NOTICE: *While reasonable efforts have been made to assure the accuracy of the data herein, this is* ***NOT*** *the official version of Senate Journal. It is published to provide information in a timely manner, but has* ***NOT*** *been proofread against the events of the session for this day. All information obtained from this source should be checked against a proofed copy of the Senate Journal.*

UNCORRECTED PROOF OF THE JOURNAL OF THE SENATE.

JOURNAL OF THE SENATE..

Thursday, May 15, 2014.

Met at five minutes past at one o'clock P.M. (Mr. Rosenberg in the Chair).

Distinguished Guests.

There being no objection, the President handed the gavel to Ms. Creem for the purpose of an introduction. Ms. Creem then introduced, in the rear of the Chamber, Walter Carrington, his wife, Dr. Arese Carrington and Ms. Caron Tabb from Newton. Walter Carrington, known for his devotion to the advancement of human rights, was the United States Ambassador to Nigeria from 1993-1997. Earlier in his career, he served as Commissioner of the Massachusetts Commission against Discrimination and from 1980-1981 he served as the United States Ambassador to the Republic of Senegal. In 1981 he was named Director of International Affairs of Howard University and was named Warburg Professor of International Relations at Simmons College in Boston in 2004. Sharing his passion for Nigeria, his wife, Dr. Arese Carrington received her medical degree from the University of Ibadan in her native Nigeria in 1980. After practicing medicine in Nigeria for over 15 years, she obtained her Master's in Public Health from Harvard. She is a public speaker and the author of "Malaria in Nigeria" published in the fall of 2001 in an issue of the Harvard Health Policy Review. Ms. Caron Tabb is the Director of Community Outreach and Curatorial Affairs at Artists for Humanity in South Boston. Until recently, she was the executive director of My New Red Shoes, a nonprofit organization that provides clothing and shoes to homeless children. She was accompanied by her son, Noam Tabb. They were recognized for their work in educating guests on the current horror in Nigeria and the need for swift action to be taken. The group was applauded for their accomplishments and they withdrew from the Chamber.

There being no objection, the President handed the gavel to Mr. Wolf for the purpose of an introduction. Mr. Wolf then introduced, in the rear of the Chamber, members of the Jewish Community Relations Council visiting from Haifa, Israel. The group was established as a learning exchange and brings together social justice leaders from Boston and Israel to learn about each other's work, to share best practices and to develop relationships between America and Israel. The Senate welcomed them with applause and they withdrew from the Chamber.

There being no objection, the President recognized, in the rear of the Chamber, Kelly and Jennifer Komola, daughters of Joe "Sarge" Komola.

Order.

Mr. Tmility presented an Order relative to granting the committee on Public Safety and Homeland Security be granted until June 26, 2014, within which time to make its final report on current Senate documents numbered 1115, 1116, 1120, 1126, 1131, 1132, 1140, 1143, 1156, 1157, 1159, 1160, 1161, 1162, 1163, 1178, and 1198, relative to public safety (Senate, No. 2149);
Referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently.

Petition.

Mr. Brewer presented a petition (accompanied by bill, Senate, No. 2140) of Stephen M. Brewer, Todd M. Smola and Anne M. Gobi (by vote of the town) for legislation relative to a betterment assessment in the town of Sturbridge [Local approval received];

Under Senate Rule 20, referred to the committee on Revenue.
Sent to the House for concurrence.

Reports of Committees.

By Mr. Brewer, for the committee on Ways and Means, that the House Bill making appropriations for the fiscal year two thousand fifteen for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (House, No. 4001),-- **ought to pass, with an amendment striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 4.**
[Estimated Cost:
Direct Appropriation …… $35,650,374,439
Retained Revenue Authorization ……. $599,431,520
Total …….. $36,249,805,959.]
Under the provisions of an order previously adopted by the Senate, the bill was placed in the Orders of the Day for Wednesday, May 21, 2013, for a second reading, with the amendment pending.

