



# The Commonwealth of Massachusetts

---

IN THE YEAR TWO THOUSAND AND TWENTY ONE

## AN ACT MAKING APPROPRIATIONS FOR THE FISCAL YEAR 2021 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 2021 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 To provide for supplementing certain items in the general appropriation act and other appropriation acts for fiscal year 2021, the sums set forth in section 2 are hereby appropriated from the General Fund 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, 2021. These sums shall be in addition to any amounts previously appropriated and made available for the purposes of those items. These sums shall be made available until June 30, 2022.

SECTION

SECRETARY OF THE COMMONWEALTH

*Secretary of the Commonwealth*

0521-0000	Elections Division Administration	\$49,962
-----------	-----------------------------------	----------

0521-0002	Early Voting	\$450,000
-----------	--------------	-----------

OFFICE OF THE COMPTROLLER

*Office of the Comptroller*

1599-3384	Judgments Settlements and Legal Fees	\$4,558,654
-----------	--------------------------------------	-------------

EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

*Office of the Secretary of Administration and Finance*

1100-1100	Office of the Secretary of Administration and Finance	\$300,000
-----------	---	-----------

*Department of Revenue*

1201-0122	Low Income Tax Clinics	\$213,000
-----------	------------------------	-----------

EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

*Office of the Secretary of Health and Human Services*

1599-6903	Chapter 257 and Human Service Reserve	\$39,400,000
-----------	---------------------------------------	--------------

4000-0300	EOHHS and Medicaid Administration	\$300,000
-----------	-----------------------------------	-----------

EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT

*Department of Housing and Community Development*

7004-0102	Homeless Individual Shelters	\$16,800,000
-----------	------------------------------	--------------

EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY

*Department of Fire Services*

8324-0000	Department of Fire Services Administration	\$819,690
-----------	--	-----------

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, 2021. Except as otherwise stated, these sums shall be made available until June 30, 2022.

EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

*Reserves*

1599-0766	For grants to Massachusetts approved special education schools to address the impacts of COVID-19	\$20,000,000
-----------	---	--------------

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	\$7,000,000
-----------	---	-------------

1599-4448 For a reserve for collective bargaining and related labor costs; provided, that funds shall be used for fiscal year 2020, 2021, and 2022 costs of contracts once validated pursuant to section 7 of chapter 150 of the General Laws; provided further, that funds may be used for non-union pay increases; and provided further, that the secretary of administration and finance may authorize the transfer of funds from this account to other accounts to meet the

projected costs \$405,000,000

1599-4500 For a reserve to support one-time payments not to exceed two thousand dollars to front-line state employees required to work in-person during the winter of 2020-2021; provided, that the secretary of administration and finance may authorize the transfer of funds from this account to other accounts to meet the projected costs \$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 \$25,000,000

## EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT

### *Department of Housing and Community Development*

7004-0105 For permanent supportive housing units to house individuals experiencing homeless and mitigate overcrowding in homeless shelters \$5,000,000

## EXECUTIVE OFFICE OF EDUCATION

### *Department of Higher Education*

7066-1003 For a program administered by the department of higher education to reimburse Worcester State University and Quinsigamond Community College for costs associated with

educating former students of Becker College's nursing program; provided, that any unexpended funds in this item shall not revert but shall be made available for the purpose of this item until June 30, 2023 \$2,825,000

SECTION 2C.I. For the purpose of making available in fiscal year 2022 balances of appropriations which otherwise would revert on June 30, 2021, 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 227 of the acts of 2020. However, 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 section 2 of said chapter 227; provided, however, that for items which do not appear in section 2 of said chapter 227, the amounts in this section are re-appropriated from the fund or funds designated for the corresponding item in section 2 through 2E of this act or in prior appropriation acts. The unexpended balance of each appropriation in the Massachusetts management accounting and reporting system with a secretariat code of 01 or 17 is hereby re-appropriated for the purposes of and subject to the conditions stated for the corresponding item in said section 2 of said chapter 227. 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	\$300,000
0321-1520	Indigent Persons Fees and Court Costs	\$6,800,000

*Mental Health Legal Advisers*

0321-2000	Mental Health Legal Advisors Committee	\$200,000
-----------	--	-----------

DISTRICT ATTORNEYS

*Middle (Worcester) District Attorney*

0340-0400	Middle (Worcester) District Attorney	\$125,000
-----------	--------------------------------------	-----------

*Northwestern District Attorney*

0340-0600	Northwestern District Attorney	\$873,793
-----------	--------------------------------	-----------

SECRETARY OF THE COMMONWEALTH

*Secretary of the Commonwealth*

0511-0271	Complete Count Census Program	\$673,319
-----------	-------------------------------	-----------

0511-0272	Cities Complete Count Municipal Grants	\$293,652
-----------	--	-----------

TREASURER AND RECEIVER-GENERAL

*Treasurer and Receiver-General*

0610-2000	Welcome Home Bill Bonus Payments	\$1,245,565
-----------	----------------------------------	-------------

*State Lottery Commission*

0640-0000	State Lottery Commission	\$4,400,000
-----------	--------------------------	-------------

STATE ETHICS COMMISSION

*State Ethics Commission*

0900-0100	State Ethics Commission	\$20,000
-----------	-------------------------	----------

OFFICE OF THE INSPECTOR GENERAL

*Office of the Inspector General*

0910-0200	Office of the Inspector General	\$250,000
-----------	---------------------------------	-----------

MASSACHUSETTS COMMISSION AGAINST DISCRIMINATION

*Massachusetts Commission Against Discrimination*

0940-0100	Massachusetts Commission Against Discrimination	\$120,000
-----------	---	-----------

BOARD OF LIBRARY COMMISSIONERS

*Board of Library Commissioners*

7000-9101	Board of Library Commissioners	\$170,000
-----------	--------------------------------	-----------

CANNABIS CONTROL COMMISSION

*Cannabis Control Commission*

1070-0840	Cannabis Control Commission	\$500,000
-----------	-----------------------------	-----------

EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

*Reserves*

1599-0054	Hinton Lab Response Reserve	\$620,000
-----------	-----------------------------	-----------

*Division of Capital Asset Management and Maintenance*

1102-3199	Office of Facilities Management	\$375,000
-----------	---------------------------------	-----------

*Group Insurance Commission*

1108-5200	Group Insurance Premium and Plan Costs	\$60,000,000
-----------	--	--------------

*Department of Revenue*

1232-0100	Underground Storage Tank Reimbursements	\$3,500,000
-----------	---	-------------

