10,000,000

Department of Elementary and Secondary Education

1599-2100 For costs related to educational programming in the commonwealth; provided, that funds from this item shall be made available for items 7061-0012 and 7061-9010 and programs supporting the implementation of innovative strategies to increase educational opportunity for students; and provided further, that funds from this item shall not be made available until July 1, 2020 and shall be made available through June 30, 2021.....\$50,000,000

211 7061-0010 For a grant program to assist public school districts in contracting with licensed
212 community-based mental and behavioral health service providers for services in public schools;
213 provided, that the program shall be administered by the department of elementary and secondary
214 education in coordination with the executive office of health and human services; provided further,
215 that the department shall make efforts to notify all public school districts of the program; provided
216 further, that the department shall prioritize grant applications submitted by school districts with
217 limited access to mental and behavioral health services and limited existing financial resources;
218 provided further, that the department shall prioritize grant applications submitted by school
219 districts that have created action plans based on the safe and supportive school framework or whose
220 applications are consistent with infrastructure and coordination efforts linking schools to
221 community-based resources in accordance with item 7061-9612; provided further, that grants may
222 be expended to assist school districts in connecting students with community-based services to
223 maximize coordination with service providers and establish more comprehensive continuums of
224 care; provided further, that grants may be expended to support increased professional development
225 opportunities for public school employees to identify students in need of mental and behavioral
226 health support; and provided further, that, not later than March 5, 2020, the department shall submit
227 a report to the executive office for administration and finance and the house and senate committees
228 on ways and means on the awarding of grants and details of anticipated contracts, by school
229 district.....\$10,000,000

230 7061-9815 For a grant program administered by the department of elementary and secondary
231 education in coordination with the executive office of public safety and security for the prevention
232 of hate crimes, as defined under section 32 of chapter 22C of the General Laws, and incidences of
233 bias in public schools; provided, that grants shall be used for education, professional development,

234 prevention or community outreach; and provided further, that the department of elementary and
235 secondary education shall develop guidelines for grant distribution including, but not limited to,
236 prioritizing schools that have experienced hate crimes or incidences of bias within the last 2
237 years.....\$400,000

238 *Department of Higher Education*

239 7066-0115 For the purposes of continuing the implementation of section 15E of chapter 15A
240 of the General Laws to encourage private fundraising by the commonwealth’s public institutions
241 of higher education for the endowments and capital outlay programs of those institutions,
242 including, but not limited to, endowed scholarship funds, endowed professorships, endowed
243 STEM programming, endowed research positions, endowed programming in the arts and
244 humanities, endowed funds to increase diversity and inclusion on public higher education
245 campuses, endowed funds that increase persistence and completion rates, endowed funds that
246 encourage innovative financial aid strategies, including income share arrangements, endowed
247 early college programs and such other purposes as the board shall determine to be consistent with
248 system-wide and campus mission statements, and with measurable goals and metrics tied to those
249 missions; provided further, that the board of higher education shall implement this program in a
250 manner that ensures that each institution shall have an equal opportunity to secure matching funds
251 from this item; provided further, that \$10,000,000 shall be allocated to the university of
252 Massachusetts; provided further, that \$5,000,000 shall be allocated to state universities; provided
253 further, that \$5,000,000 shall be allocated to community colleges; provided further, that the board
254 shall issue a preliminary report on the initial allocation of matching dollars and any guidelines
255 adopted for distribution and use of the funding not later than December 15, 2019 and a final report
256 on the efficacy of the program in securing additional donations for public higher education, along

257 with a description of all programmatic improvements made possible by the funds, not later than
258 June 15, 2020; provided further, that the interim report and the final report shall be provided to the
259 joint committee on higher education and the house and senate committees on ways and means; and
260 provided further, that funds for the purposes of this item shall be made available until June 30,
261 2021.....\$20,000,000

262 General Fund.....91.30%

263 Education Fund.....8.70%

264

265 7066-1116 For an infrastructure grant program to assist public institutions of higher education in
266 enhancing the safety and security of students, faculty and staff; provided, that grants shall be
267 administered by the executive office of education in coordination with the executive office of
268 public safety and security, the executive office of health and human services, the Massachusetts
269 state college building authority and the University of Massachusetts building authority; provided
270 further, that the grants shall be used for retrofitting and upgrading campus buildings with safety
271 and security enhancements including, but not limited to, classroom door locks, security cameras,
272 active shooter detection systems, fire safety equipment or cybersecurity infrastructure; provided
273 further, that the department shall make efforts to notify all public institutions of higher education
274 of the program; provided further, that criteria shall be established to prioritize those colleges and
275 universities most in need of infrastructure improvements related to safety and security and most in
276 need of financial assistance for implementing said improvements; and provided further, that, not
277 later than March 5, 2020, the executive office of education shall submit a report detailing the

278 awarding of grants and the expected use of the grants to the executive office for administration
279 and finance and the house and senate committees on ways and means.....\$10,000,000

280 EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY

281 *Office of the Secretary*

282 8000-1127 For a nonprofit security grant program to provide support for target hardening and
283 other security enhancements to nonprofit organizations that are at high risk of terrorist attack or
284 hate crimes, as defined in section 32 of chapter 22C of the General Laws, and are ineligible for the
285 United States Department of Homeland Security’s Nonprofit Security Grant Program based on
286 their location; provided, that: (i) at least 1 such grant shall be awarded to a nonprofit organization
287 in the eastern region of the commonwealth; (ii) at least 1 such grant shall be awarded to a nonprofit
288 organization in the central region of the commonwealth; and (iii) at least 1 such grant shall be
289 awarded to a nonprofit organization in the western region of the commonwealth.....\$1,000,000

290 SECTION 2B. To provide for supplementing certain intragovernmental chargeback
291 authorizations in the general appropriation act and other appropriation acts for fiscal year 2019,
292 to provide for certain unanticipated intragovernmental chargeback authorizations, to provide for
293 an alteration of purpose for current intragovernmental chargeback authorizations and to meet
294 certain requirements of law, the sums set forth in this section are hereby authorized from the
295 Intragovernmental Service Fund for the several purposes specified in this section or in the
296 appropriation acts and subject to the laws regulating the disbursement of public funds for the
297 fiscal year ending June 30, 2019. These sums shall be in addition to any amounts previously

298 authorized and made available for the purposes of those items. These sums shall be made
299 available until June 30, 2020.