By Mr. Joyce, for the committee on Bonding, Capital Expenditures and State Assets, that the House Bill providing for capital facility repairs and improvements for the Commonwealth (House, No. 3933),-- **ought to pass, with an amendment striking out all after the enacting clause and inserting in place thereof the text of the Senate document numbered 2143;**
Under Senate Rule 27, referred to the committee on Ways and Means.

By Mr. Downing, for the committee on Telecommunications, Utilities and Energy, on petition, a Bill to fuel job creation through energy efficiency (Senate, No. 177); and
By Mr. McGee, for the committee on Transportation, on petition (accompanied by bill Senate, No. 1648), a Bill to regulate the use of automatic license plate reader systems (Senate, No. 2141) (Senator Hedlund dissenting);
Severally read and, under Senate Rule 27, referred to the committee on Ways and Means.

PAPER FROM THE HOUSE

A petition (accompanied by bill, House, No. 4078) of Denise Provost, Patricia D. Jehlen and others (with the approval of the mayor and city council) that the city of Somerville be authorized to increase the residential real property exemption,-- **was referred, in concurrence, to the committee on Revenue.**

A Bill establishing the position of an appointed town treasurer-collector in the town of Somerset (House, No. 4027,-- on petition) [Local approval received],-- **was read and, under Senate Rule 26, placed in the Orders of the Day for the next session.**

Report of the committee on Health Care Financing asking to be discharged from further consideration of the House Bill strengthening early support and education (House, No. 125),-- **and recommending that the same be referred to the committee on House Ways and Means,-- was considered forthwith, under Senate Rule 36, and accepted, in concurrence, in so much as relates to the discharge of the joint committee.**

Communication from the Speaker of the House of Representatives, informing the Senate that, under the provisions of House Rule 18A, he has appointed Representative Carvalho of Boston to the ninth position on the House committee on Global Warming; and to the ninth position on the joint committee on the Judiciary, to fill the existing vacancies,-- **was placed on file.**

There being no objection, at six minutes past one o'clock P.M., the Chair (Mr. Rosenberg) declared a recess subject to the call of the Chair; and, at twenty-six minutes past one o'clock P.M., the Senate reassembled, the President in the Chair.

The President, members, guests and staff then recited the pledge of allegiance to the flag.

Resolutions.

The following resolutions (having been filed with the Clerk) were severally considered forthwith and adopted, as follows:-

Resolutions (filed by Ms. Creem, Messrs. Barrett, Brewer and Brownsberger, Ms. Candaras, Ms. Chandler, Ms. Chang-Díaz, Messrs. DiDomenico and Donnelly, Ms. Donoghue, Messrs. Downing, Eldridge and Finegold, Ms. Flanagan, Ms. Forry, Messrs. Hedlund and Humason, Ms. Jehlen, Messrs. Joyce, Keenan, Kennedy and Lewis, Ms. Lovely, Messrs. McGee, Montigny, Michael O. Moore and Richard T. Moore, Ms. Murray, Ms. O'Connor Ives, Messrs. Pacheco, Petruccelli, Rodrigues, Rosenberg, Ross and Rush, Ms. Spilka and Messrs. Tarr, Timilty, Welch and Wolf) "memorializing Congress of the United States to take all action necessary to support the swift and safe return of students from the Government Girls Secondary School in the Federal Republic of Nigeria";
Resolutions (filed by Mr. Joyce) "congratulating John Paul Phelan for his distinguished public service to the town of Milton";
Resolutions (filed by Mr. Pacheco) "congratulating Joshua M. Goodman on his elevation to the rank of Eagle Scout";

