House bill No. 4100, as changed by the committee on Bills in Third Reading and as amended and passed to be engrossed by the House. May 1, 2009.

Chapter

T H E C O M M O N W E A L T H O F M A S S A C H U S E T T S

In the Year Two Thousand and Nine

AN ACT MAKING APPROPRIATIONS FOR THE FISCAL YEAR 2010 FOR THE MAINTENANCE OF THE DEPARTMENTS, BOARDS, COMMISSIONS, INSTITUTIONS AND CERTAIN ACTIVITIES OF THE COMMONWEALTH, FOR INTEREST, SINKING FUND AND SERIAL BOND REQUIREMENTS AND FOR CERTAIN PERMANENT IMPROVEMENTS.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to make appropriations for the fiscal year beginning July 1, 2009, and to make certain changes in law, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

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

SECTION 1. To provide for the maintenance of the several departments, boards, commissions and institutions and other services, and for certain permanent improvements and to meet certain requirements of law, the sums set forth in sections 2, 2B, 2D and 3, for the several purposes and subject to the conditions specified in sections 2, 2B, 2D and 3, are hereby appropriated from the General Fund unless specifically designated otherwise, subject to the provisions of law regulating the disbursement of public funds and the approval thereof for the fiscal year ending June 30, 2010. All sums appropriated under this act, including supplemental and deficiency budgets, shall be expended in a manner reflecting and encouraging a policy of nondiscrimination and equal opportunity for members of minority groups, women and handicapped persons. All officials and employees of an agency, board, department, commission or division receiving monies under this act shall take affirmative steps to ensure equality of opportunity in the internal affairs of state government, as well as in their relations with the public, including those persons and organizations doing business with the commonwealth. Each agency, board, department, commission or division, in spending appropriated sums and discharging its statutory responsibilities, shall adopt measures to ensure equal opportunity in the areas of hiring, promotion, demotion or transfer, recruitment, layoff or termination, rates of compensation, in-service or apprenticeship training programs and all terms and conditions of employment.

SECTION 1A. In accordance with Articles LXIII and CVII of the Articles of Amendment to the Constitution of the Commonwealth and section 6D of chapter

29 of the General Laws, it is hereby declared that the amounts of revenue set forth in this section by source for the respective funds of the commonwealth for the fiscal year ending June 30, 2010, are necessary and sufficient to provide the means to defray the appropriations and expenditures from such funds for that fiscal year as set forth and authorized in section 2. The comptroller shall keep a distinct account of actual receipts from each such source by each such fund, furnish the executive office for administration and finance and the house and senate committees on ways and means with quarterly statements comparing such receipts with the projected receipts set forth in this section, and include a full statement comparing such actual and projected receipts in the annual report for that fiscal year pursuant to section 12 of chapter 7A of the General Laws. These quarterly and annual reports shall also include detailed statements of any other sources of revenue for the budgeted funds in addition to those specified in this section.

Fiscal Year 2010 Revenue by Source and Budgeted Fund (in Millions)

Tax Source	All Budgeted Funds	General Fund	Highway Fund	SMART	MBTA	Other Budgeted Funds
Alcoholic Beverages	70.4	70.4				
Cigarettes	485.6	485.6				
Corporations	1,514.0	1,514.0				
Deeds	117.0	117.0				
Estate Inheritance	276.5	276.5				
Financial Institutions	351.2	351.2				
Income	11,432.0	11,432.0				
Insurance	399.3	399.2				
Motor Fuels	651.4		650.5			0.9
Public Utilities	72.3	72.3				
Room Occupancy	115.1	74.8				40.3
Sales - Regular	2,883.0	1,679.2		547.8	656.0	
Sales - Meals	649.0	648.9				
Sales - Motor Vehicles	489.0	285.0		92.9	111.1	
Miscellaneous	3.2	3.2				
UI Surcharges	21.0					21.0
Total Tax Revenues	**19,530.0**	**17,409.3**	**650.5**	**640.7**	**767.1**	**62.2**
SBA Transfer	(640.7)			(640.7)		
MBTA Transfer	(767.1)				(767.1)	
Pension Transfer	(1,376.6)	(1,376.6)				
Total Taxes for Budget	**16,771.6**	**16,059.0**	**650.5**			**62.2**
Non-Tax Revenue						
Federal Reimbursements	7,934.8	7,928.6	.8			5.3
Departmental Revenues	2,699.5	2,177.9	499.8			6.9
Consolidated Transfers	103.7	182.9	(77.1)			(2.1)
Grand Total	**27,509.5**	**26,348.4**	**1,074.0**	**-**	**-**	**72.0**

*Revenue deposited into the Workforce Training Fund, MA Tourism Fund, Inland Fish and Game Fund, and Stabilization Fund

SECTION 1B. The comptroller shall keep a distinct account of actual receipts of non-tax revenues by each department, board, commission or institution to furnish the executive office for administration and finance and

the house and senate committees on ways and means with quarterly statements comparing such receipts with projected receipts set forth herein and to include a full statement comparing such receipts with projected receipts in the annual report for fiscal year 2010 pursuant to section 12 of chapter 7A of the General Laws. The quarterly and annual reports shall also include detailed statements of any other sources of revenue for the budgeted funds in addition to those specified in this section.

Source	Unrestricted Non-Tax Revenue	Restricted Non-Tax Revenue	Total Non-Tax Revenue
Administrative Law Appeals Division	60,502.00	0.00	60,502.00
Appeals Court	440,697.00	0.00	440,697.00
Appellate Tax Board	1,936,141.00	300,000.00	2,236,141.00
Attorney General Office	14,694,972.00	650,000.00	15,344,972.00
Berkshire Community College	289,641.00	0.00	289,641.00
Board of Library Commissioners	2,000.00	0.00	2,000.00
Bridgewater State College	3,043,997.00	0.00	3,043,997.00
Bristol Community College	637,356.00	0.00	637,356.00
Bunker Hill Community College	1,295,698.00	0.00	1,295,698.00
Bureau of State Buildings	151,342.00	0.00	151,342.00
Campaign and Political Finance	54,500.00	0.00	54,500.00
Cape Cod Community College	552,971.00	0.00	552,971.00
Capital Asset Management and Maintenance Division	7,056,867.00	16,550,000.00	23,606,867.00
Chief Medical Examiner	0.00	1,700,000.00	1,700,000.00
Civil Service Commission	20,000.00	0.00	20,000.00
Commission Against Discrimination	148,196.00	2,000,054.00	2,148,250.00
Commission for the Deaf and Hard of Hearing	153,845.00	0.00	153,845.00
Committee for Public Counsel Services	0.00	750,000.00	750,000.00
Criminal History Systems Board	7,150,960.00	0.00	7,150,960.00
Department Conservation And Recreation	17,401,221.00	9,204,462.00	26,605,683.00
Department of Agricultural Resources	4,915,435.00	0.00	4,915,435.00
Department of Correction	12,711,516.00	5,600,000.00	18,311,516.00
Department of Early Education & Care	198,349,463.00	0.00	198,349,463.00
Department of Education	7,686,000.00	0.00	7,686,000.00
Department of Elder Affairs	1,212,704,598.00	0.00	1,212,704,598.00
Department of Environmental Protection	37,927,944.00	903,817.00	38,831,761.00
Department of Fire Services	23,765,377.00	25,000.00	23,790,377.00
Department of Fish And Game	14,706,855.00	217,989.00	14,924,844.00
Department of Industrial Accidents	25,058,946.00	0.00	25,058,946.00
Department of Labor	1,521,670.00	252,850.00	1,774,520.00
Department of Mental Health	101,807,501.00	125,000.00	101,932,501.00
Department of Mental Retardation	449,829,017.00	150,000.00	449,979,017.00
Department of Public Health	93,384,474.00	57,680,315.00	151,064,789.00
Department of Public Safety	18,787,316.00	1,948,600.00	20,735,916.00
Department of Public Utilities	11,075,350.00	2,375,000.00	13,450,350.00
Department of Revenue	169,688,792.00	6,547,280.00	176,236,072.00
Department of Social Services	191,466,366.00	3,172,812.00	194,639,178.00
Department of State Police	800,242.00	22,931,200.00	23,731,442.00
Department of Telecommunication And Cable	4,405,031.75	0.00	4,405,031.75
Department of Transitional Assistance	470,115,554.00	2,450,000.00	472,565,554.00
Department of Veterans Services	15,188.00	300,000.00	315,188.00
Department of Youth Services	1,211,426.00	0.00	1,211,426.00
Department of Housing and Community Development	2,602,560.00	2,329,213.00	4,931,773.00
Department of Workforce Development	259,105.00	0.00	259,105.00
Division of Banks	18,348,877.00	5,000,000.00	23,348,877.00
Division of Energy Resources	3,147,576.00	0.00	3,147,576.00
Division of Insurance	72,531,275.80	0.00	72,531,275.80
Division of Labor Relations	92,892.00	0.00	92,892.00
Division of Operational Services	632,213.00	1,358,000.00	1,990,213.00
Division of Professional Licensure	15,372,629.00	0.00	15,372,629.00
Division of Standards	1,714,502.00	716,018.00	2,430,520.00
Emergency Management Agency	647,199.00	0.00	647,199.00
Executive Office for Administration and Finance	4,700,783.00	1,000,000.00	5,700,783.00

Source	Unrestricted Non-Tax Revenue	Restricted Non-Tax Revenue	Total Non-Tax Revenue
Executive Office of Environmental Affairs	5,191,899.00	310,000.00	5,501,899.00
Executive Office of Health and Human Services	5,252,156,399.00	225,000,000.00	5,477,156,399.00
Executive Office of Public Safety and Homeland Security	100,000.00	0.00	100,000.00
Executive Office of Transportation	706,598.00	27,344.00	733,942.00
Fitchburg State College	3,014,630.00	0.00	3,014,630.00
Framingham State College	2,478,160.00	0.00	2,478,160.00
George Fingold Library	21,000.00	20,000.00	41,000.00
Greenfield Community College	318,597.00	0.00	318,597.00
Group Insurance Commission	549,210,780.00	1,000,000.00	550,210,780.00
Health Care Finance and Policy	237,211,224.00	0.00	237,211,224.00
Holyoke Community College	812,149.00	0.00	812,149.00
Human Resources Division	3,000.00	3,633,750.00	3,636,750.00
Information Technology Division	170.00	582,000.00	582,170.00
Lottery Commission	190,790,692.00	771,361,000.00	962,151,692.00
Massachusetts Bay Community College	919,717.00	0.00	919,717.00
Massacusetts Commission for the Blind	2,800,874.00	0.00	2,800,874.00
Massachusetts Rehabilitation Commission	3,050,526.00	0.00	3,050,526.00
Massachusetts Aeronautics Commission	410,749.00	0.00	410,749.00
Massachusetts College of Liberal Arts	371,415.00	0.00	371,415.00
Massachusetts Highway Department	7,994,926.00	1,000,000.00	8,994,926.00
Massachusetts Maritime Academy	318.00	0.00	318.00
Massasoit Community College	832,410.00	0.00	832,410.00
Merit Rating Board	20,000.00	0.00	20,000.00
Middlesex Community College	573,085.00	0.00	573,085.00
Military Division	402,500.00	400,000.00	802,500.00
Mt Wachusett Community College	421,978.00	0.00	421,978.00
Municipal Police Training Committee	1,500.00	1,262,500.00	1,264,000.00
North Shore Community College	889,664.00	0.00	889,664.00
Northern Essex Community College	782,537.00	0.00	782,537.00
Office of Consumer Affairs and Business Regulation	1,000,100.00	500,000.00	1,500,100.00
Office of the Inspector General	0.00	493,819.00	493,819.00
Office of the Comptroller	(1,572,662,085.00)	0.00	(1,572,662,085.00)
Office of the Comptroller	433,200,114.00	300,000.00	433,500,114.00
Office of the State Treasurer	223,447,805.00	0.00	223,447,805.00
Parole Board	250,000.00	600,000.00	850,000.00
Public Employee Retirement Administration	179.00	0.00	179.00
Quinsigamond Community College	442,659.00	0.00	442,659.00
Registry of Motor Vehicles	503,700,000.00	0.00	503,700,000.00
Roxbury Community College	243,750.00	529,843.00	773,593.00
Salem State College	3,511,560.00	0.00	3,511,560.00
Secretary of State	194,948,640.00	30,000.00	194,978,640.00
Sheriff Department Plymouth	4,562,765.00	16,000,000.00	20,562,765.00
Sheriff Department Suffolk	14,999,189.00	8,000,000.00	22,999,189.00
Sheriff Department Barnstable	4,948,448.00	250,000.00	5,198,448.00
Sheriff Department Berkshire	728,495.00	1,350,000.00	2,078,495.00
Sheriff Department Bristol	4,089,663.00	6,500,000.00	10,589,663.00
Sheriff Department Dukes	1,047,541.00	0.00	1,047,541.00
Sheriff Department Essex	642,200.00	2,000,000.00	2,642,200.00
Sheriff Department Franklin	846,000.00	2,104,500.00	2,950,500.00
Sheriff Department Hampden	721,000.00	1,848,675.00	2,569,675.00
Sheriff Department Hampshire	29,000.00	250,000.00	279,000.00
Sheriff Department Middlesex	141,000.00	971,788.00	1,112,788.00
Sheriff Department Nantucket	870,517.00	0.00	870,517.00
Sheriff Department Norfolk	7,031,251.00	2,500,000.00	9,531,251.00
Sheriff Department Worcester	120,400.00	0.00	120,400.00
Soldiers' Home In Holyoke	11,623,344.00	375,000.00	11,998,344.00
Soldiers' Home In Massachusetts	11,963,847.00	300,661.00	12,264,508.00
Springfield Technical Community College	1,041,234.00	0.00	1,041,234.00
State Racing Commission	2,948,027.00	0.00	2,948,027.00
Supreme Judicial Court	2,746,760.00	0.00	2,746,760.00
Trial Court	105,521,750.00	23,000,000.00	128,521,750.00
University of Massachusetts System	45,363,341.00	0.00	45,363,341.00
Westfield State College	2,749,770.00	0.00	2,749,770.00
Worcester State College	2,793,692.00	0.00	2,793,692.00
Total Non-Tax Revenue	**$9,504,174,032.55**	**$1,218,738,490.00**	**$10,722,912,522.55**

SECTION 2.

JUDICIARY.

Supreme Judicial Court.

0320-0003 For the operation of the supreme judicial court, including salaries of the chief justice and the 6 associate justices $7,965,766

0320-0010 For the operation of the clerk's office of the supreme judicial court for Suffolk county $1,241,511

0321-0001 For the operation of the commission on judicial conduct . $527,657

0321-0100 For the services of the board of bar examiners $1,108,175

Committee for Public Counsel Services.

0321-1500 For the operation of the committee for public counsel services, as authorized by chapter 211D of the General Laws; provided, that the committee shall submit a report to the clerks of the house of representatives and senate and the house and senate committees on ways and means, no later than February 1, 2010, that shall include, but not be limited to, the following: (a) the number of clients assisted by the committee in the prior fiscal year; (b) any proposed expansion of legal services delineated by type of service, target population and cost; (c) the total number of persons who received legal services by the committee, by type of case and geographic location; (d) the costs for services rendered per client, by type of case and geographic location; (e) the amount paid, if any, to the committee by clients for services rendered by type of case and geographic location; (f) the average cost for services rendered by the committee by type of case; and (g) the average number of hours spent per attorney or staff per type of case; provided further, that the committee shall submit a report to the house and senate committees on ways and means no later than February 1, 2010, on the progress of the public defender division; provided further, that said report shall include the following: (a) the number of offices that are in operation; (b) the number of staff hired to work in the district offices; and (c) the estimated savings the commonwealth has realized from having cases assigned to public defenders as opposed to being assigned to private bar advocates; provided further, that the committee shall submit a report to the house and senate committees on ways and means no later than February 1, 2010, projecting

the cost of a possible expansion of the public defender division to handle 50 per cent of all indigent cases assigned to the committee; and provided further, that said report shall include, but not be limited to, the following: (a) the number of additional attorneys necessary to handle 50 per cent of all indigent cases; (b) the initial costs associated with the possible expansion; (c) the projected annualized cost of operating the expanded public defender division; and (d) the estimated savings the commonwealth would realize by having these cases assigned to public defenders as opposed to private bar advocates..... $28,645,024

0321-1510 For compensation paid to private counsel assigned to criminal and civil cases under subsection (b) of section 6 of chapter 211D of the General Laws, pursuant to section 11 of said chapter 211D; provided, that not more than $2,000,000 of the sum appropriated in this item may be expended for services rendered before fiscal year 2010 ..... $149,729,916

0321-1518 The chief counsel for the committee for public services may expend an amount not to exceed $750,000 from revenues collected from fees charged for attorney representation of indigent clients..... $750,000

0321-1520 For fees and costs as defined in section 27A of chapter 261 of the General Laws, as ordered by a justice of the appeals court or a justice of a department of the trial court of the commonwealth on behalf of indigent persons, as defined in said section 27A of said chapter 261; provided, that not more than $1,000,000 of the sum appropriated in this item may be expended for services rendered before fiscal year 2010..... $13,532,500

0321-1600 For the Massachusetts Legal Assistance Corporation to provide legal representation for indigent or otherwise disadvantaged residents of the commonwealth; provided, that the corporation shall submit a report to the house and senate committees on ways and means no later than January 30, 2010 that shall include, but not be limited to, the following: (a) the number of persons whom the programs funded by the corporation assisted in the prior fiscal year; (b) any proposed expansion of legal services delineated by type of service, target population, and cost; and (c) the total number of indigent or otherwise disadvantaged residents of the commonwealth who received

services of the corporation, by type of case and geographic location; and provided further, that the corporation may contract with any organization for the purpose of providing the representation..... $11,070,424

0321-2000 For the operation of the mental health legal advisors committee and for certain programs for the indigent mentally ill, established pursuant to section 34E of chapter 221 of the General Laws..... $746,016

0321-2100 For the Massachusetts correctional legal services committee..... $902,029

0321-2205 For the expenses of the social law library located in Suffolk county..... $1,506,704

Appeals Court.

0322-0100 For the appeals court, including the salaries, traveling allowances and expenses of the chief justice, recall judges and the associate justices..... $10,923,851

Trial Court.

0330-0101 For the salaries of the justices of the 7 departments of the trial court..... $49,933,675

0330-0300 For the central administration of the trial court, including costs associated with trial court non-employee services, trial court dental and vision health plan agreement, jury expenses, trial court law libraries, statewide telecommunications, private and municipal court rental and leases, operation of courthouse facilities, rental of county court facilities, witness fees, printing expenses, equipment maintenance and repairs, court interpreter program, insurance and chargeback costs, the Massachusetts sentencing commission, and judicial training; provided, that not less than $2,000,000 shall be spent on guardian ad litem services for children in the custody of the commonwealth; provided further, that not less than $486,000 shall be spent on permanency mediation services; provided further, that 50 per cent of all fees payable pursuant to Massachusetts Rules of Criminal Procedure 15(d) and 30(c)(8) shall be paid from this item; provided further, that notwithstanding section 9A of chapter 30, or any other general or special law to the contrary, the rights afforded to a veteran, pursuant to said section 9A of said chapter 30, shall also be afforded to any such veteran, who holds a trial court office or position in the service of the commonwealth not classified under chapter 31, other than an elective

office, an appointive office for a fixed term or an office or position under section 7 of chapter 30, and who: (1) has held the office or position for not less than 1 year; and (2) has 30 years of total creditable service to the commonwealth, as defined in chapter 32; provided further, that the trial court shall submit a report to the victim and witness assistance board detailing the amount of assessments imposed within each court by a justice or clerk-magistrate during the previous calendar year pursuant to section 8 of chapter 258B of the General Laws; provided further, that the report shall include, but not be limited to, the number of cases in which the assessment was reduced or waived by a judge or clerk-magistrate within the courts; and provided further, that the report shall be submitted to the victim and witness assistance board on or before January 12, 2010 ..... $139,826,674

0330-3200 For the court security program, including personnel and expenses; provided, that the chief justice for administration and management shall submit a report to the house and senate committees on ways and means not later than February 1, 2010, detailing the number of court officers, per diem court officers and security personnel located in each trial court of the commonwealth $60,176,767

0330-3333 For the salaries of the law clerks of the trial court . $1,711,281

0330-3334 For the chief justice for administration and management; provided, that the chief justice may expend an amount not to exceed $23,000,000 from fees charged and collected pursuant to section 87A of chapter 276 of the General Laws; provided further, that any expenditures or allocations shall be made in accordance with schedules submitted to the house and senate committees on ways and means not later than 30 days before the expenditures or allocations are made; provided further, that a schedule detailing the full allotment of said $23,000,000 shall be submitted to the house and senate committees on ways and means not later than February 1, 2010; and provided further, that the fees shall continue to be transmitted to the treasurer for deposit into the General Fund before the expenditure authorized by this item $23,000,000

0330-3337 For the chief justice of administration and management; provided, that the chief justice may expend an amount not

to exceed $9,300,000 from fees collected pursuant to paragraph (4) of subsection (A) of section 3 of chapter 90C of the General Laws, and from increased administrative probation fees pursuant to section 87A of chapter 276 of the General Laws; provided further, that any expenditures or allocations shall be made in accordance with schedules submitted to the house and senate committees on ways and means 30 days before the expenditures or allocations are made; provided further, that a schedule detailing the full allotment of said $9,300,000 shall be submitted to the house and senate committees on ways and means not later than February 1, 2010; and provided further, that the fees shall continue to be transmitted to the treasurer for deposit into the General Fund before the expenditure authorized by this item..... $9,300,000

Superior Court Department.

0331-0100 For the operation of the superior court department; provided, that funds shall be expended for the operation of medical malpractice tribunals in accordance with the provisions of section 60B of chapter 231 of the General Laws; and provided further, that the clerk of the court shall have responsibility for the internal administration of his office, including personnel, staff services, and record keeping..... $30,995,321

District Court Department.

0332-0100 For the operation of the district court department, including a civil conciliation program; provided, that notwithstanding the provisions of any general or special law to the contrary, the district court of Chelsea shall be the permanent location for the northern trial session to handle six person jury cases; provided further, that all personnel within said district court whose duties relate to said northern trial session shall report to the clerk magistrate of said district court; and provided further, that the clerk magistrate shall utilize whatever space within the facility-at-large he deems necessary to comply with S.J.C. Rule 3:12, Canon 3(A)6 ..... $43,171,029

Probate and Family Court Department.

0333-0002 For the operation of the probate and family court department; provided, that there shall be a child and parents program in the Barnstable probate court; provided further, that there shall be a Berkshire, Franklin,

Hampden and Hampshire family court clinic to be administratively located in the city of Springfield and to serve the Berkshire, Franklin, Hampden, and Hampshire divisions of the probate court; provided further, that there shall be a Middlesex probate court family services clinic; provided further, that there shall be a Middlesex community access program of community outreach and education; provided further, that the program shall be targeted at low income persons who experience educational and language barriers to court access; and provided further, that the program shall be administered by the register of probate of Middlesex county; provided further, that there shall be a Suffolk probate community access program of community outreach and education; provided further, that said program shall be targeted at low income persons who experience educational and language barriers to court access; provided further, that said program shall be administered by the register of probate of Suffolk county; and provided further, that there shall be a Worcester probate court family services clinic..... $27,343,103

Land Court Department.

0334-0001 For the operation of the land court department..... $3,214,487

Boston Municipal Court Department.

0335-0001 For the operation of the Boston municipal court department..... $7,578,150

Housing Court Department.

0336-0002 For the operation of the housing court department..... $6,379,545

Juvenile Court Department.

0337-0002 For the operation of the juvenile court department; provided, that $145,841 shall be expended for the CASA program in Springfield juvenile courts; provided further, that $72,920 shall be expended for the CASA program in the Worcester juvenile court; provided further, that $72,920 shall be expended for the CASA program in Plymouth County juvenile court; provided further, that $100,000 shall be expended for the CASA program in the Lawrence juvenile court; provided further, that $77,478 shall be expended for the Franklin/Hampshire CASA program, including Northampton, Greenfield, Orange and Ware sessions; and provided further, that $54,690 shall be expended for a Berkshire CASA program in the Berkshire County juvenile court..... $15,318,706

Office of the Commissioner of Probation.

0339-1001 For the office of the commissioner of probation; provided, that notwithstanding any general or special law, rule or regulation to the contrary, the commissioner, subject to appropriation, shall have exclusive authority to appoint, dismiss, assign and discipline probation officers, associate probation officers, probation officers-in-charge, assistant chief probation officers and chief probation officers; provided further, that the associate probation officers shall only perform in-court functions and shall assume the in-court duties of the currently employed probation officers who shall be reassigned within the probation service subject to collective bargaining agreements to perform intensive, community-based supervision of probationers, including the provisions of intensive supervision and community restraint services as described in item 0339-1003; provided further, that no funds shall be expended from this line item to cover the costs of building leases; provided further, that notwithstanding any general or special law, rule or regulation to the contrary, probation officer personnel and probation clerical support staff assigned to the courts shall be provided with suitable office space in their current location in and around the various divisions and departments of the trial court, as the case may be, or in suitable office space as appropriate, with the advice and consent of the commissioner; provided further, that the office shall enter into an interagency service agreement with the department of revenue to verify income data and to utilize the department's wage reporting and bank match system for the purpose of weekly tape-matching, so-called, for the purposes of determining an individual's eligibility for appointment of indigent counsel, as defined in chapter 211D of the General Laws; provided further, that the office shall submit quarterly reports to the house and senate committees on ways and means detailing the progress of eligibility verification with the department; and provided further, that the report shall include, but not be limited to, the number of individuals to be found misrepresenting assets, revenue generated through collection of indigent client fees, the average indigent client fee that each court division

collects per case since the effective date of this act, recommendations on improvements in verifying eligibility for counsel and other pertinent information to ascertain the effectiveness of verification..... $133,373,975

0339-1003 For the operation of the trial court office of community corrections, including the costs of personnel; provided, that funds shall be expended for the cost of intensive supervision and community corrections programs; provided further, that the programs shall include, but not be limited to, tracking, community service, educational assistance, drug and alcohol testing and treatment, curfew enforcement, home confinement, day reporting, means-tested fines, restitution, and community incapacitation or restraint; provided further, that the number of placements in the programs shall not exceed a daily average goal of 5,000 intensively-supervised probationers; provided further, that funds from this item shall be expended to cover the costs of the programs that are undertaken and administered by court probation offices and county sheriffs' offices; provided further, that said funds shall be expended for the purpose of providing such programs in Barnstable, Berkshire, Bristol, Dukes, Essex, Franklin, Hampden, Hampshire, Middlesex, Nantucket, Norfolk, Plymouth, Suffolk, and Worcester counties in fiscal year 2010; provided further, that the executive director of the office of community corrections of the trial court shall enter into interagency service agreements and memoranda of understanding with the probation offices and sheriffs' offices for the provision of such programs, including the contracting for detention space for probationers arrested for violating probation and awaiting court action and detention space for probationers who have been ordered by the trial court to be supervised at a higher level of restraint; provided further, that such agreements and memoranda shall be entered into at the direction of the executive director; provided further, that the executive director shall submit a spending and management plan for the programs to the house and senate committees on ways and means not later than January 30, 2010; and provided further, that the plan shall include the projected number of probationers to be served by each program and include

a description of the oversight and services provided to the probationers..... $24,820,440

Office of the Jury Commissioner.

0339-2100 For the office of the jury commissioner in accordance with chapter 234A of the General Laws..... $2,690,096

Suffolk District Attorney.

0340-0100 For the Suffolk district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program and the domestic violence unit; provided, that the office shall submit a report to the house and senate committees on ways and means no later than February 1, 2010, summarizing the number and types of criminal cases managed or prosecuted by the office in calendar year 2009 and the disposition or status thereof, which shall be delineated by each jurisdiction of the district, juvenile, probate, superior, appeals, and supreme judicial court in which the cases were managed or prosecuted; provided further, that for each jurisdiction of said courts, the report shall include, but not be limited to, the following: (a) the type of criminal case; (b) the total number of defendants charged under the type of case; and (c) summary of dispositions or statuses thereof; provided further, that the office shall submit a report to the house and senate committees on ways and means no later than February 1, 2010, detailing the total number and use of private attorneys participating in any volunteer prosecutor program; provided further, that the report shall include, but not be limited to, the following: (a) the total number of personnel from private law firms participating in the program; (b) the name and address of the law firms; (c) the duties performed by the personnel; and (d) the benefits and cost savings associated with the program; provided further, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item; provided further, that the office shall submit a report to the house and senate committees on ways and means no later than February 1, 2010, detailing the office's use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws; provided further, that the report shall include, but not be limited to, the following: (a) the

amount of the funds deposited into the office's special law enforcement trust fund in fiscal years 2007, 2008, and 2009; (b) a description of how the funds were used in those fiscal years; and (c) the balance of the trust fund as of January 1, 2010; provided further, that no assistant district attorney shall be paid an annual salary of less than $37,500; and provided further, that at least 30 days before transferring any funds authorized in this item from the AA object class, the district attorney shall notify the house and senate committees on ways and means of its intention to make that transfer $15,369,356

0340-0101 For the overtime costs of state police officers assigned to the Suffolk district attorney's office..... $337,431

General Fund..... 11.80%

Highway Fund..... 88.20%

Middlesex District Attorney.

0340-0200 For the Middlesex district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program and the domestic violence unit; provided, that the office shall submit a report to the house and senate committees on ways and means no later than February 1, 2010, summarizing the number and types of criminal cases managed or prosecuted by the office in calendar year 2009 and the disposition or status thereof, which shall be delineated by each jurisdiction of the district, juvenile, probate, superior, appeals, and supreme judicial court in which the cases were managed or prosecuted; provided further, that for each jurisdiction of said courts, the report shall include, but not be limited to, the following: (a) the type of criminal case; (b) the total number of defendants charged under the type of case; and (c) summary of dispositions or statuses thereof; provided further, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item; provided further, that the office shall submit a report to the house and senate committees on ways and means no later than February 1, 2010, detailing the office's use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws; provided further, that the report shall include, but not be limited to, the following: (a) the

amount of the funds deposited into the office's special law enforcement trust fund in fiscal years 2007, 2008, and 2009; (b) a description of how the funds were used in those fiscal years; and (c) the balance of the trust fund as of January 1, 2010; provided further, that the office shall submit a report to the house and senate committees on ways and means no later than February 1, 2010, detailing the total number and use of private attorneys participating in any volunteer prosecutor program; provided further, that the report shall include, but not be limited to, the following: (a) the total number of personnel from private law firms participating in the program; (b) the name and address of the law firms; (c) the duties performed by the personnel; and (d) the benefits and cost savings associated with the program; provided further, that no assistant district attorney shall be paid an annual salary of less than $37,500; and provided further, that at least 30 days before transferring any funds authorized in this item from the AA object class, the district attorney shall notify the house and senate committees on ways and means of its intention to make that transfer $13,195,217

0340-0201 For the overtime costs of state police officers assigned to the Middlesex district attorney's office $491,890

General Fund..... 11.80%

Highway Fund..... 88.20%

Eastern District Attorney.

0340-0300 For the Eastern district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program and the domestic violence unit; provided, that the office shall submit a report to the house and senate committees on ways and means no later than February 1, 2010, summarizing the number and types of criminal cases managed or prosecuted by the office in calendar year 2009 and the disposition or status thereof, which shall be delineated by each jurisdiction of the district, juvenile, probate, superior, appeals, and supreme judicial court in which the cases were managed or prosecuted; provided further, that for each jurisdiction of said courts, the report shall include, but not be limited to, the following: (a) the type of criminal case; (b) the total number of defendants charged under the type of case; and (c)

summary of dispositions or statuses thereof; provided further, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item; provided further, that the office shall submit a report to the house and senate committees on ways and means no later than February 1, 2010, detailing the office's use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws; provided further, that the report shall include, but not be limited to, the following: (a) the amount of the funds deposited into the office's special law enforcement trust fund in fiscal years 2007, 2008, and 2009; (b) a description of how the funds were used in those fiscal years; and (c) the balance of the trust fund as of January 1, 2010; provided further, that no assistant district attorney shall be paid an annual salary of less than $37,500; provided further, that at least 30 days before transferring any funds authorized in this item from the AA object class, the district attorney shall notify the house and senate committees on ways and means of its intention to make that transfer; provided further, that the office shall submit a report to the house and senate committees on ways and means no later than February 1, 2010, detailing the total number and use of private attorneys participating in any volunteer prosecutor program; and provided further, that the report shall include, but not be limited to, the following: (a) the total number of personnel from private law firms participating in the program; (b) the name and address of the law firms; (c) the duties performed by the personnel; and (d) the benefits and cost savings associated with the program . $8,106,284

0340-0301 For the overtime costs of state police officers assigned to the Eastern district attorney's office $480,334

General Fund..... 11.80%

Highway Fund..... 88.20%

Worcester District Attorney.

0340-0400 For the Worcester district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program and the domestic violence unit; provided, that the office shall submit a report to the house and senate committees on ways and means no later than February 1, 2010,

summarizing the number and types of criminal cases managed or prosecuted by the office in calendar year 2009 and the disposition or status thereof, which shall be delineated by each jurisdiction of the district, juvenile, probate, superior, appeals, and supreme judicial court in which the cases were managed or prosecuted; provided further, that for each jurisdiction of said courts, the report shall include, but not be limited to, the following: (a) the type of criminal case; (b) the total number of defendants charged under the type of case; and (c) summary of dispositions or statuses thereof; provided further, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item; provided further, that the office shall submit a report to the house and senate committees on ways and means no later than February 1, 2010, detailing the office's use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws; provided further, that the report shall include, but not be limited to, the following: (a) the amount of the funds deposited into the office's special law enforcement trust fund in fiscal years 2007, 2008, and 2009; (b) a description of how the funds were used in those fiscal years; and (c) the balance of the trust fund as of January 1, 2010; provided further, that the office shall submit a report to the house and senate committees on ways and means no later than February 1, 2010, detailing the total number and use of private attorneys participating in any volunteer prosecutor program; provided further, that the report shall include, but not be limited to, the following: (a) the total number of personnel from private law firms participating in the program; (b) the name and address of the law firms; (c) the duties performed by the personnel; and (d) the benefits and cost savings associated with the program; provided further, that no assistant district attorney shall be paid an annual salary of less than $37,500; and provided further, that at least 30 days before transferring any funds authorized in this item from the AA object class, the district attorney shall notify the house and senate committees on ways and means of its intention to make that transfer $8,568,209

0340-0401 For the overtime costs of state police officers assigned to the Worcester district attorney's office $393,809

General Fund..... 11.80%

Highway Fund..... 88.20%

0340-0410 For the analysis of narcotic drug synthetic substitutes, poisons, drugs, medicines and chemicals at the University of Massachusetts Medical School in order to support the law enforcement efforts of the district attorneys, the state police and municipal police departments..... $405,000

Hampden District Attorney.

0340-0500 For the Hampden district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program and the domestic violence unit; provided, that the office shall submit a report to the house and senate committees on ways and means no later than February 1, 2010, summarizing the number and types of criminal cases managed or prosecuted by the office in calendar year 2009 and the disposition or status thereof, which shall be delineated by each jurisdiction of the district, juvenile, probate, superior, appeals, and supreme judicial court in which the cases were managed or prosecuted; provided further, that for each jurisdiction of said courts, the report shall include, but not be limited to, the following: (a) the type of criminal case; (b) the total number of defendants charged under the type of case; and (c) summary of dispositions or statuses thereof; provided further, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item; provided further, that the office shall submit a report to the house and senate committees on ways and means no later than February 1, 2010, detailing the office's use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws; provided further, that the report shall include, but not be limited to, the following: (a) the amount of the funds deposited into the office's special law enforcement trust fund in fiscal years 2007, 2008, and 2009; (b) a description of how the funds were used in those fiscal years; and (c) the balance of the trust fund as of January 1, 2010; provided further, that the office shall submit a report to the house and senate committees on ways and means no later

than February 1, 2010, detailing the total number and use of private attorneys participating in any volunteer prosecutor program; provided further, that the report shall include, but not be limited to, the following: (a) the total number of personnel from private law firms participating in the program; (b) the name and address of the law firms; (c) the duties performed by the personnel; and (d) the benefits and cost savings associated with the program; provided further, that no assistant district attorney shall be paid an annual salary of less than $37,500; and provided further, that at least 30 days before transferring any funds authorized in this item from the AA object class, the district attorney shall notify the house and senate committees on ways and means of its intention to make that transfer $7,706,174

0340-0501 For the overtime costs of state police officers assigned to the Hampden district attorney's office $323,713

General Fund..... 11.80%

Highway Fund..... 88.20%

Hampshire/Franklin District Attorney.

0340-0600 For the Hampshire/Franklin district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program and the domestic violence unit; provided, that the office shall submit a report to the house and senate committees on ways and means no later than February 1, 2010, summarizing the number and types of criminal cases managed or prosecuted by the office in calendar year 2009 and the disposition or status thereof, which shall be delineated by each jurisdiction of the district, juvenile, probate, superior, appeals, and supreme judicial court in which the cases were managed or prosecuted; provided further, that for each jurisdiction of said courts, the report shall include, but not be limited to, the following: (a) the type of criminal case; (b) the total number of defendants charged under the type of case; and (c) summary of dispositions or statuses thereof; provided further, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item; provided further, that the office shall submit a report to the house and senate committees on ways and means no later than

February 1, 2010, detailing the office's use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws; provided further, that the report shall include, but not be limited to, the following: (a) the amount of the funds deposited into the office's special law enforcement trust fund in fiscal years 2007, 2008, and 2009; (b) a description of how the funds were used in said fiscal years; and (c) the balance of the trust fund as of January 1, 2010; provided further, that the office shall submit a report to the house and senate committees on ways and means no later than February 1, 2010, detailing the total number and use of private attorneys participating in any volunteer prosecutor program; provided further, that the report shall include, but not be limited to, the following: (a) the total number of personnel from private law firms participating in the program; (b) the name and address of the law firms; (c) the duties performed by the personnel; and (d) the benefits and cost savings associated with the program; provided further, that no assistant district attorney shall be paid an annual salary of less than $37,500; and provided further, that at least 30 days before transferring any funds authorized in this item from the AA object class, the district attorney shall notify the house and senate committees on ways and means of its intention to make that transfer $4,803,460

0340-0601 For the overtime costs of state police officers assigned to the Hampshire/Franklin district attorney's office..... $280,236

Norfolk District Attorney.

0340-0700 For the Norfolk district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program and the domestic violence unit; provided, that the office shall submit a report to the house and senate committees on ways and means no later than February 1, 2010, summarizing the number and types of criminal cases managed or prosecuted by the office in calendar year 2009 and the disposition or status thereof, which shall be delineated by each jurisdiction of the district, juvenile, probate, superior, appeals, and supreme judicial court in which the cases were managed or prosecuted; provided further, that for each jurisdiction of said courts, the report shall include, but not be limited to, the following: (a)

the type of criminal case; (b) the total number of defendants charged under the type of case; and (c) summary of dispositions or statuses thereof; provided further, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item; provided further, that the office shall submit a report to the house and senate committees on ways and means no later than February 1, 2010, detailing the office's use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws; provided further, that the report shall include, but not be limited to, the following: (a) the amount of the funds deposited into the office's special law enforcement trust fund in fiscal years 2007, 2008, and 2009; (b) a description of how the funds were used in those fiscal years; and (c) the balance of the trust fund as of January 1, 2010; provided further, that the office shall submit a report to the house and senate committees on ways and means no later than February 1, 2010, detailing the total number and use of private attorneys participating in any volunteer prosecutor program; provided further, that the report shall include, but not be limited to, the following: (a) the total number of personnel from private law firms participating in the program; (b) the name and address of the law firms; (c) the duties performed by the personnel; and (d) the benefits and cost savings associated with the program; provided further, that no assistant district attorney shall be paid an annual salary of less than $37,500; and provided further, that at least 30 days before transferring any funds authorized in this item from the AA object class, the district attorney shall notify the house and senate committees on ways and means of its intention to make that transfer $7,900,194

0340-0701 For the overtime costs of state police officers assigned to the Norfolk district attorney's office $406,958

General Fund..... 11.80%

Highway Fund..... 88.20%

Plymouth District Attorney.

0340-0800 For the Plymouth district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program and the domestic violence unit; provided, that the office shall

submit a report to the house and senate committees on ways and means no later than February 1, 2010, summarizing the number and types of criminal cases managed or prosecuted by the office in calendar year 2009 and the disposition or status thereof, which shall be delineated by each jurisdiction of the district, juvenile, probate, superior, appeals, and supreme judicial court in which the cases were managed or prosecuted; provided further, that for each jurisdiction of said courts, the report shall include, but not be limited to, the following: (a) the type of criminal case; (b) the total number of defendants charged under the type of case; and (c) summary of dispositions or statuses thereof; provided further, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item; provided further, that the office shall submit a report to the house and senate committees on ways and means no later than February 1, 2010, detailing the office's use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws; provided further, that the report shall include, but not be limited to, the following: (a) the amount of the funds deposited into the office's special law enforcement trust fund in fiscal years 2007, 2008, and 2009; (b) a description of how the funds were used in those fiscal years; and (c) the balance of the trust fund as of January 1, 2010; provided further, that the office shall submit a report to the house and senate committees on ways and means no later than February 1, 2010, detailing the total number and use of private attorneys participating in any volunteer prosecutor program; provided further, that the report shall include, but not be limited to, the following: (a) the total number of personnel from private law firms participating in the program; (b) the name and address of the law firms; (c) the duties performed by the personnel; and (d) the benefits and cost savings associated with the program; provided further, that no assistant district attorney shall be paid an annual salary of less than $37,500; and provided further, that at least 30 days before transferring any funds authorized in this item from the AA object class, the district attorney shall notify the

house and senate committees on ways and means of its intention to make that transfer $6,854,169

0340-0801 For the overtime costs of state police officers assigned to the Plymouth district attorney's office $409,373

General Fund..... 11.80%

Highway Fund..... 88.20%

Bristol District Attorney.

0340-0900 For the Bristol district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program and the domestic violence unit; provided, that the office shall submit a report to house and senate committees on ways and means no later than February 1, 2010, summarizing the number and types of criminal cases managed or prosecuted by the office in calendar year 2009 and the disposition or status thereof, which shall be delineated by each jurisdiction of the district, juvenile, probate, superior, appeals, and supreme judicial court in which the cases were managed or prosecuted; provided further, that for each jurisdiction of said courts, the report shall include, but not be limited to, the following: (a) the type of criminal case; (b) the total number of defendants charged under the type of case; and (c) summary of dispositions or statuses thereof; provided further, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item; provided further, that the office shall submit a report to the house and senate committees on ways and means no later than February 1, 2010, detailing the total number and use of private attorneys participating in any volunteer prosecutor program; provided further, that the report shall include, but not be limited to, the following: (a) the total number of personnel from private law firms participating in the program; (b) the name and address of the law firms; (c) the duties performed by the personnel; and (d) the benefits and cost savings associated with the program; provided further, that the office shall submit a report to the house and senate committees on ways and means no later than February 1, 2010, detailing the office's use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws; provided further, that the report shall include, but not

be limited to, the following: (a) the amount of the funds deposited into the office's special law enforcement trust fund in fiscal years 2007, 2008, and 2009; (b) a description of how the funds were used in those fiscal years; and (c) the balance of the trust fund as of January 1, 2010; provided further, that no assistant district attorney shall be paid an annual salary of less than $37,500; and provided further, that at least 30 days before transferring any funds authorized in this item from the AA object class, the district attorney shall notify the house and senate committees on ways and means of its intention to make that transfer..... $7,133,271

0340-0901 For the overtime costs of state police officers assigned to the Bristol district attorney's office..... $310,779

General Fund..... 11.80%

Highway Fund..... 88.20%

Cape and Islands District Attorney.

0340-1000 For the Cape and Islands district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program and the domestic violence unit; provided further, that the office shall submit reports to the house and senate committees on ways and means no later than February 1, 2010, summarizing the number and types of criminal cases managed or prosecuted by the office in calendar year 2009 and the disposition or status thereof, which shall be delineated by each jurisdiction of the district, juvenile, probate, superior, appeals, and supreme judicial court in which the cases were managed or prosecuted; provided further, that for each jurisdiction of said courts, the report shall include, but not be limited to, the following: (a) the type of criminal case; (b) the total number of defendants charged under the type of case; and (c) summary of dispositions or statuses thereof; provided further, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item; provided further, that the office shall submit a report to the house and senate committees on ways and means no later than February 1, 2010, detailing the total number and use of private attorneys participating in any volunteer prosecutor program; provided further, that the report

shall include, but not be limited to, the following: (a) the total number of personnel from private law firms participating in the program; (b) the name and address of the law firms; (c) the duties performed by the personnel; and (d) the benefits and cost savings associated with the program; provided further, that the office shall submit a report to the house and senate committees on ways and means no later than February 1, 2010, detailing the office's use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws; provided further, that the report shall include, but not be limited to, the following: (a) the amount of the funds deposited into the office's special law enforcement trust fund in fiscal years 2007, 2008, and 2009; (b) a description of how the funds were used in those fiscal years; and (c) the balance of the trust fund as of January 1, 2010; provided further, that no assistant district attorney shall be paid an annual salary of less than $37,500; and provided further, that at least 30 days before transferring any funds authorized in this item from the AA object class, the district attorney shall notify the house and senate committees on ways and means of its intention to make that transfer $3,485,615

0340-1001 For the overtime costs of state police officers assigned to the Cape and Islands district attorney's office..... $265,462

General Fund..... 11.80%

Highway Fund..... 88.20%

Berkshire District Attorney.

0340-1100 For the Berkshire district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program and the domestic violence unit; provided, that the office shall submit a report to the house and senate committees on ways and means no later than February 1, 2010, summarizing the number and types of criminal cases managed or prosecuted by the office in calendar year 2009 and the disposition or status thereof, which shall be delineated by each jurisdiction of the district, juvenile, probate, superior, appeals, and supreme judicial court in which the cases were managed or prosecuted; provided further, that for each jurisdiction of said courts, the report shall include, but not be limited to, the following: (a) the type of criminal case;

(b) the total number of defendants charged under the type of case; and (c) summary of dispositions or statuses thereof; provided further, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item; provided further, that the office shall submit a report to the house and senate committees on ways and means no later than February 1, 2010, detailing the office's use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws; provided further, that the report shall include, but not be limited to, the following: (a) the amount of the funds deposited into the office's special law enforcement trust fund in fiscal years 2007, 2008, and 2009; (b) a description of how the funds were used in those fiscal years; and (c) the balance of the trust fund as of January 1, 2010; provided further, that the office shall submit a report to the house and senate committees on ways and means no later than February 1, 2010, detailing the total number and use of private attorneys participating in any volunteer prosecutor program; provided further, that the report shall include, but not be limited to, the following: (a) the total number of personnel from private law firms participating in the program; (b) the name and address of the law firms; (c) the duties performed by the personnel; and (d) the benefits and cost savings associated with the program; provided further, that no assistant district attorney shall be paid an annual salary of less than $37,500; and provided further, that at least 30 days before transferring any funds authorized in this item from the AA object class, the district attorney shall notify the house and senate committees on ways and means of its intention to make that transfer $3,395,242

0340-1101 For the overtime costs of state police officers assigned to the Berkshire district attorney's office $204,882

General Fund..... 11.80%

Highway Fund..... 88.20%

DISTRICT ATTORNEYS' ASSOCIATION.

0340-2100 For the operation of the Massachusetts district attorneys' association, including the implementation and related expenses of the district attorneys' office automation and case management and tracking system;

provided, that expenses associated with the system may be charged directly to this item; provided further, that the 11 district attorneys of the commonwealth may contribute a portion of their fiscal year 2010 appropriation to the Massachusetts district attorneys' association in order to alleviate the cost of the case management and tracking system as well as the cost of data lines associated with the district attorney's computer network; provided further, that the department shall work in conjunction with the disabled persons protection commission and the 11 district attorneys offices to prepare a report that shall include, but not be limited to, the following: (a) the number of abuse cases that are referred to each said district attorney's office for further investigation; (b) the number of said referrals resulting in the filing of criminal charges, delineated by type of charge; (c) the number of cases referred to each said district attorneys office that remain open as of the date for submission of said report; and (d) the number of cases resulting a criminal prosecution, and the disposition of each such prosecution; provided further, that said report shall be submitted to the house and senate committees on ways and means on or before March 15, 2010; and provided further, that no expenditures shall be made, on or after the effective date of this act, which would cause the commonwealth's obligation for the purpose of this item to exceed the amount appropriated in this item..... $1,580,958

0340-8908 For the costs associated with maintaining the Massachusetts District Attorneys Association's wide area network..... $1,053,440

EXECUTIVE.

0411-1000 For the offices of the governor, the lieutenant governor and the governor's council; provided, that the amount appropriated in this item may be used at the discretion of the governor for the payment of extraordinary expenses not otherwise provided for and for transfer to appropriation accounts where the amounts otherwise available may be insufficient; provided further, that funds may be expended on the governor's development coordinating council; and provided further, that the advisory council on Alzheimer diseases and related disorders, as established in the office of the governor by section 379 of chapter 194 of the acts of 1998 and

section 80 of chapter 236 of the acts of 2000, shall continue during fiscal year 2010 ..... $4,952,646

0411-1003 For costs associated with maintaining and enhancing the commonwealth's Washington, DC office for the purpose of better coordinating all activities and programs that receive or may potentially receive federal funds or are regulated by federal agencies $403,430

0411-1005 For the operation of the office of the child advocate $267,000

SECRETARY OF THE COMMONWEALTH.

Office of the Secretary of the Commonwealth.

0511-0000 For the operation of the office of the secretary; provided, that the office shall submit a report detailing staffing patterns for each program operated by the office; provided further, that the report shall include, but not be limited to, actual and functional job titles by program and compensation rates and lengths of service for each employee; provided further, that the office shall submit the report not later than February 1, 2010, to the house and senate committees on ways and means; provided further, that the secretary may transfer funds between items 0540-0900, 0540-1000, 0540-1100, 0540-1200, 0540-1300, 0540-1400, 0540-1500, 0540-1600, 0540-1700, 0540-1800, 0540-1900, 0540-2000 and 0540-2100 pursuant to an allocation schedule filed with the house and senate committees on ways and means not less than 30 days before the transfer; provided further, that each register of deeds using electronic record books shall ensure that all methods of electronically recording instruments conform to any regulation or standard established by the secretary of state or the records conservation board; and provided further, that those regulations shall be issued not later than June 30, 2010 ..... $6,521,998

0511-0001 The secretary of state may expend revenues not to exceed $30,000 from the sale of merchandise at the Massachusetts state house gift shop for the purpose of replenishing and restocking gift shop inventory $30,000

0511-0200 For the operation of the state archives division $489,721

0511-0230 For the operation of the records center $137,337

0511-0250 For the operation of the archives facility $410,478

0511-0260 For the operation of the commonwealth museum $251,220

0511-0270 For the secretary of state who may contract with the University of Massachusetts Donahue Institute to provide the commonwealth with technical assistance on United

States census data and to prepare annual population estimates $2,313,333

0511-0420 For the operation of the address confidentiality program. $158,254

0517-0000 For the printing of public documents $800,000

0521-0000 For the operation of the elections division, including preparation, printing and distribution of ballots and for other miscellaneous expenses for primary and other elections; provided, that the secretary of state may award grants for voter registration and education; provided further, that the registration and education activities may be conducted by community-based voter registration and education organizations; provided further, that the secretary shall submit a report to the house and senate committees on ways and means not later than February 1, 2010, detailing the amount appropriated for the purposes of providing reimbursements for the costs of extended polling hours from this item to each city or town; and provided further, that the secretary shall investigate issues relative to preservation and storage of vital municipal records in cities and towns in the commonwealth and shall report to the general court by June 30, 2010 ..... $3,264,031

0521-0001 For the operation of the central voter registration computer system; provided, that an annual report detailing voter registration activity shall be submitted to the house and senate committees on ways and means on or before February 1, 2010 ..... $4,809,248

0524-0000 For providing information to voters $583,744

0526-0100 For the operation of the Massachusetts historical commission $750,000

0527-0100 For the operation of the ballot law commission $12,309

0528-0100 For the operation of the records conservation board $35,119

0540-0900 For the registry of deeds located in Lawrence in the former county of Essex $1,168,252

0540-1000 For the registry of deeds located in Salem in the former county of Essex $3,104,650

0540-1100 For the registry of deeds in the former county of Franklin $513,166

0540-1200 For the registry of deeds in the former county of Hampden $1,934,381

0540-1300 For the registry of deeds in the former county of Hampshire $541,356

0540-1400 For the registry of deeds located in Lowell in the former county of Middlesex $1,278,812

0540-1500 For the registry of deeds located in Cambridge in the former county of Middlesex $3,310,594

0540-1600 For the registry of deeds located in Adams in the former county of Berkshire $294,801

0540-1700 For the registry of deeds located in Pittsfield in the former county of Berkshire $501,891

0540-1800 For the registry of deeds located in Great Barrington in the former county of Berkshire $248,186

0540-1900 For the registry of deeds in the former county of Suffolk $2,064,363

0540-2000 For the registry of deeds located in Fitchburg in the former county of Worcester $768,712

0540-2100 For the registry of deeds located in the city of Worcester in the former county of Worcester $2,482,130

TREASURER AND RECEIVER-GENERAL.

Office of the Treasurer and Receiver General.

0610-0000 For the office of the treasurer and receiver-general; provided, that the treasurer shall provide computer services required by the teachers' retirement board; provided further, that the treasurer's office shall submit a report to the victim and witness assistance board which details the amount of assessments transmitted to the treasurer during the previous calendar year on a monthly basis from the courts, the registrar of motor vehicles and the sheriff or superintendent of any correctional facility pursuant to section 8 of chapter 258B; provided further, that the report shall be submitted to the board on or before January 15, 2010; provided further, that funds may be expended for the payment of bank fees; and provided further, that the treasurer's office shall pay half of the administrative costs of the municipal finance oversight board from this item $9,766,040

General Fund 90.0%

Highway Fund 10.0%

0610-0050 For the administration of the alcoholic beverages control commission in its efforts to regulate and control the conduct and condition of traffic in alcoholic beverages; provided, that said commission shall maintain at least 1 chief investigator and other investigators for the purpose of regulating and controlling the traffic of

alcoholic beverages; provided further, that said commission shall work and cooperate with the Alcohol, Tobacco, and Firearms division of the United States Department of Justice and other relevant federal agencies to assist in its efforts to regulate and control the traffic of alcoholic beverages; and provided further, that said commission is directed to seek out matching federal dollars and to apply for federal grants that may be available to assist in the enforcement of laws pertaining to the traffic of alcoholic beverages..... $2,057,305

0610-0060 For the costs associated with the investigation and enforcement division of the alcoholic beverages control commission's implementation of the enhanced liquor enforcement programs, known as Safe Campus, Safe Holidays, Safe Prom and Safe Summer; provided, that funds from this appropriation shall not support other operating costs of item 0610-0050; and provided further, that said commission shall submit a report to the house and senate committees on ways and means not later than March 1, 2010 detailing the results of said program..... $300,000

0610-0140 For the purpose of funding administrative, transactional and research expenses associated with maintaining and increasing the interest earnings on the Commonwealth's General and Stabilization Fund investments..... $22,250

0610-2000 For payments made to veterans pursuant to section 16 of chapter 130 of the acts of 2005; provided, that the treasurer shall notify the house and senate committees on ways and means upon the expenditure of the funds appropriated herein..... $3,155,604

0611-1000 For bonus payments to war veterans..... $44,500

Lottery Commission.

0640-0000 For the operation of the state lottery commission and arts lottery; provided, that no funds shall be expended from this item for any costs associated with the promotion or advertising of lottery games; provided further, that positions funded by this item shall not be subject to chapters 30 and 31 of the General Laws; and provided further, that 25 per cent of the amount appropriated herein shall be transferred quarterly from the State Lottery Fund to the General Fund $79,392,486

0640-0005 For the costs associated with the continued implementation of monitor games; provided, that any sums expended on promotional activities shall be limited to

point-of-sale promotions and agent newsletters; and provided further, that 25 per cent of the amount appropriated in this item shall be transferred quarterly from the State Lottery fund to the General Fund..... $2,875,484

0640-0010 For the promotional activities associated with the state lottery program; provided, that 25 per cent of the amount appropriated in this item shall be transferred quarterly from the State Lottery Fund to the General Fund..... $10,000,000

0640-0096 For the purpose of the commonwealth's fiscal year 2010 contributions to the health and welfare fund established pursuant to the collective-bargaining agreement between the lottery commission and the service employees international union, Local 254, AFL-CIO; provided, that the contributions shall be paid to the trust fund on such basis as the collective bargaining agreement provides; and provided further, that 25 per cent of the amount appropriated in this item shall be transferred quarterly from the State Lottery Fund to the General Fund $355,945

MASSACHUSETTS CULTURAL COUNCIL.

0640-0300 For the services and operations of the council, including grants to or contracts with public and non-public entities; provided, that notwithstanding any general or special law to the contrary, the council may expend the amounts herein appropriated for the purposes of the council as provided in sections 52 to 58, inclusive, of chapter 10 of the General Laws in amounts and at times as the council may determine pursuant to section 54 of said chapter 10; provided further, that 25 per cent of the amount appropriated herein shall be transferred quarterly from the Arts Lottery Fund to the General Fund; provided further, that any funds expended from this item for the benefit of schoolchildren shall be expended for the benefit of all Massachusetts schoolchildren and on the same terms and conditions; provided further, that the council shall not expend funds from this item for any grant or contract recipient that, in any program or activity for Massachusetts schoolchildren, does not apply the same terms and conditions to all such schoolchildren; provided further, that in order to receive a grant to augment or initiate a cultural organization's endowment, said organization shall raise an amount at least equal to the amount of the grant for the organization's endowment; provided further, that funds provided by the grants

shall, in perpetuity, be used solely to provide free or reduced rate public programs or services to citizens of the commonwealth; provided further, that a grant made under this program shall not exceed the cap detailed in item 0640-0300 in section 2 of chapter 182 of the acts of 2008; provided further, that a person employed under this item shall be considered an employee within the meaning of section 1 of chapter 150E of the General Laws and shall be placed in the appropriate bargaining unit; and provided further, that the Local Cultural Council Grant Program shall provide a minimum grant of no less than the amount detailed in item 0640-0300 in section 2 of chapter 182 of the acts of 2008 per municipality..... $11,392,945

Debt Service.

0699-0015 For the payment of interest, discount and principal on certain bonded debt and the sale of bonds of the commonwealth, previously charged to the Local Aid Fund, the State Recreation Areas Fund, the Metropolitan Parks District Fund, the Metropolitan Water District Fund, the Metropolitan Sewerage District Fund, the Watershed Management Fund, the Highway Fund, and the Inter-City Bus Fund; provided, that payments of certain serial bonds maturing previously charged to the Local Aid Fund, the State Recreation Areas Fund, the Metropolitan Water District Fund, the Metropolitan Sewerage District Fund, and the Highway Fund shall be paid from this item; provided further, that notwithstanding any general or special law to the contrary, the state treasurer may make payments pursuant to section 38C of chapter 29 of the General Laws from this item and item 0699-9100; provided further, that the payments shall pertain to the bonds, notes, or other obligations authorized to be paid from each item; provided further, that notwithstanding any general or special law to the contrary, the comptroller may transfer the amounts that would otherwise be unexpended on June 30, 2010, from item 0699-0015 to item 0699-9100 or from item 0699-9100 to item 0699-0015 which would otherwise have insufficient amounts to meet debt service obligations for the fiscal year ending June 30, 2010; provided further, that each amount transferred shall be charged to the funds as specified in the item to which the amount is transferred; provided further, that payments on bonds issued pursuant to section 2O of

chapter 29 of the General Laws shall be paid from this item and shall be charged to the Infrastructure subfund of the Highway Fund; provided further, that payments of interest, discount and principal on certain bonded debt of the commonwealth associated with the Watershed Management Fund for the acquisition of development rights and other interests in land, including fee simple acquisitions of watershed lands of the Quabbin and Wachusett reservoirs and the Ware river watershed above the Ware river intake pipe shall be paid from this item; provided further, that notwithstanding any general or special law to the contrary or other provisions of this item, the comptroller may charge the payments authorized herein to the appropriate budgetary or other fund subject to a plan which the comptroller shall file 10 days in advance with the house and senate committees on ways and means; and provided further, that the comptroller shall transfer from this item to the Government Land Bank Fund an amount equal to the amount by which debt service charged to said fund exceeds revenue deposited to said funds $1,895,954,000

General Fund 68.07%

Highway Fund 31.93%

0699-2004 For the payment of interest, discount and principal on certain indebtedness which may be incurred for financing the central artery/third harbor tunnel funding shortfall $91,720,000

Highway Fund 100.0%

0699-9100 For the payment of interest and issuance costs on bonds and bond and revenue anticipation notes and other notes pursuant to sections 47 and 49B of chapter 29 of the General Laws and for the payment to the United States pursuant to section 148 of the Internal Revenue Code of 1986 of any rebate amount or yield reduction payment owed with respect to any bonds or notes or other obligations of the commonwealth; provided, that the treasurer shall certify to the comptroller a schedule of the distribution of costs among the various funds of the commonwealth; provided further, that the comptroller shall charge costs to the funds in accordance with the schedule; and provided further, that any deficit in this item at the close of the fiscal year ending June 30, 2010 shall be charged to the various funds or to the General Fund or Highway Fund debt service reserves $52,105,000

0699-9101 For the purpose of depositing with the trustee under the trust agreement authorized in section 10 of chapter 11 of the acts of 1997 an amount to be used to pay the interest due on notes of the commonwealth issued pursuant to section 9 of said chapter 11 and secured by the Federal Highway Grant Anticipation Note Trust Fund..... $36,694,000

Department of Veterans Services.

1410-0010 For the operation of the department of veterans' services; provided, that the department may fund a housing specialist from this item; provided further, that the department may expend funds for the Glory 54th Brigade; provided further, that the secretary of veterans' affairs shall submit a report to the joint committee on veterans' and federal affairs and the house and senate committees on ways and means not later than December 31, 2009, on the secretariat's implementation of and the outreach efforts of the ''welcome home bill''; and provided further, that the report shall include the participation rates for service, hindrances to enrollment for the program, and recommendations, including any necessary statutory or other changes to increase the number of service men and women who apply for such service..... $2,241,746

1410-0012 For services to veterans, including the maintenance and operation of outreach centers; provided, that the department shall not reduce the amount allocated to a program listed in this item as appearing in section 2 of chapter 182 of the acts of 2008 by more than 25 per cent in fiscal year 2010..... $1,738,686

1410-0015 For the women veterans' outreach program..... $50,000

1410-0018 The department may expend not more than $300,000 for the maintenance and operation of Agawam and Winchendon veterans' cemeteries from revenue collected from fees, grants, gifts or other contributions to the cemeteries; prior appropriations continued $300,000

1410-0100 For the revenue maximization project of the executive office of elder affairs to identify individuals eligible for veterans' pensions who are currently receiving home health care services $98,000

1410-0250 For veterans homelessness services, provided, that the department shall not reduce the amount allocated to a program listed in this item as appearing in section 2 of

chapter 182 of the acts of 2008 by more than 25 per cent in fiscal year 2010 ..... $2,083,073

1410-0251 For the maintenance and operation of homeless shelters and transitional housing for veterans at the New England Shelter for Homeless Veterans located in the city of Boston $2,278,466

1410-0300 For the payment of annuities to certain disabled veterans and the parents and un-remarried spouses of certain deceased veterans; provided, that the payments shall be made pursuant to section 6B of chapter 115 of the General Laws; provided further, that the department shall take reasonable steps to terminate payments upon the death of a recipient; provided further, that the department shall prorate annuity payments to ensure that the total payments in fiscal year 2010 shall not exceed the amount appropriated herein; and provided further, that the secretary of veterans' services shall file with the house and senate committees on ways and means a report detailing the number of applications received for annuities offered under this program at the end of each fiscal quarter $18,944,760

1410-0400 For reimbursing cities and towns for money paid for veterans' benefits and for payments to certain veterans under section 6 of chapter 115 of the General Laws; provided, that notwithstanding any general or special law to the contrary, 100 per cent of the amounts of veterans' benefits paid by cities and towns to residents of a soldiers' home shall be paid by the commonwealth to the several cities and towns; provided further, that pursuant to section 9 of said chapter 115, the department shall reimburse cities and towns for the cost of United States flags placed on the graves of veterans on Memorial Day; provided further, that notwithstanding any general or special law to the contrary, the secretary of veterans' services shall continue a training program for veterans' agents and directors of veterans' services in cities and towns; provided further, that the department of veterans' services shall provide such training in several locations across the commonwealth including, but not limited to, providing training programs at the Massachusetts Veterans' Service Officers Association statewide training conferences; provided further, that the purpose of the training program shall be to maximize federal assistance

available for veterans and to assure that the agents and directors receive uniform instruction on providing veterans and dependents with advice relative to procurement of state, federal and local benefits to which they are entitled, including employment, education, health care, retirement and other veterans' benefits; provided further, that the subject matter of the training program shall include benefits available under said chapter 115 and alternative resources, including those which are partially or wholly subsidized by the federal government, such as Medicaid, Supplemental Security Income and Social Security Disability benefits, as well as federal pension and compensation entitlements; provided further, that the secretary shall promulgate regulations for the training program; provided further, that upon successful participation by the veterans' agents or directors of veterans' services in the training program, the costs of the training program incurred by the several cities and towns shall be reimbursed by the commonwealth on or before November 10 following the fiscal year in which the costs were paid; provided further, that any person applying for veterans' benefits to pay for services available under chapter 118E of the General Laws, shall also apply for medical assistance under said chapter 118E to minimize cost of the commonwealth and its municipalities; provided further, that veterans' agents shall complete applications authorized by the executive office under said chapter 118E for any veteran, widow and dependent applying for medical assistance under said chapter 115; provided further, that the veterans' agent shall file the application for the veteran or dependent for assistance under said chapter 118E; provided further, that the executive office shall act on all said chapter 118E applications and advise the applicant and the veterans' agent of the applicant's eligibility for said chapter 118E healthcare; provided further, that the veterans' agent shall advise the applicant of the right to assistance for medical benefits under said chapter 115 pending approval of the application for assistance under said chapter 118E by the executive office; provided further, that the secretary may supplement healthcare pursuant to said chapter 118E with healthcare coverage

under said chapter 115 if he determines that supplemental coverage is necessary to afford the veteran or dependent sufficient relief and support; provided further, that payments to or on behalf of a veteran or dependent pursuant to said chapter 115 shall not be considered income for the purposes of determining eligibility under said chapter 118E; and provided further, that benefits awarded pursuant to section 6B of said chapter 115 shall be considered countable income $27,864,017

1410-0630 For the administration of the veterans' cemeteries in the towns of Agawam and Winchendon $864,237

STATE AUDITOR.

Office of the State Auditor.

