

-- ERRATA --

June 24, 2010

The following language was incorrectly reported in the final conference committee report for the fiscal year 2011 budget. The conferees respectfully request that the following corrections be made to the conference committee report:

On page 12 by inserting before the heading "JUDICIARY" the following:- "SECTION 2."

In section 2, in items 4000-0600, 4000-0700, 4513-1026, 4513-1111, 4590-0250, 4590-1507 and 7004-0101, by striking out the words "Patient Protection and Affordability Act of 2010, Public Law 111-148 and the Health Care and Education Reconciliation Act of 2010, Public Law 111-152," and inserting in place thereof the following words:- American Recovery and Reinvestment Act of 2009, Pub. L. No. 111-5,.

In said section 2, in item 4510-0100, by striking out the words "provided further, that the department shall give specific consideration to additional monies available pursuant to the Patient Protection and Affordability Act of 2010, Public Law 111-38;" and inserting in place thereof the following words:- "provided further, that the department shall give specific consideration to additional monies available pursuant to the Patient Protection and Affordability Act of 2010, Public Law 111-148 and the Health Care and Education Reconciliation Act of 2010, Public Law 111-152;".

By striking out section 107 and inserting in place thereof the following section:-

SECTION 107. Section 8 of chapter 324 of the acts of 1987 is hereby amended by striking out the word "July", inserted by section 302 of chapter 159 of the acts of 2000, and inserting in place thereof the following word:- "August".

By inserting after section 116 the following section:-

SECTION 116A. Item 0330-0300 of section 2 of chapter 27 of the acts of 2009 is hereby amended by inserting after the words "January 11, 2010" the following words:- "; and provided further, that the unspent balance in this item shall be available in fiscal year 2011 in addition to any amount previously appropriated herein".

By striking out sections 139 and 140.

By striking out section 179 and inserting in place thereof the following section:-

SECTION 179. There shall be a special commission to investigate and study the organizational structure, function and operation of the judiciary. For the purposes of this section, the judiciary shall include, without limitation: the supreme judicial court; the court of appeals; the office of

the chief justice for administration and management of the trial courts, including the superior court department, the district court department, the land court department, the probate and family court department, the housing court department, the Boston municipal court department and the juvenile court department; the trial court office of community corrections; the office of probation; the office of the jury commissioner; the office of the Suffolk county clerk; the commission on judicial conduct; the board of bar examiners; the Massachusetts legal assistance corporation; the mental health legal advisors; prisons' legal services; and the social law library.

The commission shall examine the judiciary, including the operational, fiscal, legal, administrative and personnel functions and legal obligations of the judiciary. Said examination shall include, but shall not be limited to, the models from other states, best practices for management of government, performance measures, clarity of reporting lines and responsibilities and opportunities for budget savings through efficiencies, all while protecting the safety of the public. The commission shall consider, in its investigation and study, the reports and recommendations of both the visiting committee on management of the state courts and the court management advisory board.

The commission shall further investigate and study the feasibility and advisability of transferring authority over the office of probation, office of community corrections and the parole board including the power of appointment, assignment, discipline and termination of staff, to either the chief justice for administration and management or the executive office of public safety and security, in an effort to best provide enhanced accountability, oversight, leadership, effectiveness in carrying out essential functions and efficiency of administration.

The judiciary shall comply with all reasonable requests by the commission for information in furtherance of the above-stated goals.

The commission shall consist of 10 members, 1 of whom shall be appointed by the senate president who shall have expertise in applied criminal justice research, 1 of whom shall be appointed by the speaker of the house who shall have expertise in applied criminal justice research, 1 of whom shall be appointed by the minority leader of the senate who shall have expertise in financial management and public policy, 1 of whom shall be appointed by the minority leader of the house of representatives who shall have expertise in financial management and public policy, 1 of whom shall be the attorney general, who shall serve as chair, 1 of whom shall be the secretary of administration and finance, or his designee, 1 of whom shall be the chief counsel of the committee for public counsel services or his designee, 1 of whom shall be the president of the Massachusetts District Attorneys' Association, or his designee, 1 of whom shall be a representative of the Massachusetts Bar Association and 1 of whom shall be a person appointed by the chief justice of the supreme judicial court who shall be a retired first justice with court management experience. The commission shall report its findings and recommendations together with legislation, if any, to the clerks of the house of representatives

and senate, to the joint committee on judiciary, the joint committee on public safety and the senate and house committees on ways and means not later than December 31, 2010.

By inserting after section 182A the following section:-

SECTION 182B. Notwithstanding any general or special law to the contrary, and subject to appropriation and the availability of funds as determined by the executive office of health and human services, MassHealth shall include in its medical home demonstration authorized under section 30 of chapter 305 of the acts of 2008 all practice sites that have participated in the Commonwealth Fund safety net medical home initiative and that have submitted a qualifying response to the executive office's primary care medical home initiative request for responses. Subject to appropriation and the availability of funds, as determined by the executive office, the executive office may selectively contract with additional practice sites that have not participated in the Commonwealth Fund safety net medical home initiative.

By striking out, in section 197, the words "employees who become members of a retirement system after January 2, 2011" and inserting in place thereof the following words:- "members appointed on or after the effective date of this act".

And in section 199 by inserting after the figure "109" the following figure:- ", 110".

For the committee,

SENATE

Steven C. Panagiotakos

Stephen M. Brewer

Michael R. Knapik

HOUSE

Charles A. Murphy

Barbara A. L'Italien