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UNCORRECTED PROOF OF THE JOURNAL OF THE SENATE.



JOURNAL OF THE SENATE.

Tuesday, July 30, 2013.

Met according to adjournment at eleven o'clock A.M. (Mr. Richard T. Moore in the Chair).

Distinguished Guests.

There being no objection, the President introduced, in the rear of the Chamber, Patrick O'Connor, Nick Waltz, Bonnie Pajic, Garry Canepa, Tyler Kindy and Matthew Paru; members of Representative Josh Cutler's Student Legislative Seminar. This Seminar gives high school students in the 6th Plymouth District an opportunity to learn how the legislative process works and be a part of government for the summer. The Senate welcomed them with applause and they withdrew from the Chamber. They were also guests of Senators Kennedy and Hedlund.

There being no objection, during consideration of the Orders of the Day, the President handed the gavel to Mr. Rush for the purpose of an introduction. Mr. Rush then introduced, in the rear of the Chamber, his good friend Lieutenant Colonel Steve Robertson. Lieutenant Colonel Robertson has over 20 years of outstanding service as a Military Intelligence Officer and is currently the commander of Detachment 2, 2400 Military Intelligence Group in San Diego, California. The Senate welcomed him with applause and he withdrew from the Chamber.

There being no objection, during consideration of the Orders of the Day, the President introduced, in the rear of the Chamber, the following members of the British Parliament: Nicholas Dakin, David Edwards, Julie Elliott, Qurban Hussain, Graham Jones, Karl McCartney and Stephen Metcalfe. These distinguished public servants were chosen to participate in the British American Parliamentary Group Project through the U.S. Department of State and World Boston. Through this program they will be examining U.S. politics on federal, state and local levels. The Senate welcomed them with applause and they withdrew from the Chamber.

There being no objection, the President handed the gavel to Mr. Rosenberg for the purpose of an introduction. Mr. Rosenberg then introduced, seated in the gallery, Amherst Town Manager John Musante and his son Matt. Mr. Musante was visiting the State House to present the Amherst town flag that will be hung in the Hall of Flags. The flag took four years to design and received input from the historical commission. They were accompanied by Board of Selectmen members Diana Stein and her son Jonathan, Stephanie O'Keefe and Jim Wald. The Senate welcomed them with applause and they withdrew from the Chamber.

PAPERS FROM THE HOUSE

A Bill designating a certain traffic island in the town of Hingham as the Sergeant Boris Demko memorial island (House, No. 3021,-- on petition),- **was read and, under Senate Rule 26, referred to the committee on Ethics and Rules.**

Bills

Providing for rent regulation and control of evictions in mobile home park accommodations in the Town of Easton (House, No. 1106,-- on petition) [Local approval received];

Authorizing the town of Nantucket to convey certain land to the Nantucket Land Bank Commission (House, No. 3314,-- on petition) [Local approval received];

Authorizing the town of Bellingham to grant an additional license for the sale of wines and malt beverages not to be drunk on the premises (House, No. 3374,-- on petition) [Local approval received];
Increasing the number of licenses for the sale of alcoholic beverages in the city of Quincy (House, No. 3587,-- on House, No. 3225) [Local approval received on House, No. 3225]; and
Authorizing the town of Wales to establish a library building fund (House, No. 3602,-- on House, No. 1875) [Local approval received on House, No. 1875];

Were severally read and, under Senate Rule 26, placed in the Orders of the Day for the next session.

A report of the committee on Health Care Financing, asking to be discharged from further consideration of the House Bill relative to safe and supportive schools, (House, No. 3528), and recommending that the same be referred to the House committee on Ways and Means,— **was considered forthwith, under Senate Rule 36, and accepted, in concurrence in the discharge of the joint committee.**

There being no objection, at one minute past eleven o'clock A.M., the Chair (Mr. Richard T. Moore in the Chair) declared a recess subject to the call of the Chair; and, at eight minutes before twelve o'clock noon, 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:

Providing for the establishment and administration of rent regulations and the control of evictions in mobile home accommodations in the town of West Stockbridge (see Senate, No. 1755);
Relative to the charter of the town of Norton (see House, No. 1848);
Authorizing increased fees for special details performed by public employees in the city of Melrose (see House, No. 3496); and
Relative to police detail work in the town of Harvard Brookline (see House, No. 3499).

Reports of a Committee.

By Mr. Brewer, for the committee on Ways and Means, that the Senate Bill authorizing the Department of Conservation and Recreation and the city of Worcester to create and operate a multi purpose rectangular field at the Lake Avenue Park in Worcester (Senate, No. 1460),-- ought to pass, with an amendment by striking out, in line 2, the words “ the department of conservation and recreation” and inserting in place thereof the following words:- “capital asset management and maintenance, in consultation with the commissioner of conservation and recreation.”;

By inserting after the word “commissioner”, in line 7, the following words:- “of capital asset management and maintenance”;

By striking out, in line 6, the word “conveyance” and inserting in place thereof the following word:- “instrument”;

By striking out, in line 10, the word “of” and inserting in place thereof the following words:- “not to exceed”;

By inserting after the word “facility”, in line 11, the following words:- “as determined by the commissioner of capital asset management and maintenance”;

By inserting after section 2 the following section:-

“SECTION 2A. The city shall assume all costs associated with engineering, surveys, appraisals and other expenses deemed necessary by the commissioner of capital asset management and maintenance to execute the agreement authorized in this act.”;

By striking out section 4; and

By inserting before the enacting clause the following emergency preamble:-

“Whereas, The deferred operation of this act would tend to defeat its purpose, which is to authorize the city of Worcester to create and operate an athletic field at Lake Park, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”

There being no objection, the rules were suspended, on motion of Mr. Michael O. Moore, and the bill was read a second time and was amended, as recommended by the committee on Ways and Means.

The bill (Senate, No. 1460, amended) was then ordered to a third reading read a third time and passed to be engrossed. Sent to the House for concurrence.

By Mr. Brewer, for the committee on Ways and Means, that the House Bill expanding juvenile jurisdiction (House, No. 1432),-- ought to pass, with an amendment striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 1841.

There being no objection, the rules were suspended, on motion of Ms. Spilka, and the bill was read a second time and was amended, as recommended by the committee on Ways and Means.

After remarks, the bill, as amended, was ordered to a third reading and read a third time.

Subsequently, after further remarks, the question on passing the bill to be engrossed was determined by a call of the yeas and nays, at nine minutes past twelve o'clock noon, on motion of Mr. Tarr, as follows, to wit (*yeas 40 — nays 0*) [**Yeas and Nays No. 140**]:

YEAS.

Barrett, Michael J.	Kennedy, Thomas P.
Brewer, Stephen M.	Knapik, Michael R.
Brownsberger, William N.	Lovely, Joan B.
Candaras, Gale D.	McGee, Thomas M.
Chandler, Harriette L.	Montigny, Mark C.
Chang-Diaz, Sonia	Moore, Michael O.
Clark, Katherine M.	Moore, Richard T.
Creem, Cynthia Stone	Murray, Therese
DiDomenico, Sal N.	O'Connor Ives, Kathleen
Donnelly, Kenneth J.	Pacheco, Marc R.
Donoghue, Eileen M.	Petrucelli, Anthony
Downing, Benjamin B.	Rodrigues, Michael J.
Eldridge, James B.	Rosenberg, Stanley C.
Finegold, Barry R.	Ross, Richard J.
Flanagan, Jennifer L.	Rush, Michael F.
Forry, Linda Dorcena	Spilka, Karen E.
Hedlund, Robert L.	Tarr, Bruce E.
Jehlen, Patricia D.	Timilty, James E.
Joyce, Brian A.	Welch, James T.
Keenan, John F.	Wolf, Daniel A. — 40.

NAYS – 0.

The yeas and nays having been completed at twelve minutes past twelve o'clock noon, the bill was passed to be engrossed, in concurrence with the amendment.

Sent to the House for concurrence in the amendment.

By Mr. Brewer, for the committee on Ways and Means, that the Senate Bill relative to the protection of children (Senate, No. 1136),-- **ought to pass, with an amendment substituting a new draft entitled 'An Act relative to background checks' (Senate, No. 1839).**

There being no objection, the rules were suspended, on motion of Ms. Chang-Díaz, and the bill was read a second time and was amended, as recommended by the committee on Ways and Means.

After remarks, the bill (Senate, No. 1839) was ordered to a third reading and read a third time.

After further remarks, the question on passing the bill to be engrossed was determined by a call of the yeas and nays, at twenty minutes past twelve o'clock noon, on motion of Mr. Tarr, as follows, to wit (*yeas 38 — nays 1*) [**Yeas and Nays No. 141**]:

YEAS.

Barrett, Michael J.	Kennedy, Thomas P.
Brewer, Stephen M.	Knapik, Michael R.
Brownsberger, William N.	Lovely, Joan B.
Candaras, Gale D.	McGee, Thomas M.
Chandler, Harriette L.	Montigny, Mark C.
Chang-Díaz, Sonia	Moore, Michael O.
Clark, Katherine M.	Moore, Richard T.
Creem, Cynthia Stone	O'Connor Ives, Kathleen
DiDomenico, Sal N.	Pacheco, Marc R.
Donnelly, Kenneth J.	Petrucelli, Anthony
Donoghue, Eileen M.	Rodrigues, Michael J.
Downing, Benjamin B.	Rosenberg, Stanley C.
Eldridge, James B.	Ross, Richard J.
Finegold, Barry R.	Rush, Michael F.
Flanagan, Jennifer L.	Spilka, Karen E.

Forry, Linda Dorcena

Tarr, Bruce E.

Hedlund, Robert L.

Timilty, James E.

Jehlen, Patricia D.

Welch, James T.

Joyce, Brian A.

Wolf, Daniel A. — **39.**

Keenan, John F.

NAYS — 0.

The yeas and nays having been completed at twenty-three minutes past twelve o'clock noon, the bill was passed to be engrossed.

Sent to the House for concurrence.

By Mr. Brewer, for the committee on Ways and Means, that the Senate Resolve to establish a commission to study the feasibility of hosting the summer Olympics (Senate, No. 1623),-- **ought to pass with and amendment substituting a new draft with the same title (Senate, No. 1840).**

There being no objection, the rules were suspended, on motion of Ms. Donoghue, and the bill was read a second time and was amended, as recommended by the committee on Ways and Means.

After remarks, the resolve (Senate, No. 1840) was then ordered to a third reading and read a third time.

After further remarks, the question on passing the resolve to be engrossed was determined by a call of the yeas and nays, at a half past twelve o'clock noon, on motion of Mr. Tarr, as follows, to wit (*yeas 38 — nays 1*) [**Yeas and Nays No. 142**]:

YEAS.

Barrett, Michael J.

Kennedy, Thomas P.

Brewer, Stephen M.

Knapik, Michael R.

Brownsberger, William N.

Lovely, Joan B.

Candaras, Gale D.

McGee, Thomas M.

Chandler, Harriette L.

Montigny, Mark C.

Chang-Diaz, Sonia

Moore, Michael O.

Clark, Katherine M.

Moore, Richard T.

Creem, Cynthia Stone

O'Connor Ives, Kathleen

DiDomenico, Sal N.

Pacheco, Marc R.

Donnelly, Kenneth J.

Petrucelli, Anthony

Donoghue, Eileen M.	Rodrigues, Michael J.
Downing, Benjamin B.	Rosenberg, Stanley C.
Eldridge, James B.	Ross, Richard J.
Finegold, Barry R.	Rush, Michael F.
Flanagan, Jennifer L.	Spilka, Karen E.
Forry, Linda Dorcena	Tarr, Bruce E.
Jehlen, Patricia D.	Timilty, James E.
Joyce, Brian A.	Welch, James T.
Keenan, John F.	Wolf, Daniel A. – 38.

NAYS.

Hedlund, Robert L. – **1.**

**The yeas and nays having been completed at seven minutes before one o'clock P.M., the resolve was passed to be engrossed.
Sent to the House for concurrence.**

Orders of the Day.

The Orders of the Day were considered as follows:

The House Bill financing the production and preservation of housing for low and moderate income residents (House, No. 3492, amended),-- **was considered, the main question being on ordering the bill to a third reading, with the Ways and Means new text (Senate, No. 1835) and the Bonding committee new text (Senate, No. 1829) pending.**

The pending motion, previously moved by Mr. Hedlund, to lay the matter on the table was considered; and it was negatived.

The pending amendment, previously moved by Mr. Hedlund, that the proposed new text be amended by inserting at the end thereof the following new section:-

“SECTION ____ . Section 21 of chapter 40B of the Massachusetts General laws is hereby amended by adding the following paragraph:-

Applications to build low and moderate income housing units using a comprehensive permit shall not be exempt from local bylaws and ordinances concerning building in or the disturbance of environmentally sensitive areas including, but not limited to, bordering vegetative wetlands, watersheds, scenic rivers, marshes, wildlife sanctuaries, and vernal pools. Compliance with these local bylaws and ordinances shall not be considered an uneconomic condition. Local boards shall have the sole discretion to waive these local bylaws and ordinances.”-- **was again considered.**

Mr. Rosenberg in the Chair, after debate, the question on adoption of the amendment was determined by a call of the yeas and nays, at three minutes before one o'clock P.M., on motion of Mr. Hedlund, as follows, to wit (*yeas 13 — nays 26*) [**Yeas and Nays No. 143**]:

YEAS.

Brownsberger, William N.	Moore, Richard T.
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Donnelly, Kenneth J.	O'Connor Ives, Kathleen
Hedlund, Robert L.	Ross, Richard J.
Keenan, John F.	Rush, Michael F.
Knapik, Michael R.	Tarr, Bruce E.
Lovely, Joan B.	Timilty, James E. – 13.
Moore, Michael O.	

NAYS.

Barrett, Michael J.	Forry, Linda Dorcena
Brewer, Stephen M.	Jehlen, Patricia D.
Candaras, Gale D.	Joyce, Brian A.
Chandler, Harriette L.	Kennedy, Thomas P.
Chang-Diaz, Sonia	McGee, Thomas M.
Clark, Katherine M.	Mont gny, Mark C.
Creem, Cynthia Stone	Pacheco, Marc R.
DiDomenico, Sal N.	Petrucelli, Anthony
Donoghue, Eileen M.	Rodrigues, Michael J.
Downing, Benjamin B.	Rosenberg, Stanley C.
Eldridge, James B.	Spilka, Karen E.
Finegold, Barry R.	Welch, James T.
Flanagan, Jennifer L.	Wolf, Daniel A. – 26.

The yeas and nays having been completed at one minute past one o'clock P.M, the amendment was *rejected*.

Mr. Hedlund moved that the proposed new text be amended by inserting at the end thereof the following new section:-
 “SECTION _____. Chapter 40B of the General Laws is hereby amended by adding the following new section
 Section _____. The inspector general, in consultation with the attorney general shall enter into a contract with a third party for the
 purposes of auditing all affordable housing projects built through the comprehensive permit process since July 1, 1998 as

outlined in sections 20 to 23, inclusive, of chapter 40B of the General Laws, as appearing in the 2008 Official Edition. The third party shall be hired through a competitive bidding process and meet minimum professional qualifications as determined by the inspector general's office.

All audits performed through this section shall be conducted in accordance with generally accepted auditing standards, and include, but not be limited to, a review of the submitted cost certification, agreements between the developer and the financing authority, purchase and sale agreements, any and all documentation relating to the real estate appraisal of the relevant property or properties, all reported expenses and revenues, all documentation regarding the purchase, sale or lease, or tall constructed units, and any other matter requested by the inspector general.

At the request of the third party, the inspector general's office may subpoena the production of all records, reports, audits, reviews, papers, books, documents, recommendations, correspondence, and any other data and material relevant to any matter under audit or investigation, in accordance with section 9 of chapter 12A of the General Laws, as so appearing."

After debate, at three minutes past one o'clock P.M., Mr. Hedlund doubted the presence of a quorum; and, a count of the Senate determined that a quorum was not present.

Subsequently, at four minutes past one o'clock P.M., the President declared that a quorum was present.

There being no objection, during consideration of the Orders of the Day, the following matters were considered, as follows:

PAPERS FROM THE HOUSE

Emergency Preambles Adopted.

An engrossed Bill authorizing a change of use of a certain parcel of land conveyed by the Commonwealth in the town of Falmouth (see Senate, No. 2853, amended), having been certified by the Senate Clerk to be rightly and truly prepared for final passage and containing an emergency preamble,-- **was laid before the Senate; and, a separate vote being taken in accordance with the requirements of Article LXVII of the Amendments to the Constitution, the preamble was adopted in concurrence, by a vote of 5 to 0.**

The bill was signed by the President and sent to the House for enactment.

An engrossed Bill authorizing the Massachusetts Water Resources Authority to dispose of real property located in the city of Quincy and to grant an access easement upon real property of the Massachusetts Water Resources Authority located in the city of Quincy (see House, No. 3570), having been certified by the Senate Clerk to be rightly and truly prepared for final passage and containing an emergency preamble,-- **was laid before the Senate; and, a separate vote being taken in accordance with the requirements of Article LXVII of the Amendments to the Constitution, the preamble was adopted in concurrence, by a vote of 7 to 0.**

The bill was signed by the President and sent to the House for enactment.

Recess.

At ten minutes past one o'clock P.M., at the request of Mr. Tarr, for the purpose of a minority caucus, the Chair (Mr. Rosenberg) declared a recess; and, at seven minutes before two o'clock P.M., the Senate reassembled, the President in the Chair.

Orders of the Day.

The Orders of the Day were further considered as follows:

The House Bill financing the production and preservation of housing for low and moderate income residents (House, No. 3492, amended),-- **was considered, the main question being on ordering the bill to a third reading, with the Ways and Means new text pending.**

The pending amendment, previously moved by Mr. Hedlund, was considered.

The question on adoption of the amendment was determined by a call of the yeas and nays, at five minutes before two o'clock P.M., on motion of Mr. Hedlund, as follows, to wit (*yeas 8 — nays 31*) [**Yeas and Nays No. 144**]:

YEAS.

Hedlund, Robert L.

Moore, Richard T.

Keenan, John F.

Ross, Richard J.

Knapik, Michael R.

Tarr, Bruce E.

Moore, Michael O.

Timilty, James E. — **8.**

NAYS.

Barrett, Michael J.

Jehlen, Patricia D.

Brewer, Stephen M.

Joyce, Brian A.

Brownsberger, William N.

Kennedy, Thomas P.

Candaras, Gale D.

Lovely, Joan B.

Chandler, Harriette L.

McGee, Thomas M.

Chang-Diaz, Sonia

Montigny, Mark C.

Clark, Katherine M.

O'Connor Ives, Kathleen

Creem, Cynthia Stone

Pacheco, Marc R.

DiDomenico, Sal N.

Petrucelli, Anthony

Donnelly, Kenneth J.

Rodrigues, Michael J.

Donoghue, Eileen M.

Rosenberg, Stanley C.

Downing, Benjamin B.

Rush, Michael F.

Eldridge, James B.

Spilka, Karen E.

Finegold, Barry R.

Welch, James T.

Flanagan, Jennifer L.

Wolf, Daniel A. — **31.**

Forry, Linda Dorcena

The yeas and nays having been completed at one minute past two o'clock P.M, the amendment was *rejected*.

Mr. Hedlund moved reconsideration of the previous vote.

The question on reconsideration was determined by a call of the yeas and the nays, at four minutes past two o'clock P.M., on motion of Mr. Hedlund, as follows, to wit (*yeas 4— nays 35*) [**Yeas and Nays No. 145**]:

YEAS.

Hedlund, Robert L.

Ross, Richard J.

Knapik, Michael R.

Tarr, Bruce E. – 4.

NAYS.

Barrett, Michael J.

Keenan, John F.

Brewer, Stephen M.

Kennedy, Thomas P.

Brownsberger, William N.

Lovely, Joan B.

Candaras, Gale D.

McGee, Thomas M.

Chandler, Harriette L.

Montigny, Mark C.

Chang-Diaz, Sonia

Moore, Michael O.

Clark, Katherine M.

Moore, Richard T.

Creem, Cynthia Stone

O'Connor Ives, Kathleen

DiDomenico, Sal N.

Pacheco, Marc R.

Donnelly, Kenneth J.

Petrucelli, Anthony

Donoghue, Eileen M.

Rodrigues, Michael J.

Downing, Benjamin B.

Rosenberg, Stanley C.

Eldridge, James B.

Rush, Michael F.

Finegold, Barry R.

