

HOUSE No. 3906

Text of an amendment recommended by the committee on Ways and Means to the Senate Bill making appropriations for the fiscal year 2012 to provide for supplementing certain existing appropriations and for certain other activities and projects (Senate, No. 2112). January 30, 2012.

The Commonwealth of Massachusetts

In the Year Two Thousand Twelve

The Committee on Ways and Means recommends that the bill be amended by striking out all after the enacting clause and inserting in place thereof the following:-

1 “SECTION 1. To provide for supplementing certain items in the general appropriation act and
2 other appropriation acts for fiscal year 2012, the sums set forth in section 2 are hereby
3 appropriated from the General Fund unless specifically designated otherwise in this act or in
4 those appropriation acts, for the several purposes and subject to the conditions specified in this
5 act or in those appropriation acts, and subject to the laws regulating the disbursement of public
6 funds for the fiscal year ending June 30, 2012. These sums shall be in addition to any amounts
7 previously appropriated and made available for the purposes of those items.

8

9 SECTION 2.

10

JUDICIARY

11

Massachusetts Legal Assistance Corporation

12

0321-1600 \$1,000,000

13

SECRETARY OF THE COMMONWEALTH

14

Office of the Secretary of the Commonwealth

15

0521-0000 \$101,125

16

TREASURER AND RECEIVER GENERAL

17		<i>Office of the Treasurer and Receiver General</i>	
18	0612-0105	.....	\$200,000
19		EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE	
20		<i>Group Insurance Commission</i>	
21	1108-5201	.....	\$989,250
22		<i>Appellate Tax Board</i>	
23	1310-1000	.....	\$275,000
24		<i>Reserves</i>	
25	1599-0026	.....	\$1,000,000
26	1599-1705	.....	\$353,000
27	1599-1709	.....	\$350,258
28	1599-4430	.....	\$5,100,000
29		EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS	
30		<i>Office of the Secretary</i>	
31	2000-0100	.....	\$962,000
32	2030-1000	.....	\$727,850
33		<i>Department of Agricultural Resources</i>	
34	2511-0100	.....	\$34,361
35		EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES	
36		<i>Department of Veterans Services</i>	
37	1410-0010	.....	\$10,000
38		<i>Office of the Secretary</i>	
39	4000-0600	.....	\$35,000,000
40		<i>Department of Youth Services</i>	
41	4200-0100	.....	\$600,000

42	4200-0300	.....	\$1,100,000
43		<i>Department of Transitional Assistance</i>	
44	4403-2119	.....	\$140,000
45		EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT	
46		<i>Department of Housing and Community Development</i>	
47	7004-0099	.....	\$10,000
48	7004-0102	.....	\$230,000
49		EXECUTIVE OFFICE OF EDUCATION	
50		<i>Department of Higher Education</i>	
51	7066-0021	.....	\$1,800,000
52		EXECUTIVE OFFICE OF PUBLIC SAFETY AND HOMELAND SECURITY	
53		<i>Department of Criminal Justice Information Services</i>	
54	8000-0110	.....	\$150,000
55		<i>Office of the Chief Medical Examiner</i>	
56	8000-0122	.....	\$140,000
57		<i>Massachusetts Emergency Management Agency</i>	
58	8800-0001	.....	\$150,000
59		<i>Department of Correction</i>	
60	8900-0010	.....	\$1,022,263
61		SHERIFFS	
62		<i>Hampden Sheriff's Department</i>	
63	8910-0102	.....	\$1,811,152
64		<i>Worcester Sheriff's Department</i>	
65	8910-0105	.....	\$693,920
66		<i>Middlesex Sheriff's Department</i>	