*Health Policy Commission*

1450-1200	Health Policy Commission	\$800,000
-----------	--------------------------	-----------

*Civil Service Commission*

1108-1011	Civil Service Commission	\$30,000
-----------	--------------------------	----------

EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS

*Office of the Secretary of Energy and Environmental Affairs*

2000-0100	Energy and Environmental Affairs Administration	\$100,000
-----------	---	-----------

2000-1013	Dams and Culverts	\$300,000
-----------	-------------------	-----------

2000-1700	Energy and Environmental Affairs Information Technology Costs	\$171,959
-----------	---	-----------

*Department of Environmental Protection*

2260-8870	Hazardous Waste Cleanup	\$1,000,000
-----------	-------------------------	-------------

*Department of Agricultural Resources*

2511-0100	Agricultural Resources Administration	\$650,000
-----------	---------------------------------------	-----------

2511-0103	Cannabis and Hemp Oversight	\$1,600,000
-----------	-----------------------------	-------------

EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

*Office of the Secretary of Health and Human Services*



4000-0005	Safe and Successful Youth Initiative	\$1,207,285
4000-0007	Unaccompanied Homeless Youth Services	\$450,000
4000-0300	EOHHS and Medicaid Administration	\$239,825
4000-1700	Health and Human Services Information Technology Costs	\$8,000,000

*Department of Elder Affairs*

9110-1633	Home Care Case Management and Admin	\$2,316,872
9110-1636	Protective Services	\$1,900,530

*Department of Public Health*

4510-0810	Sexual Assault Nurse Examiner (SANE) and PediatricSANE Program	\$1,000,000
4512-2022	Grants to Local Boards of Health	\$6,000,000
4513-2020	Behavioral Health Supports	\$4,967,000

*Department of Mental Health*

5046-0000	Adult Mental Health and Support Services	\$2,500,000
5095-0015	Inpatient Facilities and Community Based Mental Health	\$1,500,000

*Department of Transitional Assistance*

4400-1000	Dept of Transitional Assistance Administration and Operation	\$566,717
4401-1000	Employment Services Program	\$1,695,395
4401-1003	Two Generation Economic Mobility Programs	\$1,802,012

*Department of Children and Families*

4800-0015	Clinical Support Services and Operations	\$7,000,000
4800-0038	Services for Children and Families	\$6,300,000
4800-0041	Congregate Care Services	\$3,900,000
4800-1100	Social Workers for Case Management	\$4,440,000

*Massachusetts Commission for the Blind*

4110-1000	Community Services for the Blind	\$873,744
-----------	----------------------------------	-----------

*Massachusetts Rehabilitation Commission*

4120-1000	Massachusetts Rehabilitation Commission	\$65,000
-----------	---	----------

4120-2000	Vocational Rehabilitation for People with Disabilities	\$179,000
-----------	--	-----------

4120-3000	Employment Assistance	\$35,000
-----------	-----------------------	----------

4120-4000	Independent Living Assistance	\$241,000
-----------	-------------------------------	-----------

4120-5000	Home Care Services for People with Multiple Disabilities	\$244,000
-----------	--	-----------

4120-6000	Head Injury Treatment Services	\$135,000
-----------	--------------------------------	-----------

*Massachusetts Commission for the Deaf and Hard of Hearing*

4125-0100	Massachusetts Commission for the Deaf and Hard of Hearing	\$506,000
-----------	---	-----------

*Department of Developmental Services*

5911-1003	DDS Service Coordination and Administration	\$960,000
-----------	---	-----------

5920-2025	Community Day and Work Programs	\$15,000,000
-----------	---------------------------------	--------------

EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT

*Executive Office of Housing and Economic Development*

7002-0017	Housing and Economic Development IT Costs	\$69,336
-----------	---	----------

*Department of Housing and Community Development*

7004-9031	Accessible Affordable Housing Grants	\$2,500,000
-----------	--------------------------------------	-------------

*Division of Standards*

7006-0060	Division of Standards	\$90,110
-----------	-----------------------	----------

## EXECUTIVE OFFICE OF LABOR AND WORKFORCE DEVELOPMENT

### *Executive Office of Labor and Workforce Development*

7002-1080	Learn to Earn	\$243,000
7003-0150	Demonstration Workforce Development Program	\$1,300,000
7003-0151	Registered Apprenticeship Expansion	\$442,000

## EXECUTIVE OFFICE OF EDUCATION

### *Department of Early Education and Care*

3000-1000	Department of Early Education and Care	\$642,000
3000-1020	Quality Improvement	\$645,000

### *Department of Elementary and Secondary Education*

7010-0005	Department of Elementary and Secondary Education	\$338,678
7010-1194	Financial Literacy Education	\$73,543
7010-1202	DESE Computer Science Education	\$53,945
7061-0029	Educational Quality and Accountability	\$350,582

### *Department of Higher Education*

7066-0000	Department of Higher Education	\$53,400
7066-0115	Endowment Incentive Program	\$356,596

## EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY

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

8000-0600	Executive Office of Public Safety	\$710,156
8000-1700	Public Safety Information Technology Costs	\$526,458

*Office of the Chief Medical Examiner*

8000-0105	Office of the Chief Medical Examiner	\$128,000
-----------	--------------------------------------	-----------

*Department of Criminal Justice Information Services*

8000-0110	Criminal Justice Information Services	\$499,000
-----------	---------------------------------------	-----------

*Department of State Police*

8100-0515	New State Police Class	\$3,200,000
-----------	------------------------	-------------

8100-1004	State Police Crime Laboratory	\$420,000
-----------	-------------------------------	-----------

*Municipal Police Training Committee*

8200-0200	Municipal Police Training Committee	\$33,242
-----------	-------------------------------------	----------

*Department of Fire Services*

8324-0000	Department of Fire Services Administration	\$3,779,084
-----------	--	-------------

*Department of Correction*

8900-1100	Re-Entry Programs	\$672,757
-----------	-------------------	-----------

*Parole Board*

8950-0001	Parole Board	\$260,583
-----------	--------------	-----------

SECTION 2C.II. For the purpose of making available in fiscal year 2022 balances of retained revenue and intragovernmental chargeback authorizations which otherwise would revert on June 30, 2021, 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 227 of the acts of 2020. However, for items which do not appear in section 2 or 2B of said chapter 227, 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.

