HOUSE . . . . . No. 3751

Striking out all after the enacting clause and inserting in place thereof the following:-

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act Text of a further amendment (offered by Mr. Dempsey of Haverhill) to the Senate amendments of the House Bill making appropriations for the fiscal years 2011 and 2012 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 3737, amended). October 14, 2011..

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

SECTION 1. To provide for supplementing certain items in the general appropriation act and other appropriation acts for fiscal year 2011, the sums set forth in section 2 are hereby appropriated from the General Fund unless specifically designated otherwise in this act or in those appropriation acts, for the several purposes and subject to the conditions specified in this act or in those appropriation acts, and subject to the laws regulating the disbursement of public funds for the fiscal year ending June 30, 2011. These sums shall be in addition to any amounts previously appropriated and made available for the purposes of those items. Notwithstanding any general or special law to the contrary, appropriations made in section 2 shall not revert and shall be available for expenditure until June 30, 2012.

SECTION 2.

JUDICIARY

Trial Court

0330-0300 $12,000,000

DISTRICT ATTORNEY

Worcester District Attorney

0340-0400 $98,066

Hampden District Attorney

18 0340-0500 $252,843

19 0340-0501 $45,000

20 Northwestern District Attorney

21 0340-0600 $102,909

22 Norfolk District Attorney

23 0340-0700 $115,203

24 0340-0701 $11,453

25 SECRETARY OF THE COMMONWEALTH

26 0521-0000 $61,501

27 0521-0012 $1,113

28 TREASURER AND RECEIVER GENERAL.

29 Office of the Treasurer and Receiver General.

30 0612-0105 $200,000

31 MASSACHUSETTS CULTURAL COUNCIL.

32 0640-0300 $750,000

33 STATE AUDITOR

34 Office of the State Auditor

35 0710-0000 $874,830

36 ATTORNEY GENERAL

37 Office of the Attorney General

38 0810-0000 $671,665

39 INSPECTOR GENERAL

40 Office of the Inspector General

41 0910-0200 $709,394

42 OFFICE OF THE STATE COMPTROLLER

43 Office of the State Comptroller

44 1599-3384 $2,000,000

45 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

46 Office of the Secretary of Administration and Finance

47 1599-4227 $3,813,028

48 EXECUTIVE OFFICE OF EDUCATION

49 Department of Early Education and Care

50 3000-7050 $200,000

51 EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

52 Office of the Secretary of Health and Human Services

53 4000-0300 $3,000,000

54 4000-0500 $6,000,000

55 Department of Transitional Assistance

56 4403-2000 $8,200,000

57 Department of Public Health

58 4510-0100 $2,313,560

59 4516-1000 $300,000

60 4512-0103 $500,000

61 4580-1000 $850,000

62 Department of Children and Families

63 4800-0015 $1,580,000

64 4800-1100 $650,000

65 Department of Mental Health

66 5046-0000 $3,000,000

67 EXECUTIVE OFFICE OF LABOR AND WORKFORCE DEVELOPMENT

68 Department of Career Services

69 7003-0605 $800,000

70 7003-0702 $250,000

71 EXECUTIVE OFFICE OF EDUCATION

72 Department of Higher Education

73 7066-0021 $500,000

74 EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

75 Department of Elder Affairs

76 9110-1660 $107,000

77 SECTION 2A. To provide for certain unanticipated obligations of the commonwealth, to
78 provide for an alteration of purpose for current appropriations, and to meet certain requirements
79 of law, the sums set forth in this section are hereby appropriated from the General Fund unless
80 specifically designated otherwise in this section, for the several purposes and subject to the
81 conditions specified in this section, and subject to the laws regulating the disbursement of public
82 funds for the fiscal year ending June 30, 2011. These sums shall be in addition to any amounts
83 previously appropriated and made available for the purposes of those items. Notwithstanding any
84 general or special law to the contrary, appropriations made in section 2A shall not revert and
85 shall be available for expenditure until June 30, 2012.

86 DISTRICT ATTORNEY

87 Berkshire District Attorney

88 0340-1102 For costs associated with the expansion of the Berkshire district attorney's
89 office and relocation of the state police detective unit $194,134

90 OFFICE OF THE STATE COMPTROLLER

91 Office of the State Comptroller

92 1599-3393 For a reserve for the Hayes settlement $5,000,000

93 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

94 Office of the Secretary of Administration and Finance

95 1599-0029 For a reserve to meet the fiscal year 2012 costs of employee training and
96 other economic benefits authorized by the collective bargaining agreement between the

97 commonwealth and Service Employees International Union, Local 1199; provided, that the
98 secretary of administration and finance may transfer from the sum appropriated in this item to
99 other items of appropriation amounts that are necessary to meet these costs where the amounts
100 otherwise available are insufficient for the purpose; and provided further, that funds under this
101 item shall not revert but shall be made available for expenditure until June 30, 2012
102 $1,000,000

103 1599-1706 For a reserve for the state share of costs to certain municipalities relating
104 to the June 1, 2011 storms; provided, that the comptroller shall transfer funds made available in
105 this item to municipalities for this purpose upon the written request of the secretary of
106 administration and finance $10,000,000

107 1599-1707 For a reserve for the state share of costs to certain municipalities and
108 municipal lighting plants as identified by the Federal Emergency Management Agency for
109 Emergency Declaration 3296 relating to the December 2008 severe winter storm, for the counties
110 of Berkshire, Bristol, Essex, Franklin, Hampden, Hampshire, Middlesex, Suffolk and Worcester;
111 provided, that the comptroller shall transfer funds made available in this item to municipalities
112 for this purpose upon the written request of the secretary of administration and finance
113 $6,200,000

114 1599-1708 For a reserve for the state share of costs to certain municipalities identified
115 by the Federal Emergency Management Agency for Emergency Declaration 1895-DR relating to
116 the March 2010 severe flood, for the counties of Bristol, Essex, Middlesex, Norfolk, Plymouth,
117 Suffolk, and Worcester Counties; provided, that the comptroller shall transfer funds made
118 available in this item to municipalities for this purpose upon the written request of the secretary
119 of administration and finance $2,783,277

120 1599-2013 For a reserve for costs associated with the Commonwealth's defense in the
121 case of Connor B., et al v. Patrick, et al, civil action No. 3:10-CV30073; provided, that the
122 secretary may transfer from the sum appropriated in this item to other items of appropriation
123 amounts that are necessary to meet these costs where the amounts otherwise available are
124 insufficient for the purpose. $2,500,000

125 1599-3381 For a reserve to pay attorneys' fees in the lawsuit known as Hutchinson v.
126 Patrick, pending in the United States District Court. $745,000

127 1599-4204 For a reserve to meet the fiscal year 2011 and 2012 costs of salary
128 adjustments and other economic benefits authorized by the collective bargaining agreement
129 between the commonwealth and the State Police Association of Massachusetts $4,509,518

130 1599-4252 For a reserve to meet the fiscal years 2011 and 2012 costs of salary
131 adjustments and other economic benefits authorized by the collective bargaining agreement
132 between the commonwealth and the Coalition for Public Safety, Unit 5 $140,000

133 1599-4343 For a reserve to meet the fiscal years 2011 and 2012 costs of salary
134 adjustments and other economic benefits authorized by the collective bargaining agreement
135 between the Suffolk county sheriff's department and the County Correction Officers/AFSCME
136 Local 419 $293,950

137 1599-4421. For a reserve to meet the fiscal year 2011 costs of salary adjustments and
138 other economic benefits authorized by the collective bargaining agreement between the board of
139 higher education and the Massachusetts Teachers Association/National Education Association
140 Associated Massachusetts Community Colleges Council, and to meet the fiscal year 2011 costs
141 of salary adjustments and other economic benefits necessary to provide equal adjustments and
142 benefits to employees employed in confidential positions which otherwise would be covered by
143 this agreement; provided, that the personnel administrator, with the approval of the secretary of
144 administration and finance, shall determine these adjustments and benefits for the confidential
145 employees in accordance with the collective bargaining agreement then in effect which otherwise
146 would cover these positions; provided further, that the secretary may transfer from the sum
147 appropriated in this item to other items of appropriation and allocations thereof for fiscal year
148 2011 amounts that are necessary to meet these costs where the amounts otherwise available are
149 insufficient for the purpose, in accordance with a transfer plan which shall be filed in advance
150 with the house and senate committees on ways and means; and provided further, that any
151 unexpended funds from this item shall not revert and shall be made available for expenditure
152 until June 30, 2012 $3,422,000

153 1599-4430 For a reserve to meet the fiscal year 2011 and 2012 costs of salary
154 adjustments and other economic benefits authorized by the collective bargaining agreement
155 between the trial court and the National Association of Government Employees/Service
156 Employees International Union Local 5000 $1,300,000

157 EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

158 Office of the Secretary of Health and Human Services

159 4000-0114 For the purposes of establishing an executive office of health and human
160 services pilot program that would link increased training to modest pay increases in order to
161 reduce turnover rates; provided, that the executive office of health and human services shall issue
162 regulations for the administration and distribution of such funds and shall submit the regulations
163 to the house and senate committees on ways and means $1,000,000

164 4000-0265 For a primary care workforce development grant program at community
165 health centers, for the purpose of enhancing recruitment and retention of primary care physicians
166 and other clinicians at community health centers; provided, the grants shall be administered by a
167 designee selected by the secretary of health and human services, in consultation with the general
168 court, by December 1, 2011; provided, that in awarding such grants priority shall be given to
169 health centers serving medically-underserved areas; provided, further, that the funds may be

