

**HOUSE. . . . . No. 3676**

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The Commonwealth of Massachusetts

EXECUTIVE DEPARTMENT



CHARLES D. BAKER  
GOVERNOR

KARYN POLITO  
LIEUTENANT GOVERNOR

July 17, 2015

To the Honorable Senate and House of Representatives,

We are filing for your consideration a bill entitled “An Act Making Appropriations for the Fiscal Year 2015 to Provide for Supplementing Certain Existing Appropriations and for Certain Other Activities and Projects.”

When we took office in January, we inherited a significant budget gap for Fiscal Year 2015 and are pleased to file this supplemental budget without raising taxes, and while still making critical investments in local aid, education, and transportation. In addition to shoring up deficiencies for Fiscal Year 2015, this supplemental budget allocates money to complete many of the solutions developed earlier this year and helps cities and towns pay off excessive snow removal costs from one of the worst winters in our state’s history. The legislation also pays down some of the Commonwealth’s debt, while simultaneously increasing the balance of the state’s Stabilization Fund for the first time in three years.

In conjunction with investments included in the Fiscal Year 2016 General Appropriation Bill, we are proposing to fund an additional \$5 million for homelessness preventive services to prevent families from becoming homeless and shorten the time homeless families spend in shelters.

To combat the ever-growing opioid epidemic sweeping the state, we are also proposing \$27.8 million to fund various treatment and preventive programs within the Executive Office of Health and Human Services and the Executive Office of Education.

This proposal closes out previously identified deficiencies, including:

- \$203 million for MassHealth
- \$31.5 million for snow and ice removal costs at the Department of Transportation
- \$25.3 million for sheriffs
- \$25 million for municipal snow and ice removal costs
- \$9.4 million for tuition reimbursements for those serving in the National Guard
- \$6.4 million for the Committee on Public Counsel Services, and
- \$2 million for services provided by the Department of Children and Families, including \$1.1 million for caseload, especially intensive foster care and congregate care services, primarily driven by caseload trends which are higher than previously projected; \$350,000 for adoption support services; and, \$550,000 for support and stabilization services, driven by higher utilization.

In total, the legislation we are filing includes supplemental funding requests of \$357.7 million (\$254.7 million net) to fund obligations; additionally, we are recommending a \$50 million deposit to the Stabilization Fund and \$140 million to pay down existing debt. Sufficient revenues are estimated to be available to finance these appropriations.

Respectfully submitted,

Charles D. Baker  
*Governor*

Karyn E. Polito  
*Lieutenant Governor*



12		<i>Committee for Public Counsel Services</i>	
13	0321-1510	Private Counsel Compensation.....	\$3,700,000
14	0321-1520	Indigent Court Costs .....	\$2,400,000
15		EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE	
16		<i>Office of the Secretary for Administration and Finance</i>	
17	1599-2015	Winter 2015 Storm Reserve.....	\$8,043,236
18	1599-6901	Human Services Salary Reserve .....	\$5,287,476
19		EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS	
20		<i>Department of Conservation and Recreation</i>	
21	2810-0100	State Parks and Recreation .....	\$402,000
22		EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES	
23		<i>Office of the Secretary of Health and Human Services</i>	
24	4000-0700	MassHealth Fee for Service .....	\$206,000,000
25		<i>Department of Public Health</i>	
26	4512-0200	Substance Abuse Treatment.....	\$15,200,000
27		<i>Department of Mental Health</i>	
28	5095-0015	Hospital Services .....	\$5,800,000
29		<i>Department of Children and Families</i>	
30	4800-0038	Services for Children and Families.....	\$2,000,000
31		MASSACHUSETTS DEPARTMENT OF TRANSPORTATION	
32		<i>Department of Transportation</i>	
33	1595-6368	Transportation Trust Funds.....	\$31,518,732
34		Commonwealth Transportation Fund..... 100%	
35		EXECUTIVE OFFICE OF EDUCATION	
36		<i>Department of Elementary and Secondary Education</i>	
37	7010-0060	Substance Abuse Counselors .....	\$3,800,000
38		EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY	

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*Military Division*

8700-1150 National Guard Tuition and Fees.....\$9,400,000

*Department of Correction*

8900-0001 Department of Correction Facility.....\$2,193,155

SECTION 2A. To provide for certain unanticipated obligations of the commonwealth, to provide for 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 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, 2015. These sums shall be in addition to any amounts previously appropriated and made available for the purposes of these items. These sums shall be made available until June 30, 2016.

EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

*Office of the Secretary for Administration and Finance*

1599-0044 For a reserve related to special litigation costs.....\$1,500,000

1599-0999 For a reserve to assist agencies in organizational transformation and other improvements\$2,000,000

1599-1002 For a reserve to reimburse municipalities for extraordinary expenses incurred as a result of severe storms affecting the Commonwealth.....\$25,000,000

1599-8911 For a reserve to remediate identified and approved deficiencies incurred by the Sheriffs of the Commonwealth.....\$25,303,853

EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

*Office of the Secretary of Health and Human Services*

1599-0017 For a homelessness prevention reserve at the executive office of health and human services.....\$5,000,000

EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT

*Office of the Secretary of Housing and Economic Development*

65 7002-0042 For grants to small businesses through the Massachusetts Growth Capital Corporation and  
66 for MassVentures START grants.....\$3,200,000

67 SECTION 2C.I. For the purpose of making available in fiscal year 2016 balances of  
68 appropriations which otherwise would revert on June 30, 2015, the unexpended balances of the  
69 appropriations listed below, not to exceed the amount specified below for each item, are hereby re-  
70 appropriated for the purposes of and subject to the conditions stated for the corresponding item in section  
71 2 of chapter 165 of the acts of 2014. However, for items which do not appear in section 2 of the general  
72 appropriation act, the amounts in this section are re-appropriated for the purposes of and subject to the  
73 conditions stated for the corresponding item in section 2 or 2A in prior appropriation acts. The  
74 unexpended balances of all appropriations in the Massachusetts management accounting and reporting  
75 system with a secretariat code of 01 or 17, are hereby re-appropriated for the purposes of and subject to  
76 the conditions stated for the corresponding item section 2 of chapter 165 of the acts of 2014 or section 2A  
77 of chapter 194 of the acts of 2011. The sums re-appropriated in this section shall be in addition to any  
78 amounts available for said purposes.

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SHERIFFS

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*Hampden Sheriff's Department*

81 8910-0102 Hampden Sheriff.....\$240,000

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EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

83

*Office of the Secretary for Administration and Finance*

84 1599-0054 Hinton Lab Response Reserve.....\$1,235,079  
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86 1599-0415 Boston Marathon Home Modifications .....\$53,357  
87

88 1599-4444 Collective Bargaining Agreement Costs.....\$3,774,924  
89

90 1599-6903 Chapter 257 Reserve.....\$7,435,045

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EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS

92

*Department of Environmental Protection*

93 2200-0135 Clean Water Planning & Assistance .....\$400,000

94 *Department of Public Utilities*

95 2100-0012 Department of Public Utilities .....\$127,589

96 EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

97 *Department of Public Health*

98 4510-0710 Health Care Quality .....\$1,634,400

99 *Department of Mental Health*

100 5046-0000 Adult Support Services .....\$2,000,000

101 *Department of Transitional Assistance*

102 4401-1000 Employment Services Program .....\$862,000

103 *Department of Children and Families*

104 4800-0015 Clinical Support Services and Operations .....\$208,302

105 EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT

106 *Massachusetts Marketing Partnership*

107 7008-0900 MA Office of Travel and Tourism.....\$662,924

108 EXECUTIVE OFFICE OF EDUCATION

109 *Department of Early Education and Care*

110 3000-4060 Child Care Access.....\$3,400,000

111 *Cape Cod Community College*

112 7504-0102 FAA Certified Airframe and Power Plant .....\$1,921,600

113 SECTION 2C.II. For the purpose of making available in fiscal year 2016 balances of retained  
114 revenue and intragovernmental chargeback authorizations which otherwise would revert on June 30,  
115 2015, the unexpended balances of the authorizations listed below, not to exceed the amount specified  
116 below for each item, are hereby re-authorized for the purposes of and subject to the conditions stated for  
117 the corresponding item in section 2 or 2B of the general appropriation act for fiscal year 2015. Amounts  
118 in this section are re-authorized from the fund or funds designated for the corresponding item in section 2  
119 or 2B of the general appropriation act; however, for items which do not appear in section 2 or 2B of the

120 general appropriation act, the amounts in this section are re-authorized from the fund or funds designated  
121 for the corresponding item in section 2, 2A, or 2B of this act or in prior appropriation acts. The sums re-  
122 authorized in this section shall be in addition to any amounts available for those purposes.

123 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

124 *Human Resources Division*

125 1750-0601 Chargeback for HRCMS Functionality .....\$300,000

126 EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY

127 *Office of the Chief Medical Examiner*

128 8000-0122 Chief Medical Examiner RR.....\$200,000

129 SECTION Section 207 of chapter 6 of the General Laws, as appearing in the 2014 Official Edition, is  
130 hereby amended by striking out, in line 21, the words “public welfare” and inserting in place thereof the  
131 following words:- transitional assistance.

132 SECTION Said section 207 of said chapter 6, as so appearing, is hereby further amended by  
133 inserting after the words “or,” in line 22, the following words:- of the division of medical  
134 assistance under.

135 SECTION Section 14A of chapter 6A of the General Laws, as so appearing, is hereby amended  
136 by striking out, in line 34, the words “and (7)” and inserting in place thereof the following  
137 words:- (7) provide consolidated human resource services to the employees of the department of  
138 higher education, the department of early education and care and the department of elementary  
139 and secondary education; and (8).

140 SECTION Section 16I of Chapter 6A is hereby repealed.

141 SECTION Section 3 of chapter 6C of the General Laws, as appearing in the 2014 Official  
142 Edition, is hereby amended by striking out, in lines 294 to 296, inclusive, the words “and

143 funding; and (48) designate a representative to act in its interest in labor relations matters with its  
144 employees” and inserting in place thereof the following words:-

145           and funding;

146           (48) designate a representative to act in its interest in labor relations matters with its  
147 employees;

148           (49) sell, lease or otherwise contract for advertising, including in or on the facilities of the  
149 department; and

150           (50) exercise all the powers and duties formerly exercised by the outdoor advertising  
151 board under chapter 93.

152 SECTION Section 17 of said chapter 6C of the General Laws, as so appearing, is hereby  
153 amended by striking out subsection (a) and inserting in place thereof the following subsection:-

154 (a) The department may provide by resolution for the issuance of bonds of the department  
155 relating to the turnpike and the metropolitan highway system. The department may also refinance  
156 any of the bonds relating to the turnpike and the metropolitan highway system. Any such bonds  
157 shall be special obligations of the department payable solely from monies credited to the fund.  
158 Bonds issued pursuant to this section shall not be general obligations of the commonwealth or  
159 any political subdivision thereof and shall not constitute a debt or a pledge of the faith and credit  
160 of the commonwealth or any political subdivision.

161 SECTION Said section 17 of said chapter 6C, as so appearing, is hereby further amended by  
162 inserting in line 12, after the word “issued,” the following word:- , refinanced.

163 SECTION Subsection (a) of section 45 of chapter 7C of the General Laws, as so appearing, is  
164 hereby amended by striking out the second sentence and inserting in place thereof the following  
165 sentence:- 8 members shall be appointed by the governor, 3 of whom shall have not fewer than  
166 15 years' experience as registered architects in the commonwealth, 3 of whom shall have not  
167 fewer than 15 years' experience as registered engineers in the commonwealth, and 2 of whom  
168 shall be representatives of the public who are not architect designers, engineers or construction  
169 contractors.