Spilka, Karen E.

Flanagan, Jennifer L.

Timilty, James E.

Forry, Linda Dorcena

Welch, James T.

Jehlen, Patricia D.

Wolf, Daniel A. – 35.

Joyce, Brian A.

The yeas and nays having been completed at twelve minutes past two o'clock P.M., the motion to reconsider was negatived.

Subsequently, Mr. Tarr asked unanimous consent to consider no action having been taken on the amendment; and there being no objection, this motion prevailed.

The amendment previously moved by Mr. Hedlund was again considered.

After debate, the question on adoption of the amendment was determined by a call of the yeas and nays, at seventeen minutes before three o'clock P.M., on motion of Mr. Hedlund, as follows, to wit (*yeas 8 — nays 32*) [**Yeas and Nays No. 146**]:

YEAS.

Hedlund, Robert L.	Moore, Richard T.
Keenan, John F.	Ross, Richard J.
Knapik, Michael R.	Tarr, Bruce E.
Moore, Michael O.	Timilty, James E. — 8.

NAYS.

Barrett, Michael J.	Jehlen, Patricia D.
Brewer, Stephen M.	Joyce, Brian A.
Brownsberger, William N.	Kennedy, Thomas P.
Candaras, Gale D.	Lovely, Joan B.
Chandler, Harriette L.	McGee, Thomas M.
Chang-Diaz, Sonia	Montigny, Mark C.
Clark, Katherine M.	Murray, Therese
Creem, Cynthia Stone	O'Connor Ives, Kathleen
DiDomenico, Sal N.	Pacheco, Marc R.
Donnelly, Kenneth J.	Petrucelli, Anthony
Donoghue, Eileen M.	Rodrigues, Michael J.
Downing, Benjamin B.	Rosenberg, Stanley C.
Eldridge, James B.	Rush, Michael F.
Finegold, Barry R.	Spilka, Karen E.
Flanagan, Jennifer L.	Welch, James T.

The yeas and nays having been completed at thirteen minutes before three o'clock P.M, the amendment was then *rejected*.

Mr. Welch, Ms. Candaras and Mr. Knapik moved that the proposed new text be amended in section 2, by inserting, in line 190, after the word "renovation" the following:- "or new construction".

After remarks, the amendment was **adopted**.

Ms. Candaras, Mr. Welch and Mr. Rosenberg moved that the proposed new text be amended in section 13, in line 368, by inserting after the word "renovation" the following words:- "recovery from a natural or man-made disaster,".

After remarks, the amendment was **adopted**.

Ms. Candaras, Mr. Welch and Mr. Rosenberg moved that the proposed new text be amended section 13, in line 375, by adding at the end thereof the following sentence:-

"Preference may be given to projects that have suffered partial or complete damage to their eligible facilities from a natural or man-made disaster."

The amendment was **adopted**.

Ms. Creem moved that the proposed new text be amended by inserting at the end thereof the following three sections:-

"SECTION __. The General Laws are hereby amended by inserting after Chapter 183C the following chapter:-

CHAPTER 183D LANDOWNER'S TITLE PROTECTION ACT

Section 1. This chapter shall be known and may be cited as the Landowner's Title Protection Act.

Section 2. As used in this chapter, the following words shall, unless the context otherwise requires, have the following meanings:
'Decree', a decree, judgment or order of any court within the commonwealth including, but not limited to, a decree, judgment or order of the superior court or land court affecting an interest in land or a decree of judgment of the probate court allowing a will or appointing an administrator.

'Deed', any type of instrument of conveyance, except a mortgage or a tax taking by a municipality, including, but not limited to, a grant of easement, a warranty, quitclaim, release, foreclosure, fiduciary, or commissioner's deed, or a sheriff's deed or tax collector's deed recorded subsequent to foreclosure of the right of redemption; or a treasurer's deed of low value land held under tax title, which is recorded subsequent to recording of a decree establishing title pursuant to section 80B of chapter 60, and one year has elapsed after entry of the decree, or as to which a period of more than 20 years has elapsed after recording, in either case without any petition to vacate having been timely filed.

'Land', any parcel or tract of unregistered land in the commonwealth, together with any and all buildings and other improvements thereon unless such buildings or improvements are expressly excepted therefrom.

'Origin of title', a title transaction, other than a devise or probate court decree as to an intestacy or the allowance of a will, in the chain of title, containing language or, in the case of a decree, provisions sufficient to create or transfer the interest in land which forms the basis for the title to such land, and which was the most recent as of that date which is the beginning of the sufficiency period prior to the date on which the sufficiency is being determined

'Recorded', recorded in the appropriate registry of deeds or filed in the appropriate registry of probate.

'Records', records of the registry of deeds for the county or district in which the land is located and of any registry of probate in the commonwealth.

"Sufficiency Period", fifty years, except in those cases where a longer period is required pursuant to the provisions of paragraph (b) of section 3.

'Title transaction', any transaction affecting title to any interest in land, including, but not limited to, any deed, grant, release, devise, instrument of taking by eminent domain, decree foreclosing redemption from a tax taking and other decree.

Section 3. (a) Any person having an interest in land, who has an unbroken chain of title to such interest for the sufficiency period or more, shall be deemed to have a good and clear record and marketable title to that interest, subject only to the provisions of section 4. An unbroken chain of title exists when the records disclose: (i) the origin of title; and (ii) nothing in the records within or subsequent to the origin of title which purports to divest the person claiming the interest.

(b) If, within fifty years preceding the date on which the sufficiency of title is being determined, there appear to have been no title transaction, other than a devise or probate court decree as to an intestacy or the allowance of a will, relating to such interest or the land it affects, the sufficiency period shall be seventy-five years.

Section 4. A good and clear record and marketable title shall be subject to:

(a) any interest or encumbrance which is created by a title transaction and is within the chain of title on or subsequent to the effective date of the origin of title.

(b) any interest or encumbrance which is created by a title transaction prior to the effective date of the origin of title only if the origin of title or subsequent recorded instrument specifically identifies either such prior interest or encumbrance or the instrument in the records wherein the interest or encumbrance was created, but a general reference to a title source such as 'for our title see',

or 'said land is the same described in', or general phrases such as 'subject to any rights, easements, restrictions and other matters, of record' or words or phrases of similar import, shall not be deemed a 'specific identification therein' so as to preserve such interest or encumbrance;

(c) any right or easement granted to owners abutting private ways under section 5 of chapter 187;

(d) any right or easement granted, excepted or reserved by any instrument, if there is evidence of the existence of such right or easement beneath, upon or above any part of the land described in such instrument, whether or not observable on or above the ground;

(e) any right or easement granted, excepted or reserved by any instrument, if there is evidence of the use of such right or easement upon any part of the land;

(f) any interest or easement of any public utility corporation or any public service corporation organized and existing under chapter 158 or chapter 164;

(g) any reversionary interest of a lessor, or any interest of a successor of any lessor at the expiration of any lease;

(h) any interest of the United States, the commonwealth or any political subdivision, agency, authority or instrumentality of the commonwealth, including in land formerly used by railroads, whether there are recorded easements or not;

(i) the rights of any person arising from a twenty-year period of adverse possession or prescriptive use, which period was in whole or in part subsequent to the date of origin of title;

(j) conservation, preservation, agricultural preservation and affordable housing restrictions exempted under the provisions of clause (c) of the first paragraph of section 26 of chapter 184;

(k) any interest or instrument of record which has been created pursuant to section 6 of chapter 21E;

(l) any liens created pursuant to section 13 of said chapter 21E;

(m) any restriction, easement, condition or license held by any governmental body, as defined in section 26 of chapter 184, if the instrument imposing such restriction, easement, condition or license is duly recorded and indexed in the grantor index in the registry of deeds or registered in the registry district of the land court for the county or district wherein the land lies so as to affect its title, and describes the land by metes and bounds or by reference to a recorded or registered plan showing its boundaries; and

(n) all interests preserved in chapter 185.

Section 5. Except as provided in section 4, all interests, the existence of which depend upon any title transaction that occurred prior to the effective date of the origin of title, however denominated, whether legal or equitable, present or future, which interests may be asserted by any person, whether or not under a disability, including but not limited to all rights of redemption in the case of a taking or sale for the non-payment of real estate taxes, are hereby declared to be null and void with respect to the interest specified in section 3.

Section 6. Notwithstanding the foregoing, any person to whom a decree of confirmation under chapter 185 has been issued shall be deemed to have a good and clear record and marketable title as of the effective date of such decree, subject only to the matters set forth in such decree and the matters enumerated in section 46 of chapter 185.

Section 7. This chapter shall be liberally construed to effectuate the legislative purpose of simplifying and facilitating title transactions by allowing persons to rely on a record chain of title as described in section 3, subject only to such limitations as appear in section 4.

Section 8. Except as herein specifically provided, nothing herein shall be construed to change the period for bringing an action or for doing any other required act under any statute of limitations or to affect the operations of any statute governing the effect of the recording or the failure to record any instrument affecting land.

SECTION __. If the sufficiency period specified in section 3 of chapter 183C of the General Laws would expire prior to January 1, 2015, such period shall be extended so as to expire on January 1, 2015.

SECTION __. Sections __ and __ of this act shall take effect January 1, 2014, and shall apply to instruments executed on, after and prior to said date."

The amendment was *rejected*.

Mr. Michael O. Moore moved to amend the proposed new text by inserting, after section __, the following new section:-

"SECTION __. Notwithstanding section 20 through 23, inclusive, of Chapter 40B of the General Laws and any regulations promulgated thereunder, any manufactured home as defined in section 32Q of chapter 140 of the General Laws, or any other dwelling unit built on a chassis and containing complete electrical, plumbing and sanitary facilities, and designed to be installed on a temporary or permanent foundation for permanent living quarters, and having been assessed as a mobile or manufactured home by the assessor's office by the municipality where the dwelling is located, shall be considered 'low or moderate income housing,' as defined in section 20 of chapter 40B of the General Laws."

The amendment was *rejected*.

Mr. Tarr moved to amend the proposed new text by inserting after section __ the following section:-

"SECTION __. (a) The state auditor shall conduct an audit and file a report not later than Oct 15, 2013 regarding Massachusetts General Law Chapter 40B and the Comprehensive Permit Law. Said audit shall include, but not be limited to, data on the effectiveness of the statute, the number of housing units created under the statute, the number of affordable housing units created under the statute, the percent of communities that have met their affordable housing goals, the number of projects authorized under chapter 40B, the number of projects completed under chapter 40B, the accuracy of information concerning income eligibility of tenants, and a review of the integrity of the limits of developer profit and profit sharing between a developer and a municipality. Said report shall be made available on line and filed with the clerks of the house and senate.

(b) There shall be an affordable housing task force to examine the most advantageous means to create and maintain affordable housing in the commonwealth. The task force shall review current state and local laws and regulations which impact the availability of low and middle-class housing and determine if any revisions are necessary for achieving a fair and consistent policy that supports the states goal of creating housing consistent with demand, that meets the needs of communities and constituents, and that furthers environmental and economic prosperity. The task force's review shall include, but not be limited to, chapter 40B and 40A of the general laws, and regulations and policies promulgated pursuant to said chapters, the findings and recommendations of the 2003 Chapter 40B Task Force, and the report filed pursuant to section (a). Said report shall review the efficacy of chapter 40B in creating affordable housing, the intended and actual impact of chapter 40B on municipalities, builders and those otherwise impacted by the chapter, and the process to initiate and complete projects under said chapter. The task force shall examine the affordable housing policies of alternative jurisdictions and include legislative recommendations, if any, to replace or improve upon affordable housing policies in the commonwealth.

(c) The task force shall report the results of its examination, review and evaluation on the website of the department of housing and community development and file said report with the clerks of the senate and the house of representatives not later than May 1, 2014. The commission shall hold 2 or more public hearings before issuing the report.

(d) The task force shall consist of the following members: the secretary of housing and economic development or a designee; the director of the Department of Housing and Community Development or a designee; the executive director of the Community Economic Development Assistance Corporation or a designee; 3 municipal officials appointed by the Governor from a list of names supplied by the Massachusetts Municipal Association, 1 of whom shall be from a city and one of whom shall be from a town; 2 residents of the commonwealth impacted by affordable housing policy, 1 lender experienced in the financing of affordable housing, 1 for-profit and 1 not-for-profit developer of affordable housing, 1 economist experienced in residential and commercial development, 1 representative of an organization representing the interest of labor, each appointed by the governor; a representative of the citizens housing and planning association, Inc.; and a representative of the Massachusetts associations of community development corporations. The task force shall convene not later than November 1, 2013."

After remarks, the amendment was *rejected*.

Mr. Rush moved to amend the proposed new text by inserting after section 16 the following section:-

"SECTION 16A. Notwithstanding section 20 of chapter 40B of the General Laws, or any general or special law to the contrary, if an application before a board of zoning appeals would result in the commencement of construction of 50 or more units of low or moderate income housing in an area entirely within a single town designated as a tax increment financing zone under section 59 of chapter 40 of the General Laws, for which a tax increment financing agreement has been executed by town meeting and is in effect on the effective date of this act, then the requirements or regulations shall be considered consistent with local needs for the purposes of said section 20 of said chapter 40B."

Pending the question on adoption of the amendment, Messrs. Tarr, Hedlund, Ross and Knapik moved that the pending amendment (Rush) be amended by striking it in its entirety and inserting in place thereof the following:-

"SECTION __. The Department of Housing and Community Development shall conduct a review and issue a report on any projects initiated since 2005 where the host municipality has challenged the number of units to be counted as a low or moderate income housing or a municipality has determined the requirements or regulations are consistent with local needs for the purposes of said section 20 of said chapter 40B under a tax increment financing agreement that has been executed by the municipality. The Department shall submit the report to the clerks of the House and Senate within 1 year of passage of this act."

After debate, the question on adoption of the further amendment (Tarr) was determined by a call of the yeas and nays, at twenty-eight minutes before four o'clock P.M., on motion of Mr. Tarr, as follows, to wit (yeas 16 — nays 22) [Yeas and Nays No. 147]: YEAS.

Chang-Diaz, Sonia Jehlen, Patricia D.

Clark, Katherine M. Knapik, Michael R.

Creem, Cynthia Stone Lovely, Joan B.

DiDomenico, Sal N. Montigny, Mark C.

Donnelly, Kenneth J. Rodrigues, Michael J.

Downing, Benjamin B. Ross, Richard J.

Eldridge, James B. Tarr, Bruce E.

Hedlund, Robert L. Wolf, Daniel A. — 16.

NAYS.

Barrett, Michael J. McGee, Thomas M.

Brewer, Stephen M. Moore, Michael O.

Brownsberger, William N. Moore, Richard T.

Candaras, Gale D. O'Connor Ives, Kathleen

Donoghue, Eileen M. Pacheco, Marc R.

Finegold, Barry R. Petrucci, Anthony

Flanagan, Jennifer L. Rosenberg, Stanley C.

Forry, Linda Dorcena Rush, Michael F.

Joyce, Brian A. Spilka, Karen E.

Keenan, John F. Timilty, James E.

Kennedy, Thomas P. Welch, James T. — 22.

ABSENT OR NOT VOTING.

Chandler, Harriette L. – 1.

The yeas and nays having been completed at twenty-four minutes before four o'clock P.M, the further amendment was then *rejected*.

After further debate, the question on adoption of the pending amendment (Rush) was determined by a call of the yeas and nays, at eighteen minutes before four o'clock P.M., on motion of Mr. Tarr, as follows, to wit (yeas 23 — nays 15) [Yeas and Nays No. 148]:

YEAS.

Brewer, Stephen M. Moore, Michael O.
Brownsberger, William N. Moore, Richard T.
Donnelly, Kenneth J. O'Connor Ives, Kathleen
Donoghue, Eileen M. Pacheco, Marc R.
Flanagan, Jennifer L. Petruccelli, Anthony
Jehlen, Patricia D. Rodrigues, Michael J.
Joyce, Brian A. Rosenberg, Stanley C.
Keenan, John F. Rush, Michael F.
Kennedy, Thomas P. Spilka, Karen E.
Lovely, Joan B. Timilty, James E.
McGee, Thomas M. Welch, James T. – 23.
Montigny, Mark C.

NAYS.

Barrett, Michael J. Finegold, Barry R.
Candaras, Gale D. Forry, Linda Dorcena
Chang-Diaz, Sonia Hedlund, Robert L.
Clark, Katherine M. Knapik, Michael R.
Creem, Cynthia Stone Ross, Richard J.
DiDomenico, Sal N. Tarr, Bruce E.
Downing, Benjamin B. Wolf, Daniel A. – 15.
Eldridge, James B.

ABSENT OR NOT VOTING.

Chandler, Harriette L. – 1.

The yeas and nays having been completed at fourteen minutes before four o'clock P.M, the amendment (Rush) was then adopted. Messrs. Eldridge and Joyce moved to amend the proposed new text by striking out section 4; and inserting, after section 16, the following section:-

“SECTION 16A. Notwithstanding any general or special law to the contrary, the department of housing and community development shall consider housing to be low or moderate income housing under section 20 of chapter 40B of the General Laws if, on or before July 1, 2007, the department had agreed to consider that housing to be low or moderate income housing.”

The amendment was **adopted**.

Mr. Tarr moved that the proposed new text be amended by striking section 4 in its entirety.

Pending the question on adoption of the amendment, Mr. Knapik moved that the pending amendment (Tarr) be amended by inserting at the end thereof the following:- “and further by striking section 16 in its entirety”.

The further amendment was *rejected*.

After remarks, the pending amendment (Tarr) was then considered; and it was laid aside as moot.

Mr. Hedlund moved that the proposed new text be amended by inserting at the end thereof the following new section:-

“SECTION __. Notwithstanding any general or special law to the contrary, no person or persons shall be eligible for public housing under any terms and conditions other than those authorized under 42 U.S.C section 1436a.”

Pending the question on adoption of the amendment, Mr. Donnelly moved that the pending amendment (Hedlund) be amended by striking out the text and inserting in place thereof the following text:-

“The department of housing and community development shall determine and report the costs and benefits of limiting alien eligibility for state assisted public housing to individuals qualifying under the terms and conditions of 42 U.S.C. § 1436a. The report shall include, but not be limited to: (i) the estimated number of documented aliens currently eligible for state assisted public housing that will be denied housing under the terms and conditions of 42 U.S.C. § 1436a, including, but not limited to, aliens documented under a temporary protected status; (ii) the costs to other state programs as a result of implementing the limitation on state assisted public housing eligibility; and (iii) the costs to the department and to the office of the attorney general of adjudicating appeals, grievances and defending legal challenges of decisions based upon the immigration status of applicants. The department shall submit its report to the chairs of the house and senate committees on ways and means and the chairs of the joint committee on housing not later than October 31, 2013.”

After debate, the question on adoption of the further amendment (Donnelly) was determined by a call of the yeas and nays, at ten

minutes past four o'clock P.M., on motion of Mr. Tarr, as follows, to wit (yeas 31 — nays 7) [Y eas and Nays No. 149]:
YEAS.

Barrett, Michael J. Joyce, Brian A.
Brewer, Stephen M. Keenan, John F.
Brownsberger, William N. Kennedy, Thomas P.
Candaras, Gale D. Lovely, Joan B.
Chang-Diaz, Sonia McGee, Thomas M.
Clark, Katherine M. Montigny, Mark C.
Creem, Cynthia Stone O'Connor Ives, Kathleen
DiDomenico, Sal N. Pacheco, Marc R.
Donnelly, Kenneth J. Petruccelli, Anthony
Donoghue, Eileen M. Rodrigues, Michael J.
Downing, Benjamin B. Rosenberg, Stanley C.
Eldridge, James B. Rush, Michael F.
Finegold, Barry R. Spilka, Karen E.
Flanagan, Jennifer L. Welch, James T.
Forry, Linda Dorcena Wolf, Daniel A. — 31.
Jehlen, Patricia D.
NAYS.

Hedlund, Robert L. Ross, Richard J.
Knapik, Michael R. Tarr, Bruce E.
Moore, Michael O. Timilty, James E. — 7.
Moore, Richard T.
ABSENT OR NOT VOTING.
Chandler, Harriette L. — 1.

The yeas and nays having been completed at thirteen minutes past four o'clock P.M, the further amendment (Donnelly) was adopted.

The pending amendment (Hedlund), as amended (Donnelly), was then adopted.

Mr. Brewer moved to amend the proposed new text by striking out, in line 284, the item number “7004-0049” and inserting in place thereof the following item number:- “3000-0400”.