67	8910-0107	.....	\$4,699,590
68		<i>Hampshire Sheriff's Department</i>	
69	8910-0110	.....	\$960,444
70		<i>Berkshire Sheriff's Department</i>	
71	8910-0145	.....	\$1,410,841
72		<i>Franklin Sheriff's Department</i>	
73	8910-0108	.....	\$1,100,000
74		<i>Essex Sheriff's Department</i>	
75	8910-0619	.....	\$1,459,679
76		<i>Barnstable Sheriff's Department</i>	
77	8910-8200	.....	\$2,000,218
78		<i>Bristol Sheriff's Department</i>	
79	8910-8300	.....	\$1,904,189
80		<i>Dukes Sheriff's Department</i>	
81	8910-8400	.....	\$183,204
82		<i>Norfolk Sheriff's Department</i>	
83	8910-8600	.....	\$3,800,000
84		<i>Plymouth Sheriff's Department</i>	
85	8910-8700	.....	\$1,743,757
86		<i>Suffolk Sheriff's Department</i>	
87	8910-8800	.....	\$6,100,000

88 SECTION 2A. To provide for certain unanticipated obligations of the commonwealth, to
89 provide for an alteration of purpose for current appropriations, and to meet certain requirements
90 of law, the sums set forth in this section are hereby appropriated from the General Fund unless
91 specifically designated otherwise in this section, for the several purposes and subject to the
92 conditions specified in this section, and subject to the laws regulating the disbursement of public

93 funds for the fiscal year ending June 30, 2012. These sums shall be in addition to any amounts
94 previously appropriated and made available for the purposes of those items.

95 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

96 *Reserves*

97 1599-4282 To provide for certain collective bargaining costs, including the costs of salary
98 adjustments and other economic benefits authorized by the collective bargaining agreements
99 between the Commonwealth of Massachusetts and the Service Employees International Union,
100 Local 509, Units 8 and 10 for fiscal year 2012 \$2,893,000

101 1599-4380 For a reserve to support information technology requirements and improve
102 information technology infrastructure at state agencies and departments; provided, that the
103 secretary of administration and finance, in consultation with the chief information officer of the
104 commonwealth, may transfer amounts from this account to items 1100-1700, 2000-1700, 4000-
105 1700, 7002-0017, 7009-1700 and 8000-1700; provided further, that in making such transfers, the
106 secretary shall prioritize maintaining existing information technology capacity and necessary
107 improvements to address data security and data access; and provided further, that within 30 days
108 of any transfers from this fund the secretary shall report to the house and senate committees on
109 ways on: (1) the amounts transferred from this account by line item; and (2) the methodology
110 used to determine transfers from this account \$20,420,000

111 EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

112 *Division of Healthcare Finance and Policy*

113 4100-0062 For the division of health care finance and policy, which may expend for the
114 migration of health safety net claims adjudication to the executive office of health and human
115 services through its MMIS system and for the maintenance of that claims adjudication, an
116 amount equal to the amount of federal financial participation received by the commonwealth for
117 such activities, not to exceed \$6,000,000; provided, that the federal revenue received for such
118 expenditures shall be deposited in the General Fund and an amount equal to such revenue shall
119 be transferred into this account; and provided further, that notwithstanding any general or special
120 law to the contrary, for the purpose of accommodating timing discrepancies between the receipt
121 of retained revenues and related expenditures, the division may incur expenses in anticipation of
122 revenue, after written approval from the secretary of administration and finance, and the
123 comptroller shall certify for payment, amounts not to exceed the lower of this authorization or
124 the most recent revenue estimate as reported in the state accounting system \$6,000,000

125 EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT

126 *Department of Housing and Community Development*

127 7004-1000 For a state supplement to the federal Low Income Home Energy Assistance
128 Program 42 U.S.C. section 8621 et seq., to assist low-income elders, working families and other
129 households with the purchase of heating oil, propane, natural gas, electricity and other primary or
130 secondary heating sources; provided, that expenditure of these supplemental funds shall be made
131 in accordance with the state plan submitted by the department of housing and community
132 development for operation of the fiscal year 2012 program, in accordance with federal law;
133 provided further, that the department shall establish the maximum assistance for which a
134 household shall be eligible commensurate with the increased funding provided in this item; and
135 provided further, that any federal funds received for fiscal year 2012 for the Low Income Home
136 Energy Assistance Program that exceed \$163,776,315, shall be used to reimburse the state for
137 expenditures made under this item, up to the amount appropriated herein \$21,187,407

138 SECTION 3. Section 172 of chapter 6 of the General Laws is hereby amended by inserting after
139 the word 'more', in line 184, as appearing in the 2010 Official Edition, the following words:- ,
140 for 10 years following the disposition thereof, including termination of any period of
141 incarceration or custody.