170 matched by other public and private funds; and provided, further, that the designee selected by
171 the secretary shall maximize all sources of public and private funds $1,000,000

172 EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT

173 Department of Housing and Community Development

174 7004-0002 For Friends of the Homeless in the city of Springfield to alleviate the
175 increased caseload resulting from the June 1, 2011, storms $100,000

176 EXECUTIVE OFFICE OF EDUCATION

177 Department of Elementary and Secondary Education

178 7052-0006 For grants and reimbursements to cities, towns, regional school districts
179 and counties under chapter 645 of the acts of 1948 and chapter 70B of the General Laws, for: (a)
180 educational, engineering and architectural services for school districts; (b) surveys made of
181 school building needs and conditions; (c) matching stabilization fund payments; (d) costs of
182 leasing buildings for vocational programs and originally equipping and furnishing those
183 buildings for vocational programs; and (e) payments associated with admission to a regional
184 school district $19,076

185 SECTION 2C.I. For the purpose of making available in fiscal year 2012 balances of
186 appropriations which otherwise would revert on June 30, 2011, the unexpended balances of the
187 maintenance appropriations listed below, not to exceed the amount specified below for each
188 item, are hereby re-appropriated for the purposes of and subject to the conditions stated for the
189 corresponding item in section 2 of the general appropriation act for fiscal year 2011. However,
190 for items which do not appear in section 2 of the general appropriation act, the amounts in this
191 section are re-appropriated for the purposes of and subject to the conditions stated for the
192 corresponding item in section 2 or 2A of this act or in prior appropriation acts. Amounts in this
193 section are re-appropriated from the fund or funds designated for the corresponding item in
194 section 2 of the general appropriation act; provided, however, that for items which do not appear
195 in section 2 of the general appropriation act, the amounts in this section are re-appropriated from
196 the fund or funds designated for the corresponding item in section 2 or 2A of this act or in prior
197 appropriation acts.

198 JUDICIARY

199 Committee for Public Counsel Services.

200 0321-1510 $7,807,455

201 TREASURER AND RECEIVER-GENERAL

202 Lottery Commission

203 0640-0000 $815,000

204 SHERIFFS

205 Essex Sheriff's Department

206 8910-0619 $21,578

207 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

208 Office of the Secretary of Administration and Finance

209 1100-1560 $440,693

210 1599-0016 $110,000

211 1599-4227 $319,328

212 1599-4281 $10,000

213 1599-4282 $10,000

214 1599-4283 $10,000

215 1599-4284 $10,000

216 Department of Children and Families

217 4800-0038 $500,000

218 4800-0041 $2,500,000

219 4800-1100 $2,000,000

220 Massachusetts Commission for the Deaf and Hard of Hearing

221 4125-0100 $90,000

222 EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY

223 Office of the Secretary of Public Safety and Security

224 8000-0600 $6,500

225 Department of State Police

226 8100-1001 $2,700,000

227 Military Division

228 8700-0001 $200,000

229 Parole Board

230 8950-0001 $500,000

231 LEGISLATURE

232 Senate

233 9500-0000For the operation of the senate $490,971

234 House of Representatives

235 9600-0000For the operation of the house of representatives $1,068,325

236 Joint Legislative Expenses

237 9700-0000 For the joint operations of the legislature $234,807

238 SECTION 2C.II. For the purpose of making available in fiscal year 2012 balances of
239 retained revenue and intragovernmental chargeback authorizations which otherwise would revert
240 on June 30, 2011, the unexpended balances of the authorizations listed below, not to exceed the
241 amount specified below for each item, are hereby re-authorized for the purposes of and subject to
242 the conditions stated for the corresponding item in section 2 or 2B of the general appropriation
243 act for fiscal year 2009. However, for items which do not appear in section 2 or 2B of the
244 general appropriation act, the amounts in this section are re-authorized for the purposes of and
245 subject to the conditions stated for the corresponding item in section 2, 2A, or 2B of this act or in
246 prior appropriation acts. Amounts in this section are re-authorized from the fund or funds
247 designated for the corresponding item in section 2 or 2B of the general appropriation act;
248 however, for items which do not appear in section 2 or 2B of the general appropriation act, the
249 amounts in this section are re-authorized from the fund or funds designated for the corresponding
250 item in section 2, 2A, or 2B of this act or in prior appropriation acts. The sums re-authorized in
251 this section shall be in addition to any amounts available for those purposes.

252 EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY

253 Office of the Secretary of Public Safety and Security

254 8000-0004 $3,000,000

255 Municipal Police Training Committee

256 8200-0222 $48,000

257 SECTION 2E. The sums set forth in this section are hereby appropriated for transfer
258 from the General Fund to the trust funds named within each item unless specifically designated
259 otherwise in this section, for the purposes and subject to the conditions specified in this section
260 and subject to the laws regulating the disbursement of public funds for the fiscal year ending
261 June 30, 2011. Items in this section shall not be subject to allotment under section 9B of chapter
262 29 of the General Laws or reduction under section 9C of said chapter 29, without express
263 authorization from the general court. Notwithstanding section 19A of said chapter 29, any
264 transfer under this section shall be made by the comptroller in accordance with a transfer
265 schedule to be developed for each item by the comptroller, after consulting with the appropriate
266 agency secretary, the secretary of administration and finance and the state treasurer. The
267 schedule for each appropriation shall provide for transfers in increments considered appropriate
268 to meet the cash flow needs of each fund and all transfers under the schedule shall be completed
269 not later than June 30, 2011. Not later than 7 days after the schedules receive final approval by
270 the comptroller, they shall be reported to the house and senate committees on ways and means.
271 Notwithstanding any general or special law to the contrary, appropriations made in this section
272 shall not revert and shall be available for expenditure until June 30, 2012.

273 OFFICE OF THE STATE COMPTROLLER

274 Office of the State Comptroller

275 1595-6583 For an operating transfer to the Infrastructure Development Fund
276 $37,950,000

277 1595-6585 For an operating transfer to the Low Income Housing Tax Credit Fund
278 $9,500,000

279 EXECUTIVE OFFICE OF EDUCATION

280 Department of Higher Education

281 7066-0035 For the support of the Massachusetts Science, Technology, Engineering,
282 and Mathematics Grant Fund, established in section 2MMM of chapter 29 of the General Laws
283 $500,000

284 SECTION 3. To provide for supplementing certain items in the general appropriation act
285 and other appropriation acts for fiscal year 2012, the sums set forth in section 3 are hereby
286 appropriated from the General Fund unless specifically designated otherwise in this act or in
287 those appropriation acts, for the several purposes and subject to the conditions specified in this
288 act or in those appropriation acts, and subject to the laws regulating the disbursement of public
289 funds for the fiscal year ending June 30, 2012. These sums shall be in addition to any amounts
290 previously appropriated and made available for the purposes of those items.

291 1599-0026 .....$50,000

292 EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

293 Department of Developmental Services

294 5920-2000 $5,000,000

295 5920-3000 $5,500,000

296 Department of Youth Services

297 4200-0300 $1,600,000

298 EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT

299 Massachusetts Marketing Partnership

300 7008-0900 $52,000

301 EXECUTIVE OFFICE OF EDUCATION

302 Department of Elementary and Secondary Education

303 7035-0002 $3,000,000

304 SECTION 4. Chapter 7A of the General Laws is hereby amended by adding the
305 following section:-

306 Section 19. (a) As used in this section the following words shall have the following
307 meanings, unless the context clearly requires otherwise:

308 "Debt", a delinquent state tax or nontax debt certified by the treasurer and receiver
309 general or a federal nontax debt certified by a federal official including, but not limited to, fines,
310 fees, penalties and other nontax assessments imposed by or payable to the commonwealth or
311 federal government that are finally determined to be due and owing.

312 "Federal official", a unit or official of the federal government charged with the collection
313 of non-tax liabilities payable to the federal government and with the authority to enter into the
314 offset agreement.

315 "Offset agreement", the agreement between the comptroller and the Secretary of the
316 Treasury authorized by this section.

317 "Person", an individual, vendor, contractor, partnership, society, association, joint stock
318 company, limited liability company, corporation, estate, receiver, trustee, assignee and any other
319 person acting in a fiduciary or representative capacity whether appointed by a court or otherwise,
320 or any combination of the foregoing.

321 “Refund”, an overpayment of any tax that is returned or credited to the taxpayer pursuant
322 to sections 30, 31A, 36, 36A, 37 or 39 of chapter 62C, sections 27 or 27A of chapter 65, section
323 6 of chapter 65A or any other general or special law that authorizes such a return or credit.

324 “State payments”, refunds and any vendor or contractor payments made by the
325 commonwealth to any person, including expense reimbursements to an employee of the
326 commonwealth; provided, however, that "state payments" shall not include salary, wages,
327 pension and any other type, class or amount of payment that the comptroller determines to
328 impact health or welfare benefits of the citizens of the commonwealth.

329 (b) Notwithstanding any other general or special law to the contrary, the comptroller
330 may enter into an offset agreement with the Secretary of the Treasury to participate in a
331 reciprocal Treasury Offset Program pursuant to 31 U.S.C. section 3716 for the collection of any
332 debts owed to the commonwealth or to state agencies from federal payments to vendors,
333 contractors and taxpayers. The offset agreement may provide for the United States to submit
334 nontax debts owed to federal agencies for offset against state payments otherwise due and owing
335 to taxpayers, vendors and contractors providing goods or services to the commonwealth, its
336 departments, agencies or institutions.

