

An Act making appropriations for the fiscal year 2023 to provide for supplementing certain existing appropriations and for certain other activities and projects.

*Whereas*, The deferred operation of this act would tend to defeat its purposes, which are forthwith to make supplemental appropriations for fiscal year 2023 and to make certain changes in law, each of which is immediately necessary to carry out those appropriations or to accomplish other important public purposes, 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 supplementing certain items in the general appropriation act and other appropriation acts for fiscal year 2023, the sums set forth in section 2 are hereby appropriated from the General Fund or the Transitional Escrow Fund established in section 16 of chapter 76 of the acts of 2021, as amended by section 4 of chapter 98 of the acts of 2022, unless specifically designated otherwise in this act or in those appropriation acts, for the several purposes and subject to the conditions specified in this act or in those appropriation acts and subject to the laws regulating the disbursement of public funds for the fiscal year ending June 30, 2023. These sums shall be in addition to any amounts previously appropriated and made available for the purposes of those items. Except as otherwise provided, these sums shall be made available through the fiscal year ending June 30, 2024.

## SECTION 2.

### DISTRICT ATTORNEYS

#### *Worcester District Attorney*

0340-0400 Worcester district attorney's office .....\$280,000

### SECRETARY OF THE COMMONWEALTH

#### *Office of the Secretary*

0521-0000 Elections Division .....\$182,433

### EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

#### *Commission on Lesbian, Gay, Bisexual, Transgender, Queer and Questioning Youth*

0950-0050 LGBTQ Youth Commission .....\$500,000

#### *Group Insurance Commission*

1108-5500 Group Insurance Dental and Vision .....\$27,564

*Reserves*

1599-2302 Natural Disaster Mitigation Reserve .....\$10,000,000

1599-4449 Collective Bargaining Agreements .....\$26,233,522

EXECUTIVE OFFICE OF EDUCATION

*Department of Early Education and Care*

3000-7040 EEC Contingency Contract Retained Revenue .....\$200,000

EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

*Office of the Secretary of Health and Human Services*

4000-0700 MassHealth Fee for Service Payments .....\$2,116,827,526

*Department of Public Health*

4590-0915 DPH Hospital Operations .....\$10,710,901

EXECUTIVE OFFICE OF LABOR AND WORKFORCE DEVELOPMENT

*Office of the Secretary of Labor and Workforce Development*

7003-0101 Labor and Workforce Development Shared Services .....\$11,000,000

EXECUTIVE OFFICE OF EDUCATION

*Department of Elementary and Secondary Education*

7061-9400 Student and School Assessment .....\$8,833,222

EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY

*Military Division*

8700-0001 Military Division .....\$185,000

## DEPARTMENT OF VETERANS' SERVICES

### *Soldiers' Home in Holyoke*

4190-0400 Consolidated Appropriations Act .....\$708,240

Transitional Escrow Fund.....100%

4190-0401 American Rescue Plan Act .....\$1,714,016

Transitional Escrow Fund.....100%

SECTION 2A. To provide for certain unanticipated obligations of the commonwealth, an alteration of purpose for current appropriations and to meet certain requirements of law, the sums set forth in this section are hereby appropriated from the General Fund or the Transitional Escrow Fund established in section 16 of chapter 76 of the acts of 2021, as amended by section 4 of chapter 98 of the acts of 2022, unless specifically designated otherwise in this section, for the several purposes and subject to the conditions specified in this section, and subject to the laws regulating the disbursement of public funds for the fiscal year ending June 30, 2023. Except as otherwise stated, these sums shall be made available through the fiscal year ending June 30, 2024.

## OFFICE OF THE COMPTROLLER

### *Office of the Comptroller*

1595-4514 For an operating transfer to the Commonwealth's Pension Liability Fund, established in subsection (e) of subdivision (8) of section 22 of chapter 32 of the General Laws \$100,000,000

## EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

### *Reserves*

1599-0012 For a reserve to support reimbursements for extraordinary relief to school districts pursuant to section 5A of chapter 71B of the General Laws and item 7061-0012; provided, that funds shall be made available for reimbursements in fiscal year 2024 to school districts that experience increases to instructional costs reimbursable under said section 5A of said chapter 71B and incurred such instructional costs during fiscal year 2024 that exceed 25 per cent of such instructional costs incurred during fiscal year 2023; provided further, that funds shall also be made available to reimburse districts in fiscal year 2024 for 100 per cent of any such instructional cost increases exceeding 7.5 per cent where the total of such increase also exceeds 0.5 per cent of total actual net school spending in fiscal year 2023; provided further, that no funds from this item shall be distributed to any school district that does not have a spending plan in place as required for

Elementary and Secondary School Emergency Relief funds pursuant to: (i) section 18003(b) of the federal Coronavirus Aid, Relief, and Economic Security Act, Public Law 116-136; (ii) section 313 of the federal Coronavirus Response and Relief Supplemental Appropriations Act, Division M of Public Law 116-260; (iii) section 2001 of the federal American Rescue Plan Act of 2021, Public Law 117-2; or (iv) any other federal act providing for COVID-19 response funds; provided further, that no funds shall be distributed to any school district until said spending plans have been verified by the department of elementary and secondary education; provided further, that the department of elementary and secondary education shall submit a report to the house and senate committees on ways and means detailing said spending plans for all school districts receiving funds from this item; provided further, that funds paid from this provision in fiscal year 2024 shall not be reimbursable in fiscal year 2025; and provided further, that the funds appropriated in this item shall not revert but shall be made available through June 30, 2025 and may be transferred to item 7061-0012 and expended subject to the conditions specified in said item in the general appropriations act for that year .....\$75,000,000

1599-0514 For a reserve to support the commonwealth's response to the ongoing humanitarian crisis and influx of families seeking shelter; provided, that the executive office of administration and finance, in consultation with the executive office of housing and livable communities, shall submit reports to the house and senate committees on ways and means every 30 days; provided further, that said reports shall include, but shall not be limited to: (a) the total number of new families in the emergency housing assistance program under section 30 of chapter 23B of the General Laws who entered said program as migrants, refugees or asylum seekers as a result of the ongoing humanitarian crisis; (b) the total number of families currently in hotels or motels, delineated by municipality, in the emergency assistance program, including, but not limited to, those who entered the emergency assistance program as migrants, refugees or asylum seekers as a result of the ongoing humanitarian crisis; (c) the total number of individuals and the number of families with work authorizations for those individuals who entered the emergency assistance program as migrants, refugees or asylum seekers as a result of the ongoing humanitarian crisis; and (d) the total amount expended on the emergency assistance program overall, including, but not limited to, shelter, food and other services, over the 30 day period; provided further, that not less than 60 days prior to any change to the period of emergency assistance benefits, including, but not limited to, limiting or adjusting the duration of benefits, the executive office of administration and finance shall notify the house and senate committees on ways and means; provided further, that not less than \$75,000,000 shall be expended for supplemental school district costs associated with additional student enrollments; provided further, that not less than \$65,000,000 shall be expended for the costs associated with sheltering eligible families, including, but not limited to, housing, food and onsite staffing; provided further, that not less than \$50,000,000 shall be expended for the identification, acquisition and operationalization of a state funded overflow emergency shelter site or sites for eligible families who have been waitlisted for placement at an emergency shelter as a result of the emergency assistance program reaching capacity at 7,500 families as identified in the Emergency Assistance Family Shelter Declaration issued by the secretary of housing and livable communities dated October 31, 2023 pursuant to 760 CMR 67.10, as inserted by emergency regulations issued by the executive office of housing and livable communities on October 31, 2023, and accompanying guidance issued pursuant to said declaration and 760 CMR 67.10; provided further, that said overflow site or sites shall be operational within 30 days after the effective date of this act; provided, however, if said overflow

site or sites are not operational within 30 days after the effective date of this act said Emergency Assistance Family Shelter Declaration dated October 31, 2023 shall be revoked by the secretary and capacity shall not be limited to 7,500 families until said overflow site or sites are secured and operational; provided further, that not less than \$18,000,000 shall be expended for temporary emergency shelter sites; provided further, that not less than \$12,000,000 shall be expended for wraparound services provided to families; provided further, that not less than \$10,000,000 shall be expended for resettlement agencies to provide additional services for families; provided further, that said funds for resettlement agencies shall be made available through September 30, 2024; provided further, that not less than \$6,000,000 shall be expended for additional municipal support; provided further, that not less than \$6,000,000 shall be expended for supplemental staffing needs at emergency assistance shelters; provided further, that not less than \$5,000,000 shall be expended for migrant and refugee workforce programs, including, but not limited to, workforce authorization programs; provided further, that not less than \$3,000,000 shall be expended for the various family welcome centers in the commonwealth; provided further, that the secretary of administration and finance may transfer funds from this item to state agencies as defined in section 1 of chapter 29 of the General Laws; and provided further, that not later than January 1, 2024, the executive office for administration and finance shall submit a report to the house and senate committees on ways and means which shall include, but not be limited to: (i) the number of families applying for emergency shelter above the 7,500 capacity limit set in said Emergency Assistance Family Shelter Declaration and pursuant to said 760 CMR 67.10; (ii) the number of families on the waitlist for emergency shelter; and (iii) the immediate services provided to such families on said waitlist.....\$250,000,000