170 SECTION Subsection (c) of said section 45 of said chapter 7C, as so appearing, is hereby  
171 amended by striking out the first sentence and inserting in place thereof the following sentence:-  
172 The board shall employ an executive director, who shall be appointed by the secretary of the  
173 executive office for administration and finance and shall have not fewer than 15 years'  
174 experience as an architect registered in the commonwealth or an engineer registered in the  
175 commonwealth, and such other staff or consultants as it may deem necessary, subject to  
176 appropriation.

177 SECTION Said chapter 7C, as so appearing, is hereby amended by striking out section 59 and  
178 inserting in place thereof the following section:-

179 Section 59. Every appropriation or authorization for the design or construction of a building  
180 project, beyond schematic design, for which a state agency is the using agency shall be deemed  
181 to require the satisfactory completion of a study or program through schematic design before any  
182 services for the design or construction of such project may be contracted for, performed by  
183 contract or otherwise, or funds allotted, encumbered or expended therefor, unless such

184 appropriation or authorization specifically states that no such study or program need or shall be  
185 done.

186 No provider of design services for any building project for which a state agency is the using  
187 agency shall be selected by the designer selection board or by the administering agency and no  
188 design services shall be performed beyond schematic design for or by such administering agency  
189 for any building project for which the satisfactory completion of a study program is required  
190 prior to the design or construction of that project, unless and until: (a) said study, program or  
191 where appropriate, both, have been satisfactorily completed through schematic design; (b) the  
192 using agency certifies in writing to the commissioner of capital asset management and  
193 maintenance that the study or program including schematic design, or where appropriate, both,  
194 correspond to the current needs of that agency, including its current long term capital facilities  
195 development plan; (c) the commissioner requests that one or more of the directors of the office  
196 of programming, office of project management, or office of facilities management review the  
197 study or program including schematic design, or where appropriate, both, and the director or  
198 directors certify in writing to the commissioner that the study or program including schematic  
199 design, or where appropriate, both, reflect the using agency's needs as stated, that they provide  
200 an accurate estimate of the project requirements, cost and schedule, that the project can be  
201 accomplished within the appropriation or authorization for that project, and recommends  
202 proceeding with design, construction, or where appropriate, both; and (d) the commissioner of  
203 the capital asset management and maintenance certifies in writing to the secretary of  
204 administration and finance that the study or program including schematic design, or where  
205 appropriate, both, are in conformity with the scope and purpose of the appropriation or  
206 authorization for the project and legislative intent in regard to long range capital facility plans for

207 the using agency, approves proceeding with regard to long range capital facility plans for the  
208 using agency, and approves proceeding with design, construction, or where appropriate, both.  
209 If either the director or directors whose review is requested or the commissioner of capital asset  
210 management and maintenance should fail to so certify, recommend, or approve, the  
211 commissioner shall forthwith send notice of his decision and the reasons therefor to the secretary  
212 of administration and finance and to the house and senate committees on ways and means.  
213 As used in this section, “schematic design” shall, unless the context clearly requires otherwise,  
214 mean a basic and preliminary revision, development and implementation of the study or program  
215 parameters, or where applicable, both such parameters, and a further, but preliminary,  
216 investigation of the construction details, mechanical system, code issues, construction schedule,  
217 site utilities and cost estimate including preliminary designs and design premises upon which the  
218 design scheme is based.

219 SECTION Section 35AAA of chapter 10 of the General Laws, as appearing in section 25 of  
220 chapter 165 of the acts of 2014, is hereby amended by striking out the seventh sentence and  
221 inserting in place thereof the following two sentences:-

222 Any fiscal year-end balance in the fund that is not subject to appropriation shall not revert to the  
223 General Fund but shall remain in the fund and be available for expenditure during the next fiscal  
224 year. Any fiscal year-end balance in the fund that is subject to appropriation shall not be subject  
225 to section 5C of chapter 29.