337 (c) Pursuant to the offset agreement, a federal official may: (1) provide certification to
338 the comptroller the existence of a person's delinquent, nontax debt owed by the person to the
339 federal government by providing: (i) the full name and address of the person and any other
340 names known to be used by the person; (ii) the social security number or federal tax
341 identification number of that person; (iii) the amount of the federal nontax debt; (iv) a statement
342 certifying that the debt is past due, that due process has been provided and that the debt is legally
343 enforceable in the amount certified, which may be provided in procedures for certifying
344 payments in the offset agreement; and (v) any other information pursuant to the agreement; (2)
345 request the comptroller to withhold any state payment to which the person is entitled; and (3)
346 retain a portion of the proceeds of any federal administrative setoff authorized by the federal
347 offset program.

348 (d) As permitted by the offset agreement, the comptroller shall: (1) determine if a person
349 for whom a certification is received is due a state payment; (2) withhold a state payment that is
350 due a person whose name has been certified by a federal official; (3) notify the person of the
351 amount withheld in satisfaction of a debt certified by a federal official; (4) pay to the federal
352 official the lesser of the entire state payment or the amount certified and pay any refund or state
353 payment in excess of the certified amount to the person less any fee pursuant to subsection (f);

354 (e) The comptroller may certify to a federal official a person's delinquent debt owed to
355 the commonwealth by providing the federal official: (i) the full name and address of the person
356 and any other names known to be used by the person; (ii) the social security number or federal
357 tax identification number of that person; (iii) the amount of the liability; (iv) a statement

358 certifying that the debt is past due, that due process has been provided and that the debt is legally
359 enforceable in the amount certified, which may be provided in procedures for certifying
360 payments in the offset agreement; and (v) Any other information required by state statute or
361 regulation applicable to the collection of the debt by offset of federal payments.

362 (f) The comptroller may request that the federal official withhold any federal vendor or
363 other federal payment pursuant to the offset agreement to which the person is entitled the entire
364 federal payment or the amount certified and pay any refund or federal payment in excess of the
365 certified amount to the person less any fee pursuant to subsection (g);

366 (g) The comptroller shall establish a reasonable administrative fee to be charged to the
367 person for the provision of the state offset of a federal debt or the federal offset of a state debt.
368 The fee shall be a separate debt and may be withheld from any refund, reimbursement or other
369 monies held for the person. The comptroller may charge the person who is the subject of federal
370 offset of a state debt, a fee equal to the fee authorized in this subsection. Any state
371 administrative fees may be retained by the comptroller, without further appropriation, for the
372 costs of the offset program, including reporting, and for costs associated with other revenue
373 generation and cost savings initiatives as determined by the comptroller.

374 (h) The comptroller may enter into interagency agreements with other state agencies for
375 the purpose of protecting a person's return information pursuant to chapter 62C and regulations
376 promulgated thereunder and collecting debts, fees and penalties due to the commonwealth, its
377 departments, agencies or institutions.

378 (i) If an individual filed a joint income tax return and the debt certified by a federal
379 official is not the liability of both parties to the joint income tax return, the comptroller may not
380 withhold or pay to the federal official that portion of the income tax refund attributable to the
381 individual not owing the debt. The comptroller and the commissioner of revenue shall adopt
382 procedures notifying parties to a joint income tax return of a proposed offset of a state income
383 tax refund for a debt certified by a federal official and shall allow the parties to such return 60
384 days to assert in writing that a portion of the income tax refund is attributable to the individual
385 not owing the debt. If no such assertion by a party to the joint return is made within 60 days of
386 notice, all of the income tax refund shall be deemed attributable to the individual owing the debt.

387 SECTION 5. Subsection (a) of section 2RR of chapter 29 of the General Laws, as
388 amended by section 93 of chapter 3 of the acts of 2011, is hereby further amended by adding the
389 following sentence:- For the purpose of accommodating discrepancies between the receipt of
390 revenues and related expenditures, the director of career services may incur obligations and the
391 comptroller may certify payment amounts not to exceed the most recent revenue estimate
392 submitted by the department and approved by the comptroller; provided, however, that the fund
393 shall be in balance by the close of each fiscal year.

394 SECTION 6. Section 32 of said chapter 29, as appearing in the 2010 Official Edition, is
395 hereby amended by striking out the first and second sentences and inserting in place thereof the
396 following 2 sentences:- Any check issued by the state treasurer or by any agent or agency of the
397 commonwealth, other than checks issued in payment of obligations of the state board of
398 retirement, the teachers' retirement board and the MassHealth program, which is not presented
399 for payment within 1 year after its issue date, shall be payable only at the office of the state
400 treasurer. Any check issued on behalf of the MassHealth program, which is not presented for
401 payment within 180 days after its issue date, shall be payable only at the office of the state
402 treasurer.

403 SECTION 7. Section 2 of chapter 30A of the General Laws, as so appearing, is hereby
404 amended by striking out the fourth paragraph and inserting in place thereof the following
405 paragraph:-

406 A small business impact statement shall be filed with the state secretary on the same day
407 that the notice is filed and shall accompany the notice. Notwithstanding section 6, the state
408 secretary shall include the small business impact statement on the electronic website of the state
409 secretary, and the statement may be inspected and copied in the office of the state secretary
410 during business hours.

411 SECTION 8. Section 3 of said chapter 30A of the General Laws, as so appearing, is
412 hereby amended by striking out the third paragraph and inserting in place thereof the following
413 paragraph:-

414 A small business impact statement shall be filed with the state secretary on the same day
415 the notice is filed and shall accompany the notice. Notwithstanding section 6, the state secretary
416 shall include the small business impact statement on the electronic website of the state secretary,
417 and the statement may be inspected and copied in the office of the state secretary during business
418 hours.

419 SECTION 9. Section 108L of chapter 41 of the General Laws, as so appearing, is hereby
420 amended by striking out, in lines 3 to 5, inclusive, the words “, uniformed members of the
421 department of state police appointed under said section ten, state police detectives appointed
422 under section ten of said chapter twenty-two C,”.

423 SECTION 10. The fifth paragraph of said section 108L of said chapter 41, as so
424 appearing, is hereby amended by striking out the third sentence.

425 SECTION 11. Section 6I of chapter 62 of the General Laws, as so appearing, is hereby
426 amended by striking out, in line 54, the figure “$10,000,000” and inserting in place thereof the
427 following figure:-$20,000,000.

428 SECTION 12. Said section 6I of said chapter 62 is hereby further amended by striking
429 out the figure "$20,000,000", inserted by section 11, and inserting in place thereof the following
430 figure:- $10,000,000.

431 SECTION 13. Section 1 of chapter 62D of the General Laws, as appearing in the 2010
432 Official Edition, is hereby amended by inserting after the figure "29", in line 29, the following
433 words:- , or any federal agency as certified by a federal official to the comptroller pursuant to
434 section 19 of chapter 7A.

435 SECTION 14. Section 13 of said chapter 62D of the General Laws, as so appearing, is
436 hereby amended by inserting after the figure "29", in line 15, the following words:- , any federal
437 agency as certified by a federal official to the comptroller pursuant to section 19 of chapter 7A.

438 SECTION 15. Section 31H of chapter 63 of the General Laws, as so appearing, is hereby
439 amended by striking out, in line 56, the figure "$10,000,000" and inserting in place thereof the
440 following figure:- $20,000,000.

441 SECTION 16. Said section 31H of said chapter 63 is hereby further amended by striking
442 out the figure "$20,000,000", inserted by section 15, and inserting in place thereof the following
443 figure:- $10,000,000.

444 SECTION 17. Section 92 of chapter 71 of the General Laws is hereby amended by
445 striking out subsection (r), added by section 74 of chapter 68 of the acts of 2011.

446 SECTION 18. Section 35 of chapter 123 of the General Laws, as appearing in the 2010
447 Official Edition, is hereby amended by striking out the fourth paragraph and inserting in place
448 thereof the following paragraph:-

449 If, after a hearing and based upon competent testimony, which shall include, but not be
450 limited to, medical testimony, the court finds that such person is an alcoholic or substance abuser
451 and there is a likelihood of serious harm as a result of the person's alcoholism or substance
452 abuse, the court may order such person to be committed for a period not to exceed 90 days,
453 followed by the availability of case management services provided by the department of public
454 health for up to 1 year; provided, however, that a review of the necessity of the commitment
455 shall take place by the superintendent on days 30, 45, 60 and 75 as long as the commitment
456 continues. A person so committed may be released prior to the expiration of the period of
457 commitment upon written determination by the superintendent that release of that person will not
458 result in a likelihood of serious harm. Such commitment shall be for the purpose of inpatient care
459 in public or private facilities approved by the department of public health under chapter 111B for
460 the care and treatment of alcoholism or substance abuse. The person may be committed to the
461 Massachusetts correctional institution at Bridgewater, if a male, or at Framingham, if a female, if
462 there are not suitable facilities available under said chapter 111B; provided, however, that the
463 person so committed shall be housed and treated separately from convicted criminals. Such

464 person shall, upon release, be encouraged to consent to further treatment and shall be allowed
465 voluntarily to remain in the facility for such purpose. The department of mental health, in
466 conjunction with the department of public health, shall maintain a roster of public and private
467 facilities available, together with the number of beds currently available, for the care and
468 treatment of alcoholism or substance abuse and shall make the roster available to the district
469 courts commonwealth on a monthly basis."