300 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

301 *Reserves*

302 1599-3100\$4,133,802

303 SECTION 2C.I. For the purpose of making available in fiscal year 2020 balances of
304 appropriations that otherwise would revert on June 30, 2019, the unexpended balances of the
305 appropriations listed below, not to exceed the amount specified below for each item, are hereby
306 re-appropriated for the purposes of and subject to the conditions stated for the corresponding
307 item in section 2 of chapter 154 of the acts of 2018. However, for items which do not appear in
308 section 2 of the general appropriation act, the amounts in this section are re-appropriated for the
309 purposes of and subject to the conditions stated for the corresponding item in section 2 or 2A of
310 this act or in prior appropriation acts. Amounts in this section are re-appropriated from the fund
311 or funds designated for the corresponding item in section 2 of said chapter 154; provided,
312 however, that for items which do not appear in section 2 of said chapter 154, the amounts in this
313 section are re-appropriated from the fund or funds designated for the corresponding item in
314 section 2 through 2E of this act or in prior appropriation acts. The unexpended balance of each
315 appropriation in the Massachusetts management accounting and reporting system with a
316 secretariat code of 01 or 17 is hereby re-appropriated for the purposes of and subject to the
317 conditions stated for the corresponding item in said section 2 of said chapter 154. The sums
318 reappropriated in this section shall be in addition to any amounts available for said purposes.

319		DISTRICT ATTORNEYS	
320		<i>Northwestern District Attorney</i>	
321	0340-0600	.....	\$605,000
322		SECRETARY OF THE COMMONWEALTH	
323		<i>Middlesex Registry of Deeds – Northern District</i>	
324	0540-1400	.....	\$100,000
325		OFFICE OF THE STATE AUDITOR	
326	0710-0000	.....	\$300,000
327		OFFICE OF THE CHILD ADVOCATE	
328	0930-0100	.....	\$300,000
329		MASSACHUSETTS COMMISSION AGAINST DISCRIMINATION	
330	0940-0100	.....	\$150,000
331		CANNABIS CONTROL COMMISSION	
332	1070-0840	.....	\$500,000
333		HEALTH POLICY COMMISSION	
334	1450-1200	.....	\$550,000
335	1450-1266	.....	\$110,000

336	EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE	
337	<i>Reserves</i>	
338	1599-0054	\$2,218,220
339	1599-2018	\$5,000,000
340	1599-3222	\$750,000
341	1599-4417	\$12,900
342	1599-4448	\$12,162,481
343	<i>Division of Administrative Law Appeals</i>	
344	1110-1000	\$14,400
345	<i>Human Resources Division</i>	
346	1750-0928	\$349,000
347	EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS	
348	<i>Department of Fish and Game</i>	
349	2330-0300	\$750,000
350	<i>Department of Agricultural Resources</i>	
351	2511-0103	\$625,000
352	<i>Department of Conservation and Recreation</i>	

353 2810-0122\$100,000

354 EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

355 *Department of Transitional Assistance*

356 4401-1000\$400,000

357 *Department of Public Health*

358 4510-0810\$1,000,000

359 *Department of Children and Families*

360 4800-0041\$4,500,000

361 *Department of Mental Health*

362 5046-0000\$5,800,000

363 *Department of Veterans Services*

364 1410-0022\$100,000

365 1410-1616\$150,000

366 EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT

367 *Office of the Secretary*

368 7002-0017\$130,000

369

370 *Division of Banks*

371 7006-0010\$200,000

372 *Department of Telecommunications and Cable*

373 7006-0071\$113,074

374 *Massachusetts Marketing Partnership*

375 7008-1116\$400,000

376 EXECUTIVE OFFICE OF LABOR AND WORKFORCE DEVELOPMENT

377 *Office of the Secretary*

378 7002-1080\$65,000

379 *Department of Family and Medical Leave*

380 7003-0300\$350,000

381

382 EXECUTIVE OFFICE OF EDUCATION

383 *Department of Early Education and Care*

384 3000-3060\$7,624,683

385 3000-4060\$18,815,708

386

387		<i>Department of Higher Education</i>	
388	7066-1129	.....	\$50,000
389		EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY	
390		<i>Office of the Secretary</i>	
391	8000-0600	.....	\$768,420
392		<i>Office of the Chief Medical Examiner</i>	
393	8000-0105	.....	\$150,000
394		<i>Department of Criminal Justice Information Services</i>	
395	8000-0110	.....	\$763,874
396		<i>Department of State Police</i>	
397	8100-1001	.....	\$4,000,000
398	8100-1004	.....	\$1,560,000
399		<i>Department of Fire Services</i>	
400	8324-0000	.....	\$913,000
401		<i>Department of Correction</i>	
402	8900-0001	.....	\$9,110,978
403	8900-0003	.....	\$1,013,185

404 SECTION 2C.II. For the purpose of making available in fiscal year 2020 balances of
 405 retained revenue and intragovernmental chargeback authorizations that otherwise would revert
 406 on June 30, 2019, the unexpended balances of the authorizations listed below, not to exceed the
 407 amount specified below for each item, are hereby re-authorized for the purposes of and subject to
 408 the conditions stated for the corresponding item in section 2 or 2B of chapter 154 of the acts of
 409 2018; provided, however, that for items that do not appear in section 2 or 2B of said chapter 154,
 410 the amounts in this section are re-authorized for the purposes of and subject to the conditions
 411 stated for the corresponding item in section 2, 2A, or 2B of this act or in prior appropriation acts.
 412 Amounts in this section are re-authorized from the fund or funds designated for the
 413 corresponding item in section 2 or 2B of the general appropriation act; provided, however, that
 414 for items that do not appear in section 2 or 2B of the general appropriation act, the amounts in
 415 this section are re-authorized from the fund or funds designated for the corresponding item in
 416 section 2, 2A, or 2B of this act or in prior appropriation acts. The sums re-authorized in this
 417 section shall be in addition to any amounts available for those purposes.

418 OFFICE OF THE STATE COMPTROLLER

419 1000-0601\$300,000

420 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

421 *Human Resources Division*

422 1750-0600\$250,000

423 *Operational Services Division*

424 1775-0800\$350,000

425 EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

426 *Office of the Secretary*

427 4000-0250\$8,285,479

428 *Department of Veterans Services*

429 1410-0018\$250,000

430 EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY

431 *Department of Correction*

432 8900-0021\$400,000

433 SECTION 2E. The sums set forth in this section are hereby appropriated for transfer
434 from the General Fund to the trust funds named within each item unless specifically designated
435 otherwise in this section, for the purposes and subject to the conditions specified in this section
436 and subject to the laws regulating the disbursement of public funds for the fiscal year ending
437 June 30, 2019. Notwithstanding section 19A of chapter 29 of the General Laws, any transfer
438 under this section shall be made by the comptroller, effective June 30, 2019.