Transitional Escrow Fund.....100%

1599-1101 For a reserve for the payroll of the department of transitional assistance’s caseworkers and other necessary staff to serve applicants and clients of the supplemental nutrition assistance, transitional aid to families with dependent children and emergency aid to the elderly, disabled and children programs; provided, that funds may be transferred to items 4400-1000 and 4400-1100; and provided further, that the funds appropriated in this item shall be made available through the year ending June 30, 2025 .....\$60,300,000

1599-1214 For a reserve for expansion, upgrades or enhancements to staffing, operations or infrastructure for new and existing facilities that treat men with an alcohol or substance use disorder under sections 1 and 35 of chapter 123 of the General Laws; provided, that the secretary of administration and finance may transfer funds from this item to state agencies as defined in section 1 of chapter 29 of the General Laws.....\$14,000,000

1599-2301 For a reserve for costs associated with the settlement agreement in Spencer Tatum et al. v. Commonwealth of Massachusetts, Suffolk Superior Court C.A. No. 0984CV00576.....\$40,000,000

1599-8910 For a reserve to support costs associated with the 14 county sheriffs’ offices; provided, that the secretary of administration and finance may transfer funds from this item to state agencies as defined in section 1 of chapter 29 of the General Laws .....\$17,600,000

Transitional Escrow Fund.....100%

EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS

*Office of the Secretary*

2000-0120 For obligations of the commonwealth to neighboring states incurred pursuant to interstate compacts for flood control .....\$506,140

EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

*Department of Transitional Assistance*

4400-1031 For reimbursement to clients who have had their federal supplemental nutrition assistance program payments stolen through electronic benefit transfer card skimming, card cloning, and other similar fraudulent methods, including organized identity theft schemes during the period of October 1, 2022 through June 30, 2024 to the extent that federal funds will not cover the cost of reimbursement; provided, that claims for such reimbursement must be verified by the department of transitional assistance and must be reported to or identified by the department not later than July 31, 2024..... \$1,000,000

SECTION 2CI. For the purpose of making available in fiscal year 2024 balances of appropriations which otherwise would revert on June 30, 2023, the unexpended balances of the appropriations listed below, not to exceed the amount specified below for each item, are hereby re-appropriated for the purposes of and subject to the conditions stated for the corresponding item in section 2 of chapter 126 of the acts of 2022. For items which do not appear in section 2 of the general appropriation act, the amounts in this section are re-appropriated for the purposes of and subject to the conditions stated for the corresponding item in section 2 or 2A of this act or in prior appropriation acts. Amounts in this section are re-appropriated from the fund or funds designated for the corresponding item in said section 2 of said chapter 126; provided, however, that for items which do not appear in said section 2 of said chapter 126, the amounts in this section are re-appropriated from the fund or funds designated for the corresponding item in sections 2 to 2E, inclusive, of this act or in prior appropriation acts. The sums reappropriated in this section shall be in addition to any amounts available for said purposes.

JUDICIARY

*Committee for Public Counsel Services*

0321-1500 Committee for Public Counsel Services.....\$1,345,240

0321-1510 Private Counsel Compensation .....\$7,868,803

*Mental Health Legal Advisors Committee*

0321-2000 Mental Health Legal Advisors Committee.....\$45,000

*Trial Court*

0330-0300 Trial Court Administration.....\$8,500,000

*Commissioner of Probation*

0339-1001 Commissioner of Probation.....\$558,617

TREASURER AND RECEIVER GENERAL

0610-2000 Welcome Home Bill Bonus Payments .....\$1,000,000

STATE LOTTERY COMMISSION

0640-0000 State Lottery Commission .....\$207,500

COMMISSION ON THE STATUS OF PERSONS WITH DISABILITIES

0800-0003 Commission on the Status of Persons with Disabilities .....\$99,840

OFFICE OF INSPECTOR GENERAL

*Office of the Child Advocate*

0930-0100 Office of the Child Advocate .....\$250,000

CANNABIS CONTROL COMMISSION

1070-0840 Cannabis Control Commission.....\$200,000

EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

*Bureau of the State House*

1102-3331 Office of the State House Superintendent .....\$100,000

1102-3400 Security Operations at the State House .....\$150,000

*Reserves*

1599-0054 Hinton Lab Reserve.....\$368,347

1599-0080	Tests Vaccine Outreach Reserve .....	\$5,000,000
1599-0793	COVID Response Reserve .....	\$81,322,743
1599-4448	Collective Bargaining Contract Costs .....	\$40,000,000
1599-8909	Election Costs Reserve .....	\$8,000,000
1599-9817	HCBS Reserve .....	\$171,967,037

#### DISABLED PERSONS PROTECTION COMMISSION

1107-2501	Disabled Persons Protection Commission .....	\$20,423
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#### HEALTH POLICY COMMISSION

1450-1200	Health Policy Commission .....	\$370,000
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#### EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS

##### *Department of Environmental Protection*

2260-8870	Hazardous Waste Cleanup .....	\$1,000,000
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##### *Department of Fish and Game*

2300-0101	Riverways Protection and Access .....	\$400,000
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##### *Office of the Secretary of Energy and Environmental Affairs*

2000-0101	Climate Adaptation and Preparedness .....	\$127,000
2000-0102	Environmental Justice .....	\$300,000

##### *Department of Agricultural Resources*

2511-0100	Agricultural Resources Administration .....	\$24,000
2511-0103	Cannabis and Hemp Agricultural Oversight .....	\$32,150

EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

*Office of the Secretary of Health and Human Services*

4000-0051 Family Resource Centers.....\$450,000

*Massachusetts Commission for the Deaf*

4125-0100 Massachusetts Commission for the Deaf and Hard of Hearing.....\$399,000

*Department of Youth Services*

4200-0300 Residential Services for Committed Population.....\$5,000,000

*Department of Public Health*

4510-0721 Boards of Registration for HPL.....\$864,000

4512-2022 Grants to Local Boards of Health.....\$973,700

4513-2020 Behavioral Health Supports .....\$500,000

*Department of Mental Health*

5011-0100 DMH Administration and Operations .....\$145,000

5095-0017 DMH Loan Forgiveness Program.....\$10,000,000

DEPARTMENT OF VETERANS' SERVICES

*Soldiers' Home in Massachusetts*

4180-0100 Soldiers' Home in Massachusetts Administration and Operations .....\$4,661,119

MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

*Massachusetts Bay Transportation Authority*

1599-1971 MBTA Workforce Safety Reserve .....\$229,290,000

EXECUTIVE OFFICE OF ECONOMIC DEVELOPMENT

*Office of the Secretary of Economic Development*

7002-0017 Economic Development IT Costs.....\$505,000

*Massachusetts Marketing Partnership*

7008-0900 Massachusetts Office of Travel and Tourism.....\$2,207,028

EXECUTIVE OFFICE OF HOUSING AND LIVABLE COMMUNITIES

*Executive Office of Housing and Livable Communities*

7004-0102 Homeless Individual Shelters .....\$6,000,000

EXECUTIVE OFFICE OF LABOR AND WORKFORCE DEVELOPMENT

*Office of the Secretary of Labor and Workforce Development*

7003-0150 Demonstration Workforce Development.....\$2,293,876

7003-0607 Employment Program for Young Adults with Disabilities .....\$166,667

EXECUTIVE OFFICE OF EDUCATION

*Department of Early Education and Childcare*

3000-1020 Quality Improvement.....\$1,000,000

3000-1046 EEC Infrastructure Policy Reforms.....\$8,127,000

3000-2050 Children's Trust Fund.....\$350,000

*Department of Elementary and Secondary Education*

7061-9805 Teacher Diversity Initiative.....\$14,856,250

*Department of Higher Education*

7066-0115 Endowment Incentive Program .....\$9,775,000

*University of Massachusetts*

7100-0700 Office of Dispute Resolution.....\$93,000

## EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY

### *Office of the Secretary of Public Safety and Security*

8000-0605 Human Trafficking Prevention Grants .....\$241,565  
8000-1700 Public Safety Information Technology Costs.....\$700,000