470 SECTION 19. Section 1 of chapter 176J of the General Laws, as so appearing, is hereby
471 amended by striking out the definition of "Eligible individual" and inserting in place thereof the
472 following definition:-

473 "Eligible individual," an individual who is a resident of the commonwealth and who is
474 not seeking individual coverage to replace an employment-based health plan for which the
475 individual or individual's dependent is eligible, which provides coverage that is at least
476 actuarially equivalent to minimum creditable coverage; provided, however, that any person
477 enrolled in an individual health benefit plan before September 30, 2010 shall be considered an
478 eligible individual so long as such person continues to be a resident of the commonwealth and
479 maintains enrollment in an individual health benefit plan.

480 SECTION 20. The first paragraph of subsection (d) of section 6 of chapter 176J of the
481 General Laws, as so appearing, is hereby amended by adding the following sentence:- The
482 commissioner may apply waivers to the presumptive disapproval process requirements under this
483 section to carriers who receive 80 per cent of more of their income from government programs
484 and who were first admitted to do business by the division of insurance on January 1, 1988, as
485 health maintenance organizations under chapter 176G.

486 SECTION 21. The last paragraph of subsection (a) of section 11 of said chapter 176J, as
487 so appearing, is hereby amended by adding the following sentence:- The commissioner may
488 apply waivers to the 12 per cent requirement under this section to carriers who receive 80 per
489 cent or more of their income from government programs and who were first admitted to do
490 business by the division of insurance on January 1, 1988, as health maintenance organizations
491 under chapter 176G.

492 SECTION 21A. Said last paragraph of said subsection (a) of said section 11 of said
493 chapter 176J, as appearing in section 103 of chapter 359 of the acts of 2010, is hereby amended
494 by adding the following sentence:- The commissioner may apply waivers to the 12 per cent
495 requirement under this section to carriers who receive 80 per cent or more of its income from
496 government programs and who were first admitted to do business by the division of insurance on
497 January 1, 1988, as health maintenance organizations under chapter 176G.

498 SECTION 22. Subsection (c) of section 2A of chapter 211D of the General Laws, as
499 appearing in section 112 of chapter 68 of the acts of 2011, is hereby amended by adding the
500 following paragraph:-

501 Upon request of the department of children and families, the commissioner of probation
502 shall provide to the department a copy of a person's indigency intake form, final assessment of
503 financial circumstances, and any report certifying that the person either continues to meet or no
504 longer meets the definition of indigency prepared by the chief probation officer in accordance
505 with this section. The department shall only use these forms, assessments and reports for the
506 purpose of completing eligibility determinations under Title IV-E of the Social Security Act.
507 The commissioner of probation and the commissioner of children and families shall jointly
508 determine the process by which the department of children and families shall obtain and maintain
509 these forms, assessments and reports. The department of children and families shall not
510 disseminate, and shall prohibit dissemination of, such information for any purpose other than
511 those set forth in this paragraph.

512 SECTION 24. Chapter 192 of the acts of 2007 is hereby amended by striking out
513 sections 5 to 11, inclusive, and inserting in place thereof the following 4 sections:-

514 Section 5. As used in this section and sections 5 to 8, inclusive, the following words shall
515 have the following meanings unless the context clearly requires otherwise:

516 "Corps", the commonwealth corps established in section 6.

517 "Corps members", individuals who commit to service in the commonwealth corps
518 pursuant to this act.

519 "Corps projects", programs established pursuant to this act to satisfy unmet community
520 needs.

521 "Corps sponsors", nonprofit and public entities that participate in corps projects.

522 "MSA", the Massachusetts Service Alliance,, a nonprofit organization which administers
523 the corps.

524 "Unmet community needs", needs including, but not limited to, those pertaining to
525 education, public health, public safety, the environment and other human needs in underserved
526 populations and areas.

527 Section 6. (a) Subject to the receipt of adequate funding by the commonwealth or other
528 sources, there shall be a commonwealth corps.

529 (b) The commonwealth corps shall consist of corps members who shall commit to not
530 more than 12 months of full-time, part-time or flex-time service to the commonwealth to address
531 unmet community needs.

532 (c) Corps members shall be residents of the commonwealth who are at least 18 years of
533 age. Members shall be the responsibility of the corps sponsors with support from the MSA.
534 Corps members shall undertake meaningful service projects addressing unmet community needs

535 in areas including, but not limited to, the environment, education, health and basic human
536 services; provided, however, that members having direct contact with minor children or
537 vulnerable adults shall be required to pass a background check.

538 (d) The MSA and the corps sponsors shall, to the extent practicable, ensure that corps
539 members are placed with corps projects that match their interests, geographic constraints, skills
540 and abilities. Corps sponsors may enroll individuals who choose to defer stipends to serve as
541 corps members. Corps sponsors shall seek to enroll individuals who are economically,
542 geographically, ethnically, socially, physically or educationally diverse.

543 (e) A corps member shall not be subject to chapter 31 or section 9A of chapter 30. Corps
544 members shall not be employees of the commonwealth entitled to the benefit of chapter 152 of
545 the General Laws or for any other purpose.

546 Section 7. (a) The MSA shall administer the commonwealth corps and in so doing shall:
547 (1) provide the personnel necessary to carry out the purposes of sections 5 to 8, inclusive; (2)
548 recruit corps sponsors; (3) coordinate among agencies of the commonwealth and other
549 organizations using community service and volunteerism as a strategy to assist in the solution of
550 local, regional and statewide problems; (4) initiate studies and analyses of proposed and
551 implemented service and volunteer projects, which will aid in solving local, regional and
552 statewide problems; (5) recommend expansion of corps opportunities to address all community
553 needs, such as education, environment, public safety, public health and employment and training;
554 (6) encourage the corporate community of the commonwealth to become an active partner in the
555 support, advocacy and promotion of community service and volunteer opportunities in the
556 commonwealth; (7) develop a grant application and selection process using the criteria set forth
557 in subsection (b) for non-profit organizations and public entities, including schools and
558 educational institutions, seeking to participate in the corps; (8) review grant applications from
559 nonprofit organizations and public entities, including schools and educational institutions, and
560 select grant awardees; (9) establish criteria and procedures for recruiting residents of the
561 commonwealth who are 18 years or older to serve as corps members; (10) establish procedures
562 for matching and placing corps members with corps projects; (11) establish personnel policies
563 and procedures for corps members; (12) determine the appropriate financial match support levels
564 by private businesses, community groups, foundations, public agencies and individuals; (13)
565 assist corps sponsors in the development of scholarships and matching funds from private
566 businesses, community groups, foundations, public agencies and individuals in order to support a
567 portion of a corps member's stipend and benefits; and (14) monitor corps members and corps
568 sponsors for compliance with state and federal laws and funding agreements.

569 (b) The MSA shall give preference to projects meeting the following criteria: (1) projects
570 addressing a well-established unmet community need; (2) projects articulating measurable goals,
571 including an assessment of the impact on the corps members and on the targeted community; (3)
572 projects providing services to communities and organizations throughout the commonwealth; (4)

573 projects not using corps members to replace previously budgeted positions or to reduce overtime,
574 hours of work or opportunities for advancement for employees or members of corps sponsors;
575 and (5) projects falling within any of the following categories: (i) direct service projects that give
576 corps members opportunities to provide direct services addressing unmet community needs
577 including, but not limited to, tutoring or mentoring, providing health care education, providing
578 services to the homeless, enhancing historic, cultural, and natural resources of the
579 commonwealth, enhancing environmental restoration or enhancing emergency preparedness and
580 response; or (ii) volunteer-generating projects that give corps members the opportunity to recruit,
581 train and support volunteers to participate in civic projects and to meet unmet community needs.

582 Section 8. The MSA shall file with the governor, on or before January 1 and on or before
583 July 1 of each year, a report, which shall include but not be limited to the following: (1) a
584 financial statement summarizing its expenditures and available funds; (2) the number of projects
585 and proposed placements submitted to it; (3) the number of volunteers assigned to corps
586 sponsors; (4) the number of hours served by corps members; (5) the number of beneficiaries
587 served by corps projects; (6) a description of corps projects and a summary of the work
588 completed; (7) a measure of outputs and outcomes; and (8) information on other pertinent service
589 data as may be determined by the governor.

590 SECTION 25. Section 2 of chapter 131 of the acts of 2010 is hereby amended by striking
591 out the item number "0340-0101" and inserting in place thereof the following item number:-
592 0340-0198.

593 SECTION 26. Said section 2 of said chapter 131 is hereby further amended by striking
594 out the item number "0340-0201" and inserting in place thereof the following item number:-
595 0340-0298.

596 SECTION 27. Said section 2 of said chapter 131 is hereby further amended by striking
597 out the item number "0340-0301" and inserting in place thereof the following item number:-
598 0340-0398.

599 SECTION 28. Said section 2 of said chapter 131 is hereby further amended by striking
600 out the item number "0340-0401" and inserting in place thereof the following item number:-
601 0340-0498.

602 SECTION 29. Said section 2 of said chapter 131 is hereby further amended by striking
603 out the item number "0340-0501" and inserting in place thereof the following item number:-
604 0340-0598.

605 SECTION 30. Said section 2 of said chapter 131 is hereby further amended by striking
606 out the item number "0340-0601" and inserting in place thereof the following item number:-
607 0340-0698.

SECTION 31. Said section 2 of said chapter 131 is hereby further amended by striking out the item number “0340-0701” and inserting in place thereof the following item number:- 0340-0798.