Resolutions (filed by Mr. Ross) “congratulating Kyle Bechet on his elevation to the rank of Eagle Scout”;
Resolutions (filed by Mr. Ross) “congratulating Timothy John Gautieri on his elevation to the rank of Eagle Scout”;
Resolutions (filed by Mr. Ross) “congratulating David Howlett on his elevation to the rank of Eagle Scout”;
Resolutions (filed by Mr. Ross) “congratulating Thomas Pettengill on his elevation to the rank of Eagle Scout”;
Resolutions (filed by Mr. Ross) “congratulating Cameron J. Rankin on his elevation to the rank of Eagle Scout”;
Resolutions (filed by Ms. Spilka) “congratulating Ryan Robert Fontaine on his elevation to the rank of Eagle Scout”;
Resolutions (filed by Ms. Spilka) “congratulating Andrew Michael Hayes on his elevation to the rank of Eagle Scout”;
Resolutions (filed by Ms. Spilka) “congratulating Matthew Anthony Murphy on his elevation to the rank of Eagle Scout”;
Resolutions (filed by Ms. Spilka) “congratulating Michael Joseph Murphy on his elevation to the rank of Eagle Scout”; and
Resolutions (filed by Mr. Tarr) “congratulating the Loyal Order of the Cape Ann Moose Lodge 1471 on its one hundredth anniversary.”

PAPERS FROM THE HOUSE.

A report of the committee of conference of the disagreeing votes of the two branches, with reference to the Senate amendments to the House Bill relative to election laws (House, No. 3788) (amended by the Senate by striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 1981; and inserting before the enacting clause an emergency preamble), reported that the House recede from its non-concurrence with the Senate in its amendments and concur therein with a further amendment by striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 4072; and that the Senate concur in the further House amendment,-- **came from the House, and was read.**
The rules were suspended, on motion of Mr. Finegold, and the report was considered forthwith.
After remarks, the question on acceptance of the report of the committee of conference was determined by a call of the yeas and nays, at nineteen minutes before two o'clock P.M., on motion of Mr. Finegold, as follows, to wit *(38 yeas – 0 nays)* **[Yeas and Nays No. 302]**:

YEAS.

Barrett, Michael J.	Kennedy, Thomas P.
Brewer, Stephen M.	Lewis, Jason M.
Brownsberger, William N.	Lovely, Joan B.
Candaras, Gale D.	McGee, Thomas M.
Chandler, Harriette L.	Montigny, Mark C.
Chang-Diaz, Sonia	Moore, Michael O.
Creem, Cynthia Stone	Moore, Richard T.
DiDomenico, Sal N.	Murray, Therese
Donnelly, Kenneth J.	O'Connor Ives, Kathleen
Donoghue, Eileen M.	Pacheco, Marc R.
Downing, Benjamin B.	Petruccelli, Anthony
Eldridge, James B.	Rodrigues, Michael J.

Finegold, Barry R.	Rosenberg, Stanley C.
Forry, Linda Dorcena	Ross, Richard J.
Hedlund, Robert L.	Rush, Michael F.
Humason, Donald F., Jr.	Spilka, Karen E.
Jehlen, Patricia D.	Tarr, Bruce E.
Joyce, Brian A.	Welch, James T.
Keenan, John F.	Wolf, Daniel A. − **38.**

NAYS − 0.

ABSENT OR NOT VOTING.

Flanagan, Jennifer L.	Timilty, James E. − **2.**

The yeas and nays having been completed at sixteen minutes before two o'clock P.M., the report was accepted, in concurrence.

Emergency Preamble Adopted.

An engrossed Bill designating a certain underpass in the town of Mansfield as the Patrolman Walter P. Langley Memorial Underpass (see House, No. 3922, amended), having been certified by the Senate Clerk to be rightly and truly prepared for final passage and containing an emergency preamble,-- **was laid before the Senate; and, a separate vote being taken in accordance with the requirements of Article LXVII of the Amendments to the Constitution, the preamble was adopted in concurrence, by a vote of 24 to 0.**
The bill was signed by the President and sent to the House for enactment.

Engrossed Bills.