After remarks, the amendment was **adopted**.

The Ways and Means amendment was then adopted, as amended.

The Ways and Means amendment was then substituted for the pending Bonding, Capital Expenditures and State Assets amendment.

The bill, as amended, was then ordered to a third read and read a third time.

The question on passing the bill to be engrossed was determined by a call of the yeas and nays, at a quarter past four o'clock P.M., on motion of Mr. Eldridge, as follows, to wit (yeas 39 — nays 0) [Y eas and Nays No. 150]:

YEAS.

Barrett, Michael J. Knapik, Michael R.
Brewer, Stephen M. Lovely, Joan B.
Brownsberger, William N. McGee, Thomas M.
Candaras, Gale D. Montigny, Mark C.
Chang-Diaz, Sonia Moore, Michael O.
Clark, Katherine M. Moore, Richard T.
Creem, Cynthia Stone Murray, Therese
DiDomenico, Sal N. O'Connor Ives, Kathleen
Donnelly, Kenneth J. Pacheco, Marc R.
Donoghue, Eileen M. Petruccelli, Anthony
Downing, Benjamin B. Rodrigues, Michael J.
Eldridge, James B. Rosenberg, Stanley C.
Finegold, Barry R. Ross, Richard J.
Flanagan, Jennifer L. Rush, Michael F.
Forry, Linda Dorcena Spilka, Karen E.
Hedlund, Robert L. 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.
ABSENT OR NOT VOTING.
Chandler, Harriette L.— 1.

The yeas and nays having been completed at eighteen minutes past four o'clock P.M., the bill was passed to be engrossed, in concurrence, with the amendment [For text of Senate amendment, printed as amended, see Senate, No. 1845].

Sent to the House for concurrence in the amendment.

PAPERS FROM THE HOUSE

Engrossed Bill.

An engrossed Bill authorizing the Massachusetts Water Resources Authority to dispose of real property located in the city of Quincy and to grant an access easement upon real property of the Massachusetts Water Resources Authority located in the city of Quincy (see House, No. 3570) (which originated in the House), having been certified by the Senate Clerk to be rightly and truly prepared for final passage, was passed to be enacted and signed by the President and laid before the Governor for his approbation.

Engrossed Bill—Land Taking for Conservation Etc.

An engrossed Bill authorizing a change of use of a certain parcel of land conveyed by the Commonwealth in the town of Falmouth (see House, No. 2853, amended) (which originated in the House), having been certified by the Senate Clerk to be rightly and truly prepared for final passage,-- was put upon its final passage; and, this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution, the question on passing it to be enacted was determined by a call of the yeas and nays, at nineteen minutes past four o'clock P.M., as follows, to wit (yeas 38 - nays 0) [Yeas and Nays No. 151]:

YEAS.

Barrett, Michael J. Kennedy, Thomas P.
Brewer, Stephen M. Knapik, Michael R.
Brownsberger, William N. Lovely, Joan B.
Candaras, Gale D. McGee, Thomas M.
Chang-Diaz, Sonia Montigny, Mark C.
Clark, Katherine M. Moore, Michael O.
Creem, Cynthia Stone Moore, Richard T.
DiDomenico, Sal N. O'Connor Ives, Kathleen
Donnelly, Kenneth J. Pacheco, Marc R.
Donoghue, Eileen M. Petruccelli, Anthony
Downing, Benjamin B. Rodrigues, Michael J.
Eldridge, James B. Rosenberg, Stanley C.
Finegold, Barry R. Ross, Richard J.
Flanagan, Jennifer L. Rush, Michael F.
Forry, Linda Dorcena Spilka, Karen E.
Hedlund, Robert L. 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.

Chandler, Harriette L. – 1.

The yeas and nays having been completed at twenty-two minutes past four o'clock P.M., the bill was passed to be enacted, two-thirds of the members present having agreed to pass the same, and it was signed by the President and laid before the Governor for his approbation.

Engrossed Bill Returned with Recommendation of Amendment.

A Message from His Excellency the Governor, returning with recommendation of amendment the engrossed Bill relative to distribution of regional greenhouse gas initiative auction proceeds (see House, No. 3561) [being the text contained in section 36 of the General Appropriation Bill (see House, No. 3538)] [for message, see attachment F of House, No. 3566],— came from the House with the endorsement that the House had rejected the amendment recommended by the Governor as approved by the committee on Bills in the Third Reading.

The message was read; and, under the provisions of Article LVI of the Amendments to the Constitution, the bill was before the Senate subject to amendment and re-enactment.

The rules were suspended, on motion of Mr. Rodrigues.

After remarks, the Governor's amendment was then adopted (as corrected BTR).

Sent to the House for its action.

Message from the Governor — Disapprovals and Reductions

General Appropriations Bill.

A message from His Excellency the Governor, returning, with his disapproval of certain items and sections and parts of certain items, and reductions in certain items contained in the engrossed Bill making appropriations for the fiscal year 2014 for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (see House, No. 3538), which on Tuesday, July 2, 2013, had been laid before the Governor for his approbation,— came from the House, in part, several items and sections

having been passed by the House notwithstanding the reduction or disapproval of the Governor.

The message (House, No. 3566) was read; and the Senate proceeded to reconsider several items, which had been reduced or disapproved in accordance with the provisions of the Constitution.

Item 0330-0300 (Administrative Office of the Trial Court) was considered as follows:

0330-0300. For the central administration of the trial court, including costs associated with trial court non-employee services, trial court dental and vision health plan agreements, jury expenses, trial court law libraries, statewide telecommunications, private and municipal court rentals and leases, operation of courthouse facilities, rental of county court facilities, witness fees, printing expenses, equipment maintenance and repairs, the court interpreter program, insurance and chargeback costs, the Massachusetts sentencing commission, permanency mediation services, court security and judicial training; provided, that the court shall expand and maximize usage of videoconferencing whenever and wherever applicable, including in cooperation with the offices of the county sheriffs; provided further, that the court administrator shall submit a report to the house and senate committees on ways and means not later than January 31, 2014, detailing the number of court officers, per diem court officers and security personnel located in each trial court of the commonwealth; provided further, that not less than \$30,000 shall be spent for the "Grandparents Raising Grandchildren Project" to provide legal services to such grandparents in the areas of family law and public benefits, and further requiring the chief justice of administration and management to make a report to the General Court on or before January 1, 2014, of all grandparents who requested legal services, their eligibility for such services and whether or not they were denied due to insufficient resources, including the legal problem for which they sought assistance; provided further, that the trial court shall record all fees that are collected pursuant to subsection (e) of section 2A of chapter 211D of the General Laws and shall record said fees in a separate source code entitled —indigent misrepresentation fees; provided further, that the trial court shall record all fees that are collected pursuant to subsection (f) of said section 2A of said chapter 211D and shall record said fees in a separate source code entitled —indigent counsel fees; provided further, that the trial court shall record all fees collected under Supreme Judicial Court Rule 3:10 (10)(c)(ii) and shall record said fees in a separate source code entitled —indigent but able to contribute fees; provided further, that 50 per cent of all fees payable under Massachusetts Rules of Criminal Procedure 15(d) and 30(c)(8) shall be paid from this item; provided further, that the trial court shall submit quarterly reports to the house and senate committees on ways and means on revenues collected in the trial court; provided further, that the report shall provide the following information for the previous quarter for each court division and court house: (a) the total amount ordered in fees and fines; (b) the total amount dismissed in fees and fines; (c) the total amount paid in fees and fines; and (d) the total amount outstanding in fees and fines; provided further, that in the report due April 1, 2014, the report shall describe efforts by the trial court since the start of the fiscal year to: (a) partner with other public or private entities to maximize revenue collections; and (b) ensure that all court locations apply similar standards for revenue collections; provided further, that notwithstanding section 9A of chapter 30 of the General Laws, or any other general or special law to the contrary, the rights afforded to a veteran, pursuant to said section 9A of said chapter 30, shall also be afforded to any such veteran who holds a trial court office or position in the service of the commonwealth not classified under chapter 31 of the General Laws, other than an elective office, an appointive office for a fixed term or an office or position under section 7 of chapter 30 and who: (a) has held the office or position for not less than 1 year; and (b) has 30 years of total creditable service to the Commonwealth, as defined in chapter 32 of the General Laws; provided further, that the trial court shall submit a report to the victim and witness assistance board detailing the amount of assessments imposed within each court by a justice or clerk-magistrate during the previous calendar year pursuant to section 8 of chapter 258B of the General Laws; provided further, that the report shall include, but not be limited to, the number of cases in which the assessment was reduced or waived by a judge or clerk-magistrate within the courts; provided further, that the report shall be submitted to the victim and witness assistance board on or before January 10, 2014; provided further, that the court administrator shall submit a report to the house and senate committees on ways and means not later than January 31, 2014, that shall include, but not be limited to, the following: (a) the amount of money transferred from any item of appropriation; (b) the line item number of the appropriation making the transfer; (c) the line item number of the appropriation receiving the transfer; and (d) the reason for the necessity of the transfer; and provided further, that the trial court shall provide full cooperation to the evaluator selected under 1599-1300 of section 2 of chapter 139 of the acts of 2012 and shall make available to the evaluator any information and data needed to assist with the requirements of item 1599-130..... \$218,967,364.

[The Governor reduced this item by \$30,000 and struck the following wording: “; provided further, that not less than \$30,000 shall be spent for the ‘Grandparents Raising Grandchildren Project’ to provide legal services to such grandparents in the areas of family law and public benefits, and further requiring the chief justice of administration and management to make a report to the General Court on or before January 1, 2014, of all grandparents who requested legal services, their eligibility for such services and whether or not they were denied due to insufficient resources, including the legal problem for which they sought assistance”.] After remarks, the question on passing item 0330-0300, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-seven minutes before five o’clock P.M., as follows, to wit (yeas 38 — nays 1) [Yeas and Nays No. 152]:

YEAS.

Barrett, Michael J. Knapik, Michael R.

Brewer, Stephen M. Lovely, Joan B.

Brownsberger, William N. McGee, Thomas M.

Candaras, Gale D. Montigny, Mark C.

Clark, Katherine M. Moore, Michael O.

Creem, Cynthia Stone Moore, Richard T.
 DiDomenico, Sal N. Murray, Therese
 Donnelly, Kenneth J. O'Connor Ives, Kathleen
 Donoghue, Eileen M. Pacheco, Marc R.
 Downing, Benjamin B. Petrucci, 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.
 Jehlen, Patricia D. Tarr, Bruce E.
 Joyce, Brian A. Timilty, James E.
 Keenan, John F. Welch, James T.
 Kennedy, Thomas P. Wolf, Daniel A. – 38.
 NAYS.
 Chang-Diaz, Sonia – 1.
 ABSENT OR NOT VOTING.
 Chandler, Harriette L. – 1.

The yeas and nays having been completed at twenty-four minutes before five o'clock P.M., item 0330-0300, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 1599-0026 (Municipal Regionalization Reserve) was considered as follows:

1599-0026. For a reserve for 1-time grants to support municipal improvements; provided, not less than \$2,800,000 shall be expended to fund the District Local Technical Assistance Fund, including projects that encourage regionalization, to be administered by the division of local services and distributed through the District Local Technical Assistance Fund, established in section 2XXX of chapter 29 of the General Laws; provided further, that \$2,000,000 shall be expended for a pilot program to promote tourism and community development in central and western Massachusetts; provided further, that eligible recipients shall include municipalities, school districts and not-for-profit organizations; provided further, that not less than \$250,000 shall be expended to Plymouth county for the purposes of acquiring saltwater dredging equipment; provided further, that any equipment shall be owned, operated and maintained by Plymouth county; provided, that not less than \$4,000,000 shall be expended for a multi-year competitive grant program to provide financial support for 1-time or transition costs related to regionalization and other efficiency initiatives, with allowable applicants to include municipalities, regional school districts, school districts considering forming a regional school district or regionalizing services, regional planning agencies and councils of governments; provided further, that funds may be expended by the Edward J. Collins, Jr. Center for Public Management at the University of Massachusetts at Boston's John W. McCormack Graduate School of Policy and Global Studies to develop and effectuate a program of performance management, accountability and transparency for local governments; provided further, that funds may be expended to expand programs that received funding from this item in prior fiscal years and on programs with proven replicable outcomes for municipalities; provided further, that the executive office for administration and finance shall submit a report to the house and senate committees on ways and means not later than March 14, 2014 on: (a) results to date of grants awarded in fiscal year 2014 and in prior fiscal years; and (b) replicable outcome measures for projects awarded to date; provided further, that \$4,000,000 shall be transferred to the executive office of public safety and security for a competitive grant program to be administered by that executive office; provided further, that the grants shall be awarded to communities that: (a) have populations of at least 60,000; and (b) demonstrate that their police departments have an operating budget per capita of less than \$200 in 2010; and provided further, that each state entity administering grant funds through this item shall submit a report to the house and senate committees on ways and means not later than February 14, 2014 detailing grants awarded through this item and the criteria used for distribution \$13,050,000.

[The Governor reduced this item by \$2,250,000 and struck the following wording: “; provided further, that \$2,000,000 shall be expended for a pilot program to promote tourism and community development in central and western Massachusetts; provided further, that eligible recipients shall include municipalities, school districts and not-for-profit organizations; provided further, that not less than \$250,000 shall be expended to Plymouth county for the purposes of acquiring saltwater dredging equipment; provided further, that any equipment shall be owned, operated and maintained by Plymouth county”.]

The question on passing item 1599-0026, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-three minutes before five o'clock P.M., as follows, to wit (yeas 38 — nays 1) [Yeas and Nays No. 153]:

YEAS.
 Barrett, Michael J. Knapik, Michael R.
 Brewer, Stephen M. Lovely, Joan B.
 Brownsberger, William N. McGee, Thomas M.
 Candaras, Gale D. Montigny, Mark C.
 Clark, Katherine M. Moore, Michael O.

Creem, Cynthia Stone Moore, Richard T.
DiDomenico, Sal N. Murray, Therese
Donnelly, Kenneth J. O'Connor Ives, Kathleen
Donoghue, Eileen M. Pacheco, Marc R.
Downing, Benjamin B. Petrucci, 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.
Jehlen, Patricia D. Tarr, Bruce E.
Joyce, Brian A. Timilty, James E.
Keenan, John F. Welch, James T.
Kennedy, Thomas P. Wolf, Daniel A. – 38.
NAYS.
Chang-Diaz, Sonia – 1.
ABSENT OR NOT VOTING.
Chandler, Harriette L. – 1.

The yeas and nays having been completed at twenty-one minutes before five o'clock P.M., item 1599-0026, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 1599-3557 (Social Innovation Financing) was considered as follows:

1599-3557. For unexpected startup costs of providers holding contracts issued under section 35VV of chapter 10 of the General laws; provided, that eligible costs shall be those incurred by the selected intermediary associated with due diligence and initial establishment of all necessary infrastructure including legal costs, operational and economic modeling and other reasonable expenses associated with the homelessness pay-for-success contract \$250,000.”.

[The Governor disapproved this item.]

After remarks, the question on passing item 1599-3557, contained in section 2, in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at seventeen minutes before five o'clock P.M., as follows, to wit (yeas 37 — nays 2) [Yeas and Nays No. 154]:

YEAS.

Barrett, Michael J. Knapik, Michael R.
Brewer, Stephen M. Lovely, Joan B.
Brownsberger, William N. McGee, Thomas M.
Candaras, Gale D. Montigny, Mark C.
Chang-Diaz, Sonia Moore, Michael O.
Clark, Katherine M. Moore, Richard T.
Creem, Cynthia Stone Murray, Therese
DiDomenico, Sal N. O'Connor Ives, Kathleen
Donnelly, Kenneth J. Petrucci, Anthony
Donoghue, Eileen M. Rodrigues, Michael J.
Downing, Benjamin B. Rosenberg, Stanley C.
Eldridge, James B. Ross, Richard J.
Finegold, Barry R. Rush, Michael F.
Flanagan, Jennifer L. Spilka, Karen E.
Forry, Linda Dorcena 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.
Hedlund, Robert L. Pacheco, Marc R. – 2.
ABSENT OR NOT VOTING.
Chandler, Harriette L. – 1.

The yeas and nays having been completed at a quarter before five o'clock P.M., item 1599-3557, contained in section 2, stands, in concurrence, notwithstanding the disapproval of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 1599-7104 (Dartmouth/Bristol Community College Reserve) was considered as follows:

1599-7104. For a reserve of not more than \$2,700,000 for the facilities costs associated with the college of visual and performing

arts at the University of Massachusetts at Dartmouth including funds from this item for Bristol Community College; provided, that funds from this item shall be expended for the lease and operations of educational facilities procured by the University of Massachusetts to alleviate educational programmatic overcrowding..... \$4,200,000”.

[The Governor reduced this item by \$1,500,000 and struck the following wording: “; provided, that funds from this item shall be expended for the lease and operations of educational facilities procured by the University of Massachusetts to alleviate educational programmatic overcrowding”.]

After remarks, the question on passing item 1599-7104, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at thirteen minutes before five o’clock P.M., as follows, to wit (yeas 37 — nays 2) [Yeas and Nays No. 155]:

YEAS.

Barrett, Michael J. Lovely, Joan B.
Brewer, Stephen M. McGee, Thomas M.
Brownsberger, William N. Montigny, Mark C.
Candaras, Gale D. Moore, Michael O.
Clark, Katherine M. Moore, Richard T.
Creem, Cynthia Stone Murray, Therese
DiDomenico, Sal N. O’Connor Ives, Kathleen
Donnelly, Kenneth J. Pacheco, Marc R.
Donoghue, Eileen M. Petrucci, Anthony
Downing, Benjamin B. Rodrigues, Michael J.
Eldridge, James B. Rosenberg, Stanley C.
Finegold, Barry R. Ross, Richard J.
Flanagan, Jennifer L. Rush, Michael F.
Forry, Linda Dorcena Spilka, Karen E.
Jehlen, Patricia D. Tarr, Bruce E.
Joyce, Brian A. Timilty, James E.
Keenan, John F. Welch, James T.
Kennedy, Thomas P. Wolf, Daniel A. — 37.
Knapik, Michael R.

NAYS.

Chang-Diaz, Sonia Hedlund, Robert L. — 2.
ABSENT OR NOT VOTING.
Chandler, Harriette L. — 1.

The yeas and nays having been completed at ten minutes before five o’clock P.M., item 1599-7104, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 2511-3002 (Integrated Pest Management) was considered as follows:

2511-3002. For the integrated pest management program; provided, that the department shall expend sufficient funds to continue the monitoring and mitigation of the brown marmorated stink bug and the spotted wing drosophila by the University of Massachusetts at Amherst center for agriculture..... \$95,446.

[The Governor reduced this item by \$40,000 and struck the following wording: “; provided, that the department shall expend sufficient funds to continue the monitoring and mitigation of the brown marmorated stink bug and the spotted wing drosophila by the University of Massachusetts at Amherst center for agriculture”.]

After remarks, the question on passing item 2511-3002, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at seven minutes before five o’clock P.M., as follows, to wit (yeas 37 — nays 2) [Yeas and Nays No. 156]:

YEAS.

Barrett, Michael J. Lovely, Joan B.
Brewer, Stephen M. McGee, Thomas M.
Brownsberger, William N. Montigny, Mark C.
Candaras, Gale D. Moore, Michael O.
Clark, Katherine M. Moore, Richard T.
Creem, Cynthia Stone Murray, Therese
DiDomenico, Sal N. O’Connor Ives, Kathleen
Donnelly, Kenneth J. Pacheco, Marc R.
Donoghue, Eileen M. Petrucci, Anthony
Downing, Benjamin B. Rodrigues, Michael J.
Eldridge, James B. Rosenberg, Stanley C.
Finegold, Barry R. Ross, Richard J.

Flanagan, Jennifer L. Rush, Michael F.
Forry, Linda Dorcena Spilka, Karen E.
Jehlen, Patricia D. Tarr, Bruce E.
Joyce, Brian A. Timilty, James E.
Keenan, John F. Welch, James T.
Kennedy, Thomas P. Wolf, Daniel A. – 37.
Knapik, Michael R.
NAYS.
Chang-Diaz, Sonia Hedlund, Robert L. – 2.
ABSENT OR NOT VOTING.
Chandler, Harriette L. – 1.