SECTION 32. Said section 2 of said chapter 131 is hereby further amended by striking out the item number “0340-0801” and inserting in place thereof the following item number:- 0340-0898.

SECTION 33. Said section 2 of said chapter 131 is hereby further amended by striking out the item number “0340-0901” and inserting in place thereof the following item number:- 0340-0998.

SECTION 34. Said section 2 of said chapter 131 is hereby further amended by striking out the item number “0340-1001” and inserting in place thereof the following item number:- 0340-1098.

SECTION 35. Said section 2 of said chapter 131 is hereby further amended by striking out the item number “0340-1101” and inserting in place thereof the following item number:- 0340-1198.

SECTION 36. Said section 2 of said chapter 131 is hereby further amended by striking out the item number “0699-0016” and inserting in place thereof the following item number:- 0699-0014.

SECTION 37. Said section 2 of said chapter 131 is hereby further amended by striking out the item number “0699-2004” and inserting in place thereof the following item number:- 0699-2005.

SECTION 38. Said section 2 of said chapter 131 is hereby further amended by striking out the item number “0810-0007” and inserting in place thereof the following item number:- 0810-0098.

SECTION 39. Said section 2 of said chapter 131 is hereby further amended by striking out the item number “8000-0000” and inserting in place thereof the following item number:- 8000-0600.

SECTION 40. Said section 2 of said chapter 131 is hereby further amended by striking out the item number “8100-0000” and inserting in place thereof the following item number:- 8100-1001.

SECTION 41. Said section 2 of said chapter 131 is hereby further amended by striking out the item number “8100-0011” and inserting in place thereof the following item number:- 8100-0018.

641 SECTION 42. Item 8910-8310 of said section 2 of said chapter 131 is hereby amended
642 by striking out the figure "$8,460,000", inserted by section 39B of chapter 9 of the acts of 2011,
643 wherever it appears, and inserting in place thereof in each instance the following figure:-
644 $9,955,000.

645 SECTION 43. Section 34 of chapter 409 of the acts of 2010 is hereby amended by
646 striking out the figure “2011” and inserting in place thereof the following figure:- 2012.

647 SECTION 44. Section 2 of chapter 68 of the acts of 2011 is hereby amended by striking
648 out the item number “0340-0101” and inserting in place thereof the following item number:-
649 0340-0198.

650 SECTION 45. Said section 2 of said chapter 68 is hereby further amended by striking
651 out the item number “0340-0201” and inserting in place thereof the following item number:-
652 0340-0298.

653 SECTION 46. Said section 2 of said chapter 68 is hereby further amended by striking
654 out the item number “0340-0301” and inserting in place thereof the following item number:-
655 0340-0398.

656 SECTION 47. Said section 2 of said chapter 68 is hereby further amended by striking
657 out the item number “0340-0401” and inserting in place thereof the following item number:-
658 0340-0498.

659 SECTION 48. Said section 2 of said chapter 68 is hereby further amended by striking
660 out the item number “0340-0501” and inserting in place thereof the following item number:-
661 0340-0598.

662 SECTION 49. Said section 2 of said chapter 68 is hereby further amended by striking
663 out the item number “0340-0601” and inserting in place thereof the following item number:-
664 0340-0698.

665 SECTION 50. Said section 2 of said chapter 68 is hereby further amended by striking
666 out the item number “0340-0701” and inserting in place thereof the following item number:-
667 0340-0798.

668 SECTION 51. Said section 2 of said chapter 68 is hereby further amended by striking
669 out the item number “0340-0801” and inserting in place thereof the following item number:-
670 0340-0898.

671 SECTION 52. Said section 2 of said chapter 68 is hereby further amended by striking
672 out the item number “0340-0901” and inserting in place thereof the following item number:-
673 0340-0998.

674 SECTION 53. Said section 2 of said chapter 68 is hereby further amended by striking
675 out the item number “0340-1001” and inserting in place thereof the following item number:-
676 0340-1098.

677 SECTION 54. Said section 2 of said chapter 68 is hereby further amended by striking
678 out the item number “0340-1101” and inserting in place thereof the following item number:-
679 0340-1198.

680 SECTION 55. Said section 2 of said chapter 68 is hereby further amended by striking
681 out the item number “0699-0016” and inserting in place thereof the following item number:-
682 0699-0014.

683 SECTION 56. Said section 2 of said chapter 68 is hereby further amended by striking
684 out the item number “0699-2004” and inserting in place thereof the following item number:-
685 0699-2005.

686 SECTION 57. Said section 2 of said chapter 68 is hereby further amended by striking
687 out the item number “0810-0007” and inserting in place thereof the following item number:-
688 0810-0098.

689 SECTION 58. Said section 2 of said chapter 68 is hereby further amended by striking
690 out the item number “8000-0000” and inserting in place thereof the following item number:-
691 8000-0600.

692 SECTION 59. Said section 2 of said chapter 68 is hereby further amended by striking
693 out the item number “8100-0000” and inserting in place thereof the following item number:-
694 8100-1001.

695 SECTION 60. Said section 2 of said chapter 68 is hereby further amended by striking
696 out the item number “8100-0011” and inserting in place thereof the following item number:-
697 8100-0018.

698 SECTION 61. Item 0330-0300 of said section 2 of said chapter 68 is hereby amended by
699 striking out the words “the chief justice for administration and management shall submit a report
700 to the joint committee on the judiciary and the house and senate committees on ways and means
701 90 days prior to the temporary closure or temporary relocation of courthouses; provided further,
702 that said report shall include, but not be limited to, the transfer of personnel, the reallocation of
703 resources, the impact on other courthouses resulting from the temporary closure of said court and
704 other factors that may affect implementation of said temporary closure;” and inserting in place
705 thereof the following words:- no courthouse shall be closed or relocated, no session within a
706 courthouse shall be closed and no proposed courthouse or session closure by the chief justice for
707 administration and management of the trial court shall take effect until such closure or relocation
708 is approved by the court administrator; provided, however, that prior to any such closure or

709 relocation the court administrator appointed pursuant to chapter 211B of the General Laws shall
710 file with the joint committee on the judiciary, the house and senate committees on ways and
711 means and the clerks of the senate and house of representatives 90 days prior to the closure or
712 relocation of courthouses or sessions a plan to close certain courthouses or certain sessions which
713 shall include the specific reason for any such closure or relocation, the costs savings, a plan to
714 provide services to citizens affected by such closure, the transfer of personnel, the reallocation of
715 resources, the impact on other courthouses resulting from the temporary closure of any such
716 court or session and other factors that may affect implementation of any such closure; and
717 provided further, that nothing in this item shall be construed to prevent the closure of any court
718 in order to relocate that court to the J. Michael Ruane Judicial Center in the city of Salem.

719 SECTION 62. Item 0332-0100 of said section 2 of said chapter 68 is hereby amended by
720 striking out the words "$33,750,000 may be expended from fees charged and collected pursuant
721 to section 3 of chapter 90C of the General Laws, section 22 of chapter 218 of the General Laws,
722 sections 2, 4A, 4B, 4C, 39 and 40 of chapter 262 of the General Laws and section 87A of chapter
723 276 of the General Laws; provided further, that the first $34,350,000" and inserting in place
724 thereof the following words:- $30,750,000 may be expended from fees charged and collected
725 pursuant to section 3 of chapter 90C of the General Laws, section 22 of chapter 218 of the
726 General Laws, sections 2, 4A, 4B, 4C, 39 and 40 of chapter 262 of the General Laws and section
727 87A of chapter 276 of the General Laws; provided further, that the first $26,350,000.

728 SECTION 63. Item 0333-0002 of said section 2 of said chapter 68 is hereby amended by
729 striking out the figure "$7,000,000" and inserting in place thereof the following figure:-
730 $9,000,000.

731 SECTION 64. Item 0334-0001 of said section 2 of said chapter 68 is hereby amended by
732 striking out the figure "$1,100,000" and inserting in place thereof the following figure:-
733 $2,100,000.

734 SECTION 65. Item 0337-0002 of said section 2 of said chapter 68 is hereby amended by
735 striking out the words " and provided further, that in fiscal year 2012 the department shall
736 proportionately reduce the amount allocated to the CASA programs as appearing in items 0337-
737 0300, 0337-0400, 0337-0600, 0337- 0700, and 0337-0900 of section 2 of chapter 182 of the acts
738 of 2008" and inserting in place thereof the following words:- provided further, that the
739 department shall expend funds for the CASA programs as appearing in items 0337-0300, 0337-
740 0400, 0337-0600, 0337-0700 and 0337-0900 of section 2 of chapter 182 of the acts of 2008; and
741 provided further, that the department may reduce funding to each item by not more than 5 per
742 cent.

743 SECTION 66. Item 0640-0010 of said section 2 of said chapter 68 is hereby amended by
744 inserting after the word "provided" the following words:- , that not more than $200,000 may be
745 expended for programs that promote the treatment of compulsive gambling; provided further.