439 TREASURER AND RECEIVER GENERAL

440 1595-1200 For an operating transfer to the Massachusetts Clean Water Trust to support drinking
441 water programs to remediate per- and polyfluoroalkyl substances (PFAS) contamination of public
442 water supplies, including, but not limited to, no-interest loans\$20,000,000

443 1595-1205 For an operating transfer to the Massachusetts Clean Water Trust to support its
444 purposes as set forth in chapter 29C of the General Laws, including to increase project
445 capacity.....\$35,000,000

446 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

447 *Department of Transportation*

448 1595-6386 For an operating transfer to the Massachusetts Transportation Trust Fund, established
449 in section 4 of chapter 6C of the General Laws, for grants to municipalities for the construction,
450 reconstruction, maintenance or improvement of municipal ways\$60,000,000

451 Commonwealth Transportation Fund.....100%

452
453 1595-6389 For an operating transfer to the Massachusetts Bay Transportation Authority, or any
454 fund controlled by the authority, for additional staffing and contract costs to support capital project
455 delivery, inspection and maintenance activities and service diversions necessary to accelerate
456 capital projects; provided, that the Massachusetts Bay Transportation Authority shall submit
457 biannual reports to the house and senate committees on ways and means on the status of the
458 acceleration of capital project delivery; provided further, that the first report shall be due not later
459 than January 30, 2020 and the second report shall be due not later than June 30, 2020; and provided
460 further, that the reports shall include, but not be limited to, the number of, delineated by position:
461 (i) full-time equivalent employees hired; (ii) previously retired employees returning on a part-time
462 basis; and (iii) contracted employees hired.....\$50,000,000

463 Commonwealth Transportation Fund.....100%

465 1595-6390 For an operating transfer to the Massachusetts Transportation Trust Fund, established
 466 pursuant to section 4 of chapter 6C of the General Laws, to support infrastructure projects to reduce
 467 congestion, improve traffic flow, promote the use of increased transit ridership and reduce idling
 468 and greenhouse gas emissions; provided, that eligible projects may include, but not be limited to:
 469 (i) the creation or expansion of dedicated bus lanes; (ii) vanpool or other commuter bus
 470 demonstration project costs; (iii) lane and shoulder width adjustments and improvements; (iv)
 471 ramp adjustments; (v) signal improvements; and (vi) improved signage; provided further, that
 472 funds may be used for grants to municipalities; provided further, that funds shall be distributed in
 473 a manner that reduces congestion and improves traffic flow in multiple traffic quarters; and
 474 provided further, that not later than June 1, 2020, the Massachusetts Department of Transportation
 475 shall submit a report to the house and senate committees on ways and means and the joint
 476 committee on transportation on the uses of these funds, including any grants provided to
 477 municipalities and the projects funded through those grants.....\$5,000,000

478 Commonwealth Transportation Fund.....100%

479 EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT

480 *Department of Housing and Community Development*

481 1595-0508 For an operating transfer to the Affordable Housing Trust Fund established in section
 482 2 of chapter 121D of the General Laws to support the creation of units for extremely low-income
 483 households\$10,000,000

484 General Fund.....84.03%

485 Local Capital Projects Fund.....15.97%

486 SECTION 3. Clause (2) of section 59 of chapter 23K of the General Laws, as appearing
487 in the 2018 Official Edition, is hereby amended by striking out subclause (a) and inserting in
488 place thereof the following subclause:-

489 (a) 2 per cent to the Massachusetts Cultural and Performing Arts Mitigation Trust Fund
490 established in section 2IIIII of chapter 29;

491 SECTION 4. Chapter 29 of the General Laws is hereby amended by inserting after
492 section 2GGGGG, inserted by section 24 of chapter 41 of the acts of 2019, the following 2
493 sections:-

494 Section 2HHHHH. (a) There shall be an Emergency Relief and Immediate
495 Commonwealth Assistance Trust Fund administered by the Massachusetts emergency
496 management agency. Money in the trust fund shall be deposited with the state treasurer in a
497 manner that will secure the highest interest rate available consistent with the safety of the trust
498 fund and with the requirement that all amounts on deposit be available for immediate use.

499 (b) There shall be credited to the trust fund: (i) any unexpended funds from item 8800-
500 0001, which shall not revert to the General Fund but instead shall be deposited in the trust fund;
501 (ii) other funds appropriated or transferred to the trust fund by the general court; and (iii) all
502 interest earned on money in the trust fund.

503 (c) Expenditures from the trust fund shall not be subject to appropriation and balances
504 remaining at the end of a fiscal year shall not revert to the General Fund; provided, however, that
505 expenditures from the trust fund shall be made for state or local response efforts to natural
506 disasters or emergency incidents as determined by the director of the agency; and provided

507 further, that expenditures shall not be used to supplant recurring operational costs of the agency
508 funded through the general appropriations act.

509 (d) Subject to the approval of the secretary of public safety and security, in consultation
510 with the secretary of administration and finance, the agency may incur liabilities and make
511 expenditures in excess of funds available and the state comptroller may certify for payment
512 invoices in excess of funds available to the agency; provided, however, that the agency shall cite
513 a state of emergency declaration upon its request to incur liabilities and make expenditures in
514 excess of funds available; and provided further, that the negative balance of funds available shall
515 not exceed \$5,000,000 at any time during the fiscal year.

516 (e) Annually, not later than June 1, the agency shall submit a report to the secretary of
517 administration and finance and the house and senate committees on ways and means that shall
518 include: (i) the fund balance at the start of the current fiscal year; (ii) any transfers of funds to
519 and from the trust fund during the fiscal year; (iii) any revenue deposited into the trust fund (iv)
520 an itemized description of expenditures by disaster or incident during the fiscal year; (v) a
521 projected fund balance for the end of the fiscal year; and (vi) any request for supplemental
522 appropriations to eliminate any negative balance projected for the fund at the end of the fiscal
523 year.

524 Section 2IIIII. (a) There shall be a Massachusetts Cultural and Performing Arts
525 Mitigation Trust Fund. All amounts credited to the fund shall be held in trust and shall be
526 available for expenditure, without further appropriation, by the Massachusetts cultural council.
527 The fund shall consist of: (i) money transferred to the fund from the Gaming Revenue Fund
528 pursuant to subclause (a) of clause (2) of section 59 of chapter 23K; (ii) income derived from the

529 investment of amounts credited to the fund; and (iii) all other money credited to or transferred to
530 the fund from any other fund or source. The comptroller may certify amounts for payment in
531 anticipation of expected receipts; provided, however, that no expenditure shall be made from the
532 fund that shall cause the fund to be deficient at the close of a fiscal year. Money remaining in the
533 fund at the close of a fiscal year shall not revert to the General Fund and shall be available for
534 expenditure in subsequent fiscal years.