### *Office of the Chief Medical Examiner*

8000-0105 Office of the Chief Medical Examiner .....\$70,000

### *Massachusetts State Police*

8100-0515 New State Police Class .....\$5,367,000

### *Department of Fire Services*

8324-0000 Department of Fire Services Administration.....\$647,159  
8324-0050 Local Fire Department Projects and Grants .....\$200,000

### *Department of Correction*

8900-0001 Department of Correction Facility Operations .....\$8,000,000  
8900-1100 Re-Entry Programs .....\$2,997,166

SECTION 2C.II. For the purpose of making available in fiscal year 2024 balances of retained revenue and intragovernmental chargeback authorizations which otherwise would revert on June 30, 2023, the unexpended balances of the authorizations listed below, not to exceed the amount specified below for each item, are hereby re-authorized for the purposes of and subject to the conditions stated for the corresponding item in section 2 or 2B of chapter 24 of the acts of 2021. However, for items which do not appear in section 2 or 2B of said chapter 24, the amounts in this section are re-authorized for the purposes of and subject to the conditions stated for the corresponding item in section 2, 2A, or 2B of this act or in prior appropriation acts. Amounts in this section are re-authorized from the fund or funds designated for the corresponding item in section 2 or 2B of the general appropriation act; however, for items which do not appear in section 2 or 2B of the general appropriation act, the amounts in this section are re-authorized from the fund or funds designated for the corresponding item in section 2, 2A, or 2B of this act or in prior appropriation acts. The sums re-authorized in this section shall be in addition to any amounts available for those purposes.

## MASSACHUSETTS COMMISSION AGAINST DISCRIMINATION

0940-0103 Equal Employment Opportunity Commission Fair Employment Programs.\$1,200,000

EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

*Operational Services Division*

1775-0800 Chargeback for Purchase of Operation and Repair of State Vehicles.....\$225,000

EXECUTIVE OFFICE OF EDUCATION

*Roxbury Community College*

7515-0121 Reggie Lewis Track – Retained Revenue.....\$100,000

EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY

*Office of the Chief Medical Examiner*

8000-0122 Chief Medical Examiner Fee Retained Revenue.....\$230,000

*Department of Correction*

8900-0011 Prison Industries Retained Revenue .....\$400,000

8900-0021 Chargeback for Prison Industries and Farm Program .....\$2,000,000

SECTION 3. Chapter 19A of the General Laws is hereby amended by inserting after section 4D the following 5 sections:-

Section 4E. As used in sections 4F to 4I, inclusive, the following words shall, unless the context clearly requires otherwise, have the following meanings:

“CDC workforce council”, “workforce council” or “the council”, the home care program consumer directed care workforce council established pursuant to section 4F.

“Consumer”, a person to whom a CDC worker provides consumer directed care services and who is responsible for recruiting, hiring, training and managing a CDC worker.

“Consumer directed care” or “CDC”, the service delivery option within the state home care program, established by the department pursuant to section 4, that provides eligible

consumers with consumer directed care services and the option to select, hire, manage and dismiss consumer directed care workers providing such services.

“Consumer directed care worker” or “CDC worker”, a person who has been selected by a consumer or the consumer’s surrogate to provide consumer directed care to the consumer under the department’s home care program CDC service delivery option.

“Surrogate”, a consumer’s legal guardian or a person identified in a written agreement signed by the consumer or consumer’s legal guardian granting the surrogate the authority to act on behalf of the consumer to select, hire, manage and dismiss CDC workers; provided, however, that a surrogate shall not serve as the CDC worker for the same consumer they serve as a surrogate.

Section 4F. (a)(1) There shall be a home care program CDC workforce council which shall be within the department, but which shall not be subject to the control of the department, to ensure the effectiveness and quality of home care programs’ CDC services.

(2) The CDC workforce council shall consist of 5 members to be appointed in accordance with this section. The secretary of the department, or their designee, shall be a permanent member of the council and shall serve as chair. The secretary of health and human services shall appoint 2 members representing the interests of CDC consumers and 2 members representing aging services access points that coordinate CDC services.

(b)(1) Appointees to the council shall serve 3-year terms. If a vacancy occurs among the members appointed by the secretary of health and human services, a new council member shall be appointed by the secretary of health and human services to serve the remainder of the unexpired term or, if the vacancy occurs as the result of the completion of a term, to serve a full term, and such appointment shall become effective upon the member taking the appropriate oath.

(2) Members of the council may serve for successive terms.

(3) A majority of the council shall constitute a quorum for the transaction of any business.

(c) Members of the council shall not receive compensation for their council service; provided, however, that members shall be reimbursed for their actual expenses necessarily incurred in the performance of their duties.

Section 4G. (a) The CDC workforce council shall develop and implement a communications plan to promote CDC services and raise awareness of the CDC option for eligible consumers and potential CDC workers.

(b) The CDC workforce council may coordinate activities with other state and local public, private and nonprofit agencies to carry out its duties. The council may coordinate with the agencies to provide a local presence for the council and to provide consumers or consumers' surrogates greater access to CDC information.

(c) The department shall provide to the council a list of all CDC workers who have been paid through the home care program CDC option and shall update the list not less than every 6 months to ensure that the council has a complete and accurate list. The information provided on the list shall be limited to the names and contact information for each CDC worker; provided, however, that the list shall not include any personally identifiable information of the consumers. All CDC workers, upon hire, or at any other reasonable time, shall be provided an opportunity to submit a written request to the department to be excluded from the list.

Section 4H. (a) A consumer or the consumer's surrogate shall retain the right to recruit, hire, train, manage and terminate any CDC worker providing services to the consumer.

(b)(1) Consumer directed care workers shall be considered public employees, as defined by and solely for the purposes of chapter 150E and section 17J of chapter 180. Chapter 150E shall apply to consumer directed care workers unless chapter 150E is inconsistent with sections 4F to 4I, inclusive, in which case said sections shall control. Consumer directed care workers shall be treated as state employees solely for the purposes of section 17A of chapter 180.

Consumer directed care workers shall not be considered public employees or state employees for any other purpose other than those in this paragraph. Consumer directed care workers shall not be eligible for benefits through the group insurance commission, the state board of retirement or the state employee workers' compensation program.

(2) The CDC workforce council shall be the employer, as defined by and solely for the purposes of chapter 150E and sections 17A and 17J of chapter 180 and deductions under sections 17A and 17J of chapter 180 may be made by any entity authorized by the commonwealth to compensate consumer directed care workers through the home care program consumer directed care option.

(c) Consumer directed care workers who are employees of the council under this section shall not be considered public employees or employees of the council for any other purpose. Nothing in this chapter shall alter the obligations of the commonwealth or the consumer to provide their share of social security, federal and state unemployment taxes, Medicare and worker's compensation insurance under the Federal Insurance Contributions Act, federal and state unemployment law or the Massachusetts Workers' Compensation Act.

(d) Pursuant to section 9A of chapter 150E, no consumer directed care worker shall engage in a strike or induce, encourage or condone any strike, work stoppage, slowdown or withholding of services by any consumer directed care worker.

(e) The appropriate bargaining unit for the purpose of collective bargaining shall be a statewide unit of all consumer directed care workers. The showing of interest required to request an election or for an intervener seeking to appear on the ballot shall be 10 per cent of the bargaining unit.

(f) The council or its contractors shall not be held vicariously liable for the action or inaction of any consumer directed care worker.

(g) The members of the council shall be immune from any liability resulting from the implementation of sections 4F to 4H, inclusive.

Section 4I. (a) The CDC workforce council may make and execute contracts and all other instruments necessary or convenient for the performance of its duties or exercise of its powers, including contracts with public and private agencies, organizations, corporations and individuals to pay them for services rendered or furnished.

(b) Subject to appropriation and appropriate business or consumer service need, the chair of the council with the council's approval may establish offices, employ and discharge employees, agents and contractors, as necessary, and prescribe employees' duties and powers and set the employees' compensation, incur expenses and create such liabilities as are reasonable and proper for the administration of sections 4F to 4H, inclusive.

(c) The council may solicit and accept for use any grant of money, services or property from the federal government, the commonwealth or any political subdivision or agency thereof, and take any action necessary to cooperate with the federal government, the commonwealth, or any political subdivision or agency thereof, in making an application for any grant.

(d) The council may coordinate its activities and cooperate with similar agencies in other states.