The yeas and nays having been completed at five minutes before five o'clock P.M., item 2511-3002, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 4000-0300 (EOHHS and MassHealth Administration) was considered as follows:

4000-0300 For the operation of the executive office of health and human services, including the operation of the managed care oversight board; provided, that the executive office shall provide technical and administrative assistance to agencies under the purview of the secretariat receiving federal funds; provided further, that the executive office shall monitor the expenditures and completion timetables for systems development projects and enhancements undertaken by all agencies under the purview of the secretariat and shall ensure that all measures are taken to make such systems compatible with one another for enhanced interagency interaction; provided further, that the executive office shall ensure that any collaborative assessments for children receiving services from multiple agencies within the secretariat shall be performed within existing resources; provided further, that the executive office of health and human services and its agencies, when contracting for services on the islands of Martha's Vineyard and Nantucket, shall take into consideration the increased costs associated with the provision of goods, services, housing, and travel costs and shall provide no more than \$30,000 for the increased costs associated with travelling to and from said islands; provided further, that funds appropriated in this item shall be expended for administrative and contracted services related to the implementation and operation of programs authorized by chapter 118E of the General Laws; provided further, that in consultation with the center for health information and analysis, no rate increase shall be provided to existing Medicaid provider rates without taking all measures possible under Title XIX of the Social Security Act, as codified at 42 U.S.C. chapter 7, subchapter XIX, to ensure that rates of payment to providers do not exceed the rates that are necessary to meet only those costs which must be incurred by efficiently and economically operated providers in order to provide services of adequate quality; provided further, that funds may be expended for the operation of the office of health equity within the executive office of health and human services; provided further, that no expenditures shall be made that are not federally reimbursable, including those related to Titles XIX or XXI of the Social Security Act, as codified at 42 U.S.C. chapter 7, subchapters XIX or XXI or the MassHealth demonstration waiver pursuant to section 1115(a) of said Social Security Act, as codified at 42 U.S.C. section 1315(a) or the community first demonstration waiver pursuant to section 1115 of the Social Security Act, as codified at 42 U.S.C. section 1315, whether made by the executive office or another commonwealth entity, except as required for: (a) the equivalent of MassHealth Standard benefits for children under age 21 who are in the care or custody of the department of youth services or the department of children and families; (b) dental benefits provided to clients of the department of developmental services who are age 21 or over; or (c) cost containment efforts the purposes and amounts of which have been submitted to the executive office for administration and finance and the house and senate committees on ways and means 30 days prior to making these expenditures; provided further, that in calculating rates of payment for children enrolled in MassHealth receiving inpatient and outpatient services at acute care pediatric hospitals and pediatric specialty units as defined in section 8A of Chapter 118E of the General Laws, the executive office shall provide additional reimbursement to the pediatric acute hospital in the Commonwealth, above the base rates, to compensate for high-complexity pediatric care in an amount no less than \$11,800,000 and to the pediatric specialty unit in the Commonwealth in an amount no less than \$3,000,000; provided further, that the executive office of health and human services may continue to recover provider overpayments made in the current and prior fiscal years through the Medicaid management information system, and that these recoveries shall be considered current fiscal year expenditure refunds; provided further, that funds shall be provided in an amount not less than the total appropriated in item 1599-2009 in section 2 of chapter 182 of the acts of 2008; provided further, that the executive office may collect directly from a liable third party any amounts paid to contracted providers under chapter 118E of the General Laws for which the executive office later discovers another third party is liable if no other course of recoupment is possible; provided further, that in calculating rates of inpatient and outpatient services for neonatal intensive care units, also known as NICU, with at least 55 licensed NICU beds within an acute hospital that has at least 109 pediatric intensive NICU licensed beds, the executive office shall make a supplemental payment of no more than \$200,000; provided further, that no funds shall be expended for interpretive services directly or indirectly related to a settlement or resolution agreement with the office of civil rights or any other office, group or entity; provided further, that interpretive services currently provided shall not give rise to enforceable legal rights for any party or to an enforceable entitlement to interpretive services; provided further, \$150,000 shall be expended for the work of the Massachusetts Unaccompanied Homeless Youth Commission to determine the scope of need among unaccompanied youth and young adults ages 24 and younger who are experiencing homelessness, and to identify and implement potential models for appropriate service delivery to unaccompanied homeless youth in urban, suburban, and rural areas of the commonwealth; provided further, that

notwithstanding any general or special law to the contrary, the commissioner of mental health shall approve any prior authorization or other restriction on medication used to treat mental illness in accordance with written policies, procedures and regulations of the department of mental health; provided further, that not less than \$1,500,000 shall be provided to the town of Webster to support emergency department capacity for a regional Medicare eligible disproportionate share, geographically isolated, community healthcare provider affiliated with the University of Massachusetts Medical School; provided further, that such funds shall be provided only if they will be matched by an equal or greater amount of private funds; provided further, that these funds shall be made available to said provider not later than December 31, 2013; provided further, that the executive office of health and human services shall report to the house and senate committees on ways and means not later than December 16, 2013 on the number of members that received case management services in fiscal year 2013, the scope of services provided and the spending impact of these services in both the primary care clinician and managed care organization populations; provided further, that the executive office of health and human services shall report to the house and senate committees on ways and means not later than January 13, 2014 on the number of members served in the dual eligible initiative, the average expenditure per member, the average expenditure per member prior to the demonstration project and the number of clients that receive care at skilled nursing facilities; provided further, that the executive office shall submit to the house and senate committees on ways and means and the joint committee on health care financing not later than December 6, 2013 a report detailing utilization of the Health Safety Net Trust Fund, established pursuant to section 66 of chapter 118E of the General Laws; provided further, that the report shall include: (a) the number of persons whose medical expenses were billed to the Health Safety Net Trust Fund in fiscal year 2013; (b) the total dollar amount billed to the Health Safety Net Trust Fund in fiscal year 2013; (c) the demographics of the population using the Health Safety Net Trust Fund; and (d) the types of services paid for out of the Health Safety Net Trust Fund in fiscal year 2013; provided further, that the executive office shall include in the report an analysis on hospitals' responsiveness to enrolling eligible individuals into the MassHealth program upon the date of service rather than charging those individuals to the Health Safety Net Trust Fund; provided further, that any projection of deficiency in item 4000-0430, 4000-0500, 4000-0600, 4000-0700, 4000-0870, 4000-0875, 4000-0880, 4000-0890, 4000-0895, 4000-0940, 4000-0950, 4000-0990, 4000-1400 or 4000-1405 shall be reported to the house and senate committees on ways and means not less than 90 days before the projected exhaustion of funding; provided further, that any unexpended balance in these accounts shall revert to the General Fund on June 30, 2014; provided further, that for purposes of long-term health care cost savings and enhanced patient care, the commonwealth shall recognize telehealth remote patient monitoring provided by home health agencies as a service to clients otherwise reimbursable through Medicaid; and provided further, that the funds authorized in this item for telehealth reimbursement shall be short-term reimbursement made through MassHealth \$91,785,813.

[The Governor reduced this item by \$2,420,000 and struck the following wording: “; provided further, that funds shall be provided in an amount not less than the total appropriated in item 1599-2009 in section 2 of chapter 182 of the acts of 2008” and “; provided further, that in calculating rates of inpatient and outpatient services for neonatal intensive care units, also known as NICU, with at least 55 licensed NICU beds within an acute hospital that has at least 109 pediatric intensive NICU licensed beds, the executive office shall make a supplemental payment of no more than \$200,000“.]

The question on passing item 4000-0300, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at three minutes before five o'clock P.M., as follows, to wit (yeas 37 — nays 2) [Yeas and Nays No. 157]:

YEAS.

Barrett, Michael J. Lovely, Joan B.
 Brewer, Stephen M. McGee, Thomas M.
 Brownsberger, William N. Montigny, Mark C.
 Candaras, Gale D. Moore, Michael O.
 Clark, Katherine M. Moore, Richard T.
 Creem, Cynthia Stone Murray, Therese
 DiDomenico, Sal N. O'Connor Ives, Kathleen
 Donnelly, Kenneth J. Pacheco, Marc R.
 Donoghue, Eileen M. Petruccelli, Anthony
 Downing, Benjamin B. Rodrigues, Michael J.
 Eldridge, James B. Rosenberg, Stanley C.
 Finegold, Barry R. Ross, Richard J.
 Flanagan, Jennifer L. Rush, Michael F.
 Forry, Linda Dorcena Spilka, Karen E.
 Jehlen, Patricia D. Tarr, Bruce E.
 Joyce, Brian A. Timilty, James E.
 Keenan, John F. Welch, James T.
 Kennedy, Thomas P. Wolf, Daniel A. — 37.
 Knapik, Michael R.

NAYS.

Chang-Diaz, Sonia Hedlund, Robert L. — 2.

ABSENT OR NOT VOTING.

Chandler, Harriette L. — 1.

The yeas and nays having been completed at one minute before five o'clock P.M., item 4000-0300, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Recess.

At three minutes past five o'clock P.M., the President declared a recess; and, at twenty-two minutes past five o'clock P.M., the Senate reassembled, the President in the Chair.

PAPERS FROM THE HOUSE

Message from the Governor — Disapprovals and Reductions

General Appropriations Bill.

A message from His Excellency the Governor, returning, with his disapproval of certain items and sections and parts of certain items, and reductions in certain items contained in the engrossed Bill making appropriations for the fiscal year 2014 for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (see House, No. 3538), which on Tuesday, July 2, 2013, had been laid before the Governor for his approbation,— came from the House, in part, several items and sections having been passed by the House notwithstanding the reduction or disapproval of the Governor.

The message (House, No. 3566) was read; and the Senate proceeded to reconsider several items, which had been reduced or disapproved in accordance with the provisions of the Constitution.

Item 4512-0200 (Substance Abuse Treatment) was considered as follows:

4512-0200. For the division of substance abuse services, including a program to reimburse driver alcohol education programs for services provided for court adjudicated indigent clients; provided, that programs in substantial regulatory and contractual compliance shall receive not less than the same level of funding in fiscal year 2014 as such programs received in fiscal year 2013; provided further, that not less than \$250,000 shall be provided to the Gavin Foundation; provided further, that not less than \$250,000 shall be expended for a pilot program for young adults aged 17 to 25 to address substance abuse issues for this age group; provided further, that not less than \$100,000 shall be expended for Self Esteem Boston's substance abuse direct service prevention and provider training programs; provided further, that not less than \$100,000 shall be expended for the New Beginnings program that targets youth at risk and in recovery in collaboration with school districts; provided further, that not less than \$25,000 shall be expended to fund the Charlestown Against Drugs (CHAD) program; and provided further, that not less than \$300,000 shall be expended for integrated treatment and stabilization services for individuals and families living with co-occurring substance use and mental health disorders..... \$83,958,094.

[The Governor reduced this item by \$475,000 and struck the following wording: "; provided further, that not less than \$250,000 shall be provided to the Gavin Foundation" and "; provided further, that not less than \$100,000 shall be expended for Self Esteem Boston's substance abuse direct service prevention and provider training programs; provided further, that not less than \$100,000 shall be expended for the New Beginnings program that targets youth at risk and in recovery in collaboration with school districts; provided further, that not less than \$25,000 shall be expended to fund the Charlestown Against Drugs (CHAD) program".]

The question on passing item 4512-0200, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-three minutes past five o'clock P.M., as follows, to wit (yeas 38 — nays 1) [Yeas and Nays No. 158]:

YEAS.

Barrett, Michael J. Knapik, Michael R.
Brewer, Stephen M. Lovely, Joan B.
Brownsberger, William N. McGee, Thomas M.
Candaras, Gale D. Montigny, Mark C.
Clark, Katherine M. Moore, Michael O.
Creem, Cynthia Stone Moore, Richard T.
DiDomenico, Sal N. Murray, Therese
Donnelly, Kenneth J. O'Connor Ives, Kathleen
Donoghue, Eileen M. Pacheco, Marc R.
Downing, Benjamin B. Petruccelli, Anthony
Eldridge, James B. Rodrigues, Michael J.
Finegold, Barry R. Rosenberg, Stanley C.
Flanagan, Jennifer L. Ross, Richard J.
Forry, Linda Dorcena Rush, Michael F.
Hedlund, Robert L. Spilka, Karen E.
Jehlen, Patricia D. Tarr, Bruce E.
Joyce, Brian A. Timilty, James E.
Keenan, John F. Welch, James T.
Kennedy, Thomas P. Wolf, Daniel A. — 38.

NAYS.

Chang-Diaz, Sonia – 1.
ABSENT OR NOT VOTING.
Chandler, Harriette L. – 1.

The yeas and nays having been completed at twenty-eight minutes past five o'clock P.M., item 4512-0200, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 4800-0038 (Services for Children and Families) was considered as follows:

4800-0038. For guardianship, foster care, adoption, family preservation and kinship services provided by the department of children and families; provided, that services funded through this item shall include shelter services, substance abuse treatment, young parent programs, parent aides, education and counseling services, foster care, adoption and guardianship subsidies, tiered reimbursements used to promote the foster care placement of children with special medical and social needs, an assessment of the appropriateness of adoption for children in the care of the department for more than 12 months, protective services provided by partnership agencies, targeted recruitment and retention of foster families, respite care services, post-adoption services and support services for foster, kinship and adoptive families and juvenile firesetter programs; provided further, that the commissioner of the department of children and families shall lead a task force to study ways to reduce the costs and delays of the adoption process in the commonwealth; provided further, that this task force shall consist of two members appointed by the speaker of the house of representatives, two members appointed by the president of the senate, one member appointed by the minority leader of the house of representatives, one member appointed by the minority leader of the senate, and two members appointed by the governor; provided further, that the task force shall consult with the chief justice of the probate and family court, the chief justice of the juvenile court, and the chief justice and trial court administrator of the trial court; and provided further, that the task force shall convene by September 1, 2013 and subsequently file a report with the clerk of the house of representatives and the clerk of the senate no later than March 1, 2014, and this report shall contain recommendations for legislative or regulatory changes to reduce costs of the adoption process and to make adoptions more easily available; provided further, that not less than \$25,000 shall be expended for the planned learning achievement program for youth in Amherst, in collaboration with the department of elementary and secondary education, through an interagency service agreement; provided further, that not less than \$50,000 shall be expended to the Weymouth teen center to provide job skills training, remedial education services, and to promote a social service program promoting growth and social welfare; provided further, that funds may be expended on programs that received funding in fiscal year 2013; provided further, that the department may contract with provider agencies for the coordination and management of services, including flex services; provided further, that funding shall be expended on children's advocacy centers and services for child victims of sexual abuse and assault; provided further, that not less than \$200,000 shall be expended for the Children's Advocacy Center of Bristol County; provided further, that not less than \$100,000 shall be expended for the Plymouth County Children's Advocacy Center; provided further, that not less than \$100,000 shall be expended for the Children's Cove Cape and Islands Child Advocacy Center; provided further, that funding may be expended on supervised visitation programs; provided further, that not less than \$75,000 shall be expended for a contract with Julie's Family Learning Program in the South Boston section of the city of Boston; and provided further, that not less than \$100,000 shall be expended for the Fragile Beginnings program \$249,436,051.

[The Governor reduced this item by \$125,000 and struck the following wording: - "; provided further, that not less than \$50,000 shall be expended to the Weymouth teen center to provide job skills training, remedial education services, and to promote a social service program promoting growth and social welfare" and "; provided further, that not less than \$75,000 shall be expended for a contract with Julie's Family Learning Program in the South Boston section of the city of Boston".]

After remarks, the question on passing item 4800-0038, contained in section 2, in concurrence, the reduction objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-nine minutes past five o'clock P.M., as follows, to wit (yeas 38 — nays 1)

[Yeas and Nays No. 159]:

YEAS.

Barrett, Michael J. Knapik, Michael R.
Brewer, Stephen M. Lovely, Joan B.
Brownsberger, William N. McGee, Thomas M.
Candaras, Gale D. Montigny, Mark C.
Clark, Katherine M. Moore, Michael O.
Creem, Cynthia Stone Moore, Richard T.
DiDomenico, Sal N. Murray, Therese
Donnelly, Kenneth J. O'Connor Ives, Kathleen
Donoghue, Eileen M. Pacheco, Marc R.
Downing, Benjamin B. Petrucci, 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.

Jehlen, Patricia D. Tarr, Bruce E.
Joyce, Brian A. Timilty, James E.
Keenan, John F. Welch, James T.
Kennedy, Thomas P. Wolf, Daniel A. – 38.
NAYS.
Chang-Diaz, Sonia – 1.
ABSENT OR NOT VOTING.
Chandler, Harriette L. – 1.

The yeas and nays having been completed at twenty-eight minutes before six o'clock P.M., item 4800-0038, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 2810-0100 (State Parks Operations) was considered as follows:

2810-0100. For the operation of the division of state parks and recreation; provided, that funds appropriated in this item shall be used: (a) to operate all of the division's parks, parkways, boulevards, roadways, bridges and related appurtenances under the care, custody and control of the division, flood control activities of the division, reservations, campgrounds, beaches and pools; (b) to oversee rinks; and (c) to protect and manage the division's lands and natural resources, including the forest and parks conservation services and the bureau of forestry development; provided further, that the same properties shall be open in fiscal year 2014 as were open in fiscal year 2013; provided further, that no funds from this item shall be made available for payment to true seasonal employees; provided further, that the rinks under the control of the department shall remain open and staffed for the full rink season; provided further, that the department may issue grants to public and nonpublic entities from this item; provided further, that not less than \$350,000 shall be expended for the purposes of aquatic invasive species control; provided further, that not less than \$75,000 shall be expended for the Let's Row Boston program administered by Community Rowing, Inc. of the city of Boston; provided further, that not less than \$40,000 shall be expended for the expansion of programs at Thayer Recreational Field in the town of Lancaster; provided further, that not less than \$200,000 shall be expended for open space improvements in the City of Lowell; provided further, that not less than \$300,000 shall be expended for sand harvesting or the purchase of sand to renourish Salisbury Beach State Reservation; provided further, that no less than \$75,000 shall be expended for the maintenance and improvement of the Fellsmere Pond Reservoir in the City of Malden; provided further, that no less than \$50,000 shall be expended for the town playground at the Clyde F. Brown Elementary School in Millis; provided further, that \$20,000 shall be expended for a safety grant for the town of Franklin; provided further, that not less than \$100,000 shall be expended for the operation of the Gardner Heritage State Park in the city of Gardner; provided further, that not less than \$750,000 shall be expended for the Blue Hills Trailside Museum; and provided further, that not less than \$50,000 shall be expended for the development of a facility for the enjoyment of the public in Sacramone Park in the city of Everett.....
\$42,554,957.

[The Governor reduced this item by \$570,000 and struck the following wording: "; provided further, that not less than \$200,000 shall be expended for open space improvements in the City of Lowell; provided further, that not less than \$300,000 shall be expended for sand harvesting or the purchase of sand to renourish Salisbury Beach State Reservation" and "; provided further, that no less than \$50,000 shall be expended for the town playground at the Clyde F. Brown Elementary School in Millis; provided further, that \$20,000 shall be expended for a safety grant for the town of Franklin".]

The question on passing item 2810-0100, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-seven minutes before six o'clock P.M., as follows, to wit (yeas 37 — nays 1) [Yeas and Nays No. 160]:

YEAS.

Barrett, Michael J. Lovely, Joan B.
Brewer, Stephen M. McGee, Thomas M.
Brownsberger, William N. Montigny, Mark C.
Candaras, Gale D. Moore, Michael O.
Clark, Katherine M. Moore, Richard T.
Creem, Cynthia Stone Murray, Therese
DiDomenico, Sal N. O'Connor Ives, Kathleen
Donnelly, Kenneth J. Pacheco, Marc R.
Donoghue, Eileen M. Petruccelli, Anthony
Downing, Benjamin B. Rodrigues, Michael J.
Eldridge, James B. Rosenberg, Stanley C.
Finegold, Barry R. Ross, Richard J.
Flanagan, Jennifer L. Rush, Michael F.
Hedlund, Robert L. Spilka, Karen E.
Jehlen, Patricia D. Tarr, Bruce E.
Joyce, Brian A. Timilty, James E.
Keenan, John F. Welch, James T.
Kennedy, Thomas P. Wolf, Daniel A. – 37.

Knapik, Michael R.

NAYS.

Chang-Diaz, Sonia – 1.

ABSENT OR NOT VOTING.

Chandler, Harriette L. Forry, Linda Dorcena – 2.

