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, July 10, 2014.

Met at two minutes past one o'clock P.M. (Mr. Richard T. Moore in the Chair).

Distinguished Guests.

There being no objection, the President handed the gavel to Mr. Joyce for the purpose of an introduction. Mr. Joyce then introduced, in the rear of the Chamber, Rosa Angelica Colón from Milton. Rosa was recognized for being the 2014 Ms. Wheelchair Massachusetts and is a current member of the Boston Chapter of Spinal Cord Injury after suffering a motor vehicle accident on April 1, 2000, which left her confined to a wheelchair. Rosa is an Assistant Clerk-Magistrate for the Boston Municipal Court at the West Roxbury Division. Prior to joining the Trial Court, she served as a Chemical Abuse Specialist for the Justice Program at the Dimock Community Health Center and also as a Probation Officer at the West Roxbury Division. The Senate applauded her accomplishments and she withdrew from the Chamber. She was accompanied by her niece, Christa Colón and the Clerk Magistrate of West Roxbury Sean Murphy.

There being no objection, the President handed the gavel to Mr. Joyce for the purpose of an introduction. Mr. Joyce then introduced, in the rear of the Chamber, his niece Madeline Joyce. Madeline is a graduate of Middlebury College in Vermont with a Bachelor of Arts in Economics. She was a four year starter on the Middlebury College Women's Ice Hockey Team and was elected Captain by her teammates her senior year. Madeline also studied at the Universidad De Belgrano in Buenos Aires, Argentina in the Cultural and Language Immersion Program. The Senate welcomed her with applause and she withdrew from the Chamber.

There being no objection, the President handed the gavel to Mr. Brewer for the purpose of an introduction. Mr. Brewer then introduced, in the rear of the Chamber, State Representative from Oregon Brad Witt. Brad was raised in Barre, Massachusetts where he worked in a local saw mill to pay his way through college at the University of Massachusetts Amherst. Following graduation, Brad moved to Oregon seeking employment opportunities and began working in Oregon's timber mills while he earned a Master's Degree in Labor Relations at the University of Oregon. In 2005 Brad was elected to the Oregon House of Representatives where he has used his labor experience to fight for strong wages and secure protections for family health and welfare, retirement and safer working conditions. The Senate welcomed him with applause and he withdrew from the Chamber.

There being no objection, the President handed the gavel to Mr. Brewer for the purpose of an introduction. Mr. Brewer then introduced, in the rear of the Chamber Eric Carlson. Eric is the building manager for Vanderweil Engineers in Boston. Vanderweil Engineers is an MEP, technology services, and power engineering firm dedicated to providing value-added services. The Senate welcomed him with applause and he withdrew from the Chamber.

There being no objection, the President handed the gavel to Mr. Humason for the purpose of an introduction. Mr. Humason then introduced, in the rear of the Chamber, Rick Barry of Westfield. Rick is the Vice President of the Volleyball Hall of Fame in Holyoke. He was visiting the State House after recent legislation had passed naming volleyball the official sport of the Commonwealth. The Senate welcomed him with applause and he withdrew from the Chamber.

There being no objection, the President handed the gavel to Mr. Ross for the purpose of an introduction. Mr. Ross then introduced, in the rear of the Chamber, Trish Hegarty of Needham. Trish was recognized for being one of the finalists on the past season of the reality television show Survivor. She was one of the most successful women in the show's history, overcoming immense physical and mental obstacles and showed great leadership, collaboration and perseverance. The Senate applauded her accomplishments and she withdrew from the Chamber.

Petitions.

Petitions were severally presented and referred, as follows:
By Mr. Brewer, a petition (accompanied by bill, Senate, No. 2135) of Stephen M. Brewer, Denise Andrews and Anne M. Gobi (by vote of the town) for legislation relative to the financial condition of the town of Templeton [Local approval received]; and
By Mr. Tarr, a petition (accompanied by bill, Senate, No. 2256) of Bruce E. Tarr and Bradford Hill (by vote of the town) for legislation relative to the town charter for the town of Ipswich [Local approval received];
Severally under Senate Rule 20, to the committee on Municipalities and Regional Government.
Severally sent to the House for concurrence.

Reports of Committees.

By Mr. Petruccelli, for the committee on Financial Services, on Senate Nos. 448 and 1912, a Bill to improve safety at Automated Teller Machines (Senate, No. 2251) (Senator Joyce dissenting);
Read and, under Joint Rule 29, referred to the committees on Rules of the two branches, acting concurrently.

By Mr. Brownsberger, for the committee on the Judiciary, on petition (accompanied by bill Senate, No. 681), a Bill to regulate notaries public to protect consumers and the validity and effectiveness of recorded instruments (Senate, No. 2252); and
By Mr. Lewis, for the committee on Public Service, on petition, a Bill to establish a sick leave bank for Jose Portalatin, an employee of the Department of Correction (Senate, No. 2221);
Severally read and, under Senate Rule 27, referred to the committee on Ways and Means.

Committees Discharged.

Mr. Rosenberg, for the committees on Rules of the two branches, acting concurrently, reported, asking to be discharged from further consideration of the Senate Bill to establish a special commission to identify, preserve and commemorate historic roadways in Massachusetts (Senate, No. 2112),-- and recommending that the same be referred to the committee on Ethics and Rules;
Under Senate Rule 36, the report was considered forthwith and accepted.

There being no objection, at three minutes past one o'clock P.M, the Chair (Mr. Richard T. Moore) declared a recess subject to the call of the Chair; and, at twenty-six minutes before three 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.

PAPERS FROM THE HOUSE

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:
Relative to the police department of the University of Massachusetts (see Senate, No. 2045, amended); and
Establishing a district to operate a regional public safety communications and dispatch center for the city of Revere and the town of Winthrop (see House, No. 3936).

Reports of Committees.

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 relative to robotic surgery in the Commonwealth (Senate, No. 1069) (the committee on Health Care Financing recommending that the bill be amended in line 27, by striking out the word " 2014" and inserting in place thereof " 2015").
There being no objection, the rules were suspended, on motion of Mr. Richard T. Moore, and the bill was read a second time.
The pending amendment, previously recommended by the committee on Health Care Financing was considered; and it was *rejected.*
The bill was then ordered to a third reading and read a third time.
Mr. Downing, for the committee on Bills in the Third Reading, reported, recommending that the bill be amended by substituting a resolve entitled " Resolve providing for an investigation and study by a special commission relative to robotic surgery in the Commonwealth" (Senate, No. 2261).
The report was accepted.
The resolve (Senate, No. 2261) was then passed to be engrossed.
Sent to the House for concurrence.

By Mr. Brewer, that the House Bill establishing a sick leave bank for Mariange Robert, an employee of the Department of Correction (House, No. 4203, amended),-- ought to pass.
There being no objection, the rules were suspended, on motion of Mr. Brewer, and the bill was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence.

Orders of the Day.

The Orders of the Day were considered as follows:
Bills
Authorizing the town of Sunderland to continue the employment of James P. Bielunis as a call firefighter (Senate, No. 2131);
Relative to the acceptance of Paper Mill Road as a public way in the city of Westfield (Senate, No. 2169);
Exempting the position of deputy chief of police in the town of Natick from the civil service law (House, No. 3552);
Authorizing the appointment of special police officers in the city of Barnstable (House, No. 3643);
Filling vacancies in ward seats of the city council and school committee by special election in the city of Springfield (House, No. 3696);
Relative to the term of the mayor of the city of Salem (House, No. 3915);
Increasing the number of licenses for the sale of all alcoholic beverages in the town of Easton (House, No. 4198); and
Relative to the compensation of the Soldier's Memorial Commission in the city of Holyoke (House, No. 4247);
Were severally read a second time and ordered to a third reading.

The Senate Bill fueling job creation through energy efficiency (Senate, No. 177),-- was read a second time.
Pending the question on adoption of the Ways and Means amendment, and pending the main question on ordering the bill to a third reading, Mr. Brewer moved that the proposed new draft be amendment in line 176, by striking out the word " small" .
The amendment was adopted.
The pending Ways and Means new draft, as amended, was then considered; and it was adopted.
The bill (Senate, No. 2255, amended) was then ordered to a third reading and read a third time.
After remarks, the question on passing the bill to be engrossed was determined by a call of the yeas and nays, at three minutes before three o'clock, P.M., on motion of Mr. Joyce, as follows, to wit (yeas 38 -- nays 0) **[Yeas and Nays No. 399]:**

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.
DiDomenico, Sal N.	Moore, Richard T.
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.
Flanagan, Jennifer L.	Ross, Richard J.
Forry, Linda Dorcena	Rush, Michael F.
Hedlund, Robert L.	Spilka, Karen E.
Humason, Donald F., Jr.	Tarr, Bruce E.
Jehlen, Patricia D.	Timilty, James E.
Joyce, Brian A.	Welch, James T.
Keenan, John F.	Wolf, Daniel A. − **38.**

NAYS − 0.

ABSENT OR NOT VOTING.

Creem, Cynthia Stone − **1.**

The yeas and nays having been completed at one minute past three o'clock, P.M., the bill was passed to be engrossed. Sent to the House for concurrence.

The Senate Bill relative to uniform adult guardianship and protective proceedings jurisdiction (Senate, No. 2165),-- was read a second time and was amended, as recommended by the committee on Ways and Means, substituting a new draft with the same title (Senate, No. 2249).
The bill (Senate, No. 2249) was then ordered to a third reading and read a third time.
After remarks, the question on passing the bill to be engrossed was determined by a call of the yeas and nays, at ten minutes past three o'clock, P.M., on motion of Ms. Candaras, as follows, to wit (yeas 39 -- nays 0) **[Yeas and Nays No. 400]:**

YEAS.

Barrett, Michael J.	Lewis, Jason M.
Brewer, Stephen M.	Lovely, Joan B.
Brownsberger, William N.	McGee, Thomas M.
Candaras, Gale D.	Montigny, Mark C.
Chandler, Harriette L.	Moore, Michael O.

Chang-Diaz, Sonia	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.
Flanagan, Jennifer L.	Ross, Richard J.
Forry, Linda Dorcena	Rush, Michael F.
Hedlund, Robert L.	Spilka, Karen E.
Humason, Donald F., Jr.	Tarr, Bruce E.
Jehlen, Patricia D.	Timilty, James E.
Joyce, Brian A.	Welch, James T.
Keenan, John F.	Wolf, Daniel A. − **39.**
Kennedy, Thomas P.	

NAYS − 0.

ABSENT OR NOT VOTING.

Creem, Cynthia Stone − **1.**

The yeas and nays having been completed at thirteen minutes past three o'clock, P.M., the bill was passed to be engrossed. Sent to the House for concurrence.

The House Bill providing for the preservation and improvement of land, parks and clean energy in the Commonwealth (House, No. 4150),-- was read a second time.
Pending the question on adoption of the proposed Ways and Means new text (Senate, No. 2250), pending the question on adoption of the proposed Bonding, Capital Expenditures and State Asset new text (Senate, No. 2242), and pending the main question on ordering the bill to a third reading, the following amendments to the proposed Ways and Means new text were considered, as follows:
Mr. Hedlund moved to amend the proposed new text in section 2, in item 2800-7107, by inserting the following:- "; provided further, that $1,400,000 shall be expended to replace the Bound Brook culverts under Beechwood Street in the town of Cohasset;".

The amendment was *rejected*.
Mr. Hedlund moved to amend the proposed new text in section 2A, in item 2000-7028, by inserting the following:- "; provided further, that $1,000,000 shall be expended for the reconstrcution of the Jacobs Pond Dam with fish ladder in the town of Norwell;".
The amendment was *rejected.*
Mr. Hedlund moved to amend the proposed new text in section 2B, in item 2840-7024, by inserting the following:- "; provided further, that a memorial bench be constructed and placed in Webb Memorial State Park in the Town of Weymouth in memory of WWII veteran and former Park Commissioner Robert J. McKinnon, Sr.;".
The amendment was *rejected.*
Mr. Hedlund moved to amend the proposed new text in section 2A, in item 2000-7028, by inserting the following:- "provided further, that $650,000 shall be expended for the study, design permitting and restoration of the Temple Street and Chandler Pond Dams and cranberry bog sluiceways and the removal of the Chandler Pond Dam in the towns of Duxbury and Marshfield;".
The amendment was *rejected.*
Mr. Hedlund moved to amend the proposed new text in section 2B, in item 2000-7062, by inserting the following:- "; provided further, that $500,000 shall be expended to the town of Duxbury for the dredging of Duxbury Harbor and to ensure that there is a safe and efficient evacuation channel;".
The amendment was *rejected*.
Mr. Hedlund moved to amend the proposed new text in section 2G, in item 2000-7026, by inserting the following:- "provided further, that $3,000,000 shall be expended for repair and improvements to existing seawalls located along the Whitney, Kimball, Barnes and Steamboat Wharves in the town of Hingham;".
The amendment was *rejected*.
Mr. Hedlund moved to amend the proposed new text in section 2B, in item 2000-7062, by inserting the following:- "; provided further, that $5,200,000 shall be expended for dredging the North and South River and relocating the dredged material to the 4th Cliff Air Force Recreation Area in the towns of Marshfield and Scituate to provide critical habitat for endangered bird species, improved coastal resiliency and beach nourishment;".
The amendment was adopted.
Mr. Hedlund moved to amend the proposed new text in section 2, in item 2200-7021, by inserting the following:- "; provided further, that $431,456 shall be expended for stormwater management efforts along the Crooked Meadow River, Weir River, Hingham Bay, Hull Bay, Hingham Harbor, Accord Brook, and Back River and water quality monitoring in the town of Hingham, including the delineation of drainage catchments to stormwater outfalls, field assessments, water quality sampling, and planning for a Municipal Separate Storm Sewer System using best management practices to address impairments and comply with federal and state requirements;".
The amendment was *rejected*.
Mr. Hedlund moved to amend the proposed new text in section 2G, in item 2000-7026, by inserting the following:- "; provided further, that $1,200,000 shall be expended to repair the Nantasket Avenue Seawall between Stoney Beach and Point Allerton in the town of Hull;".
The amendment was *rejected*.
Mr. Hedlund moved to amend the proposed new text in section 2A, in item 2000-7028, by inserting the following:- "; provided further, that $1,335,000 shall be expended to construct fish ladder, reservoir elevation and sewer installation in the town of Scituate;".
The amendment was *rejected*.
Mr. Hedlund moved to amend the proposed new text in section 2G, in item 2000-7026, by inserting the following:- "; provided further, that $2,000,000 shall be expended to improve and raise seawalls located along Cohasset Harbor in the town of Cohasset;".
The amendment was *rejected*.
Mr. Hedlund moved to amend the proposed new text in section 2B, in item 2300-7024, by inserting the following:- "; provided further, that $1,500,000 shall be expended for the removal of invasive aquatic species from Treat Pond in the town of Cohasset;".
The amendment was *rejected*.
Mr. Hedlund moved to amend the proposed new text in section 2B, in item 2300-7024, by inserting the following:- "; provided further, that $1,500,000 shall be expended for the removal of invasive aquatic species from Lily Pond and the Aaron River Reservoir in the town of Cohasset;".
The amendment was *rejected*.
Mr. Hedlund moved to amend the proposed new text in section 2C, in item 2890-7035, by inserting the following:- "; provided further, that $4,714,285 shall be expended to reconstruct and resurface Nantasket avenue from Kenberma street to Spring street in the town of Hull;".
The amendment was *rejected*.
Mr. Hedlund moved to amend the proposed new text in section 2, in item 2200-7021, by inserting the following:- "; provided further, that $3,471,000 shall be expended for design, engineering, permitting, closure and monitoring of the town landfill, and construction of a municipal transfer station on the same site in the town of Hull;".
The amendment was *rejected*.
Mr. Hedlund moved to amend the proposed new text in section 2, in item 2800-7107, by inserting the following:- "; provided further, that $165,000 shall be expended for the reinstatement of the United States Geological Survey Stream Gauge in the Weir