(e) The council may establish technical advisory committees to assist the council.

(f) The council may keep records and engage in research and the gathering of relevant statistics.

(g) The council may acquire, hold or dispose of real or personal property, or any interest therein, and construct, lease or otherwise provide facilities for the activities conducted pursuant to sections 4F to 4I, inclusive; provided, however, that the workforce council shall not exercise any power of eminent domain.

(h) The council may delegate to the appropriate persons the power to execute contracts and other instruments on its behalf and delegate any of its powers and duties pursuant to sections 4F to 4I, inclusive.

(i) The council may perform other acts necessary or convenient to execute the powers expressly granted to it.

SECTION 4. Section 20 of chapter 25A of the General Laws, as appearing in the 2022 Official Edition, is hereby amended by striking out, in line 33, the word “(b)” and inserting in place thereof the following word:- (c).

SECTION 5. Section 3 of chapter 62 of the General Laws, as so appearing, is hereby amended by striking out, in lines 146 to 149, inclusive, the words “wagering transactions, that were incurred at a gaming establishment licensed in accordance with chapter 23K or at any racing meeting licensee or simulcasting licensee, only to the extent of the gains from such transactions” and inserting in place thereof the following words:- sports wagers, that were incurred through a sports wagering operator licensed under chapter 23N, or from wagering transactions, that were incurred at a gaming establishment licensed under chapter 23K or at any racing meeting licensee or simulcasting licensee; provided, however, that the amount of losses

deducted shall not exceed the amount of gains from such sports wagers and wagering transactions.

SECTION 6. Section 5A of said chapter 62, as so appearing, is hereby amended by inserting after the word “23K”, in line 27, the following words:- or sports wagering winnings acquired through a sports wagering operator licensed under chapter 23N.

SECTION 7. Subsection (aa) of section 6 of said chapter 62, as so appearing, is hereby amended by striking out, in line 1385, the words “the day” and inserting in place thereof the following words:- 6 months after.

SECTION 8. Section 2 of chapter 62B of the General Laws, as so appearing, is hereby amended by inserting after the word “establishment”, in lines 94 to 95, the following words:- , from sports wagering under chapter 23N.

SECTION 9. Said section 2 of said chapter 62B, as so appearing, is hereby further amended by inserting after the word “licensee”, in line 105, the following words:- or sports wagering operator.

SECTION 10. Section 38KK of chapter 63 of the General Laws, as so appearing, is hereby amended by striking out, in line 15, the words “the day” and inserting in place thereof the following words:- 6 months after.

SECTION 11. Subsection (e) of section 42B of said chapter 63, as inserted by section 35 of chapter 50 of the acts of 2023, is hereby amended by adding the following paragraph:-

For the purposes of this section, “value-added agricultural products” shall mean any products of farming or agriculture, as defined in section 1A of chapter 128, which have increased in market value due to some process other than packaging. Value-added agricultural products shall include, but shall not be limited to: cheese, butter, buttermilk, yogurt, cream, ice cream,

fruit preserves, fruit juices, fruit sauces, fruit syrups, dried fruit, seeded fruits, peeled or chopped fruit and vegetables, processed fruit and vegetables, salads, maple syrup, maple candy, honey and all apicultural products, horticulture nursery and greenhouse products, topiary plants, bacon, sausage, lard, dried or smoked meat, wool and fish, seafood and other aquatic products.

SECTION 12. Paragraph (1) of subsection (a) of section 1C of chapter 69 of the General Laws, as inserted by section 34 of chapter 28 of the acts of 2023, is hereby amended by striking out the first sentence and inserting in place thereof the following 2 sentences:- The board shall require all public schools to make lunches available to children. The board shall require all schools providing school lunch as provided in the National School Lunch Act, as amended, to also provide school breakfast as provided in the National Child Nutrition Act, as amended, and make both breakfast and lunch available at no charge to each attending student regardless of household income.

SECTION 13. Chapter 90 of the General Laws is hereby amended by striking out section 2D and inserting in place thereof the following section:-

Section 2D. (a) The registrar shall design, issue and regulate the use of temporary registration plates for issuance to and use by the following purchasers of motor vehicles: (i) residents of the commonwealth pending receipt of registration plates issued pursuant to section 2; and (ii) nonresidents of the commonwealth who will be transporting the vehicle to the purchaser's state of residence for registration in that state. Such temporary plates may be issued to dealers, upon application accompanied by the proper fee, as provided in section 33, for use by purchasers of motor vehicles; provided, that said plates shall be valid for not more than 20 days. Satisfactory proof shall be furnished by the purchaser to the dealer that a certificate, as defined in section 34A, is in effect prior to the issuance of temporary registration plates.

(b) Temporary registration plates issued to nonresidents of the commonwealth who will be transporting the vehicle to the purchaser's state of residence for registration in that state shall not be subject to chapter 60A.

(c) The registrar is hereby empowered to issue and enforce regulations for the administration of this section.

SECTION 14. Section 2 of chapter 90D of the General Laws, as appearing in the 2022 Official Edition, is hereby amended by striking out, in lines 28 to 30, inclusive, the words “(10) Trailers having gross weight of three thousand pounds or less; (12) Manufactured home, as defined in section thirty-two Q of chapter one hundred and forty” and inserting in place thereof the following words:- (9) Trailers having gross weight of 3,000 pounds or less; (10) Manufactured home, as defined in section 32Q of chapter 140; or (11) A vehicle purchased by a nonresident who will be transporting the vehicle to the purchaser's state of residence for registration in that state pursuant to section 2D of chapter 90.

SECTION 15. Section 14 of chapter 94G of the General Laws, as so appearing, is hereby amended by striking out, in line 16, the words “15 per cent of the fund” and inserting in place thereof the following words:- not later than January 1, an amount equal to 15 per cent of the revenue deposited in the fund in the prior fiscal year.

SECTION 16. Section 23 of chapter 118E of the General Laws, as so appearing, is hereby amended by inserting after the word “manager”, in line 5, the following words:- , dental benefit manager, accountable care organization, managed care entity, casualty insurer, workers' compensation insurer, malpractice insurer, short-term limited duration insurance, association health plan.

SECTION 17. The third paragraph of said section 23 of said chapter 118E, as so appearing, is hereby amended by striking out the second sentence and inserting in place thereof the following sentence:- A health care insurer shall respond to an inquiry by the division about a claim for payment for health care benefits not later than 60 days after receiving any inquiry and shall not deny a claim for payment for health care benefits solely on the basis of the date of submission of the claim, the type of format for the claim form or a failure to present proper documentation at the point of sale that is the basis of the claim if the claim is submitted by the division within a 3-year period beginning on the date on which the service was furnished and if any action by the division to enforce its rights with respect to a claim is filed within 6 years after the submission of the claim to the health insurer.

SECTION 18. Said section 23 of said chapter 118E, as so appearing, is hereby further amended by inserting after the third paragraph the following 2 paragraphs:-

A health care insurer shall: (a) accept the division's authorization that the item or service is covered under the state plan or waiver of such plan, as if the authorization were the prior authorization made by the health care insurer for the item or service; and (b) not deny a claim submitted by the division for failure to obtain prior authorization for an item or service.

Prior authorization made by the health care insurer or any other entity on behalf of the health care insurer, including, but not limited to, a third-party administrator, shall mean any review to determine coverage of an item or service before the item or service is provided and before a claim is submitted for payment, including, but not limited to, prior approvals, pre-certifications or medical necessity determinations.

SECTION 19. Said section 23 of said chapter 118E, as so appearing, is hereby further amended by inserting after the word “commonwealth”, in line 68, the following words:- or providing coverage to residents of the commonwealth.

SECTION 20. Said section 23 of said chapter 118E, as so appearing, is hereby further amended by inserting after the word “division”, in line 71, the following words:- or its designee,.

SECTION 21. The fourth paragraph of section 25 of said chapter 118E, as so appearing, is hereby amended by striking out the second sentence and inserting in place thereof the following sentence:- In the absence of managed care plans, the division may require, to the extent permitted by federal law, that recipients, if eligible for such benefits, be liable for a copayment of up to \$5 toward the purchase of each pharmaceutical product, including prescription drugs and over-the-counter drugs.

SECTION 22. Section 70 of said chapter 118E, as so appearing, is hereby amended by inserting after the word “MassHealth.”, in line 14, the following words:- “Personal care attendant” shall include a person who has been selected by a consumer or the consumer’s surrogate to provide consumer directed care services under the MassHealth Moving Forward Plan - Community Living home and community-based services waiver program, or any successor program.