535 (b) Expenditures from the fund shall be made in the following manner: (i) 25 per cent of
536 all money deposited into the fund pursuant to subsection (a) shall be dedicated to the
537 organizational support program of the Massachusetts cultural council; and (ii) 75 per cent of all
538 money deposited into the fund pursuant to said subsection (a) shall be dedicated to support not-
539 for-profit and municipally-owned performing arts centers impacted as a result of the operation of
540 gaming facilities; provided, however, that funds dedicated to such performing arts centers shall
541 be to subsidize fees paid to touring shows or artists; provided further, that funding dedicated to
542 such performing arts centers shall be allocated through a competitive grant process to be
543 developed and administered by the Massachusetts cultural council; and provided further, that
544 administrative and operational expenses shall not exceed 7 per cent of the total assets of the fund
545 in any 1 fiscal year.

546 (c) Annually, not later than March 1, the Massachusetts cultural council shall report to the
547 house and senate committees on ways and means on the fund. The report shall include, but not
548 be limited to: (i) revenue received by the fund; (ii) revenue and expenditure projections for the
549 forthcoming fiscal year; and (iii) details of all expenditures from the fund.

550 SECTION 5. The first paragraph of section 5G of said chapter 29, as appearing in the
551 2018 Official Edition, is hereby amended by striking out the second sentence and inserting in
552 place thereof the following sentence:- If the department of revenue certifies that the amount of
553 tax revenues estimated to have been collected from capital gains income exceeds \$1,000,000,000
554 in a fiscal year, the comptroller shall transfer quarterly any such amount that exceeds
555 \$1,000,000,000 collected during that fiscal year as follows: (i) 90 per cent shall be transferred to
556 the Commonwealth Stabilization Fund established in section 2H; (ii) 5 per cent shall be
557 transferred to the State Retiree Benefits Trust Fund established in section 24 of chapter 32A; and
558 (iii) 5 per cent shall be transferred to the Commonwealth's Pension Liability Fund established in
559 section 22 of chapter 32.

560 SECTION 6. The second paragraph of said section 5G of said chapter 29, as so
561 appearing, is hereby amended by striking out the first sentence and inserting in place thereof the
562 following sentence:- The transfers shall be made before the certification of the consolidated net
563 surplus for the previous fiscal year under section 5C.

564 SECTION 7. Said section 5G of said chapter 29, as so appearing, is hereby further
565 amended by striking out the third paragraph.

566 SECTION 8. Section 42G½ of chapter 51 of the General Laws, as so appearing, is hereby
567 amended by inserting after the word "vote", in line 57, the following words:- under subsection
568 (d) of section 65.

569 SECTION 9. Said section 42G½ of said chapter 51 of the General Laws, as so appearing,
570 is hereby amended by striking out subsection (d) and inserting in place thereof the following
571 subsection:-

572 (d) In accordance with the memorandum of understanding required by subsection (b),
573 each eligible applicant for services at an automatic voter registration agency who meets the
574 qualifications to register to vote and does not decline to register to vote under subsection (d) of
575 section 65 shall be registered as a voter under said section 65 as of the date the registrars add the
576 person's name and address to the register of voters, pursuant to paragraph (4) of said subsection
577 (d) of said section 65; provided, however, that an applicant who meets the qualifications to
578 register to vote, does not decline to register to vote under said subsection (d) of said section 65
579 and completes a qualifying transaction with an automatic voter registration agency not less than
580 21 days before an election shall be entitled to vote in that election. If necessary to comply with
581 federal law, the division of medical assistance and the commonwealth health insurance connector
582 authority may allow an applicant to decline to register to vote at the time of application.
583 Otherwise, all automatic voter registration agencies, including the registry of motor vehicles,
584 shall transmit records of all eligible applicants as provided in subsection (e), and these applicants
585 may decline to register to vote only after receiving notice from the registrars of voters under
586 paragraph (3) of subsection (d) of section 65.

587 SECTION 10. Section 25B of chapter 54 of the General Laws, as so appearing, is hereby
588 amended by striking subsection (g) and inserting in place thereof the following subsection:-

589 (g) The designation of an early voting site shall be made not less than 14 days before the
590 beginning of the voting period established in subsection (b). Not less than 7 days before the
591 beginning of the early voting period, the registrars for each city and town shall post the location
592 of the early voting sites as well as the applicable dates and hours. Notice shall be conspicuously
593 posted in the office of the city or town clerk or on the principal official bulletin board of each

594 city and town, on any other public building considered necessary, on the city or town's website,
595 if any, and on the website of the state secretary.

596 SECTION 11. Section 2 of Chapter 61A of the General Laws, as so appearing, is hereby
597 amended by inserting after the word “tobacco”, in line 4, the following words:- , hemp as defined
598 in section 116 of chapter 128.

599 SECTION 12. Subsection (c) of section 1 of chapter 62 of the General Laws, as so
600 appearing, is hereby amended by inserting after the figure “106,” in line 8, the following figure:-
601 , 108(f)(5).

602 SECTION 13. Section 40 of chapter 82 of the General Laws, as so appearing, is hereby
603 amended by striking out, in lines 24 to 26, inclusive, the words “, excluding excavation by tools
604 manipulated only by human power for gardening purposes and use of blasting for quarrying
605 purposes”.

606 SECTION 14. Section 21 of chapter 137 of the acts of 2003 is hereby amended by
607 striking out the figure “2019”, inserted by section 26 of chapter 359 of the acts of 2014, and
608 inserting in place thereof the following figure:- 2024.

609 SECTION 15. Section 226 of chapter 139 of the acts of 2012 is hereby amended by
610 striking out the figure “2020”, inserted by section 1 of chapter 363 of the acts of 2018, and
611 inserting in place thereof the following figure:- 2021.

612 SECTION 16. Item 1599-0026 of section 2 of chapter 47 of the acts of 2017 is hereby
613 further amended by inserting after the word “program”, the fourth time it appears, the following
614 words:- and such funds shall be made available until June 30, 2020.

615 SECTION 17. Item 1000-0008 of section 2 of chapter 154 of the acts of 2018 is hereby
616 amended by striking out the figure “5” and inserting in place thereof the following figure:- 16.

617 SECTION 18. Item 1410-0010 of said section 2 of said chapter 154 is hereby amended
618 by inserting after the word “home” the following words:- and such funds shall be made available
619 to the town until June 30, 2020.

620 SECTION 19. Item 2330-0100 of said section 2 of said chapter 154 is hereby further
621 amended by inserting after the word “by-catch” the following words:- and such funds shall be
622 made available until June 30, 2020.

623 SECTION 20. Item 4590-0250 of said section 2 of said chapter 154 is hereby amended
624 by striking out the words “provided further, that no less than \$100,000 shall be expended for the
625 purpose of establishing and supporting a school-based health center at Malden High School in
626 the city of Malden” and inserting in place thereof the following words:- provided further, that not
627 less than \$100,000 shall be made available for a grant to the Cambridge Health Alliance
628 Foundation, Inc. for a school-based health center at Malden high school in the city of Malden
629 and the grant shall be made available until June 30, 2020.