0710-0000 For the office of the state auditor, including the review and monitoring of privatization contracts in accordance with sections 52 to 55, inclusive, of chapter 7 of the General Laws and shared oversight of the central artery/third harbor tunnel project $15,471,371

0710-0100 For the operation of the division of local mandates $546,327

0710-0200 For the operation of the bureau of special investigations; provided, that the office shall file quarterly reports with the house and senate committees on ways and means detailing the total amount of fraudulently obtained benefits identified by the bureau of special investigations of the office of the state auditor, the total value of settlement restitution payments, actual monthly collections, and any circumstances that produce shortfalls in collections $1,843,689

0710-0225 For the operation of the Medicaid Audit Unit within the Division of Audit Operations in an effort to prevent and to identify fraud and abuse in the MassHealth system; provided, that the federal reimbursement for any expenditure from this line item shall not be less than 50 per cent; and provided further, that the division shall submit a report no later than December 1, 2009 to the house and senate committee ways and means detailing all findings on activities and payments made through the MassHealth system $776,069

ATTORNEY GENERAL.

Office of the Attorney General.

0810-0000 For the office of the attorney general, including the administration of the local consumer aid fund, the operation of the anti-trust division, all regional

offices, a high-tech crime unit and the victim and witness compensation program; provided, that the victim and witness compensation program shall be administered in accordance with chapters 258B and 258C of the General Laws; provided further, that the attorney general shall submit to the general court and the secretary for administration and finance a report detailing the claims submitted to the state treasurer for payment under item 0810-0004 indicating both the number and costs for each category of claim; and provided further, that no less than $200,000 shall be expended for the dyc safe city initiative..... $23,869,648

0810-0004 For compensation to victims of violent crimes; provided, that notwithstanding chapter 258C of the General Laws, if a claimant is 60 years of age or older at the time of the crime and is not employed or receiving unemployment compensation, such claimant shall be eligible for compensation in accordance with said chapter 258C even if the claimant has suffered no out-of-pocket loss; provided further, that compensation to such claimant shall be limited to a maximum of $50; and provided further, that notwithstanding any general or special law to the contrary, victims of the crime of rape shall be notified of all available services designed to assist rape victims including, but not limited to, the provisions outlined in section 5 of chapter 258B of the General Laws..... $2,188,340

0810-0007 For the overtime costs of state police officers assigned to the attorney general; provided, that costs associated with those officers shall not be funded from item 8100-0007; and provided further, that expenditures shall not be made on or after the effective date of this act which would cause the commonwealth's obligation for the purpose of this item to exceed the amount appropriated in this item..... $521,201

Highway Fund..... 88.20%

General Fund..... 11.80%

0810-0013 The office of the attorney general may expend for a false claims program an amount not to exceed $650,000 from revenues collected from enforcement of the false claims act; provided, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of

retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $650,000

0810-0014 For the operation of the department of public utilities proceedings unit within the office of attorney general, pursuant to section 11E of chapter 12 of the General Laws; provided, that notwithstanding any general or special law to the contrary, the amount assessed under said section 11E of said chapter 12 of the General Laws, shall equal the amount expended from this item; and provided further, that funds shall be expended for the expenses of legal and technical personnel and associated administrative and travel expenses relative to participation in regulatory proceedings at the Federal Energy Regulatory Commission on behalf of Massachusetts ratepayers $2,355,145

0810-0021 For the operation of the Medicaid fraud control unit; provided, that the federal reimbursement for any expenditure from this item shall not be less than 75 per cent of the expenditure; provided further, that funds shall continue to be used specifically for the investigation and prosecution of abuse, neglect, mistreatment and misappropriation based on referrals from the department of public health pursuant to section 72H of chapter 111 of the General Laws; provided further, that the unit shall provide training for all investigators of the department's division of health care quality responsible for the investigations on a periodic basis pursuant to a comprehensive training program to be developed by the division and the unit; and provided further, that training shall include instruction on techniques for improving the efficiency and quality of investigations of abuse, neglect, mistreatment and misappropriation pursuant to said section 72H of said chapter 111 ..... $3,333,014

0810-0045 For the labor law enforcement program pursuant to section 1 of chapter 23 of the General Laws; provided, that notwithstanding any general or special law to the contrary, a non-management position funded by this item shall be considered a job title in a collective bargaining unit as prescribed by the labor relations

commission and shall be subject to chapter 150E of the General Laws $3,497,224

0810-0201 For the costs incurred in administrative or judicial proceedings on insurance as authorized by section 11F of chapter 12 of the General Laws; provided, that funds made available in this item may be used to supplement the automobile insurance fraud unit and the workers' compensation fraud unit of the office of the attorney general; and provided further, that notwithstanding any general or special law to the contrary, the amount assessed for the costs shall be equal to the amount expended from this item..... $1,664,942

0810-0338 For the investigation and prosecution of automobile insurance fraud; provided, that notwithstanding section 3 of chapter 399 of the acts of 1991, the amount assessed pursuant to said section 3 for the cost of this program shall be $438,506..... $438,506

0810-0399 For the investigation and prosecution of workers' compensation fraud; provided, that notwithstanding section 3 of chapter 399 of the acts of 1991, the amount assessed pursuant to said section 3 for the cost of this program shall be $284,456; provided further, that the attorney general shall investigate and prosecute, when appropriate, employers who fail to provide workers' compensation insurance in accordance with the laws of the commonwealth; and provided further, that the unit shall investigate and report on all companies not in compliance with chapter 152 of the General Laws..... $284,456

Victim and Witness Assistance Board.

0840-0100 For the operation of the victim and witness assistance board; provided, that the board shall submit a comprehensive report compiled from the information required of and submitted to the office by the trial court, the registry of motor vehicles and the state treasurer relative to the collection of assessments for the previous calendar year under section 8 of chapter 258B of the General Laws; and provided further, that the report shall be submitted to the house and senate committees on ways and means on or before February 16, 2010..... $548,651

0840-0101 For the salaries and administration of the SAFEPLAN advocacy program, to be administered by the Massachusetts office of victim assistance; provided, that the office

shall submit to the house and senate committees on ways and means, not later than February 1, 2010, a report detailing the effectiveness of contracting for the program including, but not limited to, the number and type of incidents to which the advocates responded, the type of services and service referrals provided by the domestic violence advocates, the cost of providing such services and the extent of coordination with other service providers and state agencies..... $772,500

STATE ETHICS COMMISSION.

0900-0100 For the operation of the state ethics commission..... $1,731,123

OFFICE OF CAMPAIGN AND POLITICAL FINANCE.

0920-0300 For the operation of the office of campaign and political finance $1,287,181

OFFICE OF THE INSPECTOR GENERAL.

0910-0200 For the operation of the office of the inspector general$2,497,503

0910-0210 The office of the inspector general may expend revenues collected up to a maximum of $493,819 from the fees charged to participants in the Massachusetts public purchasing official certification program and the certified public manager program for the operation of such programs; provided, that for the purpose of accommodating discrepancies between the receipts of retained revenues and related expenditures, the office of the inspector general may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $493,819

MASSACHUSETTS COMMISSION AGAINST DISCRIMINATION.

0940-0100 For the office of the commission, including the processing and resolution of cases pending before the commission that were filed on or before July 1, 2005; provided, that on or before November 2, 2009, the commission shall submit to the house and senate committees on ways and means a report on the total number of all currently pending cases and the total number of the cases in the investigation, conciliation, post-probable cause and pre-public hearing and post-hearing stages; provided further, that the commission shall file an update of the report with the committees on or before March 1, 2010; provided further, that the commission shall identify in the reports the number of cases in

which the commission has determined there is probable cause to believe that a violation of chapter 151B of the General Laws has been committed in a case in which the Massachusetts Bay Transportation Authority is named as a respondent; provided further, that the commission shall report to the house and senate committees on ways and means, on or before November 2, 2009, the number of cases pending before the commission in which a state agency or state authority is named as a respondent, specifying those cases in which the Massachusetts Bay Transportation Authority is named as a respondent, and the number of the cases in which there is probable cause to believe that a violation of said chapter 151B has been committed; provided further, that the commission shall include in the report the total number of new cases filed in fiscal year 2009 and the total number of cases closed by the commission in fiscal year 2009; provided further, that funds made available in this item shall be in addition to funds available in item 0940-0101; provided further, that all positions, except clerical, shall be exempt from chapter 31 of the General Laws; and provided further, that the commission shall pursue the highest allowable rate of federal reimbursement..... $2,563,804

0940-0101 For the Massachusetts commission against discrimination which may expend not more than $1,930,054 from revenues from federal reimbursements received for the purposes of the United States Department of Housing and Urban Development fair housing type 1 program and the equal opportunity resolution contract program during fiscal year 2010 and federal reimbursements received for these and other programs in prior years; provided, that notwithstanding any general or special law to the contrary, the commission may also expend revenues generated through the collection of fees and costs so authorized; and provided further, that for the purposes of accommodating discrepancies between the receipt of retained revenues and related expenditures, the commission may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system..... $1,930,054

0940-0102 For the Massachusetts commission against discrimination which may expend not more than $70,000 from revenues

collected from fees charged for the training and certification of diversity trainers for the operation of the discrimination prevention certification program..... $70,000

OFFICE OF THE STATE COMPTROLLER.

1000-0001 For the office of the state comptroller for the purpose and cost of compliance with the Single Audit Act of 1984, Public Law 98-502, and for the federally required comprehensive, statewide single audit of state operations for the fiscal year ending June 30, 2010, in accordance with generally accepted accounting principles; provided, that the office of the comptroller shall charge other items of appropriation for the cost of the audit from allocated federal funds transferred from federal reimbursement and grant receipts; provided further, that notwithstanding any general or special law to the contrary, allocated federal funds transferred from federal reimbursement and grant receipts shall be retained and expended from a separate item without further appropriation, in addition to state funds appropriated to this item, for the cost of compliance with the mandate of the federal law and the office of management and budget regulations; provided further, that the amount of any such federal funds and grant receipts so credited and expended from this item shall be reported to the house and senate committees on ways and means; provided further, that the comptroller shall maintain a special federal and non-tax revenue unit which shall operate under policies and procedures developed in conjunction with the secretary for administration and finance; provided further, that the comptroller shall provide quarterly reports to the house and senate committees on ways and means which shall include for each state agency for which the commonwealth is billing, the eligible state services and the full-year estimate of revenues and revenues collected; provided further, that notwithstanding any general or special law to the contrary, the comptroller shall deduct an amount of $1,000 from any item of appropriation in section 2 in which a reporting requirement is stipulated within such item and which report is not filed within 10 days of the stated due date; provided further, that all amounts deducted shall be deposited into the General Fund and the comptroller shall notify the house and senate committees

on ways and means of all amounts so deducted; provided further, that notwithstanding any general or special law to the contrary, the comptroller may enter into contracts with private vendors to identify and pursue cost avoidance opportunities for programs of the commonwealth and to enter into interdepartmental service agreements with state agencies, as applicable, for such purpose; provided further, that 60 days before entering into any interdepartmental service agreements the comptroller shall notify the house and senate committees on ways and means; provided further, that said notification shall include, but not be limited to, a description of the project, the purpose and intent of the interdepartmental service agreement, a projection of the costs avoided in the current fiscal year, a copy of the contract with the private vendor including the proposed rate of compensation and any previous agreements related or similar to the new agreement with the above information; provided further, that payments to private vendors on account of such cost avoidance projects shall be made only from such actual cost savings as have been certified in writing to the house and senate committees on ways and means by the comptroller and the budget director as attributable to such cost avoidance projects; provided further, that the comptroller may establish such procedures, in consultation with the budget director and the affected departments as he deems appropriate and necessary to accomplish the purpose of this item; and provided further, that the comptroller shall submit a report on such projects as a part of his annual report pursuant to section 12 of chapter 7A of the General Laws$8,456,789

1100-1100 For the office of the secretary and the administration of the fiscal affairs division; provided, that the secretary shall conduct an ongoing review of affirmative action steps taken by the various agencies, boards, departments, commissions or divisions to determine whether such agencies, boards, departments, commissions or divisions are complying with the commonwealth's policies of non-discrimination and equal opportunity; provided further, that whenever non-compliance is determined by the secretary, the secretary shall hold a public hearing on the matter and report her resulting recommendations to the head of the particular agency, board, department,

commission or division, to the governor and to the Massachusetts commission against discrimination; provided further, that the secretary shall report on the status of each agency, board, department, commission or division receiving monies under this act, including supplemental and deficiency budgets, as to compliance or non-compliance with affirmative action policies to the chairs of the house and senate committees on ways and means, the joint committee on public service and the joint committee on labor and workforce development on or before December 1, 2009; and provided further, that agencies within the executive office may, with the prior approval of the secretary, streamline and improve administrative operations pursuant to interdepartmental service agreements $3,059,102

1100-1700 For the provision of information technology services within the executive office for administration and finance; provided, that the secretary shall file a report with the house and senate committees on ways and means not later than December 15, 2009 that shall include, but not be limited to, the following: (a) financial statements detailing savings realized from said consolidation; (b) the number of personnel assigned to the information technology services within the executive office; and (c) efficiencies that have been achieved from the sharing of resources $31,343,146

Division of Capital Asset Management and Maintenance.

1102-3205 The division may expend for the maintenance and operation of the Massachusetts information technology center, the state transportation building, and the Springfield state office building an amount not to exceed $16,250,000 in revenues collected from rentals, commissions, fees, parking fees and any and all other sources pertaining to the operations of said center; provided, that notwithstanding any general or special law to the contrary, and for the purpose of accommodating discrepancies between the receipt of retained revenues and related expenditures, the division may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate, as reported in the state accounting system $16,250,000

1102-3232 For the division of capital asset maintenance and management; provided, that the division may expend not more than $300,000 received from application fees charged in conjunction with the certification of contractors and subcontractors pursuant to section 44D of chapter 149 of the General Laws; provided further, that only expenses, including staffing, incurred to implement and operate the certification program shall be funded from this item; and provided further, that for the purpose of accommodating discrepancies between the receipt of retained revenues and related expenditures, the division may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate, as reported in the state accounting system $300,000

Bureau of State Office Buildings.

1102-3301 For the operation of the bureau and for the maintenance and operation of buildings under the jurisdiction of the state superintendent of buildings; provided, that the bureau shall retain jurisdiction over all contracts, purchases and payments for materials and services required in the operation of the bureau $6,271,993

1102-3302 For the purposes of utility costs and associated contracts for the properties managed by the bureau of state office buildings $6,629,642

1102-3307 For state house accessibility coordination, including communications access to public hearings and meetings ... $232,154

Office on Disability.

1107-2400 For the office on disability $610,604

Disabled Persons Protection Commission.

1107-2501 For the disabled persons protection commission; provided, that the commission shall facilitate compliance by the department of mental health and the department of developmental services with uniform investigative standards; provided further, that the commission shall report to the house and senate committees on ways and means no later than the last day of each quarter on the number of claims of abuse by caretakers made by employees or contracted service employees of the departments of developmental services and mental health, and the Massachusetts rehabilitation commission; provided further, that the report shall include: (a) the number of claims found to be substantiated; (b) the number of

claims found to be unsubstantiated; and (c) the number of claims found to be falsely reported as a result of intentional and malicious action; and provided further, that the commission shall ensure that all calls received by the commission's 24-hour hotline are capable of being recorded, that all persons who call the hotline are immediately informed that all calls are routinely recorded and that each such person is provided with the opportunity to elect that the call not be recorded $2,328,012

Civil Service Commission.

1108-1011 For the civil service commission; provided, that the General Fund shall be reimbursed for the appropriation herein through a fee charged on a per claim basis; provided further, that said commission shall develop and implement regulations to implement said reimbursement to the General Fund; and provided further, that the civil service commission shall have the power to assess a fee upon the appointing authority when inappropriate action has occurred $480,388

Group Insurance Commission.

1108-5100 For the administration of the group insurance commission; provided, that the commission shall generate the maximum amounts allowable under the federal Consolidated Omnibus Budget Reconciliation Act, as amended, and from reimbursements allowed by sections 8, 10B, 10C and 12 of chapter 32A of the General Laws..... $2,809,664

1108-5200 For the commonwealth's share of the group insurance premium and plan costs incurred in fiscal year 2010; provided, that notwithstanding any general or special law to the contrary, funds in this item shall not be available during the accounts-payable period of fiscal year 2010, and any unexpended balance in this item shall revert to the General Fund on June 30, 2010; provided, that the secretary of administration and finance shall charge the division of unemployment assistance and other departments, authorities, agencies and divisions, which have federal or other funds allocated to them for this purpose, for that portion of insurance premiums and plan costs as the secretary determines should be borne by such funds, and shall notify the comptroller of the amounts to be transferred, after similar determination, from the several state or other funds and amounts received in

payment of all such charges or such transfers shall be credited to the General Fund; provided further, that funds may be expended from this item for the commonwealth' s share of group insurance premium and plan costs provided to employees and retirees in prior fiscal years; provided further, that the group insurance commission shall report quarterly to the house and senate committees on ways and means the amounts expended from this item for prior year costs; provided further, that the group insurance commission shall obtain reimbursement for premium and administrative expenses from other agencies and authorities not funded by state appropriation; provided further, that the secretary of administration and finance may charge all agencies for the commonwealth's share of the health insurance costs incurred on behalf of any employees of those agencies who are on leave of absence for a period of more than 1 year; provided further, that the amounts received in payment for the charges shall be credited to the General Fund; provided further, that notwithstanding section 26 of chapter 29 of the General Laws, the commission may negotiate, purchase and execute contracts before July 1 of each year for policies of group insurance as authorized by chapter 32A of the General Laws; provided further, that notwithstanding chapter 150E of the General Laws and as provided in section 8 of chapter 32A and for the purposes of section 14 of chapter 32A, the commonwealth' s share of the group insurance premium for state employees who have retired before July 1, 1994, shall be 90 per cent and the commonwealth' s share of the group insurance premium for state employees who have retired on or after July 1, 1994, shall be 85 per cent; provided further, that the commonwealth' s share of the group insurance premium for active employees upon retirement shall be 85 per cent; provided further, that the commonwealth' s share of the premiums for active state employees and their dependents shall be 80 per cent; provided further, that the commonwealth' s share of the premiums for active state employees hired after June 30, 2009, and their dependents shall be 75 per cent; provided further, that the commission shall notify the

house and senate committees on ways and means by March 15 of each year of the cost of the commonwealth's projected share of group insurance premiums for the next fiscal year; and provided further, that the group insurance commission may pay premium and plan costs for municipal employees and retirees who are enrolled in the group insurance commission's health plans pursuant to the commission's regulations $979,711,903

1108-5201 For the costs incurred by the group insurance commission associated with providing municipal health insurance coverage pursuant to section 19 of chapter 32B of the General Laws; provided, that the commission may expend revenues in an amount not to exceed $1,000,000 from the revenue received from administrative fees associated with providing municipal health insurance coverage pursuant to said section 19 of said chapter 32B; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of revenues and related expenditures, the commission may incur expenses and the comptroller may certify for payment the amounts not to exceed the lower of this authorization or the most recent revenue estimate, as reported in the state accounting system $1,000,000

1108-5350 For elderly governmental retired employee premium payments $676,096

1108-5400 For the costs of the retired municipal teachers' premiums and the audit of such premiums $78,761,840

1108-5500 For the costs, notwithstanding chapter 32A of the General Laws to the contrary, of dental and vision benefits for those active employees of the commonwealth, not including employees of authorities and any other political subdivision, who are not otherwise provided those benefits pursuant to a separate appropriation or the terms of a contract or collective bargaining agreement; provided, that the employees shall pay 15 per cent of the monthly premium established by the commission for the benefits $7,786,758

Division of Administrative Law Appeals.

1110-1000 For the operation of the division of administrative law appeals, established by section 4H of chapter 7 of the General Laws; provided, that the division shall maintain,

to the fullest extent practicable, a complete physical and technological separation from any agency, department, board, commission or program whose decisions, determinations or actions may be appealed to it; provided further, that every decision issued by a commissioner or other head of agency, or designee, following the issuance of a recommended decision by an administrative law judge of the division, shall be an agency decision subject to judicial review pursuant to chapter 30A of the General Laws; and provided further, that funds shall be expended for the processing and adjudication of all pending and newly-filed department of environmental protection appeals $1,143,697

George Fingold Library.

1120-4005 For the administration of the library; provided, that the library shall maintain regular hours of operation from 9:00 a.m. to 5:00 p.m. $1,113,726

1120-4006 The George Fingold Library may expend revenues collected up to a maximum of $20,000 from the fees charged for copying services; provided, that the Library shall submit a report that details revenue collected and expenditures made to the house and senate committees on ways and means on or before January 1, 2010 ..... $20,000

Department of Revenue.

1201-0100 For the operation of the department of revenue, including tax collection administration and audits of certain foreign corporations; provided, that the department may charge the expenses for computer services, including the cost of personnel and other support costs provided to the child support enforcement unit, from this item to item 1201-0160, consistent with the costs attributable to said unit; provided further, that the department shall provide to the general court access to the municipal data bank; provided further, that notwithstanding section 1 of chapter 31 of the General Laws, seasonal positions funded by this account are positions requiring the services of an incumbent, on either a full-time or less than full-time basis beginning no earlier than December 1 and ending no later than November 30; provided further, that seasonal positions funded by this account may not be filled by an incumbent for more than 10 months within a 12 month period; provided further, that the department shall conduct a public awareness and education outreach

campaign about state and local tax credits, deductions, deferrals and exemptions and other tax information available to persons age 65 and over including, but not limited to, section 6 of chapter 62 and section 5 of chapter 59 of the General Laws; provided further, that the department shall work in conjunction with the executive office of elder affairs in disseminating information and conducting the campaign; provided further, that the department shall conduct the campaign from July 1, 2009, to April 15, 2010, inclusive, and shall report their efforts to the house and senate committee on ways and means and the joint committee on elder affairs not later than May 31, 2010; and provided further, that the department shall also file an interim report to the house and senate committee on ways and means and the joint committee on elder affairs not later than January 1, 2010..... $89,125,232

General Fund..... 95.0%

Highway Fund..... 5.0%

1201-0118 For the operation of the division of local services.... $5,429,718

1201-0130 The department of revenue may expend for the operation of the department an amount not to exceed $17,280,000 from revenues collected by the additional auditors for an enhanced audit program; provided, that the auditors shall: (1) discover and identify persons who are delinquent either in the filing of a tax return or the payment of a tax due and payable to the commonwealth; (2) obtain said delinquent returns; and (3) collect such delinquent taxes for a prior fiscal year; provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses, and the comptroller may certify for payment, amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system; and provided further, that the department shall submit quarterly reports to the house and senate committees on ways and means that shall include, but not be limited to, the following: the amount of revenue produced from these additional auditors and the amount of revenue produced by this item in fiscal years 2006, 2007, 2008, and 2009..... $17,280,000

1201-0160 For the child support enforcement unit; provided, that the department may allocate funds appropriated herein to the department of state police, the district courts, the probate and family courts, the district attorneys and other state agencies for the performance of certain child support enforcement activities, and that those agencies may expend the funds for the purposes of this item; provided further, that all such allocations shall be reported quarterly to the house and senate committees on ways and means upon the allocation of said funds; provided further, that the federal receipts associated with the child support computer network shall be drawn down at the highest possible rate of reimbursement and deposited into a revolving account to be expended for the network; provided further, that federal receipts associated with child support enforcement grants shall be deposited into a revolving account to be drawn down at the highest possible rate of reimbursement and to be expended for the grant authority; provided further, that the department shall file quarterly reports with the house and senate committees on ways and means, detailing the balance, year-to-date and projected receipts and year-to-date and projected expenditures, by subsidiary, of the child support trust fund established pursuant to section 9 of chapter 119A of the General Laws; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment the amounts not to exceed the lower of the authorization or the most recent revenue estimate as reported in the state accounting system for federal incentives and said network in account 1201-0412..... $39,658,645

1201-0164 For the child support enforcement division; provided, that the division may expend revenues in an amount not to exceed $6,547,280 from the federal reimbursements awarded for personnel and lower subsidiary related expenditures; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of revenues and related expenditures, the department may incur expenses and the comptroller may certify for

payment the amounts not to exceed the lower of this authorization or the most recent revenue estimate, as reported in the state accounting system..... $6,547,280

1231-1000 For the Commonwealth Sewer Rate Relief Fund, established in section 2Z of chapter 29 of the General Laws; provided, that the Massachusetts Water Resources Authority shall submit a report to the house and senate committees on ways means and the secretary of administration and finance no later than October 1, 2009 that shall include, but not be limited to, the following: (a) an analysis of the options for reducing operating costs of the authority; (b) the use of contracts with private entities for the operation and maintenance of facilities owned or operated by the authority; and (c) the cost savings and any legislation necessary to effectuate the proposed recommendations of the report..... $5,000,000

1232-0100 For underground storage tank reimbursements to parties that have remediated spills of petroleum products pursuant to chapter 21J of the General Laws..... $17,610,134

1232-0200 For the Underground Storage Tank Petroleum Cleanup Fund Administrative Review Board established by section 8 of chapter 21J of the General Laws and for the administration of the underground storage tank program associated with the implementation of said chapter 21J; provided, that notwithstanding section 4 of said chapter 21J or any other general or special law to the contrary, appropriations made in this item shall be sufficient to cover the administrative expenses of the underground storage tank program; provided further, that the board shall submit to the house and senate committees on ways and means a report on the status of the underground storage program, including, but not limited to, the number of municipal grants made for the removal and replacement of underground storage tanks and the reimbursements for remediated petroleum spills; provided further, that the report shall detail how many tanks are out of compliance with said chapter 21J; and provided further, that the report shall be submitted not later than February 16, 2010..... $1,394,271

1232-0300 For underground storage tank municipal grants to remove and replace the tanks pursuant to section 2 of chapter 21J of the General Laws and section 37A of chapter 148 of the General Laws..... $172,826

1233-2000 For the tax abatement program for certain veterans, widows, blind persons, and the elderly; provided, that cities and towns shall be reimbursed for the abatements granted pursuant to clauses Seventeenth, Twenty-second, Twenty-second A, Twenty-second B, Twenty-second C, Twenty-second D, Twenty-second E, Thirty-seventh, Thirty-seventh A and Fifty-second of section 5 of chapter 59 of the General Laws $15,741,130

1233-2006 For reimbursements to cities and towns for additional exemptions from the motor vehicle excise granted pursuant to the seventh paragraph of section 1 of chapter 60A of the General Laws, as amended by sections 13 to 14 of chapter 260 of the acts of 2006 ..... $120,000

1233-2310 For reimbursing cities and towns for taxes abated pursuant to the clauses Forty-first, Forty-first B and Forty-first C of section 5 of chapter 59 of the General Laws; provided, that the commonwealth shall reimburse each city or town that accepts said clause Forty-first B or clause Forty-first C for additional costs incurred in determining eligibility of applicants under those clauses in an amount not to exceed $2 per exemption granted.... $9,440,345

1233-2400 For reimbursements to cities and towns in lieu of taxes on state-owned land under sections 13 to 17, inclusive, of chapter 58 of the General Laws $30,300,000

Appellate Tax Board.

1310-1000 For the operation of the appellate tax board; provided, that the board shall schedule hearings in Barnstable, Gardner, Lawrence, Milford, Northampton, Pittsfield, Springfield, Worcester and southeastern Massachusetts; and provided further, that the board shall report to the house and senate committees on ways and means not later than December 1, 2009, on the number of hearings held at each location $1,925,574

1310-1001 The appellate tax board may expend revenues up to a maximum of $300,000 from fees collected; provided, that in order to accommodate discrepancies between the receipt of retained revenues and related expenditures, the board may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $300,000

Reserves.

1599-0025 For the secretary of administration and finance to provide the commonwealth's customers with the convenience of expanded access to internet payment options and to improve revenue collections and cash flow; provided, that the secretary may expend an amount not to exceed $1,000,000 collected from payments made electronically to subsidize the costs associated with processing those payments; and provided further, that the secretary, in consultation with the comptroller, may enter into agreements with state agencies to provide for an electronic transaction fee subsidy, which shall be structured to expire after 3 years..... $1,000,000

1599-0050 For Route 3 North contract assistance payments..... $9,625,000

1599-0093 For contract assistance to the water pollution abatement trust for debt service obligations of the trust, pursuant to sections 6, 6A and 18 of chapter 29C of the General Laws..... $70,000,000

1599-1970 For a reserve for the Massachusetts Turnpike Authority for costs incurred in fiscal year 2010 for the operation and maintenance of the central artery/tunnel project pursuant to chapter 235 of the acts of 1998..... $25,000,000

1599-3234 For the commonwealth's South Essex sewerage district debt service assessment..... $89,763

1599-3384 For a reserve for the payment of certain court judgments, settlements and legal fees, in accordance with regulations promulgated by the comptroller, which were ordered to be paid in the current fiscal year or a prior fiscal year; provided, that the comptroller shall report quarterly to the house and senate committees on ways and means on the amounts expended from this item..... 7,500,000

1599-3856 For rent and associated costs at the Massachusetts information technology center in Chelsea..... $600,000

1599-3857 For capital lease payments from the University of Massachusetts to the Massachusetts Development Finance Agency and for annual operations of the advanced technology and manufacturing center in Fall River..... $1,581,922

1599-5050 The executive office for administration and finance is authorized to expend for a single point of contact unit within the executive office to monitor and track federal assistance an amount not to exceed $300,000 in revenues received from fringe benefit assessments; provided, that the items monitored may include grants, federal medical assistance percentages reimbursements, other

reimbursements, entitlement programs and any economic recovery stimulus funds, should they be received, under section 6B of chapter 29 of the General Laws; provided further, that the unit shall coordinate with the state comptroller and the treasurer and receiver-general; and provided further, that the unit shall coordinate with agencies to draw down all available funds to support programs and services and to further ensure compliance with the federal Cash Management Improvement Act, that all draws of federal grant funds must be processed through the commonwealth's automated central draw process, under the supervision of the comptroller..... $300,000

1599-7104 For a reserve for the facilities costs associated with the college of visual and performing arts at the University of Massachusetts at Dartmouth; provided, that funds may be expended for Bristol Community College..... $2,700,000

Division of Human Resources.

1750-0100 For the operation of the human resources division and the costs of administration, training, and customer support related to the commonwealth’s human resources and compensation management system; provided, that the information technology division shall continue a chargeback system for its bureau of computer services including the operation of the commonwealth’s human resources and compensation management system, which complies with the requirements of section 2B; provided further, that the division shall be responsible for the administration of examinations for state and municipal civil service titles, establishment of eligible lists, certification of eligible candidates to state and municipal appointing authorities, technical assistance in selection and appointment to state and municipal appointing authorities; provided further, that notwithstanding clause (n) of section 5 of chapter 31 of the General Laws or any other general or special law to the contrary, the secretary of administration and finance shall charge a fee of not less than $50 to be collected from each applicant for a civil service examination; provided further, that the division shall administer a program of state employee unemployment management, including, but not limited to, agency training and assistance; provided further, that the division shall

administer the statewide classification system, including, but not limited to, maintaining a classification pay plan for civil service titles within the commonwealth in accordance with generally accepted compensation standards and reviewing appeals for reclassification; provided further, that the secretary for administration and finance shall file with the house and senate committees on ways and means the amounts of any and all economic benefits necessary to fund any incremental cost items contained in any collective bargaining agreements with the various classified public employees' unions; provided further, that the nature and scope of economic proposals contained in those agreements shall include all fixed percentage or dollar based salary adjustments, non-base payments or other forms of compensation and all supplemental fringe benefits resulting in any incremental costs; and provided further, that any employee of the commonwealth who chooses to participate in a bone marrow donor program or an organ donor transplant program shall be granted a leave of absence with pay to undergo the medical procedure and for associated physical recovery time, but this leave shall not exceed 5 days $3,155,951

1750-0102 The human resources division may expend not more than $2,833,750 from revenues collected from fees charged to applicants for civil service and non-civil service examinations and fees charged for the costs of goods and services rendered in administering training programs; provided, that the division shall collect from participating non-state agencies, political subdivisions, and the general public fees sufficient to cover all costs of the programs, including, but not limited to, a fee to be collected from each applicant for a civil service examination or non-civil examination, notwithstanding paragraph (n) of section 5 of chapter 31 of the General Laws or any other general or special law to the contrary; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the division may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this

authorization or the most recent revenue estimate as reported in the state accounting system $2,833,750

1750-0119 For payment of workers' compensation benefits to certain former employees of Middlesex and Worcester counties; provided, that the division shall routinely recertify the former employees pursuant to current workers' compensation procedures $72,075

1750-0201 The human resources division may expend not more than $800,000 from revenues collected for implementation of the medical and physical fitness standards program established pursuant to sections 61A and 61B of chapter 31 of the General Laws and chapter 32 of the General Laws; provided, that the personnel administrator shall charge a fee of not less than $50 to be collected from each applicant who participates in the physical ability test; provided further, that the human resources division shall submit a semi-annual report to the house and senate committees on ways and means detailing all expenditures on the program including, but not limited to, the costs of personnel, consultants, administration of the wellness program, establishment of standards and any other related costs of the program; and provided further, that the division shall report to the house and senate committees on ways and means by February 1, 2010, on the projected costs of the program for fiscal year 2010..... $800,000

1750-0300 For the commonwealth's contributions in fiscal year 2010 to health and welfare funds established pursuant to certain collective bargaining agreements; provided, that the contributions shall be calculated as provided in the applicable collective bargaining agreement and shall be paid to the health and welfare trust funds on a monthly basis or on such other basis as the applicable collective bargaining agreement provides $27,800,000

Operational Services Division.

1775-0100 For the operation of the operational services division, including the affirmative market program; provided, that the division shall expend funds for the purpose of achieving savings pursuant to this act; provided further, that notwithstanding any general or special law to the contrary, the division of purchased services of the operational services division which, under section 274 of chapter 110 of the acts of 1993, is responsible for determining prices for programs under chapter 71B of the

General Laws, shall set the prices in fiscal year 2010 by increasing the final fiscal year 2009 price by the rate of inflation as determined by the division; provided further, that the division shall also adjust prices for Extraordinary Relief, as defined in 808 CMR 1.06(4); provided further, that the department shall accept applications for Program Reconstruction in fiscal year 2010; provided further, that upon the request of a program, the operational services division shall authorize a minimum price for the program to charge out-of-state purchasers; and provided further, that the division shall determine the minimum price for out-of-state purchasers by identifying the most recent price calculated for the program and applying the estimated rates of inflation which are established by December 1 of each year pursuant to section 274 of chapter 110 of the acts of 1993 in a compounded manner for each fiscal year following the most recent calculated price $1,201,670

1775-0124 The operational services division may expend an amount not to exceed $500,000 from revenue collected in the recovery of cost-reimbursement and non-reimbursable over billing and recoupment for health and human service agencies and as a result of administrative reviews, as determined during the division's audits and reviews of providers pursuant to section 274 of chapter 110 of the acts of 1993; provided, that the division may only retain revenues collected in excess of $207,350 ..... $500,000

1775-0600 The operational services division may expend not more than $150,000 in revenues from the sale of state surplus personal property, including the payment, expenses and liabilities for the acquisition, warehousing, allocation and distribution of surplus property; provided, that for the purpose of accommodating discrepancies between the receipt of retained revenues and related expenditures, the operational services division may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system, including the costs of personnel $150,000

1775-0700 The operational services division may expend not more than $53,000 in revenues collected in addition to the amount authorized in item 1775-1000 of section 2B, for printing, photocopying, related graphic art or design

work and other reprographic goods and services provided to the general public, including all necessary incidental expenses $53,000

1775-0900 The operational services division may expend not more than $55,000 in revenues collected pursuant to chapter 449 of the acts of 1984 and section 4L of chapter 7 of the General Laws, including the costs of personnel, from the sale of federal surplus property, including the payment, expenses and liabilities for the acquisition, warehousing, allocation and distribution of federal surplus property; provided, that for the purpose of accommodating discrepancies between the receipt of retained revenues and related expenditures, the operational services division may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $55,000

1775-1100 The operational services division may expend not more than $600,000 in revenues collected from the disposal of surplus motor vehicles, including, but not limited to, state police vehicles from vehicle accident and damage claims and from manufacturer warranties, rebates and settlements, for the purchase of motor vehicles; provided, that the division shall evaluate the use of technology, the internet, and online auctions to enhance the sales of surplus vehicles and submit a report of its findings to the house and senate committees on ways and means, and the house and senate committees on post audit and oversight on or before October 1, 2009; and provided further, that for the purpose of accommodating discrepancies between the receipt of retained revenues and related expenditures, the operational services division may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system, including the costs of personnel $600,000

Information Technology Division.

1790-0100 For the operation of the information technology division; provided, that the division shall continue a chargeback system for its bureau of computer services including the operation of the commonwealth's human resources and

compensation management system, which complies with the requirements of section 2B; provided further, that the division shall develop a formula to determine the cost that will be charged to each agency for its use of the human resources and compensation management system; provided further, that the division may coordinate with any state agency or state authority which administers a grant program to develop a statewide grant information page on the commonwealth's official worldwide web site, that shall include all necessary application forms and a grant program reference in a format that is retrievable and printable; provided further, that the division shall continue conducting audits and surveys to identify and realize savings in the acquisition and maintenance of communications lines; provided further, that the commissioner shall file an annual status report with the house and senate committees on ways and means by May 31, 2010, with actual and projected savings and expenditures for the audits in the fiscal year ending June 30, 2010; provided further, that the state comptroller shall establish accounts and procedures as he deems appropriate and necessary to assist in accomplishing the purposes of this item; provided further, that any planned information technology development project or purchase by any agency under the authority of the governor for which the total projected cost exceeds $200,000 including the cost of any related hardware, software, or consulting fees, and regardless of fiscal year or source of funds, shall be reviewed and approved by the chief information officer before such agency may obligate funds for the project or purchase; and provided further, that the chief information officer may establish rules and procedures necessary to implement this item $4,953,138

1790-0300 The information technology division may expend not more than $582,000 from revenues collected from the provision of computer resources and services to the general public for the costs of the bureau of computer services, including the purchase, lease or rental of telecommunications lines, services and equipment $582,000

EXECUTIVE OFFICE OF ENVIRONMENTAL AFFAIRS

Office of the Secretary.

2000-0100 For the operation of the office of the secretary of energy and environmental affairs, including the water

resources commission, the hazardous waste facility site safety council, the coastal zone management program, environmental impact reviews conducted pursuant to chapter 30 of the General Laws, the mosquito-borne disease vector control chapter program, and a central data processing center for the secretariat; provided, that the secretary of energy and environmental affairs may enter into interagency agreements with any line agency within the secretariat, whereby the line agency may render data processing services to said secretary; provided further, that the comptroller may allocate the costs for such data processing services to the several state and other funds to which items of appropriation of such agencies are charged; provided further, that the secretary shall investigate and submit a report within 120 days to the house and senate committees on ways and means, the house and senate committees on global warming and climate change and the joint committee on environment, natural resources and agriculture on the transfer of forest product marketing and promotion, as well as regulatory oversight on non-state and federally owned forest lands from the department of conservation and recreation to the department of agricultural resources through such interdepartmental agreements; provided further, that the report shall include, but not be limited to, the following: (a) an identification of the employees that would be affected by consolidation and the item of appropriation that they are paid from; (b) the savings or efficiencies to be realized; (c) the improvements to the services expected; and (d) the source and amount of funding necessary to accomplish and maintain the transfer; provided further, that the secretary shall file a plan with the house and senate committees on ways and means, the house and senate committees on global warming and climate change, and the joint committee on environment, natural resources and agriculture 90 days prior to the initiation of any proposal or plan that would consolidate any function with any of the departments or divisions under

said secretariat or any department, division or office under the executive office of administration and finance; provided further, that the plan shall include, but not be limited to, the following: (a) an identification of the employees that would be affected by consolidation and the item of appropriation that they are paid from; (b) the savings or efficiencies to be realized; (c) the improvements to the services expected; and (d) the source and amount of funding necessary to accomplish the consolidation; and provided further, that the secretary shall provide a 90 day notice prior to the implementation of any memorandum of understanding, interagency service agreements, or other contacts, or agreements that would enable such consolidation of services to take place.... $6,639,956

2000-1700 For the operation of information technology services within the executive office of energy and environmental affairs, including the office of geographical and environmental information; provided, that the secretary shall file a report with the house and senate committees on ways and means not later than December 15, 2009, that shall include, but not be limited to, the following: (a) financial statements detailing savings realized from said consolidation; (b) the number of personnel assigned to the information technology services within the executive office; and (c) efficiencies that have been achieved from the sharing of resources $9,278,030

2001-1001 The secretary of energy and environmental affairs may expend not more than $55,000 from fees charged to entities other than political subdivisions of the commonwealth for the distribution of digital cartographic and other data for the review of environmental notification forms pursuant to sections 61 to 62H, inclusive, of chapter 30 of the General Laws $55,000

2010-0100 For recycling and related purposes consistent with the recycling plan of the solid waste master plan which includes municipal equipment, a municipal recycling incentive program, recycled product procurement, guaranteed annual tonnage assistance, recycling transfer stations, source reduction and technical assistance, consumer education and participation campaign, municipal household hazardous waste program, the recycling loan program, research and development, recycling market development and recycling business development, and the

operation of the Springfield materials recycling facility; provided, that funds may be expended for a recycling industry reimbursement program pursuant to section 241 of chapter 43 of the acts of 1997..... $1,239,001

2020-0100 For toxics use reduction technical assistance and technology in accordance with chapter 21I of the General Laws..... $688,204

2030-1000 For the operation of the office of environmental law enforcement; provided, that officers shall provide monitoring pursuant to the National Shellfish Sanitation Program; provided further, that the department shall maintain and operate the boat registration and titling offices in Hyannis and Fall River; and provided further, that funds from this item shall not be expended for the purposes of item 2030-1004..... $10,181,773

2030-1004 For environmental police private details; provided, that the office may expend revenues of up to $255,000 collected from the fees charged for private details; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system..... $255,000

Department of Public Utilities.

2100-0012 For the operations of the department of public utilities; provided, that notwithstanding the second sentence of the first paragraph of section 18 of chapter 25 of the General Laws, the assessments levied for fiscal year 2010 under that paragraph shall be made at a rate sufficient to produce $6,981,189..... $6,981,189

2100-0013 For the operation of the transportation division..... $461,489

2100-0014 The department of public utilities may expend for the operation of the energy facilities siting board an amount not to exceed $75,000 from application fees collected in fiscal year 2010 and prior fiscal years from utility companies $75,000

2100-0015 The department of public utilities may expend for the operation of the transportation division an amount not to exceed $2,300,000 from unified carrier registration fees

collected in fiscal year 2010 and prior fiscal years from motor carrier companies $2,300,000

Department of Environmental Protection.

2200-0100 For the operation of the department of environmental protection, including the environmental strike force, the office of environmental results and strategic planning, the bureau of resource protection, the Senator William X. Wall experimental station, and a contract with the University of Massachusetts for environmental research; provided, that section 3B of chapter 7 of the General Laws shall not apply to fees established pursuant to section 18 of chapter 21A of the General Laws..... $30,055,851

2200-0102 For the department of environmental protection which may expend an amount not to exceed $903,817 from revenues collected from fees collected from wetland permits; provided, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment the amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system; provided further, that the department shall submit a report by January 11, 2010 on implementation of the wetlands fee, the amount of the fee increase and the revenue that has been collected; and provided further, that the wetlands fees that will be directed into the General Fund shall not be lower than the amount deposited at the end of fiscal year 2004..... $903,817

2200-0107 For redemption centers; provided, that the department of environmental protection shall expend the funds appropriated in this item for a program to preserve the continuing ability of redemption centers to maintain operations in pursuit of the commonwealth’s recycling goals consistent with section 323 of chapter 94 of the General Laws; provided further, that for the purposes of this item and said chapter 94, a redemption center shall be any business registered with the commonwealth whose primary purpose is the redemption of reusable beverage containers; provided further, that the program shall take into consideration the volume of redeemables per redemption center, the length of time the center has been in operation, the number of returnables redeemed

quarterly by the centers, the submission by the centers of documentation of their redeemed returnables to the department and the costs of transportation, packing, storage and labor; and provided further, that a redemption center shall be eligible for the funds if registered with the commonwealth as of April 1, 2003..... $550,000

2210-0100 For the implementation and administration of chapter 21I of the General Laws; provided, that the department shall submit a report to the house and senate committees on ways and means not later than February 1, 2010 detailing the status of the department's progress in meeting the statutory and regulatory deadlines associated with chapter 21I and detailing the number of full-time equivalent positions assigned to various implementation requirements of chapter 21I $924,304

2220-2220 For the administration and implementation of the federal Clean Air Act, including the operating permit program, the emissions banking program, the auto-related state implementation program, the low emission vehicle program, the non-auto-related state implementation program, and the commonwealth's commitments under the New England Governor's/Eastern Canadian Premier's Action Plans for reducing acid rain deposition and mercury emissions $983,303

2220-2221 For the administration and implementation of the operating permit and compliance program required under the federal Clean Air Act $1,957,473

2250-2000 For the purposes of state implementation of the federal Safe Drinking Water Act under section 18A of chapter 21A of the General Laws $1,576,198

2260-8870 For the expenses of the hazardous waste cleanup and underground storage tank programs, notwithstanding section 4 of chapter 21J of the General Laws..... $15,787,995

2260-8872 For the brownfields site audit program..... $1,456,260

2260-8881 For the operations of the board of registration of hazardous waste site cleanup professionals, notwithstanding section 19A of chapter 21A of the General Laws..... $419,188

Department of Fish and Game.

2300-0100 For the office of the commissioner; provided, that the commissioner's office shall assess and receive payments from the division of marine fisheries, the division of fisheries and wildlife, the public access board, the riverways programs, and all other programs under the

control of the department of fish and game; provided further, that the purpose of those assessments shall be to cover appropriate administrative costs of the department, including but not limited to payroll, personnel, legal and budgetary costs; provided further, that the amount and contribution from each division or program shall be determined by the commissioner of fish and game; and provided further, that the department shall file a report with the house and senate committees on ways and means not later than October 1, 2009 that details the level of assessments to each department under the control of the office of the commissioner in fiscal years 2008 and 2009 ..... $714,117

2300-0101 For a program of riverways protection, restoration and promotion of public access to rivers, including grants to public and nonpublic entities; provided, that the positions funded in this item shall not be subject to chapter 31 of the General Laws $431,783

2310-0200 For the administration of the division of fisheries and wildlife, including expenses of the fisheries and wildlife board, the administration of game farms and wildlife restoration projects, for wildlife research and management, the administration of fish hatcheries, the improvement and management of lakes, ponds and rivers, for fish and wildlife restoration projects, the commonwealth's share of certain cooperative fishery and wildlife programs, and for certain programs reimbursable under the federal Aid to Fish and Wildlife Restoration Act; provided, that funds may be expended to supplement the natural heritage and endangered species program $9,106,561

Inland Fisheries and Game Fund..... 100.0%

2310-0300 For the operation of the natural heritage and endangered species program $200,000

2310-0306 For the hunter safety training program $401,130

Inland Fisheries and Game Fund..... 100.0%

2310-0316 For the purpose of land containing wildlife habitat and for the costs of the division of fisheries and wildlife directly related to the administration of the wildlands stamp program pursuant to sections 2A and 2C of chapter 131 of the General Laws; provided, that funds shall not be expended from this item in the AA object class for the compensation of state employees assigned to any item .. $1,000,000

Inland Fisheries and Game Fund..... 100.0%

2310-0317 For the waterfowl management program established pursuant to section 11 of chapter 131 of the General Laws $45,000

Inland Fisheries and Game Fund..... 100.0%

2320-0100 For the administration of the public access board, including the maintenance, operation, and improvements of public access land and water areas; provided, that positions funded in this item shall not be subject to chapter 31 of the General Laws $513,182

2330-0100 For the operation of the division of marine fisheries, including expenses of the Annisquam river marine research laboratory, marine research programs, a commercial fisheries program, a shellfish management program, including coastal area classification, mapping and technical assistance; provided further, that the sum expended for the school for marine science and technology for research to minimize the economic impact of new fisheries management regulations shall not be reduced from fiscal year 2009 levels except in proportion to adjustments consistent with the department's budget adjustments..... $4,793,914

2330-0120 For the division of marine fisheries for a program of enhancement and development of marine recreational fishing and related programs and activities, including the cost of equipment maintenance, staff and the maintenance and updating of data $582,504

2330-0121 For the division of marine fisheries to utilize reimbursable federal sportfish restoration funds to further develop marine recreational fishing and related programs, including the costs of activities that increase public access for marine recreational fishing, support research on artificial reefs, and otherwise provide for the development of marine recreational fishing; provided, that the division of marine fisheries may expend revenues up to $217,989 collected from federal sportfish restoration funds and from the sale of materials which promote marine recreational fishing..... $217,989

Department of Agricultural Resources.

2511-0100 For the operation of the department of agricultural resources, including the division of administration, the expenses of the board of agriculture, the division of dairy services, division of regulatory services, the division of animal health, the division of agricultural technical assistance, the division of crop management and

inspectional services, including a program of laboratory services at the University of Massachusetts at Amherst, the expenses of the pesticides board, and the division of agricultural development and fairs..... $4,708,463

2511-0105 For the purchase of supplemental foods for the Massachusetts emergency food assistance program within the America's second harvest nationally-certified food bank system of Massachusetts; provided, that the funds appropriated herein shall reflect the America's second harvest allocation formula, to benefit the four regional food banks in Massachusetts; and provided further, that the department may assess an administrative charge not to exceed 2 per cent of the total appropriation herein .. $12,000,000

2511-3002 For the integrated pest management program $287,945

Department of Conservation and Recreation.

2800-0100 For the operation of the department of conservation and recreation; provided, that said department shall enter into an interagency service agreement with the department of state police to provide police coverage on department of conservation and recreation properties and parkways; provided further, that the department of state police shall reimburse said department of conservation and recreation for costs incurred by said department including, but not limited to, vehicle maintenance and repairs, the operation of department of state police buildings and other related costs; provided further, that notwithstanding any general or special law to the contrary, all offices and positions of the division performing construction activities for the department of conservation and recreation shall be subject to classification under sections 45 to 50, inclusive, of chapter 30 of the General Laws; provided further, that notwithstanding section 3B of chapter 7 of the General Laws, the department shall establish or renegotiate fees, licenses, permits, rents and leases, and adjust or develop other revenue sources to fund the maintenance, operation and administration of the department; provided further, that an annual report shall be submitted to the house and senate committees on ways and means regarding fee adjustments not later than February 15, 2010; provided further, that notwithstanding any general or special law to the contrary, the department shall continue to fund a maintenance contract pursuant to item

2440-2014 of section 2 and section 29 of chapter 236 of the acts of 2002; provided further, that no funds shall be expended from this item for personnel overtime costs; provided further, that the department of conservation and recreation shall provide the house and senate committees on ways and means with a 30 day notice before any intersubsidiary transfers or interagency service agreements and the reason for said transfer; provided further, that the amount transferred pursuant to interagency service agreements shall not increase from fiscal year 2009; and provided further, that any employee paid from this item as of August 1, 2004, that was included in the report required from said item in chapter 149 of the acts of 2004, and any employees assigned to that item after August 1, 2004, shall not be paid from any other item of appropriation..... $5,059,980

2800-0101 For the watershed management program to operate and maintain reservoirs, watershed lands and related infrastructure of the department and the office of water resources in the department of conservation and recreation; provided, that the amount of the payment shall be charged to the General Fund and shall not be included in the amount of the annual determination of fiscal year charges to the Massachusetts Water Resources Authority assessed to the authority under the General Laws; provided further, that the department shall continue to make payments pursuant to chapter 616 of the acts of 1957, as amended by section 89 of chapter 801 of the acts of 1963; and provided further, that the department shall continue to make payments pursuant to chapter 307 of the acts of 1987 for the use of certain land..... $1,351,864

2800-0401 For a program to provide stormwater management for all properties and roadways under the care, custody and control of the department of conservation and recreation; provided, that the department shall develop and implement a stormwater management program in compliance with federal and state stormwater management requirements; provided further, that the department shall inventory all existing stormwater infrastructure, assess its current stormwater practices, analyze long term capital and operational needs, and develop a stormwater management plan to comply with federal and state regulatory

requirements; and provided further, that in order to protect public safety and to protect water resources for water supply, recreational and ecosystem uses, the department shall immediately implement interim stormwater management practices including, but not limited to, street sweeping, inspection and cleaning of catch basins, and emergency repairs to roadway drainage..... $731,258

2800-0500 For the operation of the beaches, pools and spray pools under the control of the department of conservation and recreation; provided, that the seasonal hires of the department of conservation and recreation's parks, beaches, pools and spray pools be paid from this line item; provided further, that all beaches, pools and spray pools shall remain open and staffed from Memorial Day through Labor Day; provided further, that the beaches, pools and spray pools shall be fully maintained; provided further, that the department shall file quarterly reports with the house and senate committee on ways and means relative to the seasonal staffing levels at all of the department's facilities, it shall include, but not be limited, the following: (a) the number of seasonal employees assigned to each facility; (b) the total amount of funding spent on seasonal employees at each facility; (c) the total amount of funding spent on each facility; and (d) the services and materials provided to each facility; provided further, that no funds from this item shall be expended for year-round seasonal employees; provided further, that seasonal employees who are hired before the second Sunday before Memorial Day and whose employment continues beyond the Saturday following Labor Day and who received health insurance benefits in fiscal year 2009 shall continue to receive such benefits in fiscal year 2010 during the period of their seasonal employment; provided further, that no expenditures shall be made from this item other than for the purposes identified in this item; provided further, that notwithstanding section 1 of chapter 31 of the General Laws, seasonal positions funded by this item shall be positions requiring the services of an incumbent, on either a full-time or less than full-time basis beginning not earlier than April 1 and ending not later than November 30, or beginning not earlier than September 1 and ending not later than April 30; and provided further,

that notwithstanding said section 1 of said chapter 31, seasonal positions funded by this item shall not be filled by an incumbent for more than 8 months within a 12-month period..... $14,559,898

2800-0700 For the office of dam safety; provided, that the department shall, in collaboration with the department of environmental protection and the department of fish and game, establish and maintain a comprehensive inventory of all dams in Massachusetts, and develop a coordinated permitting and regulatory approach to dam removal for stream restoration and public safety; and provided further, that the department shall file a report with the house and senate committees on ways and means not later than December 15, 2009, that shall include, but not be limited to, the following: (a) the number of staff that are assigned from this item and their job titles; (b) the number of dam inspections that are scheduled for fiscal year 2010; and (c) the number of dams that are in need of repairs or need to be replaced..... $528,030

2810-0100 For the operations of the department's state and urban parks; provided, that funds appropriated in this item shall be used to operate all of the division's parks, parkways, boulevards, roadways, bridges and related appurtenances under the care, custody, and control of the division, flood control activities of the division, reservations, campgrounds, beaches and pools and for the oversight of rinks, to protect and manage the division's lands and natural resources including the forest and parks conservation services and the bureau of forestry development; provided further, that the crossing guards located at department of conservation and recreation intersections continue to perform the duties where state police previously performed such duties; provided further, that the parkways, boulevards, roadways, bridges and related appurtenances under the care and custody of the metropolitan district commission in fiscal year 2003 shall remain solely under the jurisdiction, custody and care of the department of conservation and recreation; provided further, that no funds from this item shall be made available for payment to true seasonal employees; provided further, that the rinks under the control of the department shall remain open and staffed for the full rink season; provided further, that the department may

issue grants to public and nonpublic entities from this item; and provided further, that the department shall file quarterly reports with the house and senate committees on ways and means relative to the staffing levels at all state and urban parks, it shall include, but not be limited to, the following: (a) the number of staff assigned to each park; (b) the total number of visitors to each park; (c) the total acreage of each park; and (d) the amount of funding spent on each park $48,175,400

2810-2040 The division of state parks and recreation may expend not more than $6,004,826 from revenue collected from fees charged by the division, including revenues collected from campsite reservation transactions from the automated campground reservation and registration program for additional expenses, upkeep and improvements to the parks and recreation system and for the personnel costs of seasonal employees; provided, that no funds from this item shall be expended for the costs of full-time equivalent personnel; provided further, that for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the division may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system; provided further, that no expenditures made in advance of the receipts shall be permitted to exceed 75 per cent of the amount of revenues projected by the first quarterly statement required by section 1B; provided further, that the comptroller shall notify the house and senate committees on ways and means at the time subsequent quarterly statements are published of the variance between actual and projected receipts in each such quarter and the implications of that variance for expenditures made; and provided further, that the division may issue grants to public and nonpublic entities from this item $6,004,826

2820-0101 For the costs associated with the department's urban park rangers specific to the security of the state house; provided, that funds appropriated in this item shall only be expended for the costs of security and urban park rangers at the state house $1,735,315

2820-1000 The division of urban parks and recreation may expend not more than $200,000 from revenue collected pursuant to section 34B of chapter 92 of the General Laws $200,000

2820-1001 The division of urban parks and recreation may expend not more than $50,000 from revenue collected for the operation and maintenance of the division's telecommunications system from revenues received from the Massachusetts Water Resources Authority, the Massachusetts Convention Center Authority, the department of highways, central artery/Ted Williams tunnel project, the department of state police and quasi-public and private entities through a system of user fees and other charges established by the commissioner of conservation and recreation; provided, that nothing in this item shall impair or diminish the rights of access and utilization of all current users of the system under agreements previously entered into; and provided further, that this item may be reimbursed by political subdivisions of the commonwealth and private entities for direct and indirect costs expended by the division to maintain the telecommunications system $50,000

2820-2000 For the operation of street lighting and the expenses of maintaining the parkways of the department of conservation and recreation, including the costs of personnel and snow and ice removal expenses; provided, that the department of conservation and recreation shall take all measures to ensure that the department's snow and ice control efforts are efficient and cost effective; provided further, that the secretary of energy and environmental affairs shall submit to the house and senate committees on post audit and oversight and the house and senate committees on ways and means a report detailing a snow emergency plan for roads, bridges and sidewalks under the care of the department of conservation and recreation by January 14, 2010; provided further, that the secretary of energy and environmental affairs shall submit to the house and senate committees on post audit and oversight, and the house and senate committees on ways and means a report not later than September 1, 2009, which shall include, but not be limited to, the following: (a) a list of amounts paid from state appropriations for snow and ice control efforts for fiscal years 2008 and 2009; and (b) any other

information that said secretary determines is necessary to account for and explain the extraordinary expenditure of state appropriations for the control and removal of snow and ice; provided further, that the department of conservation and recreation shall take all measures to further ensure that said department's street lighting efforts are efficient and cost effective; and provided further, that said department shall implement a plan to achieve efficiencies and reduce lighting costs..... $6,160,021

2820-3001 The division of urban parks and recreation may expend not more than $1,000,000 from revenue collected from skating rink fees and rentals for the operation and maintenance, including personnel costs, of 4 rinks between September 1, 2009, and April 30, 2010, for an expanded and extended rink season; provided, that when assigning time for the use of its rinks, the division shall give priority to those which qualify under applicable state and federal law as nonprofit organizations or as a public school .. $1,000,000

2820-4420 For the operation and maintenance of the Ponkapoag golf course; provided, that the division of urban parks and recreation may expend not more than $1,098,236 from revenue collected from fees generated by the golf course; provided further, that for the purposes of accommodating discrepancies between the receipt of retained revenue and related expenditures, the division may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system; and provided further, notwithstanding section 1 of chapter 31 of the General Laws, seasonal positions funded by this account shall be positions requiring the services of an incumbent on either a full-time or less than a full-time basis beginning not earlier than April 1 and ending not later than November 30..... $1,098,236

2820-4421 For the operation and maintenance of the Leo J. Martin golf course; provided, that the division of urban parks and recreation may expend not more than $851,400 from revenue collected from fees generated by the golf course; provided further, that for the purposes of accommodating discrepancies between the receipt of retained revenue and related expenditures, the division may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent

revenue estimate as reported in the state accounting system; and provided further, notwithstanding section 1 of chapter 31 of the General Laws, seasonal positions funded by this account shall be positions requiring the services of an incumbent on either a full-time or less than a full-time basis beginning not earlier than April 1 and ending not later than November 30..... $851,400

Division of Energy Resources

7006-1001 For the residential conservation service program under chapter 465 of the acts of 1980, and the commercial and apartment conservation service program pursuant to section 11A of chapter 25A of the General Laws..... $207,367

7006-1003 For the operation of the division of energy resources; provided, that notwithstanding any general or special law to the contrary, the amount assessed under section 11H of chapter 25A of the General Laws shall be equal to the amount expended from this item..... $2,940,209

Department of Early Education and Care

3000-1000 For the administration of the department of early education and care and the costs of field operations and licensing provided through the department; provided, that the department shall report on the first business day of each month to the joint committee on education, the joint committee on children, families and persons with disabilities, the house and senate committees on ways and means, and the secretary of administration and finance on the unduplicated number of children on waiting lists for state-subsidized early education and care programs and services; provided further, that notwithstanding chapter 66A of the General Laws, the department of early education and care, the lead agencies of community partnership councils, the child care resource and referral agencies, the department of elementary and secondary education, the department of transitional assistance, the department of children and families and the department of public health may share with each other personal data regarding the parents and children who receive services provided under early education and care programs administered by the commonwealth for waitlist management, program implementation and evaluation, reporting, and policy development purposes; provided further, that the department shall issue a report, not later than February 15, 2010, on the status of the

department's programming to the secretary of administration and finance, the senate president, the speaker of the house, the chairpersons of the house and senate committees on ways and means, and the house and senate chairperson of the joint committee on education; provided further, that the report shall contain the proposed core competencies to be issued by the department, and the status and findings of the department's quality rating system; provided further, that the report shall contain a multi-year plan for the alignment of rates and quality standards; provided further, that the report shall contain details on the implementation of universal pre-kindergarten grants, along with any legislative recommendations for the improvement of the program; provided further, that the report shall contain a multi-year plan for the alignment of all classroom based quality enhancement grants funded by the department in order to ensure fairness and consistency across all preschool grant programs; provided further, that the report shall include the department's recommendations on the consistent implementation of accreditation assistance across the commonwealth; and provided further, that the report shall include the number of early childhood educators and providers who have received such training, the estimated number who have requested such additional training, and a review and analysis of the most effective types of professional development $12,083,581

3000-2000 For regional administration and coordination of services provided by child care resource and referral agencies; provided, that funding for activities shall include, but not be limited to, administrative costs of these agencies, program coordination and support, voucher management, outreach to hard to reach populations, intake and eligibility services for families seeking financial assistance to enroll in early education and care programs, resource and referral for families with disabilities in child care programs, maintenance of the department's centralized waiting list for state-subsidized early education and care, and walk-in services for homeless families $9,996,599

3000-2050 For the administration of the children's trust fund; provided, that the department shall not exercise any supervision or control with respect to the board..... $1,165,967

3000-4060 For financial assistance to families for child care access; provided, that funding shall be available for families referred by the department of children and families, families involved with or transitioning from transitional aid to families with dependent children (TAFDC), and income-eligible families; provided further, that funds may be used to provide services during a transition period for families involved with the department of children and families upon closure of their case; provided further, that families referred by the department of children and families shall receive priority access under this line item; provided further, that no waiting list shall exist for children who have been the subject of supported 51A cases in the department of children and families; provided further, that families currently involved with or transitioning from TAFDC shall receive child care funded in this item as entitled under section 110 of chapter 5 of the acts of 1995, as amended by section 155 of chapter 43 of the acts of 1997; provided further, that all teens eligible for year-round full-time early education and care services shall be participating in school, education, work and training-related activities or a combination thereof for at least the minimum number of hours required by regulations; provided further, that the department shall expend funds from this item on grants to support inclusive learning environments; provided further, that the department shall issue monthly reports detailing the number and average cost of voucher and contracted slots funded from this item by category of eligibility, including children who have been the subject of supported 51A cases, children referred by or transitioning from the department of children and families, and children of income-eligible families; provided further, that said reports shall include the number of recipients subject to subsection (f) of section 110 of chapter 5 of the acts of 1995, as amended by section 155 of chapter 43 of the acts of 1997; provided further, that the department shall issue a report to the house and senate committees on ways and means and the executive office for administration and

finance, not later than February 15, 2010, detailing the projected fiscal year 2011 caseload for children who have been the subject of supported 51A cases, children of families who are eligible for child care as entitled under section 110 of chapter 5 of the acts of 1995, as amended by section 155 of chapter 43 of the acts of 1997, and children whose families are income-eligible; provided further, that this report shall include the anticipated cost of contracts and vouchers to fund said caseloads; and provided further, that any payment made under any such grant with a school district shall be deposited with the treasurer of such city, town, or regional school district and held as a separate account and shall be expended by the school committee of such city, town, or regional school district without municipal appropriation, notwithstanding any general or special law to the contrary..... $474,043,743

3000-5000 For grants to head start programs; provided, that funds from this item may be expended on early head start programs..... $9,000,000

3000-5075 For the Massachusetts universal pre-kindergarten program; provided, that funds from this item shall be expended on grants to improve the quality of and expand access to preschool programs and services to children from the age of 2 years and 9 months until they are kindergarten eligible; provided further, that in awarding grant funds under this program, preference shall be given to establishing preschool classrooms in towns and cities with schools and districts at risk of or determined to be under-performing in accordance with sections 1J and 1K of chapter 69, schools and districts which have been placed in the accountability status of identified for improvement, corrective action, or restructuring pursuant to departmental regulations, or which have been designated commonwealth priority schools or commonwealth pilot schools pursuant to said regulations, schools or districts with a high percentage of students scoring in levels 1 and 2 on the MCAS exams, or programs which serve children not less than 50 per cent of whom are from families earning at or below 85 per cent of the state median income; provided further, that funds may also be used to leverage and enhance community-wide capacity building efforts within statewide parameters established

by the board; provided further, that any newly-funded programs designated as Massachusetts universal pre-kindergarten program participants must have been accredited by the National Association for the Education of Young Children, the New England Association of Schools and Colleges, the National Association of Family Child Care or a Child Development Associate (CDA) credential or higher; provided further, that remaining funds available after grants are made to eligible programs may be expended on programs working towards the designation of being a Massachusetts universal pre-kindergarten program participant; provided further, that programs receiving grant funds may use the funds to enhance teacher and staff quality and compensation, enhance program ability to interpret and use assessment data effectively, enhance developmentally appropriate practice, incorporate ancillary services into the program, facilitate or provide access to wrap-around services for working families, or to increase capacity to expand access to age-eligible children on the centralized waitlist maintained by the department; provided further, that preference shall be given in awarding grants to those programs which demonstrate affordability for middle class and working class parents according to standards to be developed by the department; and provided further, that any payment made under any such grant with a school district shall be deposited with the treasurer of such city, town, or regional school district and held as a separate account and shall be expended by the school committee of such city, town, or regional school district without municipal appropriation, notwithstanding any general or special law to the contrary $9,810,821

3000-6000 For the establishment of a statewide network of supports for early education and care programs to advance the quality of their services to children; provided, that supports funded through this item shall include, but not be limited to, curriculum development, child assessment systems, activities that encourage providers to obtain associates and bachelors degrees, payment of fees and direct assistance to programs seeking accreditation by agencies approved by the board, and professional development courses; provided further, that eligible recipients for such grants shall include, but not be

limited to, community partnership councils, municipal school districts, regional school districts, educational collaboratives, head start programs, licensed child care providers, and child care resource and referral centers; provided further, that supports funded through this item shall be in alignment with the quality requirements of the Massachusetts universal pre-kindergarten program and the development of the quality rating and improvement system; provided further, that the department shall encourage and support early childhood education and care providers to obtain associate and bachelor degrees through the building careers program model; and provided further, that where possible, funds from this line item shall be coordinated with funding from item 3000-7050. $14,832,646

3000-6075 For early childhood mental health consultation services in early education and care programs in the commonwealth; provided, that preference shall be given to those services designed to limit the number of expulsions and suspensions from said programs; and provided further, that eligible recipients for such grants shall include community partnership councils, municipal school districts, regional school districts, educational collaboratives, head start programs, licensed child care providers, child care resource and referral centers and other qualified entities..... $1,000,000

3000-7000 For statewide neonatal and postnatal home parenting education and home visiting programs for at-risk newborns to be administered by the children's trust fund; provided, that the department shall collaborate with the children's trust fund, whenever feasible and appropriate, to coordinate services provided though this item with services provided through item 3000-7050 in order to ensure that parents receiving services through this item are aware of all opportunities available to them and their children through the department; provided further, that such services shall be made available statewide to parents under the age of 21 years; and provided further, that notwithstanding any general or special law to the contrary, priority for such services shall be given to low-income parents; and provided further, that the children's trust fund shall issue a report to the joint committee on education and the house and senate committees on ways and means, not later than February 15,

2010, detailing the expenditure of state funds appropriated herein $9,188,407

3000-7050 For grants to programs that improve the parenting skills of participants in early education and care programs in the commonwealth: Mass Family Networks, Parent-Child Home Program, and Reach Out and Read; provided further, that the department shall distribute said grants no later than August 31, 2009, in order to allow a full year of service for families involved in these programs; and provided further, that the department shall, to the maximum extent feasible, coordinate services provided through this item with services provided through items 3000-6000 and 3000-7000 in order to ensure that parents receiving services through this item are aware of all opportunities available to them and their children through the department $7,476,556

Office for Refugees and Immigrants.