#### OFFICE OF THE COMPTROLLER

##### *Office of the Comptroller*

1000-0601	Chargeback for HRCMS Functionality	\$314,188
-----------	------------------------------------	-----------

#### EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

##### *Division of Administrative Law Appeals*

1110-1002	Administrative Law Appeals Fee Retained Revenue	\$42,106
-----------	---	----------

#### EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

##### *Department of Veterans' Services*

1410-0018	Agawam and Winchendon Cemeteries Retained Revenue	\$650,000
-----------	---	-----------

EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY

*Office of the Chief Medical Examiner*

8000-0122 Chief Medical Examiner Fee Retained Revenue \$300,000

*Military Division*

8700-1140 Armory Rental Fee Retained Revenue \$124,000

*Department of Correction*

8900-0021 Chargeback for Prison Industries and Farm Program \$398,075

SECTION 3. Chapter 7C of the General Laws is hereby amended by inserting after section 2 the following section:-

Section 2A. (a) As used in this section, the following words shall have the following meanings unless the context clearly indicates otherwise:-

“Alteration”, work required to modify or adjust the interior space arrangement or other physical characteristics of an existing facility so that it may be more effectively utilized for its presently designated or a new functional purpose.

“Coefficient Factor”, the job order contractor’s competitively bid numerical adjustments applied to the unit prices included in the contract specifications, which shall also include any and all costs other than the unit prices including overhead and profit.

“Job order”, an agreed upon fixed-price order issued by an authorized awarding authority to a contractor pursuant to a job order contract, for the contractor’s performance of a specific maintenance, repair, alteration or demolition project consisting of tasks selected from those specified and priced in the job order contract.

“Job order contract”, a contract for the performance of multiple maintenance, repair, alteration and demolition job order projects, or a subset thereof, that: (i) is limited to a specified term; (ii) includes specifications consisting of technical descriptions of the included various tasks at stated unit prices determined by local, direct costs for labor, material, and equipment, but that do not specify the specific projects to be performed by the contractor; (iii) contains a fixed contractor’s coefficient factor adjustments to be applied to the unit prices, as described under clause (ii); and (iv) authorizes awarding authorities as listed in subsection (b) to enter into fixed price job orders with the contractor for the performance of specific projects, consisting of combinations of tasks specified in the job order at the unit prices specified in the contract multiplied by the contractor’s coefficient factor.

“Maintenance”, day-to-day routine, normally recurring, repairs, equipment adjustments and upkeep.

“Repair”, work required to restore a facility or system to a condition in which it may continue to be approximately and effectively used for its designated purpose and anticipated life or to comply with code requirements by overhaul, reprocessing or replacement of constituent parts or materials that do not meet code requirements or have deteriorated by either action of the elements or wear and tear in use.

“Task”, includes an item of work for which a unit price is set forth in the contract specifications, or for which a unit price is developed in accordance with a specified formula presented in the contract.

(b) Notwithstanding section 44A of chapter 149, section 39M of chapter 30 or any other general or special law to the contrary, the commissioner may establish a program for the use of job order contracts by: (i) higher education facilities subject to the department of higher education, and (ii)

the division of capital asset management and maintenance with respect to properties for which it is responsible. The commissioner and higher education facilities may procure job order contracts under the program.

(c) The commissioner may procure contracts for data, software and services related to the creation and use of job order contracts including, but not limited to, the creation of task descriptions, specifications and unit prices for use in job order contracts, agency training, and other services related to such contracts. Such procurement may be conducted in accordance with the procedures specified in applicable regulations governing the procurement of commodities or services.

(d) Job order contracts authorized under this section shall: (i) be limited to use for job orders estimated to cost not more than \$150,000 each; (ii) have a maximum term of 4 years; and (iii) be procured through the procedures specified in section 39M of chapter 30, except that: (A) the amount of the bid deposit shall be \$5,000; (B) a contractor who is awarded a job order under a job order contract shall be certified by the division for the category of work specified in the contract; and (C) the amount of surety bonds shall be based upon the value of a job order and shall be provided to the awarding authority as set forth in the job order contract and not later than the commencement of any work under a job order. Job order contracts shall be awarded to the eligible and responsible bidders who offer the lowest combination of coefficient factors over the base unit prices specified in the contract specifications.

SECTION 4. Section 35FF of chapter 10 of the General Laws, as appearing in the 2020 Official Edition, is hereby amended by striking out, in line 73, the words “established by section 45 of chapter 75” and inserting in place thereof the following words:- established by section 12 of chapter 40G.



SECTION 5. Subsection (l) of section 8 of chapter 15D of the General Laws, as amended by section 4 of chapter 29 of the acts of 2021, is hereby further amended by striking out the words “the fingerprint background check service fee charged by the Federal Bureau of Investigation” and inserting in place thereof the following words:- 35 dollars per person.

SECTION 6. Section 5 of chapter 21E of the General Laws, as appearing in the 2020 Official Edition, is hereby amended by adding the following paragraph:-

(m) Notwithstanding any other provision of this chapter, the commonwealth shall not be liable under this chapter for response actions taken or arranged by the department at any time for the purpose of implementing or enforcing the commonwealth’s rights or responsibilities pursuant to this chapter.

SECTION 7. Subsection (m) of section 5 of chapter 21K of the General Laws, as so appearing, is hereby amended by striking out, in line 140, the words “\$3,000” and inserting in place thereof, the following words:- \$5,000.

SECTION 8. Section 10B of chapter 23A of the General Laws, as so appearing, is hereby amended by striking out, in lines 17 and 18, the words “executive director of the Massachusetts Technology Transfer Center” and inserting in place thereof the following words:- president of the Massachusetts Technology Development Corporation.

SECTION 9. Section 56 of said chapter 23A, as so appearing, is hereby amended by striking out, in line 37, the words “established in chapter 75” and inserting in place thereof the following words:- established in section 12 of chapter 40G.

SECTION 10. Section 27 of chapter 23G of the General Laws, as so appearing, is hereby amended by striking out, in line 73, the words “established by section 45 of chapter 75” and inserting in place thereof the following words:- established by section 12 of chapter 40G.

SECTION 11. Section 28 of said chapter 23G, as so appearing, is hereby amended by striking out, in lines 19 to 22, the following sentence:- The executive director of the Massachusetts Technology Transfer Center or the executive director's designee shall serve as an ex-officio and nonvoting member of the advisory committee.

SECTION 12. Section 6 of chapter 23I of the General Laws, as so appearing, is hereby amended by striking out, in lines 106 and 107, the words "established by section 45 of chapter 75" and inserting in place thereof the following words:- established by section 12 of chapter 40G.