SECTION 23. Subsection (b) of section 71 of said chapter 118E, as so appearing, is hereby amended by striking out, in line 7, the figure “9” and inserting in place thereof the following figure:- 10.

SECTION 24. Said subsection (b) of said section 71 of said chapter 118E, as so appearing, is hereby further amended by inserting after the word “aging”, in line 24, the following words:- , 1 member that is a consumer or a surrogate for a consumer receiving waiver

personal care services under the MassHealth Moving Forward Plan-Community Living waiver program.

SECTION 25. Section 5 of chapter 128A of the General Laws, as so appearing, is hereby amended by inserting after the word “racing”, in line 257, the following words:- or simulcasting pursuant to chapter 128C.

SECTION 26. Section 148C of chapter 149 of the General Laws, as so appearing, is hereby amended by inserting after the word “section”, in line 93, the following words:- , the CDC workforce council established pursuant to section 4F of chapter 19A shall be the employer of consumer directed care workers, as defined in section 4E of said chapter 19A, for purposes of paragraph (4) of subsection (d), the department of elder affairs shall be deemed the employer of consumer directed care workers for all other purposes under this section.

SECTION 27. Section 7 of chapter 150E of the General Laws, as so appearing, is hereby amended by inserting after the word “council”, in lines 15 and 31, in each instance, the following words:- , the CDC workforce council.

SECTION 28. Section 2 of chapter 151 of the General Laws, as so appearing, is hereby amended by inserting after the word “trainees”, in line 31, the following words:- , seasonal volunteer ski patrollers, seasonal volunteer ski personnel.

SECTION 29. Section 7 of chapter 161A of the General Laws, as so appearing, is hereby amended by striking out subsection (d) and inserting in place thereof the following subsection:-

(d) Five members of the board shall constitute a quorum and the affirmative vote of a majority of members present at a duly called meeting, if a quorum is present, shall be necessary for any action taken by the board. Any action required or permitted to be taken at a meeting of the board may be taken without a meeting if all members consent in writing to such action and

such written consent is filed with the records of the minutes of the board. Such consent shall be treated for all purposes as a vote at a meeting.

SECTION 30. Section 1 of chapter 175M of the General Laws, as so appearing, is hereby amended by inserting after the figure “151A”, in line 40, the following words:- or a consumer directed care worker, as defined in section 4E of chapter 19A.

SECTION 31. Said section 1 of said chapter 175M, as so appearing, is hereby further amended by striking out, in lines 101 and 102, the words “and (ii) a family child care provider, as defined in subsection (a) of section 17 of chapter 15D” and inserting in place thereof the following words:- (ii) a family child care provider, as defined in subsection (a) of section 17 of chapter 15D; and (iii) a consumer directed care worker, as defined in section 4E of chapter 19A.

SECTION 32. Said section 1 of said chapter 175M, as so appearing, is hereby further amended by inserting after the figure “8”, in line 114, the following words:- ; provided further, that, notwithstanding any general or special law to the contrary, the CDC workforce council established in section 4F of chapter 19A shall be the employer of consumer directed care workers, as defined in section 4E of chapter 19A, solely for the purposes of section 6 and consumers, as defined in section 4E of chapter 19A, shall be considered the employers of consumer directed care workers solely for the purposes of the notice requirements set forth in subsections (a) and (b) of section 4 and subsection (d) of section 8.

SECTION 33. Section 6 of said chapter 175M, as so appearing, is hereby amended by inserting after the figure “118E”, in line 12, the following words:- , the CDC workforce council established in section 4F of chapter 19A shall be the employer of consumer directed care workers, as defined in section 4E of said chapter 19A.

SECTION 34. Sections 1 and 3 to 7, inclusive, of chapter 93 of the acts of 2020 are hereby repealed.

SECTION 35. Subsection (e) of section 117 of chapter 253 of the acts of 2020 is hereby amended by striking out the figure “2023” and inserting in place thereof the following figure:- 2024.

SECTION 36. Section 70 of chapter 260 of the acts of 2020 is hereby amended by inserting after the words “at both in-network and out-of-network providers” the following words:- ; provided, however, that cost-sharing shall be required if the applicable plan is governed by the Federal Internal Revenue Code and would lose its tax-exempt status as a result of the prohibition on cost-sharing for this service.

SECTION 37. Item 1599-0026 of section 2 of chapter 24 of the acts of 2021, as most recently amended by section 171 of chapter 268 of the acts of 2022, is hereby further amended by striking out the words “June 30, 2023” and inserting in place thereof the following words:- June 30, 2024.

SECTION 38. Item 4000-0300 of said section 2 of said chapter 24, as most recently amended by section 178 of chapter 268 of the acts of 2022, is hereby further amended by striking out the words “July 1” and inserting in place thereof the following words:- November 30.

SECTION 39. Item 1599-2051 of section 2A of chapter 102 of the acts of 2021, as most recently amended by section 45 of chapter 2 of the acts of 2023, is hereby further amended by striking out the words “June 30, 2023” and inserting in place thereof the following words:- June 30, 2027; provided further, that funds made available in section 2 of chapter 268 of the acts of 2022 for the purpose of this item shall be made available until June 30, 2027; and provided further, that the office of the state auditor, the office of the attorney general, the office of the

inspector general, the office of the comptroller and any entity drawing funds from this line item shall submit quarterly reports on expenditures, activities and findings to the house and senate committees on ways and means and the clerks of the senate and house of representatives who shall post the reports on the website of the general court.

SECTION 40. Section 81 of chapter 102 of the acts of 2021, as most recently amended by section 226 of chapter 268 of the acts of 2022, is hereby further amended by striking out the words “up to \$2,563,676,478 from” and inserting in place thereof the following:- not less than \$2,563,676,478 shall be made available from.

SECTION 41. Subsection (d) of section 2 of chapter 76 of the acts of 2022, as amended by section 51 of chapter 2 of the acts of 2023, is hereby further amended by striking out the words “December 31, 2023” and inserting in place thereof the following words:- December 31, 2024.

SECTION 42. Item 1599-8909 of section 2 of chapter 126 of the acts of 2022 is hereby amended by adding the following words:- ; and provided further, that not more than \$5,000,000 shall be expended for grants by the state secretary to cities and towns for additional costs to administer early voting in person and by mail in all primaries and elections, including additional municipal personnel.

SECTION 43. Item 2000-0100 of said section 2 of said chapter 126 is hereby amended by inserting after the word “Andover” the following words:- and such funds shall be made available until June 30, 2024.

SECTION 44. Item 2000-0101 of said section 2 of said chapter 126 is hereby amended by inserting after the word “improvements” the following words:- and such funds shall be made available until June 30, 2024.

SECTION 45. Item 2810-0122 of said section 2 of said chapter 126 is hereby amended by inserting after the word “Hadley” the following words:- and such funds shall be made available until June 30, 2024.

SECTION 46. Item 3000-7040 of said section 2 of said chapter 126 is hereby amended by striking out the figure “\$320,000”, both times it appears, and inserting in place thereof, in each instance, the following figure:- \$520,000.

SECTION 47. Item 7002-0010 of said section 2 of said chapter 126 is hereby amended by inserting after the words “Chinatown Business Association, Inc.” the following words:- and such funds shall be made available until June 30, 2024.

SECTION 48. Item 7007-0300 of said section 2 of said chapter 126 is hereby amended by inserting after the word “Ownership” the following words:- and such funds shall be made available until June 30, 2024.

SECTION 49. Item 7008-0900 of said section 2 of said chapter 126 is hereby amended by inserting after the word “anniversary”, the second time it appears, the following words:- and such funds shall be made available until June 30, 2024.

SECTION 50. Item 7008-1116 of said section 2 of said chapter 126 is hereby amended by inserting after the word “projects”, the second time it appears, the following words:- and such funds shall be made available until June 30, 2024.

SECTION 51. Said item 7008-1116 of said section 2 of said chapter 126 is hereby further amended by inserting after the words “Manning Community Park” the following words:- and such funds shall be made available until June 30, 2024.

SECTION 52. Said item 7008-1116 of said section 2 of said chapter 126 is hereby further amended by inserting after the word “belvedere” the following words:- and such funds shall be made available until June 30, 2024.

SECTION 53. Said item 7008-1116 of said section 2 of said chapter 126 is hereby further amended by inserting after the words “Beverly public library” the following words:- and such funds shall be made available until June 30, 2024.

SECTION 54. Said item 7008-1116 of said section 2 of said chapter 126 is hereby further amended by inserting after the words “Holmes public library” the following words:- and such funds shall be made available until June 30, 2024.