226 SECTION Chapter 14 of the General Laws, as appearing in the 2014 Official Edition, is hereby  
227 amended by striking out section 2 and inserting in place thereof the following section:-

228 Section 2. The commissioner of revenue, in this chapter called the commissioner, shall be  
229 appointed by the secretary of administration and finance, with the approval of the governor, and  
230 may be removed in like manner. The commissioner shall be a person of ability and experience,  
231 shall devote full time to his duties, and shall perform such functions as said secretary shall from  
232 time to time assign to him. The position of commissioner shall be classified in accordance with  
233 section 45 of chapter 30, and the salary shall be determined in accordance with section 46C of  
234 said chapter 30. The position of commissioner shall not be subject to the provisions of chapter 31  
235 or section 9A of chapter 30.

236 The commissioner shall give to the state treasurer a bond for the faithful performance of his  
237 official duties in a penal sum and with sureties approved by the governor.

238 SECTION Section 21 of chapter 15A of the General Laws, as so appearing, is hereby amended  
239 by inserting in line 54, after the words, "higher education," the following words:- except as  
240 otherwise required by section 4 of this chapter.

241 SECTION Section 14 of chapter 17 of the General Laws is hereby repealed.

242 SECTION Section 2 of chapter 26 of the General Laws, as appearing in the 2014 Official Edition, is  
243 hereby amended by striking out, in lines 9-10, the words " , and he shall not engage in any other business".

244 SECTION Paragraph (h) of section 6 of chapter 62 of the General Laws, as so appearing, is  
245 hereby amended by adding the following words:-

246 The Commissioner may adopt filing procedures that require any credit under this paragraph to be  
247 claimed on a return filed electronically by the taxpayer on a designated system maintained by the  
248 commissioner or on a return filed electronically on the taxpayer's behalf by a third party preparer,  
249 which preparer (1) shall previously have registered in a manner prescribed by the commissioner;

250 and (2) shall be identified on the return in a manner prescribed by the commissioner. Claims for  
251 credit under this paragraph that do not comply with any such filing procedures shall be denied.  
252 In the case of a return filed by a preparer and claiming a credit under this paragraph, section 35C  
253 of chapter 62C shall apply to an understatement of tax liability or improper claim for refund on  
254 the return.

255 SECTION Section 3 of chapter 111E of the General Laws is hereby repealed.

256 SECTION Section 24B of chapter 112 of the General Laws, as appearing in the 2014 Official  
257 Edition, is hereby amended by striking out, in line 1, the words “and the commissioner of  
258 education”.

259 SECTION Said section 24B of said chapter 112, as so appearing, is hereby further amended by  
260 striking out, in lines 3 and 4, the words “and the commissioner”.

261 SECTION Said section 24B of said chapter 112, as so appearing, is hereby further amended by  
262 striking out, in lines 8, 9, 10, 11 and 15, each time they appear, the words “and said  
263 commissioner”.

264 SECTION Section 39 of chapter 207 of the General Laws, as so appearing, is hereby amended  
265 by striking out, in lines 43 and 44, the words, “of twenty-five dollars by said other person,” and  
266 inserting in place thereof the following words:-

267 of \$25 for applications delivered by mail, facsimile or by hand, or \$20 for applications submitted  
268 electronically,.

269 SECTION Subsection (e) of section 49 of chapter 9 of the acts of 2011 is hereby amended by  
270 striking out the date, “January 1, 2016,” and inserting in place thereof the following date:-  
271 January 1, 2017.

272 SECTION Subsection (f) of said section 49 of said chapter 9 is hereby amended by striking out  
273 the date, “June 1, 2016,” and inserting in place thereof the following date:- June 1, 2017.

274 SECTION Section 102 of chapter 35 of the acts of 2013 is hereby amended by striking out, each  
275 time it appears, the figure “2015” and inserting in place thereof the following figure:- 2017.