SECTION 13. Section 12 of said chapter 23I, as so appearing, is hereby amended by striking out, in lines 10 and 11, the words "executive director of the Massachusetts Technology Transfer Center and," and inserting in place thereof the following words:- president of the Massachusetts Technology Development Corporation or the president's designee.

SECTION 14. Section 2DDDDD of chapter 29 of the General Laws, as so appearing, is hereby amended by inserting after the word "expended," in line 15, the following words:- by the state fire marshal as the head of the department of fire services, who shall act as co-administrator.

SECTION 15. The second paragraph of said section 2DDDDD of said chapter 29, as so appearing, is hereby further amended by adding the following sentence:- The department of fire services shall assist the technical rescue coordinating council established pursuant to section 6 of chapter 22D with the administration of the fund including but not limited to the collection and expenditure of amounts for the purposes set forth in this paragraph.

SECTION 16. Section 64 of said chapter 29, as so appearing, is hereby amended by adding the following paragraph:-

The state treasurer, on behalf of the commonwealth's deferred compensation program, may adopt annual budgets and supplemental budgets as necessary. Said budgets may include salaries

for treasury employees working on or administering the commonwealth's deferred compensation program, and said budgets may be funded from the administrative expense account of the commonwealth's deferred compensation program. Any such treasury employee whose compensation is sourced from the commonwealth's deferred compensation program shall be an "employee" as that term is defined in section 1 of chapter 32 and shall be a member of the state employees' retirement system.

SECTION 17. Section 6A of chapter 31 of the General Laws, as so appearing, is hereby amended by striking out the third paragraph and inserting in place thereof the following paragraph:-

Such evaluation system shall include, but not be limited to, the following general provisions:

- (1) All performance evaluations may be in writing or a printable electronic format and shall be maintained as part of the employee's records by the employee's appointing authority until such employee leaves civil service employment or as otherwise prescribed by the administrator.
- (2) Prior to each evaluation period, the immediate supervisor shall inform the employee of the general performance dimensions and the procedures to be utilized in evaluating the employee's performance. The supervisor shall also inform the employee that such evaluation may be utilized by the department or the appointing authority in future personnel determinations.
- (3) After such evaluation has been conducted, the immediate supervisor shall confer with the employee concerning the evaluation. Upon the completion of the employee's review of such evaluation, the employee shall acknowledge receipt of the evaluation and indicate whether the employee agrees or disagrees with the evaluation. If the employee so desires, the employee or, with the employee's consent, the employee's collective bargaining agent, may be provided a copy of such evaluation.

SECTION 18. Section 31 of said chapter 31, as so appearing, is hereby amended by adding the following paragraph:-

Upon a federal or governor declared state of emergency or a declaration by the governor that an emergency exists which is detrimental to the public health, the personnel administrator may, upon written request of an appointing authority, consent to an additional extension of emergency appointments without limit on duration. The personnel administrator shall revoke any emergency appointment granted under this paragraph when the underlying circumstances resolve. No emergency appointment of more than 30 working days, or renewal of an emergency appointment, shall be made without the consent of the administrator.

SECTION 19. Section 67A of chapter 33 of the General Laws, as so appearing, is hereby amended by inserting after the word “action,” in line 5, the following words:- or died as a result of a training accident in the line of duty.

SECTION 20. Section 1 of chapter 40G of the General Laws, as so appearing, is hereby amended by inserting after the definition of “board” the following definition:-

“Center” or “MTTC,” the Massachusetts Technology Transfer Center established in section 12.

SECTION 21. Said chapter 40G of the General Laws is hereby further amended by inserting after section 4B the following section:-

Section 4C. The Massachusetts Technology Transfer Center shall administer the Innovation Commercialization Seed Fund established in section 45B of chapter 75.

SECTION 22. Said chapter 40G is hereby further amended by adding the following section:-

Section 12. (a) There shall be within the corporation, and subject to the board’s oversight and control, a Massachusetts Technology Transfer Center to facilitate the transfer of technology from the commonwealth’s research institutions to the commonwealth’s industries, for productive use

by such industries. Said center shall provide advice and assistance to public and private research institutions on strategies for technology transfer including, but not limited to, advice and assistance in the following areas: (1) assessing the viability and value of developing technologies; (2) defining and exploiting potential markets for such technologies; (3) commercialization strategies; (4) intellectual property issues, including licensing strategies; and (5) business development. The center shall be governed by the board and subject to the board's oversight and control. The president of the corporation may hire such staff as may be necessary to accomplish purposes of the center.

(b) The corporation shall report annually to the Massachusetts office of business development on the number of technology transfer transactions or projects that have been consummated with the assistance of the center, the names and geographic locations of the recipient industries, and the estimated number of new jobs created as a result of such transactions or projects.

SECTION 23. Section 20 of chapter 44 of the General Laws, as appearing in the 2020 Official Edition, is hereby amended by striking out the fifth sentence, in lines 22 to 32, inclusive, and inserting in place thereof the following 3 sentences:-

Any premium received upon the sale of notes, less the cost of preparing, issuing and marketing the notes, and any accrued interest received upon the delivery of the notes, shall be applied to the first payment of interest on the note. Any premium received upon the sale of bonds, less the cost of preparing, issuing and marketing them, and any accrued interest received upon the delivery of bonds shall be: (i) in the case of bonds sold by a city or town that have been excluded under section 21C of chapter 59, or bonds sold by a regional school district for which one or more member cities or towns have so excluded their share of the bond, applied by the treasurer to pay costs of the project being financed by the bonds and to reduce the amount authorized to be

borrowed for the project by like amount; or (ii) in the case of any other bonds, applied by the treasurer to pay costs of the project being financed by the bonds and to reduce the amount authorized to be borrowed for the project by like amount; or if not so applied, appropriated to pay costs of a project for which the city, town or district has authorized a borrowing, or may authorize a borrowing. Notwithstanding this section, any premium and accrued interest received on account of an issue of bonds, less the cost of preparing, issuing and marketing the bonds, not in excess of \$50,000 may be applied, with the approval of the chief executive officer, for the payment of indebtedness.

SECTION 24. Section 28A of said chapter 44, as so appearing, is hereby amended by inserting after the word “notes,” in line 5, the following words:- , the provisions of section 21C relating to lease purchase financing agreements.

SECTION 25. Section 31 of said chapter 44, as so appearing, is hereby amended by inserting after the word “section,” in line 14, the following words:- for such an emergency.