4003-0122 For a citizenship for new Americans program to assist legal permanent residents in the commonwealth in becoming citizens of the United States; provided, that the office for refugees and immigrants shall administer the program; provided further, that said program shall be provided through community-based organizations to the maximum extent possible as determined by the office for refugees and immigrants; provided further, that the program funded by this item shall provide assistance to persons who are within 3 years of eligibility to become citizens of the United States; and provided further, that services shall be designed to include: ESOL/civics classes, citizenship application assistance, interview preparation and support services such as interpretation and referral services $500,000

EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES.

Office of the Secretary.

4000-0050 For the operation of the personal care attendant quality workforce council established under section 29 of chapter 118G of the General Laws $187,751

4000-0112 For matching grants to boys' and girls' clubs, YMCA and YWCA organizations, nonprofit community centers, and youth development programs; provided, that the secretary of the executive office of health and human services shall award the full amount of each grant to each organization upon commitment of matching funds from the organization; and provided further, that the department

shall not reduce the amount allocated to a program listed in this item as appearing in section 2 of chapter 182 of the acts of 2008 by more than 50 per cent in fiscal year 2010 ..... $2,925,000

4000-0265 For a primary care workforce development and loan forgiveness grant program at community health centers, for the purpose of enhancing recruitment and retention of primary care physicians and other clinicians at community health centers throughout the commonwealth; provided, that the grant shall be administered by the Massachusetts League of Community Health Centers in consultation with the secretary of the executive office of health and human services and relevant member agencies; provided further, that the funds shall be matched by other public and private funds; and provided further, that the League shall work with said secretary and said agencies to maximize all sources of public and private funds $1,700,000

4000-0300 For the operation of the executive office, including the operation of the managed care oversight board; provided, that the executive office shall provide technical and administrative assistance to agencies under the purview of the secretariat receiving federal funds; provided further, that the executive office and its agencies, when contracting for services on the islands of Martha's Vineyard and Nantucket, shall take into consideration the increased costs associated with the provision of goods, services, and housing on said islands; provided further, that the executive office shall monitor the expenditures and completion timetables for systems development projects and enhancements undertaken by all agencies under the purview of the secretariat, and shall ensure that all measures are taken to make such systems compatible with one another for enhanced interagency interaction; provided further, that the executive office shall continue to develop and implement the common client identifier; provided further, that the executive office shall ensure that any collaborative assessments for children receiving services from multiple agencies within the secretariat shall be performed within existing resources; provided further, that funds appropriated in this item shall be expended for the administrative, contracted services and non-personnel systems costs related to the implementation and operation of programs

authorized by sections 9A to 9C, inclusive, and section 16C of chapter 118E of the General Laws; provided further, that the costs shall include, but not be limited to, pre-admission screening, utilization review, medical consultants, disability determination reviews, health benefit managers, interagency service agreements, the management and operation of the central automated vendor payment system, including the recipient eligibility verification system, vendor contracts to upgrade and enhance the central automated vendor payment system, the Medicaid management information system and the recipient eligibility verification system MA21, costs related to the information technology chargebacks, contractors responsible for system maintenance and development, personal computers and other information technology equipment; provided further, that 50 per cent of the cost of provider point of service eligibility verification devices purchased shall be assumed by the providers utilizing the devices; provided further, that the executive office shall assume the full cost of provider point of service eligibility verification devices utilized by any and all participating dental care providers; provided further, that in consultation with the division of health care finance and policy, no rate increase shall be provided to existing Medicaid provider rates without taking all measures possible under Title XIX of the Social Security Act to ensure that rates of payment to providers do not exceed such rates as are necessary to meet only those costs which must be incurred by efficiently and economically operated providers in order to provide services of adequate quality; provided further, that expenditures for the purposes of each item appropriated for the purpose of programs authorized by chapter 118E of the General Laws shall be accounted for according to such purpose on the Massachusetts management accounting and reporting system not more than 10 days after the expenditures have been made by the Medicaid management information system; provided further, that no expenditures shall be made for the purpose of programs that are not federally reimbursable, including those related to Titles XIX or XXI of the Social Security Act or the MassHealth demonstration waiver approved under section 115(a) of the act or the Community First section

1115 demonstration waiver, whether made by the executive office or another commonwealth entity, except as specifically authorized herein, or unless made for cost containment efforts the purposes and amounts of which have been submitted to the house and senate committees on ways and means 30 days prior to making such expenditures; provided further, that the executive office may continue to recover provider overpayments made in the current and prior fiscal years through the Medicaid management information system, and that the recoveries shall be considered current fiscal year expenditure refunds; provided further, that the executive office may collect directly from a liable third party any amounts paid to contracted providers under chapter 118E of the General Laws for which the executive office later discovers another third party is liable if no other course of recoupment is possible; provided further, that no funds shall be expended for the purpose of funding interpretive services directly or indirectly related to a settlement or resolution agreement, with the office of civil rights or any other office, group or entity; provided further, that interpretive services currently provided shall not give rise to enforceable legal rights for any party or to an enforceable entitlement to interpretive services; provided further, that the federal financial participation received from claims filed for the costs of outreach and eligibility activities performed by certain community organization under the covering kids initiative, and in accordance with the federal revenue criteria in 45 CFR 74.23 or any other federal regulation which provides a basis for federal financial participation, shall be credited to this item and may be expended, without further appropriation, on administrative services including those covered under an agreement with the organizations participating in the initiative; provided further, that notwithstanding any general or special law to the contrary, the executive office shall require the commissioner of mental health to approve any prior authorization or other restriction on medication used to treat mental illness in accordance with written policies, procedures and regulations of the department of mental health; provided further, that the executive office shall develop a process whereby all

participating providers who have signed the Virtual Gateway Services Agreement shall have access to the contents of the consolidated summary of any individual's application submitted through the virtual gateway; provided further, that said information access shall comply with all HIPAA requirements and state privacy laws; provided further, that not later than September 1, 2009, the executive office of health and human services shall submit a report to the house and senate committees on ways and means detailing planned fiscal year 2010 expenditures by the executive office as funded by chargebacks to the 17 executive office cluster agencies; provided further, that any projection of deficiency in item 4000-0320, 4000-0500, 4000-0700, 4000-0740, 4000-0835, 4000-0890, 4000-0895 or 4000-0990, shall be reported to the house and senate committees on ways and means not less than 90 days before the projected exhaustion of funding; and provided further, that any unexpended balance in these accounts shall revert to the General Fund on June 30, 2010; provided further, that acute care hospital rates of payment from the Commonwealth Care and the Medicaid Managed Care Plans, shall be subject to negotiation between those hospitals and the health plans; provided further, that the Commonwealth Care and the Medicaid Managed Care Plan rates for acute care hospitals shall not be promulgated by regulation nor stipulated in the MassHealth Request For Applications (RFA); provided further, for the operation of the Office of Health Equity within the Executive Office of Health and Human services; provided further, that subject to appropriation the Executive Office of Health and Human Services may employ such additional staff and consultants or as it may deem necessary; provided further; the office may prepare an annual health disparities report card with regional disparities data, evaluate effectiveness of interventions, and replicate successful programs across the state; and provided further, the office shall work with a disparities reduction program with a focus on supporting

efforts by community-based health agencies and community health workers to eliminate racial and ethnic health disparities, including efforts addressing social factors integral to such disparities $95,375,349

4000-0301 For the costs of MassHealth provider and member audit and utilization review activities including, but not limited to, eligibility verification, disability evaluations, provider financial and clinical audits, and other initiatives intended to enhance program integrity..... $1,747,904

4000-0320 For the executive office; provided that the executive office may expend an amount not to exceed $225,000,000 from the monies received from recoveries of any current or prior year expenditures and collections from liens, estate recoveries, third party recoveries, drug rebates, accident and trauma recoveries, case mix recoveries, computer audits, insurance recoveries, provider overpayment recoveries, bankruptcy settlements, Masspro and Healthpro refunds, Medicaid fraud returns, data match returns, Medicare appeals, and program and utilization review audits; provided further, that additional categories of recoveries and collections, including the balance of any personal needs accounts collected from nursing and other medical institutions upon a recipient's death and held by the executive office for more than 3 years, may, notwithstanding any general or special law to the contrary, be credited to this item; provided further, that any revenues collected by the division that are not attributable to the aforementioned categories shall be deposited in the General Fund and shall be tracked separately; provided further, that additional categories of recoveries and collections may be credited to this item after providing written notice to the house and senate committees on ways and means; provided further, that no funds from this item shall be used for the purposes of item 4000-0300; provided further, that expenditures from this item shall be limited solely to payments for the provision of medical care and assistance rendered in the current fiscal year; and provided further, that the executive office shall file quarterly reports with the house and senate committees on ways and means delineating the amount of current year rebates from pharmaceutical companies or other current year

collections which are being used to supplement current year expenditures..... $225,000,000

4000-0500 For health care services provided to medical assistance recipients who are enrolled in a managed care organization under contract with the executive office, including both MassHealth covered services and MassHealth services not provided by the managed care organization and for MassHealth benefits provided to children, adolescents and adults under clauses (a) to (d), inclusive and clause (h) of subsection (2) of section 9A and section 16C of chapter 118E of the General Laws; provided, that no funds shall be expended from this item for children and adolescents under clause (c) of said subsection (2) of said section 9A of said chapter 118E whose family incomes, as determined by the executive office, exceeds 150 per cent of the federal poverty level; provided further, that funds may be expended from this item for health care services provided to the recipients in prior fiscal years; provided further, that funds shall be expended from this item for the CommonHealth program to provide primary and supplemental medical care and assistance to disabled adults and children under sections 9A, 16 and 16A of chapter 118E of the General Laws; provided further, that children shall be determined eligible for the medical care and assistance if they meet the disability standards as defined by the executive office, which standards shall be no more restrictive than the standards in effect on July 1, 1996; provided further, that the executive office shall process CommonHealth applications within 45 days of receipt of a completed application or within 90 days if disability determination is required; provided further, that funds shall be expended from this item for provision of benefits to eligible women who require medical treatment for either breast or cervical cancer in accordance to with 1902 (a) (10) (A) (ii) (XVII) of the Breast and Cervical Cancer Prevention Treatment Act of 2000, Public Law 106-354 and in accordance with section 10D of Chapter 118E of the General Laws; provided further, that the executive office shall provide those benefits to women whose income, as determined by the executive office, does not exceed 250 percent of the federal poverty line; provided further, that eligibility

for these benefits shall be extended solely for the duration of the cancerous condition; provided further, that prior to the provision of any benefits covered by this item, the division shall require screening for either breast or cervical cancer at the comprehensive breast and cervical cancer early detection program operated by the department of public health, in accordance with item 4570-1512 of section 2 of this act; provided further, that funds shall be expended from this item for MassHealth benefits under clause (c) of subsection (2) of section 9A and section 16C of chapter 118E of the general laws as amended by chapter 58 of the acts of 2006 for children and adolescents whose family incomes as determined by the executive office are above 150 percent of the federal poverty line; provided further, that funds shall be expended from this item to fund health care services to adults participating in the medical assistance program pursuant to clause (g) of subsection (2) of section 9A of Chapter 118E of the General Laws; provided further, funds from this item shall be expended for physician and hospital rates; provided further, that funds shall be expended from this item for providing MassHealth benefits to persons with a diagnosis of human immunodeficiency virus whose incomes, as determined by the executive office, do not exceed 200 per cent of the federal poverty line; provided further, that funds shall be expended from this item for the operation of the essential program for long-term unemployed persons; provided further, that such persons shall meet the eligibility requirements under section 9A of chapter 118E; provided further, persons eligible under subsection (7) of section 16D of said chapter 118E shall be eligible to receive benefits under this item; provided further, that the income of such persons shall not exceed 100 percent of the federal poverty line; provided further, that the secretary may limit or close enrollment if necessary in order to ensure that the expenditures from this item do not exceed the amount appropriated herein; provided further, however, that no such limitation shall be implemented unless the secretary has given 90 days notice to the house and senate committees on ways and means and the joint committee on health care financing; provided further, that funds shall be expended

from this item for the children's behavioral health initiative (Rosie D. et al v. Romney, civil action No. 01-30199-MAP) implementation costs and services; provided further, that expenditures from this item shall be made only for the purposes expressly stated herein; provided further, that not less than $9,000,000 shall be expended for disproportionate share payments for inpatient services provided at pediatric hospitals and units; provided further, that the secretary of health and human services and the commissioner of mental health shall report quarterly to the house and senate committees on ways and means relative to the performance of the managed care organization under contract with the executive office to administer the mental health and substance abuse benefit; provided further, that such quarterly reports shall include, but not be limited to, analyses of utilization trends, quality of care and costs across all service categories and modalities of care purchased from providers through the mental health and substance abuse program, including those services provided to clients of the department of mental health; provided further, that in conjunction with the new Medicaid management information system project, said executive office shall continue to study the feasibility of modifying its claim payment system, in collaboration with the MassHealth behavioral health contractor, to routinely process for payment valid claims for medically-necessary covered medical services to eligible recipients with psychiatric and substance abuse diagnoses on a timely basis in an effort to avoid delay and expenses incurred by lengthy appeals processes; and provided further, that notwithstanding any general or special law to the contrary, the secretary of health and human services shall not reassign to a managed care plan under contract with the office of MassHealth behavioral health benefit of any eligible person when the benefit is elected by or initially assigned to that person, unless the person provides written or verbal consent to the reassignment..... 2,080,859,818

Executive Office of Elder Affairs.

4000-0600 For health care services provided to MassHealth members who are seniors, and for the operation of the senior care options program under section 9D of chapter 118E of the

General Laws; provided, that funds may be expended from this item for health care services provided to these recipients in prior fiscal years; provided further, that funds shall be expended for the 'community choices' initiative; provided further, that no payment for special provider costs shall be made from this item without the prior written approval of the secretary of administration and finance; provided further, that benefits for this demonstration project shall not be reduced below the services provided in fiscal year 2009; provided further, that the eligibility requirements for this demonstration project shall not be more restrictive than those established in fiscal year 2009; provided further, that the executive office of health and human services shall submit a report to the house and senate committees on ways and means detailing the projected costs and the number of individuals served by the ''community choices'' initiative in fiscal year 2010 delineated by the federal poverty level; provided further, that notwithstanding any general or special law to the contrary, not less than $5,000,000 shall be expended from this item for the purpose of providing an increase to $72.80 per month in the personal needs allowance for individuals residing in nursing homes and rest homes who are eligible for MassHealth, Emergency Aid to the Elderly Disabled and Children program or Supplemental Security Income; provided further, that care management under section 3 of chapter 211 of the Acts of 2006 shall be implemented through Aging & Disability Resource Consortiums, which shall include a combination of one or more Aging Services Access Points and Independent Living Centers; provided further, not less than $2,500,000 shall be expended from this item to implement the provisions of section 2 of chapter 211 of the acts of 2006, the pre-admission counseling and assessment program, which shall be implemented on a statewide basis through aging and disability resource consortia; provided further, that notwithstanding any general or special law to the contrary, for any nursing home or non-acute chronic disease hospital that provides kosher food to its residents, the department, in consultation with the division, in recognition of the unique special innovative program status granted by the executive office, shall

continue to make the standard payment rates established in fiscal year 2006 to reflect the high dietary costs incurred in providing kosher food; provided further, that funds shall be expended for the purpose of a housing with services demonstration project known as the 'Caring Homes' initiative designed to delay or prevent nursing home placement by providing care-giving services to an elder; provided further, that under said demonstration project, eligible MassHealth enrollees shall be able to live in the home of an individual or relative, with the exception of dependent children, to provide for their long term supports, pursuant to regulations promulgated by said executive office; provided further, that effective July 1, 2009 for the fiscal year ending June 30, 2010, the division of health care finance and policy shall establish nursing facility MassHealth rates that are $35,000,000 in payments above the payments made to nursing facilities for fiscal year 2009 for the purpose of funding inflationary labor and benefit costs; provided further, that nursing facility MassHealth rates shall recognize the increase in the nursing home assessment provided for in section 34 of this act borne by the MassHealth program; provided further, that the secretary of elder affairs and the director of the office of Medicaid shall report monthly to the secretary of administration and finance and to the house and senate committees on ways and means the total projected expenditures from this item; and provided further, that the secretary of elder affairs and the director of the office of Medicaid shall provide a monthly report to the secretary of administration and finance and to the house and senate committees on ways and means showing Medicaid nursing facility utilization in the current fiscal year compared to Medicaid nursing facility utilization in the same period for the prior fiscal year..... $2,139,610,628

4000-0640 For nursing facility Medicaid rates; provided, that notwithstanding any general or special law to the contrary, in fiscal year 2010 the division of health care finance and policy shall establish nursing facility Medicaid rates that cumulatively total $288,500,000 more than the annual payment rates established by the division under the rates in effect as of June 30, 2002; provided further, that not more than $9,000,000 of this amount

shall be expended for purposes of reimbursing nursing facilities for up to 10 bed hold days for patients of the facility on medical and non-medical leaves of absence; and provided further, that an amount shall be expended sufficient to implement section 622 of chapter 151 of the acts of 1996..... $288,500,000

Executive Office of Health and Human Services.

4000-0650 For community-based services for elderly and disabled individuals under age 65 provided under the Community First section 1115 demonstration waiver or for costs necessary to prepare for or implement the waiver..... $16,000,000

4000-0700 For health care services provided to medical assistance recipients under the executive office's not in managed care plans, primary care clinician plan or the managed behavioral contract, including managed behavioral health contract services and all MassHealth services and for MassHealth benefits provided to children, adolescents and adults under clauses (a) to (d), inclusive and clause (h) of subsection (2) of section 9A and section 16C of chapter 118E of the General Laws; provided, that no payments for special provider costs shall be made from this item without the prior written approval of the secretary of administration and finance; provided further, that no funds shall be expended from this item for children and adolescents under clause (c) of said subsection (2) of said section 9A of said chapter 118E whose family incomes, as determined by the executive office, exceeds 150 per cent of the federal poverty level; provided further, that funds shall be expended from this item for the CommonHealth program to provide primary and supplemental medical care and assistance to disabled adults and children under sections 9A, 16 and 16A of chapter 118E of the General Laws; provided further, that children shall be determined eligible for the medical care and assistance if they meet the disability standards as defined by the executive office, which standards shall be no more restrictive than the standards in effect on July 1, 1996; provided further, that the executive office shall process commonhealth applications within 45 days of receipt of a completed application or within 90 days if disability determination is required; provided further, that funds shall be expended from this item for the children's behavioral

health initiative (Rosie D. et al v. Romney, civil action No. 01-30199-MAP) implementation costs and services; provided further, that funds shall be expended for MassHealth members who qualify for Early Intervention services; provided further, that not less than $34,000,000 in funds from this item including federally unmatched state funds shall be expended to enhance the ability of hospitals, community health centers and primary care clinicians to serve populations in need more efficiently and effectively; provided further, that the executive office of health and human services shall expend not less than $15,000,000 to distribute to certain disproportionate share hospitals, as defined by 114.1 CMR 36.04 and section 1 of chapter 118G of the General Laws, that provide the largest volume of uncompensated care in the commonwealth, as determined by the division of health care finance and policy and have no corporate affiliation with any managed care organization under contract with MassHealth, in an amount equal to the difference between the costs incurred by such hospital for the provision of services to publicly insured or uninsured individuals including MassHealth, Medicare, Commonwealth Care, and the Health Safety Net Trust Fund, and the payments received for such services; provided further, that hospitals that have in-patient psychiatric units which said psychiatric units had negative operating margins in fiscal year 2008, adjusted to exclude any grants awarded from the Essential Community Provider Trust Fund shall receive priority in the distribution of such supplemental payment amounts under this section; provided further, that any remaining amounts not otherwise distributed in accordance with this section shall be distributed equally among the remaining facilities, in proportion to the relative amount of uncompensated public care costs incurred by each facility; provided further, that funds may be expended from this item for health care services provided to the recipients in prior fiscal years; provided further, that the executive office may reduce MassHealth premiums or copayments or offer other incentives to encourage enrollees to comply with wellness goals; provided further, that the executive office shall report annually to the joint committee on health care financing and the house and senate committees on ways and

means on the number of enrollees who met at least 1 wellness goal, any reduction of copayments or premiums, and any other incentives provided because enrollees met wellness goals; provided further, that the executive office shall not, in fiscal year 2010, fund programs relating to case management with the intention of reducing length of stay for neonatal intensive care unit cases; provided further, that funds may be expended from this item for activities relating to disability determinations or utilization management and review, including patient screenings and evaluations, regardless of whether such activities are performed by a state agency, contractor, agent or provider; and provided further, that the executive office shall submit a report to the executive office of administration and finance and the house and senate committees on ways and means not later than March 1, 2010 detailing the activities described in the preceding proviso to be expended from this item during fiscal year 2010..... $1,728,907,635

4000-0740 For all health care services provided to medical assistance members who are enrolled in the primary care clinician plan or the managed behavioral health contract, including managed behavioral health contract services and all other MassHealth covered services; provided further, that funds may be expended from this item for the children's behavioral health initiative (Rosie D. et al v. Romney, civil action No. 01-30199-MAP) implementation costs and services; provided further, that funds may be expended from this item for health care services provided to members in prior fiscal years; provided further, that funds shall be expended from this item for the CommonHealth program to provide primary and supplemental medical care and assistance to disabled adults and children under sections 9A, 16 and 16A of chapter 118E of the General Laws; provided further, that children shall be determined eligible for the medical care and assistance if they meet the disability standards as defined by the executive office, which standards shall be no more restrictive than the standards in effect on July 1, 1996; provided further, that the executive office shall process CommonHealth applications within 45 days of receipt of a completed application or within 90 days if disability determination is required; provided further,

that funds shall be expended from this item for provision of benefits to eligible women who require medical treatment for either breast or cervical cancer in accordance to with 1902 (a) (10) (A) (ii) (XVII) of the Breast and Cervical Cancer Prevention Treatment Act of 2000, Public Law 106-354 and in accordance with section 10D of Chapter 118E of the General Laws; provided further, that the executive office shall provide those benefits to women whose income, as determined by the executive office, does not exceed 250 percent of the federal poverty line; provided further, that eligibility for these benefits shall be extended solely for the duration of the cancerous condition; provided further, that prior to the provision of any benefits covered by this item, the division shall require screening for either breast or cervical cancer at the comprehensive breast and cervical cancer early detection program operated by the department of public health, in accordance with item 4570-1512 of section 2 of this act; provided further, that funds shall be expended from this item for providing MassHealth benefits to persons with a diagnosis of human immunodeficiency virus whose incomes, as determined by the executive office, do not exceed 200 per cent of the federal poverty line; provided further, that funds shall be expended from this item for the operation of the essential program for long-term unemployed persons; provided further, that such persons shall meet the eligibility requirements under section 9A of chapter 118E of the General Laws; provided further, persons eligible under subsection (7) of section 16D of said chapter 118E shall be eligible to receive benefits under this item; provided further, that the income of such persons shall not exceed 100 percent of the federal poverty line; provided further, that the secretary may limit or close enrollment if necessary in order to ensure that the expenditures from this item do not exceed the amount appropriated herein; provided further, however, that no such limitation shall be implemented unless the secretary has given 90 days notice to the house and senate committees on ways and means and the joint committees on health care financing; provided further, that funds shall be expended from this item for MassHealth benefits under clause (c) of subsection (2) of

section 9A and section 16C of chapter 118E of the general laws as amended by chapter 58 of the acts of 2006 for children and adolescents whose family incomes as determined by the executive office are above 150 percent of the federal poverty line; provided further, that funds shall be expended from this item to fund health care services to adults participating in the medical assistance program pursuant to clause (g) of subsection (2) of section 9A of Chapter 118E of the General laws; provided further, that funds shall be expended from this item to enhance the ability of hospitals, community health centers and primary care clinicians to serve populations in need more efficiently and effectively; provided further, that notwithstanding the foregoing, not less than $1,500,000 shall be expended to a community health center located in Suffolk county which provides twenty-four hour emergency services, a Program for All Inclusive Care and a 340B pharmacy; provided further, that the secretary may limit or close enrollment to individuals made eligible solely through the MassHealth section 1115 demonstration waiver, consistent with the terms and conditions of the demonstration, if necessary in order to ensure that expenditures from this item do not exceed the amount appropriated herein; and provided further, that no such limitation shall be implemented unless the secretary has given 90 days notice to the house and senate committees on ways and means and the joint committee on health care financing..... $2,219,725,208

4000-0835 For the purposes of making payments to the federal Centers for Medicare and Medicaid Services in compliance with Title XIX of the Social Security Act, as amended by the Medicare Prescription Drug Improvement and Modernization Act of 2003; provided further, that funds may be expended from this item for health insurance premiums including, but not limited to, Medicare for any medical assistance recipient; and provided further, that funds may be expended from this item for health services provided to recipients in prior fiscal years..... $268,630,683

4000-0890 For the cost of health insurance premium subsidies paid to employees and employers of small businesses in the insurance reimbursement program under section 9C of chapter 118E of the General laws, as amended by chapter 58 of the acts of 2006 ..... $52,140,011

4000-0895 For the healthy start program to provide medical care and assistance to pregnant women and infants residing in the commonwealth pursuant to section 10E of chapter 118E of the General Laws; provided, that the executive office shall, not later than February 16, 2010, report to the house and senate committees on ways and means on the population served by the program delineated by the federal poverty level; and provided further, that funds may be expended from this item for health care services provided to these persons in prior fiscal years..... $17,200,763

4000-0990 For the children's medical security plan to provide primary and preventive health services for uninsured children from birth through age 18; provided, that the executive office shall prescreen enrollees and applicants for Medicaid eligibility; provided further, that no applicant shall be enrolled in the program until the applicant has been denied eligibility for the MassHealth program; provided further, that the MassHealth benefit request shall be used as a joint application to determine the eligibility for both MassHealth and the children's medical security plan; provided further, that the executive office shall maximize federal reimbursements for state expenditures made on behalf of the children; provided further, that the executive office shall expend all necessary funds from this item to ensure the provision of the maximum benefit levels for this program, as authorized by section 10F of chapter 118E of the General Laws; provided further, that the maximum benefit levels for this program shall be made available only to those children who have been determined by the executive office to be ineligible for MassHealth benefits; and provided further, that funds may be expended from this item for health care services provided to these persons in prior fiscal years..... $14,186,651

4000-1700 For the operation of information technology services within the executive office of health and human services; provided, that not less than $150,000 shall be expended to provide adoptive technology services for school-age children who are blind to ensure increased competence in the use of technological equipment and academic and professional development and self-sufficiency; and provided further, that the secretary shall file a report with the house and senate committees on ways and means no

later than December 15, 2009 that shall include, but not be limited to, the following: (a) financial statements detailing savings realized from said consolidation; (b) the number of personnel assigned to the information technology services within the executive office; and (c) efficiencies that have been achieved from the sharing of resources..... $89,957,599

Division of Health Care Finance and Policy.

4100-0060 For the operation of the division and the administration of the Health Safety Net Trust Fund established in section 36 of chapter 118G of the General Laws; provided, that notwithstanding any general or special law to the contrary, the assessment to acute hospitals authorized pursuant to section 5 of said chapter 118G for the estimated expenses of the division shall include in fiscal year 2010 the estimated expenses, including indirect costs, of the division and shall be equal to the amount appropriated in this item less amounts projected to be collected in fiscal year 2010 from: (a) filling fees; (b) fees and charges generated by the division's publication or dissemination of reports and information; and (c) federal financial participation received as reimbursement for the division's administrative costs; provided further, that the assessed amount shall not be less than 65 per cent of the total expenses appropriated for the division in the health safety net office; provided further, that the division shall promulgate regulations requiring all hospitals receiving payments from the Health Safety Net Trust Fund to report to the division the following utilization information: the number of inpatient admissions and outpatient visits by age category, income category, diagnostic category and average charge per admission; provided further, that the division shall submit quarterly reports to the house and senate committees on ways and means compiling said data; provided further, that the division, in consultation with the executive office of health and human services, shall not promulgate any increase in Medicaid provider rates without taking all measures possible under Title XIX of the Social Security Act or any successor federal statute to ensure that rates of payment to providers do not exceed such rates as are necessary to meet only those costs incurred by efficiently and economically operated

providers in order to provide services of adequate quality; provided further, that the division shall meet the reporting requirements of section 25 of chapter 203 of the acts of 1996; provided further, that funds may be expended for the purposes of a survey and study of the uninsured and underinsured in the commonwealth, including the health insurance needs of the residents of the commonwealth; provided further, that said study shall examine the overall impact of programs administered by the executive office of health and human services on the uninsured, the underinsured and the role of employers in assisting their employees in affording health insurance pursuant to section 23 of chapter 118G of the General Laws; provided further, that the division shall publish annual reports on the financial condition of hospitals and other health care providers through the Health Benchmarks project website, in collaboration with the executive office of health and human services, the office of the attorney general and the University of Massachusetts; provided further, that the division shall submit to the house and senate committees on ways and means and the joint committee on health care financing no later than December 8, 2009 a report detailing utilization of the Health Safety Net Trust Fund; provided further, that the report shall include: (a) the number of persons in the commonwealth whose medical expenses were billed to the Health Safety Net Trust Fund in fiscal year 2009; (b) the total dollar amount billed to the Health Safety Net Trust Fund in fiscal year 2009; (c) the demographics of the population using the Health Safety Net Trust Fund; and (d) the types of services paid for out of the Health Safety Net Trust Fund in fiscal year 2009; provided further, that the division shall include in the report an analysis on hospitals" responsiveness to enrolling eligible individuals into the MassHealth program upon the date of service rather than charging those individuals to the Health Safety Net Trust Fund; provided further, that the division shall include in the report possible disincentives the state could provide to hospitals to discourage such behavior; provided further, that notwithstanding any general or special law or rule or regulation to the contrary, the division shall not allow any exceptions to the usual and customary charge

defining rule as defined in 114.3 CMR 31.02, for the purposes of drug cost reimbursement to eligible pharmacy providers for publicly-aided and industrial accident patients; provided further, that the division is hereby authorized to change the pricing standard used by said division when determining the rate of payment to pharmacy providers for prescribed drugs for publicly-aided or industrial accident patients if such a change would financially benefit the commonwealth; provided further, that the division shall prepare a report on the savings realized by the MassHealth Pharmacy Program, for the first 3 months of fiscal year 2010, as a result of the reimbursement rate reductions for multiple source drugs for which upper limits have been set by the federal centers for Medicare and Medicaid services; provided further, that using said data, the division shall also estimate the program savings for fiscal year 2010; provided further, that the division shall forward a copy of this report to the secretary of the executive office of administration and finance, and to the house and senate committees on ways and means no later than November 16, 2009; provided further, that the division, after consultation with the secretary and the chairs of the senate and house committees on ways and means, may adjust pharmacy dispensing fees for multiple source prescription drugs to compensate for any reduction as a result of the upper limits implemented under the Deficit Reduction Act of 2005; provided further, that the division shall provide a quarterly report on the projected costs and enrollment figures of Commonwealth Care and shall file the report with the clerks of the senate and house of representatives; and provided further, that the division and the executive office of health and human services shall establish a new rate methodology to cover the cost of care provided by any facility licensed by the department of public health as a chronic disease hospital providing services solely to children and adolescents, as follows: (1) the rate of reimbursement for any such facility shall be developed collaboratively through an agreement among the office of Medicaid, the division of healthcare finance and policy and any such facility; (2) the reimbursement rate for any such facility shall incorporate the following components:

(a) utilization of the reimbursement methodology used by the division and the executive office of health and human services to determine payments for Medicaid disproportionate share pediatric hospitals in effect in 2007 utilizing the most recently filed 403 cost report with the division and the payments received from Medicaid eligible patients for the base period; (b) a per diem rate for inpatient and a payment on account factor for outpatient shall be established which reimburses the full unrecovered cost, including capital; and (c) the rates shall be inflated over the base period by the applicable Medicare market basket inflation factors; and (3) notwithstanding any general or special law to the contrary, in no event will the rates of payment be lower than the rates in effect for such facility in the prior fiscal year..... $20,749,078

OFFICE OF DISABILITIES AND COMMUNITY SERVICES.

Massachusetts Commission for the Blind.

4110-0001 For the office of the commissioner; provided, that the commissioner may transfer funds between items 4110-0001, 4110-1000, 4110-1010, 4110-1020, 4110-2000, and 4110-3010; provided further, that the amount transferred from any of those items shall not exceed 5 per cent of the total amount appropriated for that item; provided further, that 30 days before any such transfer, the commissioner shall submit an allocation plan detailing the distribution of the funds to be transferred to the house and senate committees on ways and means; and provided further, that amounts appropriated to the commission in fiscal year 2010 that extend or expand services beyond the level of services provided in fiscal year 2009 shall not annualize above those amounts in fiscal year 2011..... $1,168,989

4110-1000 For the community services program; provided, that the Massachusetts commission for the blind shall work in collaboration with the Massachusetts commission for the deaf and hard of hearing to provide assistance and services to the deaf-blind community through the deaf-blind community access network..... $4,385,633

4110-1010 For aid to the adult blind; provided, that funds shall be expended on retirement costs associated with retirees of Ferguson Industries; and provided further, that funds may

be expended from this item for burial expenses incurred in the prior fiscal year $8,351,643

4110-1020 For eligibility determination for the medical assistance program for the blind $369,796

4110-2000 For the turning 22 program of the commission; provided, that the commission shall work in conjunction with the department of developmental services to secure the maximum amount of federal reimbursements available for the care of turning 22 clients $10,663,291

4110-3010 For a program of vocational rehabilitation for the blind in cooperation with the federal government; provided, that no funds from the federal vocational rehabilitation grants or state appropriation shall be deducted for pensions, group health and life insurance, or any other such indirect cost of federally reimbursed state employees $3,045,455

Massachusetts Rehabilitation Commission.

4120-1000 For the operation of the commission; provided, that the commissioner may transfer funds between items 4120-1000, 4120-2000, 4120-3000, 4120-4000, 4120-4001, 4120-4010, 4120-5000, and 4120-6000; provided further, that the amount transferred from any of those items shall not exceed 5 per cent of the total amount appropriated for that item; provided further, that 30 days before any such transfer, the commissioner shall submit an allocation plan to the house and senate committees on ways and means detailing the distribution of the funds to be transferred; provided further, that amounts appropriated to the commission that extend or expand services beyond the level of services provided in fiscal year 2010 shall not annualize above those amounts in fiscal year 2011; provided further, that the commissioner shall report quarterly to the house and senate committees on ways and means and the secretary of administration and finance on the number of clients served and the amount expended on each type of service; provided further, that the comptroller shall act in accordance with item 1000-0001 if each report, with all of its components, is not filed by the end of the following fiscal quarter; provided further, that upon the written request of the commissioner of revenue, the commission shall provide lists of individual clients to whom or on behalf of whom payments have been made for the purpose of verifying

eligibility and detecting and preventing fraud, error and abuse in the programs administered by the commission; and provided further, that the lists shall include client names and social security numbers and payee names and other identification, if different from a client's..... $488,511

4120-2000 For vocational rehabilitation services operated in cooperation with the federal government; provided, that no funds from the federal vocational rehabilitation grant or state appropriation shall be deducted for pensions, group health and life insurance and any other such indirect cost of the federally-reimbursed state employees; and provided further, that the commissioner, in making referrals to service providers, shall take into account the client's place of residence and the geographic proximity of the nearest provider to the residence..... $10,655,998

4120-3000 For employment assistance services; provided, that vocational evaluation and employment services for severely disabled adults may, subject to appropriation, be provided..... $4,961,987

4120-4000 For independent living assistance services..... $11,952,032

4120-4001 For the housing registry for the disabled $88,889

4120-4010 For the turning 22 program of the commission..... $801,551

4120-5000 For homemaking services $5,778,507

4120-6000 For head injured services; provided, that the commission shall work with the executive office of health and human services to maximize federal reimbursement for clients receiving head injured services..... $11,209,371

Massachusetts Commission for the Deaf and Hard of Hearing.

4125-0100 For the operation of and services provided by the Massachusetts commission for the deaf and hard of hearing $5,570,962

4125-0102 For the costs associated with the provision of interpreter services for the deaf and hard of hearing at state house public hearings and events $12,120

Soldiers' Home in Massachusetts.

4180-0100 For the maintenance and operation of the Soldiers' Home in Massachusetts located in the city of Chelsea, including a specialized unit for the treatment of Alzheimer's disease patients; provided, that graduates from the LPN school of nursing shall work in state-operated facilities for at least 1 year; provided further, that no fee, assessment or other charge shall be

imposed upon or required of any person for any outpatient treatment, admission or hospitalization which exceeds the amount of fees charged in fiscal year 2009..... $25,996,122

4180-1100 The Soldiers' Home in Massachusetts may expend not more than $300,661 in revenues for facility maintenance and patient care, including personnel costs; provided, that 60 per cent of all revenues generated pursuant to section 2 of chapter 90 of the General Laws through the purchase of license plates with the designation VETERAN by eligible veterans of the commonwealth, upon compensating the registry of motor vehicles for the cost associated with the license plates, shall be deposited into and for the purposes of this retained revenue account of the Soldiers' Home; provided further, that the Soldiers' Home may accept gifts, grants, donations and bequests; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the Soldiers' Home may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system, prior appropriation continued..... $300,661

Soldiers' Home in Holyoke.

4190-0100 For the maintenance and operation of the Soldiers' Home in Holyoke, including the adult day care program, the Maguder House and the Chapin Mansion; provided, that no fee, assessment or other charge shall be imposed upon or required of any person for any outpatient treatment, admission or hospitalization which exceeds the amount of fees charged in fiscal year 2009 ..... $19,438,450

4190-0101 For the Soldiers' Home in Holyoke which may expend for its operation an amount not to exceed $10,000 from the licensing of the property for placement of aerial antennas..... $10,000

4190-0102 The Soldiers' Home in Holyoke may expend for the outpatient pharmacy program an amount not to exceed $110,000 from co-payments which it may charge to users of the program; provided, that no co-payments shall be imposed or required of any person which exceed the level of co-payments charged in fiscal year 2009..... $110,000

4190-0200 The Soldiers' Home in Holyoke may expend not more than $30,000 from fees collected from veterans in its care for the purposes of providing television and telephone services to residents; provided, that fees from the use of telephones and televisions shall only be expended for payments to vendors for said services $30,000

4190-1100 For the Soldiers' Home in Holyoke which may expend not more than $225,000 for facility maintenance and patient care, including personnel costs; provided, that 40 per cent of all revenues generated pursuant to section 2 of chapter 90 of the General Laws through the purchase of license plates with the designation VETERAN by eligible veterans of the commonwealth, upon compensating the registry of motor vehicles for the cost associated with the license plates, shall be deposited into and for the purposes of this retained revenue account of the Soldiers' Home; provided further, that the Soldiers' Home may accept gifts, grants, donations, and bequests; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the Soldiers' Home may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system, prior appropriation continued..... $225,000

OFFICE OF CHILDREN, YOUTH AND FAMILY SERVICES.

Department of Youth Services.

4200-0010 For the administration of the department of youth services; provided, that the department shall continue to collaborate with the department of elementary and secondary education in order to align curriculum at the department of youth services with the statewide curriculum frameworks and to ease the reintegration of youth from facilities at the department of youth services into regular public school settings; provided further, that the department shall continue to execute its education funding initiative; and provided further, that the commissioner of youth services, in conjunction with the department of elementary and secondary education, shall submit a report on progress made and projected

needs in fiscal years 2010 and 2011 to the house and senate committees on ways and means by December 1, 2009 $4,628,100

4200-0100 For supervision, counseling and other community-based services provided to committed youths in nonresidential care programs of the department; provided, that the commissioner may transfer up to 7 per cent of the amount appropriated in this item to items 4200-0200 and 4200-0300; and provided further, that 30 days before any such transfer is made, the commissioner shall file with the secretary of administration and finance and to the house and senate committees on ways and means a plan showing the amounts to be transferred and the reason for the proposed transfer $21,813,030

4200-0200 For pretrial detention programs, including purchase-of-service and state-operated programs; provided, that the commissioner may transfer up to 7 per cent of the amount appropriated herein to items 4200-0100 and 4200-0300; and provided further, that 30 days before any transfer is made, the commissioner shall file with the secretary of administration and finance and the house and senate committees on ways and means a plan showing the amounts to be transferred and the reason for the proposed transfer..... $24,368,223

4200-0300 For secure facilities, including purchase-of-service and state operated programs incidental to the operations of the facilities; provided, that funds shall be expended to address the needs of the female population; provided further, that funds shall be expended to address suicide prevention; provided further, that all pharmacy services shall be paid through the state office of pharmacy services chargeback, item 4510-0108 of section 2B; provided further, that no charge or contract shall be made with alternate vendors to provide pharmacy services other than the state office of pharmacy services; provided further, that the commissioner may transfer up to 7 per cent of the amount appropriated in this item to items 4200-0100 and 4200-0200; and provided further, that 30 days before any such transfer is made, the commissioner shall file with the secretary of administration and finance and the house and senate committees on ways and means a plan showing the amounts to be transferred and the reason for the proposed transfer..... $100,408,686

4200-0500 For the annualization of enhanced salaries for teachers at the department of youth services..... $2,500,000

Department of Transitional Assistance.

4400-1000 For the central administration of the department of transitional assistance; provided, that during fiscal year 2010 the department shall maintain 2 transitional assistance offices in the city of Springfield; provided further, that all costs associated with verifying disability for all programs of the department shall be paid from this item; provided further, that the department shall submit on a monthly basis to the house and senate committees on ways and means and the secretary of administration and finance a status report on program expenditures, savings and revenues, error rate measurements, and public assistance caseloads and benefits; provided further, that the department shall collect all out-of-court settlement restitution payments; provided further, that the restitution payments shall include, but not be limited to, installment and lump sum payments; provided further, that notwithstanding any general or special law to the contrary, unless otherwise expressly provided, federal reimbursements received for the purposes of the department, including reimbursements for administrative, fringe and overhead costs, for the current fiscal year and prior fiscal years, shall be credited to the General Fund; provided further, that an application for assistance under chapter 118 of the General Laws shall be deemed an application for assistance under chapter 118E of the General Laws; provided further, that if assistance under said chapter 118 is denied, the application shall be transmitted by the department to the executive office of health and human services for a determination of eligibility under said chapter 118E; provided further, that the department shall, to the extent feasible within the appropriation provided, provide for extended office hours; provided further, that the department shall accomplish the staffing of these extended office hours to the maximum extent possible through the use of flex-time that will allow workers to modify their working hours to accommodate their specific personal and family needs; provided further, that the department shall, to the extent feasible within the appropriation provided,

continue and expand the program of placing workers at community and human service organizations for the purposes of facilitating food stamp applications and redeterminations; and provided further, that the department shall report to the house and senate committees on ways and means no later than December 15, 2009 on the extended office hours and placement of workers at community and human service organizations that the department has determined is feasible within the appropriation provided and that the department will provide in the current fiscal year..... $52,991,076

4400-1001 For programs to increase the commonwealth's participation rate in food stamps and other federal nutrition programs; provided, that not less than $1,500,000 shall be expended for a grant with Project Bread-The Walk for Hunger, Inc., which shall be solely responsible for administering a comprehensive, community-based program to alleviate and prevent hunger and to expand participation in federal nutrition programs; provided further, that Project Bread shall focus on communities in Massachusetts with the highest rates of hunger as defined by the United States Census Bureau; provided further, that Project Bread shall develop a strategic plan to alleviate hunger; provided further, that Project Bread shall support research relative to the prevention and effects of hunger; provided further, that not less than $250,000 shall be expended for the Food Source Hotline; provided further, that the work of department employees paid for from this item shall be restricted to processing food stamp applications; provided further, that the department shall not require food stamp applicants to provide re-verification of eligibility factors previously verified and not subject to change; provided further, that notwithstanding any general or special law to the contrary, the department shall require only 1 signature from food stamp applicants; and provided further, that the department shall report to the house and senate committees on ways and means no later than December 1, 2009 on the status of these programs..... $2,605,724

4400-1025 For domestic violence specialists at local area offices . $726,455

4400-1100 For the payroll of the department's caseworkers; provided, that only employees of bargaining unit eight shall be paid from this item $55,958,022

4401-1000 For employment and training services, including support services, for recipients of benefits provided under the transitional aid to families with dependent children; provided, that funds from this item may be expended on former recipients of the program for up to 1 year after termination of their benefits; provided further, that not less than $4,700,000 shall be expended for the Young Parents Program and provided further, that certain parents who have not yet reached the age of 18 years, including those who are ineligible for transitional aid to families with dependent children and who would qualify for benefits under chapter 118 of the General Laws but for the deeming of the grandparents' income, shall be eligible to receive services..... $24,522,308

4401-1101 For the department of transitional assistance which may expend not more than $2,450,000 from federal bonuses and from reimbursements received from the United States Department of Agriculture for food stamp outreach and employment and training programs and any enhanced funding or bonuses; provided, that the department may expend such revenue for employment and training services provided to recipients of transitional aid to families with dependant children..... $2,450,000

4403-2000 For a program of transitional aid to families with dependent children; provided, that notwithstanding any general or special law to the contrary, benefits under the program of transitional aid to families with dependent children shall be paid only to citizens of the United States and to non-citizens for whom federal funds may be used to provide benefits; provided further, that notwithstanding any general or special law, or any provisions of this act to the contrary, no benefits under this item shall be made available to illegal or undocumented aliens; provided further, that the need standard shall be equal to the standard in effect in fiscal year 2009 unless the department determines that a reduction in the monthly payment standard should be implemented before the end of the fiscal year to keep program expenditures within the amounts appropriated in this item; provided further, that the payment standard shall be equal to the need standard; provided further, that the payment standard for families who do not qualify for an exempt category of assistance under subsection (e)

of section 110 of chapter 5 of the acts of 1995, or any successor statute, shall be 2.75 per cent below the otherwise applicable payment standard, in fiscal year 2010, pursuant to the state plan required under the Personal Responsibility and Work Opportunity Reconciliation Act of 1996; provided further, that the department shall notify parents under the age of 20 receiving benefits from the program of the requirements found in clause (2) of subsection (i) of said section 110 of said chapter 5 of the acts of 1995, or any successor statute; provided further, that a $40 per month rent allowance shall be paid to all households incurring a rent or mortgage expense and not residing in public housing or subsidized housing; provided further, that a nonrecurring children's clothing allowance in the amount of $150 shall be provided to each child eligible under this program in September 2009; provided further, that the children's clothing allowance shall be included in the standard of need for the month of September 2009; provided further, that benefits under this program shall not be available to those families where a child has been removed from the household pursuant to a court order after a care and protection hearing under chapter 119 of the General Laws, nor to adult recipients otherwise eligible for transitional aid to families with dependent children but for the temporary removal of the dependent child or children from the home by the department of children and families in accordance with department procedures; provided further, that notwithstanding section 2 of chapter 118 of the General Laws, or any other general or special law to the contrary, the department shall render aid to pregnant women with no other eligible dependent children only if it has been medically verified that the child is expected to be born within the month the payments are to be made or within the 3 month period after the month of payment, and who, if the child had been born and was living with her in the month of payment would be categorically and financially eligible for transitional aid to families with dependent children benefits; provided further, that certain families that suffer a reduction in benefits due to a loss of earned income and participation in retrospective budgeting may receive a supplemental benefit to

compensate them for the loss; provided further, that the department shall review its disability standards to determine the extent to which they reflect current medical and vocational criteria and report to the house and senate committees on ways and means and the joint committee on children, families and persons with disabilities on the results of that review before any changes to the standards are proposed; provided further, that no funds from this item shall be expended by the department for child care or transportation services for the employment and training program; provided further, that no funds from this item shall be expended by the department for family reunification benefits or informal child care; provided further, that the department shall provide oral and written notification to all recipients of their child care benefits at the time of application and on a semi-annual basis; provided further, that the notification shall include the full range of child care options available, including center-based child care, family-based child care, and in-home relative child care; provided further, that the notification shall detail available child care benefits for current and former recipients, including employment and training benefits, transitional benefits and post-transitional benefits; provided further, that the department shall work with the department of early education and care to ensure that both recipients currently receiving benefits and former recipients during the 1 year period after termination of benefits are provided written and verbal information about child care services; provided further, that the notice shall further advise recipients of the availability of food stamps benefits; provided further, that in promulgating, amending or rescinding its regulations with respect to eligibility for, or levels of benefits under the program, the department shall take into account the amounts available to it for expenditure by this item so as not to exceed the appropriation; provided further, that notwithstanding any general or special law to the contrary, 60 days before promulgating any eligibility or benefit changes, the commissioner shall file with the house and senate committees on ways and means and with the clerks of the senate and house of representatives a detailed and comprehensive report

setting forth the text of, basis, and reasons for the proposed changes; and provided further, that the report shall state the department's most accurate assessment of the probable effects of benefit or eligibility changes upon recipient families $310,473,915

4403-2007 For a nutritional benefit program for low-income workers; provided, that benefits shall be provided only to those for whom receiving these benefits will improve the work participation rate under the federal program of temporary assistance for needy families $1,200,000

4403-2119 For the provision of structured settings as provided in subsection (i) of section 110 of chapter 5 of the acts of 1995, or any successor statute, for parents under the age of 20 who are receiving benefits under the transitional aid to families with dependent children program $6,927,953

4405-2000 For the state supplement to the supplemental security income program for the aged and disabled, including a program for emergency needs for supplemental security income recipients; provided, that the expenses of special grants recipients residing in rest homes, as provided in section 7A of chapter 118A of the General Laws, may be paid from this item; provided further, that the department, in collaboration with the executive office of health and human services, may fund an optional supplemental living arrangement category under the supplemental security income program that makes payments to persons living in assisted living residences certified under chapter 19D of the General Laws who meet the income and clinical eligibility criteria established by the department and the office; provided further, that the optional category of payments shall only be administered in conjunction with the Medicaid group adult foster care benefit; and provided further, that reimbursements to providers for services rendered in prior fiscal years may be expended from this item $224,592,451

4408-1000 For a program of cash assistance to certain residents of the commonwealth, entitled emergency aid to the elderly, disabled and children found by the department to be eligible for the aid under chapter 117A of the General Laws and regulations promulgated by the department and subject to the limitations of appropriation therefore; provided, that benefits under this item shall only be provided to residents who are citizens of the United

States or qualified aliens or non-citizens otherwise permanently residing in the United States under color of law and shall not be provided to illegal or undocumented aliens; provided further, that the individual shall not be a subject to sponsor income deeming or related restrictions; provided further, that the payment standard shall equal the payment standard in effect under the general relief program in fiscal year 1991; provided further, that the department may provide benefits to persons age 65 or older who have applied for benefits under chapter 118A of the General Laws, to persons suffering from a medically-determinable impairment or combination of impairments which is expected to last for a period as determined by department regulations and which substantially reduces or eliminates the individual's capacity to support himself and which has been verified by a competent authority, to certain persons caring for a disabled person, to otherwise eligible participants in the vocational rehabilitation program of the Massachusetts rehabilitation commission and to dependent children who are ineligible for benefits under both chapter 118 of the General Laws and the separate program created by section 210 of chapter 43 of the acts of 1997 and parents or other caretakers of dependent children who are ineligible under said chapter 118 and under the separate program; provided further, that no ex-offender, person over age 45 without a prior work history or person in a residential treatment facility shall be eligible for benefits under this program unless the person otherwise meets the eligibility criteria described in this item and defined by regulations of the department; provided further, that no person incarcerated in a correctional institution shall be eligible for benefits under the program; provided further, that no funds shall be expended from this item for the payment of expenses associated with any medical review team, other disability screening process or costs associated with verifying disability for this program; provided further, that the department shall adopt emergency regulations under chapter 30A of the General Laws to implement the changes to this program required by this item promptly and within the appropriation; provided further, that in initially implementing the program for

this fiscal year, the department shall include all eligibility categories permitted in this item at the payment standard in effect for the former general relief program in fiscal year 1991; provided further, that in promulgating, amending or rescinding its regulations with respect to eligibility or benefits, including the payment standard, medical benefits and any other benefits under this program, the department shall take into account the amounts available to it for expenditure by this item so as not to exceed the amount appropriated in this item; provided further, that the department may promulgate emergency regulations under chapter 30A of the General Laws to implement these eligibility or benefit changes or both; provided further, that nothing in this item shall be construed as creating any right accruing to recipients of the former general relief program; provided further, that reimbursements collected from the Social Security Administration on behalf of former clients of the emergency aid to the elderly, disabled and children program or unprocessed payments from the program that are returned to the department shall be credited to the General Fund; provided further, that notwithstanding any general or special law to the contrary, the funds made available in this item shall be the only funds available for the program, and the department shall not spend funds for the program in excess of the amount made available in this item; and provided further, that, notwithstanding any general or special law to the contrary, 60 days before implementing any eligibility or benefit changes, the commissioner shall file with the clerks of the house of representatives and the senate a determination by the secretary of health and human services that available appropriations for the program will be insufficient to meet projected expenses and a report setting forth the proposed changes $84,658,966

OFFICE OF HEALTH SERVICES.

Department of Public Health.

4510-0040 For the department of public health; provided, that the department may expend for the regulation of all pharmaceutical and medical device companies that market their products in Massachusetts an amount not to exceed $840,000 from fees assessed under chapter 111N of the General Laws; provided further, that for the purpose of

accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system; and provided further, that not less than $150,000 be expended for the Healthcare Industry Grant Corporation to provide career ladder job training for healthcare workers..... $990,000

4510-0100 For the administration of the department of public health $18,542,090

4510-0110 For community health center services; provided, that no funds shall be expended in the AA object class for any personnel-related costs; provided further, that $225,000 shall be expended on a statewide program of technical assistance to community health centers to be provided by a state primary care association qualified under section 330(f)(1) of the United States Public Health Service Act, 42 U.S.C. section 254c(f)(1)..... $225,000

4510-0600 For an environmental and community health hazards program, including control of radiation and nuclear hazards, consumer products protection, food and drugs, lead poisoning prevention in accordance with chapter 482 of the acts of 1993, lead-based paint inspections in day care facilities, inspection of radiological facilities, licensing of x-ray technologists and the administration of the bureau of environmental health assessment pursuant to chapter 111F of the General Laws the 'Right-to-Know' law; provided, that the expenditures from this item for the fair packaging and labeling survey program shall be contingent upon the prior approval of the proper federal authorities for reimbursement of 100 per cent of the amounts so expended; and provided further, that the department shall file a report with the house and senate committees on ways and means, the joint committee on public health, and the joint committee on health care financing, on the status of local health inspections of food establishments, consistent with the department of public health food safety regulations and a report on the current waiting list for indoor air inspections by October 1, 2009..... $3,779,493

4510-0615 The department may expend not more than $75,000 from assessments collected under section 5K of chapter 111 of

the General Laws for services provided to monitor, survey and inspect nuclear power reactors; provided, that the department may expend not more than $1,499,783 from fees collected from licensing and inspecting users of radioactive material within the commonwealth under licenses presently issued by the Nuclear Regulatory Commission; provided further, that the revenues may be used for the costs of both programs, including the compensation of employees; and provided further, that for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $1,574,783

4510-0616 The department may not expend more than $607,195 for a drug registration and monitoring program from revenues collected from fees charged to registered practitioners, including physicians, dentists, veterinarians, podiatrists and optometrists for controlled substance registration; provided, that funds may be expended from this item for the costs of personnel; and provided further, that for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $607,195

4510-0710 For the operation of the division of health care quality and the office of patient protection; provided, that the division shall be responsible for assuring the quality of patient care provided by the commonwealth's health care facilities and services, and for protecting the health and safety of patients who receive care and services in nursing homes, rest homes, clinical laboratories, clinics, institutions for the mentally retarded and the mentally ill, hospitals and infirmaries, including the inspection of ambulance services; provided further, that investigators shall conduct investigations of abuse, neglect, mistreatment and misappropriation; provided further, that all investigators in the division of health

care quality responsible for the investigations shall receive training by the Medicaid fraud control unit in the office of the attorney general; provided further, that the division shall continue a comprehensive training, education and outreach program for nursing home administrators and managers and other supervisory personnel in long-term care to improve the quality of care in long-term care facilities; provided further, that the program shall promote the use of best practices, models of quality care giving and the culture of workforce retention within the facilities and shall focus on systemic ways to reduce deficiencies; provided further, that services funded through this item shall include, but not be limited to: education, training, intervention, support, surveillance and evaluation; and provided further, that the department shall report to the house and senate committees on ways and means on the results of the program not later than April 30, 2010... $7,286,521

4510-0712 For the department of public health; provided, that the department may expend not more than $460,137 in revenues collected from the licensure of health facilities for program costs of the division of health care quality; provided further, that the department may expend not more than $882,132 from revenues collected from individuals applying for emergency medical technician licensure and recertification; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenue and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lesser of this authorization or the most recent revenue estimate therefore as reported in the state accounting system $1,342,269

4510-0716 For the operation of an evidence-based outreach and education program designed to provide information and education on the therapeutic and cost-effective utilization of prescription drugs to physicians, pharmacists and other health care professionals authorized to prescribe and dispense prescription drugs.. $100,000

4510-0721 For the operation and administration of the board of registration in nursing; provided, that the board shall prepare an annual report detailing the total number of

cases referred to and investigated by the board, the resolution of these cases, the approximate number of cases assigned to each investigator and any increases or decreases in cases referred to the board in the previous 6 months; provided further, that the board shall submit the report to the house and senate committees on ways and means, the joint committee on health care financing, the joint committee on public health and the commissioner of public health; provided further, that the board shall prepare a compilation of cases involving preventable medical error that resulted in harm to a patient or health care provider for the purpose of assisting health care providers, hospitals and pharmacies to modify their practices and techniques to avoid errors; and provided further, that the board shall submit the compilation to the house and senate committees on ways and means, the joint committee on health care financing, the joint committee on public health and the commissioner of the department of public health by January 4, 2010, and shall make the compilation widely available, including by electronic means, to the public and to all hospitals, pharmacies and health care providers doing business in the commonwealth $1,230,663

4510-0722 For the operation and administration of the board of registration in pharmacy; provided, that the board shall prepare an annual report detailing the total number of cases referred to and investigated by the board, the resolution of these cases, the approximate number of cases assigned to each investigator and any increases or decreases in cases referred to the board in the previous 6 months; provided further, that the board shall submit the report to the house and senate committees on ways and means, the joint committee on health care financing, the joint committee on public health and the commissioner of the department of public health; provided further, that the board shall prepare a compilation of cases involving preventable medical error that resulted in harm to a patient or health care provider for the purpose of assisting health care providers, hospitals and pharmacies to modify their practices and techniques to avoid error; and provided further, that the board shall submit the compilation to the house and senate committees on ways and means, the joint committee on health care financing,

the joint committee on public health and the commissioner of the department of public health by January 4, 2010, and shall make the compilation widely available, including by electronic means, to the public and to all hospitals, pharmacies and health care providers doing business in the commonwealth $335,739

4510-0723 For the operation and administration of the board of registration in medicine and the committee on acupuncture; provided, that the board of registration in medicine shall prepare an annual report addressing its activities with respect to licensing, enforcement, law and policy, patient safety and other relevant topics including, but not limited to, the total number of cases referred to and reviewed by the board, the resolution of such cases, the approximate number of cases assigned to each investigator, any increases or decreases in cases referred to the board in the previous 6 months, a compilation of cases from its patient care assessment program describing incidents involving preventable medical error that resulted in harm to patient or health care provider for the purpose of assisting the providers, hospitals and pharmacies to modify their practices and techniques to avoid error and any other relevant topics; provided further, that the board shall submit the report to the general court, house and senate committees on ways and means and the joint committee on health care financing and the joint committee on public health by January 4, 2010, and shall make the compilation widely available, including by electronic means, to the public; and provided further, that the board shall promulgate rules and regulations to coordinate their patient care assessment program with the boards of registration in nursing and pharmacy $2,113,326

4510-0725 For the operation and administration of certain health boards of registration, including the boards of registration in dentistry, nursing home administrators, physician assistants, perfusionists, genetic counselors and respiratory care..... $358,904

4510-0726 For the board of registration in medicine, including the physician profiles program; provided, that the board may expend revenues not to exceed $300,000 from new revenues associated with increased license and renewal fees $300,000

4510-0790 For regional emergency medical services; provided, that no funds shall be expended in the AA object class; and provided further, that the regional emergency medical services councils, designated under 105 CMR 170.101 and the C-MED medical emergency communications centers that were in existence on January 1, 1992, shall remain the designated councils and C-MED communications centers... $1,115,165

4510-0810 For a statewide sexual assault nurse examiner program and pediatric sexual assault nurse examiner program for the care of victims of sexual assault; provided, that funds shall be expended to support children's advocacy centers; and provided further, that the program shall be established by the department to operate under specific statewide protocols and by an on-call system of nurse examiners..... $3,503,336

4512-0103 For human immunodeficiency virus and acquired immune deficiency syndrome services and programs; provided, that no funds shall be expended in the AA object class; provided further, that particular attention shall be paid to direct funding proportionately to each of the demographic groups afflicted by HIV/AIDS; provided further, that not less than $25,000 shall be expended for the Immigrants Assistance Center, Inc., for its unique bilingual AIDS education; provided further, that funds shall be expended for rental housing subsidies for the purposes of preventing admissions to acute hospitals, chronic hospitals and nursing homes for persons with acquired immune deficiency syndrome; and provided further, that no funds from this item shall be expended for disease research in fiscal year 2010..... $35,335,527

4512-0106 For the department of public health which may expend for the human immunodeficiency virus and acquired immune deficiency syndrome drug assistance program an amount not to exceed $1,500,000 from revenues received from pharmaceutical manufacturers participating in the section 340B rebate program of the Public Health Service Act, administered by the federal Health Resources and Services Administration and Office of Pharmacy Affairs..... $1,500,000

4512-0200 For the division of substance abuse services, including a program to reimburse driver alcohol education programs for services provided for court adjudicated indigent clients; provided, that no funds shall be expended in the AA object class; provided further, that not less than

$250,000 shall be expended for the Latino After School Initiative; provided further, that not less than $100,000 shall be expended for the operation of Learn to Cope; and provided further, that the department shall not reduce the amount allocated to a program listed in this item as appearing in section 2 of chapter 182 of the acts of 2008 by more than twenty per cent in fiscal year 2010..... $75,924,448

4512-0201 For substance abuse step-down recovery services, otherwise known as level B beds and services, and other critical recovery services with severely reduced capacity; provided, that no funds shall be expended in the AA object class; and provided further, that the department shall submit quarterly to the house and senate committees on ways and means a report on the number of individuals served by the step-down recovery services program..... $4,800,000

4512-0225 The department of public health may expend not more than $1,000,000 for a compulsive gamblers' treatment program from unclaimed prize money held in the State Lottery Fund for more than 1 year from the date of the drawing when the unclaimed prize money was won, and from the proceeds of a multi-jurisdictional lottery game under subsection (e) of section 24A of chapter 10 of the General Laws; provided, that the state comptroller shall transfer the amount to the General Fund; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenue and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lesser of this authorization or the most recent revenue estimate therefor as reported in the state accounting system..... $1,000,000

4512-0500 For dental health services; provided, that no funds shall be expended in the AA object class; provided further, that funds shall be expended to maintain a program of dental services for the developmentally disabled; provided further, that the department shall submit to the house and senate committees on ways and means a quarterly report on the number of children served by this dental health services program and the number of children waiting to be served by the program; provided further, that $300,000 shall be expended for the Forsyth

Institute's Center for Children's Oral Health to fund a school-based demonstration project to offer preventive oral health care to children in high need areas including Boston, Lynn, the Cape and Islands; provided further, that not less than $100,000 shall be expended for the Taunton Oral Health Clinic in the City of Taunton for the basic dental needs of moderate and low income residents of Southeastern Massachusetts; provided further, that not less than $81,000 shall be expended for the Community Coalition of Cape Cod for support and implementation of a model dental program that provides comprehensive dental care for low-income uninsured adults throughout Cape Cod; and provided further, that not less than $75,000 shall be expended on the open wide health pilot program in Hampden county..... $2,108,143

4513-1000 For the provision of family health services; provided, that no funds shall be expended in the AA object class; provided further, that funds shall be expended for comprehensive family planning services and the Massachusetts birth defects monitoring program; and provided further, that not less than $150,000 be expended for the operations of the Regional Poison Control Center, which provides poison center services 24 hours a day to all residents and health care providers in Massachusetts $5,168,830

4513-1002 For women, infants and children's (WIC) nutrition services in addition to funds received under the federal nutrition program; provided, that no funds shall be expended in the AA object class; and provided further, that all new WIC cases, in excess of fiscal year 1991 caseload levels, shall be served in accordance with priority categories 1 through 7, as defined by the state WIC program..... $13,565,092

4513-1012 The department of public health may expend not more than $26,875,000 from revenues received from the federal cost-containment initiatives including, but not limited to, infant formula rebates; provided, that for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lesser of this authorization or the most-recent revenue estimate as reported in the state accounting system..... $26,875,000