The following engrossed bills (the first of which originated in the Senate), having been certified by the Senate Clerk to be rightly and truly prepared for final passage, were severally passed to be enacted and were signed by the President and laid before the Governor for his approbation, to wit:
Providing for sewer commissioners in the town of Wareham (see Senate, No. 1856);
Relative to the filing deadline for residential exemptions, personal exemptions and tax deferrals in the city of Boston (see House, No. 2603); and
Relative to the powers of the Boston Fair Housing Commission (see House, No. 3625).

Reports of Committees.

By Mr. Rosenberg, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Kathleen O'Connor Ives and Diana DiZoglio for legislation to establish a sick leave bank for Richard Bravoco, an employee of the Department of Correction.
Senate Rule 36 was suspended, on motion of Ms. O'Connor Ives, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Public Service.
Sent to the House for concurrence.

Mr. Rosenberg, for the committee on Ethics and Rules, reported that the following matter be placed in the Orders of the Day for the next session:
The Senate Bill creating the Cape and Islands Property Insurance Commission (Senate, No. 980).
There being no objection, the rules were suspended, on motion of Mr. Wolf, and the bill was read a second time.

Pending the question on ordering the bill to a third reading, Mr. Wolf moved that the bill be amended by substituting a resolve entitled "Resolve creating the Cape and Islands Property Insurance Commission" (Senate, No. 2144).
The amendment was adopted.
The resolve (Senate, No. 2144) was then ordered to a third reading, read a third time and passed to be engrossed.
Sent to the House for concurrence.

By Mr. Brewer, for the committee on Ways and Means, that the House Bill authorizing the Department of Fish and Game to exchange a parcel of land in the town of Grafton in return for the conveyance of other property in the same town (House, No. 3775, amended),-- ought to pass, with amendments striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 2145; by striking out the emergency preamble and inserting in place thereof the following emergency preamble:
"Whereas, The deferred operation of this act would tend to defeat its purpose, which is to authorize forthwith the department of fish and game to acquire certain parcels of land in the town of Grafton from the Grafton Water District, therefore, it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience."; and by striking out the title and inserting in place thereof the following title: "An Act authorizing the Department of Fish and Game to acquire certain parcels of land in the town of Grafton from the Grafton Water District";
There being no objection, the rules were suspended, on motion of Mr. Michael O. Moore, and the bill was read a second time and was amended, as recommended by the committee on Ways and Means.
The bill, as amended, was then ordered to a third reading, read a third time and passed to be engrossed, in concurrence, with the amendments.
Sent to the House for concurrence in the amendments.

By Mr. Brewer, for the committee on Ways and Means, that the House Bill releasing certain land in Dracut from operation of an agricultural preservation restriction (House, No. 3800),-- ought to pass, with an amendment striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 2145; by striking out the emergency preamble and inserting in place thereof the following emergency preamble:
"Whereas, The deferred operation of this act would tend to defeat its purpose, which is to release forthwith certain land in the town of Dracut from the operation of an agricultural preservation restriction, therefore, it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience."; and by striking out the title and inserting in place thereof the following title: "An Act releasing certain land in the town of Dracut from the operation of an agricultural preservation restriction ";
There being no objection, the rules were suspended, on motion of Mr. Finegold, and the bill was read a second time and was amended, as recommended by the committee on Ways and Means.
The bill, as amended, was then ordered to a third reading, read a third time and passed to be engrossed, in concurrence, with the amendments.
Sent to the House for concurrence in the amendments.

PAPER FROM THE HOUSE

Order Adopted.

