

# HOUSE . . . . . No. 6866

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## **The Commonwealth of Massachusetts**

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HOUSE OF REPRESENTATIVES, December 5, 1983.

The committee on Ways and Means to whom was referred the Bill authorizing the commissioner of administration to set fees and charges paid to the Commonwealth (House, No. 6761) reports that the same ought to pass, with an amendment, substituting therefore the accompanying bill (House, No. 6866) [Representatives Loring of Acton and Poirier of North Attleborough dissenting].

For the committee,

MICHAEL C. CREEDON.

## The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty-Three.

### AN ACT AUTHORIZING THE COMMISSIONER OF ADMINISTRATION TO SET FEES AND CHARGES PAID TO THE COMMONWEALTH.

1     *Whereas*, The deferred operation of this act would tend to  
2 defeat its purpose, which is to immediately authorize the Commis-  
3 sioner of Administration to set fees and charges paid to the Com-  
4 monwealth, therefore it is hereby declared to be an emergency law,  
5 necessary for the immediate preservation of the public conven-  
6 ience.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1     SECTION 1. Notwithstanding the provisions of chapter 572 of  
2 the acts of 1980 or any other general or special law to the contrary,  
3 the commissioner of administration shall, not less than 30 days  
4 prior to setting any new fees and or charges, provide public notice  
5 of any increase in the fees to be charged by the commonwealth for  
6 each service of any kind performed by any state personnel or  
7 agency, and shall consider any and all written comments received  
8 and shall conduct a public hearing on any proposed increase in said  
9 fees and/or charges.

1     SECTION 2. Said chapter 572, as amended by Section 2 of  
2 chapter 602 of the acts of 1982, is further amended by striking out  
3 section 417 and inserting in place thereof the following section: —  
4     *Section 417.* This act shall expire on June thirtieth, nineteen  
5 hundred and eighty-five.

1     SECTION 3. Notwithstanding the provisions of said chapter  
2 572, any subsequent increase made in accordance with the provi-  
3 sions of said chapter 572 in the amount charged for professional or  
4 occupational licensure, registration, regulation permit or other

5 public function performed by state personnel shall not be applica-  
6 ble to any person 65 years of age or older on or after the effective  
7 date of this act.

1 SECTION 4. The last paragraph of section 3B of chapter 7 of  
2 the General Laws, as amended by section 1 of said chapter 602 is  
3 hereby further amended by striking out, in lines 2 and 3, the words:  
4 “December thirty-first, nineteen hundred and eighty-three” and  
5 inserting in place thereof the words: — “June thirtieth, nineteen  
6 hundred and eighty-five.”

1 SECTION 5. Said chapter 572, as amended by said chapter 602,  
2 is hereby further amended by adding the following section: —  
3 *Section 417B* “In no instance shall a fee or charge set by the  
4 secretary of administration under the provisions of this section  
5 exceed 150% over the fee or charge in effect on the effective date of  
6 this section, unless it is reported to, and approved by a vote of a  
7 general court, provided however, that this section shall not take  
8 effect until one year from the date of enactment of this act.”

1 SECTION 6. Section 2(a) of chapter 90D of the General Laws,  
2 as most recently amended by chapter 144 of the acts of 1982, is  
3 hereby amended by deleting clauses (10) and (11) and renumbering  
4 clause (12) to become clause (10).