SECTION 55. Said item 7008-1116 of said section 2 of said chapter 126 is hereby further amended by inserting after the words “New England, Inc. in the city of Boston” the following words:- and such funds shall be made available until June 30, 2024.

SECTION 56. Said item 7008-1116 of said section 2 of said chapter 126 is hereby amended by inserting after the words “city of Worcester”, the second time they appear, the following words:- and such funds shall be made available until June 30, 2024.

SECTION 57. Said item 7008-1116 of said section 2 of said chapter 126 is hereby further amended by inserting after the words “Cape Verdean Association of New Bedford, Inc.” the following words:- and such funds shall be made available until June 30, 2024.

SECTION 58. Said item 7008-1116 of said section 2 of said chapter 126 is hereby further amended by inserting after the words “West Boylston”, the first time they appear, the following words:- and such funds shall be made available until June 30, 2024.

SECTION 59. Said item 7008-1116 of said section 2 of said chapter 126 is hereby further amended by inserting after the words “Woburn Public Library”, the second time they appear, the following words:- and such funds shall be made available until June 30, 2024.

SECTION 60. Said item 7008-1116 of said section 2 of said chapter 126 is hereby further amended by inserting after the word “Box” the following words:- and such funds shall be made available until June 30, 2024.

SECTION 61. Item 8000-0313 of said section 2 of said chapter 126 is hereby amended by inserting after the word “complex” the following words:- and such funds shall be made available until June 30, 2024.

SECTION 62. Said item 8000-0313 of said section 2 of said chapter 126 is hereby further amended by inserting after the figure “2020” the following words:- and such funds shall be made available until June 30, 2024.

SECTION 63. Said item 8000-0313 of said section 2 of said chapter 126 is hereby further amended by inserting after the word “system”, the second time it appears, the following words:- and such funds shall be made available until June 30, 2024.

SECTION 64. Said item 8000-0313 of said section 2 of said chapter 126 is hereby further amended by inserting after the word “Saugus”, the second time it appears, the following words:- and such funds shall be made available until June 30, 2024.

SECTION 65. Said item 8000-0313 of said section 2 of said chapter 126 is hereby further amended by inserting after the words “northeastern Massachusetts”, the second time they appear, the following words:- and such funds shall be made available until June 30, 2024.

SECTION 66. Section 166 of said chapter 126 is hereby amended by striking out subsection (b) and inserting in place thereof the following subsection:-

(b) The task force shall consist of: the commissioner of public health or a designee, who shall serve as chair; the chief executive officer of the Massachusetts League of Community Health Centers, Inc. or a designee; the assistant secretary of MassHealth or a designee; and 12 persons to be appointed by the chair, 1 of whom shall be a representative of the National Kidney Foundation serving New England, 3 of whom shall be kidney patients, 2 of whom shall be representatives of public health organizations with a focus on racial equity, 1 of whom shall represent New England Donor Services, Inc., 1 of whom shall represent the nephrology department at an acute care hospital licensed under section 51 of chapter 111 of the General Laws, 1 of whom shall represent the Joslin Diabetes Center, Inc., 1 of whom shall represent the Massachusetts Medical Society, 1 of whom shall represent the Massachusetts Association of Health Plans, Inc. and 1 of whom shall represent Blue Cross and Blue Shield of Massachusetts, Inc.

SECTION 67. Subsection (c) of said section 166 of said chapter 126 is hereby amended by striking out the words “November 1, 2023” and inserting in place thereof the following words:- December 31, 2024.

SECTION 68. Subsection (c) of section 19 of chapter 154 of the acts of 2022 is hereby amended by striking out the words “June 1, 2023” and inserting in place thereof the following words:- June 30, 2024.

SECTION 69. Section 68 of chapter 179 of the acts of 2022 is hereby amended by striking out the words “July 31, 2023” and inserting in place thereof the following words:- January 31, 2024.

SECTION 70. Item 7002-8041 of section 2A of chapter 2 of the acts of 2023 is hereby amended by inserting, after the word “organizations”, the second time it appears, the following

words:- or qualifying private businesses; provided, however, that a private university or business entity shall not be eligible for assistance unless the Massachusetts Technology Park Corporation has made a finding that a grant to such university or entity will result in a significant public benefit and the private benefit is incidental to a legitimate public purpose,.

SECTION 71. Section 76 of said chapter 2 is hereby amended by adding the following words:- to be held by the Massachusetts marketing partnership notwithstanding subsection (d) of said section 13T of said chapter 32A.

SECTION 72. Item 1599-2302 of section 2A of chapter 26 of the acts of 2023 is hereby amended by striking out the words “provided, that these funds may be used for mitigation costs related to farms impacted by such natural disasters” and inserting in place thereof the following words:- provided, that not less than \$20,000,000 shall be expended for mitigation costs related to farms impacted by such natural disasters; provided further, that not less than \$10,000,000 shall be expended to municipalities impacted by such natural disasters.

SECTION 73. Item 0610-2000 of section 2 of chapter 28 of the acts of 2023 is hereby amended by striking out the figure “\$300,000” and inserting in place thereof the following figure:- \$1,300,000.

SECTION 74. Said section 2 of said chapter 28 is hereby further amended by inserting after item 1599-7114 the following item:-

1599-4448      For a reserve to meet the costs of salary adjustments and other economic benefits authorized by the ratified collective bargaining agreements.....\$258,002,361

SECTION 75. Section 47 of chapter 50 of the acts of 2023 is hereby amended by striking out the words “take effect on” and inserting in place thereof the following words:- apply to tax years beginning on or after.

SECTION 76. (a) Notwithstanding sections 32 to 37, inclusive, of chapter 7C of the General Laws or any other general or special law to the contrary, the commissioner of capital asset management and maintenance, in consultation with the director of the Massachusetts emergency management agency and the director of the office of law enforcement of the executive office of energy and environmental affairs, may transfer the care and control of a certain parcel of land and the real property attached thereto in the town of Westborough, identified in subsection (b), from the Massachusetts emergency management agency to the office of law enforcement of the executive office of energy and environmental affairs for conservation law enforcement purposes, including, but not limited to, training, education, evidence storage and administration purposes, and for use as an armory. The commissioner of capital asset management and maintenance, in consultation with the director of the office of law enforcement of the executive office of energy and environmental affairs, shall determine the exact boundaries of the parcels, which may require the completion of a survey.

(b) The parcel of land to be transferred pursuant to subsection (a) was acquired for use as the Lyman school for boys and is shown as “Civil Defense Radio Tower” on a plan of land entitled, “Subdivision Plan of Land in Westborough, MA (Worcester County)” prepared by Beals and Thomas, Inc., revised October 16, 1985 and recorded in Worcester registry of deeds in plan book 548, plan 68.

(c) Notwithstanding any general or special law to the contrary, the office of law enforcement of the executive office of energy and environmental affairs shall be responsible for all costs and expenses of the transaction authorized in subsections (a) and (b) as determined by the commissioner of capital asset management and maintenance, in consultation with the director of the office of law enforcement of the executive office of energy and environmental affairs,

which shall include, but shall not be limited to, the costs of any engineering, surveys, appraisals, recording fees and deed preparation related to the conveyance of the parcels pursuant to this section.

SECTION 77. Notwithstanding section 23 of chapter 59 of the General Laws, section 31 of chapter 44 of the General Laws or any other general or special law to the contrary, a city or town may amortize over fiscal years 2025 to 2027, inclusive, in equal installments or more rapidly, the amount of its fiscal year 2024 major disaster related deficit. The local appropriating authority as defined in section 21C of said chapter 59 shall adopt a deficit amortization schedule in accordance with the preceding sentence before setting the municipality's fiscal year 2025 tax rate. The commissioner of revenue may issue guidelines or instructions for reporting the amortization of deficits authorized by this section.

SECTION 78. Notwithstanding section 38G of chapter 71 of the General Laws or any other general or special law to the contrary, the commissioner of education, for school years 2023 and 2024, may issue a temporary school nurse certificate to a registered nurse who has not satisfied the certification testing requirements pursuant to said section 38G of said chapter 71 and who: (i) is authorized to practice as a registered nurse in the commonwealth pursuant to section 74 of chapter 112 of the General Laws; and (ii) has been employed as a registered nurse pursuant to clause (i) for not less than 3 years.