The following House Order (approved by the committees on Rules of the two branches, acting concurrently) was considered forthwith, as follows:
Ordered, that notwithstanding the provisions of Joint Rule 10, the committee on Education shall be granted until Friday, June 27, 2014, within which time to make its final report on current Senate documents numbered 216, 217, 220, 222, 224, 233, 243, 252, 259, 263, 269, 273, and 1957, and House documents numbered 331, 332, 334, 336, 354, 355, 359, 360, 361, 379, 384, 386, 390, 424, 445, 448, 463, 474, 480, 492, 493, 499, 502, 511, 516, 3287, 3291, 3306, 3421, and 3941.
The rules were suspended, on motion of Ms. Chang-Diaz, and the order was considered forthwith; and, after remarks, was adopted, in concurrence.

Orders of the Day.

The Orders of the Day were considered, as follows:

Bills
Relative to advisory questions on ballots in the city of Newton (House, No. 3457);
Authorizing the town of Conway to continue the employment of Robert Baker and Ronald Hawkes (House, No. 3876);
Authorizing the town of Danvers to grant additional licensees for the sale of alcoholic beverages (House, No. 4052, amended); and
Authorizing the town of Danvers to grant additional licensees for the sale of alcoholic beverages (House, No. 4053);
Were severally read a second time and ordered to a third reading.

The Senate Bill relative to the board of health in the city of Worcester (Senate, No. 2065),-- **was read a second time and ordered to a third reading. The rules were suspended, on motion of Ms. Chandler, and the bill was read a third time and**

passed to be engrossed.
Sent to the House for concurrence.

The Senate Bill providing for recall elections in the town of Lancaster (Senate, No. 2040, changed),-- was read a second time and ordered to a third reading.
Pending the question on ordering the bill to a third reading, Ms. Flanagan presented an amendment in section 4, by striking out, in line 28, the words "town clerk" and inserting in place thereof the following words:- "board of registrars"; and by adding the following section:-
"SECTION 10. This act shall take effect upon its passage."
The amendment was adopted.
The bill (Senate, No. 2040, changed and amended) was then ordered to a third reading. The rules were suspended, at the request of Ms. Flanagan, and the bill was then read a third time and passed to be engrossed.
Sent to the House for concurrence.

PAPERS FROM THE HOUSE.

Petitions were severally referred, in concurrence, as follows, to wit:
Petition (accompanied by bill, House, No. 4084) of Garrett J. Bradley relative to parole hearings for persons convicted of second degree murder;
Under suspension of Joint Rule 12, to the committee on the Judiciary.
Petition (accompanied by bill, House, No. 4085) of James R. Miceli for legislation to authorize the Division of Capital Asset Management and Maintenance to lease a certain parcel of land to Strongwater Farm Therapeutic Equestrian Center, Inc.;
Under suspension of Joint Rule 12, to the committee on State Administration and Regulatory Oversight.

A Bill making appropriations for the fiscal year 2014 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 4081,-- on House, No. 4049, in part),**--was read.**
There being no objection, the rules were suspended, on motion of Mr. Brewer, and the bill was read a second time.
At five minutes past two o'clock P.M., Mr. Tarr doubted the presence of a quorum. The President determined that a quorum was not in attendance, then directed the Sergeant-at-Arms to secure the presence of a quorum.
Subsequently, at six minutes past two o'clock P.M., a quorum was declared present.

Pending the question on ordering the bill to a third reading Messrs. Tarr, Hedlund, Ross, and Humason moved to amend the bill by in section 23 by striking "2014." in line 191 and inserting in place thereof the following:- "2014; provided, however, that no funds may be expended on an exchange website under The Patient Protection and Affordable Care Act, Pub. L. 111-148 & 111-152, until the commonwealth, by and through the governor or the governor's designee formally requests a federal waiver under Sections 1321(e) and 1332 of the Act to return to the Health Connector Exchange established by chapter 58 of the acts of 2006. All negotiations with any federal agency concerning this waiver shall be conducted in consultation with the house and senate chairs and ranking minority members of the joint committee on health care financing. The governor, or the governor's designee shall file a detailed report describing the waiver application and waivers received, along with all documentation, including, but not limited to, all related written and verbal responses from the department of health and human services, with the clerks of the senate and house not later than December 31, 2014. The governor shall report monthly to the joint committee on health care financing and the house and senate committees on ways and means on the status of the waiver request under this section."
After remarks, the question on adoption of the amendment was determined by a call of the yeas and nays, at twenty-four minutes past two o'clock P.M., on motion of Mr. Tarr, as follows to wit *(yeas 4 -- nays 33)* **[Yeas and Nays No. 303]**:

YEAS.