The yeas and nays having been completed at twenty-four minutes before six o'clock P.M., item 2810-0100, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 4000-0700 (MassHealth Fee for Service Payments) was considered as follows:

4000-0700. For health care services provided to medical assistance recipients under the executive office's health care indemnity or third party liability plan, to medical assistance recipients not otherwise covered under the executive office's managed care or senior care plans and for MassHealth benefits provided to children, adolescents and adults under clauses (a) to (d), inclusive, and clause (h) of subsection (2) of section 9A of chapter 118E of the General Laws and section 16C of said chapter 118E; provided, that no payments for special provider costs shall be made from this item without the prior written approval of the secretary of administration and finance; provided further, that no funds shall be expended from this item for children and adolescents under clause (c) of said subsection (2) of said section 9A of said chapter 118E whose family incomes, as determined by the executive office, exceed 150 per cent of the federal poverty level; provided further, that children who have aged out of the custody of the department of children and families shall be eligible for benefits until they reach age 21; provided further, that funds shall be expended from this item for members who qualify for early intervention services; provided further, that funds may be expended from this item for health care services provided to the recipients in prior fiscal years; provided further, that \$23,000,000 shall be expended from this item, or item 4000-0500 if necessary, to achieve maximum federal financial participation, to enhance the ability of hospitals and community health centers to serve populations in need more efficiently and effectively; provided further, that the executive office shall maximize federal reimbursements for state expenditures made to these providers; provided further, that the executive office shall not, in fiscal year 2014, fund programs relating to case management with the intention of reducing length of stay for neonatal intensive care unit cases; provided further, that notwithstanding the foregoing, funds may be expended from this item for the purchase of third party insurance including, but not limited to, Medicare for any medical assistance recipient; provided further, that the executive office may reduce MassHealth premiums or copayments or offer other incentives to encourage enrollees to comply with wellness goals; provided further, that funds may be expended from this item for activities relating to disability determinations or utilization management and review, including patient screenings and evaluations, regardless of whether such activities are performed by a state agency, contractor, agent or provider; provided further, that MassHealth shall expend not less than \$13,683,965 to provide an additional 5 per cent of its standard payment amount per discharge, or SPAD, or of reimbursement provided under any subsequent inpatient payment methodologies and \$12,332,013 to provide an additional 5 per cent of its outpatient payment amount per episode or PAPE, or of reimbursement provided under any subsequent outpatient payment methodologies to any acute care hospital that has greater than 63 per cent of its gross patient service revenue from governmental payers and free care as determined by the executive office of health and human services; provided further, that not more than \$17,200,000 shall be expended for fillings for all teeth, reducing extractions and loss of teeth for adult MassHealth members; and provided further, that not later than October 1, 2013 MassHealth shall report to the house and senate committees on ways and means the date at which full coverage for dental services may be restored given the funding level provided for those services \$2,196,315,039.

[The Governor reduced this item by \$200,000.]

After remarks, the question on passing item 4000-0700, contained in section 2, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-three minutes before six o'clock P.M., as follows, to wit (yeas 36 — nays 2) [Yeas and Nays No. 161]:

YEAS.

Barrett, Michael J. Lovely, Joan B.

Brewer, Stephen M. McGee, Thomas M.

Brownsberger, William N. Montigny, Mark C.

Candaras, Gale D. Moore, Michael O.

Clark, Katherine M. Moore, Richard T.

Creem, Cynthia Stone Murray, Therese

DiDomenico, Sal N. O'Connor Ives, Kathleen

Donnelly, Kenneth J. Pacheco, Marc R.

Donoghue, Eileen M. Petrucci, Anthony

Downing, Benjamin B. Rodrigues, Michael J.

Eldridge, James B. Rosenberg, Stanley C.

Finegold, Barry R. Ross, Richard J.

Flanagan, Jennifer L. Rush, Michael F.

Jehlen, Patricia D. Spilka, Karen E.

Joyce, Brian A. Tarr, Bruce E.

Keenan, John F. Timilty, James E.

Kennedy, Thomas P. Welch, James T.
Knapik, Michael R. Wolf, Daniel A. – 36.
NAYS.
Chang-Diaz, Sonia Hedlund, Robert L. – 2.
ABSENT OR NOT VOTING.
Chandler, Harriette L. Forry, Linda Dorcena – 2.

The yeas and nays having been completed at twenty-one minutes before six o'clock P.M., item 4000-0700, contained in section 2, stands, in concurrence, notwithstanding the reduction of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 4120-4005 (Living Independently for Equality) was considered as follows:

4120-4005. For Living Independently for Equality, Inc. of Brockton..... \$30,000.”.

[The Governor disapproved this section.]

The question on passing item 4120-4005, contained in section 2, in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty minutes before six o'clock P.M., as follows, to wit (yeas 36 — nays 2) [Yeas and Nays No. 162]:
YEAS.

Barrett, Michael J. Lovely, Joan B.
Brewer, Stephen M. McGee, Thomas M.
Brownsberger, William N. Montigny, Mark C.
Candaras, Gale D. Moore, Michael O.
Clark, Katherine M. Moore, Richard T.
Creem, Cynthia Stone Murray, Therese
DiDomenico, Sal N. O'Connor Ives, Kathleen
Donnelly, Kenneth J. Pacheco, Marc R.
Donoghue, Eileen M. Petrucci, Anthony
Downing, Benjamin B. Rodrigues, Michael J.
Eldridge, James B. Rosenberg, Stanley C.
Finegold, Barry R. Ross, Richard J.
Flanagan, Jennifer L. Rush, Michael F.
Jehlen, Patricia D. Spilka, Karen E.
Joyce, Brian A. Tarr, Bruce E.
Keenan, John F. Timilty, James E.
Kennedy, Thomas P. Welch, James T.
Knapik, Michael R. Wolf, Daniel A. – 36.
NAYS.
Chang-Diaz, Sonia Hedlund, Robert L. – 2.
ABSENT OR NOT VOTING.
Chandler, Harriette L. Forry, Linda Dorcena – 2.

The yeas and nays having been completed at eighteen minutes before six o'clock P.M., item 4120-4005, contained in section 2, stands, in concurrence, notwithstanding the disapproval of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 4510-0615 (Radiation Monitoring Retained Revenue) was considered as follows:

4510-0615. For the department of public health, which may expend not more than \$180,000 from assessments collected under section 5K of chapter 111 of the General Laws for services provided to monitor, survey and inspect nuclear power reactors; provided, that the department may expend not more than \$1,678,947 from fees collected from licensing and inspecting users of radioactive material within the commonwealth under licenses presently issued by the Nuclear Regulatory Commission; provided further, that the revenues may be used for the costs of both programs, including the compensation of employees; provided further, that in fiscal year 2014 an amount not less than in fiscal year 2013 shall be expended for the C-10 Research & Education Foundation of Newburyport for the purposes of providing radiological monitoring of the 6 Massachusetts communities within the plume exposure emergency planning zone of Seabrook Nuclear Power Plant; and provided further, that for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system \$1,858,947.

[The Governor reduced this item by \$90,000 and struck the following wording: “For the department of public health, which may expend not more than \$180,000 from assessments collected under section 5K of chapter 111 of the General Laws for services provided to monitor, survey and inspect nuclear power reactors; provided, that the department may expend not more than \$1,678,947 from fees collected from licensing and inspecting users of radioactive material within the commonwealth under licenses presently issued by the Nuclear Regulatory Commission; provided further, that the revenues may be used for the costs of both programs, including the compensation of employees; provided further, that in fiscal year 2014 an amount not less than in fiscal year 2013 shall be expended for the C-10 Research & Education Foundation of Newburyport for the purposes of providing

radiological monitoring of the 6 Massachusetts communities within the plume exposure emergency planning zone of Seabrook Nuclear Power Plant"; and inserted the following wording "For the department of public health, which may expend not more than \$180,000 from assessments collected under section 5K of chapter 111 of the General Laws for services provided to monitor, survey and inspect nuclear power reactors; provided, that the department may expend not more than \$1,588,947 from fees collected from licensing and inspecting users of radioactive materials within the commonwealth under licenses presently issued by the Nuclear Regulatory Commission; provided further, that the revenues may be used for the costs of both programs, including the compensation of employees;".]

After remarks, the question on passing item 4510-0615, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at sixteen minutes before six o'clock P.M., as follows, to wit (yeas 36 — nays 2) [Yeas and Nays No. 163]:

YEAS.

Barrett, Michael J. Lovely, Joan B.

Brewer, Stephen M. McGee, Thomas M.

Brownsberger, William N. Montigny, Mark C.

Candaras, Gale D. Moore, Michael O.

Clark, Katherine M. Moore, Richard T.

Creem, Cynthia Stone Murray, Therese

DiDomenico, Sal N. O'Connor Ives, Kathleen

Donnelly, Kenneth J. Pacheco, Marc R.

Donoghue, Eileen M. Petruccelli, Anthony

Downing, Benjamin B. Rodrigues, Michael J.

Eldridge, James B. Rosenberg, Stanley C.

Finegold, Barry R. Ross, Richard J.

Flanagan, Jennifer L. Rush, Michael F.

Jehlen, Patricia D. Spilka, Karen E.

Joyce, Brian A. Tarr, Bruce E.

Keenan, John F. Timilty, James E.

Kennedy, Thomas P. Welch, James T.

Knapik, Michael R. Wolf, Daniel A. — 36.

NAYS.

Chang-Diaz, Sonia Hedlund, Robert L. — 2.

ABSENT OR NOT VOTING.

Chandler, Harriette L. Forry, Linda Dorcena — 2.

The yeas and nays having been completed at fourteen minutes before six o'clock P.M., item 4510-0615, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 7004-0099 (Department of Housing Administration) was considered as follows:

7004-0099. For the operation of the department of housing and community development; provided, that notwithstanding any general or special law to the contrary, the department may make expenditures against federal grants for certain direct and indirect costs under a cost overhead allocation plan approved by the comptroller; provided further, that the comptroller shall maintain an account on the Massachusetts management accounting and reporting system to make these expenditures; provided further, that expenditures made against said account shall not be subject to appropriation and may include the cost of personnel; provided further, that notwithstanding any general or special law or rule or regulation to the contrary, the department may conduct annual verifications of household income levels based upon state tax returns for the purposes of administering the state and federal housing subsidy programs funded in items 7004-0108, 7004-9005, 7004-9024, 7004-9030, 7004-9033 and 7004-9316 of this section and items 7004-9009, 7004-9014, 7004-9019 and 7004-9020 of section 2D; provided further, that as a condition of eligibility or continued occupancy by an applicant or tenant, the department may require disclosure of the social security number of an applicant or tenant and members of the applicant's or tenant's household for use in verification of income eligibility; provided further, that the department may deny or terminate participation in subsidy programs for failure by an applicant or tenant to provide a social security number for use in verification of income eligibility; provided further, that the department may consult with the department of revenue, the department of transitional assistance or any other state or federal agency to conduct this income verification; provided further, that notwithstanding any general or special law to the contrary, these state agencies shall consult and cooperate with the department and furnish any information in the possession of the agencies including, but not limited to, tax returns and applications for public assistance or financial aid; provided further, that in conducting this income verification, the director of the department may enter into an interdepartmental service agreement with the commissioner of revenue to utilize the department of revenue's wage reporting and bank match system to verify the income and eligibility of participants in federally assisted housing programs and that of members of the participants' households; provided further, that notwithstanding section 12 of chapter 490 of the acts of 1980, the department may authorize neighborhood housing services corporations to retain, re-assign and reloan funds received in repayment of loans made under the neighborhood housing services

rehabilitation program; provided further, that the department shall, not later than September 3, 2013, promulgate and uniformly enforce regulations clarifying that a household that otherwise qualifies for any preference or priority for state subsidized housing or rental assistance based on homeless or at-risk status shall retain that preference or priority notwithstanding receipt of rental assistance that is intended to be temporary including, but not limited to, any temporary or bridge subsidies provided with state or federal funds which shall include households receiving rental assistance under item 7004-0108 after July 1, 2013; provided further, that the department shall provide the caseload forecasting office with enrollment data and any other information pertinent to caseload forecasting that is requested by the office on a monthly basis; provided further, that such information shall be provided in a manner that meets all applicable federal and state privacy security requirements; provided further, that not less than \$75,000 shall be expended to World is Our Classroom, Inc. serving the towns of Holyoke, Westfield, Chicopee and Greenfield; provided further, that no less than \$50,000 shall be expended for the South Worcester Neighborhood Improvement Corporation; provided further, that no less than \$25,000 shall be expended for Solutions at Work in the city of Cambridge; provided further, that no less than \$100,000 shall be expended for the Chelsea Community Center for the rehabilitation of community based occupancy units; and provided further, that the town of Holbrook shall receive not less than the amount appropriated in Chapter 139 of the Acts of 2012 for a one-time community action grant \$6,647,129.

[The Governor reduced this item by \$250,000 and struck the following wording:--; provided further, that not less than \$75,000 shall be expended to World is Our Classroom, Inc. serving the towns of Holyoke, Westfield, Chicopee and Greenfield; provided further, that no less than \$50,000 shall be expended for the South Worcester Neighborhood Improvement Corporation; provided further, that no less than \$25,000 shall be expended for Solutions at Work in the city of Cambridge” and “; and provided further, that the town of Holbrook shall receive not less than the amount appropriated in Chapter 139 of the Acts of 2012 for a one-time community action grant”.]

The question on passing item 7004-0099, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at thirteen minutes before six o'clock P.M., as follows, to wit (yeas 36 — nays 2) [Yeas and Nays No. 164]:

YEAS.

Barrett, Michael J. Lovely, Joan B.
Brewer, Stephen M. McGee, Thomas M.
Brownsberger, William N. Montigny, Mark C.
Candaras, Gale D. Moore, Michael O.
Clark, Katherine M. Moore, Richard T.
Creem, Cynthia Stone Murray, Therese
DiDomenico, Sal N. O'Connor Ives, Kathleen
Donnelly, Kenneth J. Pacheco, Marc R.
Donoghue, Eileen M. Petruccelli, Anthony
Downing, Benjamin B. Rodrigues, Michael J.
Eldridge, James B. Rosenberg, Stanley C.
Finegold, Barry R. Ross, Richard J.
Flanagan, Jennifer L. Rush, Michael F.
Jehlen, Patricia D. Spilka, Karen E.
Joyce, Brian A. Tarr, Bruce E.
Keenan, John F. Timilty, James E.
Kennedy, Thomas P. Welch, James T.
Knapik, Michael R. Wolf, Daniel A. — 36.

NAYS.

Chang-Diaz, Sonia Hedlund, Robert L. — 2.

ABSENT OR NOT VOTING.

Chandler, Harriette L. Forry, Linda Dorcena — 2.

The yeas and nays having been completed at eleven minutes before six o'clock P.M., item 7004-0099, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 7008-0900 (Massachusetts Office of Travel and Tourism) was considered as follows:

7008-0900. For the operation and administration of the office of travel and tourism; provided, that the office shall be the official and lead agency to facilitate and attract major sports events and championships in the commonwealth; provided further, that the office shall provide an annual report to the house and senate committees on ways and means not later than March 14, 2014; provided further, that the report shall provide information on regional tourist activities funded through item 7008-1000; provided further, that the office shall be the official and lead agency to facilitate motion picture production and development within the commonwealth; provided further, that the office, in collaboration with the official sponsor of the event, state, regional and local agencies and cities and towns, shall designate and mark the Pan Mass Challenge bicycle route by means of signs bearing the official logo of the event; provided further, that no less than \$15,000 shall be expended for the purchase, post fabrication and installation of Pan Mass signs along the Pan Mass route from both the town of Bourne to the town of Provincetown and from the

town of Bourne to the town of Wellesley; provided further, that not less than \$125,000 shall be expended as matching grants to the Plymouth 400 Committee for the commemoration of the four hundredth anniversary of the town of Plymouth; provided further, that not less than \$25,000 shall be expended for the 375th anniversary of the town of Sandwich; provided further, that not less than \$200,000 shall be expended for opening the 11 visitor information centers from Memorial Day to Columbus Day; provided further, that not less than \$200,000 shall be expended as grants for the Bay State Games; provided further, that not less than \$50,000 be expended for the purposes of the operation of the programs of the Riverside Theatre Works, an organization located in the Hyde Park section of the city of Boston; provided further, that not less than \$25,000 shall be expended as grants for business assistance organizations in the city of Haverhill that were in item 7007-0900 in chapter 182 of the acts of 2008; provided further, that not less than \$50,000 shall be provided to the Grand Army of the Republic Historical Museum in the city of Lynn; provided further, that not less than \$75,000 shall be expended for a matching grant program to the Enrichment Center located in the Dorchester section of the city of Boston; provided further, that not less than \$200,000 shall be expended for a grant program to the Enrichment Center located in the city of Lowell; provided further, that not less than \$150,000 shall be expended for a public safety grant in the town of Methuen; provided further, that not less than \$90,000 shall be expended for the Russian Community Association of Massachusetts, Inc. ; provided further, that not less than \$50,000 shall be expended for a public safety grant in the town of Falmouth; provided further, that not less than \$75,000 shall be expended for a child safety grant in the town of North Attleboro; provided further, that not less than \$125,000 shall be expended for the Cape Cod Chamber of Commerce; provided further, that not less than \$50,000 shall be expended for the Wilbraham Nature and Cultural Council; provided further, that the amount of \$50,000 shall be expended to Stone Soul Inc. to implement the state wide Sesquicentennial Emancipation Proclamation Celebration 2013; provided further, that not less than \$100,000 shall be expended for the Puerto Rican Veteran's Monument Square Association, Inc., upon a 100 per cent funding match from other public or private sources; provided further, that not less than \$25,000 shall be expended for the Merrimack Valley Chamber of Commerce; provided further, that not less than \$75,000 shall be expended for the Waltham Tourism Council; provided further, that not less than \$25,000 shall be expended for a child safety grant in the town of North Reading; provided further, that not less than \$25,000 shall be expended for the Pentucket Lake elementary school; provided further, that \$25,000 shall be expended for the Cape Cod Canal Centennial Celebration; provided further, that \$50,000 shall be expended for the North Quabbin Chamber of Commerce to establish a regional tourism council for the North Quabbin area; provided further, that not less than \$10,000 shall be expended for the Tercentennial celebration of the town of Oxford; provided further, that not less than \$20,000 shall be expended for the planning of the bicentennial celebration of the town of Southbridge; provided further, that not less than \$100,000 shall be expended to Plimoth Plantation for restoration of the Mayflower II; provided further, that \$20,000 shall be expended for the Zamir Chorale of Boston, Inc.'s musical and educational organization; and provided further, that not less than \$200,000 shall be expended for the Zeiterion Theatre, Inc. in the city of New Bedford..... \$13,644,651.

[The Governor reduced this item by \$930,000 and struck the following wording: “; provided further, that not less than \$125,000 shall be expended as matching grants to the Plymouth 400 Committee for the commemoration of the four hundredth anniversary of the town of Plymouth; provided further, that not less than \$25,000 shall be expended for the 375th anniversary of the town of Sandwich” and “; provided further, that not less than \$50,000 be expended for the purposes of the operation of the programs of the Riverside Theatre Works, an organization located in the Hyde Park section of the city of Boston; provided further, that not less than \$25,000 shall be expended as grants for business assistance organizations in the city of Haverhill that were in item 7007-0900 in chapter 182 of the acts of 2008” and “provided further, that not less than \$200,000 shall be expended for a grant program to the Enrichment Center located in the city of Lowell; provided further, that not less than \$150,000 shall be expended for a public safety grant in the town of Methuen; provided further that not less than \$90,000 shall be expended for the Russian Community Association of Massachusetts, Inc.; provided further, that not less than \$50,000 shall be expended for a public safety grant in the town of Falmouth; provided further, that not less than \$75,000 shall be expended for a child safety grant in the town of North Attleborough” and “; provided further, that the amount of \$50,000 shall be expended to Stone Soul Inc. to implement the state wide Sesquicentennial Emancipation Proclamation Celebration 2013” and “; provided further, that not less than \$25,000 shall be expended for a child safety grant in the town of North Reading; provided further, that not less than \$25,000 shall be expended for the Pentucket Lake elementary school” and “;provided further, that not less than \$20,000 shall be expended for the planning of the bicentennial celebration of the town of Southbridge” and “;provided further, that \$20,000 shall be expended for the Zamir Chorale of Boston, Inc.'s musical and educational organization”.]

The question on passing item 7008-0900, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at ten minutes before six o'clock P.M., as follows, to wit (yeas 37 — nays 1) [Yeas and Nays No. 165]:

YEAS.