SECTION 26. Said section 31 of said chapter 44, as so appearing, is hereby further amended by striking out, in lines 39 and 40, the words “judgments, awards or payments” and inserting in place thereof the following words:- judgments, which shall mean final awards or payments.

SECTION 27. Said section 31 of said chapter 44, as so appearing, is hereby further amended by striking out, in line 42, the word “council” and inserting in place thereof the following word:- counsel.

SECTION 28. Said section 31 of said chapter 44, as so appearing, is hereby further amended by striking out, in line 49, the words “otherwise made provision therefor” and inserting in place thereof the following words:- made provision therefor by borrowing under section 7 or otherwise.

SECTION 29. Section 63 of said chapter 44, as so appearing, is hereby amended by striking out, in line 11, the words “clause (3) of section seven,” and inserting in place thereof the following words:- section 7 to purchase land, or interests in land, or construct or enlarge buildings, including the cost of original equipment and furnishings of the buildings or enlargements.

SECTION 30. Section 18 of chapter 59 of the General Laws, as so appearing, is hereby amended by striking out, in line 71, the words “an executor or administrator” and inserting in place thereof the following words:- a personal representative.

SECTION 31. Said section 18 of said chapter 59, as so appearing, is hereby further amended by striking out, in lines 72 and 73, the words “executor or administrator” and inserting in place thereof the following words:- personal representative.

SECTION 32. Section 2A of chapter 61A of the General Laws, as so appearing, is hereby amended by striking out, in line 6, the words “chapter 25” and inserting in place thereof the following words:- chapter 25A.

SECTION 33. Chapter 75 of the General Laws is hereby amended by striking out section 45 and inserting in place thereof the following section:-

Section 45. There shall be at the University of Massachusetts within the McCormack Graduate School of Policy and Global Studies, the Edward J. Collins, Jr. Center for Public Management. The center shall analyze and study economic trends in the commonwealth and shall provide its analysis to elected officials. The center shall continuously research and inform elected officials on the following subject areas:

- (1) effectiveness of the commonwealth’s economic development incentive programs including, but not limited to, tax credits, loan and matching grant programs;
- (2) job creation programs;

- (3) tax policy;
- (4) workforce training and development programs; and
- (5) regional and national competitiveness of the state's economy.

The center shall work with existing research entities within the University of Massachusetts system and other public agencies to prepare timely analysis of the economy of the commonwealth and other economic indicators.

SECTION 34. Section 45A of said chapter 75 of the General Laws is hereby repealed.

SECTION 35. Section 45B of said chapter 75 of the General Laws, as appearing in the 2020 Official Edition, is hereby amended by striking out, in line 7, the words "section 45" and inserting in place thereof the following words:- section 12 of chapter 40G.

SECTION 36. Section 1 of chapter 90 of the General Laws, as so appearing, is hereby amended by striking out in the definition of "School bus", in line 385, the word "eight" and inserting in place thereof the following figure:- 9.

SECTION 37. Section 7D of said chapter 90, as so appearing, is hereby amended by striking out the first sentence and inserting in place thereof the following 2 sentences:- The requirements of clauses (1), (2), (3), (5), (7), (8), (9), (10), (13), (16) and (17) of section 7B shall apply to any motor vehicle having permanent seating accommodations for and carrying not more than 9 passengers in addition to the operator, used in the business of transporting school pupils for hire under terms of contract or otherwise, while so used, but not including any motor vehicle used for not more than 5 days in case of emergency; provided, however, that the 8 lamp system, so-called, required on certain motor vehicles in clause (7) of said section 7B shall not apply to vehicles specified in this section. Only anchorages and seats installed as original equipment at time of



manufacture of the vehicle, or retrofitted by the original manufacturer of said vehicle shall be used.

SECTION 38. Section 7E of said chapter 90, as so appearing, is hereby amended by inserting after the word “buses,” in line 3, the following words:- , emergency vehicles operated by the department of fire services.

SECTION 39. Said section 7E of said chapter 90, as so appearing, is hereby further amended by inserting after the word “service ” in line 17, the following words:- or full time employees or contract employees employed by or under contract to the department of fire services.

SECTION 40. Section 37 of chapter 130 of the General Laws, as so appearing, is hereby amended by striking out the third paragraph.

SECTION 41. Section 42 of chapter 132 of the General Laws, as so appearing, is hereby amended by striking out, in lines 3 and 4 and lines 8 and 9, the words “by certified mail or hand deliver”, each time they appear, and inserting in place thereof, in each instance, the following words:- in accordance with guidelines posted by the department.

SECTION 42. Section 21 of chapter 218 of the General Laws, as so appearing, is hereby amended by striking out, in line 9, the words “property or an” and inserting in place thereof the following words:- property in any amount or any other.

SECTION 43. Said section 21 of said chapter 218, as so appearing, is hereby further amended by striking out, in lines 43 and 44, the words “or an action by a city or town which shall not exceed \$15,000” and inserting in place thereof the following words:- in any amount or any other action by a city or town which shall not exceed \$15,000 or an action.

SECTION 44. Section 2 of chapter 112 of the acts of 2018 is hereby amended by striking out the figures “7002-0015” and inserting in place thereof the following figures:- 7002-0016.

SECTION 45. Section 2C of chapter 209 of the acts of 2018 is hereby amended by striking out the figures “2000-7061” and inserting in place thereof the following figures:- 2000-7065.

SECTION 46. Said section 2 of said chapter 209 is hereby further amended by striking out the figures “2800-7031” and inserting in place thereof the following figures:- 2800-7033.

SECTION 47. Item 2000-7081 of section 2A of said chapter 209 is hereby amended by striking out the words “cities and towns” and inserting in place thereof the following words:- the commonwealth’s political subdivisions, including but not limited to, cities, towns, counties and districts, and federal and state recognized tribes, or any authority, commission, board or instrumentality of the foregoing,.

SECTION 48. Said item 2000-7081 of said section 2A of said chapter 209 is hereby further amended by striking out the words “all the members of the city council in a city having a Plan D or Plan E charter, the vote of the city council in a city not having such a charter, subject to the charter of such a city, and the majority vote of the selectboard in a town” and inserting in place thereof the following words:- the grantee’s legislative body or board of directors or equivalent.

SECTION 49. Section 2A of chapter 228 of the acts of 2018 is hereby amended by striking out the figures “6720-1351” and inserting in place thereof the following figures:- 7002-1351.