746 SECTION 67. Item 1599-0026 of section 2 of chapter 68 of the acts of 2011 is hereby
747 amended by striking out the words "$4,000,000 shall be transferred to the division of local
748 services and shall be expended for a multi-year competitive grants program to provide financial
749 support for one-time or transition costs related to regionalization and other efficiency initiatives,
750 with allowable applicants to include municipalities, regional schools, school districts considering
751 forming a regional school district or regionalizing services, regional planning agencies and
752 councils of governments; provided further, that regional planning agencies may also serves as the
753 administrative or fiscal agent on behalf of municipalities" and inserting in place thereof the
754 following words:- "$4,050,000 shall be transferred to the division of local services and shall be
755 expended for a multi-year competitive grants program to provide financial support for 1-time or
756 transition costs related to regionalization and other efficiency initiatives, with allowable
757 applicants to include municipalities, regional schools, school districts considering forming a
758 regional school district or regionalizing services, regional planning agencies and councils of
759 governments; provided further, that regional planning agencies may also serve as the
760 administrative or fiscal agent on behalf of municipalities; provided further, that funds may be
761 expended to reimburse municipalities for tuition and transportation costs under section 7C of
762 chapter 74 of the General Laws; provided further, that any reimbursements for tuition under the
763 preceding proviso shall be in addition to allowable federal grants used to cover reimbursement
764 costs and approved by the department of elementary and secondary education for expenditure in
765 fiscal year 2012.

766 SECTION 68. Item 1750-0102 of said section 2 of said chapter 68 is hereby amended by
767 striking out the figure "$2,056,966" and inserting in place thereof, in each instance, the following
768 figure:-$2,700,000.

769 SECTION 69. Item 3000-7050 of said section 2 of said chapter 68 is hereby amended by
770 inserting after the words "individualized education plans" the following words:- ; provided
771 further, that $200,000 shall be expended for the purpose of developing and implementing a
772 kindergarten readiness assessment system that shall use evidence-based formative assessment
773 tools to measure the developmental status, age-appropriate progress and school readiness of each
774 child in kindergarten including those with high needs, inform classroom teaching practices, and
775 identify key areas for intervention; provided further, that the kindergarten readiness assessment
776 system shall be aligned with the commonwealth's learning standards and curriculum guidelines;
777 and provided further, that the kindergarten readiness assessment system shall be a component of
778 the commonwealth's early learning and development assessment system that measures children's
779 growth across all developmental domains from prekindergarten entry through second grade as
780 part of the statewide longitudinal data system.

781 SECTION 70. Item 4000-0300 of said section 2 of said chapter 68 is hereby amended by
782 adding the following words:- ; and provided further, that funds may be expended for the
783 purposes of implementing the federal Systematic Alien Verification for Entitlements, or SAVE,

784 system; and, provided further, that MassHealth shall make no changes to reimbursement for
785 nursing home leave of absence days from the standards in effect on July 1, 2011.

786 SECTION 71. Said section 2 of said chapter 68 is hereby further amended by striking
787 out item 4100-0059.

788 SECTION 72. Item 4100-0060 of said section 2 of said chapter 68 is hereby amended by
789 striking out the words "between July 1, 2011 and December 31, 2011".

790 SECTION 73. Said item 4100-0060 of said section 2 of said chapter 68 is hereby further
791 amended by striking out the words "one-half", each time it appears.

792 SECTION 74. Said item 4100-0060 of said section 2 of said chapter 68 is hereby further
793 amended by striking out the words "may consult with hospitals regarding such transition" and
794 inserting in place thereof the following words:- shall consult with the Massachusetts Hospital
795 Association, Inc. and hospitals regarding such transition; provided further, that prior to the
796 implementation of the transition, the division and the executive office shall: (1) perform parallel
797 and round-trip claims processing tests with hospitals to ensure that the MMIS system performs
798 effectively compared to the existing health and safety net claims adjudication system; and (2)
799 report on the detailed results of those claims processing tests to the house and senate committees
800 on ways and means.

801 SECTION 75. Said item 4100-0060 of said section 2 of said chapter 68 is hereby further
802 amended by striking out the figure "$10,578,754" and inserting in place thereof the following
803 figure:- $21,157,507.

804 SECTION 76. Item 7066-0025 of said section 2 of chapter 68 is hereby amended by
805 adding the following words:- ; and provided further, that funds from this item may be expended
806 through August 31, 2012.

807 SECTION 77. Said section 2 of said chapter 68 is hereby further amended by striking
808 out item 8100-0011 and inserting in place thereof the following item:-

809 8100-0011 For the department of state police, which may expend an amount not to
810 exceed $4,100,000 for certain police activities provided pursuant to agreements authorized in this
811 item; provided, that for fiscal year 2012, the colonel of state police may enter into service
812 agreements with the commanding officer or other person in charge of a military reservation of
813 the United States located in the Massachusetts Development Finance Agency, established in
814 chapter 23G of the General Laws; provided further, that such agreements shall establish the
815 responsibilities pertaining to the operation and maintenance of police services including, but not
816 limited to: (a) provisions governing payment to the department for the cost of regular salaries,
817 overtime, retirement, and other employee benefits; and (b) provisions governing payment to the
818 department for the cost of furnishings and equipment necessary to provide such police services;

819 provided further, that the department may charge any recipients of police services for the cost of
820 such services, as authorized by this item; provided further, that the department may retain the
821 revenue so received and expend such revenue as necessary pursuant to this item to provide the
822 agreed level of services; provided further, that the colonel may enter into service agreements as
823 may be necessary to enhance the protection of persons, assets and infrastructure within the
824 commonwealth from possible external threat or activity; provided further, that such agreements
825 shall establish the responsibilities pertaining to the operation and maintenance of police services
826 including, but not limited to: (a) provisions governing payment to the department for the cost of
827 regular salaries, overtime, retirement and other employee benefits; and (b) provisions governing
828 payment to the department for the cost of training and equipment necessary to provide such
829 police services; provided further, that the department may charge any recipients of police
830 services for the cost of the services authorized in this item; provided further, that the department
831 may retain the revenue so received and expend such revenue as necessary to provide the agreed
832 level of services; provided further, that the colonel may expend from this item costs associated
833 with joint federal and state law enforcement activities from federal reimbursements received
834 therefor; and provided further, that notwithstanding any general or special law to the contrary,
835 for the purposes of accommodating discrepancies between the receipt of retained revenues and
836 related expenditures, the department may incur expenses and the comptroller may certify for
837 payment amounts not to exceed the lower of this authorization or the most recent revenue
838 estimate as reported in the state accounting system $4,100,000.

839 SECTION 78. Said section 2 of said chapter 68 is hereby further amended by striking
840 out item 8100-0515 and inserting in place thereof the following item:-

841 8100-0515 For trainee salary, salary-related and medical expenses, including mental
842 and medical health screening, and for the operating and clerical costs associated with the
843 Massachusetts State Police Academy for hiring and training state police recruits to maintain the
844 strength of the department of state police $2,000,000

845 SECTION 79. Item 8900-0010 of said section 2 of said chapter 68 is hereby amended by
846 striking out the words “amounts collected” and inserting in place thereof the following words:-
847 to the comptroller the amounts to be transferred from the Commonwealth Transportation Fund to
848 the department of correction revenue source 9000.

849 SECTION 80. Section 2B of said chapter 68 is hereby amended by striking out item
850 1750-0105 and inserting in place thereof the following item:-

851 1750-0105 For the cost of workers’ compensation paid to public employees;
852 provided, that the secretary of administration and finance shall charge other items or state
853 agencies for costs incurred on behalf of these state agencies; provided further, that the secretary
854 may transfer workers’ compensation-related fringe benefit assessments from federal grants and
855 trust accounts to this item; provided further, that no funds shall be expended from this item that

856 would cause the item to be deficient; provided further, that the secretary shall provide projected
857 costs of workers compensation costs incurred by agencies in fiscal year 2012 to the house and
858 senate committees on ways and means no later than March 2, 2012; provided further, that in
859 accordance with chapter 177 of the acts of 2001, the secretary of administration and finance shall
860 charge state agencies in fiscal year 2012 as provided in this item for workers' compensation
861 costs, including related administrative expenses incurred on behalf of the employees of the
862 agencies; provided further, that administrative expenses shall be allocated; provided further, that
863 the personnel administrator shall administer the charges on behalf of the secretary and may
864 establish such rules and procedures as deemed necessary to implement this item; provided
865 further, that the personnel administrator shall: (1) notify agencies regarding the chargeback
866 methodology to be used in fiscal year 2012; (2) notify agencies of the amount of their estimated
867 workers compensation charges for the fiscal year; and (3) require agencies to encumber funds in
868 an amount sufficient to meet the estimated charges; provided further, that the estimated charges
869 for each agency in the fiscal year shall be not less than the amount of the actual workers'
870 compensation costs, including related administrative expenses, incurred by each such agency in
871 fiscal year 2012 and may include such additional amounts as the human resources division finds
872 necessary under regulations adopted under this item; provided further, that the division may
873 adopt a program of incentives for agencies to reduce agencies' claims; provided further, that for
874 any agency that fails within 30 days of the effective date of this act to encumber funds sufficient
875 to meet the estimated charges, the comptroller shall so encumber funds on behalf of that agency;
876 provided further, that the personnel administrator shall: (1) determine the amount of the actual
877 workers' compensation costs incurred by each agency in the preceding month, including related
878 administrative expenses; (2) notify each agency of the amounts; and (3) charge the amounts to
879 each agency's accounts as estimates of the costs to be incurred in the current month; provided
880 further, that notwithstanding any general or special law to the contrary, any balance remaining in
881 the Intergovernmental Service Fund, at the close of fiscal year 2012 shall be transferred to the
882 General Fund; provided further, that any unspent balance at the close of fiscal year 2011 in an
883 amount not to exceed 5 per cent of the amount authorized shall remain in the Intergovernmental
884 Service Fund and is hereby re-authorized for expenditures for this item in fiscal year 2012;
885 provided further, that the personnel administrator may expend in fiscal year 2012 for hospital,
886 physician, benefit, and other costs related to workers' compensation for employees of state
887 agencies, including administrative expenses; and provided further, that such expenditures may
888 include payments for medical services provided to claimants in prior fiscal years, as well as
889 compensation benefits and associated costs for prior fiscal years $57,040,378

890 SECTION 81. Section 190 of said chapter 68 is hereby amended by striking out the
891 words "secretary of education, or a designee thereof" and inserting in place thereof the following
892 words:- secretary of education, who shall serve as chair.