River at Leavitt Street in the town of Hingham for a period of 10 years;".
The amendment was *rejected*.
Mr. Hedlund moved to amend the proposed new text in section 2D, in item 9300-7918, by inserting the following:- "; provided further, that $500,000 shall be expended for the development and installation of a solar energy farm on the town landfill in the town of Hingham;".
The amendment was *rejected*.
Mr. Hedlund moved to amend the proposed new text in section 2C, in item 2890-7035, by inserting the following:- "; provided further, that $500,000 shall be expended for partial reimbursement for the construction of a pedestrian/bike trail in Miller Woods Conservation in the town of Norwell;".
The amendment was *rejected*.
Mr. Brownsberger moved to amend the proposed new text in section 2B, in item 2840-7024 by striking the figure $100,000,000 and inserting in place thereof the figure $100,750,000; and by adding the following words at the end thereof:-" provided further, that $750,000 shall be expended for design, and repair of the Dartmouth Street Comfort Station on the Esplanade in the Lower Charles River Basin in the City of Boston;" .
The amendment was *rejected*.
Mr. Hedlund moved to amend the proposed new text in section 2C, in item 2890-7035, by inserting the following:- "; provided further, that $100,000 shall be expended for construction of a pathway from water department land on Bay Path Lane in the town of Norwell to Queen Anne's Lane in the town of Hingham;".
The amendment was *rejected*.
Mr. Hedlund moved to amend the proposed new text in section 2C, in item 2890-7035, by inserting the following:- "; provided further, that $800,000 shall be expended for construction of a sidewalk on Main Street from Hanover Lane to Central Street in the town of Norwell;".
The amendment was *rejected*.
Mr. Michael O. Moore moved to amend the proposed new text in section 2D, in item 9300-7918, by adding the following words:- " ; provided further, that $200,000 shall be expended for heating and air conditioning system upgrades to the Auburn Town Hall" .
After remarks, the amendment was adopted.
Mr. Michael O. Moore moved to amend the proposed new text in section 2B, in item 2840-7024, by adding the following words:- " provided further, that $250,000 shall be expended for improvements to Dean Park in the town of Shrewsbury" .
The amendment was adopted.
Messrs. Michael O. Moore and Pacheco moved to amend the proposed new text in section 2B, in item 2300-7020, by striking out the figure " $20,000,000" and inserting in place thereof the following figure:- " 30,000,000" .
The amendment was *rejected*.
Ms. Spilka moved to amend the proposed new text in section 2B, in item 2000-7057, by inserting at the end thereof the following:- " provided further that $4,000,000 shall be expended for the planning, acquisition, design, and construction of multi-use recreational trails in the Town of Ashland" ; and in section 2C, in item 2890-7035, by inserting at the end thereof the following:- "provided further that $1,000,000 shall be expended to acquire and increase public access to open space in the town of Medway including, but not limited to, the construction of improvements and facilities that increase the accessibility of walking trails and outdoor programming for children with special needs" .
The amendment was adopted.
Ms. Jehlen moved to amend the proposed new text in section 2, item 2200-7021, by inserting at the end thereof the following:- " provided further, that $2,000,000 shall be expended for a grant program to incentivize the use of green technologies" ; and in section 2B, item 2840-7024, by inserting at the end thereof the following:- "provided further, that $2,750,000 shall be expended for maintenance and improvements to the Condon Shell and surrounding park on the Mystic Valley Parkway in Medford and for pedestrian improvements on the Mystic Valley Parkway".
After remarks, the amendment was adopted.
Ms. Jehlen moved to amend the proposed new text in section 2C, item 2890-7035, by inserting at the end thereof the following:- " provided further, that $5,000,000 shall be expended to monitor and report on combined sewer overflows" .
The amendment was *rejected*.
Ms. Jehlen moved to amend the proposed new text in section 2B, item 2840-7024, by inserting at the end thereof the following:- " provided further, that $2,500,000 shall be expended for maintenance and improvements to the Condon Shell and the surrounding park in Medford; provided further, that $250,000 shall be expended for pedestrian improvements on Mystic Valley Parkway in Medford" .
The amendment was *rejected*.
Ms. Jehlen moved to amend the proposed new text in section 2B, item 2840-7024, by inserting at the end thereof the following:- " provided further, that $100,000 shall be expended for the restoration of the historic brick and limestone walls at Lowell Memorial Park in Cambridge" .
The amendment was *rejected*.
Ms. Jehlen moved to amend the proposed new text in section 2A, in item 2000-7058, by inserting at the end thereof the following:- " provided further, that $9,000,000 shall be expended as a grant to the town of Belmont for the purpose of placing the Silver Maple Forest, also known as the Belmont Uplands, into conservancy" .
The amendment was *rejected*.

Ms. Jehlen moved to amend the proposed new text in section 2, in line item 2840-7027, by striking the figure " $10,000,000" , and inserting in place thereof, the figure:- " $15,000,000" .
After remarks, the amendment was adopted.
Mr. Brownsberger moved to amend the proposed new text in section 2, in item 2800-7032, by striking the figures "24,000,000" and inserting in place thereof "$33,000,000".
After remarks, the amendment was adopted.
Ms. Chandler moved to amend the proposed new text in section 2, in item 2800-7027, by adding at the end thereof the following: "provided further, the department of conservation and recreation, in conjunction with the Central Massachusetts Regional Planning Commission, shall conduct a study on the feasibility to repair and reuse an abandoned property, located in Princeton, under the ownership of the department known as the Superintendent's House; provided further that the study shall evaluate the feasibility to repair and reuse said abandoned property to create a historical, outdoor recreation, cultural, or natural learning center and investigate potential public and private partnerships for funding a repair project; provided further, that not more than $50,000 be expended for the feasibility study for the Superintendent's House"; and by striking out the figures "$50,000,000" and inserting in place thereof the figures "$50,050,000"; and in section 2B, in item 2000-7057, by adding at the end thereof the following: "provided that $3,000,000 shall be expended for a study to assess the feasibility, economic benefits, traffic and community impacts, project costs, and to create design plans and construction documents, for the proposal to reopen and reestablish a section of the historic Blackstone Canal as a park in the city of Worcester, and to include related costs for engineering, and an assessment and plan to reconfigure the city's sewer system affected by the project"; and by striking out the figures "$80,000,000" and inserting in place thereof the figures "83,000,000".
After remarks, the amendment was adopted.
Mr. Tarr, Ms. Donoghue and Mr. Finegold moved to amend the proposed new text in section 2, by inserting after 2200-7029, the following item:
"xxxx-xxxx For a program to be administered by the commissioner of the department of environmental protection to provide matching grants to cities, towns and other public entities for 50 percent of the cost to purchase and install Level 2 and Level 3 electric vehicle charging stations; provided that a city or town or other public entity may match said grant with funds from other sources, including but not limited to, alternative compliance funds, federal grants or private contributions; provided further, that priority in the awarding of grants shall be given to meeting the needs of electric vehicle consumers; and, provided further, such grants shall be made available in a total amount of $2,000,000 annually for five years …… $10,000,000".
The amendment was *rejected*.
Mr. Rush moved to amend the proposed new text by inserting after section 34, the following new section:-
" SECTION XX. SECTION 1. Notwithstanding any general or special law to the contrary, the Massachusetts department of transportation shall immediately take by eminent domain under chapter 79 of the General Laws that portion of Brook street as laid out in Norfolk county in the town of Norwood which comprises the public way which traverses Willett Pond, including the fee interest in and to the earthen dam, spillway and attendant structures known as the Willet Pond Dam, and the permanent easement interest in and to the abutments to the extent necessary to properly complete construction, for all purposes consistent with the emergency rehabilitation and repair of same for the safety of the public.
SECTION 2. The department shall undertake and fund all necessary and immediate repairs required to rehabilitate Brook street and dam on behalf of the county.
SECTION 3. Notwithstanding any general or special law to the contrary, no permit shall be required from any state or local agency or body in order to effectuate the necessary and immediate repairs contemplated by this act.
SECTION 4. Notwithstanding said chapter 79, no appraisal of damages shall be required before any taking by eminent domain for the purposes of this act. Any appraisals required for the purposes of this act shall be undertaken and funded by the department."
The amendment was *rejected*.
Mr. Rush moved to amend the proposed new text by inserting, after section 34, the following new section:-
"SECTION XX. Notwithstanding any general or special law, rule or regulation to the contrary, no development, with the exception of existing public infrastructure uses on, adjacent to or in close proximity therewith, shall be permitted within 1000 feet of that portion of Town of Norwood, the so-called Fowl Meadow, or any land abutting Fowl Meadow which development shall negatively impact this unique area encompassing upland open meadows, pristine wetlands and mature woods. Negative impact shall be determined to be a change of grade, re-routing or changing water flow, draining wetlands or altering the topography such that rare and/or endangered species shall not have the ability to inhabit two or more of the portions of the unique areas named herein."
The amendment was *rejected*.
Mr. Rush moved to amend the proposed new text in section 2, in item 2000-7057 by adding at the end thereof the following:- " provided further that not less than $500,000 shall be expended roadway safety improvements to state owned land located at the intersection of Walter Street and Center Street in the Roslindale section of the city of Boston" .
The amendment was *rejected*.
Mr. Tarr and Ms. O'Connor Ives moved to amend the proposed new text in section 2, in item 2800-7107, in line 143, by inserting after the word "Falmouth;" the following:- "provided further, that $3,000,000 shall be expended for the purchase of at least 750,000 cubic feet of soil suitable for near shore placement in the towns of Newbury and Salisbury and the city of Newburyport" .

After remarks, the amendment was adopted.
Mr. Tarr moved to amend the proposed new text by inserting after section__, the following three sections:-
" SECTION AA. Notwithstanding sections 32 to 37, inclusive, of chapter 7C of the General Laws or any general or special law to the contrary, the commissioner of capital asset management and maintenance shall convey 11 certain parcels of state-owned land in the Town of Middleton, to the Middleton Conservation Commission, for the long term protection and enjoyment of the residents of the Town. The parcels are located at: 1.) ± 5.53 acres contained on Bk 5659 Pg 699 Plan Bk 1970 Plan 5 at the Southern Essex Registry of Deeds; 2.) ± 3.4 acres contained on Bk 5659 Pg 700 Plan Bk 1970 Plan 5 at the Southern Essex Registry of Deeds; 3.) ±2.62 acres contained on BK 6598 Pg 1 at the Southern Essex Registry of Deeds; 4.) ± 11.68 acres contained on Bk 6614 Pg 610, No plan of record at the Southern Essex Registry of Deeds; 5.) ± 0.9 acres contained on Bk 6487 Pg 717 at the Southern Essex Registry of Deeds; 6.) ±.25 acres contained on Bk 5737 Pg 138 Plan Bk 1970 Plan 522 at the Southern Essex Registry of Deeds; 7.) ± 12.9 acres contained on Bk 5736 Pg 574 Plan Bk 118 Plan 45 at the Southern Essex Registry of Deeds; 8.) ± 20.7 acres contained on Bk 5659 Pg 701 Plan Bk 1155 Plan 86 at the Southern Essex Registry of Deeds; 9.) ± 11.7 acres contained on Bk 5718 Pg 52 Plan Bk 117 Plan 77 at the Southern Essex Registry of Deeds; 10.) ± 2.58 acres contained on Bk 6363 Pg 385 Plan Bk 143 Plan 87 at the Southern Essex Registry of Deeds; 11.) ± 6.89 acres contained on Bk 6157 Pg 98 at the Southern Essex Registry of Deeds; 12.) ± 10.02 acres contained on Bk 6066 Pg 445 Plan Bk 130 Pl 3 at the Southern Essex Registry of Deeds; 13.) ± 10.47 acres contained on Bk 5935 Pg 65 Plan Bk 124 Pl 83 at the Southern Essex Registry of Deeds; 14.) ± 5.40 acres contained on Bk 5824 Pg 166 Plan Bk 121 Plan 16 at the Southern Essex Registry of Deeds; 15.) ± 3.68 acres contained on Bk 7727 Pg 299 at the Southern Essex Registry of Deeds; and 16.) ± 1.19 acres contained on Bk 574 Pg 451 at the Southern Essex Registry of Deeds. The use of the parcel to be conveyed to the Town shall be restricted to use for conservation purposes in the town of Middleton. This parcel shall be conveyed by deed without warranties or representations by the commonwealth.
SECTION BB. The consideration for the parcels transferred by SECTION AA shall be nominal, as determined by the commissioner of capital asset management and maintenance, but not to exceed the amount that the division of capital asset management and maintenance paid to acquire the parcel.
SECTION CC. Notwithstanding any general or special law to the contrary, the town of Middleton shall be responsible for all costs and expenses of the transaction authorized in this act as determined by the commissioner of capital asset management and maintenance including, but not limited to, the costs of any engineering, surveys, appraisals, title examinations, recording fees and deed preparation related to the conveyance of the parcel and all costs, liabilities and expenses of any nature and kind for its ownership. The town of Middleton shall acquire the property therein in its present condition."
The amendment was adopted.
Ms. Chandler and Mr. Michael O. Moore moved to amend the proposed new text in section 2B, in item 2000-7057, by adding at the end thereof the following: "provided that $3,000,000 shall be expended for a study to assess the feasibility, economic benefits, traffic and community impacts, project costs, and to create design plans and construction documents, for the proposal to reopen and reestablish a section of the historic Blackstone Canal as a park in the city of Worcester, and to include related costs for engineering, and an assessment and plan to reconfigure the city's sewer system affected by the project"; and by striking out the figures "$80,000,000" and inserting in place thereof the figures "83,000,000".
The amendment was *rejected*.
Mr. Downing moved to amend the proposed new text in line 2840-7024 by inserting at the end thereof the following:- " provided further, that $5,000,000 shall be expended for the construction of the Greylock Glen Outdoor Center in the town of Adams; provided further that funds shall be shall be expended for the improvement and expansion of historic Wahconah Park in the city of Pittsfield" .
After remarks, the amendment was adopted.
Mr. Rush moved to amend the proposed new text in section 2, in item 2840-7024, by adding at the end thereof the following:- " provided further, that $800,000 shall be expended for the development of a regional indoor ice skating rink and recreation center in the town of Norwood" .
The amendment was *rejected*.
Mr. Tarr moved to amend the proposed new text by inserting, in section 2, in item 2800-7107, after the word "Falmouth;" in line 143 the following:- "provided further, that $300,000 shall be expended for the replacement of an undersized culvert on Brook Street in the town of North Andover".
The amendment was *rejected*.
Mr. Tarr moved to amend the proposed new text in section 2G, by striking out in item 2000-7026 the following words:-"provided further, that funds shall be expended for design, repair and reconstruction for the Long Beach seawall in the town of Rockport" and inserting in place thereof the following:- "provided further, that at least $7,000,000 shall be expanded for design, repair and reconstruction for the Long Beach seawall in the town of Rockport".
The amendment was *rejected*.
Mr. Rodrigues moved to amend the proposed new text in section 2B, in line item 2000-7055, by adding at the end thereof the following: - " provided further, that $4,750,000 shall be expended for a flood management study of the Assawompset Pond Complex that is part of the Taunton River Watershed, comprising of the towns of Freetown, Lakeville, Middleborough, Rochester and the cities of New Bedford and Taunton, including, but not limited to, an analysis of existing conditions and recommendations for flood management and mitigation, ecological sustainability and river flow improvements, and as relating to the water flows of the Nemasket River into the Taunton River and related water storage and flooding issues of Assawompsett Pond and Long Pond, provided that any unexpended funds of said study shall be made available for implementation of