276 SECTION Item 7002-0021 of section 2 of chapter 38 of the acts of 2013 is hereby amended by  
277 striking out the date, “December 31, 2015,” and inserting in place thereof the following date:-  
278 June 30, 2016.

279 SECTION Section 43 of chapter 258 of the acts of 2014 is hereby repealed.

280 SECTION Item 5920-2000 of section 2 of chapter 46 of the acts of 2015 is hereby amended by  
281 striking out the words,

282                                   “General Fund.....98.43%  
283                                   Community First Trust Fund .....1.57%”

284 and inserting in place thereof the following words:-

285                                   General Fund .....97.84%  
286                                   Community First Trust Fund .....2.16%.

287 SECTION Item 7004-0101 of said section 2 of said chapter 46 is hereby amended by adding the  
288 following words:- ; provided further, that clauses (iii) and (iv) of 760 CMR 67.06(1)(f)(6)(d) shall not  
289 apply in fiscal year 2016; and provided further, that the eligibility changes described in the preceding  
290 clause shall only be applicable through June 30, 2016.

291 SECTION Item 9110-1500 of said section 2 of said chapter 46 is hereby amended by striking  
292 out the words,

293                           “General Fund.....98.62%  
294                           Community First Trust Fund .....1.38%”

295 and inserting in place thereof the following words:-

296                           General Fund .....93.64%  
297                           Community First Trust Fund .....6.36%.

298 SECTION Item 1599-2040 of section 2B of said chapter 46 is hereby amended by striking out  
299 the figure, “\$5,000,000” and inserting in place thereof the following figure:- \$30,303,853.

300 SECTION Item 1595-1068 of section 2E of said chapter 46 is hereby amended by adding the  
301 following words:- and provided further, that up to \$707,000,000 in payments made for state and  
302 federal fiscal year 2014 or 2015 shall be made from the Medical Assistance Trust Fund, of which  
303 \$283,000,000 shall be made to the Cambridge Public Health Commission for dates of service in  
304 state and federal fiscal year 2014 or 2015 only after the Cambridge Public Health Commission  
305 transfers up to \$141,500,000 of its funds to the Medical Assistance Trust Fund using a federally  
306 permissible source of funds which shall fully satisfy the non-federal share of such payment

307 SECTION Said item 1595-1068 of said section 2E of said chapter 46 is hereby further amended  
308 by striking out the figure “\$462,000,000” and inserting in place thereof the following figure:-  
309 \$1,027,500,000.

310 SECTION Notwithstanding any general or special law to the contrary, prior to the close of fiscal  
311 year 2015 and upon the recommendation of both the secretary of administration and finance and  
312 the secretary of health and human services, or their designees, the comptroller shall adjust any

313 fiscal year 2015 appropriation fund split against the Community First Trust Fund, as established  
314 by section 25 of chapter 165 of the acts of 2014, to match final department fiscal year 2015  
315 Community First Trust Fund expenditures.

316 SECTION Notwithstanding any general or special law to the contrary, the chief counsel of  
317 the Committee for Public Counsel Services may authorize transfers of surplus between items  
318 0321-1510 and 0321-1520 of section 2 of chapter 165 of the acts of 2014 for the purpose of  
319 reducing any deficiency in these items, but any such transfer shall be made not later than August  
320 31, 2015.

321 SECTION Notwithstanding any general or special law to the contrary, the secretary of health  
322 and human services, with the written approval of the secretary of administration and finance,  
323 may authorize transfers of surplus among items 4000-0320, 4000-0430, 4000-0500, 4000-0600,  
324 4000-0700, 4000-0875, 4000-0880, 4000-0885, 4000-0940, 4000-0950, 4000-0990, 4000-1400  
325 and 4000-1420 of section 2 of chapter 165 of the acts of 2014 for the purpose of reducing any  
326 deficiency in these items, but any such transfer shall be made not later than August 31, 2015.