Barrett, Michael J. Lovely, Joan B.
 Brewer, Stephen M. McGee, Thomas M.
 Brownsberger, William N. Montigny, Mark C.
 Candaras, Gale D. Moore, Michael O.
 Clark, Katherine M. Moore, Richard T.
 Creem, Cynthia Stone Murray, Therese
 DiDomenico, Sal N. O'Connor Ives, Kathleen
 Donnelly, Kenneth J. Pacheco, Marc R.
 Donoghue, Eileen M. Petrucci, Anthony

Downing, Benjamin B. Rodrigues, Michael J.
 Eldridge, James B. Rosenberg, Stanley C.
 Finegold, Barry R. Ross, Richard J.
 Flanagan, Jennifer L. Rush, Michael F.
 Hedlund, Robert L. Spilka, Karen E.
 Jehlen, Patricia D. Tarr, Bruce E.
 Joyce, Brian A. Timilty, James E.
 Keenan, John F. Welch, James T.
 Kennedy, Thomas P. Wolf, Daniel A. — 37.
 Knapik, Michael R.
 NAYS.
 Chang-Diaz, Sonia — 1.
 ABSENT OR NOT VOTING.
 Chandler, Harriette L. Forry, Linda Dorcena — 2.

The yeas and nays having been completed at eight minutes before six o'clock P.M., item 7008-0900, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 7053-1925 (School Breakfast Program) was considered as follows:

7053-1925. For the school breakfast program for public and nonpublic schools and for grants to improve summer food programs during the summer school vacation period; provided, that \$75,000 more than the amount expended in fiscal year 2013 shall be expended for a grant with Project Bread-The Walk for Hunger to enhance and expand the summer food service outreach program and the school breakfast outreach program; provided further, that within the summer food program, priority shall be given to extending such programs for the full summer vacation period and promoting increased participation in such programs; provided further, that the department of elementary and secondary education shall solicit proposals from returning sponsors and school food authorities in time for implementation of the grant program during the summer of 2014; provided further, that the grants shall only be awarded to sponsors who can demonstrate their intent to offer full summer programs or increase participation; provided further, that the department shall require sufficient reporting from each grantee to measure the success of such grant program; provided further, that the department shall select grantees for the program authorized by this item not later than March 28, 2014; provided further, that \$200,000 more than the amount spent in fiscal year 2013 shall be expended for the universal school breakfast program in which all children in schools receiving funds under the program shall be provided free, nutritious breakfasts; provided further, that subject to regulations of the board that specify time and learning standards, breakfasts shall be served during regular school hours; provided further, that participation shall be limited to those elementary schools mandated to serve breakfast under section 1C of chapter 69 of the General Laws where 60 per cent or more of the students are eligible for free or reduced-price meals under the federally-funded school meals program; provided further, that the department shall select school sites for programs authorized by this item not later than November 15, 2013; and provided further, that nothing in the universal school breakfast program shall give rise to legal rights in any party or enforceable entitlement to services, prior appropriation continued \$4,396,215.

[The Governor reduced this item by \$75,000 and struck the following wording:- “; provided, that \$75,000 more than the amount expended in fiscal year 2013 shall be expended for a grant with Project Bread-The Walk for Hunger to enhance and expand the summer food service outreach program and the school breakfast outreach program”.]

The question on passing item 7053-1925, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at seven minutes before six o'clock P.M., as follows, to wit (yeas 37 — nays 1) [Yeas and Nays No. 166]:

YEAS.

Barrett, Michael J. Lovely, Joan B.
 Brewer, Stephen M. McGee, Thomas M.
 Brownsberger, William N. Montigny, Mark C.
 Candaras, Gale D. Moore, Michael O.
 Clark, Katherine M. Moore, Richard T.
 Creem, Cynthia Stone Murray, Therese
 DiDomenico, Sal N. O'Connor Ives, Kathleen
 Donnelly, Kenneth J. Pacheco, Marc R.
 Donoghue, Eileen M. Petruccelli, Anthony
 Downing, Benjamin B. Rodrigues, Michael J.
 Eldridge, James B. Rosenberg, Stanley C.
 Finegold, Barry R. Ross, Richard J.
 Flanagan, Jennifer L. Rush, Michael F.
 Hedlund, Robert L. Spilka, Karen E.
 Jehlen, Patricia D. Tarr, Bruce E.
 Joyce, Brian A. Timilty, James E.

Keenan, John F. Welch, James T.
Kennedy, Thomas P. Wolf, Daniel A. – 37.
Knapik, Michael R.
NAYS.
Chang-Diaz, Sonia – 1.
ABSENT OR NOT VOTING.
Chandler, Harriette L. Forry, Linda Dorcena – 2.

The yeas and nays having been completed at four minutes before six o'clock P.M., item 7053-1925, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 7066-0000 (Department of Higher Education) was considered as follows:

7066-0000. For the operation of the department of higher education; provided, that the department shall recommend savings proposals that permit institutions of public higher education to achieve administrative and program cost reductions, resource re-allocation and program re-assessment and to utilize resources otherwise available to such institutions; provided further, that the State University Internship incentive program shall receive not less than the amount appropriated in fiscal year 2013 for said program in item 7066-0000 of section 2 of chapter 139 of the acts of 2012; provided further, that the commonwealth shall contribute funds to each institution in an amount necessary to match private contributions in the current fiscal year to the institutions internship incentive program; provided further, that the commonwealth's contribution shall be equal to \$1 for every \$1 privately contributed to each university's board of trustees or foundation; provided further, that the maximum total contributions from the commonwealth shall be no greater than the amount appropriated herein; provided further, that funds from this program shall not result in direct or indirect reduction in the Commonwealth's appropriations to the institutions for operations, scholarships, financial aid or any state appropriation and the department shall promulgate regulations and criteria for said program; provided further, that \$10,000 shall be made available to supplement an existing scholarship program in the criminal justice program at the University of Massachusetts Lowell; provided further, that not less than \$100,000 shall be expended for a pilot program to provide internship opportunities and workforce training for Massachusetts Veterans at Framingham State University and Massachusetts Bay Community College, for which an evaluation of results shall be provided to the Joint Committee on Veterans and Federal Affairs not later than 18 months following adoption; provided further, that in order to meet the estimated costs of employee fringe benefits provided by the commonwealth on account of employees of the Massachusetts State College Building Authority and the University of Massachusetts Building Authority and in order to meet the estimated cost of heat, light, power and other services, if any, to be furnished by the commonwealth to projects of these authorities, the boards of trustees of the state colleges, state universities and the University of Massachusetts shall transfer to the General Fund, from the funds received from the operations of the projects, such costs, if any, as shall be incurred by the commonwealth for these purposes in the current fiscal year, as determined by the appropriate building authority, verified by the commissioner of higher education and approved by the secretary of administration and finance; provided further, that funds from this account shall be expended for the office of coordination; and provided further, that funds shall be expended for the office of trustee relations..... \$3,318,529.

[The Governor reduced this item by \$1,010,000 and struck the following wording: “; provided further, that the State University Internship incentive program shall receive not less than the amount appropriated in fiscal year 2013 for said program in item 7066-0000 of section 2 of chapter 139 of the acts of 2012” and “; provided further, that \$10,000 shall be made available to supplement an existing scholarship program in the criminal justice program at the University of Massachusetts Lowell”.] After remarks, the question on passing item 7066-0000, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at three minutes before six o'clock P.M., as follows, to wit (yeas 37 — nays 1) [Yeas and Nays No. 167]:

YEAS.

Barrett, Michael J. Lovely, Joan B.
Brewer, Stephen M. McGee, Thomas M.
Brownsberger, William N. Montigny, Mark C.
Candaras, Gale D. Moore, Michael O.
Clark, Katherine M. Moore, Richard T.
Creem, Cynthia Stone Murray, Therese
DiDomenico, Sal N. O'Connor Ives, Kathleen
Donnelly, Kenneth J. Pacheco, Marc R.
Donoghue, Eileen M. Petruccelli, Anthony
Downing, Benjamin B. Rodrigues, Michael J.
Eldridge, James B. Rosenberg, Stanley C.
Finegold, Barry R. Ross, Richard J.
Flanagan, Jennifer L. Rush, Michael F.
Hedlund, Robert L. Spilka, Karen E.
Jehlen, Patricia D. Tarr, Bruce E.
Joyce, Brian A. Timilty, James E.

Keenan, John F. Welch, James T.
Kennedy, Thomas P. Wolf, Daniel A. – 37.
Knapik, Michael R.
NAYS.
Chang-Diaz, Sonia – 1.
ABSENT OR NOT VOTING.
Chandler, Harriette L. Forry, Linda Dorcena – 2.

The yeas and nays having been completed at six o'clock P.M., item 7066-0000, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 7100-0200 (University of Massachusetts) was considered as follows:

7100-0200. For the operation of the University of Massachusetts; provided, that notwithstanding any general or special law to the contrary, the university may establish and organize auxiliary organizations subject to policies, rules and regulations adopted by the board, to provide essential functions which are integral to the educational mission of the university; provided further, that notwithstanding any general or special law to the contrary, the university may enter into leases of real property without prior approval of the division of capital asset management and maintenance; provided further, that the University of Massachusetts shall expend funds for the operation of the Massachusetts office of public collaboration at the University of Massachusetts Boston, for capital lease payments from the University of Massachusetts to the Massachusetts Development Finance Agency and for annual operations of the advanced technology and manufacturing center in Fall River; provided further that no less than \$150,000 be allocated for the Clemente Course in the Humanities, administered by the Massachusetts Foundation for the Humanities in partnership with the University of Massachusetts Boston and the University of Massachusetts Dartmouth and local social service agencies, which provides college-level humanities instruction and support service free of charge and for college credit to low income adults; provided, that the funds shall be contingent upon a match of not less than \$1 in federal contributions or \$1 in private or corporate contributions for every \$1 in state grant funding; provided further, that all contributions be invested in a permanent endowment for the benefit of the Clemente Course in the Humanities and other humanities programs designed for low income communities in Massachusetts; provided further, that the University of Massachusetts shall expend funds for the University of Massachusetts Amherst Cranberry Station; provided further, that funds may be expended for the operation of the Future of Work Research Initiative at the University of Massachusetts Labor Centers at the Amherst, Boston, Dartmouth and Lowell campuses; and provided further, that \$50,000 shall be expended for the University of Massachusetts at Amherst to conduct an industrial base analysis in the North Quabbin region \$478,891,873.

[The Governor reduced this item by \$200,000 and struck the following wording: “; provided further that no less than \$150,000 be allocated for the Clemente Course in the Humanities, administered by the Massachusetts Foundation for the Humanities in partnership with the University of Massachusetts Boston and the University of Massachusetts Dartmouth and local social service agencies, which provides college-level humanities instruction and support service free of charge and for college credit to low income adults” and “;and provided further, that \$50,000 shall be expended for the University of Massachusetts at Amherst to conduct an industrial base analysis in the North Quabbin region”.]

The question on passing item 7100-0200, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at one minute past six o'clock P.M., as follows, to wit (yeas 36 — nays 2) [Yeas and Nays No. 168]:

YEAS.

Barrett, Michael J. Knapik, Michael R.
Brewer, Stephen M. Lovely, Joan B.
Brownsberger, William N. McGee, Thomas M.
Candaras, Gale D. Montigny, Mark C.
Clark, Katherine M. Moore, Michael O.
Creem, Cynthia Stone Moore, Richard T.
DiDomenico, Sal N. Murray, Therese
Donnelly, Kenneth J. O'Connor Ives, Kathleen
Donoghue, Eileen M. Pacheco, Marc R.
Downing, Benjamin B. Petrucci, Anthony
Eldridge, James B. Rodrigues, Michael J.
Finegold, Barry R. Rosenberg, Stanley C.
Flanagan, Jennifer L. Ross, Richard J.
Hedlund, Robert L. Rush, Michael F.
Jehlen, Patricia D. Spilka, Karen E.
Joyce, Brian A. Timilty, James E.
Keenan, John F. Welch, James T.
Kennedy, Thomas P. Wolf, Daniel A. – 36.
NAYS.
Chang-Diaz, Sonia Tarr, Bruce E. – 2.

ABSENT OR NOT VOTING.

Chandler, Harriette L. Forry, Linda Dorcena – 2.

The yeas and nays having been completed at three minutes past six o'clock P.M., item 7100-0200, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 8324-0000 (Department of Fire Services) was considered as follows:

8324-0000. For the administration of the department of fire services, including the state fire marshal's office, the hazardous materials emergency response program, the board of fire prevention regulations established in section 4 of chapter 22D of the General Laws, the expenses of the fire safety commission and the Massachusetts firefighting academy, including the Massachusetts fire training council certification program, municipal and non-municipal fire training and expenses of the council; provided, that the fire training program shall use the split days option; provided further, that \$1,200,000 shall be allocated by the department for the Student Awareness Fire Education program; provided further, that the amount allocated for the Norfolk County Regional Fire & Rescue Dispatch Center in item 8324-0000 of section 2 of chapter 182 of the acts of 2008 shall be allocated in fiscal year 2014; provided further, that the amount allocated for critical incident stress intervention programs and fire department training academies in said item 8324-0000 of said section 2 of said chapter 182 shall be allocated to each program in fiscal year 2014; provided further, that the amount allocated for critical incident stress management residential services in item 8000-0000 of said section 2 of said chapter 182 shall be allocated to the program in fiscal year 2014; provided further, that the amount allocated for hazardous material response teams in said item 8324-0000 of said section 2 of said chapter 182 shall be allocated to each program in fiscal year 2014 and shall not be reduced by more than 57 per cent; provided further, that not less than \$100,000 shall be expended for the Fire Chiefs' Association of Plymouth County to develop and upgrade the emergency radio communications system in Plymouth county; provided further, that \$50,000 shall be provided for the city of Quincy fire department hazardous material response team; provided further, that 100 per cent of the amount appropriated in this item for the administration of the department of fire services, the state fire marshal's office, critical incident stress programs, the Massachusetts and fire department training academies, the regional dispatch center and the associated fringe benefits costs of personnel paid from this item for these purposes shall be assessed upon insurance companies writing fire, homeowners' multiple peril or commercial multiple peril policies on property situated in the commonwealth and paid within 30 days after receipt of notice of such assessment from the commissioner of insurance; provided further, that 100 per cent of the amount appropriated in this item for hazardous materials emergency response shall be assessed upon insurance companies writing commercial multiple peril, nonliability portion policies on property situated in the commonwealth and commercial auto liability policies as referenced in line 5.1 and line 19.4, respectively, in the most recent annual statement on file with the commissioner of insurance; provided further, that not more than 10 per cent of the amount designated for the arson prevention program shall be expended for the administrative cost of the program; provided further, that not less than \$35,000 shall be expended for the firefighting equipment grant program for the Hadley Fire Department; provided further, that not less than \$45,000 shall be expended for a regional fire grant for the Millis Fire Department; and provided further, that 100 per cent of the amount appropriated in this item for the development and upgrade of the emergency radio communications system in Plymouth county shall be assessed upon insurance companies writing fire, homeowners' multiple peril or commercial multiple peril policies on property situated in the commonwealth and paid within 30 days after receipt of notice of the assessment from the commissioner of insurance

..... \$19,116,873.

[The Governor reduced this item by \$1,880,000 and struck the following wording: "and fire department training academies" and "; provided further, that \$50,000 shall be provided for the city of Quincy fire department hazardous material response team" and "; provided further, that not less than \$35,000 shall be expended for the firefighting equipment grant program for the Hadley Fire Department; provided further, that not less than \$45,000 shall be expended for a regional fire grant for the Millis Fire Department".]

After debate, the question on passing item 8324-0000, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at five minutes past six o'clock P.M., as follows, to wit (yeas 37 — nays 1) [Yeas and Nays No. 169]:

YEAS.

Barrett, Michael J. Lovely, Joan B.
Brewer, Stephen M. McGee, Thomas M.
Brownsberger, William N. Montigny, Mark C.
Candaras, Gale D. Moore, Michael O.
Clark, Katherine M. Moore, Richard T.
Creem, Cynthia Stone Murray, Therese
DiDomenico, Sal N. O'Connor Ives, Kathleen
Donnelly, Kenneth J. Pacheco, Marc R.
Donoghue, Eileen M. Petruccelli, Anthony
Downing, Benjamin B. Rodrigues, Michael J.
Eldridge, James B. Rosenberg, Stanley C.
Finegold, Barry R. Ross, Richard J.
Flanagan, Jennifer L. Rush, Michael F.

Hedlund, Robert L. Spilka, Karen E.
 Jehlen, Patricia D. Tarr, Bruce E.
 Joyce, Brian A. Timilty, James E.
 Keenan, John F. Welch, James T.
 Kennedy, Thomas P. Wolf, Daniel A. – 37.
 Knapik, Michael R.
 NAYS.
 Chang-Diaz, Sonia – 1.
 ABSENT OR NOT VOTING.
 Chandler, Harriette L. Forry, Linda Dorcena – 2.

The yeas and nays having been completed at seven minutes past six o'clock P.M., item 8324-0000, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 8900-0001 (Department of Correction) was considered as follows:

8900-0001. For the operation of the commonwealth's department of correction; provided, that all correctional facilities that were active in fiscal year 2013 shall remain open in fiscal year 2014; provided further, that the commissioner of correction and the secretary of public safety and security shall report to the house and senate committees on ways and means and the joint committee on public safety and homeland security on or before January 1, 2014, the point score compiled by the department of correction's objective classification system for all prisoners confined in each prison operated by the department; provided further, that for the purpose of maximizing bed capacity and re-entry capability throughout the commonwealth, the department shall submit quarterly reports, utilizing standardized reporting definitions developed mutually with the Massachusetts Sheriffs Association, on caseload, admissions, classification, releases and recidivism of all pretrial, sentenced and federal inmates; provided further, that the department shall submit these reports on a quarterly basis starting July 1, 2013, due not later than 30 days after the last day of each quarter; provided further, that the department shall also report, in a format developed jointly by the Massachusetts Sheriffs Association and the department, on the fiscal year 2012 and fiscal year 2013 total costs per inmate by facility and security level on or before October 1, 2013; provided further, that the department shall submit all reports to the executive office for administration and finance, the house and senate committees on ways and means and the joint committee on public safety and homeland security; provided further, that the amount allocated for programs for incarcerated mothers in item 8900-0001 of section 2 of chapter 131 of the acts of 2010 shall be allocated to the program in fiscal year 2014; provided further, that \$200,000 shall be expended for a pilot program to provide opiate and substance abuse services in cooperation with the Greater Lowell Health Alliance; provided further, that the department shall expend not less than \$2,000,000 for cities and towns hosting department of correction facilities; provided further, that of that \$2,000,000, no city or town hosting a department of correction facility shall receive more than \$800,000; provided further, that of the \$2,000,000, no city or town hosting a department of correction facility shall receive less than the amount allocated in item 8900-0001 of section 2 of chapter 68 of the acts of 2011; provided further, that the department of correction shall submit to the house and senate committees on ways and means on or before December 6, 2013, a report on the undue costs to cities and towns hosting department of correction facilities; provided further, that the amount allocated for the Dismas House in Worcester in item 8900-0001 of section 2 of chapter 182 of the acts of 2008 shall be expended for the program in fiscal year 2014; provided further, no less than \$68,000 shall be expended for Dispute Resolutions Services, Inc. of Springfield; and provided further, that not less than \$100,000 shall be expended to enhance qualified behavioral health services provided by the employee assistance services unit
 \$547,113,917.

[The Governor reduced this item by \$2,200,000 and struck the following wording: “; provided further, that \$200,000 shall be expended for a pilot program to provide opiate and substance abuse services in cooperation with the Greater Lowell Health Alliance; provided further, that the department shall expend not less than \$2,000,000 for cities and towns hosting department of correction facilities; provided further, that of that \$2,000,000, no city or town hosting a department of correction facility shall receive more than \$800,000; provided further, that of the \$2,000,000, no city or town hosting a department of correction facility shall receive less than the amount allocated in item 8900-0001 of section 2 of chapter 68 of the acts of 2011; provided further, that the department of correction shall submit to the house and senate committees on ways and means on or before December 6, 2013, a report on the undue costs to cities and towns hosting department of correction facilities”.]