recommended flood management and mitigation measures; and provided further, that not less than $250,000 shall be expended for the continued operation of the shellfish propagation program in Westport" .
After remarks, the amendment was adopted.
Mr. Tarr moved to amend the proposed new text by inserting in section 2B, in item 2000-7057, after the word "Spencer;" in line 505, the following:- "provided, that not more than $600,000 shall be expended in the town of Groveland for the acquisition of necessary property rights and the planning, design and construction of Veterans' Memorial Park, as an extension of Elm Park, for the purpose of providing open space, public access to the Merrimack River, and parking in support thereof".
After remarks, the amendment was adopted.
Messrs. Petruccelli and Brownsberger moved to amend the proposed new text in section 2B, in item 2000-7057, by inserting after the word " Springfield" the following: - " ; provided further that $1,000,000 shall be expended for the renovation of Parkman Plaza in the Boston Common in the City of Boston" ; and in section 2A, in item 1100-2510, by adding at the end thereof the following:- "provided further, that $4,000,000 shall be expended for the design, permitting and construction, including pertinent dredging for the reintroduction of an ocean pier at the Revere Beach Reservation"; and in said item 1100-2510, by striking out the figures "$125,000,000" and inserting in place thereof the figures "$128,000,000".
After remarks, the amendment was adopted.
Mr. Tarr moved to amend the proposed new text by inserting in section 2, in item 2200-7021, after the word "source;" in line 68, the following:- "provided further, that $35,000 shall be expended for a study for the purpose of performing a cost/benefit analysis of providing a centralized wastewater treatment system to the downtown area in the town of Georgetown".
The amendment was *rejected*.
Mr. Tarr moved to amend the proposed new text in section 2, in item 2800-7107, by adding at the end thereof the following: "provided further that $500,000 shall be expended for the purpose of providing a 25 per cent matching fund for a Federal Emergency Management Agency (FEMA) grant for mitigation of sea level rise on Jeffrey's Neck Road in the town of Ipswich".
The amendment was *rejected*.
Mr. Tarr and Ms. Lovely moved to amend the proposed new text by inserting in section 2, in item 2800-7107, after the word "Falmouth;" in line 143, the following:- "provided further, that $200,000 shall be expended for the repair and reconstruction of a culvert on Hull Street in the town of Wenham" .
The amendment was adopted.
Mr. Wolf moved to amend the proposed new text by adding the following new section:-
"SECTION __. Notwithstanding the provisions of Chapter 518 of the Acts of 1991, as amended by Chapter 255 of the Acts of 1994, or any general or special law to the contrary, the Division of Capital Asset Management and Maintenance, in consultation with the Department of Conservation and Recreation, may extend the expiration date of all provisions of the existing lease, as amended, to August 31, 2049, such that all provisions of the lease have the same expiration date. Such authorization shall be in lieu of and not in addition to any existing options to extend the lease."
After remarks, the amendment was adopted.
Mr. Tarr moved to amend the proposed new text by inserting in section 2, in item 2200-7021, after the word "source;" in line 68, the following:- "provided further, that $3,000,000 shall be expended for the Ipswich Power Plant in the town of Ipswich to transition to new high efficiency engines".
The amendment was *rejected*.
Mr. Wolf moved to amend the proposed new text in section 2, in item 2200-7021 by adding at the end thereof the following: " provided further, that $4,500,000 shall be expended for investment in water quality restoration of degraded estuarine habitat for projects deemed consistent with a current area-wide water resources management plan adopted under section 208 of the federal Clean Water Act; provided that this funding shall be used to fund pilot projects that test innovative and green wastewater management technologies and approaches, including but not limited to Constructed Wetlands, Hydroponic Treatment, Phytoirrigation and Phytobuffers, Stormwater:Bioretention / Soil Media Filters, Stormwater: Constructed Wetlands, Aquaculture / Shellfish, Phytoremediation, Permeable Reactive Barriers (PRBs),Fertigation Wells, 'Toilets:Composting', 'Toilets:Incinerating','Toilets:Packaging', 'Toilets:Urine Diverting', Fertilizer Management, Stormwater BMPs, Inlet / Culvert Widening, Restoration of Coastal Habitats, Floating Islands, Pond and Estuary Circulators, Surface Water Remediation Wetlands, Innovative/Alternative (I/A) System, Innovative/Alternative (I/A) Enhanced Systems, Effluent Disposal - Soil Absorption System (SAS), Effluent Disposal - Injection Well, Effluent Disposal - Wick Well, Next Generation On-site System Technologies, Small Scale MBR, On-Site Grey Water Treatment, Digester and Combined Heat Power Unit, Switch from Fuels that Deliver Nitrogen to Watersheds, Commercial Disposal, Dewater and Haul to Landfill, Composting, Incineration, Lime Stabilization, Digestion, Thermal Drying, Drying and Gasificatio; provided further that this funding shall be used to provide financing for projects required to achieve DEP established Total Maximum Daily Loads in the event that the piloting of an innovative technology fails to achieve TMDL compliance; and provided further that this funding shall be used to install sustainable technologies, including but not limited to co-digestion, resource recovery, organic waste treatment and cogeneration, at wastewater treatment facilities that address regional needs consistent with the 208 plan referenced above;" ; and in said section 2, in item 2890-7035 by adding at the end thereof the following: " provided further, that $500,000 shall be expended to realign Wills Work Road in South Cape Beach State Park in the Town of Mashpee" .
After remarks, the amendment was adopted.
Mr. Rosenberg moved to amend the proposed new text by inserting in section 2, in line 2200-7021, the following: "provided further, that not less than $150,000 shall be expended for drainage and other town common improvements in the town of Royalston; provided further, that funds from this item may be expended for water line and water quality improvements" ; and by

inserting, in said section 2, in item 2840-7024, the following: "provided further, that not less than $100,000 shall be expended for the expansion of and certain improvements to the town forest in the town of Warwick".
The amendment was adopted.
Messrs. Rosenberg and Finegold moved to amend the proposed new text by inserting in section 2, in line 2000-7051, the following: "provided further, that not less than $50,000 shall be expended to the Clean Energy Center to develop a pilot, with Co-op Power, Inc. of Hatfield, for locally owned and controlled community shared solar projects".
The amendment was *rejected*.
Mr. Rosenberg moved to amend the proposed new text by inserting in section 2, in item 2200-7021, the following: "provided further, that funds from this item may be expended for water line and water quality improvements in the town of Hadley".
The amendment was *rejected*.
Mr. Rosenberg moved to amend the proposed new text by inserting in section 2, in item 2800-7107, the following: "provided further, that not less than $300,000 shall be expended for dredging and the creation a pond in the town of Leverett".
The amendment was *rejected*.
Mr. Rosenberg moved to amend the proposed new text by inserting in section 2, in line 2200-7021, the following: "provided further, that not less than $150,000 shall be expended for drainage and other town common improvements in the town of Royalston".
The amendment was *rejected*.
Mr. Rosenberg moved to amend the proposed new text by inserting in section 2, in item 2840-7024, the following: "provided further, that not less than $100,000 shall be expended for the expansion of and certain improvements to the town forest in the town of Warwick" .
The amendment was *rejected*.
Ms. Candaras and Mr. Welch moved to amend the proposed new text in section 2B, in item 2000-7061, by inserting at the end thereof the following:- "provided further, that $875,000 shall be expended for 2011 tornado related tree replanting in the city of Springfield" ; in section 2A, in item 2000-7028, by striking out the figure " $21,400,000" and inserting in place thereof the following figure:- " $25,525,000" ; and by inserting at the end thereof the following:- " provided further that $4,125,000 shall be expended on dams in the city of Springfield" . After remarks, the amendment was adopted.
Ms. Candaras and Mr. Welch moved to amend the proposed new text in section 2A, in item 2000-7028, by striking out the figure " $21,400,000" and inserting in place thereof the following figure:- " $27,000,000" ; and by inserting at the end thereof the following:- " provided further that $5,600,000 shall be expended on dams in the city of Springfield" .
The amendment was *rejected*.
Ms. Candaras and Mr. Welch moved to amend the proposed new text in section 2B, in item 2000-7057, by inserting at the end thereof the following:- " provided further, that $800,000 shall be expended for the installation of traffic control signals and other related safety improvements, at the Parker Street vehicle entrance to Greenleaf Park in the city of Springfield" .
The amendment was *rejected*.
Ms. Candaras moved to amend the proposed new text in section 2, in item 2200-7021, by inserting at the end thereof the following:- " provided further that $3,000,000 shall be expended for a water and sewer treatment facility in the town of Granby" .
The amendment was *rejected*.
Mr. Tarr moved to amend the proposed new text by inserting in section 2, in item 2200-7021, after the word "source;" in line 68, the following:- "provided further, that $600,000 shall be expended to purchase and install oxidation catalysts and emissions monitoring equipment for eight existing dual fueled engines used to generate electricity at the Ipswich Power Plant in the town of Ipswich".
The amendment was *rejected*.
Mr. Keenan moved to amend the proposed new text in section 2, in item 2800-7107, by adding at the end thereof the following:- " ; and provided further, that $3,500,000 shall be expended for the alteration of the Squantum Point Park Pier and breakwater to be Americans with Disabilities Act compliant in the city of Quincy" ; and in section 2B, in item 2840-7024, by adding at the end thereof the following:- " ; and provided further, that $300,000 shall be expended for improvements to the municipal golf course in the town of Braintree" .
After remarks, the amendment was adopted.
Ms. Chang-Diaz moved to amend the proposed new text in section 2B, in item 2000-7057, by inserting after the word " Springfield" the following: - " ; provided further that $100,000 shall be expended for repairs to park pathways and entrances of Franklin Park in the City of Boston" .
After remarks, the amendment was adopted.
Messrs. McGee and Keenan and Ms. Forry moved to amend the proposed new text in section 2B, in item 2840-7024, line 711, by striking the word " funds" and inserting in place thereof the following:- " no less than $20,000,000" .
The amendment was *rejected*.
Messrs. McGee and Keenan and Ms. Forry moved to amend the proposed new text in section 2B, in item 2840-7024, line 715, by striking the word " funds" and inserting in place thereof the following:- " $20,000,000" .
The amendment was *rejected*.
Mr. McGee moved to amend the proposed new text in section 2, in item 2800-7107, by adding at the end thereof the following:- " provided further, that $1,750,000 shall be expended for the design, permitting and construction, including pertinent dredging, for the first phase of a river walk along the Saugus river waterfront near route 107 in the town of Saugus" .
After remarks, the amendment was adopted.

Mr. Keenan moved to amend the proposed new text in section 2, in item 2800-7108, by striking out the figure " $20,000,000" and inserting in place thereof the following figure:- " $30,000,000" .
The amendment was *rejected*.
Mr. Wolf moved to amend the proposed new text by adding the following new sections:-
"SECTION __. Chapter 21 as so appearing in the 2012 Official Edition is hereby amended by striking subsection (1) of section 27 and inserting in place thereof:
(1) Encourage or require the adoption and execution by cities and towns, districts, commissions, authorities, and other public agencies, and industries and other users of the waters of the commonwealth, and by cooperative groups of municipalities and industries, of plans for the prevention, control and abatement of water pollution.
SECTION __. Section 43 of said chapter 21 is hereby further amended by striking subsections (7) and (8) and inserting in place thereof:
(7) Every permit shall specify effluent limitations, interim and final deadlines where appropriate for compliance, the term for which the permit is issued, which may not be in excess of twenty years, as prescribed by the director by regulation for each category of permits, and such requirements of proper operation and maintenance, monitoring, sampling, recording, reporting, and inspection as the director may prescribe. Permits may specify additional requirements, including technical controls and other components of treatment works to be constructed or installed, and provisions for insuring payments of user charges, which the director deems necessary to safeguard the quality of the receiving waters or to comply with pertinent provisions of the laws of the commonwealth or of federal law.
(8) A permit for a discharge to publicly owned treatment works shall require any user to comply with pretreatment standards and other safeguards which the director may require to prevent excessive or improper waste loadings. With the approval of the director, a municipality individually or acting in concert with other municipalities, a district, commission, authority or other public agency operating treatment works may administer, in whole or in part, the system of permits that shall regulate discharges to those works.
SECTION __. Said chapter 21 is hereby further amended by striking section 28(b) and inserting in place thereof:
(b) Within ninety days of receipt by any city council or town council of a proposal by the division, approved by the commission, or within ninety days of receipt by the municipality of an approval of an area-wide waste treatment management plan update under section 208 of the Federal Clean Water Act that includes one or more proposed water pollution abatement districts as the designated area-wide waste treatment management agency or agencies for such town or towns that a water pollution abatement district which includes such city be established, said city or town council shall consider said proposal and indicate its approval or disapproval by voting by yeas and nays upon a question in substantially the following form:—'Shall there be established a water pollution abatement district as recommended by the division of water pollution control and approved by the water resources commission, to include the city (cities) of (herein name of city or cities so proposed for inclusion) and the town (towns) of (herein name of town or towns proposed for inclusion in part) and the construction, acquisition, extension, improvement, maintenance and operation of a system of water pollution abatement facilities by the said district in accordance with the provisions of chapter twenty-one of the General Laws?'. Within ninety days of receipt by the selectmen of any town of a proposal by the division, approved by the commission, that a water pollution abatement district which includes such town or a part of such town be established, or within ninety days of receipt by the selectmen of any town of an approval of an area-wide waste treatment management plan update under section 208 of the Federal Clean Water Act that includes one or more proposed water pollution abatement districts as the designated area-wide waste treatment management agency or agencies for such town or towns, said selectmen shall cause to be presented for determination by vote, with printed ballots at an annual town meeting or a special town meeting called for the purpose, the question of approving said proposal, which question shall be in substantially the form set forth above. If the proposed district includes a part or parts of a town, the said selectmen or town council shall call a special meeting or for the purpose of approving the proposal at which only registered voters resident in that part or parts of the town proposed to be included in the district may vote. The warrant for such meeting posted in not less than two public places in said part or parts of the town at least seven days before the day of the meeting and the moderator of the town shall preside at such meeting and the town clerk shall keep the records thereof. Whenever within said ninety days each city and town or part thereof proposed for inclusion in said district shall have indicated its approval of the proposed district by vote in the affirmative on said question in the manner described in this subsection, the district shall be deemed to be established. In the event that the city or town or designated parts thereof proposed by the division for inclusion in a district fails to vote in the affirmative on said question within the ninety day period, the director shall conduct a public hearing. Upon completion of said hearing, the director may, upon finding that the creation of said district is necessary for the prompt and efficient abatement of water pollution, and with the approval of the water resources commission, declare the mandatory formation of the district.
SECTION __. Subsection (c) of section 28 of said chapter 21 is hereby further amended by striking paragraph 2 and inserting in place thereof:
In the event that the enlargement or consolidation involves a district formed mandatorily as provided in subsection (b), the director shall conduct a public hearing. Upon completion of the hearing, the director may, upon finding that the formation of said district is necessary for the prompt and efficient abatement of water pollution, and with the approval of the water resources commission, declare the enlargement or consolidation on the part of such district.
SECTION __. Said chapter 21 is hereby further amended by striking section 30 and inserting in place thereof:
Section 30. A district commission (1) may act by a majority vote of the full commission, (2) shall adopt by-laws and regulations for the conduct of its affairs, (3) shall adopt a name and a corporate seal, (4) may sue and be sued, (5) may enter into contracts, (6) may incur expenses in order to carry out its purposes, (7) may issue bonds and notes as hereinafter provided, (8) may acquire,

dispose of and encumber real and personal property for the purposes of the district, (9) may manage, control and supervise abatement facilities, (10) may construct, acquire, improve and maintain and operate abatement facilities, (11) may exercise the power of eminent domain under chapter seventy-nine, (12) shall provide revenue to carry out the purposes of the district, in accordance with sections thirty-five and thirty-six, (13) may apply for, accept and receive financial assistance from the federal government and from the commonwealth, and (14) shall apply for and hold permits issued by the department of environmental protection, and any other federal or state regulatory agency, required for those facilities and operations necessary to prevent, control or abate water pollution.