893 SECTION 82. Section 198 of said chapter 68 is hereby amended by striking out the first
894 sentence and inserting in place thereof the following sentence:-Notwithstanding any general or

895 special law to the contrary, 50 per cent of the unexpended and unencumbered balances of
896 appropriations on June 30, 2011, or $65,000,000, whichever is less, shall be distributed to cities
897 and towns in proportion to the amount by which each municipality's Unrestricted General
898 Government Aid in fiscal year 2011 exceeds such aid in fiscal year 2012.

899 SECTION 83. The executive office of health and human services shall provide to each
900 beneficiary age 65 and over a 1-time notice of options available for enrollment in voluntary
901 programs, including the Program of All Inclusive Care for the Elderly plans, MassHealth Senior
902 Care Options, Frail Elder Home and Community Based Services Waiver program and any other
903 voluntary elected benefit to which the beneficiary is entitled to supplement or replace such
904 beneficiary's MassHealth benefits. The executive office shall include in the notice the names
905 and contact information for the program providers, general contact information for the division
906 and a general description of the benefits of joining particular programs. The notice shall be
907 written in clear and simple language and shall include instructions for requesting a copy of such
908 notice in a language other than English. The notice shall include a method for the beneficiary to
909 request from the executive office additional information on any program described in the notice.
910 Before the content and format of the annual notice is finalized, the executive office shall forward
911 the proposed draft for review and comment to the program providers. The executive office shall
912 work with the program providers and other appropriate stakeholders to assess whether, and to
913 what extent, barriers to program enrollment shall be alleviated through modifications to the
914 program or the enrollment process.

915 SECTION 84. Notwithstanding any general or special law to the contrary, at the request
916 of the committee for public counsel services and with the written approval of the secretary of
917 administration and finance, the comptroller shall allow the transfer of funds at any time from
918 item 0321-1510 to item 0321-1520 for the purpose of reducing any deficiency in said item 0321-
919 1520. All such transfers, in aggregate, shall not exceed $3,200,000 and shall be effective for
920 fiscal year 2011.

921 SECTION 85. Notwithstanding any general or special law to the contrary, any
922 unexpended funding made available under item 7003-0701 of section 2 of chapter 131 of the acts
923 of 2010 shall not revert, but shall remain available for expenditure from the Workforce Training
924 Trust Fund, established in section 2RR of chapter 29 of the General Laws.

925 SECTION 86. Notwithstanding any general or special law to the contrary, the budget
926 director in the executive office of administration and finance may waive up to $86,000 in costs
927 that would otherwise be collected by the state comptroller from the Massachusetts developmental
928 disabilities council under sections 5D and 6B of chapter 29 of the General Laws. The waiver
929 shall be in writing and the budget director shall provide copies to the house and senate
930 committees on ways and means. The waiver shall be solely for the purpose of state match
931 funding for federal grant awards received from the National Association of Councils on
932 Developmental Disabilities. The waiver shall be effective until June 30, 2012.

933 SECTION 87. There shall be established and set up on the books of the commonwealth a
934 State Low Income Housing Tax Credit Fund. The commissioner of revenue shall serve as the
935 fund's trustee. Funds made available for this fund shall only be used for offsetting General Fund
936 costs associated with the state low income housing tax credit claimed annually by eligible
937 taxpayers. By June 30 of each fiscal year during which this fund is effective, the commissioner
938 shall determine the projected costs to the state of the state low income housing tax credit within
939 the fiscal year and request that the comptroller transfer funding from the fund to the General
940 Fund in an amount not to exceed the projected costs, but no such transfer shall be processed
941 without the written approval of the secretary of administration and finance. The aggregate
942 amount of transferred funds for all fiscal years during which the fund is effective shall not
943 exceed $9,500,000. The fund shall remain in effect until June 30, 2014.

944 SECTION 88. There shall be established and set up on the books of the commonwealth
945 an Infrastructure Development Fund. The secretary of housing and economic development shall
946 serve as the fund's trustee. The fund shall be established to create jobs and stimulate economic
947 development through infrastructure-related investments made by the secretary of housing and
948 economic development in consultation with the secretary of transportation. The fund may be
949 used for shovel-ready infrastructure projects including, but not limited to, transit and highway
950 projects, business expansion and redevelopment use and other related projects found by the
951 secretary of housing and economic development to create economic opportunity and jobs both
952 directly and indirectly. All projects listed herein shall be under contract within 90 days of the
953 effective date of this act and shall commence construction in the spring of 2012. Funds may be
954 used by the secretary of housing and economic development to support matching funds for
955 certain capital expenditures which are sponsored by higher educational institutions for scientific
956 or technology research and development. No funds shall be expended from this fund, including
957 any spending by the secretary of housing and economic development for the oversight of the
958 fund, without the written approval of the secretary of administration and finance. This fund shall
959 remain in effect until June 30, 2013.

960 Projects that are eligible under this fund shall include: up to $5,000,000 for infrastructure
961 supporting downtown redevelopment in the city of Quincy; up to $1,250,000 for Main street
962 streetscape improvements in the town of Bourne; up to $3,000,000 for infrastructure to support
963 the redevelopment of the Dever School in the city of Taunton; up to $2,000,000 for the Acushnet
964 Avenue International Marketplace in the city of New Bedford; up to $1,200,000 for the
965 reconstruction of Dicks brook culvert and downtown streetscape improvements in the town of
966 Barre; up to $2,500,000 for rehabilitation of a downtown parking structure in the city of
967 Pittsfield; up to $1,300,000 for downtown revitalization and streetscape improvements in the
968 town of Randolph; up to $1,000,000 for Everett avenue reconstruction in the city of Chelsea; up
969 to $2,500,000 for downtown revitalization and sewer improvements in the town Easton; up to
970 $2,200,000 for construction of a public way from United States highway route 202 to Campus
971 road providing additional access to Holyoke Community College in the city of Holyoke; up to

972 $1,250,00 for road and infrastructure improvements to support downtown revitalization in the
973 town of Amesbury; up to $1,550,000 for Commerce way improvements in the town of Plymouth;
974 up to $2,000,000 for infrastructure improvements to support redevelopment of Greylock Glen in
975 the town of Adams; up to $1,000,000 for the restoration of rail crossings and the towns of
976 Hopedale and Milford; up to $2,000,000 for the United States highway route 1 water main
977 relocation in the town of Saugus; up to $1,200,000 for the Merrimack street parking facility, rail
978 trail and streetscape improvements in the city of Haverhill; up to $1,200,000 for South End
979 streetscape improvements in the city of Springfield; up to $1,500,000 for public infrastructure
980 improvements at Northwest Park in the town of Burlington; up to $500,000 for the Ingleside park
981 revitalization in the town of Winthrop; up to $500,000 for a senior center in the town of
982 Rockland; up to $1,800,000 for further renovation of the Houghton's pond park and athletic
983 fields in the town of Milton; and up to $1,500,000 for downtown streetscape improvements in
984 the city of Brockton.

985 SECTION 89. The special commission established in section 160 of chapter 131 of the
986 acts of 2010 is hereby revived and continued. The commission shall file its report with the clerks
987 of the house of representatives and the senate and the house and senate committees on ways and
988 means not later than December 30, 2011. The report shall include recommendations for
989 improving services for people with acquired or traumatic brain injuries, the cost of maintaining
990 or establishing those services and drafts of legislation necessary to implement those
991 recommendations or to allow for the development or expansion of services for the target
992 population.

993 SECTION 90. The special commission established in section 181 of chapter 240 of the
994 acts of 2010 is hereby revived and continued. The commission shall complete a written report
995 detailing any factors to be considered in the index and any financial measures that would be
996 necessary for implementation to the governor, the clerks of the senate and house of
997 representatives, the joint committee on tourism, arts and cultural development and the joint
998 committee on education not later than June 30, 2012.

999 SECTION 91. The special commission established in chapter 2 of the resolves of 2010 is
1000 hereby revived and continued. The commission shall report to the general court the results of its
1001 investigation and study and its recommendation, if any, by filing the same with the clerks of the
1002 senate and house of representatives not later than January 31, 2012.

1003 SECTION 92. Notwithstanding any general or special law to the contrary, prior to
1004 calculating the consolidated net surplus for the fiscal year ending June 30, 2011, the comptroller
1005 shall transfer $350,000,000 to the Commonwealth Stabilization Fund, established in section 2H
1006 of chapter 29 of the General Laws, from the undesignated balance in the operating funds.

1007 SECTION 93. Notwithstanding any general or special law to the contrary, in fiscal year
1008 2012 the department of elementary and secondary education shall assess on a sending school

1009 district school choice tuition amounts for any unpaid fiscal year 2011 innovation school tuition
1010 amount.