After debate, the question on passing item 8900-0001, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at ten minutes past six o'clock P.M., as follows, to wit (yeas 37 — nays 1) [Yeas and Nays No. 170]:

YEAS.
 Barrett, Michael J. Lovely, Joan B.
 Brewer, Stephen M. McGee, Thomas M.
 Brownsberger, William N. Montigny, Mark C.
 Candaras, Gale D. Moore, Michael O.
 Clark, Katherine M. Moore, Richard T.
 Creem, Cynthia Stone Murray, Therese

DiDomenico, Sal N. O'Connor Ives, Kathleen
 Donnelly, Kenneth J. Pacheco, Marc R.
 Donoghue, Eileen M. Petruccelli, Anthony
 Downing, Benjamin B. Rodrigues, Michael J.
 Eldridge, James B. Rosenberg, Stanley C.
 Finegold, Barry R. Ross, Richard J.
 Flanagan, Jennifer L. Rush, Michael F.
 Hedlund, Robert L. Spilka, Karen E.
 Jehlen, Patricia D. Tarr, Bruce E.
 Joyce, Brian A. Timilty, James E.
 Keenan, John F. Welch, James T.
 Kennedy, Thomas P. Wolf, Daniel A. – 37.
 Knapik, Michael R.
 NAYS.
 Chang-Diaz, Sonia – 1.
 ABSENT OR NOT VOTING.
 Chandler, Harriette L. Forry, Linda Dorcena – 2.

The yeas and nays having been completed at twelve minutes past six o'clock P.M., item 8900-0001, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 8910-8700 (Plymouth Sheriff's Department) was considered as follows:

"8910-8700. For the operation of the Plymouth sheriff's office; provided, that not less than \$2,100,000 shall be expended for mitigation under a memorandum of understanding between the Plymouth county correctional facility and the host community of the facility \$36,121,305.

[The Governor reduced this item by \$2,100,000 and struck the following wording: "; provided, that not less than \$2,100,000 shall be expended for mitigation under a memorandum of understanding between the Plymouth county correctional facility and the host community of the facility".]

The question on passing item 8910-8700, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at thirteen minutes past six o'clock P.M., as follows, to wit (yeas 38 — nays 0) [Yeas and Nays No. 171]:

YEAS.

Barrett, Michael J. Knapik, Michael R.
 Brewer, Stephen M. Lovely, Joan B.
 Brownsberger, William N. McGee, Thomas M.
 Candaras, Gale D. Montigny, Mark C.
 Chang-Diaz, Sonia Moore, Michael O.
 Clark, Katherine M. Moore, Richard T.
 Creem, Cynthia Stone Murray, Therese
 DiDomenico, Sal N. O'Connor Ives, Kathleen
 Donnelly, Kenneth J. Pacheco, Marc R.
 Donoghue, Eileen M. Petruccelli, Anthony
 Downing, Benjamin B. Rodrigues, Michael J.
 Eldridge, James B. Rosenberg, Stanley C.
 Finegold, Barry R. Ross, Richard J.
 Flanagan, Jennifer L. Rush, Michael F.
 Hedlund, Robert L. Spilka, Karen E.
 Jehlen, Patricia D. Tarr, Bruce E.
 Joyce, Brian A. Timilty, James E.
 Keenan, John F. Welch, James T.
 Kennedy, Thomas P. Wolf, Daniel A. – 38.
 ABSENT OR NOT VOTING.
 Chandler, Harriette L. Forry, Linda Dorcena – 2.

The yeas and nays having been completed at a quarter past six o'clock P.M., item 8910-8700, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Message from the Governor — Disapproval and Reductions
 Supplemental Appropriations Bill.

A message from His Excellency the Governor, returning, with his disapproval of certain items and sections and parts of certain items, and reductions in certain items contained in the engrossed Bill making appropriations for the fiscal year 2013 to provide

for supplementing certain existing appropriations and for certain other activities and projects. (see House, No. 3539), which on Monday, July 1, 2013, had been laid before the Governor for his approbation,— came from the House, in part, several items and sections having been passed by the House notwithstanding the reduction or disapproval of the Governor.

The message (House, No. 3555) was read; and the Senate proceeded to reconsider several items, which had been reduced or disapproved in accordance with the provisions of the Constitution.

7004-2027 (Berkshire District Attorney) was considered as follows:

7004-2027.....\$1,500,000.

[The Governor reduced this item by \$750,000.]

After remarks, the question on passing item 7004-2027, contained in section 2C.I, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at eighteen minutes past six o'clock P.M., as follows, to wit (yeas 38 — nays 0) [Yeas and Nays No. 172]:

YEAS.

Barrett, Michael J. Knapik, Michael R.

Brewer, Stephen M. Lovely, Joan B.

Brownsberger, William N. McGee, Thomas M.

Candaras, Gale D. Montigny, Mark C.

Chang-Diaz, Sonia Moore, Michael O.

Clark, Katherine M. Moore, Richard T.

Creem, Cynthia Stone Murray, Therese

DiDomenico, Sal N. O'Connor Ives, Kathleen

Donnelly, Kenneth J. Pacheco, Marc R.

Donoghue, Eileen M. Petrucci, Anthony

Downing, Benjamin B. Rodrigues, Michael J.

Eldridge, James B. Rosenberg, Stanley C.

Finegold, Barry R. Ross, Richard J.

Flanagan, Jennifer L. Rush, Michael F.

Hedlund, Robert L. Spilka, Karen E.

Jehlen, Patricia D. Tarr, Bruce E.

Joyce, Brian A. Timilty, James E.

Keenan, John F. Welch, James T.

Kennedy, Thomas P. Wolf, Daniel A. — 38.

ABSENT OR NOT VOTING.

Chandler, Harriette L. Forry, Linda Dorcena — 2.

The yeas and nays having been completed at twenty minutes past six o'clock P.M., item 7004-2027, contained in section 2C.I, stands, in concurrence, notwithstanding the reduction of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Section 46 (Massachusetts Office of Travel and Tourism) was considered as follows:

SECTION 46. Item 7008-0900 of said section 2 of said chapter 139 is hereby amended by adding the following words:- ; provided further, that not less than \$100,000 shall be expended to the Massachusetts International Festival of the Arts for the planned renovations and reopening of the Victory Theatre in the city of Holyoke, including construction consulting, business planning and architecture and engineering costs ; provided further, that not less than \$25,000 shall be expended for the Wareham Summer of Celebration Organization, Incorporated for the town of Wareham's two hundredth anniversary of the attack on Wareham harbor by the British sloop HMS Nimrod and the two hundred and seventy-fifth anniversary of the incorporation of the town of Wareham; provided further, that not less than \$50,000 shall be expended to the New Bedford Whaling Museum, in cooperation with the city of New Bedford, for the visit of the whaling ship Charles W. Morgan to the city of New Bedford in June 2014; provided further, that not less than \$100,000 shall be expended for the New Bedford Ocean Explorium; provided further, that not less than \$150,000 shall be expended for the Frederick Douglas House in the city of New Bedford for educational services, interpretative and museum services, programs and acquisitions and to undertake tourism and marketing activities; provided further, that not less than \$100,000 shall be expended for accessibility at the Arc of Greater Plymouth, Inc.; and provided further, that not less than \$50,000 shall be expended to the Greater Plymouth Performing Arts Center, Inc.

[The Governor struck the following wording: "that not less than \$100,000 shall be expended to the Massachusetts International Festival of the Arts for the planned renovations and reopening of the Victory Theatre in the city of Holyoke, including construction consulting, business planning and architecture and engineering costs; provided further, that not less than \$25,000 shall be expended for the Wareham Summer of Celebration Organization, Incorporated for the town of Wareham's two hundredth anniversary of the attack on Wareham harbor by the British sloop HMS Nimrod and the two hundred and seventy-fifth anniversary of the incorporation of the town of Wareham; provided further," and "provided further, that not less than \$100,000 shall be expended for the New Bedford Ocean Explorium;" and "; provided further, that not less than \$100,000 shall be expended for accessibility at the Arc of Greater Plymouth, Inc.; and provided further, that not less than \$50,000 shall be expended to the Greater Plymouth Performing Arts Center, Inc.".]

The question on passing section 46 in concurrence, the objections of His Excellency the Governor to the contrary

notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-one minutes after six o'clock P.M., as follows, to wit (yeas 37 — nays 1) [Yeas and Nays No. 173]:

YEAS.

Barrett, Michael J. Lovely, Joan B.
Brewer, Stephen M. McGee, Thomas M.
Brownsberger, William N. Montigny, Mark C.
Candaras, Gale D. Moore, Michael O.
Clark, Katherine M. Moore, Richard T.
Creem, Cynthia Stone Murray, Therese
DiDomenico, Sal N. O'Connor Ives, Kathleen
Donnelly, Kenneth J. Pacheco, Marc R.
Donoghue, Eileen M. Petruccelli, Anthony
Downing, Benjamin B. Rodrigues, Michael J.
Eldridge, James B. Rosenberg, Stanley C.
Finegold, Barry R. Ross, Richard J.
Flanagan, Jennifer L. Rush, Michael F.
Hedlund, Robert L. Spilka, Karen E.
Jehlen, Patricia D. Tarr, Bruce E.
Joyce, Brian A. Timilty, James E.
Keenan, John F. Welch, James T.
Kennedy, Thomas P. Wolf, Daniel A. — 37.

Knapik, Michael R.

NAYS.

Chang-Diaz, Sonia — 1.

ABSENT OR NOT VOTING.

Chandler, Harriette L. Forry, Linda Dorcena — 2.

The yeas and nays having been completed at twenty-three minute past six o'clock P.M., section 46 stands, in concurrence, notwithstanding the objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Section 47 (Massachusetts Office of Travel and Tourism) was considered as follows:

SECTION 47. Said item 7008-0900 of said section 2 of said chapter 139 is hereby further amended by striking out the figure “\$7,217,109” and inserting in place thereof the following figure:- \$7,792,109.

[The Governor reduced this item by \$375,000.]

After remarks, the question on passing section 47 in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-four minutes past six o'clock P.M., as follows, to wit (yeas 37 — nays 1) [Yeas and Nays No. 174]:

YEAS.

Barrett, Michael J. Lovely, Joan B.
Brewer, Stephen M. McGee, Thomas M.
Brownsberger, William N. Montigny, Mark C.
Candaras, Gale D. Moore, Michael O.
Clark, Katherine M. Moore, Richard T.
Creem, Cynthia Stone Murray, Therese
DiDomenico, Sal N. O'Connor Ives, Kathleen
Donnelly, Kenneth J. Pacheco, Marc R.
Donoghue, Eileen M. Petruccelli, Anthony
Downing, Benjamin B. Rodrigues, Michael J.
Eldridge, James B. Rosenberg, Stanley C.
Finegold, Barry R. Ross, Richard J.
Flanagan, Jennifer L. Rush, Michael F.
Hedlund, Robert L. Spilka, Karen E.
Jehlen, Patricia D. Tarr, Bruce E.
Joyce, Brian A. Timilty, James E.
Keenan, John F. Welch, James T.
Kennedy, Thomas P. Wolf, Daniel A. — 37.

Knapik, Michael R.

NAYS.

Chang-Diaz, Sonia — 1.

ABSENT OR NOT VOTING.

Chandler, Harriette L. Forry, Linda Dorcena — 2.

The yeas and nays having been completed at twenty-seven minutes past seven o'clock P.M., section 47 stands, in concurrence, notwithstanding the reduction of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Section 52 (Department of Fire Services) was considered as follows:

SECTION 52. Item 8324-0000 of said section 2 of said chapter 139 is hereby amended by adding the following words:- ; and provided further, that \$50,000 shall be expended for conceptual planning and development for fire safety improvements in the town of Dudley.”.

[The Governor disapproved this section.]

The question on passing section 52 in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-eight minutes past six o'clock P.M., as follows, to wit (yeas 36 — nays 2) [Yeas and Nays No. 175]:

YEAS.

Barrett, Michael J. Lovely, Joan B.
Brewer, Stephen M. McGee, Thomas M.
Brownsberger, William N. Montigny, Mark C.
Candaras, Gale D. Moore, Michael O.
Clark, Katherine M. Moore, Richard T.
Creem, Cynthia Stone Murray, Therese
DiDomenico, Sal N. O'Connor Ives, Kathleen
Donnelly, Kenneth J. Pacheco, Marc R.
Donoghue, Eileen M. Petruccelli, Anthony
Downing, Benjamin B. Rodrigues, Michael J.
Eldridge, James B. Rosenberg, Stanley C.
Finegold, Barry R. Ross, Richard J.
Flanagan, Jennifer L. Rush, Michael F.
Jehlen, Patricia D. Spilka, Karen E.
Joyce, Brian A. Tarr, Bruce E.
Keenan, John F. Timilty, James E.
Kennedy, Thomas P. Welch, James T.
Knapik, Michael R. Wolf, Daniel A. — 36.
NAYS.

Chang-Diaz, Sonia Hedlund, Robert L. — 2.

ABSENT OR NOT VOTING.

Chandler, Har

iette L. Forry, Linda Dorcena — 2.

The yeas and nays having been completed at a half past six o'clock P.M., section 52 stands, in concurrence, notwithstanding the disapproval of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Section 53. (Department of Fire Services) was considered as follows:

SECTION 53. Said item 8324-0000 of said section 2 of said chapter 139 is hereby further amended by striking out the figure “\$18,513,773” and inserting in place thereof the following figure:- \$18,563,773.

[The Governor disapproved this section.]

The question on passing section 53 in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-nine minutes before seven o'clock P.M., as follows, to wit (yeas 36 — nays 2) [Yeas and Nays No. 176]:

YEAS.

Barrett, Michael J. Lovely, Joan B.
Brewer, Stephen M. McGee, Thomas M.
Brownsberger, William N. Montigny, Mark C.
Candaras, Gale D. Moore, Michael O.
Clark, Katherine M. Moore, Richard T.
Creem, Cynthia Stone Murray, Therese
DiDomenico, Sal N. O'Connor Ives, Kathleen
Donnelly, Kenneth J. Pacheco, Marc R.
Donoghue, Eileen M. Petruccelli, Anthony
Downing, Benjamin B. Rodrigues, Michael J.
Eldridge, James B. Rosenberg, Stanley C.
Finegold, Barry R. Ross, Richard J.
Flanagan, Jennifer L. Rush, Michael F.
Jehlen, Patricia D. Spilka, Karen E.
Joyce, Brian A. Tarr, Bruce E.
Keenan, John F. Timilty, James E.

Kennedy, Thomas P. Welch, James T.
Knapik, Michael R. Wolf, Daniel A. – 36.
NAYS.
Chang-Diaz, Sonia Hedlund, Robert L. – 2.
ABSENT OR NOT VOTING.
Chandler, Harriette L. Forry, Linda Dorcena – 2.

The yeas and nays having been completed at twenty-seven minutes before seven o'clock P.M., section 53 stands, in concurrence, notwithstanding the disapproval of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Section 70. (Department of Correction) was considered as follows:

SECTION 70. Notwithstanding any general or special law to the contrary, the department of correction shall expend not less than \$2,000,000 for cities and towns hosting department of correction facilities in fiscal year 2013, as appropriated in item 8900-0001; provided, however, that of the \$2,000,000, no city or town hosting a department of correction facility shall receive more than \$800,000 and shall not receive less than the amount allocated in item 8900-0001 of section 2 of chapter 68 of the acts of 2011.

[The Governor disapproved this section.]

After remarks, the question on passing section 70 in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-five minutes before seven o'clock P.M., as follows, to wit (yeas 37 — nays 1) [Yeas and Nays No. 177]:

YEAS.

Barrett, Michael J. Lovely, Joan B.
Brewer, Stephen M. McGee, Thomas M.
Brownsberger, William N. Montigny, Mark C.
Candaras, Gale D. Moore, Michael O.
Clark, Katherine M. Moore, Richard T.
Creem, Cynthia Stone Murray, Therese
DiDomenico, Sal N. O'Connor Ives, Kathleen
Donnelly, Kenneth J. Pacheco, Marc R.
Donoghue, Eileen M. Petruccelli, Anthony
Downing, Benjamin B. Rodrigues, Michael J.
Eldridge, James B. Rosenberg, Stanley C.
Finegold, Barry R. Ross, Richard J.
Flanagan, Jennifer L. Rush, Michael F.
Hedlund, Robert L. Spilka, Karen E.
Jehlen, Patricia D. Tarr, Bruce E.
Joyce, Brian A. Timilty, James E.
Keenan, John F. Welch, James T.
Kennedy, Thomas P. Wolf, Daniel A. – 37.

Knapik, Michael R.

NAYS.

Chang-Diaz, Sonia – 1.

ABSENT OR NOT VOTING.

Chandler, Harriette L. Forry, Linda Dorcena – 2.

The yeas and nays having been completed at twenty-three minutes before seven o'clock P.M., section 70 stands, in concurrence, notwithstanding the disapproval of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Item 8900-0001 (Department of Correction) was considered as follows:

“8900-0001.\$3,800,000.”

[The Governor reduced this item by \$2,000,000.]

The question on passing item 8900-0001, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at a twenty-two minutes before seven o'clock P.M., as follows, to wit (yeas 37 — nays 1) [Yeas and Nays No. 178]:

YEAS.

Barrett, Michael J. Lovely, Joan B.
Brewer, Stephen M. McGee, Thomas M.
Brownsberger, William N. Montigny, Mark C.
Candaras, Gale D. Moore, Michael O.
Clark, Katherine M. Moore, Richard T.
Creem, Cynthia Stone Murray, Therese
DiDomenico, Sal N. O'Connor Ives, Kathleen
Donnelly, Kenneth J. Pacheco, Marc R.

Donoghue, Eileen M. Petruccelli, Anthony
Downing, Benjamin B. Rodrigues, Michael J.
Eldridge, James B. Rosenberg, Stanley C.
Finegold, Barry R. Ross, Richard J.
Flanagan, Jennifer L. Rush, Michael F.
Hedlund, Robert L. Spilka, Karen E.
Jehlen, Patricia D. Tarr, Bruce E.
Joyce, Brian A. Timilty, James E.
Keenan, John F. Welch, James T.
Kennedy, Thomas P. Wolf, Daniel A. – 37.
Knapik, Michael R.
NAYS.

Chang-Diaz, Sonia – 1.

ABSENT OR NOT VOTING.

Chandler, Harriette L. Forry, Linda Dorcena – 2.

The yeas and nays having been completed at twenty minutes before seven o'clock P.M., item 8900-0001, contained in section 2, stands, in concurrence, notwithstanding the reduction of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Engrossed Bill Returned with Recommendation of Amendment.

A Message from His Excellency the Governor, returning with recommendation of amendment the engrossed Bill relative to a hospital merger market impact review (see House, No. 3559) [being the text contained in section 19 of the General Appropriation Bill (see House, No. 3538)] [for message, see attachment D of House, No. 3566],— came from the House with the endorsement that the House had rejected the amendment recommended by the Governor, and had adopted the following amendment striking out all after the enacting clause and inserting in place thereof the following:

“SECTION 1. Subsection (f) of section 13 of chapter 6D of the General Laws, as appearing in the 2012 Official Edition, is hereby amended by adding the following sentence:- The commission shall issue its final report on the cost and market impact review within 185 days from the date that the provider or provider organization had submitted notice to the commission; provided that the provider or provider organization has certified substantial compliance with the commission's request for data and information pursuant to subsection (c) within 21 days of the commission's notice, or by a later date set by mutual agreement of the provider or provider organization and the commission.”.

The message was read; and, under the provisions of Article LVI of the Amendments to the Constitution, the bill was before the Senate subject to amendment and re-enactment.

The rules were suspended, on motion of Mr. Welch, and the Governor's amendment was considered forthwith.

The Governor's amendment was then *rejected*.

After remarks, the House amendment was considered; and it was adopted, in concurrence.

Sent to the House for re-enactment.

Suspension of Senate Rule 38A

Mr. Brewer moved that Senate Rule 38A be suspended to allow the Senate to meet beyond the hour of eight o'clock P.M.; and the same Senator requested unanimous consent that the rules be suspended without a call of the yeas and nays. There being no objection, the motion was considered forthwith, and it was adopted.

PAPERS FROM THE HOUSE

Engrossed Bill Returned with Recommendation of Amendment.