A district commission may lay out, construct, maintain and operate a system or systems of common sewers and main drains in public or private ways for a part or the whole of its territory as they adjudge necessary for the public convenience or the public health with such connections and other works as may be required for a system or systems of sewerage and drainage, stormwater treatment and disposal, and sewage treatment and disposal, including but not limited to the so-called alternative wastewater treatment techniques approved or permitted by the Department of Environmental Protection and proposed as part of an approved area-wide wastewater management plan adopted under Section 208 of the federal Clean Water Act. Such works for sewage treatment and disposal may include any wastewater treatment facility for treating, neutralizing or stabilizing sewage including treatment or disposal plants; the necessary intercepting, outfall and outlet sewers; pumping stations integral to such facilities; and equipment and appurtenances related to the foregoing, as well as the facilities or structures or other measures for alternative wastewater management treatment techniques. The works for drainage may include a stormwater treatment facility or measure of treating, or removing sediment or contaminants from, stormwater discharges. For the purposes of this chapter the word 'sewage' shall mean wastewater from homes, public buildings, commercial or industrial establishments, or any combination thereof, and shall include any surface or ground water that may be present therein. For the purposes of this chapter, the word 'stormwater' shall mean surface runoff from precipitation.

A district commission may install and maintain, in any public or private way therein where sanitary sewers are constructed, such connecting sewers within the limits of such way as may be necessary to connect any estate which abuts upon the way.

No act shall be done except in the making of surveys, reports and other preliminary investigations, until the plan for said system or systems of sewerage and sewage treatment and disposal has been approved by the department of environmental protection.

A district commission may acquire, install, operate, maintain, remove, repair or replace any septic system located within its district.

A district commission may take by eminent domain under chapter seventy-nine, or acquire by purchase or otherwise, any lands, rights of way or easements, public or private, in said district, necessary for accomplishing any purpose mentioned in this section, and may construct such sewers or drains under or over any bridge, railroad, railway, or public way, or within the location of any railroad, and may enter upon and dig up any private land, public way or railroad location, for the purpose of laying such sewers or drains and of maintaining and repairing the same, and may do any other thing proper or necessary for the purpose of this section; provided that they shall not take in fee any land of a railroad corporation, and that they shall not enter upon or construct any sewer or drain within the location of any railroad corporation except at such time and in such manner as they may agree upon with such corporation, or, in case of failure to agree, as may be approved by the department of telecommunications and energy. Any person injured in his property by such action may recover damages from such district under chapter seventy-nine.

A district commission may make contracts with, or may go to aid any other city, town, commission or district with regard to the operation, repair and maintenance of the physical properties of its system or systems of sewers and drains. Members of such districts while in the performance of their duties under such contracts or in extending such aid shall have the same immunities and privileges as if performing the same work in their respective cities, towns, commissions, and districts. Any city, town, commission or district aided under this section shall compensate any district rendering aid as aforesaid, for such aid and for the whole or any part of any damage to its property sustained in the course of rendering such aid. Any contracts under this section may be for a period not exceeding twenty years.

SECTION __. Section 42 of said chapter 21 is hereby amended by adding the words 'or twenty-seven' after the words 'under section 43'.

SECTION __. Subsection (10) of section 27 of said chapter 21 is hereby amended by adding the words 'watershed based' after the words 'river basin'."

After remarks, the amendment was adopted.

Mr. Wolf moved to amend the proposed new text in section 2, in item 2200-7035 by adding at the end thereof the following: " provided further, that $500,000 shall be expended to realign Wills Work Road in South Cape Beach State Park in the Town of Mashpee" .

The amendment was *rejected*.

Ms. Candaras moved to amend the proposed new text in section 2A, in item 2200-7021, by inserting at the end thereof the following:- " provided further, that $250,000 shall be expended for improvements to pump stations in Wilbraham" .

The amendment was *rejected*.

Ms. Creem and Mr. Ross moved to amend the proposed new text by inserting after section 34, the following new section:-

" SECTION XX. Chapter 79 of the Acts of 2014 is hereby amended by striking 'provided further, that $1,000,000 shall be expended for the planning, design, construction and any other associated costs for transportation improvements at the intersection of state highway route 9, Worcester street, and Kingsbury street in the town of Wellesley' the second time it appears, and inserting in place thereof the following:- 'provided further, that not less than $1,000,000 shall be expended for the planning, design, construction, and any other associated costs for traffic mitigation work along Route 9 and Weston Road attributable to the development of 900 Worcester Street in the town of Wellesley'."

After remarks, the amendment was adopted.
Mr. Wolf moved to amend the proposed new text in section 2, in item 2300-7028 by adding at the end thereof the following: " provided further, that $300,000 shall be expended for the Marine Renewable Energy Collaborative, Inc. to conduct the remaining studies to acquire a 5 MW Pilot License for the Muskeget Tidal Project on Martha's Vineyard" .
The amendment was *rejected*.
Ms. O'Connor Ives moved to amend the proposed new text in line item 2200-7023 by adding at the end thereof the following:- " provided further, that not less than $3,000,000 be expended for a landfill fund for the City of Newburyport for maintaining, monitoring, and response to the Crow Lane Landfill to ensure public safety" .
The amendment was adopted.
Mr. Wolf moved to amend the proposed new text in section 2, in item 2800-7107, by adding at the end thereof the following: " provided further, that $11,900,000 shall be expended for testing, planning, design and dredging of the areas of Wellfleet Harbor known as the mooring area and marina" .
The amendment was *rejected*.
Ms. Creem moved to amend the proposed new text in section 2, in item 2800-7107, by inserting after the words "city of Fall River" the following:- "; and provided further, that not less than $3,500,000 shall be expended for the planning, design, construction, and any other associated costs for the construction of a culvert barrier in Wellesley along Route 9 and the Lexington Road intersection"; and, in section 2B, in line item 2000-7062, by inserting at the end thereof the following:- "; provided further, that $150,000 shall be expended for the purpose to improve, manage and protect the water quality in Crystal Lake in the city of Newton, to include, without limitation, the testing for water pollutants, and improvements to reduce pollution and erosion from water-run off near the pond"; and, in section 2C, in item 2890-7035, by inserting at the end thereof the following:-"; provided further, that $250,000 shall be expended for the design and construction of a pedestrian, bicycle and multi-use pathway along the Charles river between route 9 and route 16 in the city of Newton and the improvement of such path to make it an official connector trail between Hemlock Gorge and the Leo J. Martin Golf Course".
The amendment was adopted.
Ms. O'Connor Ives moved to amend the proposed new text in line item 2800-7107 by adding at the end thereof the following:- " provided further, that $1,000,000 shall be expended for the design, permitting, remediation, and reconstruction of the bulkhead wall along the Powwow and Back Rivers at Heritage Park in the City of Amesbury" .
The amendment was *rejected*.
Ms. O'Connor Ives moved to amend the proposed new text in line item 2000-7062 by adding at the end thereof the following:- " provided further, that not less than $75,000 shall be expended to improve water quality and lake restoration at Lake Attitash in the City of Amesbury" .
The amendment was *rejected*.
Mr. Wolf moved to amend the proposed new text in section 2, in item 2800-7107, by adding at the end thereof the following: "provided further, that $1,800,000 shall be expended for the dredging of Rock Harbor in the towns of Orleans and Eastham".
The amendment was *rejected*.
Ms. Creem moved to amend the proposed new text by inserting in section 2B, in item 2840-7024, the following language:- "; provided further, that $2,000,000 shall be provided to extend the existing Charles River Pathway pedestrian/bicycle trail to the Newton Lower Falls Rail Trail in the city of Newton".
The amendment was *rejected*.
Mr. Tarr moved to amend the proposed new text in section 2, by inserting after item 2300-7028, the following item: "2320-0100 For the planning, design and construction of a system of increased floats in Pigeon Cove in the town of Rockport, for the purpose of supporting commercial fishing vessels and increased public access in said cove ..... $100,000".
The amendment was *rejected*.
Mr. Tarr moved to amend the proposed new text in section 2, in item 2200-7021, in line 61, by inserting after the word " Wayland" the following:- " ; and provided further, that environmental police officers, as established by section 10A of chapter 21A of the general laws, may transfer to civil service police departments using the process described by section 35 of chapter 31" .
The amendment was *rejected*.
Mr. Tarr moved to amend the proposed new text by inserting in section 2, in item 2200-7021, after the word "source;" in line 68, the following:- "provided further, that $120,000 shall be expended for a study to identify improvements to the water system in order to provide adequate water supply and pressure to the Route 1 corridor through the town of Ipswich".
The amendment was *rejected*.
Ms. Lovely moved to amend the proposed new text in section 2B, in item 2840-7024, by adding at the end thereof the following: " provided further, that $128,000 shall be expended for trail restoration, aesthetic improvements, and additional signage at Green's Hill Reservation in the city of Beverly; provided further, that $4,700,000 shall be expended for the restoration and redevelopment of an airplane hangar on Winter Island park in the city of Salem" ; and by striking out the figures " $100,000,000" and inserting in place thereof the figures " $104,828,000" ; and in said section 2B, in item 2200-7023, by striking out the words "a parcel of land near".
After remarks, the amendment was adopted.
Ms. Lovely moved to amend the proposed new text in section 2C, in item 2890-7035, by adding at the end thereof the following: " provided further, that $130,000 shall be expended for the design, engineering, and construction of a pedestrian and multi-use pathway in the town of Topsfield" ; and by striking out the figures " $78,000,000" and inserting in place thereof the figures "

$78,130,000" .
The amendment was *rejected*.
Mr. Tarr, Ms. Donoghue and Mr. Finegold moved to amend the proposed new text in section 2A, in item 2200-7023, line 564, by inserting after the word " Salem" the following:- " and provided further, that $5,000,000 shall be expended for a matching grant program to assist municipalities establish curbside or single-source recycling programs; provided further that a municipality may contribute matching funds from either a public or private source" ; in said section 2A, in item 2200-7023, in line 567, by striking the figure " $3,000,000" and inserting in place thereof the following figure:- " $8,000,000" ; and in section 22, line 1097, by striking the figure " $1,348,475,000" and inserting in place thereof the following figure:- " $1,353,475,000" .
The amendment was *rejected*.
Ms. Creem moved to amend the proposed new text in section 2B, in line item 2840-7024, by inserting at the end thereof the following:- "; provided further, that $1,000,000 shall be expended to restore the Recreation road footbridge in Auburndale, connecting Newton to Weston across the Charles river".
The amendment was *rejected*.
Ms. Creem and Mr. Ross moved to amend the proposed new text in section 2B, in item 2000-7051, by inserting after the words "city of Gardner" the following:- "; and provided further, that not less than $1,000,000 shall be expended for the improvement and preservation of the parcel of land known as North 40 located on Weston Road in the town of Wellesley to maximize recreational use while preserving open space".
The amendment was *rejected*.
Mr. Pacheco moved to amend the proposed new text in section 2B, in item 2000-7057, by adding at the end thereof the following: "provided further, that $5,000,000 shall be expended for the purpose to make improvements to the Boyden Park/Conservation Land Acquisition parcel as identified in the 2002 Boyden Park/Conservation Land Master Plan in the city of Taunton".
After remarks, the amendment was adopted.
Mr. Pacheco moved to amend the proposed new text in section 2, in item 2200-7021, by adding at the end thereof the following: "provided further, that not more than $500,000 shall be expended to acquire land for the purpose to protect drinking water well field resources in the town of Dighton".
The amendment was adopted.
Mr. Pacheco moved to amend the proposed new text in section 2, in item 2800-7031, by adding at the end thereof the following: "provided further, that $110,000 shall be expended for the eradication of invasive aquatic weed at Agawam Mill Pond, in the town of Wareham".
The amendment was adopted.
Mr. Pacheco moved to amend the proposed new text in section 2B, in item 2000-7057, by adding at the end thereof the following: "provided further, that $2,000,000 shall be expended for the redevelopment and modernization of Hopewell Park, Memorial Park, Weir Field, and Whittenton Field in city of Taunton, and subject to the provision, that no less than $250,000 shall be expended for such improvement projects at each listed park or field".
The amendment was adopted.
Mr. Pacheco moved to amend the proposed new text in section 2B, in item 2500-7023, by adding at the end thereof the following: "provided further, that not more than $35,000 shall be expended as a grant for increasing the head start capacity and greater separation of animals as part of the bio-security protocol of the Natural Resources Management Program at the Bristol County Agricultural High School in the town of Dighton".
The amendment was *rejected*.
Mr. Tarr moved to amend the proposed new text by inserting in section 2, in item 2800-7032, after the word "recreation" in line 115 the following:- "provided, that $400,000 shall be expended for the restoration of Town Forest on Andover Street in the town of Wilmington".
The amendment was *rejected*.
Mr. Hedlund moved to amend the proposed new text be amended in section 2G, in item 2000-7026, by adding at the end thereof the following: " provided further, that not less than $6,500,000 shall be expended for the maintenance, repairs and reconstruction of seawalls in the town of Weymouth;".
The amendment was *rejected*.
Messrs. Tarr and Wolf, Ms. O'Connor Ives, Messrs. Ross and Joyce moved to amend the proposed new text by inserting after section___, the following new sections:-
"SECTION___. Section 6 (p) (2) of Chapter 62 as appearing in the 2012 official edition is hereby amended by striking in line 739 the number '$50,000' and inserting in place thereof the following number :-'$75,000'.
SECTION__. Section 38AA(b) of Chapter 63 as appearing in the 2012 official edition is hereby amended by striking in line 41 the word 'fifty thousand dollars' and inserting in place thereof the following number:- 'seventy five thousand dollars'."
After remarks, the question on adoption of the amendment was determined by a call of the yeas and nays, at twenty-seven minutes past four o'clock, P.M., on motion of Mr. Brewer, as follows, to wit (yeas 38 -- nays 0) **[Yeas and Nays No. 401]:**

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.
DiDomenico, Sal N.	Moore, Richard T.
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.
Flanagan, Jennifer L.	Ross, Richard J.
Forry, Linda Dorcena	Rush, Michael F.
Hedlund, Robert L.	Spilka, Karen E.
Humason, Donald F., Jr.	Tarr, Bruce E.
Jehlen, Patricia D.	Timilty, James E.
Joyce, Brian A.	Welch, James T.
Keenan, John F.	Wolf, Daniel A. − **38.**

NAYS − 0.

ABSENT OR NOT VOTING.