630 SECTION 21. Item 5046-0000 of said section 2 of said chapter 154 is hereby further
631 amended by inserting after the word “Barnstable”, the fourth time it appears, the following
632 words:- and such funds shall be made available until June 30, 2020.

633 SECTION 22. Item 7008-1116 of said section 2 of said chapter 154 is hereby amended
634 by inserting after the word “Taunton” the following words:- and such funds shall be made
635 available until June 30, 2020; provided further, that funds appropriated and unspent for the
636 operation of the life sciences, education and training center located at the former Paul A. Dever

637 state school in the city of Taunton in item 7008-0900 of section 2 of chapter 47 of the acts of
638 2017 shall be made available until June 30, 2020.

639 SECTION 23. Said item 7008-1116 of said section 2 of said chapter 154 is hereby further
640 amended by inserting after the word “Milford”, the second time it appears, the following words:-
641 and such funds shall be made available until June 30, 2020.

642 SECTION 24. Said item 7008-1116 of said section 2 of said chapter 154 is hereby further
643 amended by striking out the words “for the restoration of the historic Forbes House in the town
644 of Norwood” and inserting in place thereof the following words:- to the Norwood Historical
645 Commission for the renovations of the Little Red Brick School and the Old Jail in the town of
646 Norwood and such funds shall be made available until June 30, 2020;.

647 SECTION 25. Said item 7008-1116 of said section 2 of said chapter 154 is hereby further
648 amended by inserting after the word “Wakefield” the following words:- and such funds shall be
649 made available until June 30, 2020.

650 SECTION 26. Said item 7008-1116 of said section 2 of said chapter 154 is hereby further
651 amended by inserting after the word “Melrose”, the second time it appears, the following words:-
652 and such funds shall be made available until June 30, 2020.

653 SECTION 27. Item 8324-0000 of said section 2 of said chapter 154 is hereby amended
654 by inserting after the word “Winthrop” the following words:- and such funds shall be made
655 available until June 30, 2020.

656 SECTION 28. Said item 8324-0000 of said section 2 of said chapter 154 is hereby
657 amended by inserting after the word “Attleboro” the following words:- and such funds shall be
658 made available until June 30, 2020;

659 SECTION 29. Said item 8324-0000 of said section 2 of said chapter 154 is hereby further
660 amended by inserting after the word “Scituate”, the fifth time it appears, the following words:-
661 and such funds shall be made available until June 30, 2020.

662 SECTION 30. Section 98 of said chapter 154 is hereby amended by striking out
663 subsection (a) and inserting in place thereof the following subsection:-

664 (a) Notwithstanding any general or special law to the contrary, the unexpended balances
665 in items 0699-0015 and 0699-9100 shall be deposited into the State Retiree Benefits Trust Fund
666 established pursuant to section 24 of chapter 32A of the General Laws before the certification of
667 the fiscal year 2019 consolidated net surplus pursuant to section 5C of chapter 29 of the General
668 Laws. The amount deposited shall be an amount equal to 30 per cent of all payments received by
669 the commonwealth in fiscal year 2019 under the master settlement agreement in Commonwealth
670 of Massachusetts v. Philip Morris, Inc. et al., Middlesex Superior Court, No. 95-7378; provided,
671 however, that if in fiscal year 2019 the unexpended balances of said items 0699-0015 and 0699-
672 9100 are less than 30 per cent of all payments received by the commonwealth in fiscal year 2019
673 under the master settlement agreement payments, an amount equal to the difference shall be
674 transferred to the State Retiree Benefits Trust Fund from payments received by the
675 commonwealth under the master settlement agreement.

676 SECTION 31. Item 8100-1014 of section 2A of chapter 5 of the acts of 2019 is hereby
677 amended by inserting after the figure “2018” the following words:- , or the collection, testing or
678 tracking of sexual assault evidence kits.

679 SECTION 32. Item 0321-1510 of section 2 of chapter 41 of the acts of 2019 is hereby
680 amended by adding the following words:- ; provided further, that notwithstanding any general or
681 special law to the contrary, the committee for public counsel services shall promulgate a 1-time
682 incentive plan for private counsel assigned to cases under chapter 211D to provide legal services
683 in underserved areas of the commonwealth; provided further, that the costs of the incentive plan
684 shall total not more than \$3,000,000; provided further, that, before allocating funds for the
685 incentive plan, the committee shall submit to the house and senate committees on ways and
686 means a report detailing the methodology for distributing the funds, including the types of cases
687 and the underserved areas of the commonwealth that will be targeted with the funds.

688 SECTION 33. Said section 2 of said chapter 41 is hereby amended by striking out item
689 1595-1068 and inserting in place thereof the following item:-

690 1595-1068 For an operating transfer to the MassHealth provider payment account in the
691 Medical Assistance Trust Fund established under section 2QQQ of chapter 29 of the General
692 Laws; provided, that these funds shall be expended for services provided during state or federal
693 fiscal year 2019 or 2020 or for public hospital transformation and incentive initiative payments
694 for state fiscal year 2019 or 2020 or for Medicaid care organization payments under 42 CFR
695 438.6(c) for rate year 2018, 2019 or 2020; provided further, that all payments from the Medical
696 Assistance Trust Fund shall be: (i) subject to the availability of federal financial participation; (ii)
697 made only under federally-approved payment methods; (iii) consistent with federal funding

698 requirements and all federal payment limits as determined by the secretary of health and human
699 services; and (iv) subject to the terms and conditions of an agreement with the executive office of
700 health and human services; provided further, that the secretary of health and human services
701 shall notify, in writing, the house and senate committees on ways and means and the joint
702 committee on health care financing of increases or decreases in any payments made within the
703 term of the current 1115 waiver or other state plan amendments within 15 days; and provided
704 further, that the secretary of health and human services shall utilize funds from the Medical
705 Assistance Trust Fund to make payments of not more than \$413,550,000 to the Cambridge
706 public health commission or to Medicaid care organizations for payment to the Cambridge
707 public health commission if the Cambridge public health commission, in anticipation of
708 receiving such payments, first voluntarily transfers an amount equal to the nonfederal share of
709 the payments to the Medical Assistance Trust Fund using a federally-permissible source of funds
710 \$505,785,000

711 SECTION 34. Item 4120-4000 of said section 2 of said chapter 41 is hereby amended by
712 adding the following words:- ; provided, that not less than \$270,000 shall be expended for the
713 assistive technology loan program; and provided further, that not less than \$360,000 shall be
714 expended for the durable medical equipment reuse program.