4513-1020 For the early intervention program; provided, that no funds shall be expended in the AA object class; provided further, that the department shall report quarterly to the house and senate committees on ways and means the total number of units of service purchased and the total expenditures for the units of service paid by the department, the executive office of health and human services and third party payers for early intervention services for the following services categories: home visit, center-based individual, child-focused group, parent-focused group, screening and assessment; provided further, that the department shall make all reasonable efforts to secure third party and Medicaid reimbursements for the services funded in this item; provided further, that funds from this item shall be expended for a reserve to provide respite services to families of children enrolled in early intervention programs who have complex care requirements, multiple disabilities and extensive medical and health needs; provided further, that priority shall be given to low and moderate income families; provided further, that the department shall submit to the house and senate committees on ways and means a report on the number of families served by the program and the amount of funds appropriated in this item granted to qualified families not later than February 2, 2010; provided further, that no claim for reimbursement made on behalf of an uninsured person shall be paid from this item until the program receives notice of a denial of eligibility for the MassHealth program from the executive office of health and human services; provided further, that nothing in this item shall give rise to or shall be construed as giving rise to enforceable legal rights to any such services or an enforceable entitlement to the early intervention services funded in this item; provided further, that funds from this item may be expended for a rate increase; provided further, that the department shall provide written notification to the senate and house committees on ways and means 90 days prior to any change to its current eligibility criteria; and provided further, that these funds may be used to pay for current and prior year claims $29,304,895

4513-1023 For the universal newborn hearing screening program; provided, that no funds shall be expended in the AA

object class; and provided further, that the funds appropriated in this item shall be expended for the notification of and follow through with affected families, primary care providers and early intervention programs upon the department's receipt of data indicative of potential hearing disorders in newborns $74,229

4513-1024 For the operation of a comprehensive, state-wide shaken baby syndrome prevention program including community-based, hospital-based and statewide activities; provided, that services funded through this item shall include, but not be limited to: education, training, intervention, support, surveillance and evaluation $192,988

4513-1026 For the provision of statewide and community-based suicide prevention, intervention, post-intervention, and surveillance activities and the implementation of a statewide suicide prevention plan; provided, that funds shall be expended for the costs of a collaborative study with the geriatric mental health services program within the department of elder affairs for the purpose of creating a program to address elder suicide behavior and attempts; provided further, that funds shall be expended for a veterans in crisis hotline; provided further, that the hotline shall be for the use of veterans who seek counseling programs operated by the department of veterans affairs and/or concerned family members of those veterans so that they may be directed towards the programs and services offered by their local or regional VA office; and provided further, that the hotline shall be staffed by counselors or outreach programs contracted by the department and trained in issues of mental health counseling and veterans services $4,291,264

4513-1111 For the promotion of health and disease prevention including, but not limited to, the following programs: breast cancer prevention, diabetes screening and outreach, ovarian cancer screening, a statewide STOP stroke program and ongoing stroke prevention and education, hepatitis C prevention and management, multiple sclerosis screening, information, education, treatment programs and the Multiple Sclerosis Home Living Navigating Key Services program administered by the Central New England Chapter of the National Multiple Sclerosis Society, renal disease prevention and management, Lyme disease prevention and research,

colorectal cancer prevention, prostate cancer screening, education and treatment with a particular focus on African American males, osteoporosis education, a program to combat mental retardation in children suffering from a genetic effect causing phenylketonuria, maintenance of the Amyotrophic Lateral Sclerosis registry created pursuant to section 25A of chapter 111 of the General Laws, maintenance of the statewide lupus database, early detection and treatment of lung cancer, and the operation of the Betsy Lehman Center for patient safety; provided, that not less than $100,000 shall be expended for brain aneurysm education, awareness and early detection; and provided further, that the department shall not reduce the amount of funding provided for any program listed under this item by more than fifty percent of the amount directed under this item of appropriation in section 2 of chapter 182 of the Acts of 2008 ..... $7,454,998

4513-1130 For the domestic violence and sexual assault prevention and treatment program; provided, that funds shall be expended for rape prevention and victim services, including the statewide Spanish language hotline for sexual abuse and domestic violence services for immigrants and refugees and statewide suicide and violence prevention outreach to gay and lesbian youth; and provided further, that not less than $1,050,000 shall be expended for the certified batterers' intervention program $5,108,264

4516-0263 For the department of public health; provided, that said department may expend not more than $1,442,468 in revenues from various blood lead testing fees collected from insurers and individuals for the purpose of conducting such tests; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lesser of this authorization or the most recent revenue estimate therefore, as reported in the state accounting system $1,442,468

4516-1000 For the administration of the center for laboratory and communicable disease control, including the division of communicable venereal diseases, the division of

tuberculosis control and the state laboratory institute; provided, that the department shall give priority to the analysis of samples used in the prosecution of controlled substances offenses; provided further, that funds shall be expended for an eastern encephalitis testing program and for tuberculosis testing and treatment services; provided further, that no funds appropriated in this item shall be expended for administrative, space or energy expenses of the department not directly related to personnel or programs funded in this item; and provided further, that funds from this item may be expended for the purchase of equipment for the drug laboratory at the state laboratory institute..... $13,376,268

4516-1022 For the department of public health; provided, that the department may expend not more than $300,000 generated by fees collected from insurers for tuberculosis tests performed at the state laboratory institute; provided further, that revenues collected may be used to supplement the costs of said laboratory; and provided further, that for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lesser of this authorization or the most-recent revenue estimate, as reported in the state accounting system $300,000

4516-2001 For state matching funds required by the Pandemic and All-Hazards Preparedness Act..... $1,133,713

4518-0200 The department may expend not more than $400,000 generated by fees collected from the following services provided at the registry of vital records and statistics: amendments of vital records, requests for vital records not issued in person at the registry and research requests performed by registry staff at the registry; provided, that revenues so collected may be used for all program costs, including the compensation of employees; provided further, that the registrar of vital records and statistics shall exempt from payment of a fee any person requesting a copy of a birth certificate for the purpose of establishing eligibility for Medicaid; and provided further, that for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur

expenses and the comptroller may certify for payment amounts not to exceed the lesser of this authorization or the most recent revenue estimate, as reported in the state accounting system $400,000

4530-9000 For teenage pregnancy prevention services; provided, that no funds shall be expended in the AA object class; provided further, that applications for such funds shall be administered through the department upon receipt and approval of coordinated community service plans to be evaluated in accordance with guidelines issued by the department; provided further, that portions of the grants may be used for state agency purchases of designated services identified by the community service plans; provided further, that funding shall be expended on those communities with the highest teen birth rates according to an annual statistical estimate conducted by the department; provided further, that funds shall be expended on programming directed at children under the care of the department of children and families who are at high risk for teenage pregnancy; and provided further, that the department shall collaborate with the department of children and families on this programming..... $3,148,327

4570-1502 For the purposes of implementing a proactive statewide infection prevention and control program..... $682,184

4580-1000 For the operation of the universal immunization program; provided, that no funds shall be expended in the AA object class; and provided further, that no funds appropriated in this item shall be expended for administrative or energy expenses of the department not directly related to programs funded in this item..... $46,475,846

4590-0250 For school health services and school-based health centers in public and non-public schools; provided, that no funds shall be expended in the AA object class; provided further, that services shall include, but not be limited to: (a) strengthening the infrastructure of school health services in the areas of personnel and policy development, programming and interdisciplinary collaboration; (b) developing linkages between school health services programs and community health providers; (c) incorporating health education programs, including tobacco prevention and cessation activities in school curricula and in the provision of school based health services; and (d) incorporating obesity prevention

programs, including nutrition and wellness programs, in school curricula to address the nutrition and lifestyle habits needed for healthy development; provided further, that the services shall meet standards and eligibility guidelines established by the department in consultation with the department of education; provided further, that the department shall expend the same level of funding as appearing in this item in chapter 182 in the acts of 2008 for a school-based health education learning program designed to increase awareness on health issues in Massachusetts; and provided further, that not less than $200,000 shall be expended for the operation of the Massachusetts Model Community Coalitions..... $13,715,743

4590-0300 For smoking prevention and cessation programs; provided, that no funds shall be expended in the AA object class. $8,015,000

4590-0912 The department may expend an amount not to exceed $16,838,600 from reimbursements collected for western Massachusetts hospital services, subject to the approval of the commissioner of public health; provided, that such revenues may be expended for the purpose of hospital-related costs, including personnel, capital expenditures, DD object class charge-backs and motor vehicle replacement; provided further, that all revenues expended shall be pursuant to schedules submitted to the secretary of administration and finance and the house and senate committees on ways and means; provided further, that notwithstanding any special or general laws to the contrary, the western Massachusetts hospital shall be eligible to receive and retain full payment under the medical assistance program administered by the executive office of health and human services pursuant to chapter 118E of the General Laws for all goods and services provided by the hospital in accordance with all federal requirements; provided further, that notwithstanding any general or special law to the contrary, the western Massachusetts hospital shall reimburse the General Fund for a portion of employee benefit expenses, according to a schedule submitted by the commissioner of public health and approved by the secretary for administration and finance; provided further, that such reimbursement shall not exceed 10 per cent of total personnel costs for the hospital; provided further, that for the purpose of accommodating timing discrepancies between the receipt of

retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lesser of this authorization or the most recent revenue estimate as reported in the state accounting system; and provided further, that no funds appropriated herein shall be expended for administrative, space or energy expenses of the department not directly related to personnel or programs funded in this item $16,838,600

4590-0913 For the department of public health which may expend not more than $500,000 for payments received for those services provided by the Lemuel Shattuck hospital to inmates of county correctional facilities; provided, that for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lesser of this authorization or the most recent revenue estimate as reported in the state accounting system..... $500,000

4590-0915 For the maintenance and operation of Tewksbury hospital, Massachusetts hospital school, Lemuel Shattuck hospital and the hospital bureau, including the state office of pharmacy services; provided, that all revenue generated by the hospitals shall be credited to the General Fund; provided further, that no funds appropriated in this item shall be expended for administrative, space or energy expenses of the department not directly related to personnel or programs funded in this item; provided further, that Tewksbury hospital shall not be used to house county, state or other prisoners; provided further, that the department shall take no action to reduce or realign the client population and services at Tewksbury hospital unless such action results in alternative service delivery in an appropriate and cost-effective method of care; provided further, that staffing configurations at Tewksbury hospital shall be consistent with the client population and service realignment; provided further, that reimbursements received for medical services provided at the Lemuel Shattuck hospital to inmates of county correctional facilities not managed by private health care vendors shall be credited to item 4590-0903 of section 2B; and provided further, that

notwithstanding any general or special law to the contrary, the department shall seek to obtain federal financial participation for care provided to inmates of the department of correction and of county correctional facilities who are treated at the public health hospitals $140,759,266

4590-0917 For the department of public health; provided, that the department may expend an amount not to exceed $4,160,000 from payments received from the vendor managing health services for state correctional facilities for inmate medical services provided by the Lemuel Shattuck hospital; provided further, that the payments may include capitation payments, fee for service payments, advance payments and other compensation arrangements established by contract between the vendor and the hospital; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate therefore as reported in the state accounting system .. $4,160,000

4590-1503 For the pediatric palliative care program established in section 24K of chapter 111 of the General Laws $788,553

OFFICE OF CHILDREN, YOUTH AND FAMILY SERVICES.

Department of Children and Families.

4800-0015 For central and area office administration; provided, that the associated expenses of employees whose AA and DD object class costs are paid from item 4800-1100 shall be paid from this item; provided further, that no funds shall be expended from this item for the compensation of unit 8 employees; provided further, that the department shall not place a child or adolescent referred by, or discharged from, the care of the department of mental health until the latter department forwards an assessment and recommendation as to whether the child or adolescent may be appropriately placed in foster care or, if due to severe emotional disturbance, is more appropriate for group care; provided further, that the department, in consultation with the department of mental health, shall assist the latter department in making such assessments and recommendations; provided further, that if placement

of a child with someone other than a parent becomes necessary, the department shall place the highest priority on identifying a family resource within the child's kinship or family circle and shall provide services and support to partner with the family resource in meeting the child's needs; provided further, that, unless otherwise authorized, all funds, including federal reimbursements received by the department, shall be credited to the General Fund; provided further, that the department shall employ four to five full-time board certified or board eligible child psychiatrists to serve the area offices; provided further, that hiring and supervision shall be done in conjunction with the department of mental health; provided further, that such physicians shall collaborate with the department's social workers; provided further, that the department shall employ not less than 1 full-time board-certified physician; provided further, that the department and the department of early education and care shall implement standards for early education and care placements made through the supportive child care program; provided further, that the department of children and families, in collaboration with the department of early education and care, shall maintain a centralized list detailing the number of children eligible for supportive child care services, the number of supportive slots filled and the number of supportive slots available; provided further, that notwithstanding any general or special law to the contrary, the department shall not reduce recoupment amounts recommended by the state auditor; provided further, that not later than February 17 of the current fiscal year, the department shall provide to the house and senate committees on ways and means and the chairs of the joint committee on children and families a report detailing the number of medical and psychiatric personnel currently employed by or under contract with the department; provided further, that the report shall include the number of foster care reviews conducted by the department and the average length of time in which each review is completed; provided further, that the report shall contain the number of the department's contracts reviewed by the state auditor and the number of corrective action plans issued; provided further, that

the report shall also include the number of corrective action plans entered into by the department; provided further, that the report shall include the number of social workers and supervisors who have earned a bachelors" or masters" degree in social work; provided further, that the report shall include the total number of social workers and the total number of social workers holding licensure, by level; provided further, that the comptroller shall act in accordance with item 1000-0001 if the report, with all of its components, is not filed within 10 days of the stated due date; provided further, that the department shall file a report on the first business day of each month to the senate and house committees on ways and means and the joint committee on children and families on the caseload of the department; provided further, that caseloads provided in this report shall include: residential placements, group care, foster care, therapeutic foster care, adoption, guardianship, 51A reports, substantiated 51A reports, the number of children who die in the care and custody of the department and the number of medical and psychiatric consultation requests made by the department's social workers; provided further, that the report shall include the number of approved foster care placements; provided further, that the report shall also include the number of children in psychiatric hospitals and community-based acute treatment programs who remain hospitalized beyond their medically-necessary stay while awaiting placement and the number of days each case remains in placement beyond that which is medically-necessary; provided further, that the report shall include the number of children under the department of children and families care and custody who are being served in medical or psychiatric care provided through other publicly-funded sources; provided further, that the report shall also contain the number of children served by supervised visitation centers and the number of those children who are reunified with their families; provided further, that the report shall contain information on the total number of children served, their ages, the number of children served in each service plan, the number of children in out-of-home placements and the number of placements each child has had before receiving an out-of-home placement;

provided further, that the report shall also contain the number of families receiving multiple 51A reports within a 10-month period, the number of cases reopened within 6 months of being closed and the number of children who return home and then re-enter an out-of-home placement within 6 months; provided further, that the report shall detail the number of children diverted from residential settings, the programs in which they were placed, the associated cost savings from the diversion and any other measurements that would help assess the success of these programs in promoting the health and well-being of children; provided further, that the commissioner of the department of children and families may transfer funds between items 4800-0038 and 4800-0041, as necessary, pursuant to an allocation plan, which shall detail, by object class, the distribution of the funds to be transferred and which the commissioner shall file with the house and senate committees on ways and means 15 days prior to any such transfer; provided further, that not later than November 2, 2009, the department shall submit a report to the house and senate committees on ways and means and the chairs of the joint committee on children and families that includes any rules, regulations, or guidelines established by the department to carry out its duties pursuant to chapter 119, including, but not limited to (a) criteria used to determine whether a child has been abused or neglected; (b) guidelines for removal of a child from the home; and (c) standards to determine what reasonable efforts are made to keep a child in the home; provided further, that the report shall also contain, for each area office, the number of kinship guardianship subsidies that it provided for the calendar quarters ending on March 31, 2009 and June 30, 2009, the number of kinship guardianship subsidies provided in the month covered by the report, and the number of kinship guardianship subsidies provided in that month for which federal reimbursement was received; provided further, that the report shall also contain, for each area office, the total spending on services other than case management services provided to families for the purposes of keeping a child with his or her parents or reunifying the child with his or her parents, spending by type of such service, and the unduplicated number of families that

receive such services; provided further, that the report shall also contain for each area office, the total number of families in the month residing in shelter paid for by the department, a list of where the families are sheltered, the total cost and average cost per family of such shelters, and a description of how the department determines who does or does not qualify for shelter; provided further, that the report shall include, for each area office, broken down by type of service, the number of requests for voluntary services, whether the request was approved or denied, the reasons for denying the service, and what, if any, referrals were made for services by other agencies or entities; and provided further, that not more than 5 per cent of any item shall be transferred in fiscal year 2010 ..... $70,553,367

4800-0016 For the department of children and families which may expend for the operation of the transitional employment program an amount not to exceed $500,000 from revenues collected from various state, county and municipal government entities, as well as state authorities, for the costs related to the provision of services by the participants and the overhead costs and expenses incurred by the not-for-profit managing agent selected by the commissioner for administering the program; provided, that notwithstanding any general or special law to the contrary, the commissioner of the department of children and families may enter into a contract with Roca, Inc., a not-for-profit community based-agency, to manage the transitional employment program and to provide services to participants from the aging out population, parolees, probationers, youth service releases, or other community residents considered to have employment needs $500,000

4800-0025 For foster care review services $2,810,205

4800-0036 For a sexual abuse intervention network program to be administered in conjunction with the district attorneys .. $404,221

4800-0038 For stabilization, unification, reunification, permanency, adoption, guardianship and foster care services provided by the department of children and families; provided, that services funded through this item shall include shelter services, substance abuse treatment, family reunification networks, young parent programs, parent aides, education and counseling services, family preservation services, foster care,

adoption and guardianship subsidies, tiered reimbursements used to promote the foster care placement of children with special medical and social needs, assessment of the appropriateness of adoption for children in the care of the department for more than 12 months, protective services provided by partnership agencies, targeted recruitment and retention of foster families, respite care services, post-adoption services, support services for foster, kinship and adoptive families and juvenile firesetter programs; provided further, that any child who would have been eligible for a clothing benefit under regulations in place on January 1, 2006, shall receive a clothing benefit in fiscal year 2010; provided further, that not less than $37,600,000 shall be expended on family support and stabilization services; provided further, that not less than $2,300,000 shall be expended on the young parent support program; and provided, further, that the department shall not reduce the amount allocated to a program listed in this item as appearing in section 2 of chapter 182 of the acts of 2008 by more than 25 per cent in fiscal year 2010 ..... $303,204,549

4800-0041 For group care services; provided, that funds may be expended from this item to provide intensive community-based services to children who would otherwise be placed in residential settings; and provided further, that the department shall form area review teams that shall evaluate the feasibility of maintaining the child in the community in this manner wherever possible before recommending placement in a residential setting..... $224,066,091

4800-0091 For the department of children and families which may expend not more than $2,672,812 in federal reimbursements received under Title IV-E of the Social Security Act during fiscal year 2010 for the purposes of developing a training institute for professional development at the department of children and families with the University of Massachusetts Medical School and Salem State College; provided, that for the purposes of accommodating discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lesser of this authorization or the most recent revenue estimate as reported in the state

accounting system; provided further, that notwithstanding section 1 or any other general or special law to the contrary, federal reimbursements received in excess of $2,672,812 shall be credited to the General Fund; and provided further, that no funds shall be expended from this item for lease-purchases or the family networks system..... $2,672,812

4800-0151 For a program to provide alternative overnight non-secure placements for status offenders and nonviolent delinquent youths up to the age of 17 in order to prevent the inappropriate use of juvenile cells in police stations for such offenders, in compliance with the federal Juvenile Justice and Delinquency Prevention Act of 1974, as amended; provided, that the programs which provide the alternative non-secure placements shall collaborate with the appropriate county sheriff’s office to provide referrals of those offenders and delinquent youths to any programs within the sheriff’s office designed to positively influence youths or reduce, if not altogether eliminate, juvenile crime..... $272,205

4800-1100 For the AA and DD object class costs of the department’s social workers; provided, that funds shall be directed toward mitigating social worker caseloads in those area offices furthest above the statewide weighted caseload standard and toward achieving a social worker caseload ratio of 18 to 1 statewide; and provided further, that only employees of bargaining unit 8 as identified in the Massachusetts personnel administrative reporting and information system shall be paid from this item..... $152,983,444

4800-1400 For shelters and support services for people at risk of domestic violence; provided, that the department shall pursue the establishment of public-private partnership agreements established for family stabilization services funded from sources other than the commonwealth; provided further, that services shall include supervised visitation programs, and scattered site transitional housing programs, including programs to assist victims of domestic violence in finding and maintaining permanent housing; provided further, that participants in battered women's programs shall be provided with information regarding local transitional housing resources; provided further, that funding shall be made available to enhance counseling services for children who have witnessed

domestic violence; provided further, that funding shall be made available for emergency shelters for substance abusing battered women; provided further, that funding shall be made available for a statewide domestic violence hotline; provided further, that the department shall continue to provide any match funding required by federal program regulations; and provided further, that domestic violence prevention specialists shall be funded from this item..... $21,925,460

OFFICE OF HEALTH SERVICES.

Department of Mental Health.

5011-0100 For the operation of the department; provided, that the department shall not refer or discharge a child or adolescent to the custody or care of the department of children and families until the department of mental health forwards its assessment and recommendation as to whether the child or adolescent is appropriate for foster care or, due to severe emotional disturbance, is more appropriate for group care..... $30,260,591

5042-5000 For child and adolescent services, including the costs of psychiatric and related services provided to children and adolescents determined to be medically ready for discharge from acute hospital units or mental health facilities and who are experiencing unnecessary delays in being discharged due to the lack of more appropriate settings; provided, that for the purpose of funding those services, the commissioner of mental health may allocate funds from the amount appropriated in this item to other departments within the executive office of health and human services..... $73,138,409

5046-0000 For adult mental health and support services; provided, that the department shall allocate funds in an amount not to exceed $5,000,000 from item 5095-0015 to this item, as necessary, pursuant to allocation plans submitted to the house and senate committees on ways and means 30 days prior to any such transfer, for residential and day services for clients formerly receiving care at department facilities; provided further, that the department shall report to the house and senate committees on ways and means on the distribution of funds per adult and child planning population and the types of services received in each region for fiscal year 2010 no later than February 1, 2010; provided further, that no

less than $3,313,796 shall be expended on the expansion of housing for the homeless mentally ill; provided further, that funds shall be expended for the continuation of the pre-arrest jail diversion grant program; provided further, that no client of the department of mental health shall be required to relocate unless the client provides written consent authorizing a transfer; provided further, that the department shall file with the joint committee on mental health and substance abuse no later than September 1, 2009, a report containing de-identified data detailing the number of clients who have been transferred to new locations following the implementation of the so-called flexible community support code, the type and manner in which consent was obtained and the number of clients requiring hospitalization following any such transfer; provided further, that the commissioner of the department of mental health shall conduct a study and make recommendations for the implementation of a self-determination model for funding services and supports for clients of the department of mental health; provided further that the model shall include the following: (a) an individual budget for each participant's service and support plan; (b) appropriate assistance for each participant to design, implement and control a unique service and support plan; (c) the arrangement of unique services and supports preferred by the participant; and (d) a system of accountability for the use of public funds; provided further, that the commissioner shall appoint an advisory committee to assist with the study and recommendations; and provided further, that the commissioner shall file a report of the results of its investigation and its recommendations, if any, together with drafts of legislation and administrative recommendations necessary to implement the self-determination model with the governor and the clerks of the senate and house of representatives, no later than June 30, 2010 ..... $313,598,387

5046-2000 For homelessness services $20,134,424

5046-4000 For the department of mental health; provided, that the department may expend not more than $125,000 in revenue collected from occupancy fees charged to the tenants in the creative housing option in community environments,

the CHOICE program authorized by chapter 167 of the acts of 1987; and provided further, that all fees collected under that program shall be expended for the routine maintenance and repair of facilities in the CHOICE program including the costs of personnel $125,000

5047-0001 For emergency service programs and acute inpatient mental health care services; provided, that the department shall continue an interagency service agreement with the executive office of health and human services for the purchase of services and for such other services as the agreement may provide; provided further, that the department shall require a performance specification to be developed for safe aftercare options for adults upon release from acute inpatient mental health care services; and provided further, that the emergency service programs shall take all reasonable steps to identify and invoice the third party insurer of all persons serviced by the programs..... $35,875,365

5055-0000 For forensic services provided by the department; provided, that not less than $1,186,000 shall be expended to sustain and expand services provided through juvenile court clinics..... $8,048,410

5095-0015 For the operation of adult inpatient facilities and community-based mental heath services; provided, that in order to comply with the Olmstead decision and to enhance care within available resources to clients served by the department, the department shall take steps to consolidate or close psychiatric hospitals managed by the department and shall endeavor within available resources to discharge clients residing in the inpatient facilities to residential services in the community when the following criteria are met: a) the client is deemed clinically suited for a more integrated setting; b) community residential service capacity and resources available are sufficient to provide each client with an equal or improved level of service; and c) the cost to the commonwealth of serving the client in the community is less than or equal to the cost of serving the client in inpatient care; provided further, that any client transferred to another inpatient facility as the result of a facility closure shall receive a level of care that is equal to or better than the care that had been received at the closed facility; provided further, that

the department may allocate funds in an amount not to exceed $5,000,000 from this item to item 5046-0000, as necessary, under allocation plans submitted to the house and senate committees on ways and means 30 days before any transfer, for residential and day services for clients formerly receiving inpatient care at the centers and facilities; and provided further, that the department of mental health shall notify the joint committee on mental health and substance abuse and the house and senate committees on ways and means 60 days prior to the closure of any inpatient state hospital beds $169,974,166

Department of Developmental Services.

5911-1003 For the administration and operations of the department of developmental services; provided, that the department shall not charge user fees for transportation or community day services; provided further, that the department shall not charge fees for eligibility determination for services provided by the department or for applications of requests for transfer of guardianship; provided further, that notwithstanding any general or special law to the contrary, in fiscal year 2010 the comptroller shall transfer from the department of developmental services trust fund established under section 2RRR of chapter 29 of the General Laws an amount sufficient to reflect the costs of the assessment on public facilities collected under section 27 of chapter 118G of the General Laws and an amount sufficient to fund rate increases for services provided to MassHealth members by nonpublic intermediate care facilities and community-based residences; provided further, the comptroller shall transfer the federal financial participation received as a result of expenditures funded by the assessments to an account established for the department of developmental services to administer for the purposes described above; and provided further, that the assessments shall not be collected and the expenditures shall not be authorized until the department of developmental services and the executive office of health and human services certify the receipt of federal approval of any home and community-based waiver amendments and related Title XIX state plan amendments, if required..... $67,849,708

5911-2000 For transportation costs associated with the adult services program; provided, that the department shall provide transportation on the basis of priority of need as determined by the department $13,560,140

5920-2000 For vendor-operated, community-based, residential adult services, including intensive individual supports; provided, that annualized funding shall be expended for turning 22 clients who began receiving services in fiscal year 2009 pursuant to item 5920-5000 of section 2 of chapter 182 of the acts of 2008; provided further, that the commissioner of the department of developmental services shall transfer funds from this item to item 5920-2010, as necessary, pursuant to an allocation plan, which shall detail, by object class, the distribution of said funds to be transferred and which the commissioner shall file with the house and senate committees on ways and means 15 days before any such transfer; and provided further, that not more than $5,000,000 shall be transferred from this item in fiscal year 2010..... $616,259,640

5920-2010 For state-operated, community-based, residential services for adults, including community-based health services; provided, that the department shall maximize federal reimbursement, whenever possible under federal regulation, for the direct and indirect costs of services provided by the employees funded in this item..... $140,226,885

5920-2020 For compliance with the terms of the settlement agreement, dated December 19, 2000, and entered into by the parties in Boulet v. Cellucci, filed in the United States District Court of Massachusetts in order to provide services to the clients of the department on the waiting list on July 14, 2000 ..... $88,027,205

5920-2025 For community-based day and work programs for adults; provided that annualized funding shall be expended for turning 22 clients who began receiving services in fiscal year 2009 pursuant to item 5920-5000 of section 2 of chapter 182 of the acts of 2008..... $122,669,711

5920-3000 For respite services and intensive family supports; provided, that the department shall pursue the highest rates of federal reimbursement possible for such services $55,454,715

5920-3010 For contracted support services for families with autistic children through the autism division at the department of developmental services; provided, that

funds shall be expended for the purposes of providing services under the children's autism Medicaid waiver application submitted pursuant to chapter 107 of the acts of 2005 to be contingent upon the maximization of federal reimbursement for waiver services funded by the commonwealth; provided further, that at a minimum, this waiver shall include children with autism spectrum disorder ages 0 to 8, inclusive, including children with autism spectrum disorder ages 0 to 3, inclusive, receiving services through the department of public health's early intervention program; provided further, that the income eligibility for the waiver shall not be any lower than MassHealth standard income eligibility for children; provided further, that the department shall take all steps necessary to ensure that eligible children with autism immediately begin to receive services pursuant to such waiver; provided further, that the department shall immediately file any waiver amendments necessary to comply with the requirements of this item with the Centers for Medicare and Medicaid services; provided further, that the department shall report to the house and senate committees on ways and means, the joint committee on education and the joint committee on children, families and persons with disabilities on the number of contracted support services provided for families with autistic children under this item and the costs associated with such services, not later than January 15, 2010, including but not limited to, a report on the implementation of the children's autism Medicaid waiver program pursuant to chapter 107 of the acts of 2005, with information regarding the number of children enrolled in the waiver and receiving services, linguistic and cultural diversity, age, gender, and geographic representation of the applicants and the children enrolled in the program, department plans to continue to assess the demand for waiver services, any executive office of health and human services plans to expand the waiver for children on the autism spectrum of all ages in the future, and any other information determined relevant by the department; provided further, that the department shall submit copies of any amended waiver to the house and senate committees on ways and means, the joint committee on education and the joint committee on

children, families and persons with disabilities upon submission of the amendment; and provided further, that the department shall provide the same amount allocated to the statewide programs Melmark New England, Inc., New England Center for Children, Inc., and the Asperger's Association of New England as appearing in section 2 of chapter 182 of the acts of 2008 ..... $4,510,244

5920-5000 For services to clients of the department who turn 22 years of age during state fiscal year 2010; provided, that the department shall report to the house and senate committees on ways and means not later than January 15, 2010 on the use of any funds encumbered or expended from this item including, but not limited to, the number of clients served in each region and the types of services purchased in each region $7,700,000

5930-1000 For the operation of facilities for the mentally retarded; provided, that in order to comply with the provisions of the Olmstead decision and to enhance care within available resources to clients served by the department, the department shall take steps to consolidate or close intermittent care facilities for the mentally retarded, in this item called ICF/MRs, managed by the department and shall endeavor, within available resources, to discharge clients residing in the ICF/MRs to residential services in the community if the following criteria are met: a) the client is deemed clinically suited for a more integrated setting; b) community residential service capacity and resources available are sufficient to provide each client with an equal or improved level of service; and c) the cost to the commonwealth of serving the client in the community is less than or equal to the cost of serving the client in ICF/MRs; provided further, that any client transferred to another ICF/MR as the result of a facility closure shall receive a level of care that is equal to or better than the care that had been received at the closed ICF/MR; provided further, that the department shall report to the joint committee on children, families and persons with disabilities and the house and senate committees on ways and means on the progress of this initiative by December 1, 2009, including both past actions and proposed future actions; provided further, that the department may allocate funds from this item to items 5920-2000, 5920-

2010, and 5920-2025, as necessary, under allocation plans submitted to the house and senate committees on ways and means 30 days before any transfer, for residential and day services for clients formerly receiving inpatient care at ICF/MRs; and provided further, that the department shall maximize federal reimbursement, whenever possible under federal regulation, for the direct and indirect costs of services provided by the employees funded in this item; provided further, that the department shall take no action to reduce the client population of any state residential-based facility for the mentally retarded, including intensive individual supports, for the purpose of closing said state institutions, and no steps shall be taken to close said institutions through attrition, layoffs or any other means until a study of any such reduction or closing shall be completed, and the general court shall have approved by law any such reductions or closing; provided further, that the secretary for administration and finance shall conduct said study, which shall examine the costs, benefits and quality of maintaining said institutions and shall identify alternative methods of providing the services currently provided by said institutions, and said secretary shall report in writing the findings and recommendations of said study or studies to the house and senate committees on ways and means not later than December 1, 2011 .....$161,581,427

5982-1000 For the department of developmental services; provided, that the department may expend not more than $150,000 accrued through the sale of milk and other farm-related and forestry products at the Templeton Developmental Center for program costs of the center, including supplies, equipment and maintenance of the facility; provided, that notwithstanding any general or special law to the contrary and for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this

authorization or the most recent revenue estimate therefore as reported in the state accounting system $150,000

EXECUTIVE OFFICE OF TRANSPORTATION.

Office of the Secretary.

6000-0100 For the office of the secretary of transportation; provided, that the office shall collaborate with the department of transitional assistance in its efforts to develop a program of transportation services for current and former recipients of the transitional aid to families with dependent children program pursuant to item 4401-1000; provided further, that the office shall submit to the joint committee on transportation and the house and senate committees on ways and means monthly reports detailing projects funded through the statewide transportation improvement program including, but not limited to, the location of the projects, the cost of the projects, the date of advertisement of the projects, the commencement date of the projects, the projected completion date of the projects and the source of funds for the projects; provided further, that the office shall also provide the committees with quarterly reports detailing construction and reconstruction projects on town and county ways as described in paragraph (a) of clause (2) of the first paragraph of section 34 of chapter 90 of the General Laws for which municipalities are projected to seek, have filed claims or have been paid state reimbursement; provided further, that a city or town shall comply with the procedures established by the secretary to obtain the necessary information to produce the reports; provided further, that the reports shall include, but not be limited to, the cost of the projects by city or town, the source of funding of the projects by city or town and the commencement and completion dates of the projects by city or town; provided further, that the secretary of transportation, in collaboration with the commissioner of highways, shall file an annual report with the joint committee on transportation and the house and senate committees on ways and means not later than June 30; provided further, that the report shall include spending in the commonwealth through the statewide road and bridge program, the Chapter 90 program, the Small Town Road Assistance Program and all other programs expending funds

for road and bridge projects within the commonwealth; provided further, that the report shall detail the location of the project by city or town, a brief project description, the project cost, the expected completion date, the source of funding and any other information deemed necessary; provided further, that the office shall submit to the house and senate committees on ways and means quarterly reports detailing all personnel-related expenditures made from capital funds; provided further, that the reports shall delineate for the executive office and for each agency, board, authority or commission under its control, the amounts paid in the prior quarter as compensation for each type of position assigned to capital projects that were charged to each such funding source; provided further, that the reports shall also delineate by funding source any other amounts paid for personnel-related costs that were charged to those funds, including payroll allocations for budgetary employees, fringe recovery and other chargebacks; provided further, that the reports shall identify the number of full time equivalent personnel classified in each position type; provided further, that the reports shall list all employees who are paid from this item and items 6010-0002 and 6006-0003 who also receive payments from any capital funds; provided further, that the reports shall include for each of those employees how much money the employees receive from the items and how much money each employee receives from any capital funds; provided further, that the reports shall delineate the information for full-time employees, part-time employees and contracted personnel; provided further, that the report shall delineate any possibility of transferring equipment costs from operating expenditures to capital expenditures, and personnel costs from capital expenditures to operating expenditures, in a cost-neutral manner; and provided further, that agencies within the executive office may, with the prior approval of the secretary, streamline and improve administrative operations pursuant to interdepartmental service agreements..... $2,595,880

Highway Fund..... 100.0%

6000-0110 For the purpose of property management and maintenance of railroad properties owned by the executive office of transportation on behalf of the commonwealth, including

the cost of personnel; provided, that the office may expend an amount not to exceed $27,344 from the rents and fees received pursuant to section 4 of chapter 161C of the General Laws $27,344

6000-0200 For the inter-district transportation program; provided, that the program shall be administered by the executive office of transportation in a manner that provides public transportation parity to all areas of the commonwealth, particularly those communities located outside of Route #95/#128, so-called; provided further, that the executive office of transportation shall request, and each participating contractor shall provide, all necessary books, materials, records and other compilations of data to establish the appropriate state subsidy associated with each bus route; and provided further, that the same compilations of data shall be made available to the house and senate committees on ways and means and the joint committee on transportation $1,000,000

6000-1700 For the operation of information technology services within the executive office of transportation; provided, that the secretary shall file a report with the house and senate committees on ways and means not later than December 15, 2009, that shall include, but not be limited to, the following: (a) financial statements detailing savings realized from said consolidation; (b) the number of personnel assigned to the information technology services within the executive office; and (c) efficiencies that have been achieved from the sharing of resources…..... $6,150,987

6005-0015 For certain assistance to the regional transit authorities, including operating grants and reimbursements to increase the accessibility of transit provided to the elderly and disabled under the mobility assistance program, the regional transit authority program and the inter-city bus capital assistance program; provided, that the commonwealth, acting by and through the executive office for administration and finance, for the period beginning July 1, 2009 and ending June 30, 2010, may enter into contracts with the authorities; provided further, that notwithstanding section 152A of chapter 161 of the General Laws, and section 23 of chapter 161B of the General Laws, the amount shall be at least 50 per cent but not more than 75

per cent of the net cost of service of each authority incurred in fiscal year 2010, shall be paid by the commonwealth, and shall not be assessed upon the cities and towns constituting the authorities; provided further, that the share assessed upon the cities and towns shall be at least 25 per cent of the net cost of service; provided further, that in the event that 25 per cent of the net cost of service of each authority exceeds 102.5 per cent of the previous year's local assessment, excluding payments made by cities and towns for the costs of new service for which the cities and towns have not previously been assessed as allowed by chapter 580 of the acts of 1980, the regional transit authority shall reduce its operating expenses or increase its revenues to meet the difference; provided further, that operating expenditures of each of the regional transit authorities for fiscal year 2010 shall not exceed 102.5 per cent of its operating expenditures for fiscal year 2009; provided further, that for the purposes of this item, operating expenditures shall not include federal, private or additional municipal non-state revenue sources or any expenses arising from the provision of services required by the Americans with Disabilities Act, or new services implemented after July 1, 1999, in an amount not to exceed a total of $3,613,905 for the 16 regional transit authorities; provided further, that the new services shall have first received approval of the appropriate regional transit authority advisory board; provided further, that not less than 25 per cent of the net cost of service of the new services shall be assessed to the cities and towns of the appropriate transit authority, as detailed previously in this item; provided further, that each regional transit authority which provides the new services shall file a report with the house and senate committees on ways and means and the joint committee on transportation, detailing the total costs and revenues associated with the new service; provided further, that the cost of the new services shall not annualize to more than $3,613,905; provided further, that not later than January 1, 2010, each of the 16 regional transit authorities shall submit to the house and senate committees on ways and means a report detailing all revenues collected as a result of services provided under

item 4401-1000; provided further, that the executive office of transportation shall work cooperatively with the authorities and other public and private funding sources to maximize new revenue sources to expand transit services; provided further, that the authorities and the executive office of transportation shall develop processes and procedures for contracts for services with other state agencies; provided further, that the executive office of transportation and the authorities shall develop a 5-year transit plan for operational and capital objectives that the parties may measure against and plan toward and shall file the plan with the house and senate committees on ways and means not later than April 1, 2010; provided further, that the executive office of transportation and the authorities shall work cooperatively to implement multi-year contracting for regional transit authority capital projects, particularly for construction projects and other multi-year commitments of the authorities; provided further, that the regional transit authorities shall implement structural, managerial and administrative reforms in order to achieve cost savings in services provided by the authorities; provided further, that the reforms shall include, but not be limited to, improved financing procedures for capital needs, approved plans for short and long-term service, a coordinated program of mass transportation for the regional transit authorities that provides standards of service for the authorities for types of service, passenger miles, hours of service, cost of service by route and mile and passenger, non-transportation revenue and system revenue generating options including, but not limited to, fare revenue and advertising revenue, assessments on member cities and towns, net operating investment per passenger-mile ratio and service quality standards; provided further, that the program shall involve an approach to service coordinated with the Massachusetts Bay Transportation Authority and other transit providers in order to achieve maximum efficiency of regional transit authority service routes; provided further, that all regional transit authorities shall achieve the fare and/or revenue recovery ratio of 40 per cent within 18 months after the effective date of this act; and provided further, that the Massachusetts

Association of Regional Transit Authorities shall, on or before November 15, 2009, report to the joint committee on transportation and the house and senate committees on ways and means on the operations of the authorities in the first half of fiscal year 2010 and focus the report on the reforms and improvements..... $54,993,971

General Fund..... 80.0%

Highway Fund..... 20.0%

Massachusetts Aeronautics Commission.

6006-0003 For the administration of the commission, including the expenses of the commissioners..... $392,794

Department of Highways.

6010-0001 For personnel costs of the department of highways, for certain administrative and engineering expenses and equipment of the highways commission, the office of the commissioner of highways, the division of administrative services, highway engineering, highway maintenance, highway construction, the outdoor advertising board, district and other highway activity offices, materials, supplies, fleet maintenance and equipment, general maintenance and equipment and the maintenance and operation of state highways and bridges and for the costs associated with the global positioning system program; provided, that no expenditures shall be made from the AA object code; provided further, that notwithstanding any general or special law to the contrary, the department may expend from capital authorizations amounts necessary to cover operational costs of the department in excess of amounts appropriated in this item to ensure that adequate staffing levels are maintained to support the services and programs offered by the department; provided further, that the department shall file quarterly reports with the house and senate committees on ways and means detailing all amounts expended on bond-funded capital projects under the jurisdiction of the department and for all administrative and personnel expenses of the department charged to such bonds; provided further, that the reports shall be filed not later than 30 days after the end of each quarter; provided further, that the costs of routine highway maintenance provided by private and union workers in contract areas 1A, 1B, 2A, 2B, 3A, 3B, 3C, 4A, 4B, 4C, 4D, 5A, 5B and 5C and for costs associated with police services and overtime within such areas shall be paid

from this item; and provided further, that the department shall submit quarterly reports to the house and senate committees on ways and means detailing for each contract area expenditures for the costs of contractual contingency fees, personnel, police services, overtime, materials and vehicle repairs $8,733,602

Highway Fund..... 100.0%

6010-0002 For AA object class payroll costs of item 6010-0001; provided, that the funds appropriated in this item shall be the only source of funding for all overtime expenses associated with the department's snow and ice control efforts; provided further, that not later than June 30, 2012, the department shall develop a plan that phases into the budgetary appropriation all personnel costs transferred to capital authorizations since June 30, 2002; provided further, the department shall complete an overview of the employment levels paid by capital authorizations since June 30, 2002, and the anticipated number of employees scheduled to be transferred to budgetary appropriations each fiscal year through June 30, 2012; and provided further, such plan shall be submitted to the house and senate committees on ways and means and the clerks of the house and senate not later than December 31, 2009..... $25,753,748

6010-0003 For the department of highways; provided, that the department may expend revenues collected up to $1,000,000 from revenue generated from promotional programs; provided, that funds collected shall be used for the management of that program and for highway maintenance costs; provided further, that the department shall prepare a report delineating the proposed allocation of funds to be expended for the management of such program and highway maintenance costs; provided further, that the report shall be filed with the house and senate committees on ways and means not later than 30 days prior to any encumbrance of the funds; and provided further, that the program and any expenditures made under the program shall comply with all statutes, rules and regulations governing billboards, signs and other outdoor advertising devices..... $1,000,000

Highway Fund..... 100.0%

6030-7201 For the costs of hired and leased equipment, vehicle repair, fuel costs and sand, salt and other control chemicals used for snow and ice control..... $75,000,000

Board of Library Commissioners.

7000-9101 For the operation of the board of library commissioners $1,042,269

7000-9401 For state aid to regional public libraries; provided, that the board of library commissioners may provide quarterly advances of funds for purposes authorized by clauses (1) and (2) of section 19C of chapter 78 of the General Laws, as it considers proper, to regional public library systems throughout each fiscal year, in compliance with the office of the comptroller's regulations on state grants, 815 CMR 2.00; and provided further, that notwithstanding any general or special law to the contrary, in calculating the fiscal year 2010 distribution of funds appropriated in this item, the board of library commissioners shall employ population figures used to calculate the fiscal year 2009 distribution $14,591,160

7000-9402 For the talking book library at the Worcester public library $421,143

7000-9406 For the Braille and talking book library at Watertown, including the operation of the machine lending agency; provided, that not less than $100,000 shall be expended for the National Federation of the Blind Newsline Program $2,241,016

7000-9501 For state aid to public libraries; provided, that notwithstanding any general or special law to the contrary, no city or town shall receive any money under this item in any year when the appropriation of the city or town for free public library services is below an amount equal to 102.5 per cent of the average of the appropriations for free public library service for the 3 years immediately preceding; provided further, that notwithstanding any general or special law to the contrary, the board of library commissioners may grant waivers in excess of the waiver limit set forth in the second paragraph of section 19A of chapter 78 of the General Laws in fiscal year 2010 for a period of not more than 1 year; provided further, that notwithstanding any general or special law to the contrary, of the amount by which this item exceeds the amount appropriated in chapter 194 of the acts of 1998, funds shall be

distributed under the guidelines of the municipal equalization grant program, the library incentive grant program and the nonresident circulation offset program; and provided further, that any payment made under this item shall be deposited with the treasurer of the city or town and held in a separate account and shall be expended by the public library of that city or town without appropriation, notwithstanding any general or special law to the contrary..... $8,641,368

7000-9506 For the technology and automated resource sharing networks $2,429,238

EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT.

Office of the Secretary.

7002-0010 For the operation of the office of the secretary of housing and economic development and the Massachusetts business-to-business program; provided, that agencies within the executive office may, with the prior approval of the secretary, streamline and improve administrative operations pursuant to interdepartmental service agreements; and provided further, that a report shall be submitted to the house and senate committees on ways and means not later than February 1, 2010, which shall include, but not be limited to, the following: (1) the number of businesses that have used the Massachusetts business-to-business program in fiscal year 2010, including both businesses located in the commonwealth and those that were attracted to Massachusetts by the program; (2) the number of jobs the commonwealth has retained as a result of the funding of this program; and (3) the amount of private investment that has occurred as a result of the funding of this program..... $512,561

7002-0013 For the operation of expedited permitting at the executive office of housing and economic development, related technical assistance grants to local municipalities and related payments to the Massachusetts Development Finance Agency..... $2,468,354

7002-0017 For the provision of information technology services within the executive office of housing and economic development, including the homeless management information system; provided, that the secretary shall file a report with the house and senate committees on ways and means not later than December 15, 2009 that shall include, but not be limited to, the following: (a)

financial statements detailing savings realized from said consolidation; (b) the number of personnel assigned to the information technology services within the executive office; and (c) efficiencies that have been achieved from the sharing of resources $3,105,401

7002-0045 For the operation of the office of the wireless and broadband affairs director $246,520

Department of Housing and Community Development.

7004-0001 For the commission on Indian affairs $103,884

7004-0099 For the operation of the department of housing and community development; provided, that notwithstanding any general or special law to the contrary, the department may make expenditures for the purposes of the department against federal grants for certain direct and indirect costs under a cost overhead allocation plan approved by the comptroller; provided further, that the comptroller shall maintain an account on the Massachusetts management accounting and reporting system for the purpose of making these expenditures; provided further, that expenditures made against the account shall not be subject to appropriation and may include the cost of personnel; provided further, that notwithstanding any general or special law, rule, or regulation to the contrary, the department may conduct annual verifications of household income levels based upon state tax returns for the purposes of administering the state and federal housing subsidy programs funded in items 7004-9005, 7004-9024, 7004-9030, 7004-9033, 7004-9316, and items 7004-9009, 7004-9014, 7004-9019, 7004-9020 of section 2D; provided further, that as a condition of eligibility or continued occupancy by an applicant or a tenant, the department may require disclosure of the social security number of an applicant or tenant and members of the applicant's or tenant's household for use in verification of income eligibility; provided further, that the department may deny or terminate participation in subsidy programs for failure by an applicant or a tenant to provide a social security number for use in verification of income eligibility; provided further, that the department may also consult with the department of revenue, the department of transitional assistance or any other state or federal agency which it considers necessary to conduct this income verification; provided further, that

notwithstanding any general or special law to the contrary, these state agencies shall consult and cooperate with the department and furnish any information in the possession of the agencies including, but not limited to, tax returns and applications for public assistance or financial aid; provided further, that for the purposes of conducting this income verification, the director of the department may enter into an interdepartmental service agreement with the commissioner of revenue to utilize the department of revenue's wage reporting and bank match system for the purpose of verifying the income and eligibility of participants in federally assisted housing programs and that of members of the participants' households; and provided further, that for the purposes of clarification only, notwithstanding section 12 of chapter 490 of the acts of 1980, the department may authorize neighborhood housing services corporations to retain, re-assign, and reloan funds received in repayment of loans made under the neighborhood housing services rehabilitation program... $7,174,187

7004-0100 For the operations of the homeless shelter and services unit, including the compensation of caseworkers and support personnel..... $4,754,159

7004-0101 For certain expenses of the emergency assistance program as follows: (i) contracted family shelters; (ii) transitional housing programs; (iii) programs to reduce homelessness in Barnstable, Dukes, Hampden and Nantucket counties; (iv) residential education centers for single mothers with children; (v) intake centers; and (vi) voucher shelters; provided, that in fiscal year 2010, the department of housing and community development shall apply the regulations of the department of transitional assistance applicable to the emergency assistance program as in effect on June 30, 2009, except to the extent that such regulations are inconsistent with any provision of this item; provided further, that eligibility shall be limited to families with income at or below 130 per cent of the federal poverty level; provided, however, that any family whose income exceeds 130 per cent of the federal poverty level while the family is receiving assistance funded by this item shall not become ineligible for assistance due to exceeding the income limit for a period of 6 months from the date that the 130 per cent level was

exceeded; provided further, that the department shall establish reasonable requirements for such families to escrow a portion of their income; provided further, that any such escrowed funds shall be exempt from otherwise applicable asset limits; provided further, that the family may withdraw the amount placed in escrow upon transition to permanent housing or losing eligibility for shelter services; provided further, that benefits under this item shall be provided only to residents who are citizens of the United States or aliens lawfully admitted for permanent residence or otherwise permanently residing under color of law in the United States; provided further, that the department shall take all steps necessary to enforce regulations to prevent abuse in the emergency assistance program; provided further, that no emergency assistance expenditures shall be paid from this item unless explicitly authorized; provided further, that eligible households shall be placed in shelters as close as possible to their home community unless a household requests otherwise; provided further, that if the closest available placement is not within 20 miles of the household's home community, the household shall be transferred to an appropriate shelter within 20 miles of its home community at the earliest possible date unless the household requests otherwise; provided further, that eligibility for shelter by an otherwise eligible family shall not be impaired by prior receipt of any non-shelter benefit; provided further, that the department shall make every effort to ensure that children receiving services from this item shall continue attending school in the community in which they lived prior to receiving services funded from this item; provided further, that notwithstanding any other general or special law to the contrary, the department shall immediately provide shelter for up to 30 days to families who appear to be eligible for such shelter based on statements provided by the family and any other information in the possession of the department but who need additional time to obtain any third-party verifications reasonably required by the department; provided further, that shelter benefits received under the preceding proviso shall not render a family ineligible under any regulation providing that a family who previously received shelter is ineligible for

shelter benefits for a period of 12 months; provided further, that families receiving such shelter benefits who are found not to be eligible for continuing shelter benefits shall be eligible for aid pending a timely appeal pursuant to section 16 of chapter 18 of the General Laws; provided further, that the department shall not impose unreasonable requirements for third-party verification and shall accept verifications from the family whenever reasonable; provided further, that no family shall have shelter benefits terminated for failure to meet any savings requirement if failure to meet said requirement is because of the family's expenditures for nutrition, health or other expenses necessary to satisfy the family's basic needs that would not otherwise be met; provided further, that no family shall have shelter benefits terminated for failure to accept the first offer of housing if acceptance of such offer would require a member of the family to lose paid employment or access to adult education or training; provided further, that in promulgating, amending or rescinding regulations with respect to eligibility or benefits under this program, the department shall take into account the amounts available to it for expenditure in this item so as not to exceed the amount appropriated in this item; provided further, that notwithstanding any general or special law to the contrary, 60 days before promulgating any such eligibility or benefit changes, the undersecretary shall file with the house and senate committees on ways and means and with the clerks of the house of representatives and the senate a determination by the secretary of the executive office of housing and economic development that available appropriations for the program will be insufficient to meet projected expenses and a report setting forth such proposed changes; provided further, that all of this item shall be subject to appropriation and, in the event of a deficiency, nothing in this item shall give rise to or shall be construed as giving rise to any enforceable right or entitlement to services in excess of the amounts appropriated by this item; provided further, that nothing in the preceding provisos shall authorize the department to alter eligibility criteria or benefit levels except to the extent that such changes are needed to avoid a deficiency in this item; provided

further, that the department shall report quarterly to the house and senate committees on ways and means on the emergency assistance family shelter program; provided further, that the report shall contain the same data required in this item in chapter 139 of the acts of 2006 and in addition shall contain data describing all services funded through this item to prevent homelessness or re-house homeless families, the number of families receiving each of said services, the amount of expenditures on each type of service, and the stability of the housing of each household receiving such services periodically while the services are being provided and for one year after the services end, including whether the household continues to be housed in the same or a different unit, the percentage of household income that is being paid for rent, whether the household has its own unit or is living with another household, the total number of household members living together and the number of bedrooms in the unit in which they reside; provided further, that the department shall expend not less than half of the amount expended through item 4403-2120 of chapter 182 of the acts of 2008 for child development services delivered in shelters statewide through a program that installs playrooms staffed by trained volunteers; provided further, that the department shall expend the same amount as appearing in item 4403-2120 of chapter 182 of the acts of 2008 for non-profit organizations that assist in providing food, supplies, and services to the indigent and those in danger of becoming homeless; provided further, that not less than $637,500 shall be directed to One Family Inc. for the purpose of administering and sponsoring a scholarship program for the higher education of heads-of-household for homeless families with children under the age of 18, or who are at-risk of homelessness as determined by the federal poverty level or who have experienced homelessness within the previous 12 months; provided further, that said funds shall be expended for scholarships and assistance with living expenses at accredited institutions of higher learning in the commonwealth; provided further, that each scholarship shall be matched dollar-for-dollar by One Family Inc.; and provided further, that the scholarship recipients

shall be monitored and tracked for their progress and that the results shall be reported to the commonwealth on a bi-annual basis through the department of higher education and the department of housing and community development $93,882,093

7004-0102 For the homelessness program to assist individuals who are homeless or in danger of becoming homeless, including assistance to organizations which provide food, shelter, housing search and limited related services to the homeless and indigent; provided, that no organization providing services to the homeless shall receive less than an average per bed/per night rate of $12.92; provided further, that the department may allocate funds to other agencies for the purposes of this program; and provided further, that no funds shall be expended for costs associated with the homeless management information system $36,281,684

7004-0104 For the home and healthy for good program operated by the Massachusetts housing and shelter alliance for the purpose of reducing the incidence of chronic homelessness in the commonwealth; provided, that the Massachusetts housing and shelter alliance shall be solely responsible for the administration of this program; provided further, that the Massachusetts housing and shelter alliance shall file a report with the clerks of the house and senate, the undersecretary of the department of housing and committee development, and the chairs of the house and senate committees on ways and means no later than March 1, 2010, detailing the implementation of this program; and provided further, that the report shall include information on the number of people served, the average cost per participant, the demographics of those served, whether participants have previously received government services and any projected cost-savings in other state-funded programs $1,200,000

7004-2475 For the homeownership opportunity affordable housing program; provided, that all sums appropriated shall be used to write down interest rates on soft second mortgage loans for low and moderate-income first-time home buyers $2,500,000

7004-3036 For housing services and counseling; provided, that funds shall be expended as grants for the operation of regional housing consumer education centers operated by the

regional nonprofit housing authorities; provided further, that the grants shall be through a competitive application process under criteria created by the department; provided further, that the department shall submit annual reports to the secretary of administration and finance, the house and senate committees on ways and means and the joint committee on housing detailing all expenditures of said program including for each regional housing consumer education center the total number of persons who received information and referral services, the costs for such services rendered per consumer and the identification of consumer issues and trends; provided further, that said department shall report to the house and senate committees on ways and means no later than March 1, 2010 on possible savings and efficiencies through consolidation of said services and counseling; and provided further, that no funds shall be expended from this item in the AA object class for the compensation of state employees $1,750,000

7004-3045 For a tenancy preservation program for neutral party consultation services in eviction cases before the housing court department of the Massachusetts trial court for individuals with disabilities and for families that contain individuals with disabilities in cases where the disability is directly related to the reason for eviction $500,000

7004-4314 For the expenses of a service coordinators program established by the department to assist tenants residing in housing developed pursuant to sections 39 and 40 of chapter 121B of the General Laws to meet tenancy requirements in order to maintain and enhance the quality of life in that housing $490,401

7004-9005 For subsidies to housing authorities and nonprofit organizations including funds for deficiencies caused by certain reduced rentals in housing for the elderly, handicapped, veterans and relocated persons under sections 32 and 40 of chapter 121B of the General Laws; provided, that notwithstanding any general or special law to the contrary, all housing authorities operating elderly public housing shall offer first preference for elderly public housing units which are vacant on the effective date of this act, and thereafter, to those persons 60 years of age or older as of June 30, 2009,

receiving rental assistance from the Massachusetts rental voucher program; provided further, that the department may expend funds appropriated in this item for deficiencies caused by certain reduced rentals which may be anticipated in the operation of housing authorities for the first quarter of the subsequent fiscal year; provided further, that no monies shall be expended from this item for the purpose of reimbursing the debt service reserve included in the budgets of housing authorities; provided further, that no funds shall be expended from this item in the AA object class for the compensation of state employees; provided further, that the amount appropriated in this item shall be considered to meet any and all obligations under said sections 32 and 40 of said chapter 121B; provided further, that any new reduced rental units developed in fiscal year 2010 eligible for subsidies under this item shall not cause any annualization that results in an amount exceeding the amount appropriated in this item; and provided further, that all funds in excess of normal utilities, operations and maintenance costs may be expended for capital repairs $71,300,000

7004-9024 For a program of rental assistance for low-income families and elderly persons through mobile and project-based vouchers; provided, that rental assistance shall only be paid under a program to be known as the Massachusetts rental voucher program; provided further, that the income of the households shall not exceed 200 per cent of the federal poverty level; provided further, that the department may award mobile vouchers to eligible households currently occupying project-based units that shall expire due to the nonrenewal of project-based rental assistance contracts; provided further, that the department, as a condition of continued eligibility for vouchers and voucher payments, may require disclosure of social security numbers by participants and members of participants' households in the Massachusetts rental voucher program for use in verification of income with other agencies, departments and executive offices; provided further, that any household in which a participant or member of a participant's household shall fail to provide a social security number for use in verifying the household's income and eligibility shall no

longer be eligible for a voucher or to receive benefits from the voucher program; provided further, that the vouchers shall be in varying dollar amounts and shall be set by the department based on considerations, including, but not limited to, family size, composition, income level and geographic location; provided further, that notwithstanding any general or special law to the contrary, the monthly dollar amount of each voucher shall be the department-approved total monthly rent of the unit less the monthly amount paid for rent by the household; provided further, that notwithstanding any general or special law to the contrary, the use of rent surveys shall not be required in determining the amounts of the mobile vouchers or the project-based units; provided further, that any household which is proven to have caused intentional damage to its rental unit in an amount exceeding 2 month's rent during any 1-year lease period shall be terminated from the program; provided further, that notwithstanding any general or special law to the contrary, a mobile voucher whose use is or has been discontinued shall be re-assigned within 90 days; provided further, that the department shall pay agencies $32.50 per voucher per month for the costs of administering the program; provided further, that subsidies shall not be reduced for the cost of accommodating the cost of the inspections; provided further, that notwithstanding any general or special law to the contrary, each household holding a project-based voucher shall pay at least 30 per cent but not more than 40 per cent of its income as rent and each household holding a mobile voucher shall pay at least 30 per cent but not more than 40 per cent of its income as rent; provided further, that the department shall establish the amounts of the mobile vouchers and the project-based vouchers so that the appropriation in this item is not exceeded by payments for rental assistance and administration; provided further, that the department shall not enter into commitments which shall cause it to exceed the appropriation set forth in this item; provided further, that the households holding mobile vouchers shall have priority for occupancy of the project-based dwelling units in the event of a vacancy; provided further, that the department may impose certain

obligations for each participant in the Massachusetts rental voucher program through a 12-month contract which shall be executed by the participant and the department; provided further, that such obligations may include, but shall not be limited to, job training, counseling, household budgeting and education, as defined in regulations promulgated by the department and to the extent these programs are available; provided further, that each participant shall be required to undertake and meet these contractually established obligations as a condition for continued eligibility in the program; provided further, that for continued eligibility, each participant shall execute this 12-month contract on or before September 1, 2009, if the participant's annual eligibility recertification date occurs between June 30, 2009, and September 1, 2009, and otherwise on or before the annual eligibility recertification date; provided further, that any participant who is over the age of 60 years or who is disabled may be exempted from any obligations unsuitable under particular circumstances; provided further, that no funds shall be expended from this item in the AA object class for the compensation of state employees; provided further, that the department may assist housing authorities, at their written request, in the immediate implementation of a homeless prevention program utilizing alternative housing resources available to them for low-income families and the elderly by designating participants in the Massachusetts rental voucher program as at risk of displacement by public action through no fault of their own; provided further, that participating local housing authorities may take all steps necessary to enable them to transfer mobile voucher program participants from the Massachusetts rental voucher program into another housing subsidy program; and provided further, that the department of housing and community development shall strive to avoid a reduction in the value of the Massachusetts rental voucher from its value as of June 30, 2009..... $35,797,061

7004-9030 For the transitional rental assistance program established under section 16 of chapter 179 of the acts of 1995; provided, that notwithstanding any general or special law to the contrary, the transitional rental assistance shall be in the form of mobile vouchers;

provided further, that the vouchers shall be in varying dollar amounts set by the department based on considerations including, but not limited to, household size, composition, household income and geographic location; provided further, that any household which is proven to have caused intentional damages to its rental unit in an amount exceeding 2 month's rent during any 1 year shall be terminated from the program; provided further, that the department shall pay agencies that administer this program an allowance not to exceed $25 per voucher per month for the costs of administration; provided further, that notwithstanding any general or special law to the contrary, there shall be no maximum percentage applicable to the amount of income paid for rent by each household holding a mobile voucher, but each household shall be required to pay not less than 25 per cent of its net income, as defined in regulations promulgated by the department, for units if utilities are not provided by the unit owner, or not less than 30 per cent of its income for units if utilities are provided by the unit owner; provided further, that payments for the transitional rental assistance may be provided in advance; provided further, that the department shall establish the amounts of the mobile vouchers, so that the appropriation in this item is not exceeded by payments for rental assistance and administration; provided further, that the department shall not enter into commitments which will cause it to exceed the appropriation set forth in this item; provided further, that the amount of a rental assistance voucher payment for an eligible household shall not exceed the rent less the household's minimum rent obligation; provided further, that the word ''rent'', as used in this item, shall mean payments to the landlord or owner of a dwelling unit under a lease or other agreement for a tenant's occupancy of the dwelling unit, but shall not include payments made by the tenant separately for the cost of heat, cooking fuel, and electricity; provided further, that the department shall submit an annual report to the budget director, the secretary of administration and finance, and the house and senate committees on ways and means detailing expenditures, the number of outstanding rental vouchers, and the number and

types of units leased; provided further, that consistent with chapter 179 of the acts of 1995 the amount appropriated in this item shall not annualize to more than $4,000,000 in fiscal year 2011; and provided further, that the program shall provide funding for not more than 800 mobile vouchers $4,000,000

7004-9033 For rental subsidies to eligible clients of the department of mental health; provided, that the department shall establish the amounts of such subsidies so that payment thereof and of any other commitments from this item shall not exceed the amount appropriated herein $4,000,000

7004-9315 For the low-income housing tax credit program; provided, that the department may expend not more than $2,329,213 from revenue collected from fees collected under Executive Order No. 291, pertaining to low-income housing tax credits, for the costs of administering and monitoring the programs, including the costs of personnel, subject to the approval of the director of the department; and provided further, that notwithstanding any general or special law to the contrary and for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system..... $2,329,213

7004-9316 For a program to provide assistance for homeless families moving into subsidized or private housing and families at risk of becoming homeless due to a significant reduction of income or increase in expenses; provided, that the amount of financial assistance shall not exceed $3,000 per family; provided further, that funds may be used for security deposits, first and last month’s rent, electric, gas, sewer and water utility payments for utility arrearages incurred on or after December 1, 2007; provided further, that assistance shall be administered by the department through contracts with the regional non-profit housing agencies; provided further, that no assistance shall be provided to any family with an income in excess of 50 per cent of the area median income; provided further, that prior to authorizing a residential assistance payment for a family, the non-profit housing

agency shall make a finding that the family experienced a significant reduction of income or increase in expenses and has secured new income or a change in circumstances and that the payment will enable the family to retain its current housing, obtain new housing, or otherwise avoid homelessness; provided further, that in making these findings the agency shall, unless the facts of the case warrant otherwise, apply a presumption that the payment will enable a family to retain its housing, obtain new housing, or otherwise avoid homelessness if the family is paying less than or equal to 50 per cent of its income for that housing; provided further, that a family who is paying more than 50 per cent of its income for its housing shall be provided a fair opportunity to establish that a residential assistance payment will enable it to retain its housing, obtain new housing, or otherwise avoid homelessness; provided further, that residential assistance payments may be made through direct vendor payments according to standards to be established by the department; provided further, that the agencies shall establish a system for referring families approved for residential assistance payments who the agencies determine would benefit from these services to existing community-based programs that provide additional housing stabilization supports, including assistance in obtaining housing subsidies and locating alternative housing that is safe and affordable for those families; provided further, that the program shall be administered under guidelines established by the department; and provided further, that the department shall provide a status report to the secretary of administration and finance and the house and senate committees on ways and means no later than March 1, 2010, that includes, but is not limited to, all program expenditures, the number of recipients of the funds, the housing status of the recipients before and after receiving assistance, the purposes for which each family used the assistance, the administrative costs and other related costs of the program, including whether such recipient resided or continues to reside in state or federal public housing, and any other information necessary to determine the effectiveness of the program..... $5,500,000

EXECUTIVE OFFICE OF LABOR AND WORKFORCE DEVELOPMENT.

Office of the Secretary.