Creem, Cynthia Stone − **1.**

The yeas and nays having been completed at a half past four o'clock, P.M., the amendment was adopted.
Mr. Tarr moved to amend the proposed new text in section 2, in item 2000-7053, line 12, by inserting after the word " commonwealth" the following:- " and provided further, that the secretary shall file with the clerks of the house and senate, a report on alternative and renewable energy in the commonwealth; said report shall include but not be limited to the following: analyzing the commonwealth's current use and distribution of alternative and renewable energy; assessing the ability of the commonwealth to site and locate additional alternative and renewable energy sources in the commonwealth; and the feasibility and need of importing alternative and renewable energy. Said report shall be filed by December 31, 2014."
The amendment was *rejected*.
Ms. Spilka, Messrs. Barrett and Eldridge and Ms. Creem moved to amend the proposed new text in section 2B, by inserting after item 2000-7057, the following item:-
" 2000-7059 For a program to be administered by the secretary of energy and environmental affairs to provide grants to cities, towns, regional planning agencies and the Massachusetts Water Resources Authority for the planning, design, technical assistance, construction and improvement of aqueduct recreational trails on the Cochituate, Weston, Sudbury and Wachusett aqueducts of the Massachusetts Water Resources Authority and related road crossing locations on municipally-owned land right-of ways, which shall include, but not be limited to, trail crossing safety improvements, access for people with disabilities and directional signage; provided, that not more than $225,000 shall be granted to the metropolitan area planning council for design and technical assistance related to the Cochituate, Weston and Sudbury aqueduct trails; provided further, that not more than $75,000 shall be granted to the Central Massachusetts Regional Planning Commission for design and technical assistance related to Wachusett aqueduct trails; and provided further, that the secretary of energy and environmental affairs shall award not more than $1,700,000 in grants to cities and towns and other public entities for the construction of aqueduct trails and physical improvements on the Weston, Wachusett, Sudbury and Cochituate aqueducts;..... $2,000,000;" .
After remarks, the amendment was adopted.
Mr. Tarr moved to amend the proposed new text by inserting after section __, the following new section:-
"SECTION. __. Notwithstanding any general or special law, rule or regulation to the contrary, there is hereby created a Coastal Endangered Property Acquisition Program, to be administered by the Executive Office of Energy and Environmental Affairs, pursuant to regulations regulated by said office, for the purpose of acquiring properties in the Commonwealth which have experienced or are likely to experience significant damage due to Coastal erosion and flooding, and which are not otherwise eligible for the pre-disaster mitigation and flood mitigation assistance program.
Said program shall have as its principal purposes the mitigation of hazards and losses resulting from erosion and flood, and the implementation of coastal defense and resilience strategies to prevent, mitigate and otherwise address the destructive effects of coastal erosion, flooding and sea level rise. In achieving these purposes, the program shall provide for the utilization of coastal defense mechanisms and strategies on any property so purchased, provided that such mechanisms and strategies are reasonably calculated to produce benefits and minimize environmental harm.
In order to finance said program the Commonwealth shall issue bonds in an amount not to exceed $10 million, provided that no expenditure of funds shall exceed $3 million in any calendar year.
The secretary of said office shall develop a report on the activities of said program which shall include, but not limited to, an itemization and description of any properties and their cost purchased and any defense mechanisms or strategies undertaken on them and their cost, any cost estimates of losses prevented or avoided by the operation of the program, and any other realized or projected benefits or advance consequences of the program. Said report shall be filed not later than December 31 of each year with the clerks if the House and Senate, the Joint Committee on the Environment, Natural resources and Agriculture, and the Secretary of Administration and Finance, and shall also be posted electronically for public review and inspection."
The amendment was *rejected*.
Messrs. Ross and Richard T. Moore moved to amend the proposed new text in section 2B, in item 2000-7051 by inserting at the end thereof the following:- " provided further, that $50,000 shall be expended for costs related to environmental testing at 35 Industrial Road in the town of Wrentham;" ; in section 2, in item 2800-7032 by inserting at the end thereof the following:- " provided further, that $270,000 shall be expended to the town of Millis for flood control projects;" ; and in section 2B in item 2840-7024 by inserting at the end thereof the following:- "provided further, that $1,500,000 shall be expended for the design and construction of improvements to the SNETT trail where it crosses Prospect Street in the city known as the Town of Franklin;".
After remarks, the amendment was adopted.
Ms. Flanagan moved to amend the proposed new text in section 2A, line-item 2000-7028 by inserting the following language: "provided further, that $75,000 shall be expended for the design and construction of safety improvements to the Ashby Compensating Reservoir Dam in the city of Fitchburg;".
After remarks, the amendment was adopted.
Mr. Welch and Ms. Candaras moved to amend the proposed new text in section 2A, in line item 2000-7028, by adding at the end thereof the following:- " ; provided further, that $1,700,000 shall be expended for improvements to the Lower Van Horn Dam in the city of Springfield" ; and in said section 2A, in line item 9300-7918, by adding at the end thereof the following:- " ; provided further that $3,300,000 shall be expended for the installation of energy conservation measures in Springfield including boiler replacement, vending misers, skim traps and motors" .
After remarks, the amendment was adopted.
Mr. Tarr moved to amend the proposed new text in section 2, in item 2800-7107, by adding at the end thereof the following: "provided further that at least $40,000 shall be expended for a pilot assessment of impacts of sea rising and increasing storm severity in the town of Manchester-by-the-Sea".

The amendment was *rejected*.
Mr. Ross moved to amend the proposed new text in section 2A, in item 2000-7028 by inserting at the end thereof the following:- " provided further, that $1,500,000 shall be expended for the cost of rehabilitating the Hoppin Hill Reservoir Dam in the town of North Attleboro;" .
The amendment was *rejected*.
Ms. Flanagan moved to amend the proposed new text in section 2A, line-item 2840-7024 by inserting the following language: "provided further, that $1,500,000 shall be expended for design, improvements and repairs to Crocker Field in the city of Fitchburg;".
After remarks, the amendment was adopted.
Mr. Tarr moved to amend the proposed new text by inserting in section 2, in item 2200-7021, after the word "source;" in line 68, the following:- "provided further, that $1,000,000 shall be expended for the planning, design and construction of wastewater pre-treatment facilities necessary to fish and agricultural processing".
The amendment was *rejected*.
Ms. Candaras moved to amend the proposed new text in section 2A, line 2000-7058, by inserting at the end thereof the following:- " ; provided further, that $500,000 shall be expended for increased public access to the Springfield Reservoir in Ludlow" .
The amendment was *rejected*.
Ms. Chang-Diaz moved to amend the proposed new text in section 2B, in item 2000-7057, by inserting after the word " Springfield" the following:- " ; provided further that $50,000 shall be expended for the development of a master plan for the Harambee Park in the City of Boston" .
The amendment was adopted.
Mr. Ross and Ms. Spilka moved to amend the proposed new text in section 2B, in item 2840-7024 by inserting at the end thereof the following:- " provided further, that $100,000 shall be expended to the Natick Trails Committee to develop and maintain walking trails in the town of Natick" .
The amendment was *rejected*.
Mr. Lewis moved to amend the proposed new text in section 2B, in line item 2840-7024, by adding the following language:- "provided further, that no less than $625,000 will be expended for the development and maintenance of a community gardens along the current MBTA commuter rail and/or tracks running West to East in the City of Malden".
After remarks, the amendment was adopted.
Messrs. Downing, Eldridge and Rodrigues, Ms. Donoghue, Ms. O'Connor Ives and Mr. Montigny moved to amend the proposed new text in line 2500-7011 by striking out the figure " $10,000,000" and inserting in place thereof the following figure:- " $20,000,000" .
The amendment was *rejected*.
Mr. Pacheco moved to amend the proposed new text in section 2A, in item 7100-3000, by adding at the end thereof the following: "provided, that not less than $5,000,000 shall be expended for the creation and development of an Eastern Regional Center for Urban Sustainability at Bristol County Agricultural High School in the town of Dighton"; and in by striking out the figures "$20,000,000" and inserting in place thereof the figures "$25,000,000".
The amendment was adopted.
Mr. Eldridge moved to amend the proposed new text in section 2, in line item 2200-7021, by inserting before the words " for investment in water and air quality protection" the words " provided further, that no less than $5,000,000 shall be expended;" ; and by striking out the figure " $61,000,000" and inserting thereof the figure:- $66,000,000" .
After remarks, the amendment was adopted.
Mr. Pacheco moved to amend the proposed new text in section 2A, in item 2000-7070, by inserting after the words "regional planning agencies to implement such programs; provided further," the following words:- "that fifty percent of"; and by striking out the figure "$10,000,000" and inserting in place thereof the following figure:- "$30,000,000".
The amendment was *rejected*.
Mr. Lewis and Ms. Jehlen moved to amend the proposed new text in section 2B, in line item 2000-7055, by adding the following language:- "provided further, that no less than $2,500,000 shall be expended for the flood mitigation projects in the Aberjona River watershed in the Town of Winchester".
The amendment was adopted.
Mr. Barrett, Ms. Creem, Messrs. Brownsberger and Lewis, Ms. Donoghue, Mr. Eldridge, Ms. Jehlen, Messrs. Finegold, Montigny and Pacheco moved to amend the proposed new text in section 2A, item 2500-7023, by adding at the end thereof the following:- " provided further, that $3,000,000 shall be expended on programs to promote urban agriculture including, but not limited to, grants to municipalities and non-profit organizations to acquire land for urban agriculture, and for related infrastructure, equipment and technical assistance, subject to the requirement that such expenditures benefit recipient communities by promoting community access to locally grown food, job creation, small business development, agricultural training and youth development" ; and by striking out the figure " $11,000,000" and inserting in place thereof the following figure:- " $14,000,000" .
After remarks, the amendment was adopted.
Mr. Ross moved to amend the proposed new text in section 2, in item 2200-7021 by inserting at the end thereof the following:- " provided further, that $1,000,000 shall be expended for the installation of a septic field in the town of Wayland;" .
The amendment was *rejected*.

Mr. Montigny moved to amend the proposed new text in section 2A, in item 6720-1335, by striking the word "funds" and inserting in place thereof the following figure:- "$35,000,000"; in section 2B, in item 2300-7026, by striking out in line 657, the words "funds" and inserting the figure:-"$2,780,000"; and in line 658 striking the words "and construction"; and in said section 2B, in item 2300-7026, by inserting the following words:- "provided further, that $2,220,000 shall be expended for reconstruction of and improvements to Pope's Island Marina in New Bedford Harbor".
After remarks, the amendment was adopted.
Ms. Chang-Diaz, Ms. Donoghue, Mr. Michael O. Moore and Ms. Forry moved to amend the proposed new text by inserting after section XX, the following section:-
" SECTION XX. Chapter 23A of the General Laws is hereby amended by inserting after section 64 the following section:-
Section 65. (a) There shall be, within the department, a dedicated Massachusetts Food Trust Program. The purpose of this program shall be to establish a financing infrastructure that increases access to healthy food options and improves economic opportunities for nutritionally underserved communities in urban, rural and suburban localities across the Commonwealth.
As used in this section, the following words shall have the following meanings unless the context clearly requires otherwise:
'Community development financial institution', a person other than an individual that has a primary mission of promoting community development, that serves an investment area or targeted population, that provides development services and equity investments or loans through an affiliate or a community partnership, that maintains accountability to residents of its investment area or targeted population through representation on its governing board or otherwise and is not an agency or instrumentality of the United States, the commonwealth or any political subdivision of the commonwealth; provided, however, that a subsidiary of a community development financial institution may only qualify as a community development financial institution if its parent company and the subsidiaries of the parent company on a consolidated basis also qualify as community development financial institutions.
'Food opportunity area', a community, or sections of a community of low and moderate income, where the growth of food enterprises would create jobs, attract investment or provide greater access to foods produced in the commonwealth for local residents of low and moderate income. 'Low-income area', a census tract as reported in the most recently completed decennial census published by the United States Census Bureau that has a poverty rate of at least 20 per cent or in which the median family income does not exceed 80 per cent of the greater of the statewide or metropolitan median family income.
'Moderate income area', a census tract in which the median family income is between 81 and 95 per cent of the median family income for the area.
'Underserved community', a low-income and moderate income census tract determined to be an area with low supermarket access by the United States Department of Agriculture as identified in the United States Department of Agriculture's Food Access Research Atlas, through a methodology that has been identified as having low access to a supermarket or grocery store or through a methodology that has been adopted for use by the department of food and agriculture, the department of economic development or another governmental or philanthropic healthy food initiative.
(b) A community development financial institution may develop and implement flexible financing programs, including loans, grants and technical assistance, and enter into external partnerships to raise matching funds; market the programs; evaluate applicants; make award decisions; underwrite loans; and monitor compliance and impact. Activities eligible for assistance shall include, but not be limited to, the development, renovation and expansion of supermarkets; farmers markets; community kitchens; food truck commissaries; indoor and outdoor greenhouses; winter and year-round farmers markets; retail, restaurant and supporting food distribution hub options serving such food opportunity areas as approved by the department, provided that applicants for such projects demonstrate a meaningful commitment to sell fresh, local products; infrastructure for urban and rural based Community Supported Agriculture businesses; and working capital for said projects, which shall include, but not be limited to; equipment and furnishings, workforce training, security and certain pre-development costs.
(c) The community development financial institution shall work with existing state and federal agencies, including the small business capital access program, the United States Department of Treasury, the United States Department of Health and Human Services and the United States Department of Agriculture, regarding financing. To secure grants from private sources, the community development financial institution shall consult with organizations with expertise with food access to analyze market opportunities in underserved communities, conduct outreach and marketing to food retailers and determine the site eligibility of applicants.
(d) The community development financial institution shall work in conjunction with local community colleges and vocational education institutions to develop programs designed to train and educate food sellers respecting the designating and marketing of nutritious foods and to assist in the development of public education programs designed to make the buying public aware of the need for nutritious foods and the identity of nutritious foods.
(e) A community development financial institution that serves an underserved community shall cooperate with the Massachusetts food policy council to promote and develop farmers market programs within targeted communities where local growers will be given the opportunity to market their produce and to educate residents as to the nutritional importance of their produce.
(f) In order to be eligible for financial assistance, a project shall demonstrate to a community development financial institution through impact statements that it is able to provide a positive economic and social impact to its local community.
(g) An impact statement shall be submitted to a community development financial institution upon application and not later than February 1 annually each successive year. An impact statement shall include: (i) the positive economic impact provided to the community through job training and employment practices; (ii) information on women and people of color; and (iii) information on veteran status of ownership and full-time employees. Failure of a recipient of financial assistance from a community development financial institution to show positive economic and social impact may be cause for the community development