327 SECTION Notwithstanding any general or special law to the contrary, any unexpended  
328 balances, not exceeding a total of \$20,000,000, in items 4000-0600, 4000-0700 and 4000-1425  
329 of section 2 of chapter 165 of the acts of 2014 shall not revert to the General Fund until August  
330 31, 2015 and may be expended by the executive office of health and human services to pay for  
331 services enumerated in said items 4000-0600, 4000-0700 and 4000-1425 of said section 2 of said  
332 chapter 165 provided during fiscal year 2015.

333 SECTION There is hereby established on the books of the commonwealth a Debt Defeasance  
334 Trust Fund, to be used, without further appropriation, in the manner and for the purposes

335 specified in section 39. The comptroller shall transfer, effective June 30, 2015, the sum of  
336 \$140,000,000 to said Trust Fund from the General Fund. The Trust Fund shall not be subject to  
337 appropriation and the balance remaining at the end of fiscal year 2015 shall not revert to the  
338 General Fund.

339 SECTION Notwithstanding any general or special law to the contrary, except section 38, the  
340 state treasurer shall expend on or before March 31, 2016, from the Debt Defeasance Trust Fund  
341 established in said section 38 an amount not to exceed \$140,000,000 for the purpose of  
342 purchasing securities to be held for the credit of or cash deposit into a sinking fund to be  
343 established in accordance with section 49 of chapter 29 of the General Laws. The monies in such  
344 sinking fund shall be applied to pay, at maturity or upon redemption, bonds of the  
345 commonwealth to be identified by the state treasurer at the time the sinking fund is established,  
346 including the payment of any redemption premium thereon and any interest accrued or to accrue  
347 to the date of maturity or earlier redemption of such bonds. In selecting the bonds to be paid  
348 from the sinking fund, the state treasurer shall attempt to maximize the financial benefits to the  
349 commonwealth produced thereby. The state treasurer may enter into an agreement with a trustee  
350 for the purpose of establishing the sinking fund for the benefit of the holders of the bonds to be  
351 paid pursuant to this section. The provisions of said section 49 of said chapter 29 applicable to  
352 sinking funds established with trustees shall apply to the deposit of funds pursuant to this section,  
353 to the extent such provisions are not otherwise inconsistent with this section.

354 SECTION Notwithstanding the provisions of sections 38 and 39, if any monies remain in the  
355 Debt Defeasance Trust Fund established in section 38 on or after April 1, 2016, the comptroller  
356 shall, with the consent of the state treasurer and the secretary of administration and finance,  
357 transfer such monies from the Debt Defeasance Trust Fund established in section 38 to the

358 General Fund, to be made available exclusively for item 0699-0015 without further  
359 appropriation.

360 SECTION Section 38 is hereby repealed.

361 SECTION Notwithstanding any general or special law to the contrary, for the fiscal year ending  
362 June 30, 2016, the amounts specified in items 1595-6368, 1595-6369 and 1595-6370 of Section  
363 2E of chapter 46 of the acts of 2015 may be distributed among the Massachusetts Department of  
364 Transportation, Massachusetts Bay Transportation Authority, or regional transit authorities in  
365 amounts determined by a schedule submitted to the comptroller by the secretary of  
366 transportation, at his or her sole discretion, to facilitate needed investment in preventive  
367 maintenance and asset preservation. Any such transfer shall be made not later than August 30,  
368 2016.

369 SECTION Notwithstanding section 5C of chapter 29 of the General Laws or any other general  
370 or special law to the contrary, the comptroller shall dispose of the consolidated net surplus in the  
371 budgetary funds at the close of fiscal year 2015 as follows:

- 372 1. First, to the extent available, transfer the first \$50,000,000 of the consolidated net surplus to the  
373 Commonwealth Stabilization Fund established in section 2H of said chapter 29;
- 374 2. Second, to the extent that any consolidated net surplus remains after the transfer in 1., comply  
375 with section 194 of chapter 46 of the acts of 2015;
- 376 3. Third, transfer any remaining consolidated net surplus to said Commonwealth Stabilization Fund.