715 SECTION 35. Item 4200-0010 of said section 2 of said chapter 41 is hereby amended by
716 inserting after the word “settings” the following words:- ; provided further, that not less than
717 \$300,000 shall be expended for a competitive grant program developed under the Juvenile
718 Detention Alternatives Initiative to support projects that reduce reliance on detention for low-risk
719 youth, support meaningful participation of youth and families and promote racial equity and
720 inclusion.

721 SECTION 36. Item 7006-0142 of said section 2 of said chapter 41 is hereby amended by
722 striking out, both times it appears, the figure “\$15,034,593” and inserting in place thereof, in
723 each instance, the following figure:- \$16,034,593.

724 SECTION 37. Item 2810-0122 of said section 2 of said chapter 41 is hereby amended by
725 striking out the words “Camp Meigs memorial park” and inserting in place thereof the following
726 words:- the 54th Regiment Museum in Camp Meigs memorial park located.

727 SECTION 38. Item 7010-0012 of said section 2 of said chapter 41 is hereby amended by
728 inserting after the word “program”, the third time it appears, the following words:- ; provided
729 further, that notwithstanding and general or special law to the contrary, not less than \$2,616,032
730 in funds forwarded from fiscal year 2019 shall apply to fiscal year 2020 reimbursements.

731 SECTION 39. Item 7061-9813 of said section 2 of said chapter 41 is hereby amended by
732 striking out the figure “21” and inserting in place thereof the following figure:- 35.

733 SECTION 40. Item 8700-1140 of said section 2 of said chapter 41 is hereby amended by
734 striking out, both times it appears, the figure “\$400,000” and inserting in place thereof, in each
735 instance, the following figure:- \$1,900,000.

736 SECTION 41. Section 71 of said chapter 41 is hereby amended by striking out the figure
737 “2019” and inserting in place thereof the following figure:- 2020.

738 SECTION 42. The second paragraph of section 82 of said chapter 41 is hereby amended
739 by striking out the figure “72” and inserting in place thereof the following figure:- 75.

740 SECTION 43. Notwithstanding any general or special law to the contrary, before
741 calculating the fiscal year 2019 consolidated net surplus in accordance with section 5C of chapter

742 29 of the General Laws, and upon the recommendation of the secretary of administration and
743 finance or a designee, the comptroller shall adjust any fiscal year 2019 appropriation fund split
744 against the following funds to expend available revenue and to prevent deficiencies in those
745 funds; provided, however, that, changes to fund splits under this section shall not result in any of
746 the following funds ending fiscal year 2019 in deficit: (i) the Gaming Local Aid Fund established
747 in section 63 of chapter 23K of the General Laws; (ii) the Education Fund established in section
748 64 of said chapter 23K; (iii) the Local Capital Projects Fund established in section 2Eeee of
749 chapter 29 of the General Laws; and (iv) the Public Safety Training Fund established in section
750 2Jjjj of said chapter 29.

751 SECTION 44. Notwithstanding any general or special law to the contrary, not more than
752 \$5,000,000 of funds deposited pursuant to chapter 273 of the acts of 2018 into the Water
753 Pollution Abatement Revolving Fund, established in section 2L of chapter 29 of the General
754 Laws may be used for deleading projects, including grants, at early education facilities, childcare
755 centers and public schools, prioritizing elementary schools. Funding shall be prioritized to
756 address high risk populations based on characteristics including, but not limited to, age and
757 socioeconomic status and based on consultation with the advisory committee for the lead
758 poisoning prevention program established under section 190 of chapter 111 of the General Laws.

759 SECTION 45. Notwithstanding any general or special law to the contrary, the
760 department of energy resources shall expend amounts from the RGGI Auction Trust Fund
761 established in section 35II of chapter 10 of the General Laws to fund the green communities
762 program established in section 10 of chapter 25A and to fund electric vehicle incentive programs
763 through December 31, 2021. All payments made from the fund before December 31, 2021 shall
764 be prioritized so that the initial payments from the fund shall be made to the green communities

765 and electric vehicle incentive programs; provided, however, that payments shall not exceed
766 \$5,000,000 to the green communities program per fiscal year and \$27,000,000 to electric vehicle
767 incentive programs per fiscal year; and provided further, that the department shall examine the
768 programs, including, but not limited to, the cost-effectiveness of the programs in greenhouse gas
769 emissions reductions, and report its findings to the joint committee on telecommunications,
770 utilities and energy not later than January 1, 2022.

771 SECTION 46. (a) Notwithstanding chapter 31 of the General Laws, any pre-employment
772 medical examination administered by a federal agency or contractor to any person serving in the
773 title of firefighter or crash crew member of the Joint Base Cape Cod formerly known as
774 Massachusetts Military Reservation Fire Department or the 104th Fighter Wing Fire Department,
775 who transferred from federal employee or other non-state employment status, shall be deemed
776 sufficient to fulfill any pre-employment medical examination requirement for firefighters in state
777 or municipal service in the commonwealth under said chapter 31 and chapter 48 of the General
778 Laws. Any pre-employment medical examination referenced in this section or any physical
779 taken subsequent to employment must meet the criteria provided in sections 94, 94A and 94B of
780 chapter 32 of the General Laws.

781 (b) This section shall only apply to Joint Base Cape Cod formerly Massachusetts Military
782 Reservation Firefighters who are employed as of the effective date of this act as a firefighter or
783 crash crew member of the Joint Base Cape Cod Fire Department or as a firefighter with the
784 104th Fighter Wing Fire Department and who entered state service pursuant to chapter 308 of the
785 acts of 2008 and 104th Fighter Wing Firefighters who entered state service by an executive
786 action of October 2010.

787 SECTION 47. Notwithstanding section 28 of chapter 53 of the General Laws or any other
788 general or special law to the contrary, the state primary in 2020 shall be held on Tuesday,
789 September 1, 2020.

790 SECTION 48. Notwithstanding section 3 of chapter 53 of the General Laws or any other
791 general or special law to the contrary, a person whose name is not printed on the September 1,
792 2020 state primary ballot as a candidate for an office, but who receives sufficient votes to
793 nominate the person for the office, shall file in the office of the state secretary a written
794 acceptance of the nomination and a receipt from the state ethics commission verifying that a
795 statement of financial interest has been filed pursuant to chapter 268B of the General Laws not
796 later than 5:00 P.M. on Thursday, September 3, 2020.

797 SECTION 49. Notwithstanding sections 11, 13 and 53A of chapter 53 of the General
798 Laws and section 5 of chapter 55B of the General Laws or any other general or special law to the
799 contrary, objections to and withdrawals from nominations made at the September 1, 2020 state
800 primary shall be filed with the state secretary not later than 12:00 P.M. on Friday, September 4,
801 2020.