financial institution to discontinue financial assistance to the recipient.
(h) To the maximum extent practicable, a recipient of financial assistance from a community development financial institution shall provide healthy and nutritious food to its customer base and shall promote community development by working with other state and local programs.
(i) A community development financial institution that serves an underserved community shall forward the annual impact reports collected from supermarkets, farmers markets or food stores to the Massachusetts food policy council and shall include the following information: (i) the recipients of financial assistance from community development financial institutions; (ii) the total amount of funds obtained by each recipient; and (iii) the number of employees in each supermarket, farmers market or food store.
(j) A community development financial institution that serves an underserved community shall on a periodic basis consult with the Massachusetts grocery access task force to ensure task force awareness of the efforts of the community development financial institution and to seek information and assistance when necessary."
The amendment was adopted.
Mr. Montigny moved to amend the proposed new text in section 2B, in item 2300-7026, by striking out in line 657, the word "funds" and inserting the figure:-"$2,780,000"; and in line 658 striking the word "and construction".
The amendment was *rejected*.
Mr. Joyce moved to amend the proposed new text in section 2, in item 2800-7027, by inserting at the end thereof the following:- " provided further, that $7,500,000 shall be expended to begin contaminated sediment remediation in the Neponset River in the area of the Baker Dam and the Tileston and Hollingsworth Dam, and for land acquisition adjacent to the Neponset River near Truman Parkway in the town of Milton and for clean-up and the design and construction of a park and canoe launch located at the aforementioned property; provided that the department of environmental protection shall vigorously continue its investigation to identify the responsible parties for the pollution, and shall collaborate with the attorney general to recover these funds from the responsible parties;" and in section 2A, in item 6720-1335, by inserting at the end thereof the following:- " provided further that funds may be expended to dredge the Neponset River in Dorchester and Milton from Squantum Point to Milton Landing" .
The amendment was adopted.
Mr. Montigny moved to amend the proposed new text in section 2B, in item 2300-7026, by inserting the following words:- "provided further, that $4,100,000 shall be expended for the reconstruction of and improvements to Pope's Island Marina in New Bedford Harbor".
The amendment was *rejected*.
Mr. Pacheco moved to amend the proposed new text in section 2A, in item 2000-7031, by striking out the figure "$10,000,000" and inserting in place thereof the following figure:- "$30,000,000".
The amendment was *rejected*.
Mr. Timilty moved to amend the proposed new text by inserting the following new section:-
"Section X. Chapter 602 of the Acts of 1966 is hereby amended by adding at the end thereof the following:- 'On January 1, 2015, the dam built by the Army Corps of Engineers known as the Allen Reservoir Dam shall revert in full to the Commonwealth.'."
The amendment was *rejected*.
Messrs. Timilty and Lewis moved to amend the proposed new text in section 2B, in item 2300-7024, by inserting the following:- "provided further, that not less than $500,000 shall be expended to control nonnative invasive plant species on the Norton Reservoir, Lake Winnecunnet, Barrowsville pond, and Chartley pond in the town of Norton".
After remarks, the amendment was adopted.
Mr. Timilty moved to amend the proposed new text in section 2A, in item 2000-7028, by inserting the following:- "provided further, that not less than $700,000 shall be expended for the repair of the town-owned dam on the Norton Reservoir in the town of Norton".
The amendment was adopted.
Mr. Montigny moved to amend the proposed new text in section 2B, in item 2000-7062, by inserting the following words:- "provided further, that $748,000 shall be expended for the purpose to improve, manage and protect the water quality and the water level in Sassaquin Pond in the city of New Bedford, including tree plantings and other improvements near the pond to reduce pollution and erosion from storm water run-off".
The amendment was *rejected*.
Messrs. Eldridge and Wolf, Ms. Spilka, Mr. Donnelly, Ms. Jehlen, Mr. Michael O. Moore, Ms. Forry, Messrs. Joyce and Pacheco moved to amend the proposed new text in section 2A, by inserting after item 1100-2511, the following item:-
"1100-2530 For capitalizing a Massachusetts Water Technology Innovation Trust Fund which shall be administered by the Clean Energy Technology Center to promote water innovation; provided, that, not less than $8,000,000 shall be expended for the purpose of the establishment and operation of testing and piloting facilities for the advancement of water technology at the University of Massachusetts at Amherst……$10,000,000" .
After remarks, the amendment was adopted.
Mr. Joyce moved to amend the proposed new text in section 2, in item 2200-7021, by inserting at the end thereof the following:- " provided further, that the commonwealth shall match, on a 1:1 basis, the construction costs of a department of environmental protection-mandated water treatment plant for the towns of Randolph, Braintree and Holbrook" .
After remarks, the amendment was adopted.
Messrs. Ross and Timilty moved to amend the proposed new text in section 2A in item 2000-7028 by inserting at the end thereof the following:- " provided further, that $900,000 shall be expended to make repairs to the dikes and impoundments of the Manchester Reservoir in Attleboro;" .

The amendment was *rejected*.
Mr. Montigny moved to amend the proposed new text in section 2B, in item 2300-7026, by inserting the following words:- "provided, that $350,000 shall be made available to the town of Dartmouth for the reconstruction and improvements to the Apponagansett Point Boat Ramp, also known as the Arthur F. Dias Landing in said town".
The amendment was *rejected*.
Ms. Forry moved to amend the proposed new text in section 2B, lines 2840-7024 by adding the following: "provided further that $2,000,000 shall be expended for improvements to Pleasure Bay at Castle Island including not less than $500,000 for renovations of the bathrooms along Castle Island and not less than $1,500,000 for upgrades to the Harry McDonough Sailing Center in Pleasure Bay in the city of Boston" .
After remarks, the amendment was adopted.
Mr. Donnelly, Ms. Creem, Messrs. Lewis and Rush, Ms. Jehlen, Messrs. Barrett, Brownsberger, Finegold and DiDomenico and Ms. O'Connor Ives moved to amend the proposed new text in section 2B, in item 2200-7023, by striking out the figure "$3,000,000" and inserting in place thereof the following figure:- "$10,000,000".
The amendment was *rejected*.
Messrs. Donnelly and DiDomenico, Ms. Jehlen, Messrs. Lewis and Brownsberger moved to amend the proposed new text in section 2, in item 2200-7021, by adding at the end thereof the following:- "; provided that $1,000,000 be expended for the purpose of refitting the Lucuya Pumping Station in the Town of Burlington". and in said section 2, in item 2000-7035, by adding at the end thereof the following:- "; provided, that funds shall be expended for the purpose of purchasing and installing a fourth pump at the Amellia Earhart Dam in the City of Somerville".
After remarks, the amendment was adopted.
Mr. Richard T. Moore moved to amend the proposed new text in section 2A, in item 2000-7028 by inserting at the end thereof the following:- "; provided further, that $150,000 shall be expended for the repair and renovation of the Louisa Lake dam in the town of Milford"; and in section 2B, in item 2840-7024, by inserting at the end thereof the following:- "; provided further, that $350,000 shall be expended for improved drainage and safe access to recreation fields located on Putnam Hill road in the town of Sutton".
After remarks, the amendment was adopted.
Mr. Richard T. Moore moved to amend the proposed new text by adding the following section:-
" SECTION 35. Notwithstanding any general or special law to the contrary, the secretary of public safety and security shall conduct an inventory and classify all existing quarries. The inventory shall: (i) identify the current use of the quarry, whether active, inactive or abandoned; (ii) identify the owner or operator, whether public or private, responsible for each quarry; (iii) the degree of hazard related to each quarry, including the proximity to roads or other means of public access and the existence of any berms, natural or artificial barriers, fences or guardrails to limit, prohibit or discourage trespass; (iv) the age of each quarry and its last date of operation if abandoned or inactive; and (v) whether there have been incidents resulting in serious injury, bodily harm or death at the quarry as a result of a trespass.
A report, including the inventory, shall be filed with the clerks of the senate and house of representatives, the joint committee on public safety and homeland security and the joint committee on environment, natural resources and agriculture and shall be posted electronically on the executive office of public safety and security's website not later than July 1, 2015. The report shall include recommendations related to safeguarding abandoned and inactive quarries. The report shall further include recognized methods to maintain, restore or reinstate the quarry and its surrounding land to an environmentally-sound and safe condition."
After remarks, the amendment was adopted.
Mr. Richard T. Moore moved to amend the proposed new text in section 2B, in item 2840-7024, by inserting at the end thereof the following:- "; provided further, that $150,000 shall be expended for upgrades to vehicle and boat access to Wallum Lake in the town of Douglas".
The amendment was *rejected*.
Mr. Ross and Ms. Spilka moved to amend the proposed new text in section 2, in item 2800-7031, by inserting at the end thereof the following:- " provided further, that $500,000 shall be expended for invasive aquatic plant species eradication at Lake Cochituate State Park" .
The amendment was *rejected*.
Ms. Forry moved to amend the proposed new text in section 2B, lines 2840-7024, by adding the following: "provided further that $3,000,000 shall be expended for improvements to Tenean and Savin Hill Beaches in Dorchester in the city of Boston including not less than $500,000 for construction of a bathhouse at Savin Hill Beach and not less than $2,500,000 for Tenean Beach for flood mitigation, expansion of the beach/dune and relocation of the playground at Tenean Beach in the city of Boston" .
After remarks, the amendment was adopted.
Mr. Petruccelli moved to amend the proposed new text by inserting at the end thereof the following new section:-
"SECTION XX. Notwithstanding any general or special law to the contrary, the Massachusetts Bay Transportation Authority, or the Commonwealth, acting by and through its department of transportation, shall transfer title of 'the Narrow Gauge Extension,' in East Boston, running from the Wood Island Marsh overlook to Constitution Beach, to the Massachusetts Port Authority for $1. Upon receipt, the Massachusetts Port Authority shall grant an easement on the whole of the land to the City of Boston for the purposes of constructing a public park. Upon completion of the project, the Massachusetts Port Authority shall retain the property and undertake the operation, maintenance, and management of the extension. The Massachusetts Port Authority shall enter into a contract with the East Boston Project Advisory Committee 'PAC', established pursuant to chapter 349 of the acts of 1986, to specify and detail the operational and maintenance requirements of the authority with respect to the park constructed on the

Narrow Gauge extension land; provided, however, that because the land on which the Narrow Gauge Extension is intended for the purpose of creating a significant open space as a publically accessible park and open space area, the Narrow Gauge Extension, shall be afforded the protections of Article 97 of the Amendments of the Constitution subject to any existing easements as of record or any easements created during the transfer of the Narrow Gauge Extension from the Massachusetts Bay Transportation Authority to the Massachusetts Port Authority."

The amendment was adopted.

Mr. Humason moved to amend the proposed new text in section 2B, in item 2200-7021, by adding at the end thereof the following: " provided further, that not less than $1,000,000 shall be expended to protect public health and reduce the existing threat of sewerage overflow discharged into the Connecticut River as part of the Dwight/Heritage/Front street combined sewer improvement project in the city of Holyoke" ; and in said section 2B, in said item 2840-7024, by adding at the end thereof the following:- " provided further, that not less than $1,000,000 shall be expended for the downtown corridor phase of the Columbia Greenway project in the city of Westfield".

After remarks, the amendment was adopted.

Mr. Eldridge moved to amend the proposed new text in section 2A, by inserting after item 2000-7028, the following item:- " XXXX-XXXX To capitalize the Small Communities Water Infrastructure Grant Fund as established by section 2LLLL of chapter 29 of the General Laws……$1,000,000" ; by inserting after section XX, the following section:-

" SECTION XX. Chapter 29 of the General Laws is hereby amended by inserting after section 2KKKK, the following section:-

Section 2LLLL. There shall be set up on the books of the commonwealth a separate fund to be known as the Small Communities Water Infrastructure Grant Fund, which shall be deposited amounts credited by any appropriations and authorizations of the general court, and other such amounts to be credited to the fund from any other source. The state treasurer as the custodian and treasurer of the fund shall receive and deposit in accordance with state law, all monies credited to such fund to provide the highest rate of interest consistent with the safety of the monies so deposited. All accrued fund investment income shall be credited to the fund. Monies deposited into the fund that are not expended at the end of the fiscal year shall not revert to the General Fund and shall be available in the following fiscal year.

Expenditures from the fund shall be made by the commissioner of the department of environmental protection solely to provide financial assistance to eligible municipalities and other local governmental units as defined under section 1 of chapter 29C, for: (i) grants for the costs related to the planning, design or construction of abatement facilities pursuant to section 33 of chapter 21; (ii) grants for costs related to the planning, design or construction for water pollution abatement projects as provided under section 33E of chapter 21; (iii) grants to subsidize the cost related to the construction of sewer collection systems, notwithstanding, the awarding of such grants from this fund shall not restrict the awarding of any other grants or financial assistance under section 30A of chapter 21, or any other law or regulation; (iv) grants for the the cost of the development of a water pollution abatement plan; notwithstanding, the awarding of such grants from this fund shall not restrict the awarding of any other grants or financial assistance for such costs under section 31 of chapter 21, or any other law or regulation; (v) financial assistance grants for the cost of repairs, improvements, equipment and technical assistance directly related to public: septic systems, storm water collection systems, drinking water supply systems and wells and water systems for fire control; (vi) funding for municipalities to provide technical and limited financial assistance grants to local residential property owners, including owners of mobile homes, relating to on-site septic disposal systems and the testing of drinking water wells; (vii) financial assistance grants for costs for emergency alternative public drinking water sources to substitute existing water sources or systems, that are unsafe for public health due to contamination; and (viii) financial assistance grants for costs of initial: feasibility studies, planning, assessments, engineering surveys and project costing related to repairs, installation and improvements of public: drinking water systems, wells, sewer collection systems, septic systems and fire control water systems. No expenditure shall be made from this fund to provide financial assistance to a municipality with more than 20,000 inhabitants or a local governmental unit, not a municipality, that has more than 20,000 service recipients."

After remarks, the amendment was *rejected*.

Mr. Montigny moved to amend the proposed new text in section 2B, in item 2300-7026, by inserting the following words:- "provided further, $4,100,000 shall be expended for planning, engineering and emergency repairs to the State Pier, New Bedford".

The amendment was *rejected*.

Ms. Chang-Diaz moved to amend the proposed new text by inserting at the end thereof the following new section:-

" SECTION XX. (a) Section 24 of chapter 21, of the General Laws as appearing in the 2012 Official Edition, is hereby amended by striking out, in lines 1 and 2, the words, 'The supervisors of a conservation district shall also have the following powers and duties:' and inserting in place thereof the following words:- A conservation district and its supervisors shall, in addition to any other powers granted under sections 21 through 25, inclusive, have the following powers and duties:

(b) Said section 24 of said chapter 21, as so appearing, is hereby further amended by inserting after paragraph (4) the following paragraph:-

(4A) To acquire by purchase, exchange, gift, grant, bequest, or otherwise, any ownership interests and rights in real property located within the boundaries of the district and in personal property; and to hold such real and personal property interest in the name of the conservation district; and subject to law and the nature of such interest, to maintain, administer and improve any such property so acquired; and to receive income from such property and to expend any such income to carrying out the purposes and provisions of the conservation district as provided under sections 21 to 25, inclusive; and to sell, lease or dispose of such property or interests therein; provided, that interests in real property and personal property shall be acquired for conservation purposes and shall not be used or disposed of except in furtherance of such conservation purposes; and provided further, that upon acquisition

by a conservation district, such ownership interest and restricted purpose in real property shall be recorded in the name of the district in the registry of deeds or land court for the jurisdiction where the property is located. All such property, including any income realized from such property or upon sale thereof, shall be exempt from taxation for state, county and municipal purposes and from betterments and special assessments."

The amendment was adopted.

Ms. Forry moved to amend the proposed new text in section 2B, in line item " 2840-7024" , by striking the figures " $100,000,000" , and inserting in place thereof, the figures " $160,000,000" .

The amendment was adopted.

Mr. Ross and Ms. Creem moved to amend the proposed new text by adding at the end thereof the following new section:-

" Section XX. Item 2840-7014 of Section 2A of Chapter 312 of the Acts of 2008, as amended by Section 58 of Chapter 239 of the Acts of 2012, is hereby amended by inserting after the following:- 'and the same shall be expended for the same purpose in the town of Norwood', the words 'and the town of Wellesley'."

The amendment was *rejected*.

Mr. McGee moved to amend the proposed new text in section 2A, in item 1100-2510, line 401, by inserting after the word " that" the following language: -" said improvements shall be administered by the Seaport Council through the continuation of a grant program and said" .

After remarks, the amendment was adopted.

Ms. Candaras moved to amend the proposed new text in item 2300-7020, by inserting at the end thereof the following:-

"provided further that $400,000 shall expended for Department of Fish and Game residual fee value of the Springfield Reservoir conservation property".

The amendment was *rejected*.

Messrs. Ross and Timilty moved to amend the proposed new text in section 2, in item 2200-7021, by inserting at the end thereof the following:- " provided further, that $420,000 shall be expended for improvements to the sewer line along River Front Drive in the city of Attleboro;" .

The amendment was *rejected*.