142 SECTION 4. Section 1 of chapter 29 of the General Laws, as so appearing, is hereby amended
143 by inserting after the figure '131', in line 37, the following words:- and section 35NN of chapter
144 10.

145 SECTION 5. Section 3 of chapter 30A of the General Laws, as so appearing, is hereby amended
146 by striking out, in lines 24 to 30, inclusive, the words 'The notice shall also include a small
147 business impact statement considering the impact of the proposed action on small businesses
148 with the state secretary. Notwithstanding the provisions of section 6, the state secretary shall
149 include the small business impact statement on the electronic website of the state secretary;
150 provided, however, that the full text of the small business impact statement may be inspected and
151 copied in the office of the state secretary during business hours.' and inserting in place thereof
152 the following words:-

153 A small business impact statement shall be filed with the state secretary on the same day the
154 notice is filed and shall accompany the notice. Notwithstanding section 6, the state secretary
155 shall include the small business impact statement on the electronic website of the state secretary,
156 and the statement may be inspected and copied in the office of the state secretary during business
157 hours.

158 SECTION 6. Paragraph (g ³/₄) of subdivision (1) of section 4 of said chapter 32, inserted by
159 section 10 of chapter 176 of the acts of 2011, is hereby amended by striking out the words
160 'retired member of the Boston Teachers Retirement System' and inserting in place thereof the
161 following words:- member who retired as a teacher from the State-Boston retirement system.

162 SECTION 7. Paragraph (f) of subdivision (2) of section 5 of said chapter 32, added by section 18
163 of said chapter 176, is hereby amended by striking out the word ‘excluding’ and inserting in
164 place thereof the following word:- from.

165 SECTION 8. Paragraph (ii) of subdivision (4) of said section 5 of said chapter 32, as amended by
166 section 21 of said chapter 176, is hereby further amended by striking out the words ‘January 1’
167 and inserting in place thereof the following words:- April 2.

168 SECTION 9. Section 15 of said chapter 32, as amended by section 31 of said chapter 176, is
169 hereby further amended by adding the following subdivision:-

170 (7) In no event shall any member be entitled to receive a retirement allowance under sections 1
171 to 28, inclusive, which is based upon a salary that was intentionally concealed from or
172 intentionally misreported to the commonwealth, or any political subdivision, district or authority
173 of the commonwealth, as determined by the commission. If a member intentionally concealed
174 compensation from or intentionally misreported compensation to an entity to which the member
175 was required to report the compensation, even if the reporting was not required for purposes of
176 calculating the member’s retirement allowance, the member’s retirement allowance shall be
177 based only upon the regular compensation actually reported to that entity or the amount reported
178 to the board, whichever is lower. Unless otherwise prohibited by law, such member shall receive
179 a return of any accumulated total deductions paid on amounts in excess of the compensation
180 actually reported, but no interest shall be payable on the accumulated deductions returned to the
181 member.

182 SECTION 10. The definition of ‘Services’ in section 23B of chapter 32, as appearing in section
183 42 of said chapter 176, is hereby amended by inserting after the words ‘employment agreements’
184 the following words:- , contingency fee agreements.

185 SECTION 11. Section 91 of said chapter 32 is hereby amended by striking out the word ‘ year’,
186 as appearing in section 50 of said chapter 176, and inserting in place thereof the following
187 words:- 12 months.