802 SECTION 50. Notwithstanding section 14 of chapter 53 of the General Laws or any other
803 general or special law to the contrary, any vacancies from the September 1, 2020 state primary
804 caused by death, withdrawal or ineligibility under section 49 shall be filled by an executive
805 committee, determined by the state party committee of the same political party that made the
806 original nomination.

807 SECTION 51. Notwithstanding section 15 of chapter 53 of the General Laws or any other
808 general or special law to the contrary, when a nomination is made to fill a vacancy caused by the

809 death, withdrawal or ineligibility of a candidate from the September 1, 2020 state primary, the
810 certificate of nomination shall be on a form prescribed by the state secretary, signed by the
811 executive committee appointed by the state committee of the same political party as provided for
812 in section 50 and filed with the state secretary not later than 5:00 P.M. on Tuesday, September 8,
813 2020.

814 SECTION 52. Notwithstanding section 135 of chapter 54 of the General Laws or any
815 other general or special law to the contrary, a petition for a recount of the September 1, 2020
816 state primary shall be filed with the appropriate local election officials not later than 5:00 P.M.
817 on Friday, September 4, 2020 and all recounts shall be completed and notice of the results shall
818 be sent to the state secretary not later than 5:00 P.M. on Saturday, September 12, 2020.

819 Petitions for districtwide and statewide recounts of the September 1, 2020 state primary
820 shall be submitted to the appropriate local election officials for certification not later than 12:00
821 P.M. on Friday, September 4, 2020 and local election officials shall complete certification not
822 later than 10:00 A.M. on Tuesday, September 8, 2020. Thereafter, certified petitions shall be
823 filed with the state secretary not later than 5:00 P.M. on Tuesday, September 8, 2020. If the state
824 secretary determines that the contest is eligible for a statewide or districtwide recount, the state
825 secretary shall notify the local election officials who shall complete the recount and shall notify
826 the state secretary of the results of the recount not later than 5:00 P.M. on Saturday, September
827 12, 2020.

828 Notwithstanding section 135 of said chapter 54, a board of registrars shall provide not
829 less than 2 days' notice of the date, time and location of the recount to each candidate for the
830 office for which the recount has been petitioned. Electronic notice shall be sufficient.

831 SECTION 53. (a) Notwithstanding section 25B of chapter 54 of the General Laws or any
832 general or special law to the contrary, there shall be early voting for the 2020 presidential
833 primary. The election officers and registrars of every city or town shall allow any qualified voter
834 under section 1 of chapter 51 of the General Laws to cast a ballot for the 2020 presidential
835 primary during the early voting period. The early voting period shall begin on Monday, February
836 24, 2020 and end on Friday, February 28, 2020. Early voting shall also apply to any city or town
837 election held at the same time as the presidential primary.

838 (b) Any qualified voter wanting to early vote by mail may file with the voter's local
839 election official an application for an early voting ballot for the 2020 presidential primary. Any
840 form of written communication evidencing a desire to have an early voting ballot be sent for use
841 for voting at an election shall be given the same effect as an application made in the form
842 prescribed by the state secretary. No application for an early voting ballot for the 2020
843 presidential primary shall be seasonably filed unless it is received in the office of the city or town
844 clerk or registrars of voters before 12:00PM on February 28, 2020. If the voter is registered as
845 unenrolled or in a political designation, the applicant shall include the name of the party whose
846 primary ballot the voter is requesting.

847 (c) Early voting for the 2020 presidential primary shall be conducted during the usual
848 business hours of each city or town clerk. A city or town may provide for additional early voting
849 hours beyond the hours required by this subsection during the early voting period.

850 (d) All early voting ballots voted by mail for the 2020 presidential primary shall be
851 received by the city or town clerk before the hour fixed for closing the polls.

852 (e) Each city and town shall establish an early voting site for the 2020 presidential
853 primary that shall include the election office for the city or town; provided, however, that if the
854 city or town determines that the office is unavailable or unsuitable for early voting, the registrars
855 of each such city or town shall identify and provide for an alternative centrally-located, suitable
856 and convenient public building within each such city or town as an early voting site. A city or
857 town may also provide for additional early voting sites at the discretion of the registrars for that
858 city or town. Each early voting site shall be accessible to persons with disabilities.

859 (f) The designation of an early voting site for the 2020 presidential primary shall be made
860 not later than February 10, 2020. Not later than February 12, 2020, the registrars for each city or
861 town shall post the location of the early voting sites as well as the applicable dates and hours.
862 Notice shall be conspicuously posted in the office of the city clerk or on the principal official
863 bulletin board of each city or town, on any other public building considered necessary, on the
864 city or town's website, if any, and on the website of the state secretary.

865 (g) Not later than February 10, 2020, the state secretary shall deliver to each city or town,
866 in the quantities that the state secretary determines are necessary: (1) official early voting ballots
867 for the 2020 presidential primaries, similar to the official ballot to be used at the primaries; and
868 (2) envelopes of sufficient size to contain the ballots specified in clause (1) bearing on their
869 reverse the voter's affidavit in compliance with the requirements of subsection (i).

870 (h) An early voting ballot along with an envelope shall be provided to each qualified
871 voter who participates in early voting for the 2020 presidential primary.

872 (i) A qualified voter casting a ballot at an early voting site shall complete an affidavit
873 under the regulations promulgated pursuant to chapter 54 of the General Laws, which shall
874 include a notice of penalties under section 26 of chapter 56 of the General Laws.

875 (j) Before the beginning of early voting for the 2020 presidential primary, the registrars
876 for each city or town shall prepare a list for the early voting sites that contains the names and
877 residences of all persons qualified to vote at each voting site, as the names and residences appear
878 upon the annual register, and shall reasonably transmit the applicable list to the election officers
879 at each early voting site designated by the registrars.

880 (k) The registrar or presiding official at the early voting site shall cause to be placed on
881 the voting lists opposite the name of a qualified voter who participates in early voting the letters
882 “EV” designating an early voter.

883 (l) The registrars shall prepare lists of all voters casting ballots during the early voting
884 period and update the voter list in a manner prescribed by the state secretary.

885 (m) Sections 37 and 38 of chapter 53 of the General Laws shall apply to unenrolled
886 voters and voters enrolled in political designations. The registrar or presiding official at the early
887 voting site shall cause the name of the party of the ballot being voted to be recorded on the
888 voting list.

889 (n) The counting of early voting ballots including, but not limited to, informing election
890 officers and any challengers present under section 85A of chapter 54 shall be set by 950 CMR
891 47.00 so far as applicable. All envelopes referred to in this section shall be retained with the
892 ballots cast at the 2020 presidential primary and shall be preserved and destroyed in the manner
893 provided by law for the retention, preservation or destruction of official ballots.