Ms. Forry and Mr. Montigny moved to amend the proposed new text in section 2B, in lines 6720-1335, by inserting after the words "towards" the words "any costs associated with or arising out of the federal improvement dredging of Boston Harbor; provided, that a portion of said funds for Boston Harbor shall be expended on a feasibility study for the installation of shore power facilities and an analysis of noise and air pollution associated with the expansion of the Black Falcon Terminal and Conley Terminal; provided further, that $35,000,000 shall be expended to mitigate or contribute towards any costs associated with or arising out of the federal navigational and berth dredging in New Bedford Harbor ……$100,000,000".

The amendment was *rejected*.

Mr. Brownsberger moved to amend the proposed new text in section 2C, in item 2890-7035, by striking the figure "$78,000,000" and inserting in place thereof the figure "$79,000,000"; by adding the following words at the end thereof:-" provided further, that $1,000,000 shall be expended to improve accessibility for persons with disabilities in the Esplanade in Charles River Reservation, including the Dartmouth Street Comfort Station, in the city of Boston and the DCR Emerald Necklace Parkways, including The Fenway, Park Drive, Riverway, Jamaicaway, Agassiz Road, Willow Pond Road, Perkins Street, Parkman Drive and Arborway in the city of Boston and the town of Brookline;"; and in section 2, in item 2800-7032, by striking the figures "24,000,000" and inserting in place thereof "$28,000,000".

The amendment was *rejected*.

Mr. Rush moved to amend the proposed new text in section 2, in item 2000-7028 by adding at the end thereof the following:- " provided further, that not less than $500,000 shall be expended for the repair and reconstruction of the Centennial Dam and Bridge located in the town of Dedham;" ; and by striking out the figures " 21,400,000" and inserting in place thereof the figures " 21,700,000" ; in said section 2, in item 2840-7024 by adding at the end thereof the following:- " provided further, that $3,500,000 shall be expended for the development of a regional indoor ice skating rink and recreation center in the town of Norwood;" ; in said section 2, in item 2000-7057, by adding at the end thereof the following:-" provided further that not less than $500,000 shall be expended roadway safety improvements to state owned land located at the intersection of Walter Street and Center Street in the Roslindale section of the city of Boston;" ; and in said section 2, by adding at the end thereof the following item:-

" XXXX-XXXX For purposes of protection of the ecological integrity of buffer zones along the highway mitigating the negative impacts of sound, air pollution, storm water drainage and flooding; provided further that not less than $110,000 shall be expended by the Department of Transportation to purchase certain parcels of land in the town of Needham adjacent to the Route 128 Highway on Greendale Avenue between Brookline Street and Broad Meadow Road ……$110,000" .

The amendment was adopted.

Messrs. Brownsberger and Finegold moved to amend the proposed new text in section 2B, in item 2000-7055, by inserting in line 487 after the word " conditions;" the following: - " to study and develop district energy systems, including municipal district energy projects, micro-grids, and combined heat and power systems;" ; in section 2C, in item 2890-7035 by adding the following words at the end thereof:-" provided further, that $1,000,000 shall be expended to improve accessibility for persons with disabilities on the Esplanade in Charles River Reservation, in the city of Boston and on the DCR Emerald Necklace Parkways, including The Fenway, Park Drive, Riverway, Jamaicaway, Agassiz Road, Willow Pond Road, Perkins Street, Parkman Drive and Arborway in the city of Boston and the town of Brookline;"; and in section 2B, in item 2840-7024, by adding the following words at the end thereof:- " provided further, that $4,000,000 shall be expended for public amenities on the Esplanade in the Lower Charles River Basin in the City of Boston of including without limitation design, repair, renovations or replacement of the

Dartmouth Street Comfort Station;" .
After remarks, the amendment was adopted.
Ms. O'Connor Ives moved to amend the proposed new text in line item 2840-7024 by adding at the end thereof the following:- " provided further, that $1,000,000 shall be expended for improvements to Winnekenni Castle Park in the City of Haverhill; provided further, that not less than $150,000 shall be expended to improve water quality and lake restoration at Lake Attitash in the City of Amesbury; provided further, that not less than $150,000 shall be expended to improve water quality and lake restoration at Forest Lake in the City of Methuen; provided further, that $1,000,000 shall be expended for the design, permitting, remediation, and reconstruction of the bulkhead wall along the Powwow and Back Rivers at Heritage Park in the City of Amesbury".
After remarks, the amendment was adopted.
Mr. Rodrigues moved to amend the proposed new text in section 2B, in line item 2300-7026, in line 671, by striking out the figure " $12,675,000" and inserting in place thereof the following figure:- " $22,175,000" .
The amendment was adopted.
Mr. McGee moved to amend the proposed new text by inserting after section___, the following new section:
" SECTION XX. (a) Notwithstanding sections 32 to 43, inclusive, of chapter 7C of the General Laws or any other general or special law to the contrary, the commissioner of capital asset management and maintenance may, in consultation with the commissioner of conservation and recreation, grant permanent and temporary easements to New Hampshire Transmission, LLC, a Delaware limited liability company, and to its successors and assigns. The easements shall be used solely for the purposes of laying, constructing, operating, maintaining, accessing, replacing, repairing, modifying, abandoning and removing underground electricity cables and appurtenant facilities under and through certain parcels of land currently held by the commonwealth for recreation and conservation purposes, subject to the requirements of sub-sections (b) through (f) and to such additional terms and conditions consistent with this section as the commissioner of capital asset management and maintenance may prescribe in consultation with the commissioner of conservation and recreation. The easements will cross Salisbury Beach State Reservation, Lynn Shore Reservation, the Carroll Parkway, the Lynnway, and Revere Beach Parkway or such locations identified as the appropriate alternative locations pursuant to a review conducted in accordance with the Massachusetts Environmental Policy Act and subject to the approval of the commissioners of conservation and recreation and capital asset management and maintenance. The easements shall conform to the requirements of the federal energy regulatory commission, the Massachusetts department of public utilities, and the Massachusetts energy facilities siting board. The exact boundaries of any property interests to be conveyed by the commonwealth shall be determined by the commissioner of capital asset management and maintenance, in consultation with the department of conservation and recreation after completion of a survey, before any conveyance to carry out the purposes of this act. The easements shall be subject to such reasonable additional terms and conditions consistent with this act as the commissioner of capital asset management and maintenance, in consultation with the commissioner of conservation and recreation, may prescribe.
(b) In consideration of the conveyance of the easements, New Hampshire Transmission, LLC shall compensate the commonwealth through: the transfer of land, development rights or an interest in land to the department of conservation and recreation, in an amount greater than, or equal to, the full and fair market value of the property described in sub-section (a), or its value in use as proposed, whichever is greater, as determined by these independent appraisals; or, in a sum equal to the full and fair market value of the property or its value in use as proposed, whichever is greater, as determined by independent appraisal; or through some combination thereof. New Hampshire Transmission, LLC shall assume all costs associated with any engineering, surveys, appraisals, deed preparation and other expenses deemed necessary by the commissioner of capital asset management and maintenance to execute the conveyances authorized by this act.
(c) To ensure a no-net-loss of lands protected for conservation and recreation purposes and as a condition of the easement authorized hereunder, New Hampshire Transmission, LLC shall compensate the commonwealth through payment of funds or the transfer of land or a conservation restriction upon land to the department of conservation and recreation, which shall be equal to or greater than the full and fair market value or value in use, whichever is greater, of its interest hereunder as determined by independent appraisal. Any land or interest in land, including any conservation restriction, shall be acceptable to the department of conservation and recreation. Any sums due under this section shall be paid by New Hampshire Transmission, LLC to the department of conservation and recreation for deposit into the Conservation Trust, established in section 1 of chapter 132A of the General Laws, to be used for conservation and recreation purposes.
(d) Notwithstanding any special or general law to the contrary, there shall be an independent appraisal, or appraisals, of the property described in sub-section (a) and the value of any property interests received by the commonwealth, prepared in accordance with the usual and customary professional appraisal practice by a qualified appraiser commissioned by the commissioner of capital asset management and maintenance, in consultation with the commissioner of conservation and recreation. To expedite the conveyance authorized by this act the commissioner of capital asset management and maintenance may, in establishing value, take into consideration any prior appraisal or appraisals of the property described in section 1 which said commissioner determines are timely and relevant.
The commissioner of capital asset management and maintenance shall submit the appraisals and a report thereon to the inspector general for his or her review and comment. The inspector general shall review and approve the appraisal or appraisals, and the review shall include an examination of the methodology used for the appraisal or appraisals. The inspector general shall, within 45 days after receipt of the appraisal and the report thereon, prepare a report of his or her review and file the report with the commissioner of capital asset management and maintenance, who shall provide a copy of it to the commissioner of conservation and recreation. The commissioner of capital asset management and maintenance shall submit copies of the appraisals, his or her

report, and the inspector general review and approval, and comments, if any, to the house and senate committees on ways and means and the chairmen of the joint committee on bonding, capital expenditures and state assets before the execution of the conveyances.
(e) Notwithstanding any general or special law to the contrary, should the appraised value of property interests or the payment of funds described in sub-section (c) be determined to be greater than the appraised value of the property described in sub-section (a) the commonwealth shall not be obligated to pay the difference as additional consideration to New Hampshire Transmission, LLC. If there is a disparity in these appraised values, as determined in sub-section (d), in favor of New Hampshire Transmission LLC, New Hampshire Transmission LLC will pay a sum equal to the difference to the department of conservation.
(f) No easement instruments conveying, by or on behalf of the commonwealth, the easements described in sub-section (a), shall be valid unless such instruments provide that if the easements permanently cease to be used by New Hampshire Transmission, LLC, or its successors or assigns, for the purposes described in sub-section (a) at any time, the easements shall revert to the commonwealth under the control and use of the department of conservation and recreation, upon such terms and conditions as the commissioner of capital asset management and maintenance, in consultation with the department of conservation and recreation, may reasonably prescribe."
After remarks, the amendment was adopted.
Mr. Pacheco, Ms. Jehlen, Messrs. Michael O. Moore, Joyce, Downing and Lewis moved to amend the proposed new text by inserting after section ___, the following new section:-
"SECTION __. Said subsection (a) of said section 3 of said chapter 23J, as so appearing, is hereby amended by striking subparagraph (30) and inserting in place thereof the following subparagraphs:-
(30) to establish, if the center so chooses, a program to be known as the entrepreneurial fellowship program, which shall award grants to entrepreneurs from business sectors other than clean energy sectors to enroll in programs to foster knowledge and expertise of clean energy technology; provided, however, that the clean energy technology programs shall be based upon intensive technology, market and policy curriculum and; provided, further, that the center shall establish public-private partnerships and enter into contribution agreements with commonwealth-based companies and venture capitalists to support programs designed to mentor and train entrepreneurs from other business sectors in the areas of clean energy technology and development to increase investment in the commonwealth's clean energy sector;
(31) to administer the trust fund in accordance with section 9;
(32) to borrow and repay money by issuing bonds or notes, to apply the proceeds of such bonds or notes to the furtherance of the centers purpose under this chapter and to pledge or assign or create security interests in any revenues, receipts or other assets or funds of the center to secure bonds or notes including, without limitation, amounts received or held in the Massachusetts Renewable Energy Trust Fund established pursuant to section 9; provided, that bonds and notes issued under this provision shall not be deemed to constitute a debt of the commonwealth or any such political subdivision and that such bonds and notes shall be payable solely from the amounts received or held in such Massachusetts Renewable Energy Trust Fund; and
SECTION ___. Section 9 of said chapter 23J, as so appearing, is hereby amended by striking the word 'fund', in line 194, and inserting in place thereof the following:- 'fund; and'.
SECTION ___. Said section 9 of said chapter 23J, as so appearing, is hereby amended by inserting after subsection (g) the following subsection:-
(h) The center is hereby authorized at any time and from time to time to issue its debt obligations in one or more series and in such principal amounts as in the opinion of the center shall be necessary for achieving its corporate purposes. The bonds or notes issued pursuant to the security provided by this provision shall not be deemed to constitute a debt of the commonwealth or any political subdivision thereof or a pledge of the credit of the commonwealth or any such political subdivision and that such bonds and notes shall be payable solely from the amounts received or held in the Massachusetts Renewable Energy Trust Fund.
The power to determine any of the details of the debt obligations of the center including, but not limited to, their date of issue, their maturity, their interest rate or rates, the date or dates of payment of interest, their denominations, their form, their execution, their terms of redemption, and the power to award such debt obligations to a purchaser or purchasers may be delegated by the board to any member thereof or to any agent of the center.
In the discretion of the center, debt obligations issued under the provisions of this section may be secured by one or more trust agreements. Any such trust agreement may pledge, grant a security interest in or otherwise assign as security for debt obligations which secures it all or any part of the revenues, funds or assets of the center; provided, that bonds and notes issued under this provision shall be payable solely from the amounts received or held in the Massachusetts Renewable Energy Trust Fund. The Center may create and establish one or more reserve funds to be known as debt service reserve funds and may pay into such reserve funds: (i) any money appropriated or made available by the commonwealth for such funds; (ii) any proceeds of sale of debt obligations to the extent provided in the resolution of the center authorizing the issuance thereof or a trust agreement securing the same; and (iii) any other money which may be available to the center for such purposes. The money held in or credited to any debt service reserve fund established under this act shall be used solely for the payment of the principal of debt obligations of the center secured by such reserve fund as the same mature, the purchase of such debt obligations of the center, the payment of interest on such debt obligations of the center or the payment of any redemption premiums required to be paid when such debt obligations are redeemed prior to maturity; provided that, money in any such fund shall not be withdrawn therefrom at any time in such amounts as would reduce the amount of such fund to less than the minimum fund balance with respect thereto as designated in a resolution adopted by the board or as set forth in a trust agreement which secures such debt obligations, with any such designation to be subject to amendment only as to the extent provided in such resolution or instrument.
In enacting this chapter, the general court does not intend that the commonwealth should be under any legal or moral obligation

to make any appropriation or provision to the center of any additional funds beyond those collected pursuant to section 20 of chapter 25 in order to ensure the maintenance of the minimum fund balance of any such debt service reserve fund established by the center and any debt obligation issued by the center shall contain on its face a statement to the effect that neither the faith and credit, nor the general taxing power of the commonwealth or any of its political subdivisions, nor the moral obligation to make available to the center any funds beyond those collected pursuant to section 20 of chapter 25 is pledged to the payment of the principal of or premium, if any, or interest on such debt obligation.
All bond or notes of the center executed under this chapter shall have all of the qualities and incidents of negotiable instruments under the Uniform Commercial Code. Debt obligations issued by the center under the provisions of this chapter are hereby made securities in which all public officers and public bodies of the commonwealth and its political subdivisions, all insurance companies, trust companies, savings banks, co-operative banks, banking associations, investments companies, executors, trustees and other fiduciaries, and all other persons whatsoever who are now or may hereafter be authorized to invest in bonds may properly and legally invest, including capital in their control or belonging to them. Such debt obligations are hereby made securities which may properly and legally be deposited with and received by any state or municipal officer or any agency or political subdivision of the Commonwealth and for any purpose for which the deposit of bonds or other obligations of the commonwealth now or may hereafter be authorized by law."
The amendment was adopted.
Mr. Tarr moved to amend the proposed new text in section 2A, in item 1100-2511, by striking out the figure "$5,000,000" and inserting in place thereof the following figure:- "$7,000,000".
After remarks, the amendment was adopted.

There being no objection, during consideration of the Orders of the Day, several matters were considered, to wit:

PAPERS FROM THE HOUSE.

The Senate Order relative to granting the joint committee on Public Safety and Homeland Security until July 3, 2014 within which to make its final reports on certain Senate documents relative to public safety (Senate, No. 2149),-- came from the House with an amendment striking out the words " July 3" and inserting in place thereof the words " July 18" .
The rules were suspended, on motion of Mr. Timilty, and the order was considered forthwith; and, after remarks, the Senate concurred in the House amendment.