188 SECTION 12. Section 6 of chapter 32A of the General Laws, as appearing in the 2010 Official
189 Edition, is hereby amended by inserting after the second sentence the following 2 sentences:-
190 For active and retired employees, their dependents and the survivors of deceased employees,
191 including municipal subscribers, except as otherwise required by state or federal law, and except
192 effective July 1 of any year, the commission shall not alter the schedule of copayments and
193 deductibles for health plans, or alter any other terms relating to health plans which would require
194 authorization by vote of the commissioners but, for health plans whose rates change on January 1
195 instead of July 1, the commission may make such changes effective January 1. If the governor
196 reduces allotments to the commission under section 9C of chapter 29, the commission may make
197 any necessary adjustments to account for the reduction, but the commission shall not alter the
198 contribution ratios provided in the most recent applicable appropriation act.

199 SECTION 13. Clause (9) of section 8 of chapter 44 of the General Laws, as appearing in section
200 3 of chapter 52 of the acts of 2011, is hereby further amended by striking out the words ‘as
201 determined by the director’ and inserting in place thereof the following words:- or such longer
202 period not to exceed 10 years as determined by the director after taking into consideration the
203 ability of the city, town or district to provide other essential public services and pay, when due,
204 the principal and interest on its debts, the amount of federal and state payments likely to be
205 received for the purpose of the appropriations and such other factors as the director may deem
206 necessary or advisable.

207 SECTION 14. Section 4 of chapter 57 of the General Laws, as amended by section 1 of chapter
208 153 of the acts of 2011, is hereby further amended by striking out, under the caption ‘Plymouth’,
209 the words ‘First Plymouth. – Consisting of precincts 2, 3, 4, 5, 6, 7, 8, 9, 10, 12, 14 and 15, of the
210 town of Plymouth, in the county of Plymouth’ and inserting in place thereof the following
211 words:- First Plymouth. – Consisting of precincts 2, 3, 4, 5, 6, 7, 8, 10, 11, 12, 14 and 15, of the
212 town of Plymouth, in the county of Plymouth.

213 SECTION 15. Said section 4 of said chapter 57, as so amended, is hereby further amended by
214 striking out, under the caption ‘Suffolk’, the words ‘Seventh Suffolk. – Consisting of precincts 8,
215 9, and 10 of ward 4, precincts 1, 2, 3, 4, 5 and 8 of ward 12, precincts 4 and 5 of ward 9, and
216 precinct 1 of ward 21, of the city of Boston, in the county of Suffolk.’ and inserting in place
217 thereof the following words:-Consisting of precincts 8, 9 and 10 of ward 4, sub-precinct 2A of
218 ward 5, precincts 1, 2, 3, 4, 5 and 8 of ward 12, precincts 4 and 5 of ward 9, and precinct 1 of
219 ward 21 of the city of Boston, in the county of Suffolk.

220 SECTION 16. Section 64 of chapter 143 of the General Laws is hereby amended by striking out,
221 in line 5, as so appearing, the word ‘shall’ and inserting in place thereof the following words:- ,
222 whether attached or detached shall.

223 SECTION 17. Chapter 176J of the General Laws is hereby amended by inserting after section 11
224 the following 2 sections:-

225 Section 11A. A select or limited network plan shall continue to provide coverage for medically
226 necessary services that are part of the treatment program for a patient, prior to joining the select
227 or limited network, undergoing an active course of treatment or follow-up treatment for a chronic
228 disease at a comprehensive cancer center, pediatric hospital or pediatric specialty unit, as defined
229 in section 1 of chapter 118G, that does not participate in the carrier’s select or limited network
230 plan.

231 For services provided under this section, reimbursement shall be based on median in-network
232 rates of the specific provider in the carrier’s private plans in a manner consistent with data filed
233 by the carrier with the division of health care finance and policy or, if the specific provider does
234 not participate in any other plan of the carrier, then based on negotiated rates. Patient cost-
235 sharing responsibility for the services sought shall not exceed the lowest copayment obligation

236 established by the carrier for the receipt of the services offered through the carrier's select or
237 limited network.