7002-0100 For the operation of the executive office of labor and workforce development, including the divisions under the control of the department; provided, that not later than January 4, 2010, the director of workforce development shall submit to the house and senate committees on ways and means a comprehensive report describing in detail the job training services, including labor exchange, skills training and remedial education services related thereto which have been provided during the course of the fiscal year, systems for delivery of such services, the costs of such services and the sources of revenue for such services $1,204,771

7002-0170 For the provision of information technology services within the executive office of labor and workforce development; provided, that the secretary shall file a report with the house and senate committees on ways and means not later than December 15, 2009 that shall include, but not be limited to, the following: (a) financial statements detailing savings realized from said consolidation; (b) the number of personnel assigned to the information technology services within the executive office; and (c) efficiencies that have been achieved from the sharing of resources $263,886

Department of Labor

7002-0200 For the operation of the division of occupational safety; provided, that the division may employ staff not subject to chapter 31 of the General Laws for a program to evaluate asbestos levels in public schools and other public buildings $1,976,643

7002-0201 For the division of occupational safety; provided, that the division may expend an amount not to exceed $252,850 received from fees authorized under section 3A of chapter 23 of the General Laws and civil fines issued under sections 197B of chapter 111 of the General Laws, section 46R of chapter 140 of the General Laws and section 6F1/2 of chapter 149 of the General Laws $252,850

7002-0500 For the operation and administrative expenses of the division of industrial accidents; provided, that said division shall submit a report not later than February 1, 2010 to the house and senate committees on ways and means detailing the scope, objective and results of grant recipients' safety training program; provided further,

that the General Fund shall be reimbursed the amount appropriated in this item and for associated indirect and direct fringe benefit costs from assessments levied pursuant to section 65 of chapter 152 of the General Laws; provided further, that the division shall assign a judge to hear cases in Berkshire county not less than once a month; and provided further, that the treasurer may release to the division, subject to adequate and appropriate documentation of the need, to the workers' compensation advisory council and the affirmative vote of at least 7 members of the workers' compensation advisory council, sufficient funds from the special reserve account established in clause (c) of subsection (4) of said section 65 of said chapter 152 to pay for expenses to continue expansion of the conversion of the agency's computer system from unify to oracle..... $20,758,502

7002-0900 For the operation of the division of labor relations... $2,041,028

7002-0012 For a youth-at-risk program targeted at reducing juvenile delinquency in high risk areas of the commonwealth; provided, that these funds may be expended for the development and implementation of a year-round employment program for at-risk youth as well as existing year-round employment programs; provided further, that $500,000 of these funds shall be matched by private organizations; and provided further, that funds shall be available for expenditure through September 1, 2009..... $8,000,000

Department of Workforce Development.

7002-0101 For the operation of the apprentice training program; provided, that no position in the apprentice training division shall be subject to chapter 31 of the General Laws; provided further, that notwithstanding any general or special law to the contrary, the deputy director shall require each apprentice entering into a written agreement to submit an application to the division for an apprentice identification card; provided further, that an apprentice identification card shall contain the photograph of the apprentice, the apprentice registration number or another number that the deputy director requires, the name and business address of the appropriate apprenticeship committee or single employee sponsor, the steps of progression and related dates applicable to the apprentice and the projected date on which the apprentice is to complete the apprenticeship;

provided further, that as a condition of his apprenticeship, the apprentice shall keep the apprentice identification card on his person during his hours of employment during the apprenticeship; provided further, that an apprentice performing work on a project subject to this item shall maintain in his possession an apprentice identification card; provided further, that any apprentice who is determined by the deputy director to be not enrolled in related classroom instruction classes shall be paid at the journey level rate for the duration of the public works project; and provided further, that for every week in which an apprentice is employed by a contractor, subcontractor or public body subject to this item, a photocopy of the apprentice's apprentice identification card shall be attached to the records submitted under this item..... $378,247

7003-0605 For the operation and maintenance of the Massachusetts Manufacturing Extension Partnership for the purpose of maintaining and promoting manufacturing as an integral part of the Massachusetts economy and for programs designed to assist small and mid-sized manufacturing companies..... $900,000

7003-0701 For grants and technical assistance administered by the department of workforce development, under section 2RR of chapter 29 of the General Laws and for the cost of collecting the assessment established in section 14L of chapter 151A of the General Laws; provided, that the department of workforce development shall provide a report on the grants and technical assistance programs authorized in this item detailing the firms receiving grants, by number of employees, revenues, and industry, to the house and senate ways and means committees by January 15, 2010; provided further, that the report shall include specific measures of how grant recipients were able to increase job growth, retention rates, and productivity as a result of the grants; provided further, that the report shall include measures of whether training participants received promotions and increased incomes as a result of training; and provided further, that the director shall demonstrate that each dollar expended generates not less than $5 in private investment in job training $21,000,000

Workforce Training Fund..... 100.0%

7003-0702 For grants to be administered by the department of workforce development; provided, that not less than $750,000 shall be expended for State Service Corps grants to be administered by the Massachusetts Service Alliance; provided further, that not less than $200,000 shall be expended for the Center for Women & Enterprise; provided further, that no less than $250,000 shall be expended for education, career development and employment services programs operated by the Urban League of Eastern Massachusetts; provided further, that not less than $150,000 shall be expended for rapid response dislocated worker program services to be administered by contract with the Executive Office of Labor and Workforce Development; and provided further that not less than $50,000 shall be expended for worker training coordinator programs to be administered by contract with the Executive Office of Labor and Workforce Development.... $1,400,000

7003-0803 For the one-stop career centers; provided, that not less than $2,750,000 shall be expended for one-stop career centers that were in existence on May 1, 1997, located in the Boston, Hampden county and metro north service delivery areas and any satellite offices of said centers which opened on or before December 1, 1997..... $5,435,698

Office Of Consumer Affairs and Business Regulation.

7006-0000 For the office of the director of consumer affairs and business regulation, including expenses of an administrative services unit..... $1,186,364

7006-0043 The office of consumer affairs may expend for the administration and enforcement of the home improvement contractor program an amount not to exceed $500,000 from the revenue collected from fees for the registration and renewal of home improvement contractor registrations under section 11 of chapter 142A of the General Laws; provided, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment the amounts not to exceed the lower of this authorization or the most recent revenue estimate, as reported in the state accounting system..... $500,000

Division of Banks.

7006-0010 For the operation of the division of banks; provided, that notwithstanding any general or special law to the contrary, 100 per cent of the amount appropriated in this item shall be assessed upon financial institutions which the division currently regulates pursuant to powers granted to the division by the general or special laws or by regulations; and provided further, that this assessment shall be in addition to any assessments that the division currently assesses upon financial institutions and shall be made at a rate sufficient to produce $13,216,377 in additional revenue that shall pay for this item..... $13,216,377

7006-0011 For the costs incurred by the division of banks associated with licensure of loan originators pursuant to chapter 255F of the General Laws; provided, that the division may expend revenues in an amount not to exceed $5,000,000 from the revenue received from administrative fees associated with said licensure fees and from civil administrative penalties pursuant to said chapter 255F; provided further, that the division may expend from such revenue an amount to be determined by the commissioner of banks as grants for the operation of a pilot program for best lending practices, first-time homeowner counseling for non-traditional loans and 10 or more foreclosure education centers pursuant to section 16 of chapter 206 of the acts of 2007 and that the grants shall be awarded through a competitive application process under criteria created by the division and that no funds shall be expended from this item in the AA object class for the compensation of state employees for such program; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of revenues and related expenditures, the commissioner may incur expenses and the comptroller may certify for payment the amounts not to exceed the lower of this authorization or the most recent revenue estimate, as reported in the state accounting system..... $5,000,000

Division of Insurance.

7006-0020 For the operation of the division of insurance, including the expenses of the board of appeal on motor vehicle liability policies and bonds and certain other costs of supervising motor vehicle liability insurance and the

expenses of the fraudulent claims board; provided, that the positions of counsel I and counsel II shall not be subject to chapter 31 of the General Laws; provided further, that contracts or orders for the purchase of statement blanks for the making of annual reports to the commissioner of insurance shall not be subject to the restrictions prescribed by section 1 of chapter 5 of the General Laws; provided further, that the division shall designate an employee to handle all incoming calls relative to chapter 218 of the acts of 1995 or regulations promulgated under section 51 of chapter 111 of the General Laws; provided further, that notwithstanding any general or special law to the contrary, 100 per cent of the amount appropriated in this item shall be assessed upon the institutions which the division currently regulates except for licensed business entity producers under powers granted to the division by general or special law or regulation; and provided further, that such assessment shall be in addition to any assessments that the division currently assesses upon such institutions and shall be made at a rate sufficient to produce $11,620,632 in additional revenue that will pay for this item..... $11,620,632

7006-0029 For the operation of the health care access bureau of the division of insurance; provided, that notwithstanding any general or special law to the contrary, 100 per cent of the amount appropriated in this item shall be assessed upon the institutions which the division currently regulates except for licensed business entity producers under powers granted to the division by general or special law or regulation; and provided further, that such assessment shall be in addition to any assessments that the division currently assesses upon such institutions and shall be made at a rate sufficient to produce $1,100,000 in additional revenue that will pay for this item..... $1,100,000

Division of Professional Licensure.

7006-0040 For the operation and administration of the division of professional licensure; provided, that of the funds appropriated in this item, sufficient monies shall be expended for the reduction of case backlog at the boards of registration; provided further, that the division shall at all times employ not less than 2 hearing

officers to facilitate the processing of cases pending before the various boards; provided further, that the position of investigator of radio and television technicians shall not be subject to chapter 31 of the General Laws; and provided further, that the division shall maintain and staff an office in the city of Springfield..... $3,168,099

Division of Standards.

7006-0060 For the operation of the division of standards..... $641,841

7006-0066 For the support of the division of standards' municipal inspection efforts; provided, that up to 15 per cent of the amount appropriated herein may be expended for administrative costs of the division..... $283,867

7006-0067 For the division of standards; provided, that the division may expend for enforcement of weights and measures laws an amount not to exceed $356,018 from revenues received from item pricing violations collected through municipal inspection efforts, and from weights and measures fees and fines collected from cities and towns..... $406,018

7006-0068 For the division of standards; provided, that the division may expend an amount not to exceed $360,000 from revenue received from license fees assessed to owners of motor vehicle repair shops..... $360,000

Department of Telecommunications and Cable.

7006-0071 For the operation of the department of telecommunications and cable; provided, that notwithstanding the second sentence of section 7 of chapter 25C of the General Laws, the assessments levied for fiscal year 2010 pursuant to said section 7 of said chapter 25C shall be made at a rate sufficient to produce $2,739,319..... $2,739,319

State Racing Commission.

7006-0110 For the operation of the state racing commission..... $1,759,027

7006-0140 For distribution to each city and town within which racing meetings are conducted under section 18D of chapter 58 of the General Laws..... $1,179,000

Department of Business and Technology.

7007-0100 For the office of the director of business and technology $392,944

7007-0150 For a competitive grant program to promote regional economic development corporations, councils and partnerships across the commonwealth..... $600,000

7007-0300 For the operation of the Massachusetts office of business development, which shall include the operation and support of capital grants programs, including the Massachusetts Opportunity Relocation and Expansion Jobs Capital Program, established in chapter 123 of the acts of 2006, and for marketing and promoting the commonwealth in order to attract and retain targeted businesses and industries $3,023,769

7007-0334 For the operation of the office of small business and entrepreneurship and for grants to community development corporations, community development financial institutions or non-profit community-based organizations for the purpose of providing technical assistance or training programs to businesses with 20 employees or fewer $710,086

7007-0500 For the operation and maintenance of the Massachusetts Biotechnology Research Institute for the purpose of promoting the commercialization of new, academic-based research and development, and raising the scientific awareness of the communities of the commonwealth $420,000

7007-0800 For a grant for the state match for a small business development center; provided, that no funds shall be expended from this item until such time as the United States Small Business Administration has made a payment or has executed a contract to pay the University of Massachusetts at Amherst for the operation of the center; provided further, that the funds expended from this item shall not exceed 25 per cent of the gross operating cost of said center; provided further, that not more than 25 per cent of the amount appropriated herein shall be expended for the purpose of operating federal procurement technical assistance services within said center; provided further, that the services shall include, but not be limited to, assisting businesses in securing federal contracts, obtaining contract financing, generating responses to requests-for-proposals, interpreting bid documents, providing educational workshops and seminars and for the electronic identification and tracking of federal bid opportunities; provided further, that funds expended for the purpose of operating federal procurement technical assistance services within said center shall be subject to the receipt of matching funds from federal or private

sources, including the United States Department of Defense; and provided further, that quarterly expenditure reports shall be filed with the house and senate committees on ways and means $1,204,286

7007-0900 For the operation and administration of the office of travel and tourism; provided, that performance-based standards shall be incorporated in all contracts executed by said office for the procurement of tourism marketing and advertising services; provided further, that the organizations shall be required, as a condition of receiving a grant, to submit a total operating budget which identifies each source and use of operating and capital funds; provided further, that $350,000 shall be expended to the Massachusetts Alliance for Economic Development for the purpose of enhancing economic development related services, including, but not limited to, implementation of a statewide online site finder to assist business growth; provided further, that not less than $1,000,000 shall be expended through a grant application process established by the office of travel and tourism to offset deficits that may occur during fiscal year 2010 for the highway information centers operating year-round on state highways and federally-assisted highways, and the visitor information centers on Boston Common and the Prudential Center, both in the city of Boston, and the Adams Visitor Center in Adams; provided further, that no less than $75,000 shall be expended for the Massachusetts Latino Chamber of Commerce; provided further, that no less than $300,000 shall be expended for economic recovery and business assistance, including the underwriting of loans and entrepreneurial training and technical assistance to microenterprises and emerging businesses, provided by the South Eastern Economic Development Corporation in the counties of Barnstable, Bristol, Dukes, Nantucket, Norfolk and Plymouth, and the Western Massachusetts Enterprise Fund in the counties of Berkshire, Franklin, Hampden, Hampshire and Worcester; provided further, that no less than $150,000 shall be expended for the Massachusetts Russian Community Association; provided further, that no less than $250,000 shall be expended to the New England Farm Workers Council; and provided further, that $150,000 shall be expended for the

Massachusetts Advocates for the Arts, Sciences, and Humanities to support the rehabilitation of cultural and heritage facilities across the commonwealth and the fostering of economic opportunity through arts, culture and tourism in the commonwealth through public education $11,191,247

Tourism Fund..... ..... 100.0%

7007-0901 For the operation and administration of the Massachusetts Sports and Entertainment Commission; provided, that the Massachusetts Sports and Entertainment Commission shall be the official and lead agency to facilitate and attract major sports events and championships in the commonwealth; provided further, that the Massachusetts Sports and Entertainment Commission shall establish a division within the commission which shall be the official and lead agency to facilitate motion picture production and development within the commonwealth; and provided further, that not less than $150,000 shall be expended as grants for the Bay State Games..... $1,400,000

Tourism Fund..... 100.0%

7007-0951 For the operation of the Commonwealth Zoological Corporation pursuant to chapter 92B of the General Laws; provided, that funds appropriated in this item shall be expended for the purposes of promoting private fundraising, achieving self-sufficiency and serving as a catalyst for urban economic development and job opportunities for local residents; provided further, that the corporation shall take all steps necessary to increase the amount of private funding available for the operation of the zoos; provided further, that the corporation shall continue to provide free services and supplies including, but not limited to, routine animal check-ups, diagnosis and care, emergency veterinary needs, medications and medical supplies, vitamins and diet supplements and Zoo Prem feline diet, to the Trailside Museum and the Chickatawbut Hill Center; provided further, that funding in this line item may not be transferred through interdepartmental service agreements; and provided further, that the corporation shall report to the house and senate committees on ways and means not later than February 1, 2010, on the status of, and amounts collected from, the private fundraising and enhanced revenue

efforts identified in the draft Massachusetts Zoos Business and Operations Plan, dated December, 1996..... $6,500,000

7007-1000 For assistance to regional tourist councils under section 14 of chapter 23A of the General Laws; provided, that notwithstanding any general or special law or rule or regulation to the contrary, each of the councils may expend an amount not to exceed 20 per cent of the funds appropriated in this item for the cost of administrative services..... $6,000,000

Tourism Fund..... 100.0%

7007-1500 For the operation and administration of the office of minority and women business assistance; provided, that the office shall administer an electronic business certification application which shall be accessible to business applicants through use of the internet; provided further, that the office shall ensure the integrity and security of personal and financial information transmitted by electronic application; provided further, that the office shall, using all existing available resources, provide certification services within each of the 1-stop regional assistance centers of the Massachusetts office of business development; and provided further, that the office shall develop and implement measures and procedures to continue to improve the efficiency and the timeliness of the certification process $925,009

EXECUTIVE OFFICE OF EDUCATION.

Office of the Secretary of Education.

7009-1700 For the operation of information technology services within the executive office of education; provided, that the secretary shall file a report with the house and senate committees on ways and means not later than December 15, 2009 that shall include, but not be limited to, the following: (a) financial statements detailing savings realized from said consolidation; (b) the number of personnel assigned to the information technology services within the executive office; and (c) efficiencies that have been achieved from the sharing of resources..... $7,778,159

7009-6379 For the operation of the office of the secretary of education; provided, that agencies within the executive office may, with the prior approval of the secretary, streamline and improve administrative operations under

interdepartmental service agreements; provided further, that on a semiannual basis the secretary shall report expenditures made relating to the implementation of project readiness, so-called, as well as anticipated future expenses relating to the implementation; and provided further, that the report shall be submitted to the clerks of the house of representatives and the senate, the joint committee on education, the joint committee on higher education and the house and senate committees on ways and means not later December 1 and July 1 each year..... $762,872

Department of Elementary and Secondary Education.

7010-0005 For the operation of the department of elementary and secondary education; provided, that no later than November 17, 2009, the department shall submit a progress report to the secretary of the executive office of administration and finance, the chairs of the house and senate committees on ways and means and the joint committee on education on efforts by the department to further define and advance the strategic vision of the department, along with a detailed implementation plan for realizing that vision; provided further, that the department shall ensure that hearings and mediations are conducted by hearing officers and mediators who are regular state employees of an independent bureau of special education appeals and that said hearing officers and mediators shall perform only those functions which are consistent with their duties and responsibilities as impartial and knowledgeable special education hearing officers and mediators in compliance with 20 U.S.C. § 1415(e)-(f), and said bureau's hearing officers and mediators shall be initially the persons who, on April 15, 2009, were serving as hearing officers and mediators in the current bureau; and provided further, that the department, in collaboration with the commission on gay and lesbian youth established by section 67 of chapter 3 of the General Laws, shall expend funds for programming to ensure public schools" compliance with the board of elementary and secondary education's recommendations, which take into account the commission's recommendations, for the support and safety of gay and lesbian students and the implementation of related suicide and violence

prevention efforts and reduction of health disparities for GLBT youth..... $14,902,873

7010-0012 For grants to cities, towns and regional school districts for payments of certain costs and related expenses for the program to eliminate racial imbalance established under section 12A of chapter 76 of the General Laws; provided, that funds shall be made available for payment of services rendered by METCO, Inc. $19,991,758

7010-0020 For the Bay State Reading Institute; provided, that the program shall be administered under contract to Middlesex Community College in programmatic collaboration with Framingham State College and Fitchburg State College; provided further, that the Institute shall provide literacy based intervention in schools and districts at risk of or determined to be underperforming in accordance with sections 1J and 1K of chapter 69 of the General Laws; provided further, that schools not meeting the above criteria may be selected for assistance if they contribute not less than half of the cost of the services they receive; provided further, that preference in the awarding of said funds shall be given to schools and districts with a high percentage of minority or low-income students; provided further, that such school-wide literacy-based intervention programs shall be based on effective, research-based instruction in reading, as called for in Reading First; provided further, that in its evaluation of applications for said initiative, the executive director of said initiative may take into consideration schools' cumulative grade 3 Massachusetts comprehensive assessment system scores; provided further, that such school-wide literacy-based intervention programs shall provide for the evaluation and tracking of all students' reading and writing skills at least annually, shall include measurable goals and benchmarks, shall be led by a school-based planning team which includes teaching faculty and the school principal, shall provide for the training of teachers in effective, research-based strategies for reading instruction and shall include a school-wide literacy coordinator who shall be responsible for the coordination and training of other school staff; provided further, that said initiative shall require that participating schools engage in frequent assessment of the progress of

individual students, including diagnostics to pin-point the source of difficulty for struggling students, use small-group, student-centered instruction for a substantial part of the school day in order to allow teachers to meet the needs of individual students and differentiate instruction to help every student reach his or her potential, use research-based interventions that address the particular needs of struggling students, focus on literacy instruction, including writing across the curriculum, monitor progress frequently to make sure that the strategies used with these students are working, and seek out additional funding for after-school time and for substitutes to give teachers an opportunity to plan together, to take a leadership role in implementing change, and to meet with and observe their peers in partner schools; provided further, that funds may be used for a program to train new reading coaches and reading coach trainers; and provided further, that funds appropriated in this item for said initiative may be expended through June 30, 2011..... $1,073,520

7010-1022 For the development and implementation of certificates of occupational proficiency..... $309,030

7027-0019 For school-to-career connecting activities; provided, that notwithstanding any general or special law to the contrary, the board of elementary and secondary education, in cooperation with the department of workforce development and the state workforce investment board, may establish and support a public-private partnership to link high school students with economic and learning opportunities on the job as part of the school-to-work transition program; provided further, that such program may include the award of matching grants to workforce investment boards or other local public-private partnerships involving local community job commitments and work site learning opportunities for students; provided further, that the grants shall require at least a 200 per cent match in wages for the students from private sector participants; provided further, that the program shall include, but not be limited to, a provision that business leaders commit resources to pay salaries, to provide mentoring and instruction on the job and to work closely with teachers; provided further, that public funds shall assume the costs of connecting schools and

businesses to ensure that students serve productively on the job; and provided further, that no funds shall be expended for personnel costs $3,700,519

7027-1004 For English language acquisition professional development to improve the academic performance of English language learners and effectively implement sheltered English immersion as outlined in chapter 386 of the acts of 2002; provided, that the department shall only approve professional development courses and offerings with proven, replicable results in improving teacher performance, and which shall have demonstrated the use of best practices, as determined by the department, including data comparing pre-training and post-training knowledge; provided further, that the department shall, not later than February 15, 2010, provide a report on the number of educators who have received such training since passage of chapter 386 of the acts of 2002, the estimated number who need such additional training, and a review and analysis of the most effective types of professional development and the most common gaps in the knowledge base of educators implementing English immersion and teaching English language acquisition, along with legislative or regulatory recommendations of the department; provided further, that said report shall be provided to the secretary of administration and finance, the senate president, the speaker of the house, the chairs of the house and senate ways and means committees and the house and senate chairs of the joint committee on education; and provided further, that no funds shall be expended for personnel costs $397,937

7028-0031 For the expenses of school age children in institutional schools under section 12 of chapter 71B of the General Laws; provided, that the department may provide special education services to eligible inmates in county houses of correction; provided further, that the department of youth services shall continue to collaborate with the department of elementary and secondary education in order to align curriculum at the department of youth services with the statewide curriculum frameworks and to ease the reintegration of youth from facilities at the department of youth services into regular public school settings; and provided further, that the department of elementary and secondary education, in conjunction with the

commissioner of youth services, shall submit a report on progress made to the house and senate committees on ways and means by December 1, 2009..... $7,666,476

7030-1002 For kindergarten development grants to provide ongoing grant awards to continue quality enhancement of existing full-day kindergarten classrooms and to encourage the transition of half-day classrooms into full-day kindergarten classrooms; provided, that the department shall administer a grant program to encourage the voluntary expansion of high quality, full-day kindergarten education throughout the commonwealth; provided further, that grants funded through this appropriation shall not annualize to more than $18,000 per classroom in subsequent fiscal years; provided further, that preference shall be given to grant applicants with high percentages of students scoring in levels 1 or 2 on the Massachusetts comprehensive assessment system exam, as determined by the department based on available data; provided further, that any grant funds distributed from this item shall be deposited with the treasurer of such city, town or regional school district and held in a separate account and shall be expended by the school committee of such city, town or regional school district without further appropriation, notwithstanding any general or special law to the contrary; provided further, that such program shall supplement and shall not supplant currently funded local, state and federal programs at the school or district; provided further, that not later than January 15, 2010, the department shall report to the house and senate committees on ways and means on the total number of grants requested and awarded; provided further, that the report shall detail common factors associated with both successful and unsuccessful applications and shall include the total number of full-day and half-day kindergarten classrooms projected to be in operation in public schools in fiscal year 2011; provided further, that all kindergarten programs previously funded through community partnership councils at the department of early education and care shall receive grants from this item in amounts equal to the amounts they received in fiscal year 2009, reduced in proportion to the overall reduction of

this item from fiscal year 2009 to fiscal year 2010; and provided further, that no funds shall be expended for personnel costs $27,797,666

7030-1003 For the John Silber early literacy program to promote research based school-wide literacy education and to promote literacy among children in grades K through 3; provided, that the department shall administer said early literacy grant programs to improve the quality and effectiveness of literacy education to the greatest extent possible; provided further, that these early literacy education programs shall be based on a scientifically-based reading research program consistent with the federal Reading First Initiative; provided further, that such programs shall supplement currently funded local, state and federal programs at the school or district; provided further, that the department shall provide the same level of funding as appearing in chapter 182 of the acts of 2008 for the tomorrow's urban leaders excelling in academic performance program for afterschool academic and literacy achievement programs; provided further, that any grant funds distributed from this item shall be deposited with the treasurer of such city, town or regional school district and held in a separate account and shall be expended by the school committee of such city, town or regional school district, without further appropriation, notwithstanding the provisions of any general or special law to the contrary; and provided further, that no funds shall be expended for personnel costs..... $2,170,859

7030-1005 For Reading Recovery, an early intervention individual tutorial literacy program designed as a pre-special education referral and short-term intervention for children who are at risk of failing to read in the first grade; provided, that funds shall be expended for matching grants to school districts to support the funding of Reading Recovery teachers' salaries in one to one early intervention tutorial literacy programs; and provided further, that said program shall provide ongoing documentation and evaluation of results..... $1,900,350

7035-0002 For the provision and improvement of adult basic education services, including reading, writing and mathematics; provided, that grants shall be distributed to a diverse network of organizations which have

demonstrated commitment and effectiveness in the provision of such services, and that are selected competitively by the department of elementary and secondary education; provided further, that such grants shall support the successful transition of students from other adult basic education programs to community college certificate and degree-granting programs; provided further, that such grants shall be contingent upon satisfactory levels of performance as defined and determined by the department; provided further, that in no case shall grants be considered an entitlement to a grant recipient; provided further, that the department shall consult with the community colleges and other service providers in establishing and implementing content, performance and professional standards for adult basic education programs and services; and provided further, that no funds shall be expended for personnel costs at the department of elementary and secondary education $28,085,646

7035-0006 For reimbursements to regional school districts for the transportation of pupils; provided, that notwithstanding any general or special law to the contrary, the commonwealth's obligation shall not exceed the amount appropriated in this item $50,521,840

7035-0007 For reimbursements to cities, towns, regional vocational or county agricultural school districts, independent vocational schools, or collaboratives for certain expenditures for transportation of nonresident pupils to any approved vocational-technical program of any regional or county agricultural school district, city, town, independent school or collaborative pursuant to section 8A of chapter 74 of the General Laws; provided, that should the amount appropriated herein be insufficient to fully fund said section 8A, initial reimbursements made by the department of elementary and secondary education may be pro-rated by the department to all eligible cities, towns, regional vocational or county agricultural school districts, independent vocational schools, or collaboratives; and provided further, that upon a determination by the department that the funds appropriated in this item are insufficient to meet the commonwealth's full obligation under said section 8A, the department shall, within 10 days, notify the secretary of

administration and finance, the house and senate chairs of the joint committee on education, and the chairs of the house and senate ways and means committees of the amount needed to fully fund said obligation $646,855

7035-0008 For the purposes of supporting regionalization; provided, that not more than $150,000 of this amount shall be expended on regionalism study grants to explore methods of improving the delivery of education services, including but not limited to, studies of fully regionalizing partial regional school districts, funding demographic studies to project future district enrollments and exploring creative means of collaborating across districts, including sharing curriculum specialists, professional development providers, transportation services and other educational and instructional interventions; provided further, that not less than $250,000 shall be expended for one time grants to cities and towns to support transition costs associated with the creation of new regional academic school districts; provided further, that the application for said grants shall be due no later than August 1, 2009, and the award of the grant shall be to 3 or more towns having independent, local K-12 school districts voting, by December 31, 2009, to form a new K-12 academic region consisting of no less than 2,500 students; and provided further, that said grants shall be expended over fiscal years 2010 and 2011 to assist with the costs associated with the transition from independent districts to one regional district..... $400,000

7051-0015 For operating funds to distribute food for the Massachusetts emergency food assistance program $1,247,000

7053-1909 For reimbursements to cities and towns for partial assistance in the furnishing of lunches to school children, including partial assistance in the furnishing of lunches to school children as authorized by chapter 538 of the acts of 1951, and for supplementing funds allocated for the special milk program; provided, that notwithstanding any general or special law to the contrary, payments so authorized in the aggregate for partial assistance in the furnishing of lunches to school children shall not exceed the required state revenue match contained in Public Law 79-396, as amended, cited

as the National School Lunch Act and in the regulations implementing the act $5,426,986

7053-1925 For the school breakfast program for public and nonpublic schools and for grants to improve summer food programs during the summer school vacation period; provided, that funds shall be expended for the summer food service outreach program and the school breakfast outreach program; provided further, that within the summer food program, priority shall be given to extending such programs for the full summer vacation period and promoting increased participation in such programs; provided further, that the department of elementary and secondary education shall solicit proposals from returning sponsors and school food authorities in time for implementation of such grant program during the summer of 2010; provided further, that such grants shall only be awarded to sponsors who can demonstrate their intent to offer full summer programs or increase participation; provided further, that the department shall require sufficient reporting from each grantee to measure the success of such grant program; provided further, that the department shall select grantees for the program authorized by this item not later than March 30, 2010; provided further, that the department shall expend funds for the universal school breakfast program whereby all children in school receiving funds under the program shall be provided free, nutritious breakfasts at no cost to them; provided further, that subject to regulations of the board that specify time and learning standards, breakfasts shall be served during regular school hours; provided further, that participation shall be limited to those elementary schools mandated to serve breakfast under section 1C of chapter 69 of the General Laws where 60 per cent or more of the students are eligible for free or reduced-price meals under the federally-funded school meals program; provided further, that the department shall select school sites for programs authorized by this item not later than November 16, 2009, and shall report to the house and senate committees on ways and means on the preliminary results of these grants not later than January 8, 2010; provided further, that nothing in the universal school breakfast program shall give rise to enforceable legal rights in

any party or enforceable entitlement to services; and provided further, that the department shall select grantees for the program authorized by this item not later than March 30, 2010, prior appropriation continued$4,177,632

7061-0008 For school aid to cities, towns, regional school districts, counties maintaining agricultural schools, independent vocational schools and independent agricultural and technical schools to be distributed under chapters 70 and 76 of the General Laws and section 3; provided, that each school district shall report annually to the department of elementary and secondary education on its professional development expenditures, in a manner and form prescribed by the commissioner and consistent with the accountability requirements of the federal No Child Left Behind Act P.L.107-110; provided further, that the department of elementary and secondary education shall report annually to the house and senate committees on ways and means on school districts' professional development spending; and provided further, that the governor may allocate $184,123,707 made available through the American Recovery and Reinvestment Act of 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein..... $3,948,824,061

7061-0011 For a reserve to: (1) meet extraordinary increases in the minimum required local contribution of a municipality pursuant to the requirements of section 3 of this act; provided, that a municipality seeking funds hereunder shall apply for a waiver from the department of revenue pursuant to section 40 of this act; provided further, that the commissioner shall issue a finding concerning such waiver applications within 30 days of the receipt thereof, after consulting with the commissioner of elementary and secondary education regarding the merits of such application; (2) assist regional school districts which, prior to fiscal year 2010, have assessed member towns using the provisions of their regional agreement, and which, in fiscal year 2010, will assess member towns using the required contributions calculated pursuant to said section 3; (3) assist towns impacted by stresses in the commercial agricultural, fishing or lobster industry whose required local contribution exceeds 75 per cent of their foundation budget; (4) assist towns negatively impacted by shortfalls in federal impact aid for the

education of children in families employed by the federal government on military reservations located within the town's limits; provided, that any grants provided under this item shall be expended by a school committee without further appropriation; provided further, that not less than $250,000 from this item shall be awarded to a qualifying community that hosts a Veterans Administration Hospital; (5) assist regional school districts in rural areas which meet each of the following: (a) they have fewer than 30 full-time enrollment students per square mile; and (b) they have experienced more than 7 per cent enrollment decline between fiscal year 2004 and fiscal year 2009; provided further, that preference shall be given to those districts that have joined the group insurance commission before July 1, 2009; (6) meet extraordinary increases of greater than 10 per cent in a municipality's total required contribution in municipalities whose target required local contribution exceeds 70 per cent of their foundation budget; provided, that not less than $500,000 shall be used for this purpose; (7) assist towns in which in excess of one-third of the total land mass of the town is owned and controlled by the commonwealth and which receive payment in lieu of taxes on less than 25 per cent of said land; (8) assist operating districts in which the chapter 70 aid, so-called, distributed in fiscal year 2010 is less than the chapter 70 aid distributed in fiscal year 2002; and (9) assist towns which host a campus of the University of Massachusetts, but which have a target aid percentage of only 17.5 per cent; provided further, that any grants provided to school districts from this item shall be expended by a school committee without further appropriation; provided further, that the department shall make not less than 80 per cent of the awards from this item no later than October 15, 2009; and provided further, that no funds distributed from this item shall be considered prior year chapter 70 aid nor shall they be used in the calculation of the minimum required local contribution for fiscal year 2011..... $6,000,000

7061-0012 For the reimbursement of extraordinary special education costs under section 5A of chapter 71B of the General Laws; provided, that reimbursements shall be prorated so that expenses of this item do not exceed the amount

appropriated in this item; provided further, that upon receipt by the department of elementary and secondary education of required special education cost reports from school districts, the department shall reimburse districts based on fiscal year 2009 claims; provided further, that the department may expend funds to continue and expand voluntary residential placement prevention programs between the department of elementary and secondary education and other departments within the executive office of health and human services that develop community-based support services for children and their families; provided further, that the department shall make funds available to the department of developmental services for the voluntary residential placement prevention program administered by that department; provided further, that $400,000 shall be expended for Recording for the Blind & Dyslexic to provide books in accessible synthetic audio format made available through the federal NIMAS-NIMAC book repository, to do outreach and training of teachers and students for the use of NIMAS-NIMAC and human speech audio digital textbooks and for human voice recording of MCAS exams; provided further, that, of this $400,000, funds shall be expended for the costs of borrowing audio textbooks by special education students; provided further, that, of this $400,000, funds shall be expended for the continuation of a pilot program for Recording for the Blind and Dyslexic to provide the tenth grade math and English learning arts MCAS tests in audio digital format; provided further, that no funds shall be expended for the MCAS pilot program until the department of elementary and secondary education examines all security issues related to the pilot program and certifies to the legislature that the pilot program may be carried out without jeopardizing the security of the MCAS exams; provided further, that the report shall be completed no later than November 17, 2009, and shall be forwarded to the joint committee on education and the house and senate committees on ways and means; provided further, that funds may be expended for the monitoring and follow-up activities of the department’s complaint management system, review and approval of local educational agency applications and local school districts’ compliance with

the part B requirements of the federal Special Education Law, known as the Individuals with Disabilities Education Act, in the provision of special education and related services to children with disabilities; provided further, that funds may be expended to administer the reimbursements funded herein; provided further, that funds may be expended to reimburse districts for extraordinary increases in costs incurred during fiscal year 2010 which would be reimbursable under said section 5A of said chapter 71B; provided further, that reimbursements for current year costs shall be limited to school districts that experience increases of greater than 25 per cent from costs reimbursable under said section 5A of said chapter 71B and incurred during fiscal year 2009 to costs reimbursable under said section 5A of said chapter 71B and incurred during fiscal year 2010 or other cases of extraordinary hardship where special education costs increase in relationship to total district costs as the department may define through regulation or guidelines; provided further, that reimbursements for current year costs shall be allocated as one-time grants and shall not decrease reimbursements in the following fiscal year; provided further, that the department shall conduct audits of fiscal year 2009 claims; provided further, that if the claims are found to be inaccurate, the department shall recalculate the fiscal year 2010 reimbursement amount and adjust the third and fourth quarter payments to the districts to reflect the new reimbursement amount; and provided further, that the department shall file a report with the house and senate committees on ways and means no later than February 15, 2010, on the results of the audit.. $184,888,728

7061-0029 For the office of school and district accountability, as established in chapter 311 of the acts of 2008..... $1,378,116

7061-9010 For fiscal year 2010 reimbursements to certain cities, towns and regional school districts of charter school tuition and the per pupil capital needs component included in the charter school tuition amount for commonwealth charter schools, as calculated under subsections (nn) and (oo) of section 89 of chapter 71 of the General Laws; provided, that notwithstanding the provisions of subsection (nn) of section 89 of chapter 71 of the General Laws or any other general or special law

to the contrary, the per pupil capital needs component of the commonwealth charter school tuition rate for fiscal year 2009 shall be $893; and provided further, that if the amount appropriated is insufficient to fully fund all reimbursements required by said section 89, the department shall fully reimburse the cost of said per pupil capital needs component and shall pro-rate the tuition reimbursements calculated under said subsection (oo) $79,751,579

7061-9200 For the education technology program $657,526

7061-9400 For student and school assessment including the administration of the Massachusetts comprehensive assessment system (MCAS) exam established by the board of elementary and secondary education pursuant to sections 1D and 1I of chapter 69 of the General Laws and for grants to school districts to develop portfolio assessments for use in individual classrooms as an enhancement to student assessment; provided, that as much as is practicable, especially in the case of students whose performance is difficult to assess using conventional methods, such instruments shall include consideration of work samples and projects and shall facilitate authentic and direct gauges of student performance; provided further, that such portfolio assessments shall not replace the statewide standardized assessment based on the curriculum frameworks; provided further, that all school assessments shall center on the academic standards embodied in the curriculum frameworks and shall involve gauges which shall be relevant and meaningful to students, parents, teachers, administrators and taxpayers pursuant to the first paragraph of section 1L of chapter 69 of the General Laws; and provided further, that notwithstanding any general or special law to the contrary, assessment of proficiency in English shall be administered in English $26,211,995

7061-9404 For grants to cities, towns and regional school districts to provide targeted remediation programs for students in the classes of 2003 to 2014, inclusive, scoring in level 1 or 2 on the Massachusetts comprehensive assessment system (MCAS) exam established by the board of elementary and secondary education pursuant to the provisions of sections 1D and 1I of said chapter 69 of the General Laws; provided, that the department and districts shall

ensure that services are available to students with disabilities; provided further, that in awarding remediation funds, preference may be given to schools and districts at risk of or determined to be under-performing in accordance with said sections 1J and 1K of said chapter 69; provided further, that the purpose of this program shall be to improve students' performance on the MCAS exam through replication of services and educational strategies with proven results as determined by the department of elementary and secondary education; provided further, that such programs shall supplement currently funded local, state, and federal programs at the school or district; provided further, that funds shall be expended for a competitive grant program to fund academic support and college transition services to be implemented in fiscal year 2010, and operated by public institutions of higher learning or by public-private partnerships in the commonwealth, for students in the graduating classes of 2003 to 2010, inclusive, who have completed high school but have not yet obtained a competency determination as defined in section 1D of chapter 69 as measured by the MCAS assessment instrument authorized by said section 1I of said chapter 69, but who are working to pass the English and math MCAS tests, obtain a competency determination, and earn a high school diploma; provided further, that for the purpose of the programs, appropriated funds may be expended through August 31, 2010, to allow for summer remediation programs; provided further, that funds shall be expended for a competitive grant program to fund Pathways programs targeting eleventh and twelfth graders, instituted by local school districts, public institutions of higher education and qualified public and private educational services organizations and One Stop Career Centers including, but not limited to, school-to-work connecting activities, creating worksite learning experiences for students as an extension of the classroom, outreach programs for students who will need post-twelfth grade remediation to attain the skills necessary to pass MCAS, and counseling programs to educate parents and high school students on post-twelfth grade remediation options; provided further, that not less than $625,000 shall be transferred to JFY networks, a

non-profit corporation formerly Jobs for Youth, for a matching grant for the purposes of enhancing student performance on the MCAS examination through instructional computer software; provided further, that funds shall be expended for a competitive grant program, guidelines for which shall be developed by the department of elementary and secondary education, for intensive remediation programs in communities with students in the graduating classes of 2003 to 2014, inclusive, who have not obtained a competency determination or have scored in levels 1 or 2 on either the English or math MCAS exams; provided further, that the department of elementary and secondary education may give preference for such assistance to those districts with a high percentage of high school students scoring in level 1 on the MCAS exam in English and math; provided further, that eligible applicants shall include individual high schools, and those institutions which shall have partnered with a high school or group of high schools; provided further, that no district shall receive a grant from this appropriation until said district submits to the department of elementary and secondary education a comprehensive district plan pursuant to the provisions of section 1I of chapter 69, to improve performance of all student populations including, but not limited to, students with disabilities; provided further, that any evaluation will examine the likelihood and efficiency of replication of these programs and practices in school districts with a large percentage of English language learners; provided further, that these funds may be expended for professional development related to these programs; provided further, that the department shall issue a report not later than February 2, 2010, and annually thereafter as a condition of continued funding under this account, in collaboration with the department of higher education, describing MCAS support programs for the graduating classes of 2003 to 2014, inclusive, funded by items 7061-9404 and 7027-0019, school to work accounts, institutions of public higher education, and other sources, including federal sources; provided further, that such report shall include, but not be limited to, the number of students eligible to participate in such programs, the number of students

participating in such programs, the number of students who have passed the MCAS assessment and obtained a competency determination through these programs but not met local graduation requirements, and the number of students who have passed the MCAS assessment and obtained a competency determination through these programs and met local graduation requirements; provided further, that said report shall be provided to the chairs of the house and senate ways and means committees and the house and senate chairs of the joint committee on education; provided further, that any grant funds distributed from this item to a city, town or regional school district shall be deposited with the treasurer of such city, town, or regional school district and held in a separate account and shall be expended by the school committee of such city, town, or regional school district without further appropriation, notwithstanding any general or special law to the contrary; and provided further, that no costs shall be expended for personnel costs $9,986,623

7061-9408 For targeted intervention to schools and districts at risk of or determined to be underperforming under sections 1J and 1K of chapter 69 of the General Laws, schools and districts which have which have been placed in the accountability status of identified for improvement, corrective action, or restructuring pursuant to departmental regulations, or which have been designated Commonwealth priority schools or Commonwealth pilot schools pursuant to said regulations; provided, that no money shall be expended in any school or district that fails to file a comprehensive district plan pursuant to the provisions of section 1I of said chapter 69 of the General Laws; provided further, that the department shall only approve reform plans with proven, replicable results in improving student performance; provided further, that in carrying out the provisions of this item, the department may contract with school support specialists, turnaround partners, and such other external assistance as is needed in the expert opinion of the commissioner, to successfully turn around failing school and district performance; provided further, that no funds shall be expended on targeted intervention unless the department shall have approved, as part of the comprehensive district improvement plan, a professional development

plan which addresses the needs of the district as determined by the department; provided further, that eligible professional development activities for purposes of this item shall include, but not be limited to: professional development among teachers of the same grade levels and teachers of the same subject matter across grade levels, professional development focused on improving the teacher's content knowledge in the field or subject area in which the teacher is practicing, professional development which provides teachers with research based strategies for increasing student success, professional development teaching the principles of data driven instruction, and funding which helps provide common planning time for teachers within a school and within the school district; provided further, that preference in the awarding of such funds shall be given to professional development in math and English content skills; provided further, that funds from any targeted intervention grant may be used to partially offset the cost of said professional development and common planning time; provided further, that funds may be expended for the purchase of instructional materials pursuant to section 57 of chapter 15 of the General Laws; provided further, that no funds shall be expended on instructional materials except where the purchase of such materials is part of a comprehensive plan to align the school or district curriculum with the Massachusetts curriculum frameworks; provided further, that preference in distributing funds shall be made for proposals which coordinate reform efforts within all schools of a district in order to prevent conflicts between multiple reforms and interventions among the schools; provided further, that funds may be expended for the Commonwealth pilot school initiative established by the board in November 2006; provided further, that the department shall issue a report no later than February 2, 2010, and annually thereafter describing and analyzing all intervention and targeted assistance efforts funded by this item; provided further, that such report shall include but not be limited to: the number of school and school districts eligible to receive such assistance, the number of students attending school in said districts, the nature and type of intervention activities funded

through this item, by school and school district, the number of teachers in professional development funded in part through this item, the number of districts with curricula or professional development systems aligned with the Massachusetts curriculum frameworks, and the number that are undertaking that effort with grants funded by this item, the number of outside vendors with whom the department has contracted to provide intervention and turnaround services, the amount each vendor has received, and the results obtained in each instance, the number of students who have passed the MCAS assessment and obtained a competency determination through these programs, before, and during the period of intervention and turnaround, and any other data relative to the successes achieved or challenges faced by the effort to turn around schools, along with any legislative or budgetary recommendations for improving the initiative and increasing the success of all intervention efforts; provided further, that said report shall include an analysis of the number of districts with curriculum plans not aligned to the Massachusetts curriculum frameworks, along with any legislative and regulatory recommendations to address the issue; provided further, that said report shall indicate the number of schools which have accepted the Commonwealth pilot school model, the reforms which they have undertaken, and the number which have expressed interest in the pilot school option; provided further, that said report shall be provided to the secretary of administration and finance, the senate president, the speaker of the house, the chairs of the house and senate ways and means committees and the house and senate chairs of the joint committee on education; provided further, that no funds shall be expended on recurring school or school district expenditures unless the department and school district have developed a long term plan to fund such expenditures from the district's operational budget; provided further, that for the purpose of this item, appropriated funds may be expended through August 31, 2010, to allow for intervention and school and district improvement planning in the summer months; and provided further, that any funds distributed from this item to a city, town or regional school district shall be deposited with the treasurer of such city, town, or regional school

district and held in a separate account and shall be expended by the school committee of such city, town, or regional school district without further appropriation, notwithstanding any general or special law to the contrary..... $6,967,347

7061-9412 For grants to cities, towns, and regional school districts for the purpose of planning for and implementing expanded learning time in the form of longer school days or school years at selected schools; provided, that implementation grants shall only be provided under this item to schools and districts which submitted qualifying applications which were approved by the department in fiscal year 2009 and which include a minimum of an additional 300 hours on a mandatory basis for all children attending that school; provided further, that in approving expanded learning time implementation grant applications, preference shall be given to districts with high poverty rates or a high percentage of students scoring in levels I or II on the Massachusetts comprehensive assessment system, those districts with proposals that have the greatest potential for district-wide impact, those districts that plan to utilize partnerships with community-based organizations and institutions of higher education, and those districts with proposals that include a comprehensive restructuring of the entire school day and/or year to maximize the use of the additional learning time; provided further, that the department shall approve implementation proposals that include an appropriate mix of additional time spent on core academics, additional time spent on enrichment opportunities such as small group tutoring, homework help, music, arts, sports, physical activity, health and wellness programs, project-based experiential learning and additional time for teacher preparation and/or professional development; provided further, that the department shall only approve implementation proposals that assume not more than $1,300 per pupil per year in future state appropriations of expanded learning time implementation funds; provided further, that in extraordinary cases the department may exceed the $1,300 per pupil per year limit; provided further, that the department shall review all qualified proposals and award approved grants not later than August 14, 2009; provided

further, that in carrying out the provisions of this item, funds may be expended by the department to evaluate the impact and effectiveness of the program; provided further, that the department shall issue an annual report, not later than February 2, 2010, on the implementation of plans in all participating districts; provided further, that said report shall include, but not be limited to: the names of schools and school districts participating; the number of students attending these schools and the nature and type of changes made in participating schools as a result of this program; provided further, that the report shall also include an anticipated budget for this program for the next fiscal year and a breakdown of the distribution of the $1,300 per student by school; provided further, that said report shall be provided to the secretary of administration and finance, the senate president, the speaker of the house, the chairs of the house and senate committees on ways and means and the house and senate chairs of the joint committee on education; provided further, that for this item, appropriated funds may be expended through August 31, 2010, to allow for planning and implementation during the summer months; provided further, that any grant funds distributed from this item to a city, town, or regional school district shall be deposited with the treasurer of such city, town, or regional school district and held in a separate account and shall be expended by the school committee of such city, town or regional school district without further appropriation, notwithstanding any general or special law to the contrary; and provided further, that no funds shall be expended for personnel costs at the department of elementary and secondary education..... $17,413,750

7061-9600 For a discretionary grant pilot program with the purpose of providing monies to school districts and state public institutions of higher education partnering together to offer inclusive concurrent enrollment programs for students with disabilities as defined in section 1 of chapter 71B of the General Law ages 18-22; provided, that the grant program will be limited to said students who are considered to have severe disabilities and have been unable to achieve the competency determination necessary to pass the Massachusetts comprehensive assessment system

(MCAS) exam; provided further, that said students with disabilities shall be offered enrollment in credit and noncredit courses that include nondisabled students, including enrollment in noncredit courses and credit bearing courses in audit status for students who may not meet course prerequisites and requirements, and that the partnering school districts will provide supports, services and accommodations necessary to facilitate a student's enrollment; provided further, that the department, in consultation with the department of higher education, shall develop guidelines to ensure that the grant program promotes civic engagement and mentoring of faculty in state institutions of higher education, and supports college success, work success, participation in student life of the college community, and provision of a free appropriate public education in the least restrictive environment; provided further, that funds may be distributed to the department of higher education in order to increase the capacity of public institutions of higher education to include students with severe disabilities in the concurrent enrollment pilot program; provided further, that funds may be allocated to the department of elementary and secondary education to provide training and technical assistance to school districts for program implementation; provided further, that the department of elementary and secondary education, in consultation with the department of higher education, shall report to the house and senate committees on ways and means, the joint committee on education and the joint committee on higher education on said discretionary grant program not later than February 15, 2010; and provided further, that for the purpose of this item, appropriated funds may be expended through August 31, 2010 ..... $956,000

7061-9604 For teacher preparations $1,666,813

7061-9610 For matching grants of $1,000 per enrolled child to citizen schools afterschool learning programs for middle school children across the commonwealth upon documentation by citizen schools of $1 in private sector, local or federal funds for every $1 in state funds, and that all funds go to programs certified by citizen schools; provided, that funds may be made available to support state-wide training and evaluation efforts, and

to further establish the efficacy of the citizen schools program in promoting school success, high school completion and college and workforce success for low-income, at-risk students across the commonwealth $250,000

7061-9611 For grants or subsidies for after-school and out-of-school programs; provided, that preference shall be given to after-school proposals developed collaboratively by public and non-public schools and private community based programs; provided further, that the department shall fund only those applications which contain accountability systems and measurable outcomes, under guidelines to be determined by the department in consultation with the department of early education and care; provided further, that applicants shall detail funds received from all public sources for existing after school and out-of-school programs and the types of programs and type of students served by said funds; provided further, that funds may be directed to increase comprehensive after school and out of school time programming to school age children and youth during the school year and the summer, including but not limited to 21st century community learning centers programs; provided further, that funds from this item may be used for a variety of activities, including but not limited to: (1) academic tutoring and homework centers where content is linked to and based on the curriculum guidelines promulgated by said department, (2) programs which improve the health of students, including physical activities, athletics, nutrition and health education, and exercise, (3) art, theater, and music programs developed in collaboration with the Massachusetts cultural council, local cultural councils, or cultural organizations in the Commonwealth funded by the Massachusetts cultural council, (4) enrichment activities not otherwise provided during the school day, (5) advanced study for the gifted and talented, and (6) community service programs; provided further, that funds shall be expended for services that actively include children with disabilities in after-school programs that also serve non-disabled children and services that include children where English is a second language, including but not limited to: increased per-child reimbursement rates, additional staff, technical assistance, training, and transportation; provided

further, that the department of elementary and secondary education shall consult the executive office of health and human services and the department of early education and care to maximize the provision of wrap-around services and to coordinate programs and services for children and youth during after-school and out-of-school time programs; provided further, that the department shall select grant recipients not later than September 30, 2009, and shall report on the preliminary results of said grants not later than February 15, 2010, to the secretary of administration and finance, the house and senate chairs of the joint committee on education, and the chairs of the house and senate committees on ways and means; provided further, that for the purpose of this item, appropriated funds may be expended through August 31, 2010, to allow for implementation of said programs during the summer months; and provided further, funds shall be expended to convene regional networks, to work with the department of elementary and secondary education and the department of early education and care to support the implementation of school-community partnerships and to submit a report by October 15, 2009, to the general court and the administration making recommendations on how to enhance school-community partnerships and positive outcomes for children and youth through funding as provided in this item..... $4,000,000

7061-9612 For the school of excellence program at the Worcester Polytechnic Institute; provided, that every effort shall be made to recruit and serve equal numbers of male and female students; provided further, that sending districts of students attending the Institute shall not be required to expend any funds for the cost of these students while in attendance at the Institute; provided further, that the Massachusetts Academy of Mathematics and Science shall provide professional development activities at the school located at Worcester Polytechnic Institute, including salary and benefits for master teachers and visiting scholars; provided further, that the academy shall file a report with the joint committee on education and the house and senate committees on ways and means no later than February 1, 2010, detailing the professional development activities; and provided further, that the department of elementary and secondary education shall

provide a subsidy to the Worcester Polytechnic Institute to operate a school of excellence in mathematics and science $1,325,231

7061-9614 For the alternative education grant program established pursuant to section 1N of chapter 69 of the General Laws; provided, that the commissioner shall allocate funds for both subsections (a) and (b) of said section 1N of said chapter 69; and provided further, that no funds shall be expended for personnel costs $500,000

7061-9619 For the purpose of funding the Benjamin Franklin Institute of Technology; provided, that the institute shall have access to the Massachusetts education computer system; and provided further, that the institute may join the state buying consortium $1

7061-9626 For grants and contracts with youth-build programs for the purposes of providing comprehensive youth-build services $1,500,000

7061-9634 For a transfer of this item to the Massachusetts Service Alliance, which shall be responsible for administering a competitive statewide grant program for public and private agencies to start or expand youth mentoring programs according to current best practices and for purposes including advancing academic performance, self-esteem, social competence and workforce development; provided, that the department of elementary and secondary education shall transfer the amount appropriated in this item to the Massachusetts Service Alliance for the purpose of these grants; provided further, that $225,000 shall be expended for the C5 New England mentoring program for the recruitment and training of mentors, and for other supporting services including, but not limited to, academic support services; provided further, that in order to be eligible to receive funds from this item, each public or private agency shall provide a matching amount equal to $1 for every $1 disbursed from this item; and provided further, that the Massachusetts Service Alliance shall submit a report detailing the impact of grants, expenditure of funds and the amount and source of matching funds raised to the department of elementary and secondary education $475,000

7061-9804 For teacher content training in math and science; provided, that said training shall include math specialist and Massachusetts test for educator licensure

preparation; provided further, that funds from this item shall be expended on content based professional development in math and science, with a focus on increasing the content knowledge of elementary and middle school math and science teachers in districts with a high percentage of students scoring in level 1 or 2 on the math or science Massachusetts comprehensive assessment system exams, or in districts which are at risk of or determined to be underperforming in accordance with sections 1J and 1K of chapter 69 of the General Laws; provided further, that such professional development courses shall demonstrate proven, replicable results in improving teacher and student performance, and shall demonstrate the use of best practices, as determined by the department, including data comparing pre-training and post-training content knowledge; provided further, that the department shall report, not later than February 15, 2010, on the number of educators provided content training under this item, the estimated number of math and science teachers currently teaching without certification, and any legislative or regulatory recommendations necessary to make middle school and elementary math and science education more rigorous and data driven; provided further, that said report shall be provided to the secretary of administration and finance, the senate president, the speaker of the house, the chairs of the house and senate ways and means committees and the house and senate chairs of the joint committee on education; provided further, that no funds shall be expended for personnel costs; and provided further, that for the purpose of this item, appropriated funds may be expended through August 31, 2010 ..... $386,227

Department of Higher Education.

7066-0000 For the operation of the department of higher education; provided, that the department shall recommend savings proposals that permit institutions of public higher education to achieve administrative and program cost reductions, resource re-allocation and program re-assessment and to utilize resources otherwise available to such institutions; and provided further, that in order to meet the estimated costs of employee fringe benefits provided by the commonwealth on account of employees of the Massachusetts State College Building Authority and

the University of Massachusetts Building Authority, and in order to meet the estimated cost of heat, light, power and other services, if any, to be furnished by the commonwealth to projects of these authorities, the boards of trustees of the state colleges and the University of Massachusetts shall transfer to the General Fund from the funds received from the operations of the projects such costs, if any, as shall be incurred by the commonwealth for these purposes in the current fiscal year, as determined by the appropriate building authority, verified by the commissioner of higher education and approved by the secretary of administration and finance $2,014,941

7066-0005 For the commonwealth's share of the cost of the compact for education $91,800

7066-0009 For the New England board of higher education..... $367,500

7066-0015 For the community college workforce training incentive grant program established in section 15F of chapter 15A of the General Laws $1,250,000

7066-0016 For a program of financial aid to support the matriculation of certain persons at public and private institutions of higher learning; provided, that only persons in the custody of the department of children and families under a care and protection petition upon reaching the age of 18, or persons in the custody of the department matriculating at such an institution at an earlier age, shall qualify for such aid; provided further, that no such person shall be required to remain in the custody of the department beyond age 18 to qualify for such aid; provided further, that this aid shall not exceed $6,000 per recipient per year; and provided further, that this aid shall be granted after exhausting all other sources of financial support $1,277,290

7066-0019 For the department of higher education to support the dual enrollment program allowing qualified high school students to take college courses; provided, that public higher education institutions may offer courses in high schools in addition to courses offered at the institutions or online if the number of students is sufficient..... $1,000,000

7066-0020 For the Massachusetts nursing and allied health workforce development initiative..... $1,000,000

7070-0031 For the McNair component of the financial assistance program to increase access to public and independent

institutions of higher education for students who meet certain income eligibility standards developed by the commissioner of higher education and for students with serious physical impairments, known as the Ronald E. McNair education opportunity program $1,965,638

7070-0065 For a scholarship program to provide financial assistance to Massachusetts students enrolled in and pursuing a program of higher education in any approved public or independent college, university, school of nursing, or any other approved institution furnishing a program of higher education; provided, that all scholarship programs receiving funding through this item shall follow the same guidelines as detailed in item 7070-0065 in section 2 of chapter 182 of the acts of 2008; provided further, that funds from this item may be expended on the administration of the scholarship program; and provided further, that the commissioner of higher education, in coordination with the Massachusetts state scholarship office, shall adopt regulations governing the eligibility and the awarding of financial assistance..... $92,875,218

7077-0023 For a contract with the Cummings School of Veterinary Medicine at Tufts University; provided, that funds appropriated in this item shall be expended for supportive veterinary medical education and research services provided in the commonwealth, for resident veterinary tuition remission and for biodefense research related to diseases that can be transmitted from animals to humans; and provided further, that prior year costs may be paid from this item..... $500,000

7520-0424 For a health and welfare reserve for eligible personnel employed at the community and state colleges..... $5,888,940

University of Massachusetts.

7100-0200 For the operation of the University of Massachusetts; provided, that notwithstanding any general or special law to the contrary, the university may establish and organize auxiliary organizations, subject to policies, rules and regulations adopted by the board, to provide essential functions which are integral to the educational mission of the university; provided further, that notwithstanding any general or special law to the contrary, the university may enter into leases of real property without prior approval of the division of capital asset management and maintenance; and provided

further, that the governor may allocate $79,746,581, made available through the American Recovery and Reinvestment Act of 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein $413,398,263

7100-0300 For the operation of the toxics use reduction institute program at the University of Massachusetts at Lowell, in accordance with section 6 of chapter 21I of the General Laws $1,465,423

7100-0500 For the operation of the department of higher education's Commonwealth college honors program at the University of Massachusetts at Amherst $3,190,184

7100-0700 For the operation of the office of dispute resolution at the University of Massachusetts at Boston under section 46 of chapter 75 of the General Laws $165,441

State Colleges.

7109-0100 For Bridgewater State College; provided, that the governor may allocate $6,523,019, made available through the American Recovery and Reinvestment Act of 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein $33,012,270

7110-0100 For Fitchburg State College; provided, that the governor may allocate $4,591,471, made available through the American Recovery and Reinvestment Act of 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein $23,218,183

7112-0100 For Framingham State College; provided, that the governor may allocate $4,103,170, made available through the American Recovery and Reinvestment Act of 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein $20,748,941

7113-0100 For the Massachusetts College of Liberal Arts; provided, that the governor may allocate $2,373,680, made available through the American Recovery and Reinvestment Act of 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein $11,999,050

7114-0100 For Salem State College; provided, that the governor may allocate $6,575,215, made available through the American Recovery and Reinvestment Act of 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein $33,249,600

7115-0100 For Westfield State College; provided, that the governor may allocate $3,834,153, made available through the American Recovery and Reinvestment Act of 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein $19,388,572

7116-0100 For Worcester State College; provided, that the governor may allocate $3,907,712, made available through the

American Recovery and Reinvestment Act of 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein $19,760,543

7117-0100 For the Massachusetts College of Art; provided, that the governor may allocate $2,509,930, made available through the American Recovery and Reinvestment Act of 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein $12,692,230

7118-0100 For the Massachusetts Maritime Academy; provided, that the governor may allocate $2,324,258, made available through the American Recovery and Reinvestment Act of 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein $11,753,330

Community Colleges.

7502-0100 For Berkshire Community College; provided, that the governor may allocate $1,544,807, made available through the American Recovery and Reinvestment Act of 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein $7,838,408

7503-0100 For Bristol Community College; provided, that the governor may allocate $2,670,779, made available through the American Recovery and Reinvestment Act of 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein $13,505,613

7504-0100 For Cape Cod Community College; provided, that the governor may allocate $1,910,346, made available through the American Recovery and Reinvestment Act of 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein $9,660,251

7505-0100 For Greenfield Community College; provided, that the governor may allocate $1,522,525, made available through the American Recovery and Reinvestment Act of 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein $7,699,116

7506-0100 For Holyoke Community College; provided, that the governor may allocate $3,095,902, made available through the American Recovery and Reinvestment Act of 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein $15,655,383

7507-0100 For Massachusetts Bay Community College; provided, that the governor may allocate $2,319,257, made available through the American Recovery and Reinvestment Act of 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein $11,724,229

7508-0100 For Massasoit Community College; provided, that the governor may allocate $3,359,183, made available through the American Recovery and Reinvestment Act of 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein $16,986,743

7509-0100 For Mount Wachusett Community College; provided, that the governor may allocate $2,119,093, made available through the American Recovery and Reinvestment Act of 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein $10,715,853

7510-0100 For Northern Essex Community College; provided, that the governor may allocate $3,165,129, made available through the American Recovery and Reinvestment Act of 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein $15,999,321

7511-0100 For North Shore Community College, including the post-secondary programs of the Essex Agricultural and Technical Institute operated by North Shore Community College; provided, that the governor may allocate $3,401,618, made available through the American Recovery and Reinvestment Act of 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein $17,201,327

7512-0100 For Quinsigamond Community College; provided, that the governor may allocate $2,516,383, made available through the American Recovery and Reinvestment Act of 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein $12,718,577

7514-0100 For Springfield Technical Community College; provided, that the governor may allocate $4,077,494, made available through the American Recovery and Reinvestment Act of 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein $20,619,096

7515-0100 For Roxbury Community College; provided, that the governor may allocate $1,878,120, made available through the American Recovery and Reinvestment Act of 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein; and provided further, that not less than $946,000 shall be expended for the operation of the Reggie Lewis Track and Athletic Center $9,493,130

7515-0121 For the Reggie Lewis Track and Athletic Center at Roxbury Community College; provided, that the college may expend an amount not to exceed $529,843 received from fees, rentals, and facility expenses associated with the

running and operation of national track meets, high school track meets, high school dual meets, Roxbury Community College athletic events, other special athletic events, conferences, meetings, and programs; and provided further, that only expenses for contracted services associated with these events and for the capital needs of the facility shall be funded from this item; prior appropriation continued..... $529,843

7516-0100 For Middlesex Community College; provided, that the governor may allocate $3,315,109, made available through the American Recovery and Reinvestment Act of 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein..... $16,763,870

7518-0100 For Bunker Hill Community College; provided, that the governor may allocate $3,447,112, made available through the American Recovery and Reinvestment Act of 2009, Pub. L. No. 111-5, in addition to the amount appropriated herein..... $17,431,388

EXECUTIVE OFFICE OF PUBLIC SAFETY AND HOMELAND SECURITY.

Office of the Secretary.

8000-0000 For the office of the secretary, including the administration of the committee on criminal justice and the highway safety bureau to provide matching funds for a federal planning and administration grant pursuant to 23 U.S.C. section 402 and the costs associated with implementation of chapter 228 of the acts of 2000; provided, that payments pursuant to section 100A of chapter 32 shall be paid from this line item; and provided further, that the executive office of public safety may expend funds for financial assistance to injured firefighters..... $1,988,884

Highway Fund..... 85.0%

General Fund..... 15.0%

8000-0010 For community policing grants to be administered by the executive office of public safety and security; provided, that no such grants shall be awarded to the department of state police; provided further, that any community that received funds through this item in fiscal year 2008 shall receive 25 per cent that amount in fiscal year 2010; provided further, that grants shall only be expended on items that are related to community policing activities, programs, purchases or construction; provided further, that grant funds shall not be expended on food

and beverages, recruit training academy tuition, salaries and benefits for non-community policing personnel and payments for non-related overtime; and provided further, that not later than March 16, 2010, the executive office of public safety and security shall submit a report to the house and senate committees on ways and means detailing the amount of grants awarded to these grant recipients and descriptions of these grants..... $5,337,759

8000-0038 For the operation of a witness protection program pursuant to chapter 263A of the General Laws..... $348,492

8000-0040 For police career incentives to reimburse certain cities and towns for career incentive salary increases for police officers; provided, however, that regular full-time members of municipal police departments hired on or after July 1, 2009 shall not be eligible to participate in the career incentive pay program established pursuant to section 108L of chapter 41 of the General Laws; provided further, that any current regular full-time member of a municipal police department who has not started accumulating points pursuant to said section 108L of said chapter 41 of the General Laws, as of September 1, 2009, shall not be eligible to participate in the career incentive pay program established pursuant to said section 108L of said chapter 41 of the General Laws; and provided further, that any current regular full-time member of a municipal police department who has begun to accumulate points pursuant to said section 108L of said chapter 41 of the General Laws as of September 1, 2009 shall be allowed to accumulate the maximum number of points permissible pursuant to said section 108L of said chapter 41 of the General Laws..... $25,000,000

Office of Chief Medical Examiner.