The House Bill financing information technology equipment and related projects (House, No. 3770, amended),— came from the House with the endorsement that the House had NON-concurred in the Senate amendment (striking out all after the enacting clause and inserting in place thereof the text contained in Senate, No. 2230) and had asked for a committee of conference on the disagreeing votes of the two branches; and that Representatives Kocot of Northampton, Golden of Lowell and Boldyga of Southwick have been appointed the committee on the part of the House.
On motion of Mr. Rosenberg, the Senate insisted on its amendment and concurred in the appointment of a committee of conference; and Senators Joyce, Cream and Ross were appointed on the part of the Senate.
The bill was returned to the House endorsed accordingly.

The House Bill relative to promoting economic growth across the Commonwealth (House, No. 4181, amended),— came from the House with the endorsement that the House had NON-concurred in the Senate amendment (striking out all after the enacting clause and inserting in place thereof the text contained in Senate, No. 2241) and had asked for a committee of conference on the disagreeing votes of the two branches; and that Representatives Wagner of Chicopee, Ferrante of Gloucester and Gifford of Wareham have been appointed the committee on the part of the House.
On motion of Ms. Candaras, the Senate insisted on its amendment and concurred in the appointment of a committee of conference; and Senators Brewer, Candaras and Humason were appointed on the part of the Senate.
The bill was returned to the House endorsed accordingly.

The House Bill relative to juvenile life sentences (House, No. 4184, amended),— came from the House with the endorsement that the House had NON-concurred in the Senate amendment striking out all after the enacting clause and inserting in place thereof the text contained in Senate, No. 2258; and by striking out the title and inserting in place thereof the following title: "An Act relative to juvenile life sentences for first degree murder" and had asked for a committee of conference on the disagreeing votes of the two branches; and that Representatives Markey of Dartmouth, Bradley of Hingham and Hill of Ipswich have been appointed the committee on the part of the House.
On motion of Mr. Brownsberger the Senate insisted on its amendment and concurred in the appointment of a committee of conference; and Senators Brownsberger, Flanagan and Tarr were appointed on the part of the Senate.
The bill was returned to the House endorsed accordingly.

The House Bill relative to flood insurance (House, No. 3783, amended),-- came from the House with the endorsement that the House had concurred in the Senate amendments with a further amendment striking out all after the enacting clause (inserted by

amendment by the Senate) and inserting in place thereof the text of House document numbered 4255.
The rules were suspended on motion of Mr. Petruccelli and the further House amendment was adopted, in concurrence.

Orders of the Day.

The Orders of the Day were further considered, as follows:
The House Bill providing for the preservation and improvement of land, parks and clean energy in the Commonwealth (House, No. 4150),-- was again considered, the main question being on ordering it to a third reading.
Mr. Joyce moved to amend the proposed new text in section 2, in item 2000-7057, by inserting at the end thereof the following:- " provided further, that funds may be expended to construct a signature park located at the John L. Kelly Field in the town of Milton" .
The amendment was adopted.
Messrs. Richard T. Moore and Michael O. Moore moved to amend the proposed new text by adding the following 4 sections:- " SECTION 35. Notwithstanding any general or special law to the contrary, the department of environmental protection shall submit any final revisions to 310 CMR 36.00, together with any supporting documentation or summaries to the clerks of the house and senate, the house and senate committees on ways and means and the joint committee on environment, natural resources and agriculture not less than 30 days before their promulgation.
SECTION 36. Notwithstanding any general or special law to the contrary, the department of environmental protection shall conduct a comprehensive review of the impact of any revisions to 310 CMR 36.00 on municipalities and public water systems. The review shall include: (i) an analysis of those municipalities and water systems effected by new permit conditions between the final promulgation date of the regulations and March 30, 2017; (ii) those municipalities and water systems required to develop minimization, cold water fishery or mitigation plans; and (iii) and any rate increases experienced by ratepayers which water system operators attributed to minimization, cold water fishery or mitigation requirements. The department shall report the results of its review, together with any supporting documentation or analysis, to the clerks of the house and senate, the house and senate committees on ways and means and the joint committee on the environment, natural resources and agriculture and shall post the review electronically on the department's website not later than July 1, 2017.
SECTION 37. Section 35 is hereby repealed.
SECTION 38. Section 37 shall take effect on July 1, 2017."
After remarks, the question on adoption of the amendment was determined by a call of the yeas and nays, at twenty-six minutes before seven o'clock, P.M., on motion of Mr. Richard T. Moore, as follows, to wit (yeas 37 -- nays 1) **[Yeas and Nays No. 402]:**

YEAS.

Barrett, Michael J.	Lewis, Jason M.
Brewer, Stephen M.	Lovely, Joan B.
Brownsberger, William N.	McGee, Thomas M.
Candaras, Gale D.	Montigny, Mark C.
Chandler, Harriette L.	Moore, Michael O.
Chang-Diaz, Sonia	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.

Finegold, Barry R.	Rosenberg, Stanley C.
Flanagan, Jennifer L.	Ross, Richard J.
Forry, Linda Dorcena	Rush, Michael F.
Hedlund, Robert L.	Spilka, Karen E.
Humason, Donald F., Jr.	Tarr, Bruce E.
Jehlen, Patricia D.	Timilty, James E.
Joyce, Brian A.	Welch, James T.
Keenan, John F.	Wolf, Daniel A. − **37.**
Kennedy, Thomas P.	

NAYS.

Eldridge, James B. − **1.**

ABSENT OR NOT VOTING.

Creem, Cynthia Stone − **1.**

The yeas and nays having been completed at twenty-three minutes before seven o'clock, P.M., the amendment was adopted.
Mr. Brewer moved to amend the proposed new text in section 2, in item 2200-7021, by inserting after the word " assets," , in line 27, the following words:- " research and studies" ;
In said section 2, in said item 2200-7021, by striking out, in line 37, the words " infrastructure; and" and inserting in place thereof the following words:- " infrastructure; provided further, that funds authorized in this item may be used for the purposes of the department's statewide air monitoring network which may include, but shall not be limited to, photochemical assessment monitoring stations, small particulate monitoring and air toxins monitoring;" ;
In section 2, by striking out, in item 2200-7021, the figure " $61,000,000" and inserting in place thereof the following figure:- " $75,400,000" ;
In said section 2, in said item 2200-7021, by inserting after the word " source" , in line 68, the following words:- " ; provided further, that not less than $250,000 shall be expended to the Jones River Watershed Association for the assessment of condition, feasibility and benefits of removing the Elm street dam and for culvert replacement and stormwater upgrades below Forge Pond dam" ;
In said section 2, in said item 2200-7021, by striking out the words " provided further, that funds from this item may be expended for water line and water quality improvements" , inserted by amendment 75, and inserting in place thereof the following words:- " provided further, that funds from this item may be expended for water line and water quality improvements in the town of Hadley" ;
In said section 2, by striking out the item number 2000-7035 and inserting in place thereof the following item number:- " 2800-7035" ;
In section 2, by striking out, in line 109, the figure " $15,000,000" and inserting in place thereof the following figure:- " $20,000,000" ;
In said section 2, by striking out the item number 2800-7029 and inserting in place thereof the following item number:- " 2000-7029" ;
In section 2, by striking out, in item 2800-7032, the figure " $24,000,000" and inserting in place thereof the following figure:- " $24,270,000" ;
In said section 2, in item 2800-7107, by inserting after the word " Falmouth" , in line 143, the following words:- ; provided

further, that not less than $5,000,000 shall be provided to the town of Sandwich for restoration and ongoing maintenance of East Sandwich Beach; provided further, that not less than $2,000,000 shall be expended for dredging of the harbor around the T-Wharf in the town of Plymouth" ;
In said section 2, by striking out, in item 2800-7107, the figure " $50,000,000" and inserting in place thereof the following figure:- " $68,950,000" ;
In said section 2, by striking out, in item 2800-7027, the figure " $50,000,000" and inserting in place thereof the following figure:- " $57,550,000" ;
In said section 2, by striking out, in item 2800-7031, the figure " $10,000,000" and inserting in place thereof the following figure:- " $10,110,000" ;
In section 2A, by striking out, in item 2000-7028, the figure " $21,400,000" and inserting in place thereof the following figure:- " $28,650,000" ;
In said section 2A, by striking out the item number 2800-7135 and inserting in place thereof the following item number:- " 2000-7135" ;
In said section 2A, by striking out, in lines 381 and 382, the words " to recover these funds from the responsible parties" and inserting in place thereof the following words:- " on cost recovery pursuant to chapter 21E of the General Laws" ;
In said section 2A, by striking out, in item 1100-2510, the figure " $125,000,000" and inserting in place thereof the following figure:- " $129,000,000" ;
In said section 2A, by striking out, in item 7100-3000, the figure " $20,000,000" and inserting in place thereof the following figure:- " $25,000,000" ;
In section 2B, by striking out, in item 2000-7051, the figure " $10,000,000" and inserting in place thereof the following figure:- " $10,050,000" ;
In said section 2B, by striking out, in item 2000-7055, the figure " $15,000,000" and inserting in place thereof the following figure:- " $22,500,000" ;
In said section 2B, in item 2000-7057, by inserting after the word " Spencer" , in line 505, the following words:- " provided further, that not less than $100,000 shall be expended on building improvements to the Millers River Environmental Center in the town of Athol" ;
In said section 2B, by striking out, in item 2000-7057, the figure " $80,000,000" and inserting in place thereof the following figure:- " $96,350,000" ;
In said section 2B, by striking out, in item 2000-7061, the figure " $50,000,000" and inserting in place thereof the following figure:- " $50,875,000" ;
In said section 2B, by striking out, in item 2000-7062, the figure " $25,000,000" and inserting in place thereof the following figure:- " $30,350,000" ;
In said section 2B, by striking out, in item 2200-7023, the figure " $3,000,000" and inserting in place thereof the following figure:- " $6,000,000" ;
In said section 2B, by striking out, in item 2300-7024, the figure " $2,900,000" and inserting in place thereof the following figure:- " $3,400,000" ;
In section 2B, in item 2300-7026, by inserting after the word " Brookfield" , in line 670, the following words:- " ; provided further, that $2,000,000 shall be expended to the Massachusetts Maritime Academy for the completion of the Waterfront Pier Project, including the completion of the pier structure to permit the testing of marine hydrokinetic turbine operations and research" ;
In said section 2B, in item 2500-7023, by inserting after the word " grants" , in line 688, the following words:- " ; provided further, that not more than $35,000 shall be expended as a grant for increasing the head start capacity and greater separation of animals as part of the bio-security protocol of the Natural Resources Management Program at the Bristol County Agricultural High School in the town of Dighton";
In said section 2B, in item 2840-7024, by inserting after the word " permitting" , in line 762, the following words:- " ; provided further, that $24,000,000 shall be expended for the acquisition of 1,483 acres of land in south Plymouth to be maintained as conservation land" ;
In section 9, by striking out, in line 1019, the word " shall" and inserting in place thereof the following item:- " may" ;
In section 21, by inserting after the figure " 2000-7051" , in line 1079, the following figure:- " , 2000-7059" ;
In said section 21, by striking out, in line 1081, the figure " $122,625,000" and inserting in place thereof the following figure:- " $118,695,000" ;
In section 22, by inserting after the figure " 1100-2511" , in line 1091, the following figure:- " , 1100-2530" ;
In said section 22, by striking out, in line 1097, the figure " $1,348,475,000" and inserting in place thereof the following figure:- " $1,535,525,000" ;
In section 23, by inserting after the figure " 2800-7027" , in line 1105, the following figure:- " 6720-1336" ;
In said section 23, by striking out the figure " 236,000,000" , in line 1109, and inserting in place thereof the following figure:- " $278,660,000" ;
In section 25, by inserting after the figure " 2800-2021" in line 1137, the following figure:- " , 2800-7015" ;
In said section 25, by inserting after the figure " 2840-2016" , in said line 1137, the following figure:- " , 2840-7014" ; and
By striking out section 31 and inserting in place thereof the following section:-
" SECTION 31. Notwithstanding any general or special law to the contrary, any executive department or state agency expending funds authorized in sections 2, 2A, 2B, 2C, 2D and 2G shall maximize efforts to utilize all available means to minimize use of

capital funds to pay for services rendered by agency employees or by consultants."
The amendment was adopted.
The Ways and Means amendment was then adopted, as amended.
The Bonding, Capital Expenditures and State Assets amendment was then adopted, as amended.
The bill (House, No. 4150) was then ordered to a third reading, read a third time
After remarks, the question on passing the bill to be engrossed was determined by a call of the yeas and nays, at twenty minutes before seven o'clock, P.M., on motion of Mr. Joyce, as follows, to wit (yeas 38 -- nays 0) **[Yeas and Nays No. 403]:**

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.
DiDomenico, Sal N.	Moore, Richard T.
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.
Flanagan, Jennifer L.	Ross, Richard J.
Forry, Linda Dorcena	Rush, Michael F.
Hedlund, Robert L.	Spilka, Karen E.
Humason, Donald F., Jr.	Tarr, Bruce E.
Jehlen, Patricia D.	Timilty, James E.
Joyce, Brian A.	Welch, James T.

Keenan, John F. Wolf, Daniel A. − **38.**

NAYS − 0.

ABSENT OR NOT VOTING.

Creem, Cynthia Stone − **1.**

he yeas and nays having been completed at seventeen minutes before seven o'clock, P.M., the bill was passed to be engrossed, in concurrence, with the amendment [For text of Senate amendment, see Senate, No. 2262, printed as amended].
Sent to the House for concurrence in the amendment.

Order Adopted.

On motion of Mr. McGee,--
Ordered, That when the Senate adjourns today, it adjourn to meet again tomorrow 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 former State Representative Douglas W. Petersen.

Adjourn In Memory of Douglas W. Petersen

The Senator from Essex, Mr. McGee, moved that when the Senate adjourns today, it do so in memory of Douglas W. Petersen.
Douglas W. Petersen of Marblehead, Massachusetts, passed away on July 1st, 2014. The former Democratic State Representative for the 8th Essex District, comprising of Marblehead, Swampscott and two precincts in Lynn as well as Massachusetts Department of Agriculture Commissioner, was born in Rockville Centre, New York on March 7th, 1948. He held a BA from Wagner College, an MSW from Simmons College, and an MPA from Harvard University.
Petersen began his career in social work and administration as a therapist and clinical director for the North Essex Health Resource Center. He was actively involved in advocating and advancing public policy for the National Association of Social Workers. In 1990, he entered politics when he ran and won election to the Massachusetts House of Representatives. Over the course of his career, Petersen sponsored and co-sponsored over 250 bills. He was in the forefront of environmental issues as well as a proponent of campaign finance reform, women's rights and an early champion of marriage equality. Rep. Petersen served as House Chairman of the Joint Committee of the Environment, Natural Resources, and Agriculture. He was re-elected to seven more terms in the State Legislature before being appointed Commissioner of the Massachusetts Department of Agricultural Resources, a position he held from 2007-2009.
Petersen was an avid skier, golfer, gardener, and artist. Married to Nancy Ryan Petersen, M.D. for 28 years, Petersen is survived by son Ryan Petersen and fiancé Jody Roberts of Philadelphia, Pennsylvania; a daughter, Katrin Petersen of Los Angeles, California; a brother, Roger Petersen and sister-in-law Peggy Petersen of New York; and, nieces and nephews Jamie Loggia, Renee Schardt, and Erik Petersen.
Accordingly, as a mark of respect in memory of Douglas W. Petersen, at fourteen minutes before seven o'clock P.M., on motion of Mr. McGee, the Senate adjourned to meet again tomorrow at eleven o'clock A.M.