238 Section 11B. Patients receiving an active course of treatment or follow-up treatment for a
239 chronic disease at a comprehensive cancer center, pediatric hospital or pediatric specialty unit, as
240 defined in section 1 of chapter 118G, prior to joining a tiered network, shall not pay an amount
241 for patient cost-sharing responsibility that exceeds the cost-sharing tier with the second highest
242 patient cost-sharing responsibility.

243 SECTION 18. Section 11A of said chapter 176J, inserted by section 17, is hereby amended by
244 striking out the first paragraph and inserting in place thereof the following paragraph:-

245 For an insured member who is receiving an active course of treatment or follow up treatment for
246 a chronic disease and is newly enrolled in a select or limited network plan, the carrier shall
247 provide coverage for those medically necessary services that are part of that treatment program
248 provided by a health care provider not participating in a carrier's plan pursuant to section 11 for
249 the duration of that treatment if: (1) the insured's employer only offers the insured a choice of
250 plans in which the provider is not a participant; (2) the provider is a comprehensive cancer
251 center, pediatric hospital or pediatric specialty unit as defined in section 1 of chapter 118G; and
252 (3) the provider is providing the insured with an ongoing course of treatment not otherwise
253 available in-network.

254 SECTION 19. Section 11B of chapter 176J of the General Laws is hereby repealed.

255 SECTION 20. Chapter 176J of the General Laws is hereby amended by inserting after section 13
256 the following 2 sections:-

257 Section 14. If a medically necessary and covered service is not available to a member within the
258 carrier's provider network, the carrier shall cover the services out-of-network for as long as the
259 service is unavailable in-network.

260 Section 15. Any insurer offering a tiered network plan shall clearly and conspicuously indicate in
261 all promotional and agreement materials, the cost-sharing differences for enrollees in the various
262 tiers. The division of insurance shall promulgate regulations for determining what constitutes
263 clear and conspicuous and the potential cumulative effects of these differences.

264 SECTION 21. Section 25 of chapter 175 of the acts of 1998 is hereby repealed.

265 SECTION 22. The last paragraph of section 22 of chapter 61 of the acts of 2009 is hereby
266 amended by striking out the words 'January 2, 2012', inserted by section 4 of chapter 52 of the
267 acts of 2011, and inserting in place thereof the following words:- April 30, 2012.

268 SECTION 23. Section 2 of chapter 131 of the acts of 2010 is hereby amended by striking out
269 item number '8400-0100' and inserting in place thereof the following item number:- 8400-0101.

270 SECTION 24. Item 1599-1705 in section 2 of chapter 52 of the acts of 2011 is hereby amended
271 by adding the following words:- provided further, that \$353,000 shall be expended for
272 reimbursements to school districts for education transportation cost increases due to the tornado;.

273 SECTION 25. Item 1108-5201 in section 2 of chapter 68 of the acts of 2011 is hereby amended
274 by striking out the figure ‘\$1,028,612’, each time it appears, and inserting in place thereof, in
275 each instance, the following figure:- \$2,017,862.

276 SECTION 26. Item 1410-0010 of said section 2 of said chapter 68 is hereby amended by
277 inserting after the words ‘department of veterans’ services’ the following words:- ; provided,
278 that not less than \$10,000 shall be expended for the Korean War memorial located in the
279 Charlestown Navy Yard.

280 SECTION 27. Item 1595-6379 of said section 2 of said chapter 68 is hereby amended by
281 striking out the figure ‘\$7,806,972’, each time it appears, and inserting in place thereof, in each
282 instance, the following figure:- \$8,808,113.

283 SECTION 28. Item 1599-0026 of said section 2 of said chapter 68 is hereby amended by
284 inserting after the words ‘aid share for fiscal year 2012’ the following words:- ; provided further,
285 that not less than \$1,000,000 shall be expended to fund a pilot program in Norfolk County,
286 including projects of regionalized county government services.