8000-0105 For the operation of the office of the chief medical examiner established pursuant to chapter 38 of the General Laws; provided, that the agency shall submit a report to the house and senate committees on ways and means not later than January 15, 2010 detailing the caseload of said office; and provided further, that said report shall include, but not be limited to, the number of toxicology tests, the reduction of turnaround time of toxicology tests and the reduction of the case backlog, the number of autopsies performed, the number of cases under the office’s jurisdiction, the number of external

exams performed, the number of cases determined to be homicides, and the number of cremations performed under the office's jurisdiction in 2008 and 2009..... $7,880,997

8000-0106 For the operation and related costs of the state police crime laboratory; provided, that the analysis of narcotic drug synthetic substitutes, poisons, drugs, medicines, and chemicals shall be funded in this item in order to support the law enforcement efforts of the district attorneys, the state police and municipal police departments; provided further, that the agency shall contract with a public institution to conduct testing for criminal cases; provided further, that the agency shall enter into agreements with the various district attorneys to provide forensic services for criminal cases brought forth by the commonwealth; provided further, that the practices and procedures of the state police crime laboratory shall be informed by the recommendations of the Forensic Sciences Advisory Board; and provided further, that the agency shall report to the house and senate committees on ways and means, and the joint committee on public safety and homeland security, not later than December 31, 2009, concerning, but not limited to, the detailing of the number of cases introduced to the CODIS database, the number of confirmations attained from the CODIS database, and the number of cases referred to district attorney delineated by county $13,809,040

8000-1700 For the operation of information technology services within the executive office of Public Safety; provided, that the secretary shall file a report with the house and senate committees on ways and means not later than December 15, 2009, that shall include, but not be limited to, the following: (a) financial statements detailing savings realized from said consolidation; (b) the number of personnel assigned to the information technology services within the executive office; and (c) efficiencies that have been achieved from the sharing of resources..... $21,690,320

Criminal History Systems Board.

8000-0110 For the operation of the criminal history systems board; including criminal justice information services, criminal offender record information services, firearms support services, and victim services; provided, that the board shall fund 1 administrative assistant who shall be

employed in the victim services unit of the board for the continued and enhanced operation of the post-conviction victim and witness certification program operated pursuant to chapter 258B of the General Laws and clause (c) of the first paragraph of section 172 of chapter 6 of the General Laws; provided further, that the victim services position shall be in addition to any such positions approved as of February 1, 1998; provided further, that the board shall, not later than September 30, 2009, adopt regulations to: (a) assure that the distribution of criminal offender record information relates to the individual for whom the request has been made; (b) afford practical assistance in making corrections to a criminal offender record information report to an individual who submits evidence to the board that 1 or more charges in a criminal offender record information report distributed by the board and purportedly relating to that individual, in fact, do not relate to that individual; (c) limit the distribution of criminal offender record information to conviction data and data regarding any pending criminal charge, except as otherwise authorized by law; and (d) require that any entity other than a criminal justice agency that receives a criminal offender record information report from the board as to an individual and, as a result of that report, is inclined to make an adverse decision as to the individual, shall, before making a final decision, afford the individual an opportunity to dispute the accuracy and relevance of the criminal offender record information report; and provided further, that not later than January 1, 2010, board shall file a report with the house and senate committees on ways and means detailing the steps the board has taken to implement the preceding proviso and the success of those steps in improving the accuracy of the criminal offender record information system..... $2,395,129

Highway Fund..... 50.0%

General Fund..... 50.0%

8000-0122 The office of the chief medical examiner may expend for its operations an amount not to exceed $1,700,000 in revenues collected from fees for services provided by the chief medical examiner; provided, that notwithstanding any general or special laws to the contrary, for the purposes of accommodating timing discrepancies between

the receipt of retained revenues and related expenditures, the agency may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system..... $1,700,000

8000-0125 For the operation of the sex offender registry program including, but not limited to, the costs of maintaining a computerized registry system and the classification of persons subject to the registry..... $4,114,955

8000-0202 For the purchase and distribution of sexual assault evidence collection kits; provided, that administrative resources provided from other items for the implementation of this program in fiscal year 2009 shall not be reduced in fiscal year 2010..... $120,000

8100-0000 For the administration and operation of the department of state police; provided, that the department shall expend funds from this item for the purpose of maximizing federal grants for the operation of a counter-terrorism unit and the payment of overtime for state police officers including the operation of the drug enforcement task force; provided further, that the department shall maintain the division of field services which shall include, but not be limited to, the bureau of metropolitan district operations; provided further, that not fewer than 40 officers may be provided to the department of conservation and recreation for the purpose of patrolling the watershed property of the department of conservation and recreation; provided further, that funds shall be expended from this item for the administration and operation of an automated fingerprint identification system and the motor carrier safety assistance program; provided further, that not fewer than 5 officers shall be provided to the disabled persons protection commission for the purpose of investigating cases of criminal abuse; provided further, that the department shall enter into an interagency agreement with the department of conservation and recreation to provide police coverage on department properties and parkways; provided further, that the creation of a new or the expansion of the existing statewide communications network shall include the office of law enforcement in the executive office of energy and environmental affairs at no cost to, or compensation from

that office; provided further, that any community that was selected to receive earmarked funds for directed patrols in fiscal year 2008 shall receive 50 per cent of the amount so earmarked in fiscal year 2010; provided further, that any funds for the operation of a drug task force in fiscal year 2009 shall receive 100 per cent of the amount so earmarked in fiscal year 2010; provided further, that there shall be a study submitted to the house and senate committees on ways and means not later than January 30, 2010, on traffic details worked by the department of state police, including troops A, B, C, D, E, F, and H, over the last 5 years, which shall detail, on a monthly basis: the total number of hours worked on traffic details by state police officers, the total amount paid to state police officers for traffic details, the standard hourly rates for traffic details done by state police officers and the city or town in which traffic details are performed by state police officers; and provided further, that the department may expend funds from this item for the administration of budgetary, procurement, fiscal, human resources, payroll and other administrative services of the office of the chief medical examiner, the municipal police training committee and the criminal history systems board..... $247,815,798

Highway Fund..... 88.2%

General Fund..... 11.8%

8100-0006 For private police details; provided, that the department may expend up to $19,000,000 in revenues collected from fees charged for private police details and for the costs of administering such details; and provided further, that notwithstanding any general or special law to the contrary, the department may incur, and the comptroller may certify for payment, expenses and liabilities during fiscal year 2010 to be charged to this item in an amount not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system for the purposes stated in this item to accommodate the delayed receipt of revenues authorized to be retained in this item during fiscal year 2010..... $19,000,000

8100-0011 The department may expend an amount not to exceed $3,000,000 for certain police activities provided pursuant to agreements authorized in this item; provided, that for fiscal year 2010, the superintendent of the

state police may enter into service agreements with the commanding officer or other person in charge of a military reservation of the United States located in the Massachusetts Development Finance Agency, established in chapter 23G of the General Laws; provided further, that such agreements shall establish the responsibilities pertaining to the operation and maintenance of police services including, but not limited to: (a) provisions governing payment to the department for the cost of regular salaries, overtime, retirement and other employee benefits; and (b) provisions governing payment to the department for the cost of furnishings and equipment necessary to provide such police services; provided further, that the department may charge any recipients of police services for the cost of such services, as authorized by this item; provided further, that the department may retain the revenue so received and expend such revenue as necessary pursuant to this item to provide the agreed level of services; provided further, that the superintendent may enter into service agreements as may be necessary to enhance the protection of persons, as well as assets and infrastructure located within the commonwealth, from possible external threat or activity, provided that such agreements shall establish the responsibilities pertaining to the operation and maintenance of police services including, but not limited to: (a) provisions governing payment to the department for the cost of regular salaries, overtime, retirement and other employee benefits; and (b) provisions governing payment to the department for the cost of equipment necessary to provide such police services; provided further, that the department may charge any recipients of police services for the cost of such services, as authorized by this item; provided further, that the department may retain the revenue so received and expend such revenue as necessary pursuant to this item to provide the agreed level of services; provided further, that the superintendent may expend from this item costs associated with joint federal and state law enforcement activities from federal reimbursements received therefore; and provided further, that notwithstanding any general or special law to the contrary for the purposes of accommodating discrepancies between the receipt of

retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not exceed the lower of this authorization or the most recent revenue estimate..... $3,000,000

Highway Fund..... 100.0%

8100-0012 For the department of state police; provided, that the department may expend for the costs of security services provided by state police officers, including overtime and administrative costs, an amount not to exceed $550,000 from fees charged for these services; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate therefore as reported in the state accounting system..... $550,000

8100-0020 For the department which may expend an amount not to exceed $50,000 in fees charged for the use of the statewide telecommunications system for the maintenance of the system..... $50,000

8100-0101 For the department which may expend for the Governor's Auto Theft Strike Force an amount not to exceed $331,200 from fees for services performed through the auto etching program and from assessments upon the insurance industry. $331,200

8100-0111 For a grant program to be known as the Senator Charles E. Shannon, Jr. Community Safety Initiative, to be administered by the executive office of public safety and security, to support regional, multidisciplinary approaches to combat gang violence through coordinated programs for prevention and intervention, coordinated law enforcement, including regional gang task forces and regional crime mapping strategies, focused prosecutions and reintegration strategies for ex-convicts; provided, that the secretary of public safety and security shall distribute grant funds through a competitive grant program that gives preference to applications that: (a) demonstrate high levels of youth violence, gang problems and substance abuse in a region; (b) demonstrate a commitment to regional, multijurisdictional strategies to deal with such community safety issues, including written commitments for municipalities, law enforcement agencies,

community-based organizations and government agencies to work together; (c) clearly outline a comprehensive plan for municipalities to work with law enforcement, community-based organizations and government agencies to address gang activity; (d) make a written commitment to match grant funds with a 50 per cent match provided by either municipal or private contributions; and (e) identify a local governmental unit to serve as fiscal agent; provided further, that clusters of municipalities, in partnership with nonprofit organizations and other agencies, including district attorney's offices, may apply for such funds; provided further, that such funds shall be considered one-time and grants awarded to public agencies and shall not annualize into fiscal year 2011 or subsequent years; provided further, that administrative costs for successful grant applications shall not exceed 3 per cent of the value of the grant; provided further, that no grants shall be awarded to the department of state police; provided further, that no grant funds shall be expended on food or beverages; provided further, that the executive office of public safety and security shall publish guidelines and an application for the competitive portion of the grant program not later than August 15, 2009; provided further, that awards shall be made to applicants not later than December 15, 2009; and provided further, that the executive office of public safety and security may expend not more that $100,000 of the sum appropriated in this item for its costs in administering programs $6,500,000

Municipal Police Training Committee.

8200-0200 For the operation of veteran, reserve and in-service training programs conducted by the municipal police training committee; provided, that under no circumstances shall any expenditures authorized by this item be charged to item 8200-0222; and provided further, that no expenditures shall be made, on or after the effective date of this act, which would cause the commonwealth's obligation for the purpose of this item to exceed the amount appropriated in this item $2,912,296

8200-0222 The committee may collect and expend an amount not to exceed $1,262,500 for the purposes of providing training to new recruits; provided, that the committee shall charge $2,500 per recruit for the training; provided

further, that notwithstanding any general or special law to the contrary, the committee shall charge a fee of $2,500 per person for training programs operated by the committee for all persons who begin training on or after July 1, 2009; provided further, that the fee shall be retained and expended by the committee; provided further, that the trainee, or, if the trainee is a recruit, the municipality in which the recruit shall serve, shall provide the fee in full to the committee no later than the first day of orientation for the program in which such trainee or recruit has enrolled; provided further, that no recruit or person shall begin training unless the municipality or the person has provided the fee in full to the committee; provided further, that for recruits of municipalities, upon the completion of the program, the municipality shall deduct the fee from the recruit's wages in 23 equal monthly installments, unless otherwise negotiated between the recruit and the municipality in which the recruit shall serve; provided further, that if a recruit withdraws from the training program before graduation, the committee shall refund the municipality in which the recruit was to have served a portion of the fee according to the following schedule: if a recruit withdraws from the program before the start of week 2, 75 per cent of the payment shall be refunded; if a recruit withdraws from the program after the start of week 2 but before the start of week 3, 50 per cent of the fee shall be refunded; if a recruit withdraws from the program after the start of week 3 but before the start of week 4, 25 per cent of the fee shall be refunded; if a recruit withdraws after the start of week 4, the fee shall not be refunded; provided further, that a recruit who withdraws from the program shall pay the municipality in which he was to have served the difference between the fee and the amount forfeited by the municipality according to the schedule; provided further, that the schedule shall also apply to trainees other than recruits who enroll in the program; provided further, that no expenditures shall be charged to this item that are not directly related to new recruit training; provided further, that no expenditures shall be charged to this item that are related to chief, veteran, in-service, or reserve training, or any training not directly related to new recruits; provided further,

that the committee shall submit a report on the status of recruit training, including the number of classes, start and end dates of each class, total number of recruits enrolled and graduating in each class, cost per recruit and cost per class for fiscal years 2009 and 2010; provided further, that the report shall be submitted to the house and senate committees on ways and means no later than January 1, 2010; and provided further, that for the purposes of accommodating discrepancies between the receipt of retained revenues and related expenditures, the committee may incur expenses and the comptroller may certify for payments not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system ... $1,262,500

Department of Public Safety.

8311-1000 For the administration of the department of public safety, including the board of building regulations and standards and the architectural access board; provided, that the department may charge fees for permitting the operation of amusement devices and to support the department's participation in the National Council for Amusement and Recreational Equipment Safety; provided further, that the department may charge fees for amusement operator certification; and provided further, that the salaries of the commissioner and the deputy commissioner of the department of public safety shall be paid from this item..... $1,913,530

8315-1000 For the administrative costs of the division of inspections; provided, that the expenses of the state boxing commission shall be paid from this item; provided further, that a doctor's certificate from another state shall be accepted as evidence of an eye examination; provided further, that no funds shall be expended from this item for the salaries of the commissioner or deputy commissioner of public safety; provided further, that the department shall employ not less than 42 full-time equivalent elevator inspectors, including an additional engineer inspector; provided further, that such additional engineer inspector's duties shall include, but not be limited to, administering pipefitter license examinations; provided further, that such an additional engineer inspector and elevator inspectors shall be regular state employees compensated from the AA object

class of this item; provided further, that such additional engineer inspector position shall be in addition to any such positions added during fiscal year 1995; provided further, that the division shall develop reasonable rules or promulgate regulations for the granting of hardship fee exemptions to certain owners or persons in control of a building or domicile in which an elevator is operated; provided further, that the division shall report to the house and senate committees on ways and means on the elevator inspection backlog not later than October 1, 2009; provided further, that the division shall develop and maintain an electronic database that shall include, but not be limited to, the location and a categorical classification of buildings in which inspections are conducted; and provided further, that the division shall inspect all elevators in the state house and the McCormack office building..... $5,218,357

8315-1020 For the department of public safety which may expend not more than $1,818,600 in revenues collected from fees for annual elevator and amusement park ride inspections; provided, that funds shall be expended for the operation of the department and for the purposes of addressing the existing elevator inspection backlog; provided further, that the department shall make efforts to employ inspectors that will perform overnight and weekend inspections as their regular work shift; provided further, that the department shall provide a full waiver of the inspection fee for an individual who requires a wheelchair lift as a medical necessity and whose annual income does not exceed the maximum allowable federal SSI benefit, or $7,236 a year, whichever is greater; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to more than the lesser of this authorization or the most-recent revenue estimate as reported in the state accounting system..... $1,818,600

8315-1025 The department of public safety may collect and expend an amount not to exceed $130,000 for the purposes of providing state building code training and courses for instruction; provided, that the agency may charge fees

for the classes and education materials associated with administering training; and provided further, that for the purposes of accommodating discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system..... $130,000

Department of Fire Services.

8324-0000 For the administration of the department of fire services, including the state fire marshal's office, the hazardous materials emergency response program and the Massachusetts firefighting academy, including the Massachusetts fire training council certification program, municipal and non-municipal fire training, and expenses of the council and as well as the operations of the Boston Fire Department training academy; provided, that the fire training program shall use the split days option; provided further, that notwithstanding any general or special law to the contrary, 100 per cent of the amount appropriated in this item for the administration of the department of fire services, the state fire marshal's office, the Boston Fire Department training academy and the Massachusetts firefighting academy shall be assessed upon insurance companies writing fire, homeowners multiple peril or commercial multiple peril policies on property in the commonwealth and paid within 30 days after receipt of notice of such assessment from the commissioner of insurance; provided further, that $100,000 shall be expended to Norfolk County to maintain and improve services of the Norfolk County Regional Fire & Rescue Dispatch Center; provided further, that not less than $100,000 shall be expended for critical incident stress intervention for the fire departments of the cities, towns, and the fire districts of the Commonwealth including but not limited to consultant services, training, equipment and supplies; provided further, that not less than $1,178,666 shall be expended for the SAFE program, which shall include information about the fire risks caused by smoking; provided further, that notwithstanding any general or special law to the contrary, 100 per cent of the amount appropriated in this item for the operation of the

hazardous materials emergency response program shall be assessed upon insurance companies writing commercial multiple peril, non-liability portion, policies on property in the commonwealth and commercial auto liability policies as referenced in line 5.1 and line 19.4, respectively, in the most recent annual statement on file with the commissioner of insurance; provided further, that not more than 10 per cent of the amount designated for the arson prevention program shall be expended for the administrative cost of the program; provided further, that the expenses of the board of fire prevention regulations, under section 4 of chapter 22D of the General Laws, shall be paid from this item; and provided further, that not less than $1,750,000 shall be provided for the Boston Fire Department training academy $18,354,018

8324-0304 For the department of fire services; provided that the department may expend for the purposes of enforcement and training an amount not more than $25,000 from revenue generated under chapter 148A of the General Laws and sections 8 and 9 of chapter 304 of the acts of 2004..... $25,000

8324-1101 For the costs of the department for the enforcement of underground storage tank compliance standards set forth in sections 38B to 38I, inclusive, of chapter 148 of the General Laws and the rules and regulations adopted under those sections..... $113,306

Military Division.

8700-0001 For the operation of the military division, including the offices of the adjutant general and state quartermaster, the operation of the armories, the camp Curtis Guild rifle range and certain national guard aviation facilities; provided, that notwithstanding chapter 30 of the General Laws, certain military personnel in the military division may be paid salaries according to military pay grades; provided further, that the division may expend funds appropriated in this item for the administration of budgetary, procurement, fiscal, human resources, payroll and other administrative services; and provided further, that the adjutant general shall maintain a roster of Massachusetts veterans as directed by section 15 of chapter 33 of the General Laws..... $9,207,659

8700-1140 For the state quartermaster who may expend not more than $400,000 from revenues collected for the purposes described in this item; provided, that the state

quartermaster may expend from fees collected for the non-military rental or use of armories for the costs of utilities and maintenance; and provided further, that the state quartermaster may expend not more than $250,000 for salaries, subsistence, quarters and associated costs for national guard soldiers ordered to perform state missions under chapter 33 of the General Laws, from revenues resulting from the acceptance of funds from any person, governmental entity or non-governmental entity to defray such expenses $1,400,000

8700-1150 For reimbursement of the costs of the Massachusetts national guard tuition and fee waivers under section 19 of chapter 15A of the General Laws; provided, that no funds shall be distributed from this item prior to certification by the state and community colleges and the University of Massachusetts of the actual amount of tuition and fees waived for national guard members attending public institutions of higher education under said section 19 of said chapter 15A that would otherwise have been retained by the campuses, according to procedures and regulations promulgated by the military division of the Massachusetts national guard; provided further, that funds from this item may be expended through August 31, 2010 for the reimbursement of the tuition and fees waived for classes taken during the summer months; provided further, that the military division of the Massachusetts national guard and the board of higher education shall issue a joint report not later than February 15, 2010 on the implementation of this waiver; provided further, that the report shall be submitted to the secretary of administration and finance, the chairs of the house and senate committees on ways and means, the house and senate chairs of the joint committee on veterans and federal affairs and the house and senate chairs of the joint committee on higher education; and provided further, that the military division may expend funds from this item for administrative services $4,126,990

8700-1160 For life insurance premiums under section 88B of chapter 33 of the General Laws $1,575,900

Massachusetts Emergency Management Agency.

8800-0001 For the operations of the Massachusetts emergency management agency; provided, that expenditures from this

item shall be contingent upon the prior approval of the proper federal authorities $1,478,973

8800-0100 For the nuclear safety preparedness program of the Massachusetts emergency management agency; provided, that the costs of the program, including fringe benefits and indirect costs, shall be assessed upon Nuclear Regulatory Commission licensees operating nuclear power generating facilities in the commonwealth; provided further, that the department of public utilities shall develop an equitable method of apportioning such assessments among such licensees; and provided further, that such assessments shall be paid during the current fiscal year as provided by the department..... $342,927

8800-0200 For the Seabrook nuclear safety preparedness and radiological emergency response plan evaluations program; provided, that the cost of the program, including associated fringe benefits and indirect costs, shall be assessed on electric companies in the commonwealth which own, in whole or in part, or purchase power from, nuclear power plants located outside the commonwealth whose nuclear power plant areas, as defined in section 2B of chapter 639 of the acts of 1950, include communities located within the commonwealth and shall be credited to the General Fund; provided further, that the department of public utilities shall develop an equitable method of apportioning such assessments among the licensees; provided further, that such assessments shall be paid during the current fiscal year as provided by the department; provided further, that not less than $75,000 shall be expended for regional radiological monitoring within the Emergency Planning Zone communities located within the commonwealth; provided further, that such monitoring shall be conducted by the C-10 Research and Education Foundation; provided further, that for the purposes of this item, ''electric companies'' shall mean all persons, firms, associations and private corporations which own or operate works or a distributing plant for the manufacture and sale or distribution and sale of electricity within the commonwealth; and provided further, that the term ''electric companies'' shall not include municipalities or municipal light plants..... $379,272

Department of Correction.

8900-0001 For the operation of the commonwealth's department of correction; provided, that before closing any correctional facility, the commissioner of corrections and the secretary of public safety and homeland security shall report to the house and senate committees on ways and means and public safety on the per-inmate cost of incarceration in the closing facility, and the per-inmate cost in the facilities to which inmates will be moved; provided further, that not less than $50,000 shall be provided for the Dismas House; provided further, that not less than $100,000 shall be provided to the Aid to Incarcerated Mothers Family Re-unification Program; provided further, that not less than $175,000 shall be allocated to the municipality hosting the facility at Bay State Correctional Center; provided further, that not less than $500,000 shall be allocated to the municipality hosting the facility at Cedar Junction; provided further, that not less than $500,000 shall be provided for cities and towns hosting facilities; provided further, the commissioner of corrections and the secretary of public safety and homeland security shall report to the house and senate committees on ways and means and public safety before January 1 of each year the point score compiled by the department of correction's objective classification system for all prisoners confined in each prison operated by the department; and provided further, that in an effort to monitor and reduce current levels of over-classification, the department of correction shall provide quarterly reports to the joint committee on public safety and the house and senate committees on ways and means with data on the number of prisoners at each security level $527,652,146

8900-0010 For prison industries and farm services $3,045,899

8900-0011 For a prison industries and farm services revenue retention account; provided, that the department may expend an amount not to exceed $2,600,000 from revenues collected from the sale of products, for materials, supplies, equipment, maintenance of facilities and compensation of employees of the program; and provided further, that all expenditures from this item shall be subject to chapter 29 of the General Laws and recorded on the Massachusetts management accounting and reporting system $2,600,000

8900-0045 The department of correction may expend for the operation of the department, including personnel-related expenses, an amount not to exceed $3,000,000 from revenues received from federal inmate reimbursements; provided, that $900,000 from these reimbursements shall not be available for expenditure and shall be deposited in the General Fund before the retention by the department of any of these reimbursements; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system $3,000,000

8900-1100 For re-entry programs at the department of correction intended to reduce recidivism rates; provided, that said programs shall be in addition to those provided in fiscal year 2006; and provided further, that the department shall report to the house and senate committees on ways and means not later than January 20, 2010 on re-entry programming at the department of correction..... $794,745

County Correction.

8910-0000 For a reserve fund for certain costs of the Barnstable, Bristol, Dukes, Nantucket, Norfolk, Plymouth and Suffolk sheriff's departments, including, but not limited to, employee health care, and retirement costs; provided, that the county government finance review board shall consult the public employee retirement administration commission about sheriff employee retirement costs before distributing funds to county retirement systems; provided further, that the secretary of administration and finance may transfer from the sum appropriated in this item to other items of appropriation; provided further, that the secretary shall file a report detailing the planned transfer with the house and senate ways and means 15 days prior to any such transfer; provided further, that the transfers shall be expended solely for the purposes authorized by the secretary; and provided further, that the county government finance review board shall approve all transfers from this line item..... $71,118,196

8910-0003 For 3 regional behavioral evaluation and stabilization units to provide forensic mental health services within existing physical facilities for incarcerated persons in the care of correctional facilities in the commonwealth; provided, that 1 unit shall be located in Hampden county to serve the needs of incarcerated persons in the care of Berkshire, Franklin, Hampden, Hampshire, and Worcester counties; provided further, that there shall be a full service Forensic Evaluation Unit at Taunton State Hospital to serve the needs of incarcerated persons in the care of Barnstable, Bristol, Dukes, Nantucket, and Plymouth counties; provided further, that 1 unit shall be located in Middlesex County to serve the needs of incarcerated persons in the care of Essex, Middlesex, Norfolk, and Suffolk counties; provided further, that the services of the units shall be made available to incarcerated persons in the care of the department of correction; provided further, that the Massachusetts sheriffs' association, in conjunction with the department of correction, shall prepare a report that shall include, but not be limited to: (a) the number of incarcerated persons in facilities located in counties that were provided services in each unit; (b) the number of incarcerated persons in department of correction facilities that were provided services in each unit; (c) the alleviation in caseload at Bridgewater state hospital associated with fewer incarcerated persons in the care of counties being attended to at the hospital; and (d) the estimated and projected cost-savings in fiscal year 2010 to the sheriff departments and the department of correction associated with the regional units; provided further, that the report shall be submitted to the house and senate committees on ways and means not later than March 15, 2010; and provided further, that the department of mental health shall maintain monitoring and quality review functions of the units..... $2,186,871

8910-0010 For the purpose of funding expenses for services provided to inmates of county correctional facilities by the department of public health Lemuel Shattuck hospital in fiscal year 2010; provided, that the department shall notify the county government finance review board and the comptroller of all such expenses; provided further, that not more than 30 days after receiving such notification,

the board shall certify to the comptroller the amount of these expenses to be charged to this item; provided further, that upon receiving such certification, the comptroller shall effect the transfer of such amount from this item to item 4590-0903 in section 2B; and provided further, that these actual and projected payments shall be considered expenditures within each county spending plan and shall be reflected as such in proposed spending plans required by item 8910-0000..... $2,172,244

Sheriffs.

8910-0102 For the operation of the jail, house of correction and any other statutorily authorized facilities and functions under the administration of the office of the sheriff of Hampden county; provided, that the sheriff shall report to the house and senate committees on ways and means on the average monthly inmate population in the county starting not later than August 1, 2009..... $66,350,440

8910-0105 For the operation of the jail, house of correction and any other statutorily authorized facilities and functions under the administration of the office of the sheriff of Worcester county; provided, that the sheriff shall report to the house and senate committees on ways and means on the average monthly inmate population in the county starting not later than August 1, 2009..... $40,135,460

8910-0107 For the operation of the jail, house of correction and any other statutorily authorized facilities and functions under the administration of the office of the sheriff of Middlesex county; provided, that the sheriff shall report to the house and senate committees on ways and means on the average monthly inmate population in the county starting not later than August 1, 2009..... $60,831,296

8910-0108 For the operation of the jail, house of correction and any other statutorily authorized facilities and functions under the administration of the office of the sheriff of Franklin county; provided, that the sheriff shall report to the house and senate committees on ways and means on the average monthly inmate population in the county starting not later than August 1, 2009..... $8,878,719

8910-0110 For the operation of the jail, house of correction and any other statutorily authorized facilities and functions under the administration of the office of the sheriff of Hampshire county; provided, that the sheriff shall report to the house and senate committees on ways and means on

the average monthly inmate population in the county starting not later than August 1, 2009..... $11,876,291

8910-0145 For the operation of the jail, house of correction, and any other statutorily authorized facilities and functions under the administration of the office of the sheriff of Berkshire county; provided, that the sheriff shall report to the house and senate committees on ways and means on the average monthly inmate population in the county starting not later than August 1, 2009..... $14,584,616

8910-0160 For a retained revenue account for the Middlesex sheriff's department for reimbursements from the federal government for costs associated with the incarceration of federal inmates at the Billerica house of correction; provided, that the department may expend for the operation of the department an amount not to exceed $821,788 from revenues collected from the incarceration of federal inmates; provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate therefor as reported in the state accounting system; and provided further, that all expenditures from this item shall be subject to chapter 29 of the General Laws and recorded on the Massachusetts management accounting and reporting system. $821,788

8910-0188 For the Franklin sheriff's department which may expend for the operation of the department an amount not to exceed $2,100,000 from revenues received from federal inmate reimbursements; provided, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate therefor as reported in the state accounting system.... $2,100,000

8910-0288 For a retained revenue account for the Franklin sheriff's department from monies collected through federal reimbursements for transportation of federal detainees;

provided, that the Franklin sheriff's department may expend an amount not to exceed $500,000 ..... $500,000

8910-0445 For the Berkshire sheriff's department which may expend an amount not to exceed $250,000 from revenues generated from the operation of the Berkshire county communication center's 911 dispatch operations and other law enforcement related activities, including the Berkshire county sheriff prison industries program; provided, that all expenditures from this item shall be subject to chapter 29 of the General Laws and recorded on the Massachusetts management accounting and reporting system. $250,000

8910-0446 For the Berkshire sheriff's department which may expend an amount not to exceed $1,100,000 from revenues collected from Berkshire county public school systems; provided, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the sheriff's office may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate therefor as reported in the state accounting system; and provided further, that expenditures from this item shall be subject to chapter 29 of the General Laws and recorded on the Massachusetts management accounting and reporting system $1,100,000

8910-0619 For the operation of the jail, house of correction and any other statutorily authorized facilities and functions under the administration of the office of the sheriff of Essex county; provided, that the sheriff shall report to the house and senate committees on ways and means on the average monthly inmate population in the county starting not later than August 1, 2009 ..... $45,140,720

8910-0888 For a prison industries revenue retention account for the Franklin sheriff's department; provided, that the department may expend any amount not to exceed $4,500 from revenues collected from the sale and production of printed materials manufactured at the sheriff department's print shop; and provided further, that all expenditures from this item shall be subject to chapter 29 of the General Laws and recorded on the Massachusetts management accounting and reporting system $4,500

8910-1000 For a prison industries revenue retention account for the Hampden sheriff's department; provided, that the

department may expend any amount not to exceed $1,528,675 from revenues collected from the sale of products, for materials, supplies, equipment, maintenance of facilities, reimbursement for community service projects and compensation of employees of the program; and provided further, that all expenditures from this item shall be subject to chapter 29 of the General Laws and recorded on the Massachusetts management accounting and reporting system..... $1,778,675

8910-1100 For a prison industries revenue retention account for the Middlesex sheriff's department; provided, that the department may expend an amount not to exceed $150,000 from revenues collected from the sale of products, for materials, supplies, equipment, maintenance of facilities and compensation of employees of the program; and provided further, that all expenditures from this item shall be subject to chapter 29 of the General Laws and recorded in the Massachusetts management accounting and reporting system..... $150,000

8910-1112 The Hampshire county sheriff may expend for the operation of the Hampshire county regional lockup at the Hampshire county jail an amount not to exceed $250,000 in revenue; provided, that that the sheriff shall enter into agreements to provide detention services to various law enforcement agencies and municipalities and shall determine and collect fees for those detentions from the law enforcement agencies and municipalities..... $250,000

8910-2222 For the Hampden sheriff's department may expend for the operation of the department an amount not to exceed $320,000 from revenues received from federal inmate and federal overtime reimbursements; provided, that $312,000 from the reimbursements shall not be available for expenditure and shall be deposited into the General Fund before the retention by the department of any of these reimbursements; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate therefor as reported in the state accounting system..... $320,000

8910-6619 For the Essex sheriff's department which may expend for the operation of the department an amount not to exceed $2,000,000 from revenues received from federal inmate reimbursements; provided, that $150,000 from the reimbursements shall not be available for expenditure and shall be deposited quarterly into the General Fund before the retention by the department of any of these revenues as certified by the comptroller; provided further, that the quarterly payments shall total $600,000 in fiscal year 2010; provided, that said sheriff may expend from this item costs associated with joint federal and state law enforcement activities from federal reimbursements received; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system..... $2,000,000

8910-7100 For the operation of the Massachusetts Sheriffs Association; provided, that the sheriffs shall appoint persons to serve as executive director, assistant executive director, research director and other staff positions as necessary for the purpose of coordination and standardization of services and programs, the collection and analysis of data related to incarceration and recidivism and generation of reports, technical assistance and training to ensure standardization in organization, operations, and procedures; provided further, that the staff shall not be subject to section 45 of chapter 30 or chapter 31 of the General Laws and shall serve at the will and pleasure of a majority of sheriffs; provided further, that the executive director of the association shall submit a report that shows the amounts of all grants awarded to each sheriff in fiscal year 2010; and provided further, that the report shall be submitted to the house and senate committees on ways and means not later than February 1, 2010..... $344,790

8910-8200 For the operation of the jail, house of correction and any other statutorily authorized facilities and functions under the administration of the office of the sheriff of Barnstable county; provided, that the sheriff shall

report to the house and senate committees on ways and means on the average monthly inmate population in the county starting not later than August 1, 2009..... $21,390,606

8910-8210 For the Barnstable sheriff's department which may expend for the operation of the department an amount not to exceed $250,000 from revenues received from federal inmate reimbursements; provided, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate therefor as reported in the state accounting system..... $250,000

8910-8300 For the operation of the jail, house of correction and any other statutorily authorized facilities and functions under the administration of the office of the sheriff of Bristol county; provided, that the sheriff shall report to the house and senate committees on ways and means on the average monthly inmate population in the county starting not later than August 1, 2009..... $27,531,650

8910-8310 For the Bristol sheriff's department which may expend for the operation of the department an amount not to exceed $6,500,000 from revenues received from federal inmate reimbursements; provided, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate therefor as reported in the state accounting system.... $6,500,000

8910-8400 For the operation of the jail, house of correction and any other statutorily authorized facilities and functions under the administration of the office of the sheriff of Dukes county; provided, that the sheriff shall report to the house and senate committees on ways and means on the average monthly inmate population in the county starting not later than August 1, 2009..... $2,567,765

8910-8500 For the operation of the sheriff's department of Nantucket county; provided, that the sheriff shall report to the house and senate committees on ways and means on

the average monthly inmate population in the county starting not later than August 1, 2009..... $782,592

8910-8600 For the operation of the jail, house of correction and any other statutorily authorized facilities and functions under the administration of the office of the sheriff of Norfolk county; provided, that the sheriff shall report to the house and senate committees on ways and means on the average monthly inmate population in the county starting not later than August 1, 2009..... $23,102,988

8910-8610 For the Norfolk sheriff's department which may expend for the operation of the department an amount not to exceed $2,500,000 from revenues received from federal inmate reimbursements; provided, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate therefor as reported in the state accounting system.... $2,500,000

8910-8700 For the operation of the jail, house of correction and any other statutorily authorized facilities and functions under the administration of the office of the sheriff of Plymouth county; provided, that the sheriff shall report to the house and senate committees on ways and means on the average monthly inmate population in the county starting not later than August 1, 2009..... $24,185,231

8910-8710 For the Plymouth sheriff's department which may expend for the operation of the department an amount not to exceed $16,000,000 from revenues received from federal inmate reimbursements; provided, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate therefor as reported in the state accounting system... $16,000,000

8910-8800 For the operation of the jail, house of correction and any other statutorily authorized facilities and functions under the administration of the office of the sheriff of Suffolk county; provided, that the sheriff shall report to the house and senate committees on ways and means on

the average monthly inmate population in the county starting not later than August 1, 2009..... $86,305,792

8910-8810 For the Suffolk sheriff's department which may expend for the operation of the department an amount not to exceed $8,000,000 from revenues received from federal inmate reimbursements; provided, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate therefor as reported in the state accounting system.... $8,000,000

Parole Board.

8950-0001 For the operation of the parole board..... $18,776,653

8950-0002 For the victim and witness assistance program of the parole board under chapter 258B of the General Laws..... $164,496

8950-0008 For the operation of the parole board's sex offender management program and the supervision of high-risk offenders, the parole board may expend an amount not more than $600,000 from revenues collected from fees charged for parolee supervision; provided, that the parole board shall file a report with the house and senate committees on ways and means not later than February 1, 2010, which shall include, but not be limited to, the number of parolees participating in the program and the re-incarceration rate of participating parolees..... $600,000

Registry of Motor Vehicles

8400-0001 For the administration and operation of the registry of motor vehicles, including the title division and including all rent and related parking and utility expenses of the registry; provided, that the positions of administrative assistant to the registrar, legislative assistant, executive assistant to the registrar and the director of employee relations shall not be subject to civil service laws and rules; provided further, that all expenditures related to computer automation shall be subject to satisfactory quarterly reviews by the information technology division and under schedules by the division; provided further, that 40 per cent of the costs of personnel services associated with the registry computer, which reflects the proportionate use of the computer by the merit rating board, shall be assessed to

insurance companies doing motor vehicle insurance business within the commonwealth, under section 183 of chapter 6 of the General Laws; provided further, that the registrar of motor vehicles shall report to the house and senate committees on ways and means and the joint committee on transportation 90 days prior to the closure of any registry branch; provided further, that said report shall include all cost savings associated with the closure; provided further, that the registry shall establish and maintain a record of all vehicles leased within the commonwealth for a period longer than 30 days; and provided further, that the record shall include, but not be limited to, the names and addresses of the lessor and the lessee $48,996,582

Highway Fund 100.0%

8400-0016 For the operation of the motorcycle safety program $190,303

8400-0100 For the operation of the motor vehicle insurance merit rating board, including the rent, related parking and utility expenses of the board; provided, that notwithstanding any general or special law to the contrary, no safe driver insurance plan shall require the payment of an unsafe driver point surcharge for the first offense for non-criminal, motor vehicle traffic violations as described in chapter 90C of the General Laws $7,742,939

Highway Fund 100.0%

Department of Elder Affairs.

9110-0100 For the operation of the executive office and regulation of assisted living facilities; provided, that the secretary shall continue to support community care ombudsman services; and provided further, that the executive office of elder affairs shall report annually to the house and senate committees on ways and means the number of assisted living units certified and the total revenues generated from application and certification fees for such units $2,120,392

9110-1455 For the costs of the drug insurance program authorized by section 39 of chapter 19A of the General Laws; provided, that amounts received by the executive office of elder affairs' vendor as premium revenue for this program may be retained and expended by the vendor for the purposes of the program; provided further, that not less than $600,000 shall be made available for the operation of the

pharmacy outreach program established by section 4C of chapter 19A of the General Laws; provided further, that notwithstanding any general or special law to the contrary, unless otherwise prohibited by state or federal law, prescription drug coverage or benefits payable by the executive office of elder affairs and the entities with which it has contracted for administration of the subsidized catastrophic drug insurance program pursuant to said section 39 of said chapter 19A, shall be the payer of last resort for this program for eligible persons with regard to any other third-party prescription coverage or benefits available to such eligible persons; provided further, that the executive office shall notify the house and senate committees on ways and means not less than 90 days in advance of any action to limit or cap the number of enrollees in the program; provided further, that this program is subject to appropriation and, in fiscal year 2010, expenditures shall not be more than the amount authorized in this item; provided further, that no action shall be taken to expand the benefits of the program, extend benefits to additional populations or reduce cost sharing in the program without approval of the general court; provided further, that the department shall file all legislation required to implement such actions for review and analysis by the general court; provided further, that the executive office shall take steps for the coordination of benefits with the Medicare prescription drug benefit created pursuant to the federal Medicare Prescription Drug Improvement and Modernization Act of 2003, to ensure that Massachusetts residents take advantage of said benefit; provided further, that the department shall provide assistance for prescription drug costs to enrollees who qualify for Medicare Part D as well as assistance for premiums, deductibles, payments, and co-payments required by the Part D or Medicare Advantage plans, or by other plans which provide creditable prescription drug coverage as defined by section 104 of said Medicare Modernization Act, and which provide coverage of the cost of prescription drugs actuarially equal to or better than that provided by Medicare Part D; provided further, that a person shall also be eligible to enroll in the program at any time within a year after reaching age 65; and

provided further, that the department shall allow those who meet the program eligibility criteria to enroll in the program at any time during the year..... $45,000,000

9110-1500 For the provision of enhanced home care services, including case management to elders who meet the eligibility requirements of the home care program and who need services above the level customarily provided under the program to remain safely at home, including elders previously enrolled in the managed care in housing, enhanced community options, and chronic care enhanced services programs; provided, that the secretary shall actively seek to obtain federal financial participation for all services provided to seniors who qualify for Medicaid benefits pursuant to the section 2176 waiver; provided further, that the executive office shall collect income data on persons receiving services provided in this item; provided further, that the executive office shall submit a report to the house and senate committees on ways and means detailing the population served by this item delineated by both 2009 federal poverty income levels and 2009 social security income standards; provided further, that the report shall be submitted not later than February 1, 2010; and provided further, that the executive office shall submit a report not later than October 15, 2009, to the house and senate committees on ways and means which shall include the number of individuals on a waiting list for these services on October 1, 2009, compared to the number of individuals on a waiting list on July 1, 2009..... $48,199,305

9110-1604 For the operation of the supportive senior housing program at state or federally-assisted housing sites; provided, that the funds shall be expended to fully fund existing sites..... $4,153,243

9110-1630 For the operation of the elder home care program, including contracts with aging service access points or other qualified entities for the home care program, home care, health aides, home health and respite services, geriatric mental health services, and other services provided to the elderly; provided, that a sliding fee shall be charged to qualified elders; provided further, that the secretary of elder affairs may waive collection of sliding fees in cases of extreme financial hardship; provided further, that not more than $8,000,000 in

revenues accrued from sliding fees shall be retained by the individual home care corporations without re-allocation by the executive office of elder affairs, and shall be expended for the purposes of the home care program, consistent with guidelines to be issued by the executive office; provided further, that the executive office shall report quarterly to the house and senate committees on ways and means on the receipt and expenditure of revenues accrued from the sliding fees; provided further, that the executive office shall report monthly to the house and senate committees on ways and means and the executive office for administration and finance on the amount expended from this item for purchase of service expenditures by category of service as set forth in 651 C.M.R. 3.01 and 651 C.M.R. 3.06; provided further, that no rate increase shall be awarded in fiscal year 2010 which would cause a reduction in client services or the number of clients served; provided further, that no funds shall be expended from this item to pay for salary increases for direct service workers who provide state-funded homemaker and home health aid services which would cause a reduction in client services; and provided further, that the secretary of elder affairs may transfer an amount not to exceed 3 per cent of the funds appropriated in this item to item 9110-1633 for case management services and the administration of the home care program..... $103,734,283

9110-1633 For the operation of the elder home care case management program, including contracts with aging service access points, or other qualified entities for home care case management services and the administration of the home care corporations funded through item 9110-1630 and item 9110-1500; provided, that such contracts shall include the costs of administrative personnel, home care case managers, travel, rent and other costs deemed appropriate by the executive office of elder affairs; provided further, that no funds appropriated in this item shall be expended for the enhancement of management information systems; and provided further, that the secretary of elder affairs may transfer an amount not to exceed 3 per cent of the funds appropriated herein to item 9110-1630..... $37,568,041

9110-1636 For the elder protective services program, including protective services case management, guardianship services, the statewide elder abuse hotline, the Massachusetts Money Management program, and the elder-at-risk program $16,252,499

9110-1640 For the geriatric mental health services program, including residential care, case management, and day treatment services, to deinstitutionalize or divert elders with serious and persistent mental illness from institutionalized settings $125,000

9110-1660 For congregate and shared housing services for the elderly; provided, that no less than $310,000 shall be expended for naturally occurring retirement community programs $2,123,255

9110-1700 For residential assessment and placement programs for homeless elders $136,000

9110-1900 For the elder nutrition program; provided, that not less than $50,000 shall be expended for the Senior Farm Share program $6,364,740

9110-9002 For grants to the councils on aging and for grants to or contracts with non-public entities which are consortia or associations of councils on aging; provided, that notwithstanding the foregoing, all monies appropriated in this item shall be expended in accordance with the distribution schedules for formula and incentive grants established by the secretary; provided further, that funding shall be expended for provider training and outreach for LGBT elders and caregivers; and provided further, that such distribution schedules shall be submitted to the house and senate committees on ways and means $8,615,068

LEGISLATURE.

Senate.

9500-0000 For the operation of the Senate $18,584,727

House of Representatives.

9600-0000 For the operation of the house of representatives $32,985,578

Joint Legislative Expenses.

9700-0000 For the joint operations of the legislature $6,841,278

Commission on the Status of Women.

SECTION 2B. Notwithstanding any general or special law to the contrary, the agencies listed in this section may expend the amounts listed in this section for the provision of services to agencies listed in section 2. All expenditures made pursuant to this section shall be accompanied by a

corresponding transfer of funds from an account listed in section 2 to the Intragovernmental Service Fund, established by section 2Q of chapter 29 of the General Laws. All revenues and other inflows shall be based on rates published by the seller agency that are developed in accordance with cost principles established by the United States Office of Management and Budget Circular A-87, "Cost Principles for State, Local and Indian Tribal Governments." All rates shall be published within 30 days of the enactment of this section. No expenditures shall be made from the Intragovernmental Service Fund which would cause that fund to be in deficit at the close of fiscal year 2010. All authorizations in this section shall be charged to the Intragovernmental Service Fund and shall not be subject to section 5D of chapter 29 of the General Laws. Any balance remaining in that fund at the close of fiscal year 2010 shall be transferred to the General Fund.

OFFICE OF THE SECRETARY OF STATE.

0511-0003 For the costs of providing electronic and other publications purchased from the state bookstore, for commission fees, notary fees and for direct access to the secretary's computer library..... $16,000

0511-0235 For the costs of obsolete records destruction incurred by the office of the secretary of state; provided, that state agencies, including the judicial branch, may be charged for the destruction of their obsolete records by the records center where appropriate; provided further, that the secretary of state may expend revenues not to exceed $100,000 of such funds received for the costs of such obsolete record destruction; and provided further, that such fees shall be charged on an equitable basis.... $100,000

Office of the State Comptroller.

1000-0005 For the cost of the single state audit for the fiscal year ending June 30, 2010; provided, that the comptroller is hereby authorized to charge other appropriations and federal grants for the cost of said audit..... $750,000

1000-0008 For the costs of operating and managing the MMARS and New MMARS accounting system for fiscal year 2010..... $2,628,018

1102-3224 For the costs for the Leverett Saltonstall lease and occupancy payments; provided, that the division of capital asset management and maintenance shall submit to the house and senate committees on ways and means on or before the first of each month beginning July 1, 2009 a monthly report on the agencies that currently, or will during fiscal year 2010 occupy space in the Saltonstall building, their rental costs, utility costs, parking space allocation, floor space, lease dates, all services

included in the lease and all services that the agencies are obligated to fund beyond the lease payments; and provided further, that the report shall include both estimated payments and prior expenditures $11,217,734

EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE.

Office of the Secretary.

1100-1701 For the cost of information technology services provided to agencies of the executive office for administration and finance..... $20,771,507

Bureau of State Office Buildings.

1102-3333 For the operation and maintenance of state buildings, including reimbursement for overtime expenses, materials and contract services purchased in performing renovations and related services for agencies occupying state buildings or for services rendered to approved entities using state facilities $165,000

1102-3336 For the operation and maintenance of the space in the Hurley state office building occupied by the division of unemployment assistance..... $3,318,743

Reserves.

1599-2040 For the payment of prior year deficiencies based upon schedules provided to the house and senate committees on ways and means; provided, that the comptroller may charge departments' current fiscal year appropriations and transfer to such item amounts equivalent to the amounts to any prior year deficiency, subject to the conditions stated in this item; provided further, that the comptroller shall only assess chargebacks to those current fiscal year appropriations when the account to which the chargeback is applied is the same account to which the prior year deficiency pertains or, if there is no such account, to the current fiscal year appropriation for the general administration of the department that administered the account to which the prior year deficiency pertains; provided further, that no chargeback shall be made which would cause a deficiency in any current fiscal year item; provided further, that the comptroller shall report with such schedule a detailed reason for the prior year deficiency on all chargebacks assessed that exceed $1,000 including the amount of the chargeback, the item and object class charged; and provided further, that the comptroller shall report on a quarterly basis on all chargebacks assessed, including

the amount of the chargeback, the item, object class charged and the reason for the prior year deficiency.. $12,500,000

1599-3100 For the cost of the commonwealth's employer contributions to the Unemployment Compensation Fund and the Medical Security Trust Fund; provided, that the secretary for administration and finance shall authorize the collection, accounting and payment of such contributions; and provided further, that in executing these responsibilities the comptroller may charge in addition to individual appropriation accounts certain non-appropriated funds in amounts that are computed on the same basis as the commonwealth's contributions are determined, including expenses, interest expense or related charges..... $26,000,000

Division of Human Resources.

1750-0101 For the cost of goods and services rendered in administering training programs, including the cost of training unit staff; provided, that the division shall charge to other items for the cost of participants enrolled in programs sponsored by the division or to state agencies employing such participants; provided further, that the division may collect from participating state agencies a fee sufficient to cover administrative costs of the commonwealth's performance recognition programs and to expend such fees for goods and services rendered in the administration of these programs; and provided further, that the division may charge and collect from participating state agencies a fee sufficient to cover administrative costs and expend such fees for goods and services rendered in the administration of information technology services related to the human resources compensation management system program..... $500,000

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

projected costs of workers' compensation costs incurred by agencies in fiscal year 2010 to the house and senate committees on ways and means no later than March 2, 2010; provided further, that in accordance with chapter 177 of the acts of 2001, the secretary of administration and finance shall charge state agencies in fiscal year 2010 as provided in this item for workers' compensation costs, including related administrative expenses incurred on behalf of the employees of the agencies; provided further, that administrative expenses shall be allocated; provided further, that the personnel administrator shall administer the charges on behalf of the secretary, and may establish such rules and procedures as deemed necessary to implement this item; provided further, that the personnel administrator shall: (1) notify agencies regarding the chargeback methodology to be used in fiscal year 2010; (2) notify agencies of the amount of their estimated workers compensation charges for the fiscal year; and (3) require agencies to encumber funds in an amount sufficient to meet the estimated charges; provided further, that the estimated charges for each agency in the fiscal year shall be not less than the amount of the actual workers' compensation costs, including related administrative expenses, incurred by each such agency in fiscal year 2009, and may include such additional amounts as the human resources division finds necessary under regulations adopted under this item; provided further, that the division may adopt a program of incentives for agencies to reduce agencies' claims; provided further, that for any agency that fails within 30 days of the effective date of this act to encumber funds sufficient to meet the estimated charges, the comptroller shall so encumber funds on behalf of that agency; provided further, that the personnel administrator shall: (1) determine the amount of the actual workers' compensation costs incurred by each agency in the preceding month, including related administrative expenses; (2) notify each agency of the amounts; and (3) charge the amounts to each agency's accounts as estimates of the costs to be incurred in the current month; provided further, that notwithstanding any general or special law to the contrary, any balance remaining in the Intergovernmental Service Fund, at the close of fiscal year 2009 shall be

transferred to the General Fund; provided further, that any unspent balance at the close of fiscal year 2009 in an amount not to exceed 5 per cent of the amount authorized shall remain in the Intergovernmental Service Fund and is hereby re-authorized for expenditures for such item in fiscal year 2010; provided further, that the personnel administrator may expend in fiscal year 2010 for hospital, physician, benefit, and other costs related to workers' compensation for employees of state agencies, including administrative expenses; and provided further, that such expenditures may include payments for medical services provided to claimants in prior fiscal years, as well as compensation benefits and associated costs for prior fiscal years..... $56,401,355

1750-0106 For the workers' compensation litigation unit, including the costs of personnel..... $639,023

Operational Services Division.

1775-0800 For the purchase, operation and repair of certain vehicles and for the cost of operating and maintaining all vehicles that are leased by other agencies, including the costs of personnel..... $7,600,000

1775-1000 For printing, photocopying, and related graphic art or design work, including all necessary incidental expenses and liabilities; provided, that the secretary for administration and finance shall charge to other items of appropriation within the agencies of the executive branch for such services, including the costs of personnel.... $1,000,000

Information Technology Division.

1790-0200 For the cost of computer resources and services provided by the information technology division in accordance with the policies, procedures and rates approved by the secretary for administration and finance, including the purchase, lease or rental of telecommunications lines, services and equipment, that are centrally billed to the commonwealth; provided, that the secretary shall charge other items of appropriation for the cost of the resources and services; provided further, that notwithstanding any general or special law to the contrary, charges for the cost of computer resources and services provided by the bureau of computer services for the design, development, and production of reports and information related to the analysis, development and production of appropriations bills and other legislation

shall not be charged to any item of appropriation of the executive office for administration and finance, the house of representatives, the senate or any joint legislative account in fiscal year 2010; provided further, that the bureau shall submit quarterly reports to the house and senate committees on ways and means summarizing the total charges, payments and services provided for the preceding quarter from each department charged to this item; provided further, that the reports shall include, but not be limited to, a delineation of the rates charged to each department as approved by the secretary for administration and finance for each service performed by the division; provided further, that the secretary for administration and finance shall establish regulations, procedures and a schedule of fees including, but not limited to, the development and distribution of forms and instructions, including the costs of personnel; and provided further, that any unspent balance at the close of fiscal year 2010 in an amount not to exceed 5 per cent of the amount authorized shall remain in the Intergovernmental Service Fund and may be expended for the item in fiscal year 2011 ..... $68,677,508

1790-0400 For the purchase, delivery, handling of and contracting for supplies, postage and related equipment and other incidental expenses provided pursuant to section 51 of chapter 30 of the General Laws $2,329,665

EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS.

Office of the Secretary.

2001-1002 For the costs of data processing and related computer and mapping services, the distribution of digital cartographic and other data, the review of environmental notification forms pursuant to sections 61 to 62H, inclusive, of chapter 30 of the General Laws and for the staff and printing of the Environmental Monitor $350,000

2030-1002 For the costs of overtime and special details provided by the office of environmental law enforcement $500,000

2000-1701 For the cost of information technology services provided to agencies of the executive office of energy and environment $4,841,523

EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES.

Office of the Secretary.

4000-0102 For the cost of transportation services for health and human services clients and the operation of the health and human services transportation office..... $7,272,275

4000-0103 For the costs of core administrative functions performed within the executive office of health and human services; provided, that the secretary of the executive office of health and human services may, notwithstanding any general or special law to the contrary, identify administrative activities and functions common to the separate agencies, departments, offices, divisions, and commissions within the executive office and may designate such functions ''core administrative functions'' in order to improve administrative efficiency and preserve fiscal resources; provided further, that common functions that may be designated core administrative functions include, human resources, financial management, information technology, and leasing and facility management; provided further, that all employees performing functions so designated may be employed by the executive office, and the executive office shall charge the agencies, departments, offices, divisions, and commissions for such services; provided further, that upon the designation of a function as a core administrative function, the employees of each agency, department, office, or commission who perform such core administrative functions may be transferred to the executive office of health and human services; provided further, that the reorganization shall not impair the civil service status of any such transferred employee who immediately before the effective date of this act either holds a permanent appointment in a position classified under chapter 31 of the General Laws or has tenure in a position by reason of section 9A of chapter 30 of the General Laws; and provided further, that nothing in this item shall impair or change an employee's status, rights, or benefits under chapter 150E of the General Laws..... $14,552,482

4000-1701 For the cost of information technology services provided to agencies of the executive office of health and human services..... $32,704,589

Massachusetts Commission for the Deaf and Hard of Hearing.

4125-0122 For the costs of interpreter services provided by commission staff; provided, that the costs of personnel may be charged to this item; and provided further, that

for the purpose of accommodating discrepancies between the receipt of retained revenues and related expenditures, the commission may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system..... $250,000

Department of Public Health.

4510-0108 For the costs of pharmaceutical drugs and services provided by the state office for pharmacy services, in this section called SOPS; provided, that SOPS will validate previously submitted pharmacy expenditures including HDAP drug reimbursements during fiscal year 2010; provided further, that SOPS shall continue to work to reduce medication costs, provide standardized policies and procedures in a clinically responsible manner, provide comprehensive data analysis and improve the quality of clinical services; and provided further, that SOPS shall report to the house and senate committees on ways and means no later than April 15, 2010 detailing the projected savings realized by each transitioning agency in comparison to their pharmacy costs in fiscal year 2008 and their projected savings for fiscal year 2011..... $49,557,895

4590-0901 For the costs of medical services provided at public health hospitals pursuant to a schedule of services and fees approved by the commissioner of public health, which may be expended for the purposes of hospital related costs, including, but not limited to, capital repair and the maintenance and motor vehicle replacement; provided, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenue and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate thereof as reported in the state accounting system..... $150,000

4590-0903 For the costs of medical services provided at the department of public health Lemuel Shattuck hospital to inmates of the county correctional facilities; provided, that the costs shall be charged to items 8910-0000, 8910-0010, 8910-0102, 8910-0105, 8910-0107, 8910-0108, 8910-0110, 8910-0145, 8910-0619, 8910-8200, 8910-8300, 8910-

8400, 8910-8500, 8910-8600, and 8910-8800 of section 2 pursuant to the provisions thereof; provided further, that expenditures from this item shall be for hospital-related costs including, but not limited to, capital repair and the maintenance and motor vehicle replacement; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenue and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate thereof as reported in the state accounting system..... $3,800,000

Department of Mental Retardation.

5948-0012 For a program providing alternatives to residential placements for children with mental retardation, including the costs of intensive home-based supports, provided in item 7061-0012 of section 2..... $10,000,000

EXECUTIVE OFFICE OF TRANSPORTATION AND CONSTRUCTION.

Department of Highways.

Office of the Secretary.

6000-1701 For the cost of information technology services provided to agencies of the executive office of transportation and public works..... $10,362,132

6030-7501 For the cost of the purchase of bulk fuel for certain vehicles under the authority of the operational services division and the cost of purchased fuel for other agencies and for certain administrative expenses related to purchasing and distributing the fuel..... $2,000,000

EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT.

Office of the Secretary.

7002-0018 For the cost of information technology services provided to agencies of the executive office of housing and economic development..... $3,924,404

EXECUTIVE OFFICE OF LABOR AND WORKFORCE DEVELOPMENT.

Office of the Secretary.

7002-0171 For the cost of information technology services provided to agencies of the executive office of labor and workforce development..... $19,041,403

EXECUTIVE OFFICE OF EDUCATION.

Office of the Secretary.

7009-1700 For the cost of information technology services provided to agencies of the executive office of education..... $1,975,782

EXECUTIVE OFFICE OF PUBLIC SAFETY.

Office of the Secretary.

8000-1701 For the cost of information technology services provided to agencies of the executive office of public safety and security..... $12,316,836

State Police.

8100-0002 For the costs of overtime associated with requested police details; provided, that for the purpose of accommodating discrepancies between the receipt of revenues and related expenditures, the department may incur expenses and t he comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate thereof as reported in the state accounting system..... $6,481,785

8100-0003 For the costs associated with the use of the statewide telecommunications system for the maintenance of the system..... $156,375

Military Division.

8700-1145 For the costs of utilities and maintenance and for the implementation of energy conservation measures with regard to the state armories..... $500,000

Department of Correction.

8900-0021 For the cost of products produced by the prison industries and farm program and for the cost of services provided by inmates, including the costs of moving, auto repair, culinary and renovation and construction services; provided, that the costs for renovation and construction services shall not exceed the amount established by the operational services division; and provided further, that such revenues may also be expended for materials, supplies, equipment, maintenance of facilities and compensation of employees and for the inmate employment and training program..... $6,050,000

SECTION 2D. The amounts set forth in this section are hereby appropriated from the General Federal Grants Fund. Federal funds received in excess of the amount appropriated in this section shall be expended only in accordance with section 6B of chapter 29 of the General Laws. The amount of any unexpended balance of federal grant funds received prior to June 30, 2009, and not included as part of an appropriation item in this section, is hereby made available for expenditure during fiscal year 2010, in addition to any amount appropriated in this section.

JUDICIARY.

Supreme Judicial Court

0320-1700 For the purposes of a federally funded grant entitled, State Court Improvement Program $240,211

0320-1701 For the purpose of a federally funded grant entitled, CIP Data Sharing Grant $205,000

0320-1703 For the purpose of a federally funded grant entitled, CIP Training Grant $195,121

DISTRICT ATTORNEYS.

Plymouth District Attorney.

0340-0806 For the purposes of a federally funded grant entitled, Weed and Seed Program..... $162,500

0340-0816 For the purposes of a federally funded grant entitled, Drug Free Communities..... $100,000

0340-0821 For the purposes of a federally funded grant entitled, Brockton's Promise- Youth Mentoring..... $116,218

Bristol District Attorney.

0340-0906 For the purposes of a federally funded grant entitled, Bristol Weed and Seed Program..... $149,843

SECRETARY OF STATE.

0521-0800 For the purpose of a federally funded grant entitled, Election Assistance for Disabled Individuals..... $700,041

0526-0114 For the purposes of a federally funded grant entitled, Historic Preservation Survey and Planning..... $800,000

TREASURER AND RECEIVER GENERAL.

Massachusetts Cultural Council.

0640-9716 For the purposes of a federally funded grant entitled, Folk and Traditional Arts Initiative..... $20,000

0640-9717 For the purposes of a federally funded grant entitled, Basic State Plan..... $633,300

0640-9718 For the purposes of a federally funded grant entitled, Arts Education..... $62,200

0640-9724 For the purposes of a federally funded grant entitled, Arts in Underserved Communities..... $151,000

Department of Veterans' Services.

1410-0254 For the purposes of a federally funded grant entitled, Urban Homeless Veterans Reintegration $300,000

1410-0255 For the purposes of a federally funded grant entitled, Non-Urban Homeless Veterans Reintegration $300,000

ATTORNEY GENERAL.

0810-0026 For the purposes of a federally funded grant entitled, Crime Victim Compensation..... $285,250

0810-6664 For the purposes of a federally funded grant entitled, Cyber Crime Information Sharing..... $98,865

Victim and Witness Assistance Board.

0840-0110 For the purposes of a federally funded grant entitled, Victims of Crime Assistance Programs..... $7,941,620

0840-4611 For the purposes of a federally funded grant entitled, Byrne Federal Grant..... $195,000

0840-4620 For the purposes of a federally funded grant entitled, VAWA Federal Grant..... $265,880

EXECUTIVE OFFICE OF ADMINISTRATION AND FINANCE.

Massachusetts Developmental Disabilities Council.

1100-1703 For the purposes of a federally funded grant entitled, Implementation of the Federal Developmental Disabilities Act; provided, that in order to qualify for this grant, this item shall be exempt from the first $350,000 of fringe benefit and indirect cost charges pursuant to section 6B of chapter 29 of the General Laws..... $2,128,816

Office on Disability.

1107-2450 For the purposes of a federally funded grant entitled, Client Assistance Program..... $239,839

1107-2509 For the purposes of a federally funded grant entitled, Disabled Persons Protection Commission, Multi-Disciplinary Responses to Crime $400,000

Department of Revenue.

1201-0104 For the purposes of a federally funded grant entitled, Joint Federal-State Motor Fuel Tax Compliance Project..... $10,000

1201-0109 For the purposes of a federally funded grant entitled, Access and Visitation - Parent Education Program..... $222,169

1201-0412 For the purposes of federally funded grants entitled, Child Support Enforcement Grants, Child Support IVD Companion account to CSE Demonstration Grants $113,667

EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS.

Office of the Secretary.

2000-0141 For the purposes of a federally funded grant entitled, Coastal Zone Management and Development $2,844,984

2000-0177 For the purposes of a federally funded grant entitled, Wetlands Development $61,316

2000-0186 For the purposes of a federally funded grant entitled, Aquatic Nuisance Species Management Plan $73,798

2000-0248 For the purposes of a federally funded grant entitled, National Estuary Program — Operation..... $393,944

2000-9701 For the purposes of a federally funded grant entitled, Outdoor Recreation Projects - Political Subdivisions... $2,317,517

2000-9735 For the purposes of a federally funded grant entitled, Buzzards Bay Estuary Program..... $593,203

2030-0013 For the purposes of a federally funded grant entitled, Fisheries Enforcement $769,808

2030-9701 For the purposes of a federally funded grant entitled, Safe Boating Program $1,396,630

Department of Public Utilities.

7006-9002 For the purposes of a federally funded grant entitled, Pipeline Security $953,682

Department of Environmental Protection.

2200-9706 For the purposes of a federally funded grant entitled, Water Quality Management Planning $372,673

2200-9712 For the purposes of a federally funded grant entitled, Cooperative Agreement-Leaking Underground Storage Tanks $1,000,000

2200-9717 For the purposes of a federally funded grant entitled, D.O.D. Environment Restoration Program for Department of Defense $1,422,301

2200-9724 For the purposes of a federally funded grant entitled, Superfund Block Grant $885,502

2200-9728 For the purposes of a federally funded grant entitled, Brownfields Assessment Program - Multi-Site Cooperative Agreement $225,000

2200-9729 For the purposes of a Federally funded grant entitled, Brownfield Pilots Cooperative Agreements $423

2200-9731 For the purposes of a federally funded grant entitled, Brownfield Response $1,550,000

2230-9702 For the purposes of a federally funded grant entitled, Air, Water and Hazardous Waste Management Regulatory Programs $15,256,456

2230-9710 For the purposes of a federally funded grant entitled, FY07 Network $45,556

2230-9711 For the purposes of a federally funded grant entitled, Environmental Information Exchange Network $260,000

2240-9762 For the purposes of a federally funded grant entitled, Reimbursement to Operators to Small Water Systems for Training and Certification $214,497

2240-9764 For the purposes of a federally funded grant entitled, Special Appropriation Set-Aside Administration $55,819

2240-9769 For the purposes of a federally funded grant entitled, Estuaries Watershed Permitting $13,740

2240-9773 For the purposes of a federally funded grant entitled, Technical Assistance and Training for Drinking Water $54,510

2240-9774 For the purposes of a federally funded grant entitled, Regional Dedicated Water Quality $15,000

2250-9712 For the purposes of a federally funded grant entitled, Clean Air Act-Fine Particulate Matter Air Monitoring..... $446,479

2250-9716 For the purposes of a federally funded grant entitled, Ambient Air Toxics Pilot Project..... $74,457

2250-9726 For the purposes of a federally funded grant entitled, Homeland Security Co-op Agreement..... $651,327

2250-9730 For the purposes of a federally funded grant entitled, Air Toxic-Spatial Trends..... $82,335

Department of Fish and Game.