A Message from His Excellency the Governor, returning with recommendation of amendment the engrossed Bill relative to sex offenders (see House, No. 3558) [being the text contained in sections 8 and 13 of the General Appropriation Bill (see House, No. 3538)] [for message, see attachment C of House, No. 3566],— came from the House with an amendment in the form approved by the committee on Bills in the Third Reading as follows:

By striking out all after the enacting clause and inserting in place thereof the following:-

“SECTION 1. Section 178F1/2 of chapter 6 of the General Laws, as appearing in the 2012 Official Edition, is hereby amended by striking out the first sentence and inserting in place thereof the following 3 sentences:- An incarcerated sex offender finally classified by the board as a level 2 or level 3 sex offender who is required to register under sections 178C to 178P, inclusive, shall appear in person within 2 days of release from the custody of an agency, including the department of correction, the department of youth services or any of the houses of correction, at the local police department in the city or town in which the sex offender lives, or if the sex offender does not reside in the commonwealth, in the city or town in the commonwealth in which the sex offender has a secondary address, works or attends an institution of higher learning, to register; but no such obligation to register in person shall arise where the pertinent address is the same as that provided to the board by the offender before his release under subsection (a) of section 178E. The sex offender shall be informed by, and shall acknowledge in writing to, the agency that has custody of the sex offender of the duty to comply with this section. A sex offender who is finally classified by the board as a level 2 or level 3 offender and who is required to register under said sections 178C to 178P, inclusive, shall appear in person annually at the local police department in the city or town in which the sex offender lives or, if the sex offender does not reside in the commonwealth, in the city or town in the commonwealth in which the sex offender has a secondary address, works or attends an

institution of higher learning, to verify that the registration data on file remains true and accurate.

SECTION 2. Section 178P of said chapter 6, as so appearing, is hereby amended by adding the following paragraph:-

Whenever a police officer, district attorney or agent, employee or representative of the executive office of health and human services has information indicating that a sex offender is at risk to reoffend, the police department, district attorney or, to the extent permitted by federal law, the executive office of health and human services agent, employee or representative shall forward that information to the board; but a police department or district attorney shall not forward information to the board that the police department or district attorney believes will compromise an ongoing investigation. The board, after consulting the executive office of health and human services, shall adopt regulations to provide specific guidance concerning the type and location of information that might indicate that a sex offender is at risk to reoffend and the circumstances that require disclosure.”

The rules were suspended, on motion of Mr. Brewer, and the Governor’s amendment was considered forthwith.

On motion of the same Senator, the Governor’s amendment was adopted, in concurrence.

Sent to the House for re-enactment.

Message from the Governor — Disapproval and Reductions
General Appropriations Bill.

A message from His Excellency the Governor, returning, with his disapproval of certain items and sections and parts of certain items, and reductions in certain items contained in the engrossed Bill making appropriations for the fiscal year 2014 for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (see House, No. 3538), which on Tuesday, July 2, 2013, had been laid before the Governor for his approbation,— came from the House, in part, several items and sections having been passed by the House notwithstanding the reduction or disapproval of the Governor.

The message (House, No. 3566) was read; and the Senate proceeded to reconsider several items, which had been disapproved in accordance with the provisions of the Constitution.

Section 89 (Primary Care Hospital Residency Program) was considered as follows:

SECTION 89. The third paragraph of subsection (b) of section 25N 1/2 of said chapter 111, as appearing in section 72 of chapter 224 of the acts of 2012, is hereby amended by inserting, after 1 the word “shall” the first time it appears, the following words:-
offer a 9 to 12 month residency program and.

[The Governor disapproved this section.]

After remarks, the question on passing section 89 in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at thirteen minutes before seven o’clock P.M., as follows, to wit (yeas 36 — nays 2) [Yeas and Nays No. 179]:

YEAS.

Barrett, Michael J. Knapik, Michael R.
Brewer, Stephen M. Lovely, Joan B.
Brownsberger, William N. McGee, Thomas M.
Candaras, Gale D. Moore, Michael O.
Chang-Diaz, Sonia Moore, Richard T.
Clark, Katherine M. Murray, Therese
Creem, Cynthia Stone O’Connor Ives, Kathleen
DiDomenico, Sal N. Pacheco, Marc R.
Donnelly, Kenneth J. Petruccelli, Anthony
Donoghue, Eileen M. Rodrigues, Michael J.
Downing, Benjamin B. Rosenberg, Stanley C.
Eldridge, James B. Ross, Richard J.
Finegold, Barry R. Rush, Michael F.
Flanagan, Jennifer L. Spilka, Karen E.
Jehlen, Patricia D. Tarr, Bruce E.
Joyce, Brian A. Timilty, James E.
Keenan, John F. Welch, James T.
Kennedy, Thomas P. Wolf, Daniel A. — 36.

NAYS.

Hedlund, Robert L. Montigny, Mark C. — 2.

ABSENT OR NOT VOTING.

Chandler, Harriette L. Forry, Linda Dorcena — 2.

The yeas and nays having been completed at nine minutes before seven o’clock P.M., section 89 stands, in concurrence, notwithstanding the disapproval of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Section 110 (Residency Requirement) was considered as follows:

“SECTION 110. Subsection (d) of section 7 of chapter 150E of the General Laws, as appearing in the 2010 Official Edition, is hereby amended by inserting after clause (p) the following clause:- (p 1/2) the third paragraph of section 58 of chapter 31;.”

[The Governor disapproved this section.]

After remarks, the question on passing section 110 in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at six minutes before seven o'clock P.M., as follows, to wit (yeas 35 — nays 2) [Yeas and Nays No. 180]:

YEAS.

Barrett, Michael J. Knapik, Michael R.
Brewer, Stephen M. Lovely, Joan B.
Brownsberger, William N. McGee, Thomas M.
Candaras, Gale D. Montigny, Mark C.
Chang-Diaz, Sonia Moore, Michael O.
Clark, Katherine M. Moore, Richard T.
Creem, Cynthia Stone O'Connor Ives, Kathleen
DiDomenico, Sal N. Pacheco, Marc R.
Donnelly, Kenneth J. Petruccelli, Anthony
Donoghue, Eileen M. Rodrigues, Michael J.
Downing, Benjamin B. Rosenberg, Stanley C.
Eldridge, James B. Ross, Richard J.
Flanagan, Jennifer L. Rush, Michael F.
Hedlund, Robert L. Spilka, Karen E.
Jehlen, Patricia D. Timilty, James E.
Joyce, Brian A. Welch, James T.
Keenan, John F. Wolf, Daniel A. — 35.

Kennedy, Thomas P.

NAYS.

Finegold, Barry R. Tarr, Bruce E. — 2.

ABSENT OR NOT VOTING.

Chandler, Harriette L. Forry, Linda Dorcena — 2.

The yeas and nays having been completed at four minutes before seven o'clock P.M., section 110 stands, in concurrence, notwithstanding the disapproval of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Section 181 (DOC Reprocurement) was considered as follows:

SECTION 181 Notwithstanding any general or special law to the contrary, the department of correction shall reprocure food and commissary services provided at all institutions with a contract to decrease expenses and increase efficiencies throughout the department. The department shall solicit new bids for such services and reprocurement shall be subject to an open and competitive bid process. The department of correction shall file a report with the house and senate committees on ways and means on the reprocurement progress and projected cost-savings on or before January 15, 2014. In executing the reprocurement of such services, the department shall notify each county sheriff who may elect to participate in the reprocurement of such services.

[The Governor disapproved this section.]

The question on passing section 181 in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at three minutes before seven o'clock P.M., as follows, to wit (yeas 36 — nays 1) [Yeas and Nays No. 181]:

YEAS.

Barrett, Michael J. Knapik, Michael R.
Brewer, Stephen M. Lovely, Joan B.
Brownsberger, William N. McGee, Thomas M.
Candaras, Gale D. Montigny, Mark C.
Chang-Diaz, Sonia Moore, Michael O.
Clark, Katherine M. Moore, Richard T.
Creem, Cynthia Stone O'Connor Ives, Kathleen
DiDomenico, Sal N. Pacheco, Marc R.
Donnelly, Kenneth J. Petruccelli, Anthony
Donoghue, Eileen M. Rodrigues, Michael J.
Downing, Benjamin B. Rosenberg, Stanley C.
Eldridge, James B. Ross, Richard J.
Finegold, Barry R. Rush, Michael F.
Flanagan, Jennifer L. Spilka, Karen E.
Jehlen, Patricia D. Tarr, Bruce E.
Joyce, Brian A. Timilty, James E.
Keenan, John F. Welch, James T.
Kennedy, Thomas P. Wolf, Daniel A. — 36.

NAYS.

Hedlund, Robert L. – 1.

ABSENT OR NOT VOTING.

Chandler, Harriette L. Forry, Linda Dorcena – 2.

The yeas and nays having been completed at seven o'clock P.M., section 181 stands, in concurrence, notwithstanding the disapproval of His Excellency the Governor, two-thirds of the members present and voting having approved the same.

Engrossed Bills Returned with Recommendation of Amendment.

A Message from His Excellency the Governor, returning with recommendation of amendment the engrossed Bill relative to judicial compensation (see House, No. 3564) [being the text contained in sections 114 through 134, inclusive, and sections 216 and 217 of the General Appropriation Bill (see House, No. 3538)] [for message, see attachment I of House, No. 3566],— came from the House with the endorsement that the House had rejected the amendment recommended by the Governor, and had adopted the following amendment striking out all after the enacting clause and inserting in place thereof the following:

“SECTION 1. Section 22 of chapter 211 of the General Laws, as appearing in the 2012 Official Edition, is hereby amended by striking out, in line 1, the figure ‘\$151,239’ and inserting in place thereof the following figure:- \$166,239.

SECTION 2. Said section 22 of said chapter 211 is hereby further amended by striking out the figure ‘\$166,239’, inserted by section 1, and inserting in place thereof the following figure:- \$181,239.

SECTION 3. Said section 22 of said chapter 211, as appearing in the 2012 Official Edition, is hereby further amended by striking out, in line 2, the figure ‘\$145,984’ and inserting in place thereof the following figure:- \$160,984.

SECTION 4. Said section 22 of said chapter 211 is hereby further amended by striking out the figure ‘\$160,984’, inserted by section 3, and inserting in place thereof the following figure:- \$175,984.

SECTION 5. Section 2 of chapter 211A of the General Laws, as appearing in the 2012 Official Edition, is hereby amended by striking out, in line 1, the figure ‘\$140,358’ and inserting in place thereof the following figure:- \$155,358.

SECTION 6. Said section 2 of said chapter 211A is hereby further amended by striking out the figure ‘\$155,358’, inserted by section 5, and inserting in place thereof the following figure:- \$170,358.

SECTION 7. Said section 2 of said chapter 211A, as appearing in the 2012 Official Edition, is hereby further amended by striking out, in line 2, the figure ‘\$135,087’ and inserting in place thereof the following figure:- \$150,087.

SECTION 8. Said section 2 of said chapter 211A is hereby further amended by striking out the figure ‘\$150,087’, inserted by section 7, and inserting in place thereof the following figure:- \$165,087.

SECTION 9. Section 4 of chapter 211B of the General Laws, as appearing in the 2012 Official Edition, is hereby amended by striking out, in line 3, the figure ‘\$129,694’ and inserting in place thereof the following figure:- \$144,694.

SECTION 10. Said section 4 of said chapter 211B is hereby further amended by striking out the figure ‘\$144,694’, inserted by section 9, and inserting in place thereof the following figure:- \$159,694.

SECTION 11. Said section 4 of said chapter 211B, as appearing in the 2012 Official Edition, is hereby further amended by striking out, in line 5, the figure ‘\$135,124’ and inserting in place thereof the following figure:- \$150,124.

SECTION 12. Said section 4 of said chapter 211B is hereby further amended by striking out the figure ‘\$150,124’, inserted by section 11, and inserting in place thereof the following figure:- \$165,124.

SECTION 13. Said section 4 of said chapter 211B, as appearing in the 2012 Official Edition, is hereby further amended by striking out, in line 6, the figure ‘\$140,358’ and inserting in place thereof the following figure:- \$155,358.

SECTION 14. Said section 4 of said chapter 211B is hereby further amended by striking out the figure ‘\$155,358’, inserted by section 13, and inserting in place thereof the following figure:- \$170,358.

SECTION 15. Sections 1, 3, 5, 7, 9, 11 and 13 shall take effect January 1, 2014.

SECTION 16. Sections 2, 4, 6, 8, 10, 12 and 14 shall take effect July 1, 2014.”.

The message was read; and, under the provisions of Article LVI of the Amendments to the Constitution, the bill was before the Senate subject to amendment and re-enactment.

The rules were suspended, on motion of Mr. Brewer.

After remarks, the Governor’s amendment was then *rejected*.

The question on the adoption of the House amendment was determined by a call of the yeas and nays, at three minutes past seven o'clock P.M., on motion of Mr. Tarr, as follows, to wit (yeas 32— nays 0) [Yeas and Nays No. 182]:

YEAS.

Brewer, Stephen M. Knapik, Michael R.

Brownsberger, William N. Lovely, Joan B.

Chang-Diaz, Sonia McGee, Thomas M.

Clark, Katherine M. Moore, Michael O.

Creem, Cynthia Stone Moore, Richard T.

DiDomenico, Sal N. Murray, Therese

Donnelly, Kenneth J. O'Connor Ives, Kathleen

Donoghue, Eileen M. Petruccelli, Anthony

Downing, Benjamin B. Rodrigues, Michael J.

Eldridge, James B. Rosenberg, Stanley C.

Finegold, Barry R. Ross, Richard J.

Hedlund, Robert L. Rush, Michael F.
Jehlen, Patricia D. Spilka, Karen E.
Joyce, Brian A. Tarr, Bruce E.
Keenan, John F. Welch, James T.
Kennedy, Thomas P. Wolf, Daniel A. – 32.
NAYS – 0.
ANSWERED “PRESENT”.
Barrett, Michael J. (present) Montigny, Mark C. (present)
Candaras, Gale D. (present) Pacheco, Marc R. (present)
Flanagan, Jennifer L. (present) Timilty, James E. (present) – 6.
ABSENT OR NOT VOTING.
Chandler, H
rriette L. Forry, Linda Dorcena – 2.

The yeas and nays having been completed at seven minutes past seven o'clock P.M., the House amendment was adopted, in concurrence.
Sent to the House for re-enactment.

A Message from His Excellency the Governor, returning with recommendation of amendment the engrossed Bill to study the prevention of fraud in the EBT program (see House, No. 3556) [being the text contained in Sections 4, 74 and 75 contained in the General Appropriation Bill (see House, No. 3538)] [for message, see attachment I of House, No. 3566],— came from the House with the endorsement that the House had rejected the amendment recommended by the Governor (as approved by committee on Bills in the Third Reading).

The message was read; and, under the provisions of Article LVI of the Amendments to the Constitution, the bill was before the Senate subject to amendment and re-enactment.

The rules were suspended, on motion of Mr. Brewer, and the matter was considered forthwith.

Messrs. Tarr, Hedlund, Knapik and Ross moved that the bill be amended by adding the following section:-

“SECTION __. Chapter 18 of the General Laws, as appearing in the 2012 Official Edition, is hereby amended by inserting after section 5N the following section:-

The department shall initiate a special in-person case review for any grantee whose transitional assistance account balance exceeds \$1,500 in value. Said case review shall cause the department to ensure that said grantee is fully compliant with the income, asset, identity and residency requirements for said benefits and all other rules and regulations of the department. Failure of a grantee to cooperate in said case review shall result in a termination of benefits.”

After debate, the question on adoption of the amendment (Tarr et al) was determined by a call of the yeas and nays, at seventeen minutes past seven o'clock P.M., on motion of Mr. Tarr, as follows, to wit (yeas 15 — nays 23) [Yeas and Nays No. 183]:
YEAS.

Donoghue, Eileen M. O'Connor Ives, Kathleen
Finegold, Barry R. Pacheco, Marc R.
Hedlund, Robert L. Rodrigues, Michael J.
Kennedy, Thomas P. Ross, Richard J.
Knapik, Michael R. Rush, Michael F.
Lovely, Joan B. Tarr, Bruce E.
Moore, Michael O. Timilty, James E. – 15.
Moore, Richard T.
NAYS.

Barrett, Michael J. Forry, Linda Dorcena
Brewer, Stephen M. Jehlen, Patricia D.
Brownsberger, William N. Joyce, Brian A.
Cand
aras, Gale D. Keenan, John F.
Chang-Diaz, Sonia McGee, Thomas M.
Clark, Katherine M. Monti
ny, Mark C.
Creem, Cynthia Stone Petrucci, Anthony
DiDomenico, Sal N. Rosenberg, Stanley C.
Donnelly, Kenneth J. Spilka, Karen E.
Downing, Benjamin B. Welch, James T.
Eldridge, James B. Wolf, Daniel A. – 23.
Flanagan, Jennifer L.
ABSENT OR NOT VOTING.
Chandler, Harriette L. – 1.

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

**The Governor's amendment was then considered; and it was rejected.
Sent to the House for re-enactment**

Matter Taken Out of the Notice Section of the Calendar.

There being no objection, the following matter was taken out of the Notice Section of the Calendar and consider as follows:

The Senate Bill revising the charter for the city of Pittsfield (Senate, No. 1803),-- **was read a third time.**

Pending the question on passing the bill to be engrossed, Mr., Downing moved that the bill be amended in section 22, by inserting after the word "signatures", in line 650, the first time it appears, the following words:- "; provided, however, that the signatures for the office of ward city councilor shall be from certified voters in the ward for which the councilor shall be elected"; and in said section 22, by inserting after the word "officials", in line 834, the following words:- "; provided, however, that the signatures for a recall petition for the office of ward city councilor shall be from certified voters in the ward for which the councilor was elected".

The amendment was adopted.

**The bill (Senate, No. 1803, amended) was then passed to be engrossed.
Sent to the House for concurrence.**

Order Adopted.

On motion of Mr. Brewer,--

Ordered, That when the Senate adjourns today, it adjourn to meet again tomorrow at a half past 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 Amy Lord.

Adjournment in Memory of Amy Beth Lord.

The Senator from Hampden and Hampshire, Ms. Candaras and the Senator from Suffolk, Ms. Forry moved that the Senate adjourn in the memory of Amy Lord.

Earlier today Amy's many friends, classmates, family, and small tight-knit community laid her to rest. It is notable that today is also a nearly perfect day – bright, sunny, and joyful. A day that so reflects Amy and reminds us that her life and memory will forever shine brighter than those who sought to harm her.

Amy was a talented, engaging student. A young woman who led by example and exuded positive energy whether in her official role as Captain of the Cheerleaders at her beloved Minnechaug Regional High School or in her unofficial role as the embodiment of school spirit.

People were drawn to her enthusiasm, talent, and natural leadership abilities. However, friends from her hometown of Wilbraham and her new adopted home of South Boston, appreciated that Amy treated all people with kindness. She was a person who believed in others and believed in inclusion. Her sincere and constant smile made her always approachable and easy to connect to.

As a student, she excelled and encouraged fellow classmates to foster their own talents. She led her fellow Cheerleaders to victory in the Western Mass. cheerleading championship. Amy graduated from Minnechaug Regional High School then graduated from Bentley University in 2011 with degrees in marketing and liberal studies. For two years she was employed by Genuine Interactive as an online marketing specialist.

By any measure of a person of any age, this young lady at 24 years of age was already a great success. We all aspire to approach life and living the way Amy did.

Amy leaves behind two broken-hearted communities, coaches, teachers, friends, family, and admirers. She also leaves wonderful parents and sisters who were her guiding light and life force. Amy Lord was the beloved daughter of Dennis A. and Cynthia A. (O'Donnell) Lord and loving sister of Kimberly J. Lord and Carly M. Lord of Wilbraham. She was predeceased by her paternal grandmother, Christine "Bapci" Lord and her maternal grandmother, Barbara "Grammy" O'Donnell. She is also survived by her paternal grandfather, Donald J. Lord of Ludlow and her maternal grandfather, Robert O'Donnell of Springfield; special godparents, Maurice and Laurie Dusel; several aunts, uncles, cousins, and friends; her boyfriend Mike Cassell and special friends, "The Gypies" and "The Bentley Girls."

Although, Amy was a resident of Wilbraham and South Boston, her death is felt most deeply in those communities, our Commonwealth and our nation have once again, lost to violence all hope and promise of a beautiful, young, life. We search for answers as we adjourn tonight in the memory of Ms. Amy Lord of Wilbraham and South Boston.

Accordingly, as a mark of respect in memory of Amy Beth Lord, at twenty-seven minutes past seven o'clock P.M., on motion of Ms. Candaras and Ms. Forry, the Senate adjourned to meet again tomorrow at a half past eleven o'clock A.M.