287 SECTION 29. Item 2000-0100 of section 2 of said chapter 68 is hereby amended by striking out
288 the words ‘than \$150,000 for a program of collaborative research with academic institutions that
289 apply satellite and other technologies in an innovative manner to an existing methodological
290 model previously used in other fisheries to assess the biomass of groundfish in the region
291 managed by the New England Fishery Management Council; provided further, that the executive
292 office shall execute a memorandum of agreement with any such academic institution not later
293 than 30 days after the effective date of this act; and provided further, that the memorandum shall
294 require the timely production of information for use in the fisheries management process’ and
295 inserting in place thereof the following words:- than \$1,112,000 for a program of collaborative
296 research with the Massachusetts Maritime Academy that applies sonar technology over
297 significant surface area of the ocean to assess the biomass of groundfish in the region managed
298 by the New England Fishery Management Council.

299 SECTION 30. Item 7004-0099 of said section 2 of said chapter 68 is hereby amended by adding
300 the following words:- ; and provided further, that not more than \$10,000 shall be expended on
301 funding the scouting and community center project identified in item 7003-0702 of section 2 of
302 chapter 182 of the acts of 2008.

303 SECTION 31. Item 7004-0101 of said section 2 of said chapter 68 of the acts of 2011, as
304 appearing in section 6 of chapter 171 of the acts of 2011, is hereby amended by striking out the

305 words 'families who appear to be ineligible' and inserting in place thereof the following words:-
306 families who appear to be eligible.

307 SECTION 32. Said item 7004-0101 of said section 2 of said chapter 68, as appearing in said
308 section 6, is hereby further amended by striking out the words 'or policy affecting eligibility,
309 benefits or administration of this program' and inserting in place thereof the following words:-,
310 administrative practice or policy that would alter eligibility for or the level of benefits under this
311 program, other than that which would benefit the clients.

312 SECTION 33. Item 7004-0108 of said section 2 of said chapter 68, as appearing in section 7 of
313 said chapter 171 is hereby amended by striking out the last proviso and inserting in place thereof
314 the following clause:- provided further, that notwithstanding any general or special law to the
315 contrary, 60 days before promulgating or amending any regulations, administrative practice or
316 policy that would alter eligibility for or the level of benefits under this program, other than that
317 which would benefit the clients, the department shall file with the house and senate committees
318 on ways and means and the clerks of the senate and house of representatives a report setting forth
319 justification for said changes, including but not limited to any determination by the secretary of
320 housing and economic development that available appropriations from the program will be
321 insufficient to meet projected expenses;.

322 SECTION 34. Said section 2 of said chapter 68 is hereby further amended by striking out item
323 number '7007-0951' and inserting in place thereof the following item number:- 7007-0952.

324 SECTION 35. Item 8000-0122 of said section 2 of said chapter 68 is hereby amended by
325 striking out the figure '\$1,860,000', each time it appears, and inserting in place thereof, in each
326 instance, the following figure:- \$2,000,000.

327 SECTION 36. Item 8910-8310 of said section 2 of said chapter 68 is hereby amended by
328 striking out the words 'For the Bristol sheriff's office, which may expend for the operation of the
329 office an amount not to exceed \$8,460,000 from revenues received from federal inmate
330 reimbursements' and inserting in place thereof the following words:- For the operation of the
331 Bristol sheriff's office; provided that the office may expend an amount not to exceed \$7,710,000
332 from revenues received from federal reimbursements;

333 SECTION 37. Item 8910-8710 of said section 2 of said chapter 68 is hereby amended by
334 striking out the words 'For the Plymouth sheriff's office, which may expend for the operation of
335 the office an amount not to exceed \$16,000,000 from revenues received from federal inmate
336 reimbursements' and inserting in place thereof the following words:- For the operation of the
337 Plymouth sheriff's office; provided that the office may expend an amount not to exceed
338 \$13,500,000 from revenues received from federal reimbursements;

339 SECTION 38. Subsection (c) of chapter 87 of the acts of 2011 is hereby amended by striking
340 out the words ‘December 31, 2011’ and inserting in place thereof the following words:- July 1,
341 2012.