SECTION 50. Said section 2A of said chapter 228 is hereby further amended by striking out the figures “7002-1501” and inserting in place thereof the following figures:- 7002-1521.

SECTION 51. Said section 2A of said chapter 228 is hereby further amended by striking out the figures “7002-8006” and inserting in place thereof the following figures:- 7002-8024.

SECTION 52. Said section 2A of said chapter 228 is hereby further amended by striking out the figures “7002-8007” and inserting in place thereof the following figures:- 7002-8025.

SECTION 53. Said section 2A of said chapter 228 is hereby further amended by striking out the figures “7002-8019” and inserting in place thereof the following figures:- 7002-8026.

SECTION 54. Section 2B of said chapter 228 is hereby amended by striking out the figures “7009-2005” and inserting in place thereof the following figures:- 7009-2007.

SECTION 55. Said section 2B of said chapter 228 is hereby further amended by striking out the figures “0640-0302” and inserting in place thereof the following figures:- 0640-0304.

SECTION 56. Chapter 142 of the acts of 2019 is hereby amended by striking out section 95 and inserting in place thereof the following section:-

Section 95. Notwithstanding any general or special law to the contrary, subject to availability of sufficient proceeds, the department of energy resources shall expend amounts from the RGGI Auction Trust Fund established in section 35II of chapter 10 of the General Laws to fund the green communities program established in section 10 of chapter 25A of the General Laws, to fund electric vehicle incentive programs through June 30, 2022, and to fund transportation sector electrification programs through June 30, 2022; provided, however, that the department of energy resources shall offer rebates of not less than \$2,500 and not more than \$5,000 for the purchase or lease of battery electric vehicles, fuel cell electric vehicles and zero-emissions vehicles for sale or lease with a retail price of not more than \$50,000. All payments made from the fund before June 30, 2022, after allocation of sufficient funds to reimburse the commonwealth for costs associated with the administration of the cap and trade program, and in a proportion to be determined by the department of energy resources with the approval of the secretary, shall be prioritized so that the initial payments from the fund shall be made to the green communities, electric vehicle incentive, and transportation electrification programs; provided, however, that not less than \$27,000,000 shall be available for electric vehicle incentive

programs per fiscal year; and provided further, that the department shall examine the programs, including, but not limited to, the cost-effectiveness of the programs in greenhouse gas emissions reductions, and report its findings to the joint committee on telecommunications, utilities and energy not later than July 1, 2022.

SECTION 57. Item 1000-0008 of section 2 of chapter 227 of the acts of 2020 is hereby amended by striking out the words “5 per cent” and inserting in place thereof the following words:- 21.2 per cent.

SECTION 58. Subsection (b) of section 2 of chapter 355 of the acts of 2020 is hereby amended by striking out, in lines 20 and 21, the words “1 year” and inserting in place thereof the following words:- 2 years.

SECTION 59. Subsection (c) of said section 2 of said chapter 355 is hereby amended by striking out the second sentence and inserting in place thereof the following sentence:- The survey plan shall be subject to the approval of the division and recorded in the Hampshire district registry of deeds within 2 years of the acceptance by the board and approval by the division.

SECTION 60. Section 3 of said chapter 355 is hereby amended by striking out the first 2 sentences and inserting in place thereof the following 2 sentences:- There shall be established and set up on the books of the commonwealth a non-budgeted special revenue fund called the Lampson Brook Farm Fund. Expenditures from the fund shall not be subject to appropriation and shall be administered by the board consistent with the management plan.

SECTION 61. Said section 3 of said chapter 355 is hereby further amended by striking out, in line 4, the words “bond revenues or”.

SECTION 62. Said section 3 of said chapter 355 is hereby further amended by striking out, in lines 8 and 9, the words “including, but not limited to, any ground lease payments from the enterprise zone parcel or” and inserting in place thereof the following word:- and.

SECTION 63. Said section 3 of said chapter 355 is hereby further amended by striking out, in lines 16 and 17, the words “shall be held in an expendable trust and”.

SECTION 64. Said section 3 of said chapter 355 is hereby further amended by striking out the fifth sentence.

SECTION 65. Section 4 of said chapter 355 is hereby amended by striking out, in lines 3 through 9, the words “. The division shall certify that the plans are sufficient to ensure the permanent protection and ownership of all parcels comprising the Lampson Brook Farm. The division shall notify the house and senate committees on ways and means of its certification of the plans. Parcels not transferred by the board pursuant to this act on or before the division notifies the house and senate committees on ways and means of its certification of the survey and management plans” and inserting in place thereof the following words:- and the house and senate committees on ways and means. The parcels comprising Lampson Brook Farm.

SECTION 66. Said section 4 of said chapter 355 is hereby further amended by adding the following words:- , unless and until conveyed as provided for in this act.

SECTION 67. Subsection (a) of section 5 of said chapter 355 is hereby amended by striking out the first 3 sentences and inserting in place thereof the following 3 sentences:- Notwithstanding sections 32 to 37, inclusive, of chapter 7C of the General Laws or any general or special law to the contrary, the division, with the approval of the board and consistent with the recommendations of the management plan, shall seek proposals and select nonprofit

organizations for the fee interest in the community farm parcel and the forest parcel, a conservation and preservation restriction upon the community farm parcel, and a preservation restriction upon the Jepson farm parcel, through a competitive process. Preference shall be given to those qualified applicants that propose to own both the community farm and forest parcels and provide farm management services, that most closely meets the recommendations of the management plan, and that offer the most experience in resource stewardship. The value of the community farm parcel and the forest parcel shall be determined as restricted by the associated conservation and preservation restrictions; and applicants may utilize appropriate private, state or federal grants to pay for the restricted value as determined by an independent appraisal prepared in accordance with the usual and customary professional appraisal practices by a qualified appraiser commissioned by the division.

SECTION 68. Subsection (b) of said section 5 of said chapter 355 is hereby amended by striking out the first 2 sentences and inserting in place thereof the following 2 sentences:-

Notwithstanding sections 32 to 37, inclusive, of chapter 7C of the General Laws or any general or special law to the contrary, the division may convey the community farm parcel to the nonprofit organization selected pursuant to subsection (a) and such nonprofit corporation shall have at least the following purposes: (i) historic preservation; (ii) passive recreation; (iii) promotion of small-scale farming, local food production and food system development; and (iv) farm management services. Notwithstanding said sections 32 to 37, inclusive, of said chapter 7C of the General Laws or any general or special law to the contrary, the division may convey a conservation and preservation restriction, within the meaning of section 31 and with the benefit of section 32 of chapter 184 of the General Laws, upon the community farm parcel to a qualified

organization selected under subsection (a) that is organized for purposes that include farmland conservation and historic preservation.