2300-0112 For the purposes of a federally funded grant entitled, River Restoration Program..... $23,228

2300-0114 For the purposes of a federally funded grant entitled, USFWS Partnership Program..... $48,534

2300-0115 For the purposes of a federally funded grant entitled, US Fish and Wildlife Service Eastern Brook Trout Joint Venture..... $100,000

2300-0116 For the purposes of a federally funded grant entitled, Riverways- Natural Resource Conservation Services Wildlife Habitat Incentive Program..... $299,664

2310-0115 For the purposes of a federally funded grant entitled, Land Owner Incentive Program - Tier I..... $80,000

2310-0116 For the purposes of a federally funded grant entitled, Land Owner Incentive Program - Tier II..... $1,000,000

2310-0117 For the purposes of a federally funded grant entitled, Chronic Wasting Disease..... $90,000

2310-0118 For the purposes of a federally funded grant entitled, Junior Duck Stamp..... $1,000

2310-0119 For the purposes of a federally funded grant entitled, Avian Influenza Surveillance Program..... $20,000

2330-9222 For the purposes of a federally funded grant entitled, Clean Vessel..... $850,000

2330-9712 For the purposes of a federally funded grant entitled, Commercial Fisheries Statistics..... $200,206

2330-9713 For the purposes of a federally funded grant entitled, Right Whale Conservation..... $320,000

2330-9721 For the purposes of a federally funded grant entitled, Anadromous Fisheries Management $37,500

2330-9725 For the purposes of a federally funded grant entitled, Boating Infrastructure..... $100,000

2330-9726 For the purposes of a federally funded grant entitled, Lobster Trap Escape Vent Selectivity Study..... $40,000

2330-9730 For the purposes of a federally funded grant entitled, Interstate Fisheries Management Support..... $233,000

2330-9732 For the purposes of a federally funded grant entitled, ACCSP Implementation Strategic Plan $75,000

2330-9736 For the purposes of a federally funded grant entitled, Marine Fisheries Institute $250,000

2330-9739 For the purposes of a federally funded grant entitled, Turtle Disengagement $51,000

2330-9740 For the purposes of a federally funded grant entitled, Lobster Gear Removal/Rope Work $10,000

2330-9741 For the purposes of a federally funded grant entitled, Groundfish Disaster Relief $650,000

Department of Agricultural Resources.

2511-0310 For the purposes of a federally funded grant entitled, Pesticide Enforcement $320,324

2511-0320 For the purposes of a federally funded grant entitled, Certification of Pesticide Applicators $122,900

2511-0400 For the purposes of a federally funded grant entitled, Cooperative Pest Survey Program $150,000

2511-0401 For the purposes of a federally funded grant entitled, Cooperative Pesticide Recordkeeping Program $14,000

2511-0972 For the purposes of a federally funded grant entitled, Farmland Protection $4,500,000

2511-1025 For the purposes of a federally funded grant entitled, Country of Origin Labeling $50,000

2515-1002 For the purposes of a federally funded grant entitled, Animal Disease Surveillance Homeland Security $85,005

2515-1003 For the purposes of a federally funded grant entitled, Voluntary Johne's Disease Control $20,000

2515-1004 For the purposes of a federally funded grant entitled, Scrapie Disease Surveillance and Flock Certification $7,400

2515-1005 For the purposes of a federally funded grant entitled, Low Pathogenic Avian Influenza Prevention $27,500

2515-1006 For the purposes of a federally funded grant entitled, National Animal Identification System $60,000

2515-1008 For the purposes of a federally funded grant entitled, Highly Pathogenic Avian Influenza $75,000

2516-9002 For the purposes of a federally funded grant entitled, Development of Institutional Marketing $163,726

2516-9003 For the purposes of a federally funded grant entitled, Farmer's Market Coupon Program $450,000

2516-9004 For the purposes of a federally funded grant entitled, Senior Farmers Market Nutrition Program $556,000

2516-9007 For the purposes of a federally funded grant entitled, Organic Certification Cost-Share Program $77,500

Department of Conservation and Recreation.

2800-9707 For the purposes of a federally funded grant entitled, National Flood Insurance Program $190,000

2800-9709 For the purposes of a federally funded grant entitled, Map Modernization $109,404

2800-9726 For the purposes of a federally funded grant entitled, FEMA National Dam Safety Program..... $67,000

2800-9727 For the purposes of a federally funded grant entitled, Boston Harbor Islands Projects-National Park Service..... $25,000

2800-9750 For the purposes of a federally funded grant entitled, Ipswich River Watershed EPA Grant..... $100

2820-9702 For the purposes of a federally funded grant entitled, Rural Community Fire Protection..... $74,207

2820-9704 For the purposes of a federally funded grant entitled, NRCS Wildlife Habitat Incentives Program..... $5,086

2820-9705 For the purposes of a federally funded grant entitled, Animal and Plant Health Inspections..... $25,010,000

2821-9705 For the purposes of a federally funded grant entitled, Urban and Community Forestry Program..... $417,588

2821-9709 For the purposes of a federally funded grant entitled, Forestry Stewardship, Forest Legacy and Conservation Education..... $240,711

2821-9711 For the purposes of a federally funded grant entitled, Rural Fire Prevention and Control..... $226,063

2821-9713 For the purposes of a federally funded grant entitled, Wildland Urban Interface Fuels Management..... $262,478

2821-9726 For the purposes of a federally funded grant entitled, Forest Health Management - US Forest Service..... $93,473

2840-9709 For the purposes of a federally funded grant entitled, Waquoit Bay National Estuarine Research Reserve Consolidated Funding..... $601,130

2850-9701 For the purposes of a federally funded grant entitled, Recreational Trails Program..... $563,400

Division of Energy Resources.

7006-9237 For the purposes of a federally funded grant entitled, Rebuild Mass - Energy Smart Communities $48,041

7006-9238 For the purposes of a federally funded grant entitled, SEP - 4 Natural Gas Buses $101,865

7006-9239 For the purposes of a federally funded grant entitled, SEP - A Module-Integrated..... $81,885

7006-9240 For the purposes of a federally funded grant entitled, Tall Tower Wind..... $88,562

7006-9243 For the purposes of a federally funded grant entitled, BIOMASS - Sustainable Forest $190,950

7006-9244 For the purposes of a federally funded grant entitled, Evaluation of Switchgrass for Biofuel in Massachusetts $10,000

7006-9301 For the purposes of a federally funded grant entitled, How Cost-Effective energy Efficiency $148,428

7006-9302 For the purposes of a federally funded grant entitled, State Industrial Assessment Projects $50,000

7006-9303 For the purposes of a federally funded grant entitled, SEP Advance Energy Codes $400,000

7006-9720 For the purposes of a federally funded grant entitled, State Heating Oil $22,288

7006-9730 For the purposes of a federally funded grant entitled, SEP II $753,000

DEPARTMENT OF EARLY EDUCATION AND CARE.

Department of Early Education and Care.

3000-0708 For the purposes of a federally funded grant entitled, Head Start Collaboration $175,000

3000-9002 For the purposes of a federally funded grant entitled, Child Abuse Prevention and Treatment Activities $608,528

EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES.

Office of the Secretary.

4000-7560 For the purposes of a federally funded grant entitled, Emergency Room Diversion $143,034

4000-9401 For the purposes of a federally funded grant entitled, Community Mental Health Services $8,058,984

Office for Refugees and Immigrants.

4003-0801 For the purposes of a federally funded grant entitled, Achieving Self-Sufficiency in a Short Time $335,000

4003-0803 For the purposes of a federally funded grant entitled, Refugee School Impact $287,500

4003-0804 For the purposes of a federally funded grant entitled, refugee Targeted Assistance Grant $1,092,828

4003-0805 For the purposes of a federally funded grant entitled, refugee Resettlement Program $1,416,979

4003-0806 For the purposes of a federally funded grant entitled, Refugee Cash, Medical, and Administration $8,655,530

4003-0809 For the purposes of a federally funded grant entitled, Refugees Effectively Accessing Connections with Hope (REACH) $134,559

4003-0810 For the purposes of a federally funded grant entitled, Refugee Agriculture Partnership Program (RAPP) $93,518

Massachusetts Commission for the Blind.

4110-3020 For the purposes of a federally funded grant entitled, Vocational Rehabilitation; provided, that no funds shall be deducted for pensions, group health and life insurance or any other such indirect cost of federally reimbursed state employees $194,885

4110-3021 For the purposes of a federally funded grant entitled, Vocational Rehabilitation Basic Support Grant $7,023,706

4110-3023 For the purposes of a federally funded grant entitled, Independent Living —— Adaptive Housing $70,000

4110-3026 For the purposes of a federally funded grant entitled, Independent Living —— Services to Older Blind Americans .. $775,000

4110-3027 For the purposes of a federally funded grant entitled, Rehabilitation Training $30,000

4110-3028 For the purposes of a federally funded grant entitled, Supported Employment $100,000

Massachusetts Rehabilitation Commission.

4120-0020 For the purposes of a federally funded grant entitled, Vocational Rehabilitation; provided, that no funds shall be deducted for pensions, group health and life insurance or any other such indirect cost of federally reimbursed state employees $40,119,565

4120-0040 For the purposes of a federally funded grant entitled, Vocational Rehabilitation and Comprehensive Systems of personnel development Training $110,200

4120-0187 For the purposes of a federally funded grant entitled, Supported Employment Program $516,463

4120-0191 For the purposes of a federally funded grant entitled, Informed Members Planning and Assessing Choices Together (IMPACT) $165,637

4120-0511 For the purposes of a federally funded grant entitled, Vocational Rehabilitation - Determination of Disability$40,032,148

4120-0603 For the purposes of a federally funded grant entitled, Innovation Strategies for Transition Youth with Disabilities $350,000

4120-0608 For the purposes of a federally funded grant for improving systems of care for OEF/OIF veterans with traumatic brain injury $120,000

4120-0760 For the purposes of a federally funded grant entitled, Independent Living $1,750,000

4120-0768 For the purposes of a federally funded grant entitled, Assistive Technology Act $500,938

Department of Transitional Assistance.

4400-0705 For the purposes of a federally funded grant entitled, Emergency Shelter Grants $2,900,000

4400-0707 For the purposes of a federally funded grant entitled, Continuum of Care $6,000,000

4400-3066 For the purposes of a federally funded grant entitled, Training for Food Stamp ABAWDs $1,600,000

4400-3067 For the purposes of a federally funded grant entitled, Food Stamp Employment and Training $2,100,000

4400-3069 For the purposes of a federally funded grant entitled, Full Employment Food Stamp Cash-Out $25,000

4400-9404 For the purposes of a federally funded grant entitled, McKinney Shelter Plus Care $3,400,000

Department of Children and Families.

4800-0005 For the purposes of a federally funded grant entitled, Children's Justice Act $358,829

4800-0007 For the purposes of a federally funded grant entitled, The Family Violence Prevention and Support Services Act $1,765,034

4800-0009 For the purposes of a federally funded grant entitled, Title IV-E Independent Living $3,016,802

4800-0013 For the purposes of a federally funded grant entitled, Family Preservation and Support Services $4,752,044

4800-0085 For the purposes of a federally funded grant entitled, Educational & Training Voucher Program $1,008,441

4800-0086 For the purposes of a federally funded grant entitled, Adoption Opportunities Grant $139,335

4800-0089 For the purposes of a federally funded grant entitled, Adoption Incentive Payments $57,376

4899-0001 For the purposes of a federally funded grant entitled, Title IV-B Child Welfare Services $4,221,839

4899-0022 For the purposes of a federally funded grant entitled, Child Abuse and Neglect Prevention and Treatment $528,697

Department of Public Health.

4500-1000 For the purposes of a federally funded grant entitled, Preventive Health Services Block Grant $3,205,114

4500-1050 For the purposes of a federally funded grant entitled, Rape Prevention and Education $879,343

4500-1065 For the purposes of a federally funded grant entitled State Partnership to Improve Minority Health $113,523

4500-2000 For the purposes of a federally funded grant entitled, Maternal and Child Health Services Block Grant $11,863,729

4502-1012 For the purposes of a federally funded grant entitled, Cooperative Health Statistics System $426,970

4510-0109 For the purposes of a federally funded grant entitled, State Loan Repayment Project $250,000

4510-0113 For the purposes of a federally funded grant entitled, Office of Rural Health $147,480

4510-0118 For the purposes of a federally funded grant entitled, Primary Care Cooperative Agreement $108,983

4510-0119 For the purposes of a federally funded grant entitled, Rural Hospital Flexibility Program $297,900

4510-0219 For the purposes of a federally funded grant entitled, Small Rural Hospital Improvement Program $89,340

4510-0221 For the purposes of a federally funded grant entitled, Targeted Oral Health Services $160,000

4510-0400 For the purposes of a federally funded grant entitled, Medicare and Medicaid Survey and Certification $7,703,529

4510-0404 For the purposes of a federally funded grant entitled, Bioterrorism Hospital Preparedness $9,454,744

4510-0500 For the purposes of a federally funded grant entitled, Clinical Laboratory Improvement $291,613

4510-0609 For the purposes of a federally funded grant entitled, NRC Security Inspections $5,000

4510-0619 For the purposes of a federally funded grant entitled, FDA Inspection of Food Establishments $317,508

4510-0626 For the purposes of a federally funded grant entitled, Statewide Surveillance of Health Concerns & Toxic Algae Blooms $149,339

4510-0627 For the purposes of a federally funded grant entitled, Enhancement of Infrastructure Reporting and Interstate Exchange $46,332

4510-0628 For the purposes of a federally funded grant entitled, Enhancement of Infrastructure Collaborative Data Sharing .. $66,667

4510-0630 For the purposes of a federally funded grant entitled, Enabling Electronic Prescribing and Enhancement $467,981

4510-0636 For the purposes of a federally funded grant entitled, Childhood Lead Paint Poisoning Prevention $1,149,690

4510-0638 For the purposes of a federally funded grant entitled, Edward Byrne Memorial State and Local Law Enforcement Assistance $200,000

4510-0639 For the purposes of a federally funded grant entitled, Food Protection Rapid Response Team $497,519

4510-0640 For the purposes of a federally funded grant entitled, Mass Food Protection Task Force Conference $5,000

4510-9014 For the purposes of a federally funded grant entitled, Mammography Quality Standards Act Inspections $163,405

4510-9040 For the purposes of a federally funded grant entitled, Diabetes Control Program $1,070,134

4510-9043 For the purposes of a federally funded grant entitled, Demonstration Program to Conduct Toxic Waste Site Health Impact Assessments $412,000

4510-9048 For the purposes of a federally funded grant entitled, Indoor Radon Development Program $159,243

4510-9053 For the purposes of a federally funded grant entitled, Beaches Environmental Assessment $314,988

4510-9056 For the purposes of a federally funded grant entitled, National Environmental Public Health Tracking $901,502

4512-0102 For the purposes of a federally funded grant entitled, Sexually Transmitted Disease Control $1,534,840

4512-0179 For the purposes of a federally funded grant entitled, Vaccination Assistance Project $5,928,069

4512-0180 For the purposes of a federally funded grant entitled, Epidemiology and Lab Surveillance $978,028

4512-9064 For the purposes of a federally funded grant entitled, Adolescent Treatment $50,950

4512-9065 For the purposes of a federally funded grant entitled, State Outcomes Measurement and Management System $150,000

4512-9067 For the purposes of a federally funded grant entitled, Screening and Brief Intervention $2,800,000

4512-9068 For the purposes of a federally funded grant entitled, Collaborative for Action, Leadership, and Learning $2,093,000

4512-9069 For the purposes of a federally funded grant entitled, Substance Abuse Prevention and Treatment Block Grant .. $37,576,554

4512-9070 For the purposes of a federally funded grant entitled, Promoting Safe and Stable Families $500,000

4512-9426 For the purposes of a federally funded grant entitled, Uniform Alcohol and Drug Abuse Data Collection $82,226

4513-0111 For the purposes of a federally funded grant entitled, Housing Opportunities-People with AIDS $246,507

4513-1123 For the purposes of a federally funded grant entitled, Adult Viral Hepatitis Prevention Coordinator $107,351

4513-9007 For the purposes of a federally funded grant entitled, Nutritional Status of Women, Infants, and Children (WIC) $91,536,061

4513-9018 For the purposes of a federally funded grant entitled, Augmentation and Evaluation of Established Health Education - Risk Reduction $11,092,885

4513-9020 For the purposes of a federally funded grant entitled, Expanded and Integrated HIV Testing $677,946

4513-9021 For the purposes of a federally funded grant entitled, Program for Infants and Toddlers with Handicaps..... $7,346,249

4513-9022 For the purposes of a federally funded grant entitled, Prevention Disability State Based Project..... $275,000

4513-9023 For the purposes of a federally funded grant entitled, Mass HIV/AIDS National Behavioral Surveillance..... $402,797

4513-9027 For the purposes of a federally funded grant entitled, MassCare - Community AIDS Resource Enhancement..... $879,806

4513-9030 For the purposes of a federally funded grant entitled, Planning a Comprehensive Primary Care System for All Mass Children and Youth..... $99,750

4513-9035 For the purposes of a federally funded grant entitled, AIDS Surveillance and Seroprevalence Project..... $976,614

4513-9037 For the purposes of a federally funded grant entitled, Ryan White Comprehensive AIDS Resources..... $24,458,758

4513-9038 For the purposes of a federally funded grant entitled, Shelter Plus Care - Worcester..... $312,684

4513-9046 For the purposes of a federally funded grant entitled, Congenital Anomalies Center of Excellence..... $1,004,400

4513-9051 For the purposes of a federally funded grant entitled, Rural Domestic Violence and Children Victimization Project..... $449,779

4513-9060 For the purposes of a federally funded grant entitled, Residential Fire Injury Prevention —— Mass Injury Intervention and Surveillance..... $145,000

4513-9066 For the purposes of a federally funded grant entitled, Universal Newborn Hearing Screening-Enhancement Project.. $175,000

4513-9071 For the purposes of a federally funded grant entitled, Early Hearing Detection and Intervention (EHDI) Tracking and Research..... $194,579

4513-9076 For the purposes of a federally funded grant entitled, Early Childhood Comprehensive Systems..... $140,000

4513-9077 For the purposes of a federally funded grant entitled, Emergency Medical Services for Children Partnership II... $115,000

4513-9078 For the purposes of a federally funded grant entitled, Asthma Planning Collaborative..... $335,000

4513-9082 For the purpose of a federally funded grant entitled, CAPTA Requirement to Identify and Serve Substance Exposed Newborns..... $250,000

4513-9083 For the purposes of a federally funded grant entitled, Massachusetts Youth Suicide Prevention Program..... $254,039

4513-9085 For the purposes of a federally funded grant entitled, Massachusetts Pregnancy Risk..... $175,864

4513-9086 For the purposes of a federally funded grant entitled, Oral Health Workforce Activities Support Grant..... $97,098

4513-9087 For the purposes of a federally funded grant entitled, Grants to support Oral Health Workforce Activities..... $144,331

4513-9088 For the purposes of a federally funded grant entitled, Helping Hands for Infants and their families..... $475,000

4513-9089 For the purposes of a federally funded grant entitled, First Time Motherhood- New Parents Initiative..... $335,000

4514-1006 For the purposes of a federally funded grant entitled, Getting to the Heard of the Matter..... $87,103

4515-0115 For the purposes of a federally funded grant entitled, Tuberculosis Control Project..... $1,572,316

4515-0121 For the purposes of a federally funded grant entitled, Tuberculosis Epidemiological Studies and Consortium..... $308,061

4515-0200 For the purposes of a federally funded grant entitled, STD/HIV Prevention Training Centers..... $433,774

4515-0204 For the purposes of a federally funded grant entitled, Strengthening Surveillance for Infectious Disease..... $175,000

4515-0205 For the purposes of a federally funded grant entitled, HIV Training through Prevention Training Centers..... $99,999

4516-1021 For the purposes of a federally funded grant entitled, Public Health Preparedness and Response for Bioterrorism$15,109,316

4516-1025 For the purposes of a federally funded grant entitled, Morbidity and Risk Behavior Surveillance..... $255,363

4516-1027 For the purposes of a federally funded grant entitled, Massachusetts Electronic Lab Data Exchange Project Supports..... $561,254

4518-0505 For the purposes of a federally funded grant entitled, Tech Data & Mass Birth/Infant Death File Linkage/Analysis Assistive Reproductive..... $82,721

4518-0514 For the purposes of a federally funded grant entitled, National Violent Death Reporting System..... $257,839

4518-0534 For the purposes of a federally funded grant entitled, Public Health Injury Surveillance and Prevention..... $752,732

4518-1000 For the purposes of a federally funded grant entitled, Procurement of Information for the National Death Index... $20,327

4518-1002 For the purposes of a federally funded grant entitled, Massachusetts Death File - Social Security Administration $33,000

4518-1003 For the purposes of a federally funded grant entitled, Massachusetts Birth Records — Social Security Administration..... $168,000

4518-1004 For the purposes of a federally funded grant entitled, Promoting Integration of State Health Information Systems $41,555

4518-9023 For the purposes of a federally funded grant entitled, Census of Fatal Occupational Injuries..... $44,200

4518-9030 For the purpose of a federally funded grant entitled, Public Health Injury Surveillance and Prevention Program..... $116,760

4570-1509 For the purposes of a federally funded grant entitled, Massachusetts Cardiovascular Disease Prevention..... $1,144,034

4570-1512 For the purposes of a federally funded grant entitled, National Cancer Prevention Control..... $4,527,574

4570-1514 For the purposes of a federally funded grant entitled, Wise Woman..... $900,000

4570-1515 For the purposes of a federally funded grant entitled, Chronic Diseases Prevention and Health Promotion..... $2,357,900

4570-1516 For the purposes of a federally funded grant entitled, Paul Coverdell Acute Stroke Registry..... $600,000

4570-1517 For the purposes of a federally funded grant entitled, Nutrition Obesity..... $1,075,152

Department of Mental Health.

5012-9121 For the purposes of a federally funded grant entitled, Project for Assistance in Transition from Homelessness..... $1,851,990

5012-9160 For the purposes of a federally funded grant entitled, Jail Diversion and Trauma Recovery..... $410,665

5014-9159 For the purposes of a federally funded grant entitled, State Mental Health Data Infrastructure..... $106,650

5046-9102 For the purposes of a federally funded grant entitled, Shelter Plus Care Program..... $201,120

5047-9102 For the purposes of a federally funded grant entitled, Comprehensive Mental Health Services for Children and their Families..... $2,277,824

Department of Developmental Services.

5947-0010 For the purposes of a federally funded grant entitled, Family Support 360-Project of National Significance..... $55,000

5947-0011 For the purposes of a federally funded grant entitled, Real Choice Systems Change Grant..... $206,100

EXECUTIVE OFFICE OF TRANSPORTATION.

Office of the Secretary.

6000-0018 For the purposes of a federally funded grant entitled, Rural Public Transportation Assistance..... $4,399,436

6000-0020 For the purposes of a federally funded grant entitled, Jobs Access Reverse Commute $3,187,885

6000-0023 For the purposes of a federally funded grant entitled, Rural Public Transportation Planning Grant $3,935,000

6000-0049 For the purposes of a federally funded grant entitled, Elderly and Handicapped Transportation Capital Grant $5,459,022

6000-0050 For the purposes of a federally funded grant entitled, New Freedom Federal Grants Project $2,000,000

Registry of Motor Vehicles.

8400-0090 For the purposes of a federally funded grant entitled, Enhance CDL Licensing $711,976

Board of Library Commissioners.

7000-9700 For the purposes of a federally funded grant entitled, Federal Reserve - Title I $82,690

7000-9702 For the purposes of a federally funded grant entitled, Library Service Technology Act $3,346,669

EXECUTIVE OFFICE OF LABOR AND WORKFORCE DEVELOPMENT.

7002-1625 For the purposes of a federally funded grant entitled, Veterans Workforce Investment Program FY09 ..... $757,412

7002-4203 For the purposes of a federally funded grant entitled, Occupational Substance and Health Administration Statistical Survey $112,300

7002-4204 For the purposes of a federally funded grant entitled, Adult Blood Lead Levels Surveillance $20,640

7002-4212 For the purposes of a federally funded grant entitled, Asbestos Licensing and Monitoring $108,034

7002-4213 For the purposes of a federally funded grant entitled, Lead Licensing and Monitoring $347,300

7002-4215 For the purposes of a federally funded grant entitled, Occupational Illness and Injury $86,848

7002-4216 For the purposes of a federally funded grant entitled, Lead Enforcement Cooperative Agreement $75,000

7002-6621 For the purposes of a federally funded grant entitled, Division of Unemployment Assistance Administrative Clearing Account $8,000,000

7002-6624 For the purposes of a federally funded grant entitled, Unemployment Insurance Administration $73,500,000

7002-6626 For the purposes of a federally funded grant entitled, Employment Service Programs Administration $24,000,000

7002-6627 For the purposes of a federally funded grant entitled, Occupational Substance and Health Administration On-site Consultation Program $1,358,000

7002-6628 For the purposes of a federally funded grant entitled, Disabled Veterans Outreach $1,427,581

7002-6629 For the purposes of a federally funded grant entitled, Local Veterans Employment Representative $1,625,000

7002-9701 For the purposes of a federally funded grant entitled, Federal Bureau of Labor Statistics Grant $2,451,894

7003-1010 For the purposes of a federally funded grant entitled, Trade Expansion Act Program $9,823,137

7003-1630 For the purposes of a federally funded grant entitled, Adult Activities - Workforce Investment Act Title I - Adult Activities $21,968,500

7003-1631 For the purposes of a federally funded grant entitled, Youth Formula Grants - Workforce Investment Act Title I - Youth Formula Grants $24,436,362

7003-1632 For the purposes of a federally funded grant entitled, Dislocated Workers - Workforce Investment Act Title I - Dislocated Workers $40,663,958

7003-1633 For the purposes of a federally funded grant entitled, Work Incentive Grant Access to Employment for All $1,868,802

7003-2013 For the purposes of a federally funded grant entitled, Mine Safety and Health Training $68,500

EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT.

Department of Housing and Community Development.

7004-0304 For the purposes of a federally funded grant entitled, Lead-Based Paint Control Program $53,656

7004-2030 For the purposes of a federally funded grant entitled, Weatherization Assistance for Low Income Persons; provided, that, consistent with applicable federal regulations and the state plan, the department of housing and community development may provide monthly payments in advance to participating agencies $10,132,330

7004-2033 For the purposes of a federally funded grant entitled, Low Income Home Energy Assistance Program; provided, that, consistent with applicable federal regulations and the state plan, the department of housing and community development shall provide monthly payments in advance to participating agencies $214,196,440

7004-2034 For the purposes of a federally funded grant entitled, Community Services Block Grant; provided, that, consistent with applicable federal regulations and the state plan, the department of housing and community development may provide monthly payments in advance to participating agencies $16,207,825

7004-2036 For the purposes of a federally funded grant entitled, Community Development Block Grant/Neighborhood Stabilization Program $20,000,000

7004-2361 For the purposes of a federally funded grant entitled, Section 8 Substantial Rehabilitation Administrative Fee .. $341,136

7004-2363 For the purposes of a federally funded grant entitled, Section 8 Administrative Fee Housing Voucher $1,725,856

7004-2364 For the purposes of a federally funded grant entitled, Section 8 Administrative Fee Moderate Rehabilitation $266,770

7004-2365 For the purposes of a federally funded grant entitled, Section 8 Administrative Fee New Construction $515,507

7004-3037 For the purposes of a federally funded grant entitled, Small Cities Community Development Block Grant Program; provided, that, consistent with applicable federal regulations and the state plan, the department of housing and community development may provide monthly payments in advance to participating agencies $53,241,984

7004-9009 For the purposes of a federally funded grant entitled, Section 8 Substantial Rehabilitation Program; provided, that the department of housing and community development may provide monthly payments in advance to participating agencies $9,213,000

7004-9014 For the purposes of a federally funded grant entitled, Section 8 Federal Housing Voucher Program; provided, that the department of housing and community development may provide monthly payments in advance to participating agencies $221,450,000

7004-9019 For the purposes of a federally funded grant entitled, Section 8 Moderate Rehabilitation; provided, that the department of housing and community development may provide monthly payments in advance to participating agencies $8,500,000

7004-9020 For the purposes of a federally funded grant entitled, Section 8 New Construction Program; provided, that the department of housing and community development may provide monthly payments in advance to participating agencies $6,730,014

7004-9028 For the purposes of a federally funded grant entitled, Home Investment Partnerships; provided, that, consistent with applicable federal regulations and the state plan, the department of housing and community development may provide monthly payments in advance to participating agencies $14,988,064

7004-9051 For the purposes of a federally funded grant entitled, Shelter Plus Care-Lowell; provided, that, consistent with applicable federal regulations and the state plan, the department of housing and community development may provide monthly payments in advance to participating agencies $25,000

Department of Elementary and Secondary Education.

7010-9706 For the purposes of a federally funded grant entitled, Common Core Data Project $191,631

7032-0217 For the purposes of a federally funded grant entitled, Robert C. Byrd Honors Scholarship Program — Distribution $784,500

7035-0166 For the purposes of a federally funded grant entitled, Even Start Family Literacy — Distribution $1,062,754

7035-0210 For the purposes of a federally funded grant entitled, Advanced Placement Fee Program $201,446

7038-0107 For the purposes of a federally funded grant entitled, Adult Basic Education - Distribution $10,776,098

7038-9004 For the purposes of a federally funded grant entitled, School Based Programs Distribution $350,527

7043-1001 For the purposes of a federally funded grant entitled, Title I Grants to Local Educational Agencies $233,353,571

7043-1002 For the purposes of a federally funded grant entitled, Title I Reading First State Grants $1,482,454

7043-1004 For the purposes of a federally funded grant entitled, Migrant Education $1,594,566

7043-1005 For the purposes of a federally funded grant entitled, Title I Neglected and Delinquent Children $1,896,925

7043-1006 For the purposes of a federally funded grant entitled, School Improvement Grants $8,286,895

7043-2001 For the purposes of a federally funded grant entitled, Teacher and Principal Training and Recruiting $50,637,588

7043-2002 For the purposes of a federally funded grant entitled, Enhancing Education through Technology $4,219,983

7043-2003 For the purposes of a federally funded grant entitled, Title I Math and Science Partnerships $2,475,335

7043-3001 For the purposes of a federally funded grant entitled, English Language Acquisition $11,835,260

7043-4001 For the purposes of a federally funded grant entitled, Safe and Drug Free Schools and Communities $4,328,084

7043-4002 For the purposes of a federally funded grant entitled, After School Learning Centers $17,004,984

7043-6001 For the purposes of a federally funded grant entitled, Grants for State Assessments and Related Activities.... $7,737,805

7043-6002 For the purposes of a federally funded grant entitled, Rural And Low-Income Schools..... $48,500

7043-6501 For the purposes of a federally funded grant entitled, Education for Homeless Children/Youth..... $1,062,175

7043-7001 For the purposes of a federally funded grant entitled, Special Education Grants..... $270,151,727

7043-7002 For the purposes of a federally funded grant entitled, Preschool Grants..... $9,741,443

7043-8001 For the purposes of a federally funded grant entitled, Vocational Education Basic Grants..... $18,589,408

7043-8002 For the purposes of a federally funded grant entitled, Technical Preparation Education..... $1,575,242

7043-9002 For the purposes of a federally funded grant entitled, Transition for Teaching..... $172,817

7044-0020 For the purposes of a federally funded grant entitled, Project Focus Academy..... $542,538

7044-0210 For the purposes of a federally funded grant entitled, Advanced Placement Fee Program..... $250,000

7047-9008 For the purposes of a federally funded grant entitled, Learn and Serve America Competitive..... $469,839

7048-0228 For the purposes of a federally funded grant entitled, IMP Health and Education Outcomes- Young People..... $344,093

7048-9123 For the purposes of a federally funded grant entitled, Education Research, Development and Dissemination..... $500,000

7053-2112 For the purposes of a federally funded grant entitled, Special Assistance Funds..... $166,606,488

7053-2117 For the purposes of a federally funded grant entitled, Child Care Program..... $52,916,697

7053-2126 For the purposes of a federally funded grant entitled, Temporary Emergency Food Assistance..... $1,261,354

7053-2202 For the purposes of a federally funded grant entitled, Special Summer Food Service Program for Children..... $6,948,403

7062-0008 For the purposes of a federally funded grant entitled, Office of School Lunch Programs — Child Care Program Administration..... $3,215,264

7062-0017 For the purposes of a federally funded grant entitled, Charter Schools Assistance Distribution..... $3,150,000

7062-0019 For the purposes of a federally funded grant entitled, Career Resource Network State Grant..... $70,000

Department of Higher Education.

7066-1574 For the purposes of a federally funded grant entitled, Improving Teacher Quality Grants $1,600,000

7066-6033 For the purposes of a federally funded grant entitled, Gaining Early Awareness and Readiness for Undergraduate Programs $3,500,000

7070-0017 For the purposes of a federally funded grant entitled, Leveraging Educational Assistance Program—— Department of Higher Education $966,753

7110-1182 For the purposes of a federally funded grant entitled, National Science Foundation $175,000

7110-6019 For the purposes of a federally funded grant entitled, Upward Bound Payroll and Benefits—— Fitchburg State College $242,000

7110-6030 For the purposes of a federally funded grant entitled, Expanding Horizons Student Support Services —— Fitchburg State College $220,000

7110-6048 For the purposes of a federally funded grant entitled, Special Education Personnel Preparation—— Fitchburg State College $78,000

7410-3093 For the purposes of a federally funded grant entitled, Polymer Building Construction —— University of Massachusetts Amherst $2,711,376

7503-6555 For the purposes of a federally funded grant entitled, Title III- Strengthen Institute Program $184,280

7503-6557 For the purposes of a federally funded grant entitled, Trio Talent Search - Bristol Community College $165,124

7503-9711 For the purposes of a federally funded grant entitled, Special Services for Disadvantaged Students —— Bristol Community College $340,641

7503-9714 For the purposes of a federally funded grant entitled, Upward Bound Program —— Bristol Community College $124,315

7509-1490 For the purposes of a federally funded grant entitled, Educational Opportunities Centers Payroll —— Mount Wachusett Community College $222,000

7509-9714 For the purposes of a federally funded grant entitled, Special Services for Disadvantaged Students —— Mount Wachusett Community College $235,000

7509-9717 For the purposes of a federally funded grant entitled, Upward Bound Math and Science Program $98,000

7509-9718 For the purposes of a federally funded grant entitled, Talent Search —— Mount Wachusett Community College $240,000

7509-9720 For the purposes of a federally funded grant entitled, Gaining Early Awareness and Readiness for Undergraduate Programs 2011 — Mount Wachusett Community College $520,000

7511-9711 For the purposes of a federally funded grant entitled, Special Services for Disadvantaged Students — North Shore Community College $450,000

7511-9740 For the purposes of a federally funded grant entitled, Upward Bound — North Shore Community College $350,000

7511-9750 For the purposes of a federally funded grant entitled, Talent Search— North Shore Community College $225,000

7518-6127 For the purposes of a federally funded grant entitled, College Work Study Program— Bunker Hill Community College $295,000

EXECUTIVE OFFICE OF PUBLIC SAFETY AND HOMELAND SECURITY.

Office of the Secretary.

8000-4602 For the purposes of a federally funded grant entitled, Juvenile Justice Delinquency and Prevention Act — Planning $100,000

8000-4603 For the purposes of a federally funded grant entitled, Juvenile Justice Delinquency and Prevention Act $1,000,000

8000-4608 For the purposes of a federally funded grant entitled, Drug-Free Schools and Communities Act of 1986 ..... $1,000,000

8000-4610 For the purposes of a federally funded grant entitled, Statistical Analysis Center $68,017

8000-4611 For the purposes of a federally funded grant entitled, Byrne Justice Assistance $3,000,000

8000-4613 For the purposes of a federally funded grant entitled, Project Safe Neighborhood Anti-Gang Initiative $500,000

8000-4614 For the purposes of a federally funded grant entitled, Encourage Arrests Violence to Women $500,000

8000-4619 For the purposes of a federally funded grant entitled, Title V $750,000

8000-4620 For the purposes of a federally funded grant entitled, Stop Violence Against Women Formula Grants Program $2,000,000

8000-4623 For the purposes of a federally funded grant entitled, Criminal History Improvement $150,000

8000-4624 For the purposes of a federally funded grant entitled, Prisoner Substance Abuse Treatment $100,000

8000-4692 For the purposes of a federally funded grant entitled, State Homeland Security Program $38,000,000

8000-4693 For the purposes of a federally funded grant entitled, Project Safe Neighborhood $500,000

8000-4694 For the purposes of a federally funded grant entitled, Urban Areas Security Initiative $5,000,000

8000-4695 For the purposes of a federally funded grant entitled, Homeland Security Buffer Zone Protection $2,000,000

8000-4696 For the purposes of a federally funded grant entitled, Transportation Security Grant $12,000,000

8000-4697 For the purposes of a federally funded grant entitled, Homeland Security Interoperable Communication $8,000,000

8000-4698 For the purposes of a federally funded grant entitled, Highway Safety Initiatives $3,000,000

8000-4699 For the purposes of a federally funded grant entitled, Homeland Citizen Corp Program $200,000

8000-4700 For the purposes of a federally funded grant entitled, Homeland Metro Medical Response System $600,000

8000-4701 For the purposes of a federally funded grant entitled, Homeland Port Security $2,000,000

8000-4702 For the purposes of a federally funded grant entitled, Homeland Interoperable Emergency Communication $600,000

8000-4703 For the purposes of a federally funded grant entitled, Homeland Regional Catastrophe Preparedness $2,000,000

8000-4704 For the purposes of a federally funded grant entitled, Homeland Preparedness $100,000

8000-4804 For the purposes of a federally funded grant entitled, State Agency Programs $12,000,000

8000-4839 For the purposes of a federally funded grant entitled, Enforcing Underage Drinking Law IV $125,000

8000-4840 For the purposes of a federally funded grant entitled, 2006 Enforcing Underage Drinking Laws $350,000

8000-4841 For the purposes of a federally funded grant entitled, Fatality Analysis Reporting $150,000

8000-4842 For the purposes of a federally funded grant entitled, Special Events Trust $190,000

8000-6613 For the purposes of a federally funded grant entitled, Juvenile Accountability Block Grant $600,000

8000-6615 For the purposes of a federally funded grant entitled, Community Security Expendable Trust $135,000

Department of State Police.

8100-0200 For the purposes of a federally funded grant entitled, Motor Vehicle Data Quality $405,196

8100-0209 For the purposes of a federally funded grant entitled, Region 1 Training Academy Motor Carrier Safety Assistance $61,283

8100-0210 For the purposes of a federally funded grant entitled, MCSAP-CVE New Entrant Audit $716,046

8100-0219 For the purposes of a federally funded grant entitled, Federal Motor Carrier Safety Assistance $2,355,514

8100-2058 For the purposes of a federally funded grant entitled, New England State Police Administrator's Conference — Regional Investigation $2,685,678

8100-2638 For the purposes of a federally funded grant entitled, Internet Crimes Against Children $200,000

8100-9706 For the purposes of a federally funded grant entitled, Cannabis Eradication Controlled Substance Prosecution DEA Cooperative Agreement $48,000

8100-9733 For the purposes of a federally funded grant entitled, Forensic Casework DNA Backlog $267,342

8100-9738 For the purposes of a federally funded grant entitled, Operation Clean Sweep Byrne FY09 ..... $196,847

8100-9739 For the purposes of a federally funded grant entitled, Statewide Firearms Intelligence Byrne $155,976

8100-9740 For the purposes of a federally funded grant entitled, Convicted Offender DNA Backlog Reduction $276,960

8100-9741 For the purposes of a federally funded grant entitled, Forensic DNA Backlog Reduction Grant $452,572

8100-9742 For the purposes of a federally funded grant entitled, Coverdell- National Forensic Science Improvement Grant FFY08 ..... $59,092

8100-9743 For the purposes of a federally funded grant entitled, Solving Cold Cases with DNA $332,995

Department of Fire Services.

8324-1505 For the purposes of a federally funded grant entitled, USFA/NFA State Fire Training Program $28,000

8324-9707 For the purposes of a federally funded grant entitled, Underground Storage Tank Registry Program $467,399

Military Division.

8700-0006 For the purposes of a federally funded grant entitled, Military Construction Costs in Methuen $20,501,000

8700-0302 For the purposes of a federally funded grant entitled, Military Construction Costs in Reading $333,722

Massachusetts Emergency Management Agency.

8800-0042 For the purposes of a federally funded grant entitled, Hazardous Materials Transportation Act $313,123

8800-0048 For the purposes of a federally funded grant entitled, Flood Mitigation Assistance Program $4,217,290

8800-0064 For the purposes of a federally funded grant entitled, Hazard Mitigation 1364 ..... $741,313

8800-0087 For the purposes of a federally funded grant entitled, Pre-Disaster Mitigation Competitive Grant $741,313

8800-1642 For the purposes of a federally funded grant entitled, May 2006 Floods; Federal Emergency Management Agency $123,616

8800-1701 For the purposes of a federally funded grant entitled, Federal Emergency Management Agency April Storm $338,618

Department of Correction.

8903-0099 For the purposes of a federally funded grant entitled, Prisoner Re-entry Initiative $30,000

8903-9709 For the purposes of a federally funded grant entitled, Grants to States for Workplace and Community Transition Training for Incarcerated Youth Offenders $20,000

Essex Sheriff's Department.

8910-0621 For the purposes of a federally funded grant entitled, Essex Substance and Education Program $256,834

EXECUTIVE OFFICE OF ELDER AFFAIRS.

Office of the Secretary.

9110-1074 For the purposes of a federally funded grant entitled, Older Americans Assistance, Title III and Title VII $9,467,410

9110-1077 For the purposes of a federally funded grant entitled, Older Americans Act, Title III-E, National Family Caregiver Support Program $3,554,442

9110-1095 For the purposes of a federally funded grant entitled, Health Information Counseling and Assistance $710,010

9110-1150 For the purposes of a federally funded grant entitled, Empowering Older People $70,743

9110-1173 For the purposes of a federally funded grant entitled, Older Americans Act - Title III Nutritional Program $14,289,338

9110-1174 For the purposes of a federally funded grant entitled, Nutrition Services Incentive Program $3,155,164

9110-1178 For the purposes of a federally funded grant entitled, Community Service Employment Program $1,931,361

9110-1179 For the purposes of a federally funded grant entitled, Performance Outcome Measures Project $28,100

9110-2760 For the purposes of a federally funded grant entitled, New England Massachusetts Aging and Disability Resource Center $187,782

SECTION 3. Notwithstanding any general or special law to the contrary, for the fiscal year ending June 30, 2010 the distribution to cities and towns of the balance of the State Lottery Fund, as paid by the state treasurer from

the General Fund in accordance with clause (c) of the second paragraph of section 35 of chapter 10 of the General Laws, and additional funds from the General Fund shall be $1,094,084,412 and shall be apportioned to the cities and towns in accordance with this section.

Notwithstanding section 2 of chapter 70 of the General Laws or any other general or special law to the contrary, except for section 12B of chapter 76 and section 89 of chapter 71 of the General Laws, for fiscal year 2010 the total amounts to be distributed and paid to each city and town from item 7061-0008 of section 2 shall be as set forth in the following lists. The specified amounts to be distributed from said item 7061-0008 of said section 2 shall be in full satisfaction of the amounts due under chapter 70 of the General Laws.

Notwithstanding any general or special law to the contrary, the governor may allocate, at his full discretion, funds from the State Fiscal Stabilization Fund established by Title XIV of the American Recovery and Reinvestment Act of 2009, Pub. L. No. 111-5 (ARRA); provided further, that said potential allocation is reflected in the following chart in the column entitled ''Potential Allocation of Federal Funds from the ARRA State Fiscal Stabilization Fund''; provided further, that the funds set forth in said column are an estimated apportionment and shall not appear on the cherry sheet produced by the department of revenue; and provided further, that the governor may allocate said funds to reflect: (a) foundation aid, and (b) $50 per-pupil minimum aid based on the calculation of local contributions as described below.

For fiscal year 2010, the foundation budget categories for each district shall be calculated in the same manner as in fiscal year 2009. For fiscal year 2010, the foundation inflation index shall equal the prior year's foundation inflation index multiplied by the minimum of: (a) the ratio of the value of the implicit price deflator for state and local government purchases in the first quarter of the prior fiscal year to its value in the first quarter of the year 2 years before, and (b) 1.045. The target local share shall be calculated using the same methodology used in fiscal year 2009. Preliminary local contribution shall be the municipality’s fiscal year 2009 minimum required local contribution, increased or decreased by the municipal revenue growth factor. The minimum required local contribution for fiscal year 2010 shall be, for any municipality with a fiscal year 2010 preliminary contribution less than its fiscal year 2010 target contribution, the greater of: (a) the fiscal year 2009 minimum required contribution increased by municipal revenue growth factors; but if a municipality's preliminary contribution as a percentage of its foundation budget is more than 5 percentage points lower than the target local share, the preliminary contribution shall be recalculated using the municipality's revenue growth factor plus 1 percentage point; and if a municipality's preliminary contribution as a percentage of its foundation budget is more than 10

percentage points lower than the target local share, the preliminary contribution shall be recalculated using the municipality's revenue growth factor plus 2 percentage points; or (b) the lesser of 95 per cent of the municipality's fiscal year 2008 actual contribution or the municipality's fiscal year 2010 target contribution. Minimum required local contribution for fiscal year 2010 shall be, for any municipality with a fiscal year 2010 preliminary contribution greater than its fiscal year 2010 target contribution, the preliminary local contribution reduced by 15 per cent of the gap between the preliminary local contribution and the target local contribution. Required local contribution shall be allocated among the districts to which a municipality belongs in direct proportion to the foundation budgets for the municipality’s pupils at each of those districts.

Chapter 70 aid for fiscal year 2010 shall be as distributed in fiscal year 2009. If there is a conflict between the language of this section and the distribution listed below, the distribution below shall control.

The department of elementary and secondary education shall not consider health care costs for retired teachers to be part of net school spending for any district in which such costs were not considered part of net school spending in fiscal year 1994.

No payments to cities, towns or counties maintaining an agricultural school pursuant to this section shall be made after November 30 of the fiscal year by the state treasurer until he receives certification from the commissioner of revenue of the commissioner's acceptance of the prior fiscal year's annual financial reports submitted pursuant to section 43 of chapter 44 of the General Laws. The state treasurer shall make advance payments for some or all of periodic local reimbursement or assistance programs to any city, town, regional school district or independent agricultural and technical school that demonstrates an emergency cash shortfall, as certified by the commissioner of revenue and approved by the secretary of the executive office for administration and finance, pursuant to guidelines established by the secretary.

Municipalities	***7061-0008 Chapter 70***	***Unrestricted General Government Aid***	***Potential Allocation of Federal Funds from the ARRA State Fiscal Stabilization Fund***	***Potential Total Section 3 Local Aid (Contingent Upon Allocation Federal Funds)***
ABINGTON	*7,808,577*	*2,027,530*	*113,050*	*9,949,157*
ACTON	*5,228,141*	*1,441,748*	*457,922*	*7,127,811*
AGAWAM	*16,486,547*	*3,797,041*	*1,383,487*	*21,667,075*
ALFORD	*0*	*15,115*	*0*	*15,115*
AMESBURY	*9,079,191*	*2,005,113*	*120,550*	*11,204,854*
AMHERST	*6,266,707*	*8,408,759*	*70,250*	*14,745,716*
ANDOVER	*7,467,975*	*1,841,681*	*299,700*	*9,609,356*
AQUINNAH	*0*	*2,617*	*0*	*2,617*
ARLINGTON	*6,229,294*	*7,875,026*	*914,048*	*15,018,368*
ASHBURNHAM	*0*	*783,635*	*0*	*783,635*
ASHBY	*0*	*427,268*	*0*	*427,268*
ASHFIELD	*99,291*	*198,022*	*600*	*297,913*
ASHLAND	*4,593,982*	*1,393,800*	*374,725*	*6,362,507*
ATHOL	*0*	*2,561,713*	*0*	*2,561,713*
ATTLEBORO	*30,251,302*	*5,879,927*	*588,733*	*36,719,962*
AUBURN	*5,807,803*	*1,765,134*	*614,160*	*8,187,097*
AVON	*880,355*	*714,361*	*27,450*	*1,622,166*
AYER	*4,253,186*	*780,252*	*52,600*	*5,086,038*

BARNSTABLE	7,744,649	2,167,981	279,150	10,191,780
BARRE	17,858	909,083	22,506	949,447
BECKET	81,381	93,600	350	175,331
BEDFORD	3,025,145	1,183,144	125,300	4,333,589
BELCHERTOWN	13,164,100	1,753,693	842,573	15,760,366
BELLINGHAM	8,560,993	1,748,889	127,400	10,437,282
BELMONT	4,603,815	2,327,198	1,364,975	8,295,988
BERKLEY	5,537,165	627,115	53,900	6,218,180
BERLIN	539,078	207,798	10,650	757,526
BERNARDSTON	0	317,696	11,916	329,612
BEVERLY	7,254,770	6,018,939	211,000	13,484,709
BILLERICA	17,465,958	6,001,737	1,308,200	24,775,895
BLACKSTONE	127,344	1,327,659	750	1,455,753
BLANDFORD	45,414	136,771	300	182,485
BOLTON	5,769	220,576	0	226,345
BOSTON	221,422,839	195,271,165	3,038,900	419,732,904
BOURNE	5,049,097	1,510,894	117,400	6,677,391
BOXBOROUGH	1,394,863	259,990	22,950	1,677,803
BOXFORD	1,653,884	501,037	41,200	2,196,121
BOYLSTON	460,908	353,042	19,260	833,210
BRAINTREE	9,517,288	5,897,870	2,927,678	18,342,836
BREWSTER	957,078	406,957	25,300	1,389,335
BRIDGEWATER	85,768	3,578,267	450	3,664,485
BRIMFIELD	1,190,971	401,842	14,700	1,607,513
BROCKTON	128,909,020	21,580,607	5,608,435	156,098,062
BROOKFIELD	1,369,987	508,895	13,000	1,891,882
BROOKLINE	7,473,142	6,543,709	309,100	14,325,951
BUCKLAND	0	309,896	6,186	316,082
BURLINGTON	5,524,388	2,699,192	184,600	8,408,180
CAMBRIDGE	9,316,701	23,131,899	309,750	32,758,350
CANTON	3,760,236	2,210,242	200,078	6,170,556
CARLISLE	851,812	226,100	34,350	1,112,262
CARVER	10,319,108	1,505,670	97,550	11,922,328
CHARLEMONT	143,418	181,454	650	325,522
CHARLTON	0	1,453,730	7,700	1,461,430
CHATHAM	699,107	155,115	27,750	881,972
CHELMSFORD	9,432,005	5,231,281	1,296,265	15,959,551
CHELSEA	50,797,335	8,464,952	1,635,338	60,897,625
CHESHIRE	316,850	598,730	1,650	917,230
CHESTER	133,451	188,318	650	322,419
CHESTERFIELD	129,211	142,302	650	272,163
CHICOPEE	48,081,058	11,868,571	2,458,214	62,407,843
CHILMARK	0	4,200	0	4,200
CLARKSBURG	1,723,370	374,941	142,956	2,241,267
CLINTON	11,212,718	2,426,252	100,900	13,739,870
COHASSET	1,788,815	530,271	70,700	2,389,786
COLRAIN	0	285,761	0	285,761
CONCORD	2,154,784	1,195,700	89,650	3,440,134
CONWAY	638,732	184,201	7,050	829,983
CUMMINGTON	70,568	86,386	750	157,704
DALTON	218,598	1,107,345	1,100	1,327,043
DANVERS	4,601,706	2,935,537	182,000	7,719,243
DARTMOUTH	9,683,685	2,598,191	198,950	12,480,826
DEDHAM	3,935,816	3,370,468	136,250	7,442,534
DEERFIELD	1,106,598	495,038	19,950	1,621,586
DENNIS	0	610,025	0	610,025
DEVENS	328,000	0	0	328,000
DIGHTON	0	778,516	0	778,516
DOUGLAS	8,066,226	752,158	778,152	9,596,536
DOVER	648,415	198,265	29,250	875,930
DRACUT	17,410,464	3,611,207	1,416,489	22,438,160
DUDLEY	0	1,728,983	0	1,728,983
DUNSTABLE	0	260,291	4,242	264,533
DUXBURY	4,341,487	913,603	579,444	5,834,534
EAST BRIDGEWATER	10,896,226	1,542,769	116,550	12,555,545
EAST BROOKFIELD	95,548	292,747	350	388,645
EAST LONGMEADOW	8,324,121	1,491,890	938,352	10,754,363
EASTHAM	340,536	153,554	11,700	505,790
EASTHAMPTON	8,158,515	2,897,021	92,600	11,148,136
EASTON	9,794,246	2,257,059	191,300	12,242,605
EDGARTOWN	455,629	68,655	19,100	543,384
EGREMONT	0	70,675	0	70,675
ERVING	413,092	69,274	24,707	507,073
ESSEX	0	274,247	0	274,247
EVERETT	33,919,780	7,120,614	3,631,301	44,671,695
FAIRHAVEN	7,657,403	2,324,164	96,450	10,078,017
FALL RIVER	93,641,102	24,561,591	534,750	118,737,443
FALMOUTH	5,224,411	1,428,915	186,700	6,840,026
FITCHBURG	41,150,295	8,795,718	565,192	50,511,205
FLORIDA	516,835	51,302	49,375	617,512
FOXBOROUGH	8,462,796	1,535,207	595,041	10,593,044
FRAMINGHAM	17,135,878	10,254,240	2,691,473	30,081,591
FRANKLIN	28,726,706	2,546,760	448,381	31,721,847

FREETOWN	1,546,895	978,700	26,150	2,551,745
GARDNER	19,135,945	4,367,555	131,250	23,634,750
GEORGETOWN	4,444,922	738,343	1,057,827	6,241,092
GILL	0	238,219	0	238,219
GLOUCESTER	6,204,130	4,116,418	179,400	10,499,948
GOSHEN	102,159	82,454	550	185,163
GOSNOLD	17,447	2,162	250	19,859
GRAFTON	8,180,814	1,611,544	1,080,287	10,872,645
GRANBY	4,732,473	910,046	51,550	5,694,069
GRANVILLE	1,344,685	165,247	12,700	1,522,632
GREAT BARRINGTON	0	850,083	0	850,083
GREENFIELD	9,734,728	3,272,208	232,429	13,239,365
GROTON	0	862,107	0	862,107
GROVELAND	0	713,238	0	713,238
HADLEY	790,348	467,777	30,450	1,288,575
HALIFAX	2,643,129	935,608	198,647	3,777,384
HAMILTON	0	720,238	0	720,238
HAMPDEN	0	701,671	0	701,671
HANCOCK	205,303	58,192	4,950	268,445
HANOVER	6,004,648	2,183,354	388,599	8,576,601
HANSON	11,943	1,311,342	13,199	1,336,484
HARDWICK	0	454,009	0	454,009
HARVARD	1,787,958	1,526,368	60,850	3,375,176
HARWICH	1,871,266	443,962	71,500	2,386,728
HATFIELD	812,018	321,599	19,700	1,153,317
HAVERHILL	36,078,018	10,129,894	789,802	46,997,714
HAWLEY	11,668	47,309	8,617	67,594
HEATH	0	87,779	0	87,779
HINGHAM	4,850,597	1,626,627	955,012	7,432,236
HINSDALE	111,270	226,132	500	337,902
HOLBROOK	4,956,102	1,520,774	60,100	6,536,976
HOLDEN	0	1,919,191	0	1,919,191
HOLLAND	889,479	208,031	70,315	1,167,825
HOLLISTON	6,879,932	1,596,101	234,423	8,710,456
HOLYOKE	67,779,308	10,467,637	1,667,565	79,914,510
HOPEDALE	6,268,494	672,082	55,900	6,996,476
HOPKINTON	5,788,652	809,655	167,750	6,766,057
HUBBARDSTON	8,587	448,244	50	456,881
HUDSON	8,415,317	2,055,286	1,174,781	11,645,384
HULL	3,891,843	2,184,276	64,200	6,140,319
HUNTINGTON	218,880	347,913	1,450	568,243
IPSWICH	2,550,997	1,654,473	248,578	4,454,048
KINGSTON	3,890,145	989,290	166,025	5,045,460
LAKEVILLE	2,437,801	843,323	34,250	3,315,374
LANCASTER	0	927,270	0	927,270
LANESBOROUGH	861,902	355,534	12,500	1,229,936
LAWRENCE	136,055,235	20,237,117	6,746,786	163,039,138
LEE	2,067,656	641,886	37,450	2,746,992
LEICESTER	9,911,439	1,789,573	91,150	11,792,162
LENOX	1,219,373	549,373	33,200	1,801,946
LEOMINSTER	40,477,387	5,898,847	1,998,043	48,374,277
LEVERETT	287,813	183,973	6,000	477,786
LEXINGTON	7,601,057	1,579,592	304,800	9,485,449
LEYDEN	0	91,377	0	91,377
LINCOLN	774,506	701,670	34,100	1,510,276
LITTLETON	3,017,400	732,643	823,942	4,573,985
LONGMEADOW	4,429,510	1,439,987	151,100	6,020,597
LOWELL	119,881,735	25,960,804	2,606,611	148,449,150
LUDLOW	12,688,709	3,148,599	1,036,879	16,874,187
LUNENBURG	4,620,790	1,089,943	264,751	5,975,484
LYNN	117,607,718	23,076,439	1,739,763	142,423,920
LYNNFIELD	4,095,804	1,071,935	113,100	5,280,839
MALDEN	41,237,571	12,930,936	1,669,486	55,837,993
MANCHESTER	0	249,101	0	249,101
MANSFIELD	17,263,411	2,299,038	1,925,854	21,488,303
MARBLEHEAD	4,903,471	1,173,684	160,800	6,237,955
MARION	465,310	232,563	20,050	717,923
MARLBOROUGH	11,626,039	5,610,636	1,807,774	19,044,449
MARSHFIELD	14,624,362	2,232,797	228,850	17,086,009
MASHPEE	4,527,865	379,206	92,850	4,999,921
MATTAPOISETT	568,024	417,737	23,950	1,009,711
MAYNARD	3,263,163	1,619,244	476,905	5,359,312
MEDFIELD	6,058,209	1,494,065	145,950	7,698,224
MEDFORD	11,681,327	12,211,939	258,600	24,151,866
MEDWAY	9,230,437	1,257,449	1,450,114	11,938,000
MELROSE	7,541,739	5,285,826	184,900	13,012,465
MENDON	27,663	454,982	265	482,910
MERRIMAC	0	815,603	0	815,603
METHUEN	37,369,988	5,603,996	4,310,335	47,284,319
MIDDLEBOROUGH	17,185,388	2,541,138	553,179	20,279,705
MIDDLEFIELD	17,650	57,782	150	75,582
MIDDLETON	1,598,957	563,943	38,950	2,201,850

MILFORD	14,245,479	3,148,118	1,983,233	19,376,830
MILLBURY	6,956,660	1,825,126	101,966	8,883,752
MILLIS	3,565,161	1,079,099	726,971	5,371,231
MILLVILLE	43,194	395,505	200	438,899
MILTON	4,786,872	3,311,759	1,110,097	9,208,728
MONROE	89,564	18,952	750	109,266
MONSON	7,708,640	1,345,433	142,164	9,196,237
MONTAGUE	6,507	1,415,485	50	1,422,042
MONTEREY	0	49,752	0	49,752
MONTGOMERY	19,446	89,962	2,867	112,275
MOUNT WASHINGTON	34,839	30,897	750	66,486
NAHANT	475,089	389,436	18,850	883,375
NANTUCKET	1,438,148	81,663	62,750	1,582,561
NATICK	5,843,990	3,927,556	1,721,838	11,493,384
NEEDHAM	6,118,846	1,799,267	1,324,492	9,242,605
NEW ASHFORD	166,015	20,936	2,000	188,951
NEW BEDFORD	110,955,531	23,709,854	3,106,538	137,771,923
NEW BRAINTREE	0	133,531	0	133,531
NEW MARLBOROUGH	0	65,600	0	65,600
NEW SALEM	0	114,867	0	114,867
NEWBURY	0	508,847	0	508,847
NEWBURYPORT	3,388,114	2,628,685	110,800	6,127,599
NEWTON	14,460,608	6,057,016	587,250	21,104,874
NORFOLK	3,486,975	988,413	48,950	4,524,338
NORTH ADAMS	14,464,725	4,572,645	80,650	19,118,020
NORTH ANDOVER	5,551,977	2,112,258	1,234,191	8,898,426
NORTH ATTLEBOROUGH	21,050,700	2,965,284	233,100	24,249,084
NORTH BROOKFIELD	4,451,604	821,278	36,400	5,309,282
NORTH READING	6,170,866	1,830,059	853,637	8,854,562
NORTHAMPTON	7,376,359	4,530,152	139,950	12,046,461
NORTHBOROUGH	3,347,474	1,149,676	287,147	4,784,297
NORTHBRIDGE	14,256,878	2,175,626	199,419	16,631,923
NORTHFIELD	0	354,583	0	354,583
NORTON	13,094,617	2,142,182	149,750	15,386,549
NORWELL	2,778,831	1,104,889	567,095	4,450,815
NORWOOD	5,183,560	4,794,153	174,300	10,152,013
OAK BLUFFS	661,462	74,958	21,350	757,770
OAKHAM	80,415	206,864	39,646	326,925
ORANGE	5,516,748	1,665,689	35,350	7,217,787
ORLEANS	256,162	177,042	9,250	442,454
OTIS	0	40,742	0	40,742
OXFORD	9,416,524	2,119,361	328,806	11,864,691
PALMER	11,225,832	2,067,024	94,550	13,387,406
PAXTON	0	523,349	0	523,349
PEABODY	20,118,092	7,440,065	315,550	27,873,707
PELHAM	233,169	164,064	4,050	401,283
PEMBROKE	12,449,176	1,732,568	1,357,283	15,539,027
PEPPERELL	8,877	1,431,527	0	1,440,404
PERU	91,528	115,582	400	207,510
PETERSHAM	451,377	118,161	4,250	573,788
PHILLIPSTON	0	199,674	0	199,674
PITTSFIELD	35,756,340	8,898,919	2,093,474	46,748,733
PLAINFIELD	54,235	51,709	400	106,344
PLAINVILLE	2,687,691	781,935	39,500	3,509,126
PLYMOUTH	21,376,068	4,038,672	2,248,606	27,663,346
PLYMPTON	594,336	244,522	11,700	850,558
PRINCETON	0	331,648	2,372	334,020
PROVINCETOWN	278,151	142,565	7,350	428,066
QUINCY	16,126,667	19,775,946	4,299,677	40,202,290
RANDOLPH	12,185,588	5,357,370	158,850	17,701,808
RAYNHAM	0	1,273,727	0	1,273,727
READING	9,264,215	3,341,394	962,961	13,568,570
REHOBOTH	0	1,051,315	0	1,051,315
REVERE	33,590,732	10,602,458	5,251,236	49,444,426
RICHMOND	356,276	111,510	10,000	477,786
ROCHESTER	1,634,188	437,756	214,500	2,286,444
ROCKLAND	10,359,483	2,724,716	319,521	13,403,720
ROCKPORT	1,370,912	451,000	45,750	1,867,662
ROWE	72,924	4,061	2,500	79,485
ROWLEY	0	604,908	0	604,908
ROYALSTON	0	180,353	0	180,353
RUSSELL	179,065	255,151	850	435,066
RUTLAND	10,197	915,749	0	925,946
SALEM	14,371,186	7,110,011	3,019,813	24,501,010
SALISBURY	0	707,753	0	707,753
SANDISFIELD	0	38,816	0	38,816
SANDWICH	6,873,318	1,161,704	178,200	8,213,222
SAUGUS	4,191,423	3,781,338	148,300	8,121,061
SAVOY	527,277	119,423	7,364	654,064
SCITUATE	5,208,715	2,073,430	154,900	7,437,045
SEEKONK	4,605,053	1,268,320	105,450	5,978,823
SHARON	6,964,282	1,442,825	166,900	8,574,007

SHEFFIELD	14,760	271,413	150	286,323
SHELBURNE	0	290,386	0	290,386
SHERBORN	538,802	223,257	24,200	786,259
SHIRLEY	4,484,574	1,352,279	42,300	5,879,153
SHREWSBURY	18,866,811	2,871,146	1,166,561	22,904,518
SHUTESBURY	616,453	174,786	7,450	798,689
SOMERSET	5,372,323	1,580,841	125,100	7,078,264
SOMERVILLE	20,597,265	25,049,559	257,100	45,903,924
SOUTH HADLEY	7,665,297	2,691,878	399,825	10,757,000
SOUTHAMPTON	2,614,089	656,742	26,150	3,296,981
SOUTHBOROUGH	2,861,518	450,805	76,500	3,388,823
SOUTHBRIDGE	16,282,624	3,626,037	112,900	20,021,561
SOUTHWICK	0	1,276,054	0	1,276,054
SPENCER	0	2,189,340	0	2,189,340
SPRINGFIELD	262,734,913	39,018,818	13,182,907	314,936,638
STERLING	0	770,444	0	770,444
STOCKBRIDGE	0	111,656	0	111,656
STONEHAM	3,532,166	3,830,577	131,750	7,494,493
STOUGHTON	12,759,783	3,300,563	449,206	16,509,552
STOW	0	471,545	0	471,545
STURBRIDGE	2,061,613	798,530	365,169	3,225,312
SUDBURY	4,367,981	1,442,795	153,500	5,964,276
SUNDERLAND	891,346	520,954	9,500	1,421,800
SUTTON	5,496,292	804,578	88,486	6,389,356
SWAMPSCOTT	2,701,925	1,334,131	158,490	4,194,546
SWANSEA	4,735,383	1,935,846	357,044	7,028,273
TAUNTON	45,146,596	8,668,993	2,036,968	55,852,557
TEMPLETON	0	1,357,066	0	1,357,066
TEWKSBURY	13,139,908	2,868,677	213,150	16,221,735
TISBURY	410,255	101,068	17,100	528,423
TOLLAND	0	18,893	0	18,893
TOPSFIELD	1,105,893	632,193	30,750	1,768,836
TOWNSEND	8,704	1,308,157	0	1,316,861
TRURO	264,595	31,008	10,000	305,603
TYNGSBOROUGH	7,502,677	996,072	98,850	8,597,599
TYRINGHAM	37,969	13,086	1,400	52,455
UPTON	24,535	546,121	100	570,756
UXBRIDGE	9,646,402	1,418,203	100,900	11,165,505
WAKEFIELD	4,868,148	3,472,292	373,359	8,713,799
WALES	698,579	243,448	7,500	949,527
WALPOLE	7,504,424	2,626,839	195,400	10,326,663
WALTHAM	7,619,002	9,994,599	241,500	17,855,101
WARE	8,166,339	1,779,441	68,150	10,013,930
WAREHAM	12,491,866	2,039,257	701,994	15,233,117
WARREN	71,661	872,789	100	944,550
WARWICK	0	127,363	0	127,363
WASHINGTON	11,943	94,902	100	106,945
WATERTOWN	3,486,296	6,805,121	127,900	10,419,317
WAYLAND	3,389,954	931,679	135,250	4,456,883
WEBSTER	9,199,351	2,551,953	958,343	12,709,647
WELLESLEY	6,518,222	1,335,200	1,197,609	9,051,031
WELLFLEET	157,726	60,245	6,600	224,571
WENDELL	0	187,438	0	187,438
WENHAM	0	479,806	0	479,806
WEST BOYLSTON	3,023,114	821,213	49,100	3,893,427
WEST BRIDGEWATER	2,226,304	673,998	218,135	3,118,437
WEST BROOKFIELD	214,017	510,548	900	725,465
WEST NEWBURY	0	315,124	0	315,124
WEST SPRINGFIELD	17,723,986	3,693,975	1,577,628	22,995,589
WEST STOCKBRIDGE	0	108,912	0	108,912
WEST TISBURY	0	204,763	0	204,763
WESTBOROUGH	4,432,684	1,194,391	317,507	5,944,582
WESTFIELD	34,043,025	6,488,518	1,161,158	41,692,701
WESTFORD	15,630,525	2,190,416	1,560,934	19,381,875
WESTHAMPTON	420,422	149,353	58,793	628,568
WESTMINSTER	0	721,923	0	721,923
WESTON	2,608,444	385,541	118,900	3,112,885
WESTPORT	4,478,373	1,253,967	91,250	5,823,590
WESTWOOD	3,547,941	751,951	731,447	5,031,339
WEYMOUTH	24,326,465	8,987,260	328,100	33,641,825
WHATELY	246,385	138,322	10,992	395,699
WHITMAN	119,435	2,333,495	450	2,453,380
WILBRAHAM	0	1,503,614	0	1,503,614
WILLIAMSBURG	432,416	312,048	8,300	752,764
WILLIAMSTOWN	965,143	984,052	18,650	1,967,845
WILMINGTON	9,957,492	2,562,922	618,361	13,138,775
WINCHENDON	10,861,118	1,733,994	1,009,627	13,604,739
WINCHESTER	5,209,589	1,524,993	801,501	7,536,083
WINDSOR	50,341	105,751	200	156,292
WINTHROP	5,184,551	4,345,126	96,100	9,625,777
WOBURN	6,708,151	6,170,532	232,650	13,111,333
WORCESTER	180,493,947	42,832,462	14,363,614	237,690,023
WORTHINGTON	72,731	133,428	300	206,459

WRENTHAM	3,814,719	960,941	58,000	4,833,660
YARMOUTH	2,607	1,414,009	2,507	1,419,123
Municipal Total	**3,308,490,410**	**1,094,084,412**	**164,162,775**	**4,566,737,597**

Regional School	7061-0008 Chapter 70	Potential Allocation of Federal Funds from the ARRA State Fiscal Stabilization Fund	Potential Total Section 3 Local Aid (Contingent Upon Allocation of Federal Funds)
ACTON BOXBOROUGH	6,852,830	793,262	7,646,092
ADAMS CHESHIRE	10,464,212	78,600	10,542,812
AMHERST PELHAM	9,883,632	88,150	9,971,782
ASHBURNHAM WESTMINSTER	10,333,667	403,746	10,737,413
ASSABET VALLEY	2,994,328	33,700	3,028,028
ATHOL ROYALSTON	18,293,920	97,000	18,390,920
BERKSHIRE HILLS	2,864,582	55,250	2,919,832
BERLIN BOYLSTON	939,819	21,750	961,569
BLACKSTONE MILLVILLE	11,330,629	101,450	11,432,079
BLACKSTONE VALLEY	7,222,279	557,690	7,779,969
BLUE HILLS	4,117,441	42,150	4,159,591
BRIDGEWATER RAYNHAM	21,612,939	284,400	21,897,339
BRISTOL COUNTY	3,078,101	65,701	3,143,802
BRISTOL PLYMOUTH	9,326,406	777,568	10,103,974
CAPE COD	2,178,249	35,450	2,213,699
CENTRAL BERKSHIRE	8,930,319	104,700	9,035,019
CHESTERFIELD GOSHEN	772,802	8,600	781,402
CONCORD CARLISLE	1,925,396	65,450	1,990,846
DENNIS YARMOUTH	6,902,694	186,400	7,089,094
DIGHTON REHOBOTH	13,142,953	161,350	13,304,303
DOVER SHERBORN	1,465,508	57,100	1,522,608
DUDLEY CHARLTON	24,412,589	781,241	25,193,830
ESSEX COUNTY	4,314,850	22,100	4,336,950
FARMINGTON RIVER	414,256	12,900	427,156
FRANKLIN COUNTY	3,523,598	24,000	3,547,598
FREETOWN LAKEVILLE	7,565,074	98,800	7,663,874
FRONTIER	2,915,581	33,650	2,949,231
GATEWAY	5,986,331	62,950	6,049,281
GILL MONTAGUE	6,433,023	55,950	6,488,973
GREATER FALL RIVER	14,555,488	69,900	14,625,388
GREATER LAWRENCE	21,416,909	68,250	21,485,159
GREATER LOWELL	21,032,322	356,550	21,388,872
GREATER NEW BEDFORD	22,190,981	799,364	22,990,345
GROTON DUNSTABLE	11,080,035	137,850	11,217,885
HAMILTON WENHAM	3,506,180	96,350	3,602,530
HAMPDEN WILBRAHAM	11,749,844	179,350	11,929,194
HAMPSHIRE	3,066,174	246,719	3,312,893
HAWLEMONT	650,788	5,400	656,188
KING PHILIP	7,572,964	108,550	7,681,514
LINCOLN SUDBURY	2,522,250	185,007	2,707,257
MANCHESTER ESSEX	1,718,411	63,300	1,781,711
MARTHAS VINEYARD	2,901,535	37,750	2,939,285
MASCONOMET	5,052,267	109,350	5,161,617
MENDON UPTON	12,546,934	299,755	12,846,689
MINUTEMAN	2,295,103	21,300	2,316,403
MOHAWK TRAIL	6,262,133	57,250	6,319,383
MONTACHUSETT	12,300,386	634,469	12,934,855
MOUNT GREYLOCK	1,776,889	27,500	1,804,389
NARRAGANSETT	10,356,119	78,650	10,434,769
NASHOBA	6,605,746	160,750	6,766,496
NASHOBA VALLEY	2,903,060	446,367	3,349,427
NAUSET	3,453,823	71,800	3,525,623
NEW SALEM WENDELL	669,769	6,250	676,019
NORFOLK COUNTY	1,024,400	29,920	1,054,320
NORTH MIDDLESEX	21,025,248	212,850	21,238,098
NORTH SHORE	1,649,764	22,500	1,672,264
NORTHAMPTON SMITH	954,661	6,550	961,211
NORTHBORO SOUTHBORO	2,920,581	71,900	2,992,481
NORTHEAST METROPOLITAN	7,766,451	651,986	8,418,437
NORTHERN BERKSHIRE	4,393,857	108,470	4,502,327
OLD COLONY	3,383,947	25,000	3,408,947
OLD ROCHESTER	2,112,657	56,650	2,169,307
PATHFINDER	5,113,578	27,250	5,140,828
PENTUCKET	13,496,924	154,600	13,651,524
PIONEER	4,281,429	45,700	4,327,129
QUABBIN	17,325,703	138,350	17,464,053
QUABOAG	8,505,385	69,550	8,574,935
RALPH C MAHAR	5,664,360	41,900	5,706,260
SHAWSHEEN VALLEY	5,485,056	474,205	5,959,261
SILVER LAKE	6,954,999	117,850	7,072,849
SOUTH MIDDLESEX	2,600,949	31,350	2,632,299

SOUTH SHORE	3,734,822	66,048	3,800,870
SOUTHEASTERN	12,045,030	879,625	12,924,655
SOUTHERN BERKSHIRE	1,939,087	43,850	1,982,937
SOUTHERN WORCESTER	9,238,460	420,831	9,659,291
SOUTHWICK TOLLAND	8,380,674	412,641	8,793,315
SPENCER EAST BROOKFIELD	14,268,534	104,100	14,372,634
TANTASQUA	8,066,079	85,000	8,151,079
TRI COUNTY	5,427,668	44,950	5,472,618
TRITON	8,743,809	157,400	8,901,209
UPISLAND	842,524	18,300	860,824
UPPER CAPE COD	3,070,139	33,500	3,103,639
WACHUSETT	21,928,787	1,163,779	23,092,566
WHITMAN HANSON	23,979,759	510,061	24,489,820
WHITTIER	5,624,212	948,680	6,572,892
Regional Total	**640,333,651**	**16,554,185**	**656,887,836**

SECTION 3A. Chapter 10 of the General Laws is hereby amended by inserting after section 35KK the following section:-

Section 35LL. (a) There shall be established and set up on the books of the commonwealth a separate fund to be known as the Nantasket Beach Reservation Trust Fund to be used, without further appropriation, for the long-term preservation, maintenance and safety of Nantasket Beach Reservation in the town of Hull. Any balance in the fund at the end of the fiscal year shall not revert to the General Fund, but shall remain available for expenditure in subsequent fiscal years. No expenditure made from the fund shall cause the fund to become deficient at any point during a fiscal year.