1011 SECTION 94. There shall be established and set up on the books of the commonwealth a
1012 Substance Abuse Services Fund. The commissioner of public health shall serve as the fund's
1013 trustee. Funds in the fund shall be used to expand inpatient treatment facilities and ongoing case
1014 management for individuals civilly committed under section 35 of chapter 123 of the General
1015 Laws. Upon the submission of a spending plan for this fund to the secretary of administration
1016 and finance, the house and senate committees on ways and means and the clerks of the house and
1017 the senate, the comptroller shall transfer $10,000,000 from the General Fund to the Substance
1018 Abuse Services Fund. In developing the spending plan, the commissioner shall hold at least 1
1019 public hearing and shall consult with the commissioner of mental health, the chief justice for
1020 administration and management or the administrator of the trial court, as the case may be, a
1021 representative of the Massachusetts Medical Society, a representative of the Massachusetts
1022 Organization for Addiction Recovery and a representative of the Association for Behavioral
1023 Healthcare. The commissioner shall submit a draft spending plan to the house and senate
1024 committee on ways and means 45 days prior to the submission of the final plan. This fund shall
1025 be in effect until June 30, 2013.

1026 SECTION 95. Notwithstanding any general or special law to the contrary, if as of
1027 January 15, 2012, tax revenues as estimated under section 5B of chapter 29 of the General Laws
1028 meet or exceed $20,615,000,000, there shall be established and set up on the books of the
1029 commonwealth a Human Service Salary Reserve Fund. Upon the establishment of this fund, the
1030 comptroller shall transfer $10,000,000 from the General Fund to the Human Service Salary
1031 Reserve Fund and such transferred funds under this section shall be used to provide 1-time salary
1032 bonuses to personnel earning less than $40,000 in annual compensation who are employed by
1033 private human service providers that deliver human and social services under contracts with
1034 departments within the executive office of health and human services and the executive office of
1035 elder affairs.

1036 SECTION 96. Notwithstanding any general or special law to the contrary, the
1037 department of public health shall produce a report relative to deaths caused by the mosquito-
1038 borne eastern equine encephalitis virus hereinafter referred to as EEEV. The report shall include,
1039 but not be limited to, the following information: (i) the procedures undertaken by the department
1040 in the months preceding September 1, 2011, to evaluate any threats to the public health caused
1041 by EEEV; (ii) the risk of transmission of EEEV to humans; and (iii) the factors weighed by the
1042 department when issuing a certification of public health hazard to initiate aerial application of
1043 mosquito control spray in Norfolk, Bristol and Plymouth counties. The department of public
1044 health shall consult with the state reclamation and mosquito control board, the department of
1045 agricultural resources, the department of conservation and recreation and the department of
1046 environmental protection in producing this report. The department of public health shall report
1047 its findings by filing the same with the clerks of the senate and the house of representatives, the

1048 senate and house chairs of the joint committee on public health and the senate and house chairs
1049 of the joint committee on environment, natural resources and agriculture not later than 60 days
1050 after the effective date of this act.

1051 SECTION 97. Notwithstanding any general or special law to the contrary, there shall be
1052 a special commission to study and report on the use of electronic benefit transfer, or EBT, cards.
1053 The commission shall consist of the commissioner of transitional assistance, or a designee; the
1054 inspector general, or a designee; 2 members of the house of representatives, 1 of whom shall be
1055 appointed by the minority leader; and 2 members of the senate, 1 of whom shall be appointed by
1056 the minority leader. The scope of the commission shall include, but not be limited to,
1057 researching and evaluating the following: the use of EBT cards for the purchase of products
1058 other than those products for which they are intended to be used, such as firearms, tobacco,
1059 lottery tickets and alcohol; the frequency and location of out-of-state card use; the in-state stores
1060 where cards are used; the proportion of one month's EBT cash assistance that is withdrawn from
1061 ATM machines rather than used in stores to directly purchase products; and the costs associated
1062 with requiring the department to include, on the front of each newly issued, re-issued and
1063 existing EBT cards, a photograph of the cardholder. The commission shall research, assess and
1064 develop recommendations regarding the best method of preventing the inappropriate use of EBT
1065 cards, including implementing a monthly limit to the amount of EBT cash assistance that a
1066 recipient of cash assistance can withdraw from ATMs and the feasibility of prohibiting the
1067 purchase of certain items by restricting the ability of EBT cards to be used in purchasing those
1068 items. The commission shall also study and research the implementation of requiring stores to
1069 apply to accept EBT cards. The commission shall submit a final report of its findings and
1070 recommendations, together with drafts of legislation necessary to implement those
1071 recommendations, by filing the same with the clerks of the senate and house not later than April
1072 1, 2012.

1073 SECTION 98. (a) Notwithstanding sections 40E to 40K, inclusive, and sections 52 to 55,
1074 inclusive, of chapter 7 of the General Laws or any other general or special law to the contrary,
1075 the division of capital asset management and maintenance, using those competitive proposal
1076 processes as the division considers necessary or appropriate, in consultation with the department
1077 of conservation and recreation, may lease and enter into other agreements with 1 or more persons
1078 or entities, for terms not to exceed 25 years, for the continued use, operation, maintenance, repair
1079 and improvement of the Max Ulin Skating Rink, together with the land and appurtenances
1080 associated therewith.

1081 (b) The failure of a city or town to apply for prequalification under subsection (c) shall
1082 not prohibit that city or town from bidding under this section.

1083 (c) Before the division, in consultation with the department, sends out a request for
1084 proposals under this section, the division shall hold open a prequalification period of 30 days for
1085 the town of Milton and any nonprofit organization located within the town of Milton that desires

1086 to bid on the rink, or for a partnership of municipalities which share geographic boundaries as
1087 long as the subject rink is located within the geographic area of the municipalities comprising the
1088 partnership. The town, a nonprofit organization or a partnership of municipalities that desires to
1089 lease the rink under this section may submit materials for prequalification. The prequalification
1090 determination may consider, but shall not be limited to, the the ability of the town, nonprofit
1091 organization or partnership to finance the capital improvements determined to be necessary at the
1092 rink by the division and to manage, operate and maintain the property. The division, in
1093 consultation with the department, shall determine whether the town, a nonprofit or a partnership
1094 is prequalified within 15 days of the expiration of the prequalification period. If the town or
1095 nonprofit organization is determined to be prequalified, then the town or non-profit organization
1096 shall be awarded the lease for the Max Ulin Skating Rink under the terms and conditions set
1097 forth in this act; provided, however, that only 1 lease shall be awarded based on preference as
1098 described in subsection (d).

1099 (d)(1) The town of Milton shall be given a right of first refusal to lease the Max Ulin
1100 Skating Rink provided that the town meets the prequalification standards established by the
1101 department under subsection (c).

1102 (2) If the town does not bid for the lease and a nonprofit organization and a partnership
1103 of municipalities are determined to be prequalified, the nonprofit organization shall be awarded
1104 the lease.

1105 (3) If more than 1 nonprofit organization is determined to be prequalified, the
1106 department, in consultation with the town of Milton, may choose to which nonprofit the lease for
1107 the rink shall be awarded.

1108 (4) The town or a nonprofit organization awarded the lease under this act shall pay the
1109 sum of $1.00 as consideration for the lease, subject to the required capital improvements,
1110 performance specifications and other prequalification requirements and terms of the division and
1111 submitted proposal. The length of the lease shall be determined between the division and the
1112 town or nonprofit organization.

1113 (e) The lease and other agreements shall be on terms acceptable to the commissioner of
1114 capital asset management and maintenance, after consultation with the commissioner of
1115 conservation and recreation and, notwithstanding any general or special law to the contrary, shall
1116 provide for the lessees to operate, manage, improve, repair and maintain the property and to
1117 undertake initial capital improvements that the commissioners determine are necessary due to the
1118 structural condition of the property. Leases or other arrangements requiring improvements to be
1119 made on the property may include a description of the initially required improvements and
1120 performance specifications.

1121 (f) Ice time at the rink shall be allocated to user groups in the following order of priority:
1122 general public skating; nonprofit youth groups; high school hockey, not for profit schools or

1123 colleges; for-profit youth groups and adult organizations or informal groups. Ice time may be
1124 allocated at the discretion of the operator, but general public skating shall be booked, in 2-hour
1125 contiguous blocks at a minimum of 12 hours per week, with a range of times and days which
1126 reasonably allow for public skaters of all ages to participate in some public skating sessions.
1127 Every effort shall be made to balance the ice allocation needs of long-established youth
1128 organizations and newly-formed youth organizations in a manner that provides equal opportunity
1129 and equal access for youths of each gender.

1130 (g) The leases and other agreements authorized in this section shall provide that any
1131 benefits to the community and the costs of improvements and repairs made to the property
1132 provided by the lessees or the recipients of the property shall be taken into account as part of the
1133 consideration for such leases or other agreements. Consideration received from the leases or
1134 other agreements for the rink shall be payable to the department of conservation and recreation
1135 for deposit into the General Fund. The lessees or the recipients of the property shall bear the
1136 costs considered necessary or appropriate by the commissioner of conservation and recreation for
1137 the transactions including, without limitation, costs for legal work, survey, title and the
1138 preparation of plans and specifications.

1139 (h) The name of the Max Ulin Skating Rink shall not be altered or changed under any
1140 lease or other agreement entered into under this section.

1141 SECTION 99. Sections 11 and 15 shall take effect on January 1, 2013.

1142 SECTION 100. Sections 12 and 16 shall take effect on January 1, 2015.

1143 SECTION 101. Section 18 shall take effect on July 1, 2012.

1144 SECTION 102. Section 21A shall take effect on January 1, 2012.