377 The comptroller shall make all transfers called for under this section from the undesignated fund  
378 balances in the budgetary funds proportionally from those undesignated fund balances; provided,  
379 however, that no such transfer shall cause a deficit in any of those funds. Before certifying the

380 consolidated net surplus under this section, the comptroller shall, to the extent possible, eliminate  
381 deficits in any fund contributing to the surplus by transferring positive fund balances from any  
382 other fund contributing to the surplus.

383 SECTION (a) There shall be a Massachusetts Council on Substance Use Disorder Prevention  
384 and Treatment. The council shall: (i) support the efforts of the department of public health and  
385 the department of mental health to supervise, coordinate and establish standards for the operation  
386 of substance use prevention and treatment services; (ii) oversee implementation of initiatives and  
387 programs that effectively direct the existing resources and minimize the impact of substance use  
388 and misuse; (iii) develop and recommend formal policies and procedures for the coordination  
389 and efficient utilization of programs and resources across state agencies and secretariats; (iv)  
390 provide recommendations on methods and programs to increase the collection and safe disposal  
391 of federally scheduled prescription medications; and (v) develop an annual report and submit  
392 said report to the governor, on or before November 30 of each year, detailing all activities of the  
393 council and recommending further efforts and resource needs.

394 (b) The council shall consist of the following members or their designees: the secretary of  
395 health and human services, who shall serve as chair; the secretary of public safety; the secretary  
396 of education; the commissioner of public health; the commissioner of mental health; the chief  
397 justice of the trial court; 1 member appointed by the president of the senate; 1 member appointed  
398 by the speaker of the house; 1 member appointed by the senate minority leader; 1 member  
399 appointed by the house minority leader; 11 members appointed by the governor, 2 of whom shall  
400 be medical professionals specializing in the treatment of substance use disorders, 1 of whom  
401 shall be a medical professional with expertise in the assessment and management of neonatal  
402 abstinence syndrome, 1 of whom shall be an individual recovering from a substance use disorder,

403 1 of whom shall be a family member of an individual with a substance use disorder, 1 of whom  
404 shall represent the interests of individuals with chronic pain, 1 of whom shall be a mayor or  
405 selectman in a city or town in the commonwealth, 1 of whom shall be a representative of the  
406 Massachusetts Sheriffs' Association, 1 of whom shall be a representative from the Massachusetts  
407 Chiefs of Police Association, 1 of whom shall be a representative of District Attorney's  
408 Association, 1 of whom shall represent pharmacists; and other appropriate representatives as  
409 determined by the governor. All members shall serve without compensation in an advisory  
410 capacity and at the pleasure of the governor.

411 (c) The council shall meet at least 4 times annually and shall establish task groups, meetings,  
412 forums and any other activity deemed necessary to carry out its mandate.

413 (d) All affected agencies, departments and boards of the commonwealth shall fully cooperate  
414 with the council. The council may call and rely upon the expertise and services of individuals  
415 and entities outside of its membership for research, advice, support or other functions necessary  
416 and appropriate to further accomplish its mission.

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

- 420 1) Between the University of Massachusetts and the American Federation of State, County, and  
421 Municipal Employees, Local 1776, Unit A01;
- 422 2) Between the University of Massachusetts and the Professional Staff Union/MTA/NEA, Units  
423 A52 & B42;
- 424 3) Between the University of Massachusetts and the Professional Staff Union/MTA/NEA, Unit A15;

425 4) Between the University of Massachusetts and the American Federation of Teachers, Local 1895,  
426 Unit D85;

427 5) Between the Barnstable Sheriffs Office and the National Correctional Employees Union, Local  
428 122;

429 6) Between the Commonwealth of Massachusetts and the State Police Association of Massachusetts,  
430 Unit 5A;

431 SECTION Section 6 shall take effect on July 1, 2015.

432 SECTION Section 18 shall take effect for the tax year beginning on January 1, 2016.

433 SECTION Section 41 shall take effect on April 1, 2016.