SECTION 69. Said section 5 of said chapter 355 is hereby further amended by striking out subsection (c) and inserting in place thereof the following subsection:-

(c) Notwithstanding sections 32 to 37, inclusive, of chapter 7C of the General Laws or any general or special law to the contrary, the division may convey the forest parcel to the nonprofit organization selected pursuant to subsection (a) and such organization shall be organized for at least forest conservation and management purposes. The division shall retain or convey, as applicable, a conservation restriction upon the forest parcel, within the meaning of section 31 and with the benefit of section 32 of chapter 184 of the General Laws, which shall be under the joint care and control of the department of conservation and recreation and the conservation commission of the town of Belchertown pursuant to section 8C of chapter 40 of the General Laws.

SECTION 70. Section 6 of said chapter 355 is hereby amended by striking out the first 2 sentences and inserting in place thereof the following 2 sentences:- Notwithstanding sections 32 to 37, inclusive, of chapter 7C of the General Laws or any general or special law to the contrary, the division, with the approval of the board, shall convey the Jepson farmstead parcel, for no consideration other than the performance of the obligations under this act, to the New England Small Farm Institute, Inc. or its successor organization; provided, however, that any transfer to a successor organization shall be approved by the board. Notwithstanding said sections 32 to 37, inclusive, of said chapter 7C of the General Laws or any general or special law to the contrary, the division may convey a preservation restriction, within the meaning of section 31 and with the

benefit of section 32 of chapter 184 of the General Laws, over the Jepson farmstead parcel to a qualified public or private entity selected under subsection (a) of section 5.

SECTION 71. Said chapter 355 is hereby further amended by striking out section 7 and inserting in place thereof the following section:-

Section 7. Notwithstanding sections 32 to 37, inclusive, of chapter 7C of the General Laws or any general or special law to the contrary, the division, with the approval of the board and consistent with the recommendations of the management plan, is authorized to sell the enterprise zone parcel to a nonprofit organization or a private entity through a competitive process. The selection shall be based on the total amount of the proposed purchase payment, the compatibility of the proposal with the management plan, the applicant's ability to steward the parcel and any other criteria as determined by the board. The board may utilize the fund to restore or partially restore the enterprise zone parcel in order to successfully complete the transition from the former dairy farm into sustainable natural resource-based enterprises compatible with the management plan with provision for public access, tourism and public education value and public benefits. Sale proceeds shall be deposited into the fund. The owner of the enterprise zone parcel shall manage the enterprise zone parcel in compliance with the management plan and the deed shall include a provision requiring compliance with the management plan.

SECTION 72. Section 8 of said chapter 355 is hereby amended by inserting after the word "complete" in line 5 the following words:- and implement.

SECTION 73. Said section 8 of said chapter 355 is hereby further amended by striking out, in line 14, the words "historic".



SECTION 74. Said chapter 355 is hereby further amended by striking out section 9 and inserting in place thereof the following section:-

Section 9. Notwithstanding sections 32 to 37, inclusive, of chapter 7C of the General Laws or any general or special law to the contrary, the division may grant a permanent access easement to or enter into an agreement with the Snowmobile Association of Massachusetts, in consultation with the Mill Valley Snowmobile Club, Inc., for the snowmobile trail that crosses the Lampson Brook Farm as described in the management plan and subject to the conservation restriction.

SECTION 75. Section 10 of said chapter 355 is hereby amended by striking out the second sentence and inserting in place thereof the following sentence:- The division may sell or lease that parcel to a purchaser or lessee selected through a competitive process as determined by the division, which shall include consideration of the impact any such disposition may have on adjacent property.

SECTION 76. Section 12 of said chapter 355 is hereby amended by striking out, in line 3, the word “state” and inserting in place thereof the following word:- central.

SECTION 77. Said chapter 355 is hereby further amended by adding the following section:-

Section 13. Notwithstanding sections 32 to 37, inclusive, of chapter 7C of the General Laws, the division of capital asset management and maintenance is authorized to transfer care and control of the commercial agricultural parcel to the department of agricultural resources.

SECTION 78. Section 2A of chapter 358 of the acts of 2020 is hereby amended by striking out the figures “0640-0304” and inserting in place thereof the following figures:- 0640-0306.

SECTION 79. Section 2 of chapter 24 of the acts of 2021 is hereby amended by inserting after item 1599-7106 the following item:-

1599-9817 For a reserve to enhance, expand, and strengthen Medicaid home and community-based services; provided, that the secretary of administration and finance, in consultation with the secretary of health and human services, may transfer funds from this item to state agencies as defined under section 1 of chapter 29 of the General Laws \$300,000,000

Home and Community-Based Services Federal Investment Fund.....100%

SECTION 80. Item 9110-1635 of said section 2 of said chapter 24 is hereby amended by striking out the words “; provided, that the rate add-on for home health aide services shall be \$2.68 per service hour during fiscal year 2022; provided further, that the rate add-on for homemaker and personal care homemaker services shall be \$2.96 per service hour during fiscal year 2022”.

SECTION 81. Section 99 of said chapter 24 is hereby repealed.

SECTION 82. There shall be established and set up on the books of the commonwealth a separate fund known as the Home and Community-Based Services Federal Investment Fund. The fund shall be credited with the amount equal to the amount of federal financial participation received by the commonwealth pursuant to section 9817 of the American Rescue Plan Act of 2021, Public Law 117-2, hereinafter referred to as “ARPA”. Amounts credited to the fund shall be expended, subject to appropriation, to support the home and community-based services workforce, access to and promotion of home and community-based services and supports, and home and community-based services technology and infrastructure. Spending from the fund shall be governed by requirements established in ARPA and any guidance related to ARPA issued by the federal government. The fund shall not be subject to section 5C of chapter 29 of the General Laws.