Hedlund, Robert L.	Ross, Richard J.
Humason, Donald F., Jr.	Tarr, Bruce E. **− 4.**

NAYS.

Barrett, Michael J.	Kennedy, Thomas P.
Brewer, Stephen M.	Lewis, Jason M.

Brownsberger, William N.	Lovely, Joan B.
Candaras, Gale D.	McGee, Thomas M.
Chandler, Harriette L.	Montigny, Mark C.
Chang-Diaz, Sonia	Moore, Michael O.
Creem, Cynthia Stone	Moore, Richard T.
DiDomenico, Sal N.	O'Connor Ives, Kathleen
Donnelly, Kenneth J.	Pacheco, Marc R.
Donoghue, Eileen M.	Petruccelli, Anthony
Downing, Benjamin B.	Rodrigues, Michael J.
Eldridge, James B.	Rosenberg, Stanley C.
Finegold, Barry R.	Rush, Michael F.
Forry, Linda Dorcena	Spilka, Karen E.
Jehlen, Patricia D.	Welch, James T.
Joyce, Brian A.	Wolf, Daniel A. – **33.**
Keenan, John F.	

ABSENT OR NOT VOTING.

Flanagan, Jennifer L.	Timilty, James E. – **2.**

The yeas and nays having been completed at twenty-seven minutes past two o'clock P.M., the amendment was *rejected.*

Mr. Brewer moved that the bill be amended by striking out sections 6A to 25, inclusive, and inserting in place thereof the following 16 sections:-

"SECTION 7. Item 4800-0015 of section 2 of chapter 38 of the acts of 2013 is hereby amended by striking out, in lines 140 to 144, inclusive, the words 'between items 4800-0038, 4800-0040 and 4800-0041 for services only, as necessary, under an allocation plan, which shall detail, by object class, the distribution of the funds to be transferred and no transfers shall be made for administrative costs' and inserting in place thereof the following words:- among items 4800-0038, 4800-0040, 4800-0041, and 4800-0015; provided further, that the commissioner may transfer funds from items 4800-0038, 4800-0040, 4800-0041 and 4800-0015 to item 4800-1100.

SECTION 8. Item 7002-0012 of said section 2 of said chapter 38 is hereby amended by striking out, in line 8, the words 'through September 1, 2014' and inserting in place thereof the following words:- for programs or activities during the summer months.

SECTION 9. Item 7009-6400 of said section 2 of said chapter 38 is hereby amended by striking out, in lines 54 and 55, the words 'through August 31, 2014 to allow for summer programming' and inserting in place thereof the following words:- for programs or activities during the summer months.