SECTION 79. Notwithstanding any general or special law to the contrary, the department of public utilities may allow recovery by the electric distribution companies of transmission service agreement expenditures and payments associated with clean energy generation power purchase agreements previously approved by the department following a competitive solicitation and procurement conducted under section 83D of chapter 169 of the acts of 2008, inserted by

section 12 of chapter 188 of the acts of 2016, in connection with a change in law in the state of Maine, subsequently causing suspension of development construction; provided, however, that if the department elects to allow such recovery, it shall allow recovery for such expenditures and payments that the department determines to be associated with the subsequent construction delay.

SECTION 80. Notwithstanding section 53 of chapter 111 of the General Laws or any other general or special law to the contrary, and consistent with the commissioner of public health's COVID-19 Public Health Emergency Order No. 2022-03 issued on January 14, 2022, out-of-hospital dialysis units licensed pursuant to section 51A of said chapter 111 shall not be required to have on site sufficient personnel to ensure a ratio of at least 1 direct patient care staff member to every 3 patients, as long as the unit has sufficient direct care staff, who are trained in dialysis care, available to meet the needs of the patients undergoing dialysis.

SECTION 81. Notwithstanding any general or special law to the contrary, grants from the amounts collected pursuant to subsection (a) of section 13T of chapter 23A of the General Laws allocated to regional tourism councils pursuant to clause (ii) of subsection (d) of said section 13T of said chapter 23A for fiscal year 2024 shall be distributed not later than November 30, 2023 pursuant to a transfer schedule determined by the executive office for administration and finance.

SECTION 82. Notwithstanding any general or special law to the contrary, grants from the amounts collected pursuant to subsection (b) of section 13T of chapter 23A of the General Laws allocated to regional tourism councils pursuant to clause (ii) of subsection (d) of said section 13T of said chapter 23A for fiscal year 2023 shall be distributed not later than November 30, 2023 pursuant to a transfer schedule determined by the executive office for administration and finance.

SECTION 83. Notwithstanding any general or special law to the contrary, for fiscal year 2023, the secretary of health and human services, with the written approval of the secretary of administration and finance, may authorize transfers of surplus among items 4000-0320, 4000-0430, 4000-0500, 4000-0601, 4000-0641, 4000-0700, 4000-0875, 4000-0880, 4000-0885, 4000-0940, 4000-0950, 4000-0990, 4000-1400, 4000-1420 and 4000-1426.

SECTION 84. Notwithstanding any general or special law to the contrary, any unexpended balances, not exceeding a total of \$40,000,000, in items 4000-0700 and 4000-1426 of section 2 of chapter 126 of the acts of 2022 shall not revert to the General Fund until September 1, 2023 and may be expended by the executive office of health and human services to pay for services enumerated in said items 4000-0700 and 4000-1426 provided during fiscal year 2023.

SECTION 85. Notwithstanding any general or special law to the contrary, the unexpended balance of each appropriation in the Massachusetts management accounting and reporting system with a secretariat code of 01 or 17 is hereby reappropriated for the purposes of and subject to the conditions stated for the corresponding item in section 2 of chapter 126 of the acts of 2022. The sums reappropriated in this section shall be in addition to any amounts available for said purposes.

SECTION 86. Notwithstanding any general or special law to the contrary, prior to transferring the consolidated net surplus in the budgetary funds for fiscal year 2023 to the Commonwealth Stabilization Fund pursuant to section 5C of chapter 29 of the General Laws, the comptroller shall transfer \$10,000,000 from the General Fund to the Massachusetts Life Sciences Investment Fund established in section 6 of chapter 23I of the General Laws.

SECTION 87. Notwithstanding any general or special law to the contrary, not later than 10 days after the effective date of this act, the commissioner of revenue shall certify to the comptroller the amount of tax revenues estimated to have been collected during fiscal year 2023 in connection with the additional 4 per cent income tax levied pursuant to Article XLIV of the Articles of amendment of the Constitution, as added by Article CXXI of the Articles of Amendment. Following such certification, the comptroller shall transfer all such certified revenue from the General Fund to the Education and Transportation Fund established in section 2BBBBBB of chapter 29 of the General Laws, as inserted by section 17 of chapter 28 of the acts of 2023. Such transfer shall be credited as a fiscal year 2023 transfer and shall precede the calculation of fiscal year 2023 consolidated net surplus pursuant to section 5C of chapter 29 of the General Laws.

SECTION 88. Notwithstanding section 14 of chapter 94G of the General Laws, as amended by section 15, for fiscal year 2023 the transfer under said section 14 of said chapter 94G shall be equal to 15 per cent of the ending balance in the Marijuana Regulation Fund as of June 30, 2023, and shall be made prior to the comptroller's calculation of the fiscal year 2023 consolidated net surplus as required by section 5C of chapter 29 of the General Laws.

SECTION 89. Notwithstanding any general or special law to the contrary, for fiscal year 2024, the registrar of motor vehicles shall provide quarterly reports to the commissioner of correction detailing the number of identity cards processed pursuant to the enhanced state identity card program, announced by the governor on March 24, 2023, for citizens released from department of correction facilities. The report shall also provide a summary and detail of the registry of motor vehicles fees associated with the transactions. Upon receipt and verification by the department of correction of the accuracy of the transactions reported in each quarterly report,

the commissioner of correction shall submit a request to the comptroller for an operating transfer of the full amount of said registry of motor vehicles fees to the Commonwealth Transportation Fund established by Section 2ZZZ of Chapter 29 of the General Laws. The transfer request shall include the department of correction account from which the transfer shall be made and the quarterly report from the registrar of motor vehicles as supporting documentation.

SECTION 90. Notwithstanding any general or special law to the contrary, the secretary of administration and finance shall direct the comptroller to transfer \$192,650,000 from the Transitional Escrow Fund established in section 16 of chapter 76 of the acts of 2021, as amended by section 4 of chapter 98 of the acts of 2022, to the Behavioral Health Trust Fund established in section 1 of chapter 77 of the acts of 2022. Notwithstanding any general or special law to the contrary, the Behavioral Health Trust Fund established in said section 1 of said chapter 77 shall not be subject to section 5C of chapter 29 of the General Laws.

SECTION 91. The salary adjustments and other economic benefits authorized by the following collective bargaining agreements shall be effective for the purposes of section 7 of chapter 150E of the General Laws:

(1) the agreement between the Commonwealth of Massachusetts and the State Police Association of Massachusetts, Units 5A and C22;

(2) the agreement between the Commonwealth of Massachusetts and the Alliance, American Federation of State, County and Municipal Employees – SEIU Local 888, Unit 2;

(3) the agreement between the Commonwealth of Massachusetts and the Service Employees International Union, Local 509, Units 8 and 10;

(4) the agreement between the Commonwealth of Massachusetts and the Massachusetts Organization of State Engineers and Scientists, Unit 9;

(5) the agreement between the Commonwealth of Massachusetts and the National Association of Government Employees, Units 1, 3 and 6;

(6) the agreement between the sheriff of Berkshire county and the Berkshire County Sheriff's Office Employee Association, Unit SB3;

(7) the agreement between the sheriff of Berkshire county and the Berkshire Correction Officers/IBCO Local R1-297, Unit SB1;

(8) the agreement between the sheriff of Berkshire county and the Berkshire IUE-CWA, Unit SB2;

(9) the agreement between the sheriff of Hampshire county and the Hampshire Sheriff's Office Non-Uniform Correctional Association, Unit SH7;

(10) the agreement between the sheriff of Hampshire county and the Hampshire Sheriff's Office Treatment Association (SOTA), Unit SH6;

(11) the agreement between the sheriff of Plymouth county and the Plymouth Superiors NCEU 104, Unit SP1;

(12) the agreement between the Massachusetts state lottery commission and the Service Employees International Union, Local 888, Unit LT1;

(13) the agreement between the University of Massachusetts and the Massachusetts Society of Professors MTA/NEA, Amherst Campus, Unit A50;

(14) the agreement between the University of Massachusetts and the Boston Public Safety Officers NEPBA L90, Unit B33;

(15) the agreement between the University of Massachusetts and the International Brotherhood of Teamsters, L25, Public Safety Lieutenants, Unit B3L;

(16) the agreement between the University of Massachusetts and the International Brotherhood of Teamsters, L25, Officers, Unit B3S;

(17) the agreement between the University of Massachusetts and the Head Coaches MTA/NEA Professional Staff Union Unit C, Unit B45;

(18) the agreement between the University of Massachusetts and the Boston Department Chairs Union/MTA/NEA, Unit B50;

(19) the agreement between the University of Massachusetts and the Non-Faculty - Maintenance & Trades MTA, Lowell Campus, Unit L93;