342 SECTION 39. Chapter 153 of the Acts of 2011 is hereby amended by striking out section 2 and
343 inserting in place thereof the following section:-

344 Section 2. Notwithstanding the provisions of any general or special law to the contrary, for the
345 purpose of electing representatives in the general court as provided in section 1, the election
346 commissioners for the city of Boston shall include census blocks census blocks 0102032000,
347 0102032001, 0102032004, 0102032005, 0102033000, 0102033001, 0102033002, 0102033003,
348 and 0102033004 in sub-precinct 2A of ward 5. Notwithstanding any general or special law to the
349 contrary, the city of Boston shall divide precinct 2 of ward 5 along the representative district
350 boundary into 2 sub-precincts. If the polling place for a sub-precinct established under this act is
351 located in the same building as for an existing precinct, no additional election officers need be
352 appointed for such sub-precinct.

353 SECTION 40. Item 1599-1709 of section 2 of chapter 171 of the acts of 2011 is hereby
354 amended by adding the following words:- ; and provided further, that funds shall be transferred
355 to reimburse the town of Hawley for costs associated with repairs necessary on account of the
356 flooding of the Chickley river due to tropical storm Irene.

357 SECTION 41. Section 6 of chapter 176 of the acts of 2011 is hereby repealed.

358 SECTION 42. The last paragraph of section 56 of chapter 176 of the acts of 2011 is hereby
359 amended by striking out the words ‘April 15, 2012’ and inserting in place thereof the following
360 words:- November 30, 2012.

361 SECTION 43. The last paragraph of section 58 of said chapter 176 is hereby amended by
362 striking out the words ‘March 1, 2012’ and inserting in place thereof the following:- November
363 30, 2012.

364 SECTION 44. Subsection (6) of section 60 of said chapter 176 is hereby amended by striking out
365 the words ‘ paragraph (4)’ and inserting in place thereof the following words:- subsection (5).

366 SECTION 45. Section 91 of chapter 142 of the acts of 2011, is hereby further amended by
367 striking out the last sentence and inserting in place thereof the following 2 sentences:-

368 The commission shall report to the general court the results of its investigation and study and its
369 recommendations, if any, by filing the same with the clerks of the senate and house of
370 representatives not later than July 31, 2012. The commission shall continue to meet on a
371 quarterly basis thereafter, to monitor progress on the subject and to determine whether further
372 action may be required to implement the results of its investigation and study.

373 SECTION 46. Notwithstanding any general or special law, rule or regulation to the contrary, the
374 division of insurance shall conduct a review into the network adequacy and cost and quality-
375 effectiveness of insurance products pursuant to section 11 of chapter 176J of the General Laws
376 for the health care needs of children and the health care needs of cancer patients. The division
377 shall promulgate regulations to ensure the needs of children and cancer patients are being met,
378 consistent with cost and quality goals, and shall submit an report of its actions and potential
379 legislative actions to the house and senate committees on ways and means and the joint
380 committee on health care financing by December 31, 2012.

381 SECTION 47. The salary adjustments and other cost items authorized by the following 2011
382 amendments to collective bargaining agreements, for the period from July 1, 2011, to June 30,
383 2014, shall be effective for the purpose of section 7 of chapter 150E of the General Laws:

384 (a) between the commonwealth and National Association of Government Employees for
385 units 1, 3 and 6;

386 (b) between the commonwealth and Alliance/AFSCME for unit 2;

387 (c) between the commonwealth and the New England Police Benevolent Association for unit
388 4A;

389 (d) between the Essex sheriff and the International Brotherhood of Correction Officers Local
390 R1-71; and

391 (e) between the Plymouth sheriff and Massachusetts Correctional Officers Federated Union
392 Bureau of Criminal Investigation.

393 SECTION 48. Notwithstanding section 14 of chapter 151A of the General Laws, for calendar
394 year 2012, the experience rate of an employer qualifying therefor under subsection (b) of said
395 section 14 of said chapter 151A shall be the rate which appears in column 'E' in clause (1) of
396 subsection (i) of said section 14 of said chapter 151A.