SECTION 10. Item 7009-9600 of said section 2 of said chapter 38 is hereby amended by striking out, in lines 73 and 74, the words ‘through August 31, 2014’ and inserting in place thereof the following words:- for programs or activities during the summer months.
SECTION 11. Item 7027-1004 of said section 2 of said chapter 38 is hereby amended by striking out, in lines 20 and 21, the words ‘through August 31, 2014’ and inserting in place thereof the following words:- for programs or activities during the summer months.
SECTION 12. Item 7035-0035 of said section 2 of said chapter 38 is hereby amended by striking out, in lines 29 and 30, the words ‘through August 31, 2014 to allow for summer programming’ and inserting in place thereof the following words:- for programs or activities during the summer months.
SECTION 13. Item 7061-9404 of said section 2 of said chapter 38 is hereby amended by striking out, in lines 30 and 31, the words ‘through August 31, 2014 to allow for summer remediation programs’ and inserting in place thereof the following words:- for programs or activities during the summer months.
SECTION 14. Item 7061-9408 of said section 2 of said chapter 38 is hereby amended by striking out, in lines 58 and 59, the words ‘through August 31, 2014, to allow for intervention and school and district improvement planning in the summer months’ and inserting in place thereof the following words:- for programs or activities during the summer months.
SECTION 15. Item 7061-9412 of said section 2 of said chapter 38 is hereby amended by striking out, in lines 36 and 37, the words ‘through August 31, 2014 to allow for planning and implementation during the summer months’ and inserting in place thereof the following words:- for programs or activities during the summer months.
SECTION 16. Item 7061-9611 of said section 2 of said chapter 38 is hereby amended by striking out, in lines 40 and 41, the words ‘through August 31, 2014 to allow for implementation of said programs during the summer months’ and inserting in place thereof the following words:- for programs or activities during the summer months.
SECTION 17. Item 7061-9804 of said section 2 of said chapter 38 is hereby amended by striking out, in line 20, the words ‘through August 31, 2014’ and inserting in place thereof the following words:- for programs or activities during the summer months.
SECTION 18. Item 7066-0025 of said section 2 of said chapter 38 is hereby amended by striking out, in line 28, the words ‘through August 31, 2014’ and inserting in place thereof the following words:- for programs or activities during the summer months.
SECTION 19. Item 7066-0040 of said section 2 of said chapter 38 is hereby amended by striking out, in lines 15 and 16, the words ‘through August 31, 2014 to allow for summer programming’ and inserting in place thereof the following words:- for programs or activities during the summer months.
SECTION 20. The salary adjustments and other economic benefits authorized by the collective bargaining agreement between the Middlesex sheriff and Teamsters Local 122 shall be effective for the purpose of section 7 of chapter 150E of the General Laws.
SECTION 21. (a) Upon certification by the executive office for administration and finance, an amount of not more than $65,000,000 equal to federal financial participation funds received shall be deposited in the Commonwealth Care Trust Fund established in section 2OOO of chapter 29 of the General Laws. To accommodate the timing of federal revenue receipts after June 30, 2014 amounts that would be collected during the fiscal year 2014 accounts receivable period shall be deposited in the fund on a projected basis on June 15, 2014.
(b) The Commonwealth Care Trust Fund need not be required to be in balance at the close of fiscal year 2014 but shall be in balance at the close of fiscal year 2015.
SECTION 22. (a) Notwithstanding chapter 334 of the acts of 1996 or any other general or special law to the contrary, control and custody of the Dr. William A. Hinton State Laboratory at the State Laboratory Institute located in the Jamaica Plain section of the city of Boston shall be transferred from the University of Massachusetts to the division of capital asset management and maintenance on July 1, 2014. Upon such transfer, the division may assign the use of space within the property to state agencies and may make expenditures and perform maintenance for the property that it considers reasonable and appropriate.
(b) Upon the transfer required in subsection (a), employees of the University of Massachusetts Medical School engaged in the maintenance and security of the Dr. William A. Hinton State Laboratory at the State Laboratory Institute shall be transferred to the division of capital asset management and maintenance. The personnel administrator in the human resources division, in consultation with the division of capital asset management and maintenance, shall complete a study of job titles of the former University of Massachusetts Medical School employees at the laboratory. The personnel administrator, in consultation with the division, shall determine the appropriate commonwealth job titles for former employees of the University of Massachusetts Medical School who are transferred to the division under this section. Employees transferred to the division pursuant to this section shall be placed in job titles as determined by the personnel administrator and shall be paid wages and receive benefits consistent with the collective bargaining agreement governing those job titles. No transfer under this section shall impair the civil service status of a transferred employee who immediately before the effective date of that transfer either held a permanent appointment in a position classified under chapter 31 of the General Laws or had tenure in a position by reason of section 9A of chapter 30 of the General Laws.”
The amendment was adopted.
After remarks, the bill, as amended, was then ordered to a third reading, read a third time and passed to be engrossed, in concurrence, with the amendment.
Sent to the House for concurrence in the amendment.

