

By Mr. Reilly, a petition (accompanied by bill, Senate, No. 818) of Martin T. Reilly and Paul E. Caron for legislation to further regulate the powers of the Bureau of Special Investigations. Human Services and Elderly Affairs.

The Commonwealth of Massachusetts

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

AN ACT FURTHER REGULATING THE POWERS OF THE BUREAU OF SPECIAL INVESTIGATIONS.

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

1 Chapter 7 of the General Laws is hereby amended by strik-
2 ing out section 30T and inserting in place thereof the follow-
3 ing section: —

4 *Section 30T.* Duties of director

5 The director shall initiate investigations and investigate
6 complaints which allege the possibility of either a fraudulent
7 claim for payment or services or a fraudulent receipt of pay-
8 ment or services by a person not entitled thereto under any
9 program administered by any agency within the executive
10 office of human services. The director, in conformity with the
11 rules and regulations of the fraudulent claims commission,
12 shall: —

13 (1) Initiate investigations and review procedures in order
14 to discover any fraudulent claim or wrongful receipt of pay-
15 ment or services under any program administered by the
16 agencies within the executive office of human services;

17 (2) Examine the records and accounts of any agency with-
18 in the executive office of human services, division of industrial
19 accidents, state retirement board, and division of employment
20 security, and for such purpose the director shall have access
21 to such records and accounts at reasonable times and may
22 require the production of books, documents and vouchers
23 relating to any matter within the scope of such investiga-
24 tion;

25 (3) Examine upon written request to the commissioner of
26 revenue the tax returns, papers or other documents on file
27 with said commissioner concerning any person where there
28 is reason to believe that such person has committed fraud
29 under any program administered by any agency within the
30 executive office of human services, and may require the pro-
31 duction of such returns, papers and other documents; pro-
32 vided, however, that nothing herein shall be construed to au-
33 thorize the examination or disclosure, directly or indirectly,
34 of any information, returns or other records received from
35 the federal internal revenue service;

36 (4) Examine the records and accounts of any vendor or
37 contractor claiming or receiving payments for goods or serv-
38 ices rendered under any program administered by any agency
39 within the executive office of human services insofar as such
40 records and accounts relate to any matter within the scope of
41 such investigation;

42 (5) Report to the attorney general or a district attorney
43 for such action as he may deem proper any case in which,
44 after investigation, he finds there is probable cause that a
45 fraudulent claim or payment has been made; and

46 (6) Report in writing to the governor and the general
47 court the nature and extent of his activities for each month of
48 the fiscal year, said report to be made not later than thirty
49 days after the expiration of each month, which report shall
50 be made available to the public;

51 (7) Examine the records and accounts of any person domi-
52 ciled or doing business in the commonwealth, and any state,
53 county or municipal department, agency, office, bureau, board,
54 commission or division who employ or had employed an in-
55 dividual who is subject matter of an investigation insofar as
56 those records and accounts pertain to dates, hours and nature
57 of employment or services rendered and the amounts of sal-
58 ary, wages or other things of value paid and deductions there-
59 from as well as information concerning the prior employment
60 history of the individual who is the subject matter of an in-
61 vestigation;

62 (8) Examine the records and accounts of any bank, as de-
63 fined in section one of chapter one hundred and sixty-seven,

64 credit union, national bank, federal savings and loan associa-
65 tion, safe deposit company, loan company, benefit association,
66 insurance company, health maintenance organization, or med-
67 ical service corporation authorized to do business in the com-
68 monwealth relative to individuals who are the subject mat-
69 ter of an investigation insofar as the records and accounts
70 pertain to deposits, withdrawals, loans, insurance transac-
71 tions, claim settlements or payments, and medical coverage;
72 and

73 (9) Examine the student records of any school or other in-
74 stitution of higher learning within the commonwealth relative
75 to a student who is the subject matter of an investigation or
76 the child, ward or dependent of the subject matter of an in-
77 vestigation insofar as those records pertain to enrollment, at-
78 tendance, and family history but excluding academic, medical,
79 and evaluative records;

80 (10) A written request of the director, or an authorized
81 representative of the director for examination of information,
82 records or accounts as provided in clauses (4), (7), (8), and
83 (9) hereof shall be complied with within a reasonable period
84 of time.

85 Any person or organization described in clauses (4), (7),
86 (8), and (9) of this section, who, without reasonable cause,
87 fails to comply with this section and who, after notification
88 by certified mail, return receipt requested, by the director, of
89 such failure to comply continues for more than fifteen days,
90 after the mailing of said notice, in non-compliance without
91 reasonable cause shall forfeit fifty dollars to the use of the
92 commonwealth, and each day of such failure or refusal to
93 furnish records or accounts requested shall constitute a sepa-
94 rate case for forfeiture of fifty dollars to the use of the com-
95 monwealth.

The first part of the report deals with the general situation of the country and the progress of the war. It is a very interesting and detailed account of the events of the year.

The second part of the report deals with the military operations of the year. It is a very detailed account of the military operations of the year.

The third part of the report deals with the political situation of the country. It is a very detailed account of the political situation of the country.

The fourth part of the report deals with the economic situation of the country. It is a very detailed account of the economic situation of the country.

The fifth part of the report deals with the social situation of the country. It is a very detailed account of the social situation of the country.