(20) the agreement between the University of Massachusetts and the Non-Faculty - Police Officers Teamsters L25, Lowell Campus, Unit L94;

(21) the agreement between the Essex North and South registry of deeds and the American Federation of State, County, and Municipal Employees, Local 653, Unit SC3;

(22) the agreement between the sheriff of Suffolk county and the National Association of Government Employees, Local 298, Unit SS2;

(23) the agreement between the sheriff of Suffolk county and the American Federation of State, County and Municipal Employees/AFL-CIO, Council 93, Local RN, Unit SS3;

(24) the agreement between the sheriff of Suffolk county and the American Federation of State, County and Municipal Employees/AFL-CIO, Council 93, Local 3643, Unit SS5;

(25) the agreement between the Sheriff of Franklin County and the National Correctional Employees Union, Local 106, Unit SF1;

(26) the agreement between the sheriff of Franklin county and the Franklin Sheriff's Office Non-Unit Employer's Association, Unit SF3;

(27) the agreement between the sheriff of Worcester county and the New England Police Benevolent Association, Local 275, Unit SW2;

(28) the agreement between the sheriff of Worcester county and the New England Police Benevolent Association, Local 515, Unit SW5;

(29) the agreement between the sheriff of Hampshire county and the Hampshire Sheriff's Office Jail and House of Correction Supervisory Correctional Officers' Association, Unit SH8;

(30) the agreement between the sheriff of Worcester county and the National Association of Government Employees, Local R1-255, Unit SW4;

(31) the agreement between the Massachusetts board of higher education and the Massachusetts Community College Council;

(32) the agreement between the trial court and the National Association of Government Employees/Service Employees International Union Local 5000, Units J2C and J2P;

(33) the agreement between the trial court and Office and Professional Employees International Union, Local 6, Units J6C and J6P;

(34) the agreement between the University of Massachusetts and the International Brotherhood of Police Officers (IBPO) Local 432, Amherst Campus, Unit A06;

(35) the agreement between the University of Massachusetts and the Massachusetts Teachers Association/NEA Classified (CSU), Boston Campus, Units B31 and B32;

(36) the agreement between the University of Massachusetts and the Faculty Staff Union, Boston Campus, Unit B40;

(37) the agreement between the University of Massachusetts and the American Federation of Teachers Local 6350, Dartmouth Campus, Unit D82;

(38) the agreement between the University of Massachusetts and the American Federation of State, County and Municipal Employees (AFSCME) Local 507, Dartmouth Campus, Unit D83;

(39) the agreement between the University of Massachusetts and the International Brotherhood of Police Officers (IBPO) Local 399, Dartmouth Campus, Unit D84;

(40) the agreement between the University of Massachusetts and the Massachusetts Society of Professors (MSP), Lowell Campus, Unit L90;

(41) the agreement between the University of Massachusetts and the Service Employees International Union (SEIU) Local 888, Lowell Campus, Unit L95;

(42) the agreement between the sheriff of Hampden county and the Non-Uniform Correctional Association, Unit SH2;

(43) the agreement between the sheriff of Hampden county and the Superior Correctional Officer Association, Unit SH3;

(44) the agreement between the sheriff of Norfolk county and NAGE, Local 202, Unit SN1;

(45) the agreement between the University of Massachusetts and the New England Police Benevolent Protection Organization, Amherst Campus, Local 190, Unit A07;

(46) the agreement between the University of Massachusetts and the American Federation of Teachers, Local 1895, AFL-CIO, Faculty Federation, Dartmouth Campus, units D80 & D81;

(47) the agreement between the University of Massachusetts and the Classified and Technical Union, Lowell Campus, Unit L92;

(48) the agreement between the sheriff of Essex county and National Correctional Employees Union, Local 121, Unit SE7;

(49) the agreement between the sheriff of Middlesex county and the New England Police Benevolent Association, Local 500, Unit SM5;

(50) the agreement between the Middlesex South registry of deeds and OPEIU, Local 6;

(51) the agreement between the Worcester South registry of deeds and OPEIU, Local 6;

(52) the agreement between the Hampden registry of deeds and OPEIU, Local 6;

(53) the agreement between the Middlesex North registry of deeds and OPEIU, Local 6;

(54) the agreement between the Berkshire Middle, North and South registry of deeds and the Service Employees International Union, Local 888;

(55) the agreement between the Massachusetts Department of Transportation and the National Association of Government Employees, Local R1-292, Unit A, Unit D01;

(56) the agreement between the Massachusetts Department of Transportation and the Coalition of MassDOT Unions, Unit D, Unit D06;

(57) the agreement between the sheriff of Plymouth county and Association of County Employees, Unit SP4;

(58) the agreement between the sheriff of Franklin county and the National Correctional Employees Union, Local 141, Unit SF2;

(59) the agreement between the sheriff of Hampden county and the National Correctional Employees Union, Local 105, Unit SH4;

(60) the agreement between the sheriff of Suffolk county and the American Federation of State, County and Municipal Employees, Local 3967, Unit SS6;

(61) the agreement between the sheriff of Suffolk county and the Jail Officers and Employees Association of Suffolk County, Unit SS4;

(62) the agreement between the University of Massachusetts and the American Federation of Teachers, Local 1895, Unit D85;

(63) the agreement between the Massachusetts board of higher education and the American Federation of State and County and Municipal Employees, Council 93, Local 1067, AFL-CIO;

(64) the agreement between the sheriff of Plymouth county and the National Correctional Employees Union, Local 301, Unit SP7;

(65) the agreement between the University of Massachusetts and the American Federation of State, County, and Municipal Employees, Local 1776, Unit A01;

(66) the agreement between the Worcester North registry of deeds and the Service Employees International Union, Local 888;

(67) the agreement between the Massachusetts Department of Transportation and the Coalition of MassDOT Unions, Unit E, Unit D09;

(68) the agreement between the sheriff of Middlesex county and the Middlesex Sheriff's Superior Officers Association, Unit SM4;

(69) the agreement between the sheriff of Plymouth county and the New England Police Benevolent Association (NEPBA) Local 193, Unit SP5;

(70) the agreement between the Massachusetts Department of Transportation and the Coalition of MassDOT Unions, Unit B, Unit D02;

(71) the agreement between the Massachusetts Department of Transportation and the Coalition of MassDOT Unions, Unit C, Unit D03;

(72) the agreement between the Suffolk registry of deeds and the Service Employees International Union, Local 888;

(73) the agreement between the Middlesex South registry of deeds and the American Federation of State, County, and Municipal Employees, Local 414;

(74) the agreement between the sheriff of Hampden county and the National Correctional Employees Union, Local 131, Unit SH1;

(75) the agreement between the University of Massachusetts and the University Staff Association/MTA/NEA, Amherst Campus, Unit A08;

(76) the agreement between the University of Massachusetts and the Professional Staff Union/MTA/NEA, Unit A15;

(77) the agreement between the sheriff of Norfolk county and the New England Police Benevolent Association, Inc., Local 570, Unit SN3;

(78) the agreement between the sheriff of Barnstable county and the Barnstable County Correctional Officers Union, Unit S1B;

(79) the agreement between the sheriff of Barnstable county and the Barnstable County Correctional Officers Captains Union, Unit S2B;

(80) the agreement between the sheriff of Barnstable county and NAGE, Local 220, Unit S5B;

(81) the agreement between the sheriff of Barnstable county and NAGE, Local 217, Unit S3B;

(82) the agreement between the sheriff of Barnstable county and NAGE, Local 122, Unit S9B;

(83) the agreement between the sheriff of Plymouth county and the New England Police Benevolent Association, Inc., Local 580, Unit SP3;

(84) the agreement between the sheriff of Suffolk county and AFSCME, Council 93, Local 419, Unit SS0;

(85) the agreement between the University of Massachusetts and the Professional Staff Union/MTA/NEA, Unit A, Amherst and Boston, Units A52 and B42;

(86) the agreement between the sheriff of Norfolk county and the County Correctional Officers Association, NEPBA Local 575, Unit SN2;

(87) the agreement between the Commonwealth of Massachusetts and the International Association of Fire Fighters, Locals S-28, and S-29, Unit 11;

(88) the agreement between the sheriff of Hampshire county and the National Correctional Employees Union, Unit SH5; and

(89) the agreement between the Commonwealth of Massachusetts and the Coalition of Public Safety, Unit 5.

SECTION 92. Section 80 is hereby repealed.

SECTION 93. Section 80 shall take effect as of November 10, 2023.

SECTION 94. Section 84 shall take effect as of June 30, 2023.

SECTION 95. Section 92 shall take effect on July 1, 2024.