The Senate Bill restoring the minimum wage and providing unemployment insurance reforms (Senate, No. 2123, amended),--
came from the House passed to be engrossed, in concurrence, with an amendment striking out all after the enacting clause and inserting in place thereof the text of House document numbered 4079; and by striking out the title and inserting in place thereof the following title: "An Act relative to workforce reform".
On motion of Mr. Brewer, the rules were suspended; and on further motion of the same Senator, the Senate NON-concurred in the House amendments and asked for a committee of conference on the disagreeing votes of the two branches.
Senators Brewer, Wolf and Humason were appointed to the committee on the part of the Senate.
The bill was returned to the House endorsed accordingly.

Order Adopted.

On motion of Mr. Tarr,--

Ordered, That when the Senate adjourns today, it adjourn to meet again on Monday next at eleven o'clock A.M., and that the Clerk be directed to dispense with the printing of a calendar.

Moment of Silence.

At the request of the President, the members, guests and staff stood in a moment of silence and reflection to the memory of Joe "Sarge" Komola .

Adjourn In Memory of Joe "Sarge" Komola

The Senator from Essex and Middlesex, Mr. Tarr, and the Senator from Plymouth and Norfolk, Mr. Hedlund, moved that when the Senate adjourns today, it do so in memory of former us Army First Sergeant and Massachusetts Motorcycle Association member Joe "Sarge" Komola.

Joe "Sarge" Komola, died on February 25, 2014 at the age of 73 in Waltham following a long illness.

Most knew "Sarge" as a member of the Massachusetts Motorcycle Association, which also deeply mourns his passing with everlasting gratitude for his service to our country and motorcyclists' rights causes.

With over 40 years Active Duty and Reserve time with the US Army, "Sarge" still managed to accumulate approximately 17,000 miles per year on a bike until recent health issues slowed him down. A motorcycle enthusiast for more than 30 years, "Sarge" became a tireless fighter for motorcyclists' rights and safety. Beginning as Middlesex County Representative, "Sarge" held numerous positions with the MMA including District I Representative, District I Manager, Director of Safety and Awareness, and Vice Chairman. "Sarge" also served as the State Representative for the Motorcycle Riders Foundation based in Washington, D.C., and remained active in their regional and national conferences.

"Sarge" was a permanent fixture at the Massachusetts State House during his tenure with the MMA and was the only one who had his own "personal" motorcycle parking space reserved just for him. He knew everyone on the "hill", and everyone knew "Sarge".

In 2011, in recognition for his long and tireless commitments to the riders of the Commonwealth, "Sarge" was awarded the MMA's highest award, the Brian Clark Lifetime Achievement Award. Overcome with emotion, "Sarge" briefly commented, "this has been my life's passion – to serve others."

Without question, "Sarge" always had the best interests of the riders of this state in his heart and worked tirelessly to defend their right to ride free and safely. He is sorely missed by all. Even when his health no longer allowed him to attend MMA Board meetings; and do the things he used to, he insisted on being involved in some manner. Elected unanimously by the MMA Board of Directors to serve as the MMA's Statewide Sergeant-At-Arms, "Sarge" continued to hold that position until his passing. "Sarge" will forever be in our hearts.

"Sarge" is survived by his daughters, Kelly Komola and Jennifer Komola, and his grandchildren, Cadence, Victoria and Anthony.

Accordingly, as a mark of respect in memory of Joe "Sarge" Komola, at twenty-one minutes before three o'clock P.M., on motion of Ms. Forry, the Senate adjourned to meet again on Monday next at eleven o'clock A.M.