894 (o) 950 CMR 47.00 shall apply to early voting at the 2020 presidential primary to the
895 extent feasible, but the state secretary shall update the rules to accommodate the dates set forth
896 herein.

897 (p) A city or town may opt to detail a sufficient number of police officers or constables
898 for each early voting site for the 2020 presidential primary at the expense of the city or town to
899 preserve order, protect the election officers and supervisors from any interference with their
900 duties and aid in enforcing the laws relating to elections.

901 (q) No early voting ballot cast under this section shall be counted if the officer charged
902 with the duty of counting the ballot is cognizant of the fact that the voter has died before the
903 opening of the polls on the day of the 2020 presidential primary.

904 SECTION 54. Notwithstanding sections 8 to 10, inclusive, of chapter 55B of the General
905 Laws or any other general or special law to the contrary, the state ballot law commission shall
906 notify candidates of any objections filed to nominations at the September 1, 2020 state primary
907 not later than 5:00 P.M. on Friday, September 4, 2020. Notice of the commission hearings shall
908 be given by telephone and electronic mail. Hearings on objections shall be held on Wednesday,
909 September 9, 2020 and decisions shall be rendered not later than 5:00 P.M. on Monday,
910 September 14, 2020.

911 SECTION 55. Notwithstanding any general or special law to the contrary, local election
912 officials shall transmit absentee ballots to voters covered under the federal Uniformed and
913 Overseas Citizens Absentee Voting Act, 52 USC 20302 et seq., whose applications were
914 received not less than 45 days before the November 3, 2020 state election, not later than
915 Saturday, September 19, 2020.

916 SECTION 56. Notwithstanding any general or special law to the contrary, the state
917 secretary may add or change any dates relating to the nominations made at the September 1,
918 2020 state primary that the state secretary considers necessary for the orderly administration of
919 the November 3, 2020 state election by providing notice of the change to the state parties and
920 any affected person, by filing notice with the rules and regulations division, by posting on the
921 state secretary's website and by whatever other means the state secretary considers appropriate.

922 SECTION 57. There shall be a task force to review and provide recommendations on the
923 current classification of inside sales employees paid solely by commissions or advances on
924 commissions who satisfy the requirements of either sections 207(i) or 213(b)(10)(A) of the
925 federal Fair Labor Standards Act, 29 USC §§ 201-219. The task force's review shall include, but
926 not be limited to: (i) economic impacts related to reliance by employers on wage and hour
927 statutory guidance provided by an agency; (ii) recent judicial findings on wage and hour statutes
928 as applied to said commissioned employees; and (iii) any other factors the task force deems
929 appropriate.

930 The task force shall consist of the secretary of labor and workforce development and the
931 secretary for administration and finance or their designees, who shall serve as co-chairs, and 8
932 members appointed by the governor, 4 of whom shall represent retailers and employers and 4 of
933 whom shall represent employees.

934 The task force may consult with experts and stakeholders in determining their findings
935 and shall hold at least 1 public hearing. The task force shall file a report of its findings with the
936 clerks of the senate and the house of representatives, the joint committee on labor and workforce

937 development and the senate and house committees on ways and means not later than March 1,
938 2020.

939 SECTION 58. Notwithstanding any general or special law to the contrary, the special
940 commission established in section 103 of chapter 154 of the acts of 2018 is hereby revived and
941 continued to December 31, 2019. The special commission shall file the results of its study and its
942 recommendations, including drafts of legislation necessary to carry those recommendations into
943 effect, with the clerks of the house of representatives and the senate, the joint committee on
944 consumer protection and professional licensure and the house and senate committees on ways
945 and means not later December 31, 2019.

946 SECTION 59. (a) Notwithstanding any general or special law to the contrary, in setting
947 standard payments to nursing facilities for the period of October 1, 2019 to September 30, 2020,
948 inclusive, capital standard payments made to the nursing facilities pursuant to 101 CMR 206
949 shall provide that: (i) a facility's upward adjustment to its capital payment shall be calculated as
950 the difference between the standard capital payment listed in 101 CMR 206.05(1) and its rebased
951 capital payment that it would have received based on the capital standard payment calculation
952 methodology in effect before October 1, 2019; and (ii) a nursing facility that becomes
953 operational on or after November 1, 2019, an existing nursing facility that completely renovates
954 or reconstructs its current building on or after November 1, 2019 or an existing nursing facility
955 that fully relocates to a newly constructed location on or after November 1, 2019 shall be eligible
956 for a capital standard payment in the amount of not less than \$37.60.

957 (b) A nursing facility shall be eligible for an adjustment to its capital standard payment
958 pursuant to 101 CMR 206.05(2) after October 1, 2019 if, before March 31, 2020, the facility

959 provides the executive office of health and human services with documentation of 1 of the
960 following: (i) department of public health plan review approval pursuant to an approved
961 determination of need dated before January 1, 2020; (ii) detailed architectural or engineering
962 plans developed in response to an approved determination of need and submitted to the
963 department of public of health before January 1, 2020; (iii) evidence of funding received, or a
964 firm commitment to fund, from an outside lender dated before January 1, 2020, in an amount
965 equal to or in excess of 50 per cent of the maximum capital expenditure as specified in an
966 approved determination of need; (iv) evidence of applications made on or before January 1,
967 2020, to local government agencies for planning, zoning or building permits or other regulatory
968 approvals required in connection with the implementation of an approved determination of need;
969 or (v) evidence of the acquisition of land required for development of the project authorized by
970 the an approved determination of need.

971 SECTION 60. The salary adjustments and other economic benefits authorized by the
972 following collective bargaining agreements shall be effective for the purposes of section 7 of
973 chapter 150E of the General Laws: (i) between the Middlesex sheriff and the Teamsters, Local
974 122, Unit SM2; (ii) between the between the Essex north and south registries of deeds and
975 AFSCME, Local 653; (iii) between the board of higher education and the Massachusetts
976 Community College Council; (iv) between the Massachusetts Department of Transportation and
977 DOT Unit C, National Association of Government Employees, IBEW Local 103, Teamsters
978 Local 127, and Teamsters Local 25; (v) between the Massachusetts Department of
979 Transportation and DOT Unit D, National Association of Government Employees, IBEW Local
980 103, Teamsters Local 127, clerical, audit and support Employees and United Steelworkers Local

981 5696; (vi) between the state treasurer and the Coalition of Public Safety, Unit 5; and (vii)
982 between the Middlesex sheriff and NEPBA, Local 525, Unit SM1.

983 SECTION 61. Section 12 shall be effective for taxable years beginning after December
984 31, 2017.

985 SECTION 62. Section 14 shall take effect on September 11, 2019.

986 SECTION 63. Sections 8 and 9 shall take effect on April 1, 2020.

987 SECTION 64. Except as otherwise specified, this act shall take effect upon its passage.