(b) Notwithstanding any general or special law to the contrary, the department of conservation and recreation shall impose a surcharge of $10 upon each fee charged and collected for parking in the Nantasket Beach Reservation. The additional monies collected from the surcharge shall be deposited into the Nantasket Beach Preservation Trust Fund.

SECTION 4. Section 8 of chapter 23D of the General Laws, as appearing in the 2006 Official Edition, is hereby amended by striking out the first sentence and inserting in place thereof the following sentence:- There shall be in the executive office of housing and economic development, but not subject to its jurisdiction, an economic stabilization trust which shall be administered by the secretary of the executive office of housing and economic development.

SECTION 5. Section 9 of said chapter 23D, as so appearing, is hereby amended by striking out, in lines 2 to 4, inclusive, the words ''director of economic development and director of labor and workforce development'' and inserting in place thereof the following words:- secretary of the executive office of housing and economic development or his designee, the secretary of the executive office of labor and workforce development or his designee.

SECTION 6. Said chapter 23D is hereby further amended by striking out section 10, as so appearing, and inserting in place thereof the following section:-

Section 10. The offices of the trust shall be located within the executive office of housing and economic development. The secretary of the executive office of housing and economic development, in consultation with the

trustees, shall appoint an executive director of the trust. The executive director shall serve as the chief executive, administrative and operational officer of the trust, shall attend meetings of the trust and shall direct the resources and staff of the program to achieve the purposes of sections 8 to 16, inclusive.

SECTION 7. Section 11H of chapter 25A of the General Laws, as so appearing, is hereby amended by striking out, in lines 21 and 23, the figure ‘‘0.75’’ and inserting in place thereof, in each instance, the following words:- 3.75.

SECTION 8. Chapter 29 of the General Laws is hereby amended by inserting after section 2YYY, inserted by section 5 of chapter 304 of the acts of 2008, the following section:-

Section 2ZZZ. (a) There shall be established and set up on the books of the commonwealth a separate fund to be known as the State Contract Administrative Fee Fund. Amounts credited to the fund shall be expended to pay for the direct and indirect costs, including, but not limited to, the cost of personnel, of the operational services division of the executive office for administration and finance to procure, manage and administer statewide contracts.

(b) The operational services division may charge and collect from statewide contractors a statewide contract administrative fee, to be established by the executive office for administration and finance; provided, however, that said fee shall not exceed 1 per cent of the total value of a contract awarded to a statewide contractor. Fees charged and collected under this paragraph shall be credited to the State Contract Administrative Fee Fund created in paragraph (a).

SECTION 9. Said chapter 29 is hereby further amended by inserting after section 5F the following section:-

Section 5G. Notwithstanding any general or special law to the contrary, the department of revenue shall report annually to the state comptroller, the executive office for administration and finance and the house and senate committees on ways and means on or before August 1 the amount collected from capital gains revenue in the previous fiscal year; provided further, that beginning September 30 and quarterly thereafter the department of revenue shall, within 15 days, certify to the state comptroller the amount collected in capital gains revenues for that quarter and the comptroller shall transfer 50 per cent of the growth in capital gains revenue that exceeds the amount collected during the previous fiscal year as reported by the department of revenue to the Commonwealth Stabilization Fund established by section 2H; provided, however, that said transfer shall be made prior to the certification of the consolidated net surplus for the previous fiscal year as provided in section 5C.

SECTION 10. Subsection (1) of section 22C of chapter 32 of the General Laws, as appearing in the 2006 Official Edition, is hereby amended by striking out the last paragraph and inserting in place thereof the following paragraph:-

Notwithstanding any general or special law to the contrary, appropriations or transfers made to the commonwealth's Pension Liability Fund in fiscal years 2009 to 2011, inclusive, shall be made in accordance with the following funding schedule: $1,314,396,000 in fiscal year 2009, $1,376,619,000 in fiscal year 2010 and $1,441,811,000 in fiscal year 2011.

NO SECTION 11.

NO SECTION 12.

SECTION 12A. Section 1 of chapter 62 of the General Laws, as so appearing, is hereby amended by inserting after the figure ''72'', in line 8, the following figure:- , 139C.

SECTION 12B. Paragraph (1) of subsection (d) of section 2 of said chapter 62, as so appearing, is hereby amended by adding the following clause:-

(P) The deduction described in section 163 (e) (5) of the Code to the extent increased by amendments to section 163 (e) (5) (F) and section 163 (i) (1) inserted by section 1232 of the American Recovery and Reinvestment Act of 2009.

SECTION 12C. Paragraph (4) of subsection (o) of section 6 of said chapter 62, as appearing in section 3 of chapter 310 of the acts of 2008, is hereby amended by striking out the figure ''90'' and inserting in place thereof the following figure:- 100.

SECTION 12D. Section 6L of said chapter 62 is hereby amended by striking out subsections (a) and (b), as amended by section 4 of said chapter 310, and inserting in place thereof the following two subsections:-

(a) This section shall apply to credits earned under subsection (l) of section 6.

(b) At the written election of a taxpayer entitled to a credit under subsection (1) of section 6, the commissioner shall apply the credit against the liability of the taxpayer as determined on its return, as first reduced by any other available credits, and shall then refund to the taxpayer 90 per cent of the balance of the credits.

SECTION 12E. Section 59 of chapter 33 of the General Laws, as appearing in the 2006 Official Edition, is hereby amended by striking out, in line 10, the words „without loss of" and inserting in place thereof the following words:- in addition to.

SECTION 12F. Said section 59 is hereby further amended by striking out, in line 13, the word „officials." in line 13, and inserting in place thereof the following words:- ; provided that the ordinary remuneration authorized by this section shall be reduced by any amounts received from the United States

government as pay or allowances for military service performed during the same pay period.

SECTION 13. Chapter 62C of the General Laws is hereby amended by striking out section 1, as so appearing, and inserting in place thereof the following section:-

Section 1. As used in this chapter, the following words shall, unless the context otherwise requires, have the following meanings:-

''Administering agency head'', the agency head responsible for administering the applicable state tax credit program.

''Average salary'', the total Massachusetts gross salary of a group of Massachusetts employees divided by the number of Massachusetts employees in the group.

''Building contractor'', any general contractor, subcontractor or repairman who is engaged in the business of constructing or improving real property.

''Code'', the Internal Revenue Code of the United States in effect on July 1, 1983.

''Commissioner'', the commissioner of revenue.

''Full-time employee'', a person who is employed for consideration for at least 35 hours per week and whose salary is subject to withholding as provided in chapter 62B.

''Materialman'', a person primarily engaged in the retail sale of building material, tools and equipment to building contractors for the improvement of real property and authorized by law to file a mechanics lien upon real property for improvements related to the property. For the purposes of this definition, ''primarily engaged'' shall mean sales of 50 per cent or more of total sales to building contractors.

''Part-time employee'', a person who is employed for consideration for less than 35 hours a week and whose salary is subject to withholding as provided in chapter 62B.

''Promoter'', a person who, either directly or indirectly, rents, leases or grants a license to use space to any person for the display for sale or for the sale of tangible personal property subject to tax under chapter 64H, at more than 3 shows during the calendar year, or who operates more than 3 shows during the calendar year. For purposes of determining whether 3 shows have been held, the conduct of an activity described in the definition of ''Show'' on 1 day alone or on a series of up to 7 consecutive days shall be deemed to constitute a single show.

''Show'', a flea market, craft show, antique show, coin show, stamp show, comic book show fair and any similar show, whether held regularly or of a temporary nature at which more than 1 vendor displays for sale or sells tangible personal property subject to tax.

''Tax'', any tax, excise, interest, penalty, or addition to tax imposed by this chapter or the statutes referred to in section 2.

''Tax credit program'', 1 of the following credits against the state income tax to stimulate economic development and other policy goals: the brownfields tax credit established by subsection (j) of section 6 of chapter 62 and section 38Q of chapter 63; the dairy farmer tax credit established by subsection (o) of section 6 of chapter 62 and section 38Z of chapter 63; the FDA user fees credit established by subsection (n) of section 6 of chapter 62 and section 31M of chapter 63; the film tax credit established by subsection (l) of section 6 of chapter 62 and subsection (b) of section 38X of chapter 63; the historic rehabilitation tax credit established by section 6J of chapter 62 and section 38R of chapter 63; the life sciences investment tax credit established by subsection (m) of section 6 of chapter 62 and section 38U of chapter 63; the low-income housing tax credit established by section 6I of chapter 62 and section 31H of chapter 63; the medical device tax credit established by section 6½ of chapter 62 and section 31L of chapter 63; and the refundable research credit established by subsection (j) of section 38M of chapter 63.

SECTION 14. Subsection (b) of section 21 of said chapter 62C, as so appearing, is hereby amended by adding the following clause:-

(24) the disclosure of information contained in a report filed pursuant to section 88.

SECTION 15. Said chapter 62C is hereby further amended by adding the following section:-

Section 88. (a) (1) Each administering agency head shall annually submit a report, no later than March 1, to the commissioner on each tax credit program authorized for the previous calendar year, hereinafter known as the report, which shall be a public record made available on a government internet website for public disclosure.

(2) The report shall contain the following information:

(i) the identity of each taxpayer awarded a tax credit by the administering agency head;

(ii) the date that the tax credit was awarded;

(iii) the type and amount of the tax credit awarded to each taxpayer and, if applicable, each project; and

(iv) the employment data provided by each taxpayer pursuant to subsection (b).

(3) The report shall include, for the previous calendar year, an analysis of the benefits received by the commonwealth relevant to the specific goals of the tax credit program, the impact of the tax credit program on preserving, promoting and growing employment in the relevant industry in the commonwealth and any other benefits received as a result of the tax credit program.

(b) Each taxpayer receiving a tax credit from a tax credit program shall annually report, no later than February 15, a statement of jobs to the administering agency head which shall contain the following information:

(i) the number of full-time employees working for the taxpayer on the date the administering agency head authorized the tax credit, the number of full-time employees working for the taxpayer on December 31 of each calendar year that the tax credit is applied and the average salary of such employees;

(ii) the number of part-time employees working less than 35 hours but more than 20 hours per week for the taxpayer on the date the administering agency head authorized the tax credit, the number of such employees working for the taxpayer on December 31 of each calendar year that the tax credit is applied and the average salary of such employees;

(iii) the number of part-time employees working 20 hours per week or less for the taxpayer on the date the administering agency head authorized the tax credit, the number of such employees working for the taxpayer on December 31 of each calendar year that the tax credit is applied and the average salary of such employees; and

(iv) any other information required by the administering agency head to assist the agency head in assessing the economic and employment impact of the tax credit program on the commonwealth and in the relevant industry and otherwise in meeting the goals of the relevant tax credit program.

SECTION 15A. The definition of ''Gross income'' in section 1 of chapter 63 of the General Laws, as appearing in the 2008 Official Edition, is hereby amended by adding the following sentence:- Gross income shall be determined without regard to section 108(i) of the Code.

SECTION 15B. The definition of ''Net income'' in said section 1 of said chapter 63, as so appearing, is hereby amended by adding the following clause:-

(f) the deduction described in section 163(e)(5) of the Code to the extent increased by amendments to section 163(e)(5)(F) and section 163(i)(1), inserted by section 1232 of the American Recovery and Reinvestment Act of 2009.

SECTION 15C. Paragraph 3 of section 30 of said chapter 63, as so appearing, is hereby amended by adding the following sentence:- Gross income shall be determined without regard to section 108(i) of the Code.

SECTION 15D. Paragraph 4 of said section 30 of said chapter 63, as so appearing, is hereby amended by adding the following clause:-

(vii) the deduction described in section 163(e)(5) of the Code to the extent increased by amendments to section 163(e)(5)(F) and section 163(i)(1) inserted by section 1232 of the American Recovery and Reinvestment Act of 2009.

SECTION 15E. Section 32E of said chapter 63 is hereby amended by striking out subsections (a) and (b), as amended by section 5 of chapter 310

of the acts of 2008, and inserting in place thereof the following two subsections:-

(a) This section shall apply to credits earned under section 38T.

(b) At the written election of a taxpayer entitled to a credit under section 38T, the commissioner shall apply the credit against the liability of the taxpayer as determined on its return, as first reduced by any other available credits, and shall then refund to the taxpayer 90 per cent of the balance of credits.

SECTION 15F. Subsection (d) of section 38Z of said chapter 63, as appearing in section 6 of said chapter 310, is hereby amended by striking out the figure ''90'' and inserting in place thereof the following figure:- 100.

SECTION 15G. Section 52A of said chapter 63 is hereby amended by inserting after the word ''exclusion'', in line 28, as so appearing in the 2006 Official Edition, the following words:- and without regard to section 108(i) of the Code.

SECTION 15H. Paragraph (b) of subsection (1) of said section 52A of said chapter 63, as so appearing, is hereby amended by adding the following clause:-

(vi) the deduction described in section 163(e)(5) of the Code to the extent increased by amendments to section 163(e)(5)(F) and section 163(i)(1), inserted by section 1232 of the American Recovery and Reinvestment Act of 2009.

SECTION 15I. Section 2 of chapter 64H of the General Laws, as so appearing, is hereby amended by striking out, in line 3, the word "five" and inserting in place thereof the following figure:- 6.25.

SECTION 15J. Said chapter 64H is hereby further amended by striking out section 4, as so appearing, and inserting in place thereof the following section:-

Section 4. For the purpose of adding and collecting the tax imposed by this chapter, or an amount equal as nearly as possible or practicable to the average equivalent thereof, to be reimbursed to the vendor by the purchaser, the following formula shall be in force and effect as follows:-

Amount of Sale	Amount of Tax
$0.01 to $0.07 inclusive	No tax
$0.08 to $0.23 inclusive	1 cent
$0.24 to $0.39 inclusive	2 cents
$0.40 to $0.55 inclusive	3 cents
$0.56 to $0.71 inclusive	4 cents
$0.72 to $0.87 inclusive	5 cents
$0.88 to $1.03 inclusive	6 cents

In addition to a tax of 6.25 cents on each full dollar, a tax shall be collected on each part of a dollar in excess of a full dollar in accordance with the above formula. The tax shall be rounded to a whole cent, rounding up to the next cent whenever the computed tax contains one-half of a cent or greater.

SECTION 15K. Section 2 of chapter 64I of the General Laws, as so appearing, is hereby amended by striking out, in line 6, the word ‘‘five’’ and inserting in place thereof the following figure:- 6.25

SECTION 15L. Section 2 of chapter 90 of the General Laws, as appearing in the 2006 Official Edition, is hereby amended by inserting, in line 373, after the first sentence of the fifteenth paragraph the following:- Notwithstanding the forgoing sentence, any person who has served on full time national guard duty under Titles 10 or 32 of the United States Code or under sections 38, 40 and 41 of chapter 33 for not less than 90 days but has not served at least 1 day for wartime service and would otherwise qualify as a ‘‘veteran’’ under clause forty-third of section 7 of chapter 4 shall be eligible for such ‘‘VETERAN’’ plates.

NO SECTION 16.

SECTION 17. Section 33 of said chapter 90, as appearing in the 2006 Official Edition, is hereby amended by striking out, in lines 6 and 7, the words ‘‘, the fee for which is not otherwise provided for in any general or special law, the fee shall be $36’’.

SECTION 18. Said section 33 of said chapter 90, as so appearing, is hereby further amended by striking out, in line 143, the words ‘‘, the fee shall be $40’’.

SECTION 18A. Paragraph (4) of subsection (A) of section 3 of chapter 90C of the General Laws, as so appearing, is hereby amended by inserting after the first paragraph the following paragraph:- Upon his appearance before the clerk magistrate who is assigned to such a noncriminal hearing, the violator shall pay to said clerk magistrate a fee of $20 before the commencement of the hearing.

SECTION 18B. Said paragraph (4) of said subsection (A) of said section 3 of said chapter 90C, as so appearing, is hereby further amended by striking out, in line 56, the figure ‘‘$20’’ and inserting in place thereof the following figure:- $25.

SECTION 18C. Chapter 111 of the General Laws, as appearing the 2006 Official Edition, is hereby amended by striking out section 25I and inserting in place thereof the following section:-

Section 25I. The commissioner shall promulgate regulations requiring that either a resident or consultant pharmacist in a health care facility shall return to the pharmacy from which it was purchased all unused medication; provided that such medication is sealed in unopened, individually packaged units and within the recommended period of shelf life, and provided that such medication is not a schedule I or II controlled substance as defined in chapter 94C. Such pharmacies shall accept all such unused medications regardless of whether such medications are included on any list of unit-dose drugs issued by the department or the division of medical assistance. Any rules and regulations issued by the commissioner shall permit the pharmacy to

which such medication is returned to restock and redistribute such medication. The pharmacy shall be required to reimburse or credit the purchaser for any such returned medication.

SECTION 18D. Section 34 of chapter 90 of the General Laws, as so appearing, is hereby amended by striking in line 92 the words ‘‘the General Fund’’ and inserting in place thereof the following:- as follows: 60 percent to the Soldiers‟ Homes in Chelsea; and 40 percent to the Soldiers‟ Home in Holyoke.

SECTION 19. The definition of ‘‘Facility’’ in subsection (a) of section 51H of chapter 111 of the General Laws, as appearing in section 9 of chapter 305 of the acts of 2008, is hereby amended by striking out the figure ‘‘25’’ and inserting in place thereof the following figure:- 25B.

SECTION 20. Said section 51H of said chapter 111, as amended by section 65 of chapter 451 of the acts of 2008, is hereby further amended by striking out subsection (d) and inserting in place thereof the following subsection:-

(d) The department shall adopt regulations prohibiting a health care facility from charging or seeking reimbursement for services provided as a result of the occurrence of a health-care associated infection or serious reportable event. A health care facility shall not charge or seek reimbursement for a health-care associated infection or serious reportable event that the facility has determined, through a documented review process and under regulations adopted by the department, was (i) preventable; (ii) within its control; and (iii) unambiguously the result of a system failure based on the health care provider’s policies and procedures.

SECTION 21. Said section 51H of said chapter 111 is hereby further amended by striking out subsection (d), as amended by section 20, and inserting in place thereof the following subsection:-

(d) The department shall adopt regulations prohibiting a health care facility from charging or seeking reimbursement for services provided as a result of the occurrence of a health-care associated infection or serious reportable event. A health care facility shall not charge or seek reimbursement for a health-care associated infection or serious reportable event that the facility has determined, through a documented review process and under regulations adopted by the department, was (i) preventable; (ii) within its control; and (iii) unambiguously the result of a system failure based on the health care provider’s policies and procedures.

SECTION 22. Section 10F of chapter 118E of the General Laws, as appearing in the 2006 Official Edition, is hereby amended by striking out subsections (a) and (b) and inserting in place thereof the following two subsections:-

(a) There shall be a program to provide primary and preventive health care services for uninsured dependent and adopted youths from birth through age 18, in this section called the program; but only those youths who are

ineligible for medical benefits pursuant to this chapter shall be eligible for the services defined in this section. The secretary of the executive office of health and human services shall administer the program, subject to appropriation. The covered services available from the program shall be set forth in regulations of the executive office of health and human services as the secretary determines is appropriate, but at a minimum shall include the following:-

(1) preventive pediatric health care visits and well-child visits, including immunizations and screening tests;

(2) primary care health care services customarily furnished by or through a general practitioner, family physician, internal medicine physician, obstetrician/gynecologist, pediatrician or independent nurse practitioner, to the extent the furnishing of those services is legally authorized in the commonwealth; but primary care shall not include emergency or poststabilization services provided in a hospital or other setting; and

(3) unlimited sick visits in a primary care provider's office.

(b) Additional services under the program shall include the following, but coverage for specific services within each category and the benefit limitations shall be at the secretary's discretion:

(1) dental health care, including preventive dental care; but no funds shall be expended for cosmetic or surgical dentistry;

(2) prescription drugs; and

(3) behavioral health.

SECTION 23. Paragraph (2) of subsection (a) of section 39 of chapter 118G of the General Laws, as appearing in section 15 of chapter 61 of the acts of 2007, is hereby amended by inserting after the first sentence the following two sentences:- The office may recover from a third party that is financially responsible the costs attributable to services provided to an individual that were paid by the fund. A payment from the fund for such services shall be recoverable from the third party and that payment shall, after notice to the third party, operate as a lien under section 22 of chapter 118E.

SECTION 24. The first paragraph of section 11 of chapter 142A of the General Laws, as appearing in the 2006 Official Edition, is hereby amended by striking out the second and third sentences.

SECTION 25. Section 10 of chapter 200A of the General Laws, as so appearing, is hereby amended by adding the following subsection:-

(j) Upon request by the executive office of health and human services, in this section called the executive office, not more than once each quarter, the state treasurer shall review information made available by the executive office to determine if a person who has received medical assistance benefits under chapter 118E has an interest in property reported to the state treasurer in accordance with this chapter, and inform the executive office of the treasurer's findings. Further, notwithstanding any special or general law to

the contrary, with respect to any person who has been deceased for at least 3 years with no fiduciary appointed to administer the deceased person's estate, and who is found to have property solely in the deceased person's name that would be subject to a claim by the executive office under sections 31 and 32 of chapter 118E, the executive office may present a statement to the state treasurer of the amount due to the executive office, a copy of the death certificate for the deceased person and other claims documents that the treasurer's office may require. Upon such presentment, the state treasurer shall release the property or the portion of the property necessary to satisfy the claim by the executive office. Presentment under this subsection shall not take priority over any claim of the department of revenue under subsection (i) or over any claim presented by a duly appointed estate representative. If the treasurer makes payment to the executive office under this subsection, the treasurer shall be discharged from any obligation or liability arising from the payment. Information provided by the executive office to the treasurer under this subsection may be used only for the purpose described in this subsection. If a fiduciary is appointed after the executive office has received payment of funds from the treasurer's office under this subsection, and the fiduciary notifies the executive office of the appointment, the executive office shall release to the fiduciary all of the funds received from the treasurer's office. The executive office may then present its claim for reimbursement under section 32 of chapter 118E.

SECTION 26. Section 12 of chapter 211D of the General Laws, as so appearing, is hereby amended by striking out the fourth, fifth and sixth sentences and inserting in place thereof the following two sentences:- Bills shall be submitted to the committee within 90 days after the conclusion of a case; but if the case is pending at the end of the fiscal year, within 90 days after the end of the fiscal year. Bills submitted after that date shall not be processed for payment; but the chief counsel may authorize the payment of such bills either in whole or in part, upon a determination that the delay in submission was due to extraordinary circumstances beyond the control of the attorney.

SECTION 26A. Section 87A of chapter 276 of the General Laws, as so appearing, is hereby amended by striking out, in line 16, the figure ''$20'' and inserting in place thereof the following figure:- $40.

SECTION 27. Notwithstanding any general or special law to the contrary, this section shall facilitate the orderly transfer of the employees, functions, proceedings, rules and regulations, property and legal obligations of the economic stabilization trust from the Commonwealth Corporation to the executive office of housing and economic development. The economic stabilization trust, transferred to the Commonwealth Corporation by section 64 of chapter 365 of the acts of 1996, is hereby transferred to the executive office of housing and economic development. The trust shall continue as a

quasi-public instrumentality of the commonwealth, with all the legal powers, authority, responsibilities, duties, rights and obligations vested in the trust by sections 8 to 16, inclusive, of chapter 23D of the General Laws.

SECTION 27A. Notwithstanding any general or special law to the contrary, the administrative office of the trial court shall study the feasibility and costs associated with relocating its office to state-owned property. The administrative office of the trial court shall report its findings, together with a comprehensive listing of all state-owned facilities identified, investigated and physically inspected to the chairs of the house and senate committees on ways and means and the chairs of the joint committee on the judiciary no later than October 1, 2009.

SECTION 28. Notwithstanding any general or special law to the contrary, the state comptroller shall, according to a schedule developed in consultation with the state treasurer and the secretary of the executive office for administration and finance, transfer $372,000,000 from the General Fund to the State Retiree Benefits Trust Fund established by section 24 of chapter 32A of the General Laws.

SECTION 29. Notwithstanding clause (xxiii) of the third paragraph of section 9 of chapter 211B of the General Laws or any other general or special law to the contrary, the chief justice for administration and management may, from the effective date of this act through April 30, 2010, transfer funds from any item of appropriation within the trial court, except items 0339-1001 and 0339-1003, to any other item of appropriation within the trial court, except items 0339-1001 and 0339-1003. These transfers shall be made in accordance with schedules submitted to the house and senate committees on ways and means. The schedule shall include the following: (1) the amount of money transferred from 1 item of appropriation to another; (2) the reason for the necessity of the transfer; and (3) the date on which the transfer is to be completed. A transfer under this section shall not occur until 10 days after the revised funding schedules have been submitted in written form to the house and senate committees on ways and means.

SECTION 30. Notwithstanding any general or special law to the contrary, in hospital fiscal year 2010, the office of the inspector general may continue to expend funds from the Health Safety Net Trust Fund established by section 36 of chapter 118G of the General Laws, for the costs associated with maintaining a pool audit unit within the office. The unit shall continue to oversee and examine the practices in all hospitals in the commonwealth including, but not limited to, the care of the uninsured and the resulting free care charges. The inspector general shall submit a report to the house and senate committees on ways and means on the results of the audits and any other completed analyses not later than March 1, 2010. For the purposes of these audits, allowable free care services shall be defined pursuant to said chapter 118G and any regulations adopted under that chapter.

SECTION 31. Notwithstanding any general or special law to the contrary, the amounts transferred pursuant to paragraph (1) of section 22C of chapter 32 of the General Laws shall be made available for the commonwealth's Pension Liability Fund established by section 22 of said chapter 32. The amounts transferred pursuant to said paragraph (1) of said section 22C of said chapter 32 shall meet the commonwealth's obligations pursuant to said section 22C of said chapter 32, including retirement benefits payable by the state employees' and the state teachers' retirement systems, for the costs associated with a 3 per cent cost-of-living adjustment pursuant to section 102 of said chapter 32, the reimbursement of local retirement systems for previously authorized cost-of-living adjustments pursuant to said section 102 of said chapter 32 and for the costs of increased survivor benefits pursuant to chapter 389 of the acts of 1984. The state board of retirement and each city, town, county and district shall verify these costs, subject to the rules adopted by the treasurer. The treasurer may make payments upon a transfer of funds to reimburse certain cities and towns for pensions to retired teachers, including any other obligations which the commonwealth has assumed on behalf of any retirement system other than the state employees' or state teachers' retirement systems and also including the commonwealth's share of the amounts to be transferred pursuant to section 22B of said chapter 32 and the amounts to be transferred pursuant to clause (a) of the last paragraph of section 21 of chapter 138 of the General Laws. All payments for the purposes described in this section shall be made only pursuant to distribution of monies from the fund, and any distribution and the payments for which distributions are required shall be detailed in a written report filed quarterly by the secretary of the executive office for administration and finance with the house and senate committees on ways and means and the joint committee on public service in advance of this distribution. Distributions shall not be made in advance of the date on which a payment is actually to be made. The state board of retirement may expend an amount for the purposes of the board of higher education's optional retirement program pursuant to section 40 of chapter 15A of the General Laws. To the extent that the amount transferred pursuant to paragraph (1) of section 22C of said chapter 32 exceeds the amount necessary to adequately fund the annual pension obligations, the excess amount shall be credited to the Pension Reserves Investment Trust Fund, established by subdivision (8) of section 22 of said chapter 32, for the purpose of reducing the unfunded pension liability of the commonwealth.

SECTION 32. Notwithstanding any general or special law to the contrary, the executive office of health and human services, in this section called the executive office, acting in its capacity as the single state agency under Title XIX of the Social Security Act and as the principal agency for all of the agencies within the executive office and other federally assisted programs administered by the executive office, may enter into interdepartmental

services agreements with the University of Massachusetts Medical School to perform activities that the secretary of the executive office, in consultation with the comptroller, determines are appropriate and within the scope of the proper administration of Title XIX and other federal funding provisions to support the programs and activities of the executive office. These activities may include: (1) providing administrative services, including, but not limited to, activities such as providing the medical expertise to support or administer utilization management activities, determining eligibility based on disability, supporting case management activities and similar initiatives; (2) providing consulting services related to quality assurance, program evaluation and development, integrity and soundness and project management; and (3) providing activities and services for the purpose of pursuing federal reimbursement or avoiding costs, third party liability and recouping payments to third parties. Federal reimbursement for any expenditures made by the University of Massachusetts Medical School relative to federally reimbursable services the university provides under these interdepartmental service agreements or other contracts with the executive office shall be distributed to the university, and recorded distinctly in the state accounting system. The secretary of the executive office may negotiate contingency fees for activities and services related to the purpose of pursuing federal reimbursement or avoiding costs, and the comptroller shall certify these fees and pay them upon the receipt of this revenue, reimbursement or demonstration of costs avoided. Contracts for contingency fees shall not extend longer than 3 years, and shall not be renewed without prior review and approval from the executive office for administration and finance. The secretary of the executive office of health and human services shall not pay contingency fees in excess of $40,000,000 for state fiscal year 2010; provided, however, that contingency fees paid to the University of Massachusetts Medical School under the terms of any interagency service agreement for recoveries related to the special disability workload projects shall be excluded from that $40,000,000 limit for fiscal year 2010. The secretary of the executive office shall submit to the secretary of the executive office for administration and finance and the senate and house committees on ways and means a quarterly report detailing the amounts of the agreements, the ongoing and new projects undertaken by the university, the amounts spent on personnel and the amount of federal reimbursement and recoupment payments that the university collected.

SECTION 33. Notwithstanding any general or special law to the contrary, the secretary of the executive office of health and human services, in this section called the secretary, may, consistent with federal law, pursue an alternative payment demonstration project with 1 or more hospitals or hospital systems in the commonwealth. For the purposes of this section, ''alternative payment'' means a methodology that establishes an aggregate prospective payment to cover the total cost of a defined set of health care services

provided by a hospital or hospital system, creating incentives for such providers to integrate services, manage costs and utilization and ensure high-quality care. In implementing any such alternative payment demonstration project, the secretary shall consider using information systems to monitor performance of the hospital or hospital system and apply measures of cost and quality. The secretary shall report to the house and senate committees on ways and means and the joint committee on health care financing 30 days prior to implementing said demonstration project: (1) the type of alternative payment system to be demonstrated; and (2) the projected costs associated with the implementation of said demonstration project.

SECTION 34. Notwithstanding any general or special law to the contrary, the nursing home assessment established by subsection (b) of section 25 of chapter 118G of the General Laws shall be sufficient in the aggregate to generate $220,000,000 in fiscal year 2010.

SECTION 35. (a) Notwithstanding any general or special law to the contrary, on or before October 1, 2009 and without further appropriation, the comptroller shall transfer from the General Fund to the Health Safety Net Trust Fund, established by section 36 of chapter 118G of the General Laws and in this subsection referred to as the fund, the greater of $45,000,000 or one-twelfth of the total expenditures to hospitals and community health centers required pursuant to subsection (b) of said section 36, for the purpose of making initial gross payments to qualifying acute care hospitals for the hospital fiscal year beginning October 1, 2009. These payments shall be made to hospitals before, and in anticipation of, the payment by hospitals of their gross liability to the fund. The comptroller shall transfer from the fund to the General Fund not later than June 30, 2010, the amount of the transfer authorized by this subsection and any allocation thereof as certified by the director of the health safety net office.

(b) Notwithstanding any general or special law to the contrary, the comptroller shall, in consultation with the state treasurer, the secretary of the executive office for administration and finance and the secretary of the executive office of health and human services, develop a schedule for transferring funds among the General Fund, the Commonwealth Care Trust Fund, established by section 2OOO of chapter 29 of the General Laws, and the Health Safety Net Trust Fund, established by section 36 of chapter 118G of the General Laws. Not less than $742,333,618 shall be transferred from the General Fund to the Commonwealth Care Trust Fund. The hospital fiscal year 2010 payment amount to each hospital shall be funded by the Health Safety Net Trust Fund. Payments may be made either as safety net care payments under the commonwealth's 1115 waiver, or as an adjustment to Title XIX service rate payments or a combination thereof. The executive office of health and human services and the health safety net office may use other federally permissible funding mechanisms available for public service hospitals, as defined in 114.1

CMR 36.02, to reimburse up to $70,000,000 of uncompensated care at the hospitals using sources distinct from the funding made available to the Health Safety Net Trust Fund. The schedule shall provide for transfers in increments considered appropriate to meet the cash flow needs of these funds. The transfers shall not begin before July 1, 2009 and shall be completed on or before June 30, 2010. The secretary of the executive office for administration and finance, in consultation with the secretary of the executive office of health and human services and the executive director of the commonwealth health insurance connector, shall, on a quarterly basis, evaluate the revenue needs of the health safety net program funded by the Health Safety Net Trust Fund and the Commonwealth Care subsidized health insurance program funded from the Commonwealth Care Trust Fund, and if necessary, transfer monies between these funds for the purpose of ensuring that sufficient revenues are available to support projected program expenditures. The secretary of the executive office of health and human services, in consultation with the secretary of the executive office for administration and finance and the executive director of the commonwealth health insurance connector, shall submit a quarterly report to the house and senate committees on ways and means and the joint committee on health care financing which shall include, but not be limited to, the projected and actual expenditures and revenues for the Commonwealth Care Trust Fund and any transfers made between the Health Safety Net Trust Fund and the Commonwealth Care Trust Fund.

(c) Notwithstanding any general or special law to the contrary, the state comptroller shall, in consultation with the office of the state treasurer, the executive office for administration and finance and the executive office of health and human services, develop a schedule and make a series of transfers not to exceed $399,000,000 from the General Fund to the MassHealth provider payment account in the Medical Assistance Trust Fund, established by section 2QQQ of chapter 29 of the General Laws, if the comptroller has determined that General Fund revenues are sufficient to accommodate the schedule of transfers. These funds may be expended only for services provided during state or federal fiscal year 2010, and no amounts previously or subsequently transferred into the Medical Assistance Trust Fund may be expended on payments described in the 1115 demonstration waiver for services provided during state fiscal year 2010 or payments described in the state plan for services provided during federal fiscal year 2010. All payments from the Medical Assistance Trust Fund shall be subject to the availability of federal financial participation, shall be made only in accordance with federally-approved payment methods, shall be consistent with federal funding requirements and all federal payment limits as determined by the secretary of the executive office of health and human services and shall be subject to the terms and conditions of an agreement with the executive office of health and

human services. Any increase in payment made from the trust fund totaling an amount greater than $251,000,000 in fiscal year 2010 shall be made only after the secretary of the executive office of health and human services certifies that any increase in payments from the trust fund shall not exceed the negotiated limit for section 1115 waiver spending. The secretary of the executive office of health and human services shall notify, in writing, the house and senate committees on ways and means and the joint committee on health care financing of any increases in payments within 15 days. The secretary of the executive office of health and human services shall make a payment of up to $265,000,000 from the Medical Assistance Trust Fund to the Cambridge public health commission for dates of services in state and federal year 2010 only after the Cambridge public health commission transfers up to $106,000,000 of its funds to the Medical Assistance Trust Fund, using a federally permissible source of funds which shall fully satisfy the non-federal share of such payment. Notwithstanding any provision to the contrary, for state and federal fiscal year 2010, such payment to Cambridge public health commission from this fund may include an up to $20,000,000 for which federal financial participation is not available or for which no intergovernmental transfer is required. This authorization shall expire on June 30, 2010.

(d) Notwithstanding any general or special law to the contrary, in hospital fiscal year 2010, an acute hospital's liability to the Health Safety Net Trust Fund, as defined in chapter 118G shall be equal to the product of (1) the ratio of its private sector charges to all acute hospitals' private sector charges and (2) $140,000,000.

SECTION 36. (a) Notwithstanding any general or special law to the contrary, after complying with clause (a) of section 5C of chapter 29 of the General Laws, the comptroller shall dispose of the consolidated net surplus in the budgetary funds for fiscal year 2009 as follows: (i) the comptroller shall transfer $10,000,000 from the General Fund to the Massachusetts Life Sciences Investment Fund established by section 6 of chapter 23I of the General Laws; and (ii) the remaining balance shall be transferred from the General Fund to the Stabilization Fund.

(b) Notwithstanding any general or special law to the contrary, the total administrative and operational expenses of the Massachusetts Life Sciences Center established by section 3 of said chapter 23I of the General Laws shall not exceed $3,000,000 for fiscal year 2010; provided further, that said center shall report on the center's annual operating expenses including, but not limited to: payroll costs, contracted personnel costs, consultant costs, travel costs, pension and insurance costs, office related expenses, lease costs, facility operating expenses, energy costs, costs of equipment leases and maintenance. Said center shall file a report with the clerks of the house of representatives and the senate, who shall forward the same to the

house and senate committees on ways and means and the joint committee on economic development and emerging technologies on or before February 28, 2010.

(c) All transfers specified in this section shall be made from the undesignated fund balances in the budgetary funds proportionally from the undesignated fund balances, provided that no such transfer shall cause a deficit in any of the funds.

SECTION 37. Notwithstanding any general or special law to the contrary, the formula for application of funds provided in section 35J of chapter 10 of the General Laws shall not apply in fiscal year 2010.

SECTION 37A. Subsection (a) of section 7 of chapter 236 of the acts of 1988 is amended by adding at the end of the fourth sentence the following:- ; provided, however, that any monies or interest thereon received by the Trust Fund pursuant to section 287 of chapter 110 of the acts of 1993 shall be subject to appropriation.

SECTION 38. Notwithstanding any general or special law to the contrary, during fiscal year 2010 the comptroller shall not transfer 0.5 per cent of the total revenue from taxes in the preceding fiscal year to the Commonwealth Stabilization Fund, established by section 2H of chapter 29 of the General Laws, as otherwise required pursuant to clause (a) of section 5C of said chapter 29.

SECTION 38A. Notwithstanding any general or special law to the contrary, the joint committee on revenue shall study all sales, corporate, income tax deductions, credits, and exemptions. The committee shall also study capital gains and dividends as it relates to state tax policy. The committee shall issue a report no later than January 1, 2010 on its findings.

SECTION 39. Notwithstanding any general or special law to the contrary, there shall be a 17 member Massachusetts Regionalization Advisory Commission consisting of the following members: the secretary of the executive office for administration and finance, or his designee, who shall serve as chair of the commission; the secretary of the executive office of health and human services or his designee; the secretary of the executive office of energy and environmental affairs or his designee; the secretary of the executive office of public safety or his designee; the secretary of the executive office of transportation and public works or his designee; the secretary of the executive office of elder affairs or his designee; the secretary of the executive office of veterans' affairs or his designee; the secretary of the executive office of labor and workforce development or his designee; the secretary of the executive office of education or his designee; the secretary of the executive office of housing and economic development or his designee; the president of the senate or his designee; the speaker of the house of representatives or his designee; a representative from the metropolitan area planning council, a representative from the Massachusetts Municipal Association; and 3 members to be appointed by the governor all of whom shall

have knowledge and experience in 1 or more of the following areas: municipal government and services, municipal agreements, shared services or regionalization. Each member shall serve without compensation.

The commission shall review all aspects of regionalization including possible opportunities, benefits and challenges to regionalizing services within the commonwealth. The commission shall consider the costs and effects of regionalizing all services including, but not limited to: education, public safety, public health, public works, housing, veterans' services, workforce development, municipal finance and structure, elder services and transportation.

The commission shall submit its finding and recommendations for regionalizing services, together with drafts of legislation necessary to carry those recommendations into effect by filing the same with the clerks of the house of representatives and senate, the house and senate committees on ways and means and the joint committee on municipalities and regional government not later than April 30, 2010.

SECTION 40. (a) Notwithstanding any general or special law to the contrary, upon the request of the board of selectmen in a town, the city council in a Plan E city or the mayor in any other city, the department of revenue may recalculate the minimum required local contribution, as defined in section 2 of chapter 70 of the General Laws, in the fiscal year ending June 30, 2010. Based on the criteria established in this section, the department shall recalculate the minimum required local contribution for a municipality's local and regional schools and shall certify the amounts calculated to the department of education.

(b) A city or town that used qualifying revenue amounts in a fiscal year which will not be available for use in the next fiscal year, that will be required to use revenues for extraordinary non school-related expenses for which it did not have to use revenues in the preceding fiscal year or that has an excessive certified municipal revenue growth factor which is also greater than or equal to 1.5 times the state average municipal revenue growth factor, may appeal to the department of revenue on or before October 1, 2009 for an adjustment of its minimum required local contribution and net school spending.

(c) If a claim is determined to be valid, the department of revenue may reduce proportionately the minimum required local contribution amount based on the amount of shortfall in revenue or based on the amount of increase in extraordinary expenditures in the current fiscal year, but no adjustment to the minimum required local contribution on account of an extraordinary expense in the budget for the fiscal year ending on June 30, 2010 shall affect the calculation of the minimum required local contribution in subsequent fiscal years. Qualifying revenue amounts shall include, but not be limited to, extraordinary amounts of free cash, overlay surplus and other available funds.

(d) If, upon submission of adequate documentation, the department of revenue determines that the municipality's claim regarding an excessive municipal revenue growth factor is valid, the department shall recalculate the municipal revenue growth factor and the department of education shall use the revised growth factor to calculate the preliminary local contribution, the minimum required local contribution and any other factor that directly or indirectly uses the municipal revenue growth factor. Any relief granted as a result of an excessive municipal revenue growth factor shall be a permanent reduction in the minimum required local contribution.

(e) The board of selectmen in a town, the city council in a Plan E city, the mayor in any other city or a majority of the member municipalities of a regional school district, which used qualifying revenue amounts in a fiscal year that will not be available for use in the next fiscal year, may appeal to the department of revenue not later than October 1, 2009 for an adjustment to its net school spending requirement. If the claim is determined to be valid, the department of revenue shall reduce the net school spending requirement based on the amount of the shortfall in revenue and reduce the minimum required local contribution of member municipalities accordingly. Qualifying revenue amounts shall include, but not be limited to, extraordinary amounts of excess and deficiency, surplus and uncommitted reserves.

(f) If the regional school budget has already been adopted by two-thirds of the member municipalities then, upon a majority vote of the member municipalities, the regional school committee shall adjust the assessments of the member municipalities in accordance with the reduction in minimum required local contributions approved by the department of revenue or the department of education in accordance with this section.

(g) Notwithstanding clause (14) of section 3 of chapter 214 of the General Laws or any other general or special law to the contrary, the amounts so determined pursuant to this section shall be the minimum required local contribution described in chapter 70 of the General Laws. The department of revenue and the department of education shall notify the house and senate committees on ways and means and the joint committee on education of the amount of any reduction in the minimum required local contribution amount.

(h) If a city or town has an approved budget that exceeds the recalculated minimum required local contribution and net school spending amounts for its local school system or its recalculated minimum required local contribution to its regional school districts as provided by this section, the local appropriating authority shall determine the extent to which the community shall avail itself of any relief authorized pursuant to this section.

(i) The amount of financial assistance due from the commonwealth in fiscal year 2010 pursuant to chapter 70 of the General Laws or any other law

shall not be changed on account of any redetermination of the minimum required local contribution pursuant to this section.

(j) The department of revenue and the department of education shall issue guidelines for their respective duties pursuant to this section.

SECTION 40A. Notwithstanding any general or special law to the contrary, if any person in the service of the commonwealth, or of a county, city or town, serves as a member of the Massachusetts National Guard and takes a leave of absence from service as an employee or official of the commonwealth or of a county, city or town while continuing to receive ordinary remuneration as an employee or official of the commonwealth or of a county, city or town, shall have the remuneration reduced by any amounts received from the United States government as pay or allowances for military service performed during the same pay period.

SECTION 41. Notwithstanding any general or special law to the contrary, there shall be established and set up on the books of the commonwealth a separate fund to be known as the Transportation Investment Fund hereinafter referred to as the fund. The fund shall be used to improve the transportation system in the commonwealth. There shall be credited to the fund all monies received by the commonwealth equal to .385 per cent of the receipts from sales, as defined by chapter 64H of the General Laws, and .385 per cent of the sales price of purchases, as defined by chapter 64I of the General Laws, from that portion of the taxes imposed under said chapters 64H and 64I as excises upon the sale and use at retail of tangible property or of services, and upon the storage, use or other consumption of tangible property, or of services, including interest thereon or penalties, but not including any portion of the taxes that constitute special receipts within the meaning of subsection (b ½) of section 10 of chapter 152 of the acts of 1997 or within the meaning of said subsection (b ½). Money remaining in the fund at the end of the year shall not revert to the General Fund.

SECTION 42. Section 41 is hereby repealed.

SECTION 43. Notwithstanding federal income tax treatment to the contrary, for purposes of chapters 62 and 63 of the General Laws, the rules of section 382 of the Internal Revenue Code shall be applied without regard to the treatment of a change in ownership of a bank or other corporation provided in Internal Revenue Service Notice 2008-83 or in any federal statutory or administrative codification, supplement, or implementation of such Notice. For purposes of said chapters 62 and 63, Internal Revenue Service Notice 2008-83 and any such codification, supplement, or implementation shall have no force or effect in any taxable year.

SECTION 44. Notwithstanding federal income tax treatment to the contrary, for purposes of chapters 62 and 63 of the General Laws, section 382(n) of the Internal Revenue Code, inserted by the American Recovery and Reinvestment Act of 2009, shall have no force or effect in any taxable year.

SECTION 45. Section 12A shall be effective for taxable years ending on or after January 1, 2009.

SECTION 46. Sections 15A, 15C and 15G shall be effective for discharges in taxable years ending after December 31, 2008.

SECTION 47. Sections 12B, 15B, 15D and 15H shall apply to obligations issued after August 31, 2008 in taxable years ending after that date.

SECTION 48. Section 42 shall take effect on September 1, 2009.

SECTION 49. Section 21 shall take effect on October 1, 2012.

SECTION 50. Except as otherwise specified, this act shall take effect on July 1, 2009.

SECTION 51. Notwithstanding any general or special law to the contrary, not less than 10 days after the effective date of this act, the comptroller shall transfer $2,000,000 from the General Fund to the District Local Technical Assistance Fund, established by section 2XXX of chapter 29 of the General Laws.

SECTION 52. Section 23D of Chapter 217 of the General Laws, as so appearing is hereby amended by striking out the words ''Middlesex, 6 assistant judicial case managers'' and in its place insert the words ''Middlesex, 8 assistant judicial case managers''.

SECTION 53. An environmental study shall be conducted by the Department of Conservation and Recreation in the City of Worcester and in other Worcester County towns to determine the long-term effects due to the eradication process for the permanent removal of the Asian Longhorned Beetle. The area of study shall include the City of Worcester and the towns of West Boylston, Boylston, Holden and Shrewsbury. The study shall determine the impact on the immediate environment. Included in the study shall be the replacement of a natural barrier, the restoration of indigenous wildlife, the cost of such remediation and long-term planning and solutions. The Department of Conservation and Recreation shall report its findings to the Clerk of the House of Representatives and the Clerk of the Senate by December 31, 2009.

SECTION 54. Effective January 1, 2009, no amendment of 114.3 CMR 20.00 shall take effect until the Division of Health Care Finance and Policy has certified that it has conducted its mandated biannual review of all of the services and procedures identified in that section, with data and testimony that (1) explains and supports any rates that are not subject to adjustment; and (2) establishes the statutory basis that explains and supports any rates that are adjusted.

SECTION 55. Item 1100-8000 of Section 2B of Chapter 123 of the Acts of 2006 is hereby amended by adding at the end of the wording the following new words: ''provided further, that notwithstanding any general or special law to the contrary, in the procurement of design and construction services for such bio-processing facility pursuant to this item, the University of Massachusetts Building Authority may use an alternative mode of procurement of design and

construction, including but not limited to, sequential construction management, turnkey, design/build procurement and the phasing of such procurement, including, but not limited to, approval of design and construction stages as separate for combined phases; provided further, that the University of Massachusetts Building Authority shall require the assurance of labor harmony during all phases of development, including construction, reconstruction and capital and routine maintenance and shall provide adequate remedies to address the failure to maintain labor harmony which shall include, but not be limited to, assessment of liquidated damages and contract termination; and provided further, that the payment of prevailing wages, in accordance with sections 26 to 27F, inclusive, of chapter 149 of the General Laws, shall be required for all phases of these projects.''

SECTION 56. Section 17G of chapter 180, as appearing in the 2006 Official Edition, is hereby amended by the inserting after word "employed", in line 5, the following words:- or which may be specified by a collective bargaining agreement with the PCA Quality Homecare Workforce Council.

SECTION 57. Notwithstanding any general or special law to the contrary, the office of the state comptroller shall continue to process all payroll deductions in effect prior to July 1, 2009 for members of the state police commissioned officers association of Massachusetts, Inc and shall make one aggregate deposit into the designated state police commissioned officers association of Massachusetts treasury account.

SECTION 58. Notwithstanding any general or special law to the contrary, the department of environmental protection shall transfer $4,000,000 of funds previously appropriated or loans repaid as a result of item 1231-1020 of section 2 of chapter 151 of the acts of 1996, as appearing in section 72 of chapter 204 of the acts of 1996, to the lead paint abatement program established by section 197E of chapter 111 of the General Laws.

SECTION 59. Section 6D of chapter 29 of the General Laws, as appearing in the 2006 Official Edition, is hereby amended by inserting in line 31 after ''Fund'' the following:- ; provided, specific details of the commonwealth's operating expenditures shall be made available to the general public in a conspicuous manner on the commonwealth's official website. Specific details shall include, but not be limited to, program spending, employee compensation and expenses, pension and insurance-related expenditures, administrative expenses, and equipment purchases.

SECTION 60. Notwithstanding any general or special law to the contrary, the office of immigrants and refugees shall conduct a study of immigrant services which shall include, without limitation, a cost-benefit analysis of the cost of services that immigrants receive versus their contributions to the economy of the commonwealth and an analysis of the constitutionality of denying services, including educational, social and health care services to immigrants regardless of immigration status.

SECTION 61. Section 11W of Chapter 23 of the General Laws and replace with the following section:-

Section 11W. The deputy director shall require each apprentice entering into a written agreement pursuant to this chapter to submit an application to the division for an apprentice identification card. Said application shall be accompanied by a 35 dollar fee paid by the apprentice or the program sponsor, together with photographic prints as required by the deputy director. The apprentice identification card shall expire one year from the date of issue. The apprentice shall submit an application to the Division for an updated apprentice identification card. Said application shall be accompanied by a fee of $35 paid by the apprentice or the program sponsor. The funds shall be received by the state treasurer on behalf of the commonwealth and deposited in a special trust account for the division and may be expended, without further appropriation, under the direction of the deputy director. An apprentice identification card shall contain the photograph of the apprentice; the apprentice registration number or such other number as the deputy director requires; the date on which the apprentice identification card expires; the name and business address of the appropriate apprenticeship committee or single employer sponsor; the steps of progression and related dates applicable to the apprentice; and the projected date on which the apprentice is projected to complete the apprenticeship. As a condition of apprenticeship, the apprentice shall keep the apprentice identification card on his person during all hours of employment during the apprenticeship.

SECTION 62. Subsection (d) of section 6 of chapter 70B of the General Laws, as so appearing, is hereby amended by striking the first sentence and inserting in place thereof the following:- Any city, town or regional school district which has received, in accordance with subsections (b) and (c), notice of approval and an estimate of the amount of a school facilities grant, may borrow from time to time to finance that portion of the cost of the approved school project not being paid by such grant, in such amount approved by the board of selectmen, mayor or city manager of the city or town, or the regional district school committee of the regional school district, and may issue bonds or notes therefor which shall bear on their face the words ''(name of city, town or regional school district) School Project Loan, chapter 70B''.

SECTION 63. Notwithstanding the provisions of section 19A of chapter 78 of the General Laws or any other general or special law to the contrary, the board of library commissioners may grant temporary certification to a municipality with a free public library upon receipt of a preliminary report showing compliance with the materials expenditure requirement during fiscal year 2009, and showing that the library has met the municipal appropriation requirement, or is likely to qualify for a waiver of said requirement, in the 2010 state aid to public libraries program; and provided further, that in order for a municipality with a free public library to retain this

certification and receive a grant award the library must demonstrate compliance with the minimum hours open requirement by June 30, 2010, and must successfully complete the annual certification process of the board in fiscal year 2010.

SECTION 64. Section 2 of chapter 90 of the General Laws, as so appearing, is hereby amended by adding the following paragraph:- The registrar shall furnish without charge to owners of private passenger motor vehicles who are veterans, as defined in said clause Forty-third of said section 7 of said chapter 4 who have been awarded the Iraqi Freedom Campaign Ribbon and upon presentation of evidence deemed satisfactory by the registrar, distinctive registration plates for one private passenger motor vehicle owned and principally used by such Iraqi Freedom Campaign Ribbon recipient or a distinctive emblem to be affixed to a ''VETERAN'' registration plate for a motorcycle owned and principally used by such recipient; provided, however, that the surviving spouse of a deceased survivor may elect to retain such distinctive registration plate or emblem for personal use upon payment of the established registration fee for private passenger motor vehicles or motorcycles and an additional annual $20 fee until such time as such spouse remarries or fails to renew or cancels such registration.

SECTION 65. Section 2 of chapter 90 of the General Laws, as so appearing, is hereby amended by adding the following paragraph:- The registrar shall furnish without charge to owners of private passenger motor vehicles or motorcycles who have been issued ''VETERAN'' plates pursuant to this section, a distinctive emblem to be affixed to such plates which identifies service in Operation Enduring Freedom. The surviving spouse of a deceased recipient may elect to retain the distinctive emblem for personal use upon payment of the established registration fee and an additional $20 fee until such time as the spouse remarries or fails to renew or cancels the registration.

SECTION 66. Notwithstanding any general or special law to the contrary, the department of public utilities shall provide to the joint committee on telecommunications, utilities and energy no later than December 1, 2009, an update of the department of public utilities' report 07-6-A; provided, that said update shall include, but not be limited to, the impact of chapter 169 of the acts of 2008.

SECTION 67. Section 18H of chapter 6A of the General Laws, as amended by section 8 of chapter 223 of the Acts of 2008, is hereby further amended by striking out the first sentence in subsection (d) and inserting in place thereof the following:-

(d) Each communication service provider shall remit the surcharge revenues collected from its subscribers or end users to the state treasurer for deposit in the Enhanced 911 Fund; provided however that the department may promulgate regulations establishing collection of the surcharge on prepaid wireless services from consumers at the retail point of sale and that the

surcharge on prepaid wireless services shall be remitted to the department of revenue, and provided further that if the department promulgates regulations, the department of revenue shall promulgate regulations for collection, remittance, audits, and enforcement of the collection and remittance of the surcharge on prepaid wireless services consistent with the tax imposed under chapter 64H of the General Laws. Such surcharges on prepaid wireless services shall be imposed at a rate of one-half the amount imposed on communications services other than prepaid wireless service under the provisions of paragraphs (a) and (b) of this section and such surcharge on prepaid wireless services shall allow for a vendor's compensation deduction equal to 3 percent of the surcharge on prepaid wireless services.

SECTION 68. Said chapter 223 is hereby further amended by striking out section 19 and inserting in place thereof the following section:-

Section 19. The regulations that may be required to be adopted under subsection (a) and (d) of section 18H of chapter 6A of the General Laws by the state 911 department and the department of revenue shall take effect on October 1, 2009 and providers of prepaid wireless service shall be subject to said section 18H of said chapter 6A, except for subsection (g) of said section 18H of said chapter 6A on and after October 1, 2009. Subsection (g) of said section 18H of said chapter 6A shall take effect on the effective date of this act.

SECTION 69. Notwithstanding any general or special law to the contrary, there is hereby a temporary prohibition on all promotions, transfer, new hires, and position upgrades implemented for all permanent and temporary positions in all branches, offices, departments, agencies and authorities of the commonwealth. Said temporary prohibition shall be in effect during the time period beginning on July 1, 2009 and ending on June 30, 2010. The individual responsible for personnel administration for each branch, office, department, agency and authority may authorize a restricted waiver for said prohibition; provided however, that any such waiver shall ensure that all promotions, transfers, new hires, and position upgrades are essential and directly related to protecting the public health and safety. Any waiver shall be certified in writing and placed on file with the human resources division of the commonwealth.

Notwithstanding any special or general law to the contrary, the provisions of this section shall not take effect until such time as the department of revenue has furnished a study of its impact on the state's economy and revenue cost to the commonwealth and its cities and towns, including, but not limited to, a distributional analysis showing the impact on taxpayers of varying income levels, the current practice of other states, any anticipated change in employment and ancillary economic activity to the joint committee on revenue and until legislation has been filed and passed pursuant to Part 2, Chap. 1, Sec. 1, Art. II of the Constitution.

SECTION 70. Notwithstanding any general or special law to the contrary, the House Committee on Personnel and Administration shall file with the House clerk no later than October 31, 2009 a report relative to implementation of a salary furlough program for elected and appointed employees of the House of Representatives. Said report shall include, but not be limited to, the need for implementation of a furlough program as a means to reduce budgetary expenditures, recommendations for implementation scenarios, impact of furloughs on calculation of pension benefits and future reimbursement scenarios for furloughed compensation days.

SECTION 71. (a) Notwithstanding any general or special law to the contrary, any successor agreement to the current collective bargaining agreement for employees of the state police executed by the commonwealth, acting by and through the secretary of administration and finance, and the State Police Association of Massachusetts shall not include benefits pursuant to the career incentive pay program established pursuant to section 108L of chapter 41 of the General Laws. Nothing in this section shall preclude regular full-time members of the state police otherwise eligible for participation in the career incentive pay program established pursuant to said section 108L of said chapter 41 of the General Laws from participating in the program subject to appropriation.

(b) Notwithstanding any general or special law to the contrary, any current regular full-time member of the state police department who has not started accumulating points pursuant to said section 108L of said chapter 41 of the General Laws, as of September 1, 2009, shall not be eligible to participate in the career incentive pay program established pursuant to said section 108L of said chapter 41 of the General Laws; provided, however, that any current regular full-time member of the state police department who has begun to accumulate points pursuant to said section 108L of said chapter 41 of the General Laws as of September 1, 2009 shall be allowed to accumulate the maximum number of points permissible pursuant to said section 108L of said chapter 41 of the General Laws.

(c) Notwithstanding any general or special law to the contrary, regular full-time members of the state police hired on or after July 1, 2009 shall not be eligible to participate in the career incentive pay program established pursuant to said section 108L of said chapter 41 of the General Laws.