SECTION 83. Notwithstanding any general or special law to the contrary, for any taxable year beginning on or after January 1, 2021, the following items shall be deducted from federal gross

income for the purpose of determining Massachusetts gross income under section 2 of chapter 62 of the General Laws: (i) an amount which, but for this section, would be included in the gross income, in whole or in part, of an eligible recipient, as described in subsection (a) of section 1102 of the federal Coronavirus Aid, Relief, and Economic Security Act, P.L. 116-136, because of the forgiveness described in subsection (b) of section 1106 of said federal Coronavirus Aid, Relief, and Economic Security Act, P.L. 116-136; (ii) an amount of an advance received pursuant to subsection (e) of section 1110 of said federal Coronavirus Aid, Relief, and Economic Security Act, P.L. 116-136; (iii) an amount of any payment described in subsection (c) of section 1112 of said federal Coronavirus Aid, Relief, and Economic Security Act, P.L. 116-136; (iv) an amount of funding received pursuant to section 331 of the federal Economic Aid to Hard-Hit Small Businesses, Nonprofits, and Venues Act, P.L. 116-260; (v) any grant made under section 324 of the Economic Aid to Hard-Hit Small Businesses, Nonprofits, and Venues Act, P.L. 116-260; and (vi) any amount received from the Administrator of the Small Business Administration in the form of a restaurant revitalization grant under section 5003 of the American Rescue Plan Act of 2021, P.L. 117-2.

SECTION 84. Notwithstanding any general or special law to the contrary, for any taxable year beginning on or after January 1, 2021, any amount received from a small business relief program administered through the Massachusetts Growth Capital Corporation after March 10, 2020 for purposes of providing emergency COVID-19 relief, including grants and any portion of a loan subsequently forgiven, shall be deducted from federal gross income for the purpose of determining Massachusetts gross income under section 2 of chapter 62 of the General Laws and from federal gross income for purposes of determining Massachusetts gross income under section 30 of chapter 63 of the General Laws.

SECTION 85. Notwithstanding any general or special law to the contrary, the secretary of health and human services may directly negotiate rebate agreements with manufacturers of medical supplies and other non-drug products if such agreements maximize value to the commonwealth; provided, however, that the secretary shall not be subject to any otherwise applicable requirements set forth in 801 CMR 21.00 or any successor regulation. Such agreements may be based on the value, efficacy or outcomes of the non-drug product.

SECTION 86. Notwithstanding any general or special law to the contrary, the requirements of section 7D of chapter 90 of the General Laws shall apply to motor vehicles having permanent seating accommodations for not more than 11 passengers in addition to the operator; provided, however, that such vehicles shall not carry more than 8 passengers in addition to the operator when used in the business of transporting school pupils for hire under terms of contract or otherwise.

SECTION 87. Notwithstanding any general or special law to the contrary, prior to the certification and disposition of the consolidated net surplus for fiscal year 2021 pursuant to section 5C of chapter 29 of the General Laws, but after eliminating deficits in any fund contributing to the surplus, the comptroller shall transfer up to \$1,000,000,000 of the undesignated fund balance in the General Fund to the Unemployment Compensation Fund established under section 48 of chapter 151A.

SECTION 88. Notwithstanding any general or special law to the contrary, prior to transferring the consolidated net surplus in the budgetary funds to the Commonwealth Stabilization Fund pursuant to section 5C of chapter 29 of the General Laws, the comptroller shall dispose of the consolidated net surplus in the budgetary funds for fiscal year 2021 in the following order of precedence: (i) an amount not more than \$10,000,000, to the Massachusetts Life Sciences

Investment Fund established in section 6 of chapter 23I of the General Laws; and (ii) an amount not more than \$10,000,000, to the Massachusetts Community Preservation Trust Fund established in section 9 of chapter 44B of the General Laws.

SECTION 89. 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) between the commonwealth and the American Federation of State, County, and Municipal Employees, Unit 2;
- (2) between the commonwealth and the Service Employees International Union, Local 509, Units 8 and 10;
- (3) between the commonwealth and the National Association of Government Employees, Units 1, 3 and 6;
- (4) between the sheriff of Hampshire county and the Hampshire Sheriff's Office Non-Uniform Correctional Association, Unit SH7;
- (5) between the sheriff of Hampshire county and the Hampshire Sheriff's Office Jail and House of Correction Supervisory Correctional Officers' Association, Unit SH8;
- (6) between the sheriff of Hampshire county and the National Correctional Employee Union, Unit SH5;
- (7) between the sheriff of Suffolk county and the National Association of Government Employees, Local 298, Unit SS2;
- (8) between the sheriff of Suffolk county and the Jail Officers and Employees Association of Suffolk County, Unit SS4;

- (9) between the sheriff of Suffolk county and the American Federation of State, County and Municipal Employees/AFL-CIO, Council 93, Local RN, Unit SS3;
- (10) between the sheriff of Barnstable county and the National Association of Government Employees, Local 220, Unit S5B;
- (11) between the sheriff of Barnstable county and the Barnstable County Correctional Officers Union, Unit S1B;
- (12) between the sheriff of Barnstable county and the National Correctional Employees Union, Local 122, Unit S9B;
- (13) between the sheriff of Barnstable county and the American Federation of State, County and Municipal Employees, Local 1462, Unit S2B;
- (14) between the sheriff of Barnstable county and the International Brotherhood of Correctional Officers, Local 217, Unit S3B;
- (15) between the sheriff of Berkshire county and the Berkshire County Sheriff's Office Employee Association, Unit SB3;
- (16) between the sheriff of Plymouth county and Association of County Employees, Unit SP4;
- (17) between the sheriff of Plymouth county and the National Correctional Employees Union, Local 301, Unit SP7;
- (18) between the sheriff of Plymouth county and the National Correctional Employees Union, Local 104, Unit SP1;
- (19) between the sheriff of Suffolk county and the American Federation of State, County and Municipal Employees, Local 419, Unit SS0;

- (20) between the sheriff of Suffolk county and the American Federation of State, County and Municipal Employees, Local 3967, Unit SS6;
- (21) between the sheriff of Suffolk county and the American Federation of State, County and Municipal Employees, Local 3643, Unit SS5;
- (22) between the sheriff of Hampshire county and the Hampshire Sheriff's Office Jail and Hampshire Sheriff's Office Treatment Association, Unit SH6;
- (23) between the sheriff of Norfolk county and the County Correctional Officers Association New England Police Benevolent Association, Local 570, Unit SN3;
- (24) between the sheriff of Norfolk county and the County Correctional Officers Association New England Police Benevolent Association, Local 575, Unit SN2;  
and
- (25) between the sheriff of Norfolk county and the National Association of Government Employees, Local 202, Unit SN1.

SECTION 90. Section 82 shall take effect on July 1, 2021.

SECTION 91. Section 86 is hereby repealed.

SECTION 92. Section 91 shall take effect on July 1, 2024.