397 SECTION 49. Notwithstanding any general or special law to the contrary, the comptroller shall
398 transfer within 10 days of the effective date of this act \$612,893 and the accrued interest on that
399 amount as determined by the comptroller, from the General Fund or from other funds of the
400 Commonwealth to the Marine Recreational Fisheries Development Fund established in section
401 35NN of chapter 10 of the General Laws.

402 SECTION 50. Section 9 shall apply to any member under chapter 32 of the General Laws for
403 whom a retirement allowance has not been finally approved before the effective date of this act.

404 SECTION 51. Section 6 and 11 shall take effect on April 2, 2012.

405 SECTION 52. Sections 7 to 10, inclusive, and 42 to 44, inclusive, shall take effect on February
406 13, 2012.

407 SECTION 53. Section 14 shall take effect as of November 3, 2011.

408 SECTION 54. Section 16 shall apply to all certificates of approval granted within 12 months
409 prior to the effective date of this act.

410 SECTION 55. Sections 18 and 19 shall take effect on July 31, 2013.

411 SECTION 56. Section 48 shall take effect as of January 1, 2012.

412 SECTION 57. Section 1 of chapter 177 of the acts of 2011 is hereby amended by striking out the
413 words ‘Seventh Congressional District - Consisting of wards 1, 2, 3, precinct 1 of ward 4, ward
414 5, precinct 3 of ward 10 and ward 11 of the city of Cambridge and the cities of Everett and
415 Somerville, all in the county of Middlesex; wards 1 and 2, precincts 7 and 8 of ward 3, ward 4,
416 precincts 1, 2, 6, 7, 8, 9 and 10 of ward 5, precinct 10 of ward 7, wards 8, 9 and 10, precincts 1,
417 2, 3, 4, 5, 6, 7 and 8 of ward 11, ward 12, precincts 1, 2, 4, 5, 6, 8 and 9 of ward 13, wards 14 and
418 15, precincts 1, 3, 4, 6, 8 and 11 of ward 16, wards 17 and 18, precincts 7, 10, 11, 12 and 13 of
419 ward 19, precinct 3 of ward 20, and wards 21 and 22 of the city of Boston and the city of
420 Chelsea, both in the county of Suffolk; and precincts 1, 5, and 10 in the town of Milton and the
421 town of Randolph, both in the county of Norfolk.’ and inserting in place thereof the following:
422 Seventh Congressional District - Consisting of wards 1, 2, 3, precinct 1 of ward 4, ward 5,
423 precinct 3 of ward 10 and ward 11 of the city of Cambridge and the cities of Everett and
424 Somerville, all in the county of Middlesex; wards 1 and 2, precincts 7 and 8 of ward 3, ward 4,
425 precincts 1, 2, sub-precinct 2A, 6, 7, 8, 9 and 10 of ward 5, precinct 10 of ward 7, wards 8, 9 and
426 10, precincts 1, 2, 3, 4, 5, 6, 7 and 8 of ward 11, ward 12, precincts 1, 2, 4, 5, 6, 8 and 9 of ward
427 13, wards 14 and 15, precincts 1, 3, 4, 6, 8 and 11 of ward 16, wards 17 and 18, precincts 7, 10,
428 11, 12 and 13 of ward 19, precinct 3 of ward 20, and wards 21 and 22 of the city of Boston and
429 the city of Chelsea, both in the county of Suffolk; and precincts 1, 5, and 10 in the town of
430 Milton and the town of Randolph, both in the county of Norfolk.

431 SECTION 58: Chapter 177 of the acts of 2011 is further amended by inserting after Section 9 the
432 following: Section 9A. Notwithstanding any general or special law to the contrary, for the
433 purpose of electing representatives in the Congress of the United States and delegates and
434 alternate delegates to the national conventions of political parties as provided in section 1, the
435 election commissioners for the city of Boston shall create sub-precinct 2A of ward 5 including
436 census blocks 0102032000, 0102032001, 0102032004, 0102032005, 0102033000, 0102033001,
437 0102033002, 0102033003, and 0102033004, which shall be included within the Seventh
438 Congressional District.”.